



LATROBE CITY COUNCIL

MINUTES FOR THE COUNCIL MEETING

HELD IN MOE TOWN HALL AND
VIA AUDIO-VISUAL LINK
AT 6:00PM ON 01 JULY 2024
CM606

PRESENT:

Councillors:	Cr Darren Howe, Mayor	East Ward
	Cr Tracie Lund, Deputy Mayor	Central Ward
	Cr Graeme Middlemiss	Central Ward
	Cr Dan Clancey	East Ward
	Cr Dale Harriman	East Ward
	Cr Kellie O'Callaghan	East Ward (Virtual)
	Cr Sharon Gibson	West Ward (Virtual)
Officers:	Steven Piasente	Chief Executive Officer
	Georgia Hills	General Manager Community Health & Wellbeing
	Jody Riordan	General Manager Regional City Planning & Assets
	James Rouse	Acting General Manager Regional City Strategy & Transition
	Nathan Kearsley	General Manager Organisational Performance
	Zoe Speck	Manager Governance
	Peter Schulz	Coordinator Council Business
	Kaitlyn Boram	Governance Officer
Apologies:	Cr Brad Law	West Ward

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Resolutions in this minutes document should be read in conjunction with the published agenda for the 01 July 2024 Council Meeting.

1. ACKNOWLEDGEMENT OF THE TRADITIONAL OWNERS OF THE LAND

The Mayor read the acknowledgement of the traditional owners of the land.

2. APOLOGIES AND LEAVE OF ABSENCE

Cr Brad Law

3. ADOPTION OF MINUTES

MOTION

Moved: Cr Middlemiss

Seconded: Cr Harriman

That Council confirm the minutes of the Council Meeting held on 3 June 2024.

CARRIED UNANIMOUSLY

4. DECLARATION OF INTERESTS

Cr Harriman declared an interest in Item 7.4 – Planning Scheme Amendment C144 – Traralgon West Development Plan Overlay – Consideration of Submissions, as reported to the Chief Executive Officer previously.

5. PUBLIC PARTICIPATION TIME

Public Questions on Notice

In Accordance with the Governance Rules, members of the public can lodge a question on notice before 12 noon on the Friday before the day of the Council meeting in order for the question to be answered at the meeting. There were two public questions on notice.

Question 1:

From: Taylah Ling

Topic: Gippsland Pride Initiative

Question:

Does Latrobe City Council liaison with the Gippsland Pride Initiative and if so what do the liaison with them for, do they pay money for this service and how often does it happen?

Answer:

Council officers do liaise with the Gippsland Pride Initiative on matters relevant to the LGBTQIA+ community. This reflects normal practice in community engagement, noting that Council also consult with a range of agencies, groups and individuals across our municipality on matters relevant to them. There is no ongoing service agreement between Latrobe City Council and Gippsland Pride Initiative.

Question 2

From: Taylah Ling

Topic: Latrobe's Biggest Ever Blokes BBQ

Question:

Did Latrobe City Council make any donation to the Latrobe's Big Bloke BBQ Event this year or have any involvement?

Answer:

Council supported the 2024 Latrobe Valley Biggest Ever Blokes BBQ by providing use of Kernot Hall at a subsidised venue hire rate in line with Council's fees and charges. Council takes the opportunity to congratulate the Committee on raising over \$100,000 for the Prostate Cancer Foundation Australia.

Public Speakers

Members of the public who registered before 12 noon were invited to speak to an item on the agenda. There were three public speakers.

- Margaret Guthrie from the Churchill & District Community Association spoke to Item 6.5 – Churchill Town Centre – Public Toilet Options
- Peter Aldred spoke to Item 7.1 – Planning Permit Application 2023/277 Use of Land for the Sale of Packaged Liquor
- Evan Matthews of EVO Plan spoke to Item 7.3 – Planning Permit Application 2023/261 Development of Land with Telecommunications Facility

STRATEGIC ITEMS FOR DECISION

6. STRATEGIC ITEMS FOR DECISION

Item Number 6.1 01 July 2024

Regional City Strategy & Transition

2025/26 VICTORIAN STATE AND FEDERAL GOVERNMENT BUDGET SUBMISSIONS AND FEDERAL ELECTION PRIORITIES

OFFICER'S RECOMMENDATION

That Council endorse the 2025/2026 Advocacy Agenda and use the documentation for the 2025/2026 Victorian State Budget, 2025/2026 Australian Federal Budget and the 2025 Australian Federal Election.

MOTION

Moved: Cr Middlemiss

Seconded: Cr Harriman

That Council endorse the 2025/2026 Advocacy Agenda and use the documentation for the 2025/2026 Victorian State Budget, 2025/2026 Australian Federal Budget and the 2025 Australian Federal Election with an additional priority in the itemised list on Page 5, being – government support for net zero use of lignite.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Latrobe City Councils Advocacy Agenda 2025/26

AWARENESS CAMPAIGNS POLICY

MOTION

Moved: Cr Clancey

Seconded: Cr Lund

That Council

- 1. Adopt the Awareness Campaigns Policy, effective from July 2024 to July 2028; and,**
- 2. Make the Awareness Campaign Policy available on Council's website.**

For Crs Clancey, O'Callaghan, Middlemiss, Howe and Lund

Against: Crs Harriman and Gibson

CARRIED

Attachments - Refer to Council Meeting Agenda

- Awareness Campaigns Policy
- Awareness Campaigns Request Form

ECONOMIC DEVELOPMENT MEMBERSHIP RENEWALS

MOTION

Moved: Cr Middlemiss

Seconded: Cr Harriman

That Council:

- 1. Renew the following memberships for the 2024/2025 year:**
 - a) Rail Freight Alliance**
 - b) South East Australian Transport Strategy (SEATS)**
 - c) National Timber Council Australia**
 - d) Timber Towns Victoria**
 - e) Australia Chinese Business Council**
- 2. Take up new memberships of the following organisations for the 2024/2025 year:**
 - a) Regional Activators Alliance (RAA)**
 - b) South East Melbourne Manufacturers Alliance (SEMMA)**

CARRIED UNANIMOUSLY

Attachments

Nil

REGIONAL TOURISM INVESTMENT FUND - APPLICATION

MOTION

Moved: Cr Gibson

Seconded: Cr Clancey

That Council endorse the application to the Regional Tourism Investment Fund 2024 to seek funding to upgrade the Tyers, Glengarry and Boolarra dirt BMX tracks, with the matching funds being provided from the adopted 2024/25 budget allocation for the Tyers project.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Regional Tourism Investment Fund - Program Guidelines
2. Draft Youth Infrastructure Plan 2024-34

CHURCHILL TOWN CENTRE - PUBLIC TOILET OPTIONS

MOTION

Moved: Cr Lund

Seconded: Cr Middlemiss

That Council

- 1. Allocate \$100,000 (excluding GST) from the Accumulated Unallocated Cash Reserve to undertake a detailed design for the construction of a new public toilet facility in the Churchill CBD as proposed in the Public Toilet Plan 2023-2033; and**
- 2. As part of the Mid-Year Budget Review Process, give consideration to allocating funds for the construction of the facility.**

CARRIED UNANIMOUSLY

FORESHADOWED MOTION

Moved: Cr Middlemiss

Seconded: Cr Harriman

That Council:

- 1. Write to the owners of Hazelwood Village Shopping Centre seeking to enter into an agreement allowing the provision of public toilet facilities within the venue to be made available to the public;**
- 2. Subject to a written agreement being obtained, allocate \$5,000 (excluding GST) for way finding signage to be implemented at appropriate locations within the Churchill Activity Centre, for the Hazelwood Village toilet facilities; and**
- 3. If written agreement at Item 1 cannot be obtained, allocate up to \$100,000 (excluding GST) from the accumulated unallocated cash reserve for the provision of a temporary toilet within the Churchill Activity Centre.**

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Town Hall Option
2. Permanent Toilet Design Options

MOTION

Moved: Cr Harriman

Seconded: Cr Middlemiss

That the meeting be adjourned.

CARRIED UNANIMOUSLY

Meeting adjourned at 7.44pm.

Meeting resumed at 7.58pm.

STATUTORY PLANNING

7. STATUTORY PLANNING

Item Number 7.1

01 July 2024

Regional City Planning and Assets

PLANNING PERMIT APPLICATION 2023/277 USE OF LAND FOR THE SALE OF PACKAGED LIQUOR

OFFICER'S RECOMMENDATION

That Council issue a Notice of Decision to Grant a Permit for the use of land for the sale of packaged liquor (packaged liquor licence) at 27/72-82 Princes Drive, Morwell, subject to conditions at Attachment 1 to this report.

MOTION

Moved: Cr O'Callaghan

Seconded: Cr Middlemiss

That Council defer consideration of this matter to the next Council Meeting.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1: Draft Permit Conditions
2. Attachment 2: Copy of plans
3. Attachment 3: Copy of objections (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Contains personal contact information of objectors.

4. Attachment 4: Response to objections
5. Attachment 5: Cumulative Impact Assessment

Agenda Item: 7.2

Agenda Item: **Planning Scheme Amendment C132 - Technical Corrections - Consideration for Adoption**

Sponsor: **General Manager, Regional City Planning and Assets**

MOTION

Moved: Cr Gibson

Seconded: Cr Clancey

That Council:

- 1. Adopt Amendment C132 with post Authorisation changes, as outlined in Attachments 1 and 2, in accordance with section 29 of the *Planning and Environment Act 1987*.**
- 2. Submit adopted Amendment C132 together with the prescribed information to the Minister for Planning for approval, in accordance with section 31 of the *Planning and Environment Act 1987***

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Post Authorisation changes
2. Amendment Documents

PLANNING PERMIT APPLICATION 2023/261 DEVELOPMENT OF LAND WITH TELECOMMUNICATIONS FACILITY

MOTION

Moved: Cr Clancey

Seconded: Cr Middlemiss

That Council issue a Notice of Decision to Grant a Permit for the development of land with a telecommunications facility at Saviges Road, Yallourn North, subject to conditions at Attachment 1 to this report.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1 Draft Conditions
2. Attachment 2 Plans of the proposal
3. Attachment 3 Copy of Objections

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal Information.

4. Attachment 4 Location of objectors (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal details.

5. Attachment 5 Response to objections
6. Attachment 6 Planning Policy Assessment
7. Attachment 7 Site Selection Assessment
8. Attachment 8 Visual Impact Assessment

Cr Harriman left the meeting at 8.04pm.

Agenda Item: 7.4

Agenda Item: **Planning Scheme Amendment C144 - Traralgon West Development Plan Overlay - Consideration of Submissions**

Sponsor: **General Manager, Regional City Planning and Assets**

MOTION

Moved: Cr Gibson

Seconded: Cr Middlemiss

That Council:

- 1. Having formally considered all written submissions received to Amendment C144 note the issues raised by the submissions and the officer's response to those issues, as outlined in Attachment 2;**
- 2. Request the Minister for Planning appoint a planning panel to consider all submissions received for Amendment C144, in accordance with Part 8 of the *Planning and Environment Act 1987*;**
- 3. Refer all submissions to the planning panel appointed by the Minister for Planning;**
- 4. Endorse the officer's response to the issues raised by submissions and the recommended changes to Amendment C144, as outlined in Attachment 2 and 3, as the basis for Council's submission to the planning panel; and**
- 5. Advise those persons who made written submissions to Amendment C144 of Council's decision.**

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Combined Submissions
2. Summary of Submissions Table
3. Proposed changes in response to submissions

Cr Harriman returned to the meeting at 8.10pm.

PLANNING PERMIT APPLICATION 2023/186 MULTI-LOT SUBDIVISION OF LAND, REMOVAL OF EASEMENT, AND REMOVAL OF NATIVE VEGETATION

MOTION

Moved: Cr Clancey

Seconded: Cr Middlemiss

That Council issue a Notice of Decision to Grant a Permit for a multi-lot subdivision of land, removal of easement, and removal of native vegetation at Young Street, Boolarra subject to conditions at Attachment 1 to this report.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Attachment 1 Draft conditions
2. Attachment 2 Plans of the proposal
3. Attachment 3 Copy of objections (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Objections contain names, addresses and contact details of residents.

4. Attachment 4 Location of objectors (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Map shows addresses of objectors.

5. Attachment 5 Response to objections
6. Attachment 6 Further Consultation Letter and Attachments

7. Attachment 7 Further Submission from Objector (Published Separately)

This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal details of objector in document.

8. Attachment 8 Additional Response to Objections

9. Attachment 9 Planning Policy Assessment

10. Attachment 10 Clause 56 Assessment

Cr Gibson left the meeting at 8.12pm.

Cr Gibson returned to the meeting at 8.13pm.

CORPORATE ITEMS FOR DECISION

8. CORPORATE ITEMS FOR DECISION

Item Number 8.1 01 July 2024

Community Health and Wellbeing

TOURISM & MAJOR EVENTS ADVISORY COMMITTEE RECOMMENDATION - JUNE 2024

MOTION

Moved: Cr Harriman

Seconded: Cr Gibson

That Council:

1. **Adopt the recommendations of the Tourism and Major Events Advisory Committee and authorises officers to enter into a suitable agreement to fund the following events through the annual major events attraction budget:**
 - **2024 & 2025 Football Victoria Boys and Girls Championships (held annually in October) for up to \$10,000 and in-kind venue hire, per year, for two years.**
 - **2025 Tennis Australia Pro Tour (held February/March 2025) for \$20,000.**
 - **2025 – 2027 V/Line Cup (held annually in September) for \$30,000 and in-kind venue hire and waste management, per year, for 3 years.**

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. 2024 - 2025 Football Victoria Boys and Girls Soccer Championships, Major Event Assessment
2. 2025 Tennis Australia Pro Tour, Major Event Assessment
3. 2025 - 2027 V/Line Cup, Major Event Assessment

LAND SALE UPDATE - 2 MATES STREET, TRARALGON

MOTION

Moved: Cr Gibson

Seconded: Cr Clancey

That Council discontinue the sale process of part of the discontinued road adjoining 2 Mates Street, Traralgon.

CARRIED UNANIMOUSLY

Attachments - Refer to Council Meeting Agenda

1. Title Plan 965918U

URGENT BUSINESS

9. URGENT BUSINESS

Nil reports

REPORTS FOR NOTING

10. REPORTS FOR NOTING

Item Number 10.1 01 July 2024

Regional City Planning and Assets

GIPPSWIDE KERBSIDE COLLABORATIVE PROCUREMENT PROJECT - KERBSIDE COLLECTION AND TRANSPORT - FINAL TENDERER DETAILS

MOTION

Moved: Cr Middlemiss

Seconded: Cr Clancey

That Council note this Report.

CARRIED UNANIMOUSLY

Attachments

Nil

11. QUESTIONS ON NOTICE

Nil reports

NOTICES OF MOTION

12. NOTICES OF MOTION

Nil reports

ITEMS FOR TABLING

13. ITEMS FOR TABLING

Nil reports

14. ACKNOWLEDGEMENTS

Cr Clancey acknowledged the 1st Traralgon Scout Group celebrating their 100th anniversary.

**MEETING CLOSED TO
THE PUBLIC TO
CONSIDER
CONFIDENTIAL
INFORMATION**

15. MEETING CLOSED TO THE PUBLIC TO CONSIDER CONFIDENTIAL INFORMATION

Section 66 of the *Local Government Act 2020* enables Council to close the meeting to the public to consider *confidential information* as defined in that Act.

MOTION

Moved: Cr Lund

Seconded: Cr Middlemiss

That Council pursuant to section 66(1) and 66(2)(a) of the *Local Government Act 2020* (the Act) close the Council Meeting to the public to consider the following items containing confidential information as defined in section 3(1) of the Act:

15.1 LCC-839 Kerb and Channel Replacement Program

This item is confidential as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)) and private commercial information, being information provided by a business, commercial or financial undertaking that—

(i) relates to trade secrets; or

(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage (section 3(1)(g)). These grounds apply because Releasing this information publicly and/or prematurely may prejudice the undertaking of this process and would release private commercial information of the tenderers that may cause disadvantage.

15.2 Fleet Management Services Contract - Procurement Australia

This item is confidential as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)) and private commercial information, being information provided by a business, commercial or financial undertaking that—

(i) relates to trade secrets; or

(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage (section 3(1)(g)). These grounds apply because Releasing this information publicly and/or prematurely may prejudice the undertaking of this process and would release private commercial information of the tenderers that may cause disadvantage.

CARRIED UNANIMOUSLY

The Meeting closed to the public at 8.21pm.

There being no further business the meeting was declared closed at 9.23pm.

I certify that these minutes have been confirmed.

Mayor: _____

Date: _____