



# LATROBE CITY COUNCIL

## MINUTES FOR THE COUNCIL MEETING

HELD VIA AUDIO-VISUAL LINK  
AT 6PM ON  
04 OCTOBER 2021

CM569

**PRESENT:**

<b>Councillors:</b>	Cr Sharon Gibson, Mayor	West Ward
	Cr Darren Howe, Deputy Mayor	East Ward
	Cr Tracie Lund	Central Ward
	Cr Graeme Middlemiss	Central Ward
	Cr Dan Clancey,	East Ward
	Cr Dale Harriman	East Ward
	Cr Kellie O'Callaghan	East Ward
	Cr Brad Law	West Ward
<b>Officers:</b>	Steven Piasente	Chief Executive Officer
	Kendrea Pope	A/Executive Manager Office of the CEO
	Gail Gatt	A/General Manager Community Health & Wellbeing
	Greg Drumm	General Manager Organisational Performance
	Jody Riordan	A/General Manager Assets & Presentation
	Hanna Steevens	Manager Governance
	Kieran Stewart	Governance Officer
	Kaitlyn Boram	Governance Officer
<b>Apologies:</b>	Cr Melissa Ferguson	South Ward

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Resolutions in this minutes document should be read in conjunction with the published agenda for the 04 October 2021 Council Meeting.

## **COUNCILLOR AND PUBLIC ATTENDANCE**

### **PLEASE NOTE**

The Victorian Government's *COVID-19 Omnibus (Emergency Measures) Act 2020* has introduced into the *Local Government Act 2020* new mechanisms that allow for virtual Council Meetings to ensure local government decision-making can continue during the coronavirus pandemic.

Pursuant to section 394 of the *Local Government Act 2020*, a Councillor may attend this Council Meeting remotely by electronic means of communication; and

Pursuant to section 395 of the *Local Government Act 2020* this Council Meeting may be closed to the attendance by members of the public by making available access to a live stream of the Meeting on the Council's internet site.

### **1. OPENING PRAYER**

The Mayor read the opening prayer.

### **2. ACKNOWLEDGEMENT OF THE TRADITIONAL OWNERS OF THE LAND**

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

### **3. APOLOGIES AND LEAVE OF ABSENCE**

Cr Melissa Ferguson provided an apology in advance of the meeting.

### **4. DECLARATION OF INTERESTS**

Councillor Law declared a general interest under the *Local Government Act 2020* in respect to Item 18.1 (LCC-724 Hazelwood South Reserve Change Pavilion).

Councillor Lund declared a material interest under the *Local Government Act 2020* in respect to resolution 5 of Item 15.1 (2021/22 Community Grant and Sponsorship, Round One Recommendations).

Councillor Harriman declared a general interest under the *Local Government Act 2020* in respect to resolution 2 and 3 of Item 15.1 (2021/22 Community Grant and Sponsorship, Round One Recommendations).

Councillor Clancey declared a material interest under the *Local Government Act 2020* in respect to resolution 4 and parts of resolution 2 of Item 15.1 (2021/22 Community Grant and Sponsorship, Round One Recommendations).

Councillor Clancey declared a general interest under the *Local Government Act 2020* in respect to parts of resolution 2 of Item 15.1 (2021/22 Community Grant and Sponsorship, Round One Recommendations).

Councillor O'Callaghan declared an interest that is not a conflict under the *Local Government Act 2020* in respect to Item 18.1 (LCC-724 Hazelwood South Reserve Change Pavilion).

## 5. ADOPTION OF MINUTES

### **MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr Howe

**That Council confirm the minutes of the Council Meeting held on 6 September 2021.**

**CARRIED UNANIMOUSLY**

## 6. ACKNOWLEDGEMENTS

Cr Law acknowledged the passing of local musician Paddie O'Dowd.

Cr O'Callaghan acknowledged and thanked all workers who have been affected in the current COVID-19 outbreak in Latrobe Valley.

Cr Harriman acknowledged the continued successes of local basketballers Jade Melbourne and Jaz Shelley.

Cr Clancey acknowledged the local community for all they are doing in response to the current COVID-19 outbreak in Latrobe Valley.

## 7. PUBLIC PARTICIPATION TIME

### **Attend as an observer**

The Victorian Government's *COVID-19 Omnibus (Emergency Measures) Act 2020* has introduced into the *Local Government Act 2020* new mechanisms that allow for virtual Council Meetings and allow for Council Meetings to be closed to the public.

### **Public Questions on Notice**

In accordance with the *Governance Rules*, members of the public were able to lodge a question on notice before 12 noon in order for the question to be answered at the meeting. There were no questions on notice.

### **Public Speakers**

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

The following persons spoke on an item on the agenda:

<b>Item No.</b>	<b>Agenda Item</b>	<b>Name &amp;/or Company</b>
14.3	Use and Development of Land for a Car Wash and Reduction of Car Parking Requirements at 12 Shakespeare Street and 43 Queens Parade, Traralgon	Mick Nicola, Director NC Property Group Pty Ltd
14.3	Use and Development of Land for a Car Wash and Reduction of Car Parking Requirements at 12 Shakespeare Street and 43 Queens Parade, Traralgon	Nicole Stow, Principal Town Planner Beveridge Williams & Co Pty Ltd, acting on behalf of the planning permit applicant NC Property Group Pty Ltd
14.3	Use and Development of Land for a Car Wash and Reduction of Car Parking Requirements at 12 Shakespeare Street and 43 Queens Parade, Traralgon	Anne Christine Sindt

*The Chief Executive Officer committed to provide a response to the question on notice raised by the Mayor:*

- *What is the status of the planning permit for 39 Queens Parade?*

*The question on notice response will be documented in the agenda for the 08 November Council Meeting.*

**8. QUESTIONS ON NOTICE**

Nil reports

# **NOTICES OF MOTION**



## **9. NOTICES OF MOTION**

### **9.1 2021/16 DECRIMINALISING SEX WORK**

**Cr Dale Harriman**

#### **MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Middlemiss

**That Council:**

- 1. Notes the Victorian Government is seeking to decriminalise sex work in Victoria and has recently concluded consultation on their preferred model and how it should be implemented. The Victorian Government's engagement website advises: '*decriminalisation of sex work will:***
  - a. remove offences and criminal penalties for consensual sex work in most circumstances. This will include decriminalising street-based sex work in most locations and repealing public health offences;***
  - b. repeal the Sex Work Act 1994 and regulate the sex work industry through existing regulatory agencies; and***
  - c. introduce supporting reforms in areas such as planning, public health and anti-discrimination'.***
- 2. Notes:**
  - a. Meaningful consultation with community and with local government on any proposals must occur before any changes are considered or introduced; and**
  - b. community consultation must form an integral consideration for any changes to the sex work industry.**
- 3. Writes to the Department of Justice and Community Safety and Consumer Affairs Victoria (with a copy sent to the relevant Ministers and shadow Ministers and Latrobe City Members of Parliament) expressing:**
  - a. opposition to the following proposed changes on the basis they will directly impact councils and their communities:**
    - i. Decriminalising street-based sex work in most locations;***
    - ii. Dismantling the sex work licensing and registration system established by the Sex Work Act 1994 including removal of the separation distance requirements between sex work businesses and particular land uses, including dwellings;***



## **9.2 2021/17 PROPOSED STATE GOVERNMENT PLANNING REFORMS**

**Cr Dale Harriman**

### **MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Middlemiss

#### **That Council:**

- 1. Notes that the Victorian government has made a number of changes to the planning system in the last number of years and is currently considering further significant planning reform.**
- 2. Write to the Minister for Planning requesting that the State Government to include full consultation with local governments and community before any planning reform decisions are made.**
- 3. Strongly supports the community having an ongoing central role in the planning system and continues to advocate that:**
  - a. Consultation with community and with local government on any reform proposals must occur before any further reforms are considered or introduced.**
  - b. The community's voice must remain central in planning decisions.**
  - c. Strong community consultation must be a core part of major planning decisions.**
  - d. Community voice is critical for ensuring a transparent planning system that strengthens local neighbourhoods and economies.**
- 4. Requests the CEO or delegate to work with other local governments in regard to any further advocacy on the issue.**

**CARRIED UNANIMOUSLY**

#### **Attachments**

Nil

**ITEMS REFERRED BY  
THE COUNCIL TO THIS  
MEETING FOR  
CONSIDERATION**

**10. ITEMS REFERRED BY THE COUNCIL TO THIS MEETING FOR  
CONSIDERATION**

Nil reports

# **CORRESPONDENCE**

**11. CORRESPONDENCE**

Nil reports

# **PRESENTATION OF PETITIONS**



**12. PRESENTATION OF PETITIONS**

Nil reports

# **CHIEF EXECUTIVE OFFICE**

**13. CHIEF EXECUTIVE OFFICE**

**Agenda Item: 13.1**

**Agenda Item: Proposed Road Renaming - Ashley Avenue, Morwell**

**Sponsor: Chief Executive Office**

**Council Plan Objective: Ensure Council operates openly, transparently and responsibly.**

**Status: For Decision**

**MOTION**

**Moved: Cr Middlemiss**

**Seconded: Cr Clancey**

**That Council:**

- 1. Authorises the Chief Executive Officer to commence the community consultation process required under the Naming Rules for places in Victoria and publish notices inviting written submissions concerning its intention to consider the proposal to rename the original Ashley Avenue, off Alliss Road, to Nathan Avenue, Morwell; and**
- 2. If any submissions regarding the proposal are received, delegates to the Chief Executive Officer the authority:**
  - a) to fix the date of the Council Meeting to consider submissions, and**
  - b) notify those who made a submission of the time and place of the Council Meeting that Council will consider the submission, and**
  - c) arrange for those wishing to be heard in support of their submission to attend the Council Meeting to consider submissions, or**
- 3. If no submissions objecting to the proposal are received, authorises the Chief Executive Officer to commence the administrative process to officially rename the original Ashley Avenue, off Alliss Road, to Nathan Avenue, Morwell.**

**CARRIED UNANIMOUSLY**

**Attachments – Refer to Council meeting agenda**

- 1. Ashley Avenue, Morwell**

**Agenda Item: 13.2**

**Agenda Item: Presentation of the Audit and Risk Committee Minutes  
- 02 September 2021**

**Sponsor: Chief Executive Office**

**Council Plan Objective: Ensure Council operates openly, transparently and responsibly.**

**Status: For Information**

**MOTION**

**Moved: Cr Middlemiss**

**Seconded: Cr Howe**

**That Council receives and notes the attached Audit and Risk Committee Minutes for the 02 September 2021 meeting.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Audit & Risk Committee Meeting Minutes - 02 September 2021

**Agenda Item: 13.3**

**Agenda Item: Proposal to Rename Parts of Prestwick Parkway to St Andrews Lane and Royal St George Lane**

**Sponsor: Chief Executive Office**

**Council Plan Objective: Improve the liveability and connectedness of Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved: Cr Law**

**Seconded: Cr Middlemiss**

**That Council:**

- 1. Authorises the Chief Executive Officer to commence the community consultation process required under the Naming Rules for places in Victoria and publish notices inviting written submissions concerning its intention to consider renaming parts of Prestwick Parkway to Royal St George Lane and named St Andrews Lane; and**
- 2. If submissions objecting to the proposal are received, delegates to the Chief Executive Officer the authority:**
  - a) to fix the date of the Council Meeting to consider submissions, and**
  - b) notify those who made a submission of the time and place of the Council Meeting that Council will consider the submission, and**
  - c) arrange for those wishing to be heard in support of their submission to attend the Council Meeting to consider submissions, or**
- 3. If no submissions objecting to the proposal are received, authorises the Chief Executive Officer to commence the administrative process to officially rename parts of Prestwick Parkway to Royal St George Lane and St Andrews Lane.**

**CARRIED UNANIMOUSLY**

**Attachments**

Nil

**Agenda Item: 13.4**

**Agenda Item: Consideration of a Meeting Live Streaming Policy**

**Sponsor: Chief Executive Office**

**Council Plan Objective: Ensure Council operates openly, transparently and responsibly.**

**Status: For Decision**

**MOTION**

**Moved:** Cr O'Callaghan

**Seconded:** Cr Clancey

**That Council:**

- 1. Adopts the Meeting Live Streaming Policy; and**
- 2. Makes the Meeting Live Streaming Policy available on Council's website and available for inspection at all Council Service Centres.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

- 1. Live Streaming Policy**

**Agenda Item: 13.5**

**Agenda Item:                    Tabling of Audit and Risk Committee Bi-Annual Report**

**Sponsor:                        Chief Executive Office**

**Council Plan Objective: Ensure Council operates openly, transparently and responsibly.**

**Status:                         For Decision**

**MOTION**

**Moved:            Cr Middlemiss**

**Seconded:       Cr Harriman**

**That Council receives and notes the Bi-Annual Report prepared by the Audit and Risk Committee for the January and June 2021 period.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Bi-Annual Report

# **ASSETS AND PRESENTATION**



## **14. ASSETS AND PRESENTATION**

**Agenda Item: 14.1**

**Agenda Item: Road Register Status - Government Road Jeeralang  
North and Barktown Road Boolarra**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Provide a connected, engaged and safe community  
environment, which is improving the well-being of all  
Latrobe City citizens.**

**Status: For Decision**

### **MOTION**

**Moved: Cr Middlemiss**

**Seconded: Cr Howe**

**That Council:**

- 1. Proceeds with negotiations with Department of Environment, Land,  
Water and Planning (DELWP) to seek an improved level of maintenance  
of:
  - a. Barktown Road, Boolarra - from Limonite Road to the front gate of  
625 Barktown Road; and**
  - b. Government Road, Jeeralang North – from Rules Road to Jeeralang  
North road.****
- 2. Receives a further report detailing the outcomes of such negotiations  
with respect to the maintenance of the roads prior to the consideration  
of any formal changes to the DELWP/Latrobe City Council agreement.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

- 1. Government & Barktown Roads**

**Agenda Item: 14.2**

**Agenda Item: Moe Bus Routes and Parking Review**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Improve the liveability and connectedness of Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved:** Cr Law

**Seconded:** Cr Clancey

**That Council notes the report on the Moe Bus Routes and Car Park Working Party.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Extract from 5 March 2018 Council Report

**Agenda Item: 14.3**

**Agenda Item: Use and Development of Land for a Car Wash and Reduction of Car Parking Requirements at 12 Shakespeare Street and 43 Queens Parade, Traralgon**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Support job creation and industry diversification to enable economic growth in Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved: Cr Howe**

**Seconded: Cr Harriman**

**That Council:**

**Issues a Notice of Decision to Grant a Permit for the use and development of land for a car wash, reduction of car parking requirements and alteration of access to a Road Zone Category 1 at 12 Shakespeare Street and 43 Queens Parade, Traralgon, with the following conditions:**

**Amended Plans**

- 1 Before the commencement of any works hereby permitted, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the plans submitted but modified to show:
  - a) Not less than one metre clearance between the proposed western vehicle crossing on Queens Parade and Council's stormwater side entry pit or, the plans must be amended to indicate that the stormwater pit will be relocated at the applicant's cost.**
  - b) Reduction in the width of the proposed western vehicle crossing on Queens Parade to match the width and location of the proposed vehicle accessway within the property.**
  - c) Removal of the Queens Parade exit, with all vehicles to exit the site via Shakespeare Street.****

**Plans not to be Altered - Use and Development**

- 2 The use and development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.**

#### **Development conditions**

- 3 Once building works have commenced, they must be completed to the satisfaction of the Responsible Authority.**
- 4 All buildings and works must be maintained in good order and appearance to the satisfaction of the Responsible Authority.**
- 5 Construction works on the land must be carried out in a manner that does not result in damage to existing Council assets and does not cause detriment to adjoining owners and occupiers, to the satisfaction of the Responsible Authority.**

#### **Landscaping - Prior to Development**

- 6 Before the use starts or the occupancy of the development or by such later date as is approved by the Responsible Authority in writing, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the Responsible Authority.**

#### **Landscaping - Maintenance**

- 7 The landscaping shown on the endorsed plans must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced.**

#### **Contact details of operator**

- 8 Prior to the commencement of the approved use, a notice containing the telephone contact details of the operator or authorised person of the approved car wash must be displayed in a visible location on the site.**

#### **Consolidation of land**

- 9 Before the commencement of the use approved by this permit, the land subject to this permit must be consolidated into a single lot.**

#### **Amenity Conditions**

- 10 Before the use starts, an amenity management plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. All activities on the land must comply with the amenity management plan to the satisfaction of the Responsible Authority. The plan must include:
  - a) measures to ensure the orderly conduct of patrons;**
  - b) the location for signage to encourage responsible on-site patron behaviour; and**
  - c) procedures to mitigate noise emissions.****
- 11 The use and/or development must be managed so that the amenity of**

the area is not detrimentally affected through the:

- a) transportation of materials, goods or commodities to or from the land;
- b) appearance of any building, works or materials;
- c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;
- d) presence of vermin;

#### **Security alarms**

- 12 All security alarms or similar devices installed on the land must be of a silent type in accordance with the current standard specified by Standards Australia International Limited and connected to a security service.**

#### **External lighting**

- 13 External lighting must be designed, baffled and located to prevent any detrimental effect on nearby land, to the satisfaction of the Responsible Authority.**

#### **Vehicle Wash Area**

- 14 Before the use starts, the concrete paved area for the washing of vehicles must be constructed so all water is drained to an outlet point (and includes appropriate oil interceptor traps) in the concrete area. Vehicles must not be washed in any other area other than the designated washing bay as shown on the endorsed plans to the satisfaction of the Responsible Authority.**

#### **Compliance Noise**

- 15 The use and development permitted must at all times comply with:**
- a) Environment Protection Authority 'Noise from Industry in Regional Victoria' ('NIRV' - EPA publication no 1411); and
  - b) Environment Protection Authority State Environment Protection Policy No. N-1.

#### **Engineering**

- 16 Before the commencement of any works hereby permitted a site drainage plan, including levels or contours of the land and all hydraulic computations, must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and an electronic copy in PDF format must be provided. The drainage plan**

must be prepared in accordance with the requirements of Latrobe City Council's design guidelines and must provide for the following:

- a) How the land including all buildings, open space and paved areas will be drained to the legal point of discharge for a 10 % AEP storm event.
  - b) An underground pipe drainage system conveying stormwater discharge to the legal point of discharge.
- 17 Appropriate measures must be implemented throughout the construction stage of the development to rectify and/or minimise mud, crushed rock or other debris being carried onto public roads or footpaths from the subject land to the satisfaction of the Responsible Authority.
- 18 Before the use commences of the building hereby permitted, or by such later date as is approved by the Responsible Authority in writing, the following works must be completed in accordance with the endorsed plans and to the satisfaction of the Responsible Authority including all necessary permits being obtained and inspections undertaken:
- a) All drainage works must be constructed in accordance with the approved site drainage plan.
  - b) The areas shown on the endorsed plans for vehicle access must be constructed in accordance with the approved plans including surfacing with an all-weather sealed surface and clearly marked to show the direction of traffic along all accessways.
  - c) All proposed vehicle crossing works must be constructed in accordance with the endorsed plans, at right angles to the road and must comply with the vehicle crossing standards set out in Latrobe City Council's Standard Drawing LCC 307.
- 19 The areas set aside for vehicle accessways must be maintained in a continuously useable condition to the satisfaction of the Responsible Authority.
- 20 Vehicle accessways must be kept available for these purposes at all times.

**Conditions required by the Department of Transport**

- 21 Prior to the use of the development, 'No Entry'/'Exit Only' signs must be installed at the Shakespeare Street exits at no cost and to the satisfaction of the Head, Transport for Victoria.
- 22 Prior to the installation, a dimensioned plan of the signage location must be submitted and approved by the Head, Transport for Victoria.

**Expiry of permit**

- 23 This permit will expire if one of the following circumstances applies:**
- a) the development is not started within two years of the date of this permit;**
  - b) the development is not completed within four years of the date of this permit; or**
  - c) the use is not commenced within two years of the completion of the development.**

**In accordance with section 69 of the Planning and Environment Act 1987, an application may be submitted to the Responsible Authority for an extension of the periods referred to in this condition.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Attachment 1 - Development Plans
2. Attachment 2 Site Context Plan
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. The objections contain personal information of community members

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. Contain personal information in relation to where community members reside

The meeting was adjourned for a short break between 7:43pm and 7:50pm.

**Agenda Item: 14.4**

**Agenda Item: Policy Position on Social & Affordable Housing Applications**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Improve the liveability and connectedness of Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved:** Cr Howe

**Seconded:** Cr Lund

**That Council:**

- 1. Adopts the Interim Latrobe City Social & Affordable Housing Policy at Attachment 2; and**
- 2. Makes the interim Policy available on Council's website.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Maps for Options 1, 2 and 3 - Churchill, Moe/Newborough, Morwell and Traralgon
2. Interim Social & Affordable Housing Policy
3. Policies of Other Victorian Councils
4. Members of the Latrobe Community in Housing Stress



**Agenda Item: 14.5**

**Agenda Item: Kernot Hall Upgrade**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Improve the amenity and accessibility of Council services.**

**Status: For Decision**

**MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Clancey

**That Council:**

**1. Endorses the following projects to be delivered as part of the stage one works to upgrade Kernot Hall:**

- **Project 2 – Internal general upgrading works;**
- **Project 3 – Internal Electrical works;**
- **Project 4 – Internal Mechanical Services works;**
- **Project 5 - Internal Fire Services;**
- **Project 6 – New disabled access to Stage;**
- **Project 7 – New Kitchen Access to connect to foyer;**
- **Project 8 – Works to existing toilets;**
- **Project 9 – New extension to women’s toilet; and**
- **Project 10 – New fire escape door to chair store.**

**2. Defers commencement of the following projects until such time as sufficient funding is secured to deliver them in their entirety:**

- **Project 1 - Upgrade of the north and western facades and rendering of the building;**
- **Project 11;**
- **Project 12; and**
- **Project 13.**

**3. Receives a further report following the finalisation of the detailed design for the proposed upgrades.**

**For** Crs Clancey, O'Callaghan, Law, Howe, Lund, Harriman and Gibson

**Against:** Cr Middlemiss

**CARRIED**

**Attachments - Refer to Council meeting agenda**

1. 2021 Cost Plan
2. AEC Report
3. Kernot Hall project plan

**Agenda Item: 14.6**

**Agenda Item: Amendment C121 - Buffer Area Overlay - Major Pipeline Infrastructure**

**Sponsor: General Manager, Assets and Presentation**

**Council Plan Objective: Improve the liveability and connectedness of Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr Law

**That Council**

- 1. Endorse the draft Latrobe City Council Design and Development Overlay Schedule 1 Major Pipeline Infrastructure Review (May 2020), provided at Attachment 1 for public exhibition as part of Amendment C121;**
- 2. Request authorisation from the Minister for Planning to prepare and exhibit Amendment C121 to the Latrobe Planning Scheme, in accordance with section 8A of the *Planning and Environment Act 1987*;**
- 3. Prepare Amendment C121 to the Latrobe Planning Scheme to introduce the Buffer Area Overlay, make minor policy changes, delete the Design and Development Overlay Schedule 1, generally in accordance with the documentation provided at Attachment 2, 5 and 6, subject to Ministerial Authorisation; and**
- 4. Place Amendment C121 on exhibition in accordance with the requirements of section 19 of the *Planning and Environment Act 1987*, subject to Ministerial Authorisation.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Pipelines Report
2. Schedule 1 to Clause 44.08 Major Pipeline Infrastructure
3. Properties currently impacted by the DDO1 but not the BAO1
4. Properties impacted by the BAO1 but not by DDO1
5. C121 Explanatory Report
6. Amendment Documents

# **COMMUNITY HEALTH AND WELLBEING**

## **15. COMMUNITY HEALTH AND WELLBEING**

**Agenda Item: 15.1**

**Agenda Item: 2021/22 Community Grant and Sponsorship, Round One Recommendations**

**Sponsor: General Manager, Community Health and Wellbeing**

**Council Plan Objective: Improve the liveability and connectedness of Latrobe City.**

**Status: For Decision**

Cr Dan Clancey left the meeting between 08:24 PM and 8:25 PM

Cr Dan Clancey left the meeting again between 08:26 PM and 8:27 PM

Cr Dale Harriman left the meeting, the time being 08:24 PM

Cr Dale Harriman returned to the meeting, the time being 08:26 PM

Cr Tracie Lund left the meeting, the time being 08:27 PM

Cr Tracie Lund returned to the meeting, the time being 08:28 PM

### **MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr Lund

**That Council:**

- 1. Approves 81 applications in the amounts stated as set out in the Attachment A and releases publicly a list of the successful applicants – 2021/22 Community Grants Program - Final Recommendations in the Community Wellbeing, Community Events Minor, Community Events Major, Minor Equipment and Minor Capital Works categories of the 2021/22 Community Grants Program, Round One;**
- 2. Approves two applications in the amount stated as set out in in the Attachment B and releases publicly a list of the successful applicants – 2021/22 Community Sponsorship Program – Final Recommendations – in the Community Sponsorship Major category of the Community Sponsorship Program, Round One;**
- 3. Notes the unsuccessful applications as set out in Attachment C – 2021/22 Community Grants Program – Unsuccessful Applications – in the Community Wellbeing, Community Events Minor, Community Events Major, Minor Equipment and Minor Capital Works categories of the 2021/22 Community Grants Program, Round One; and**
- 4. Notes the unsuccessful application as set out in Attachment D – 2021/22**

**Community Sponsorship Program – Unsuccessful Application – in the Community Sponsorship Major category of the Community Sponsorship Program, Round One.**

**CARRIED UNANIMOUSLY**

**MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr Lund

**That Council:**

- 1. Approves two applications in the amounts stated as set out in the Attachment E and releases publicly a list of the successful applicants – 2021/22 Community Grants Program - Final Recommendations – Conflict of Interest in the Community Events Minor and Community Events Major categories of the 2021/22 Community Grants Program, Round One.**

**CARRIED UNANIMOUSLY**

**MOTION**

**Moved:** Cr Lund

**Seconded:** Cr Howe

**That Council:**

- 1. Approves one application in the amount stated as set out in in the Attachment F and releases publicly the successful applicant – 2021/22 Community Sponsorship Program – Final Recommendations – Conflict of interest in the Community Sponsorship Major category of the Community Sponsorship Program, Round One.**

**CARRIED UNANIMOUSLY**

**MOTION**

**Moved:** Cr Lund

**Seconded:** Cr Law

**That Council:**

- 1. Approves one application in the amount stated as set out in in the Attachment G and releases publicly the successful applicant – 2021/22 Community Sponsorship Program – Final Recommendations – Conflict of interest in the Community Sponsorship Major category of the Community Sponsorship Program, Round One.**

**CARRIED UNANIMOUSLY**

## **MOTION**

**Moved:** Cr O'Callaghan

**Seconded:** Cr Middlemiss

**That Council:**

- 1. Approves one application in the amount stated as set out in in the Attachment H and releases publicly the successful applicant – 2021/22 Community Grants Program – Final Recommendations – Conflict of interest in the Minor Equipment category of the Community Grant Program, Round One.**

**CARRIED UNANIMOUSLY**

## **Attachments**

- 1. Attachment A - 2021/22 Community Grants Program Round One Final Recommendations (Published Separately)**

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Grant Recommendations

- 2. Attachment B - 2021/22 Community Sponsorship Program Round One Final Recommendations (Published Separately)**

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Sponsorship Recommendations

*As corrected on 04 October 2021 and republished.*

- 3. Attachment C - 2021/22 Community Grant Programs Round One - Unsuccessful Applications (Published Separately)**

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Grants Recommendations

- 4. Attachment D - 2021/22 Community Sponsorship Programs Round One - Unsuccessful Applications (Published Separately)**

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Sponsorship Recommendations

- 5. Attachment E - 2021/22 Community Grants Program Round One Final Recommendations - Conflict of Interest (Published Separately)**

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*,

as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Grant Recommendations

6. Attachment F - 2021/22 Community Sponsorship Program Round One Final Recommendations - Conflict of Interest (Published Separately)

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Sponsorship Recommendations

7. Attachment G - 2021/22 Community Sponsorship Program Round One Final Recommendations - Conflict of Interest

8. Attachment H - 2021/22 Community Grants Program Round One Final Recommendations - Conflict of Interest (Published Separately)

This attachment is designated as confidential under subsection (h) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to confidential meeting information, being the records of meetings closed to the public under section 66(2)(a). Community Grant Recommendations



**Agenda Item: 15.2**

**Agenda Item: National Basketball League SEM Phoenix In Season Match**

**Sponsor: General Manager, Community Health and Wellbeing**

**Council Plan Objective: Support job creation and industry diversification to enable economic growth in Latrobe City.**

**Status: For Decision**

**MOTION**

**Moved: Cr Harriman**

**Seconded: Cr Howe**

**That Council adopts the recommendation of the Tourism and Major Events Advisory Committee to fund the SEM Phoenix in-season National Basketball League match at Gippsland Regional Sports Stadium on 26 January 2022 providing \$50,000 in cash and \$5,000 Value in Kind.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. SEM Phoenix In-season match 2022

# **ORGANISATIONAL PERFORMANCE**

**16. ORGANISATIONAL PERFORMANCE**

**Agenda Item: 16.1**

**Agenda Item: Latrobe City Council Submissions - State and Federal  
2022-23 Budgets**

**Sponsor: General Manager, Organisational Performance**

**Council Plan Objective: Support job creation and industry diversification to  
enable economic growth in Latrobe City.**

**Status: For Decision**

Cr Tracie Lund left the meeting, the time being 08:42 PM and provided an apology remainder of the meeting.

**MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Howe

**That Council endorses the Latrobe City Council submissions for the State  
and Federal 2022-23 Budgets.**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council meeting agenda**

1. Latrobe City Council Submission - Federal Budget 2022-23
2. Latrobe City Council Submission - Victorian State Budget 2022-23

# **URGENT BUSINESS**

**17. URGENT BUSINESS**

Business may be admitted to the meeting as urgent business in accordance with rule 17 of the Governance Rules, by resolution of the Council and only then if it:

- 17.1 Relates to or arises out of a matter which has arisen since distribution of the agenda; and
- 17.2 Cannot reasonably or conveniently be deferred until the next Council meeting.

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

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

The information in this section was declared to be confidential information under section 77 of the Local Government Act 1989 and as a result this information is also confidential information under the Local Government Act 2020.

For the avoidance of doubt, section 66 of the *Local Government Act 2020* (which came into effect on 01 May 2020) also enables the Council to close the meeting to the public to consider confidential information as this term is defined under the *Local Government Act 2020*.

**MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr O'Callaghan

**That Council closes this Meeting of Council to the public to consider confidential information on the following grounds:**

**(a) the information to be considered has been declared to be confidential information under section 77 of the Local Government Act 1989 and as a result this information is also confidential information under the Local Government Act 2020; and**

**(b) pursuant to section 66 of the *Local Government Act 2020* on the following grounds:**

**18.1 LCC-724 Hazelwood South Reserve Change Pavilion**  
**Agenda item 18.1 *LCC-724 Hazelwood South Reserve Change Pavilion* is designated as confidential under subsection (g) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to 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.**  
**Commercial in confidence**

**18.2 LCC-721 Provision of Essential Safety Measures**  
**Agenda item 18.2 *LCC-721 Provision of Essential Safety Measures* is designated as confidential under subsection (g) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to 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. Releasing this information publicly and/or prematurely may prejudice the undertaking of this process.

**18.3 Traralgon Creek Flood Mitigation**

Agenda item 18.3 *Traralgon Creek Flood Mitigation* is designated as confidential under subsection (c) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to land use planning information, being information that if prematurely released is likely to encourage speculation in land values. Value of properties within Flood and Land Subject to Inundation Overlays is discussed in this report

**18.4 Lake Narracan Water Levels**

Agenda item 18.4 *Lake Narracan Water Levels* is designated as confidential under subsection (a) and (c) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released; and land use planning information, being information that if prematurely released is likely to encourage speculation in land values. land around Lake Narracan is currently being developed

**18.5 New Early Learning Centre at Morwell Park Primary School**

Agenda item 18.5 *New Early Learning Centre at Morwell Park Primary School* is designated as confidential under subsection (a) and (g) of the definition of confidential information contained in section 3(1) of the *Local Government Act 2020*, as it relates to Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released; 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. This report contains information about a proposed lease agreement, which is confidential at this time and being released could negatively impact both parties to the agreement.



**CARRIED UNANIMOUSLY**

**The Meeting closed to the public at 08:49 PM.**

**There being no further business the meeting was declared closed at 9:07 PM.**

**I certify that these minutes have been confirmed.**

**Mayor:** \_\_\_\_\_

**Date:** \_\_\_\_\_