



Meander Valley Council

W O R K I N G T O G E T H E R

ORDINARY MINUTES

COUNCIL MEETING

Tuesday 14 May 2019

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Minutes of the Ordinary Meeting of the Meander Valley Council held at the Council Chambers Meeting Room, 26 Lyall Street, Westbury, on Tuesday 14 May 2019 at 4.00pm.

PRESENT: Mayor Wayne Johnston, Deputy-Mayor Michael Kelly, Councillors Susie Bower, Stephanie Cameron, Tanya King, Frank Nott, Andrew Sherriff, Rodney Synfield and John Temple

APOLOGIES: Nil

IN ATTENDANCE: Martin Gill, General Manager
Merrilyn Young, Executive Assistant
Dino De Paoli, Director Infrastructure Services
Jonathan Harmey, Director Corporate Services
Matthew Millwood, Director Works
Lynette While, Director Community & Development Services
Justin Simons, Town Planner
Natasha Whiteley, Town Planner
Katie Proctor, Environmental Health Officer
Durga Gopala-Krishnan, Environmental Health Officer
Robert Little, Asset Management Co-Ordinator

74/2019 TABLING OF CERTIFICATE OF ELECTION BY RECOUNT AND DECLARATION OF OFFICE

The General Manager tabled the Certificate of Election by Recount for the Meander Valley Council issued under the hand of the Returning Officer dated 16 April 2019.

Councillor Rodney Synfield completed his Declaration of Office as a Councillor.

75/2019 CONFIRMATION OF MINUTES:

Councillor Kelly moved and Councillor Sherriff seconded, ***“that the minutes of the Ordinary Meeting of Council held on Tuesday 9 April, be received and confirmed.”***

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff and Temple voting for the motion and Cr Synfield voting against the motion.

76/2019 COUNCIL WORKSHOPS HELD SINCE THE LAST MEETING:

Date :	Items discussed:
30 April 2019	<ul style="list-style-type: none">• Draft Capital Works 2019/2020
14 May 2019	<ul style="list-style-type: none">• Code for Tenders and Contracts 2019• Westbury Recreation Ground Rest Area for Self-Contained Vehicles• Trowunna Wildlife Sanctuary – Management of Cats• Operating Budget and Financial Overview• Proposed Private Swim Facility – Prospect Vale Park

77/2019 ANNOUNCEMENTS BY THE MAYOR:

Wednesday 10 April 2019

- Northern Tasmania Development Corporation Meeting - Launceston

Thursday 11 April 2019

- Northern Tasmanian Waste Management Group Regional Forum - Launceston

Monday 22 April 2019

- Meeting with Meander Progress Association

Thursday 25 April 2019

- Attendance at Anzac Day Ceremony - Deloraine

Tuesday 30 April 2019

- Meeting with National Steve Martin
- Council Workshop

Friday 3 May 2019

- Attendance at Rural Bank Breakfast - Hadspen

- Agfest

Sunday 5 May 2019

- Attendance at Deloraine Cup Race Day - Mowbray

Monday 6 May 2019

- Meeting with Anita Dow MP, Labour member for Braddon, Shadow Minister for Local Government and Planning, and Shadow Minister for Regional Development and Small Business

Tuesday 7 May 2019

- Interview on Meander Valley Community Radio

Wednesday 8 May 2019

- TasWater General Meeting - Launceston
- Northern Tasmania Development Corporation General Meeting - Launceston

78/2019 ANNOUNCEMENTS BY COUNCILLORS

Councillor Frank Nott

- Attendance at the Anzac Day service at Mole Creek and thanks to the organisers as the last service was held 50 years ago
- Passing of Prospect Vale identity Fred Mace in April 2019

Deputy Mayor Michael Kelly

- Acknowledgment of the recent success of Daniel Gurr (MVC Sports Award recipient 2019) from Deloraine in placing 2nd in the World Treefelling 350mm Championship in Sydney

79/2019 DECLARATIONS OF INTEREST:

Nil

80/2019 TABLING OF PETITIONS:

Nil

81/2019 PUBLIC QUESTION TIME

1. PUBLIC QUESTIONS TAKEN ON NOTICE – APRIL 2019

1.1 K Hillman representing MARRA

(a) MARRA is deeply concerned by reports of censorship that surfaced after Council's 26 March Workshop with Joanne Eisemann, Manager of the Meander Valley Gazette.

We seek formal confirmation from Council that at that workshop it did not – either directly or indirectly – indicate that Council's future funding of the Gazette would depend on changes in the reporting of Council-related stories by Sharon Webb.

Response by Martin Gill, General Manager

Council did not indicate that future funding for the Meander Valley Gazette was dependent on changes in the reporting of Council by Sharon Webb.

(b) With respect to today's Notice of Motion about Vegetation Fuel Load Management, we note that under the TWWHA Management Plan, the Department of Parks and Wildlife has already undertaken to work co-operatively with adjoining landowners on fire management and other issues. The Management Plan also discusses the current fire management strategy, including fuel reduction burns.

Today's motion and the Council Question with Notice that precedes it – talk about 'crippling covenants' and 'restrictions encumbered on landowners'. Can Council please

- Provide more details on exactly what those covenants and restrictions are; and
- Advise how many private landowners in the Council area adjoin the TWWHAS, and how Council proposes to consult them so that its submission is representative of their views.

Response by Martin Gill, General Manager

Councillor King was referring to the permit process for burns on private property and in particular the onerous assessment and implementation process.

There are about 150 freehold titles in private ownership within the Meander Valley Local Government Area that share a boundary with the Tasmanian Wilderness World Heritage Area.

The limited consultation period for the Cronstedt review did not provide time for Council to undertake consultation with private landowners.

- (b) Is it also correct that Joanne Eisemann was also told that if the newspaper wanted to keep reporting in this way the Meander Valley Council would look at withdrawing their two pages of advertising that they pay for every month?

***Response by Martin Gill, General Manager
No, that is not correct.***

1.2 A Ricketts – Reedy Marsh

Will Council, noting the proposed closure of the ANZ Bank's Deloraine Branch on 24 April, 2019, adopt the following goal and take the following actions?

The Goal: To work cooperatively and strategically, together with the public and businesses of the Meander Valley, to retain a properly staffed, physical bank building, of the ANZ Bank, in the town of Deloraine, achieved through either the retention of the current bank building or the relocation of the ANZ Bank Branch to another building in the main street of the Deloraine township.

Will Meander Valley Council also call and promote widely, an advertised public meeting aiming to formulate a strategy, to achieve the above goal as a matter of high urgency and priority?

Such a strategy should preferably include a raft of actions, a publicity campaign targeting the ANZ Bank's unfortunate decision and the establishment of a listing and analysis of community concerns with the detailing of potential impacts which the closure would bring.

Suggestions for dates for that urgent meeting are either Monday 15 April, Tuesday 16 April or Wednesday 17 April.

A strategy to convince and ensure the ANZ Bank will retain a staffed Bank Branch in Deloraine, for clarification this also means in the event of a closure, the re-establishment of the ANZ Branch in Deloraine.

***Response by Martin Gill, General Manager
Council did not organise a public meeting for the suggested dates.***

1.3 K Hillman - Meander

The General Rules for Public Question Time in the Agenda, as well as information on the Council's website, say that Public Questions Without Notice - and the responses to them - will not be minuted or recorded in any way with exception to those questions taken on notice for the next Council meeting.

This contravenes Item 32(1)(h) of Local Government (Meeting Procedures) Regulations 2015, which requires accurate recording of public questions without notice, and Council's response.

As Council does actually record such questions in the minutes, I infer this discrepancy is simply a relic of past practices. I ask Council if the documents in question can be updated as soon as possible, so that community members are not inadvertently discouraged from providing input to Council meetings.

Response by Martin Gill, General Manager

Regulation 31 of the Local Government (Meeting Procedures) Regulations 2015 deals with the Public Question Time.

Subsection (7) states:

A council is to determine any other procedures to be followed in respect of public question time at an ordinary council meeting.

Council determined the procedures that currently apply to Public Question Time in 2008.

The provision above was in the Local Government (Meeting Procedures) Regulations 2005 which were in effect when Council determined the procedures in 2008.

There was no requirement to make an accurate record of Public Questions Without Notice in the 2005 regulations.

However, Ms Hillman is right when she points out that Regulation 32(1)(h) of Local Government (Meeting Procedures) Regulations 2015 does require an accurate record of:

any question asked, without notice, by a member of the public and a summary of any answer given in response;

It would appear that the amendment to Regulation 32 introduced in 2015 has created an inconsistency that allows Council to determine any other procedures when dealing with Public Question Time, including a procedure not

to record questions without notice, but at the same time requires Council to record any question asked without notice in Public Question Time.

Now that the question has been asked and Council does in practice minute all public question time questions, as acknowledged in Ms Hillman's question, there would be value in clarifying how the regulations should be interpreted, and in doing so, reviewing the procedures that are included in the Agenda and published on Council's website if they are causing confusion or discouraging the public asking questions.

1.4 H Hutchinson – Western Creek

With reference to the Question on Notice by Councillor King –

- (a) Have Councillors watched the presentations on livestream or attended either of the excellent forums on bushfire management, either at the University of Tasmania or online (livestream@utas.org) which were held in the past two months, to inform their discussion and the subsequent submission?

Response by Martin Gill, General Manager

No

- (b) Has an amount been allocated in the budget for bushfire management, particularly with regard to increased dry lightning strikes?

Response from Martin Gill, General Manager

No money has been allocated in the Council budget to manage bushfire risk resulting from increased dry lightning strikes. Council has a budget allocation for fire abatement actions and vegetation management of council land.

2. PUBLIC QUESTIONS WITH NOTICE – MAY 2019

2.1 Melanie Roberts, Prospect Vale

Local Government Regulations 2015 state that a council must not close a part of a meeting when it is acting as a planning authority under the Land Use Planning and Approvals Act 1993 unless Sub regulation 15 (4) (a) or (b) apply, which relate to legal action. During the closed section of the April Ordinary Meeting, for which Sub regulation 15 (2) (g) was invoked, it would appear that a decision was made regarding PA\19\0083 Zenith Court, Blackstone Heights.

Could the Council explain this irregularity, and also confirm the legal status of the revised planning decision as a consequence.

Response from Martin Gill, General Manager

Regulation 15(3) of the Local Government (meeting procedures) Regulations 2015 states:

Unless subregulation (4) applies, a council or council committee must not close a part of a meeting when it is –

- a) acting as a planning authority under the Land Use Planning and Approvals Act 1993 ; or***
- b) considering whether or not to grant a permit under that Act; or***
- c) considering proposals for the council to deal with public land under section 178 of the Act.***

Regulation 15(4) states:

A council or council committee may close a part of a meeting when it is acting or considering as referred to in subregulation (3) if it is to consider any matter relating to -

- a) legal action taken by, or involving, the council; or***
- b) possible future legal action that may be taken, or may involve, the council.***

Given that Council was considering an issue that was being mediated as part of a live tribunal hearing it was my view that the matter fell under the provisions of Regulation 15(4)(a) and could therefore, if the Council determined, be considered in the Closed section of the meeting.

I sought qualified advice from a solicitor to confirm that view and finally sought the advice of the Local Government Division to confirm that the advice I received from the solicitor was qualified advice under the meaning in the Local Government Act 1993.

The solicitor recommended that the matter be considered in the Closed section of the meeting, and the Local Government Division confirmed that the advice should be treated as qualified advice.

As such, there was no irregularity, and no question about the legitimacy of the decision.

3. PUBLIC QUESTIONS WITHOUT NOTICE – MAY 2019

Nil

82/2019 COUNCILLOR QUESTION TIME

1. COUNCILLOR QUESTIONS TAKEN ON NOTICE – APRIL 2019

1.1 Cr John Temple

Is there any update available to my March question relating to road safety outside the new Westbury Supermarket which is due to open in just over two months?

Response by Dino De Paoli, Director Infrastructure Services

It is a requirement of the planning permit issued for the proposed supermarket on Meander Valley Road, Westbury, that a median treatment is installed in Meander Valley Road to provide a pedestrian crossing and incorporate a right hand turning lane into the main access of the supermarket. There is no plan in place at the present time to introduce another 50km/hr zone in the vicinity of the supermarket.

2. COUNCILLOR QUESTIONS WITH NOTICE – MAY 2019

Nil

3. COUNCILLOR QUESTIONS WITHOUT NOTICE – MAY 2019

3.1 Cr Rodney Synfield

As a follow-up to Cr Temple's question regarding entrance to the Westbury Supermarket what is the position regarding egress from the Supermarket, is there corresponding provision? Is the centre lane heading in one direction or is the treatment more involved?

Response by Director Infrastructure Services, Dino De Paoli

Council is still waiting for the final details of the proposed work in Meander Valley Road to be submitted by the consultant for the IGA development and a copy of the layout regarding the proposed island and right turn treatment will be emailed to Councillors for their information.

83/2019 DEPUTATIONS BY MEMBERS OF THE PUBLIC

Nil

PLANNING AUTHORITY ITEMS

The Mayor advised that for the purposes of considering the following Planning Authority item, Council is acting as a Planning Authority under the provisions of the Land Use Planning and Approvals Act 1993.

84/2019 SCOTT STREET, BARTLEY STREET & MEANDER VALLEY ROAD, HADSPEN

The Mayor invited Mr Rod Sweetnam to address the meeting regarding this item.

Planning Application:	PA\19\0114
Proposal:	Subdivision (33 lots and road)
Author:	Justin Simons Town Planner

1) Recommendation

It is recommended that the application for Use and Development for a Subdivision (33 lots & road) on land located off Bartley Street, Scott Street and Meander Valley Road, Hadspen (CT 117185/1) by PDA Surveyors obo Country Views Pty Ltd, be APPROVED, generally in accordance with the endorsed plans:

- a) PDA Surveyors – Plan of Subdivision – Reference: 40076JDE-1A**
- b) Traffic and Civil Services – Traffic Feasibility Assessment – October 2013**
- c) Livingstone Natural Resource Services – Bushfire Hazard Management Report: Subdivision**

and subject to the following conditions:

1. Covenants or similar restrictive controls must not be included on or otherwise imposed on the titles to the lots created by the subdivision, permitted by this permit unless:

- a) Such covenants or controls are expressly authorised by the terms of this permit; or
 - b) Such covenants or similar controls are expressly authorised by the consent in writing of Council.
 - c) Such covenants or similar controls are submitted for and receive written approval by Council prior to submission of a Plan of Survey and associated title documentation is submitted to Council for sealing.
2. The portion of Lot 1 which cannot be serviced by gravity sewerage and stormwater is to be identified on the Final Plan of Survey by hatching and the restrictions noted in the schedule of easements in accordance with Section 83 (5) of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.
 3. Full engineering design drawings are to be submitted to the satisfaction of Council's Director Infrastructure Services detailing the proposed road network, footpath, and reticulated stormwater system. The designs are to be in accordance with the LGAT sub-division guidelines and Standard Drawings, and any departures to be highlighted by the designer at the time of submission to Council. The road is to include semi-mountable kerb, including a footpath to one side, traffic calming (see Note 1) and turning heads see (Condition 6).
 4. A Traffic Management Plan (TMP) is to be submitted to the satisfaction of the Department of State Growth via the process and application form found at https://www.transport.tas.gov.au/road/permits/traffic_management . The plan is to include management prescriptions to ensure the safety and efficiency of the intersection of Bartley Street, Scott Street and Meander Valley Road both prior to, and during construction of, the proposed intersection works. The TMP shall:
 - i. make consideration of the interaction with heavy construction traffic using the above mentioned intersection during school bus pick up and drop off times.
 - ii. require construction vehicles to access the property via Bartley Street, avoiding the use of the full length of Scott Street.Confirmation of the plan's approval is to be provided to Council and the approved plan is to be implemented.
 5. The driveway crossover servicing each of the proposed lots is to be constructed in accordance with LGAT Standard Drawing TSD-R09-V1 and to the satisfaction of Council's Director Infrastructure Services.

6. A sealed "Y" turning head is to be provided on the balance land (Lot 100) at the terminus of each new road section sufficient to provide a temporary turning area for service vehicles. A right of carriage way in favour of Meander Valley Council is to be placed on the title over each turning head.

7. A Section 71 Agreement must be executed, that provides for the following:

The owner agrees that on request by Meander Valley Council 2155m² of the land identified as Lot 100 on the plan of survey is to be transferred into the ownership of Meander Valley Council as a Public Open Space Contribution for the lots created by planning permit PA/19/0114. The request and transfer will occur when an application for subdivision is received for Lot 100, where public open space is required by the Council, consistent with the Hadspen Specific Area Plan. All costs associated with the future transfer of the land to Meander Valley Council are to be borne by the developer at the time of transfer.

The agreement is to be prepared by the developer and the costs of preparing and registering the agreement are to be borne by the developer.

8. Prior to the Commencement of works:
 - a) The engineering design drawings are to be submitted in accordance with Condition 3.
 - b) The Traffic Management Plan is to be submitted, approved and implemented in accordance with Condition 4.

9. Prior to the Sealing of the Final Plan of Survey:
 - a) For Stage 1 the proposed traffic management works at the intersection of Meander Valley Road and Bartley Street are to be completed in accordance with the endorsed plans and to the satisfaction of the Department of State Growth. Written advice from the Department of State Growth demonstrating compliance is to be provided to Council.

 - b) For each stage, the road network and stormwater system are to be completed in accordance the approved engineering plans (as per Condition 3) and driveways are to be constructed in accordance with Condition 5.

 - c) The Section 71 Agreement is to be prepared and submitted in accordance with Condition 7.

d) The final plan is to identify the drainage restrictions in accordance with Condition 2 and show easements in accordance with Condition 6.

10. The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA 2018/01998-MVC) attached.

Note:

1. Council's preference is to avoid the use of road humps for traffic calming. The engineering consultant should contact Council's Infrastructure Department to discuss appropriate traffic calming controls prior to finalising road design. Refer also letter dated 24 Jan 2019 to PDA surveyors regarding Council's expectations concerning engineering design documentation submitted to Council for approval.
2. Any other proposed development and/or use, including amendments to this proposal, may require a separate planning application and assessment against the Planning Scheme by Council. All enquiries can be directed to Council's Community and Development Services on 6393 5320 or via email: mail@mvc.tas.gov.au.
3. This permit takes effect after:
 - a) The 14 day appeal period expires; or
 - b) Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or
 - c) Any other required approvals under this or any other Act are granted.
4. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au.
5. If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.
6. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted if a request is received.
7. In accordance with the legislation, all permits issued by the permit authority

are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.

8. If any Aboriginal relics are uncovered during works;
 - a) All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
 - b) The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au); and
 - c) The relevant approval processes will apply with state and federal government agencies.

DECISION:

Cr Cameron moved and Cr Nott seconded ***“that the application for Use and Development for a Subdivision (33 lots & road) on land located off Bartley Street, Scott Street and Meander Valley Road, Hadspen (CT 117185/1) by PDA Surveyors obo Country Views Pty Ltd, be APPROVED, generally in accordance with the endorsed plans:***

- a) **PDA Surveyors – Plan of Subdivision – Reference: 40076JDE-1A**
- b) **Traffic and Civil Services – Traffic Feasibility Assessment – October 2013**
- c) **Livingstone Natural Resource Services – Bushfire Hazard Management Report: Subdivision**

and subject to the following conditions:

1. Covenants or similar restrictive controls must not be included on or otherwise imposed on the titles to the lots created by the subdivision, permitted by this permit unless:
 - a) Such covenants or controls are expressly authorised by the terms of this permit; or
 - b) Such covenants or similar controls are expressly authorised by the consent in writing of Council.
 - c) Such covenants or similar controls are submitted for and receive written approval by Council prior to submission of a Plan of Survey and associated title documentation is submitted to Council for sealing.
2. The portion of Lot 1 which cannot be serviced by gravity sewerage and stormwater is to be identified on the Final Plan of Survey by hatching and the restrictions noted in the schedule of easements in accordance with

Section 83 (5) of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

3. Full engineering design drawings are to be submitted to the satisfaction of Council's Director Infrastructure Services detailing the proposed road network, footpath, and reticulated stormwater system. The designs are to be in accordance with the LGAT sub-division guidelines and Standard Drawings, and any departures to be highlighted by the designer at the time of submission to Council. The road is to include semi-mountable kerb, including a footpath to one side, traffic calming (see Note 1) and turning heads see (Condition 6).
4. A Traffic Management Plan (TMP) is to be submitted to the satisfaction of the Department of State Growth via the process and application form found at https://www.transport.tas.gov.au/road/permits/traffic_management . The plan is to include management prescriptions to ensure the safety and efficiency of the intersection of Bartley Street, Scott Street and Meander Valley Road both prior to, and during construction of, the proposed intersection works. The TMP shall:
 - i. make consideration of the interaction with heavy construction traffic using the above mentioned intersection during school bus pick up and drop off times.
 - ii. require construction vehicles to access the property via Bartley Street, avoiding the use of the full length of Scott Street.Confirmation of the plan's approval is to be provided to Council and the approved plan is to be implemented.
5. The driveway crossover servicing each of the proposed lots is to be constructed in accordance with LGAT Standard Drawing TSD-R09-V1 and to the satisfaction of Council's Director Infrastructure Services.
6. A sealed "Y" turning head is to be provided on the balance land (Lot 100) at the terminus of each new road section sufficient to provide a temporary turning area for service vehicles. A right of carriage way in favour of Meander Valley Council is to be placed on the title over each turning head.
7. A Section 71 Agreement must be executed, that provides for the following:

The owner agrees that on request by Meander Valley Council 2155m² of the land identified as Lot 100 on the plan of survey is to be transferred into the ownership of Meander Valley Council as a Public Open Space Contribution for the lots created by planning permit PA/19/0114. The request and transfer will occur when an application for subdivision is

received for Lot 100, where public open space is required by the Council, consistent with the Hadspen Specific Area Plan. All costs associated with the future transfer of the land to Meander Valley Council are to be borne by the developer at the time of transfer.

The agreement is to be prepared by the developer and the costs of preparing and registering the agreement are to be borne by the developer.

8. Prior to the Commencement of works:
 - a) The engineering design drawings are to be submitted in accordance with Condition 3.
 - b) The Traffic Management Plan is to be submitted, approved and implemented in accordance with Condition 4.

9. Prior to the Sealing of the Final Plan of Survey:
 - a) For Stage 1 the proposed traffic management works at the intersection of Meander Valley Road and Bartley Street are to be completed in accordance with the endorsed plans and to the satisfaction of the Department of State Growth. Written advice from the Department of State Growth demonstrating compliance is to be provided to Council.

 - b) For each stage, the road network and stormwater system are to be completed in accordance the approved engineering plans (as per Condition 3) and driveways are to be constructed in accordance with Condition 5.

 - c) The Section 71 Agreement is to be prepared and submitted in accordance with Condition 7.

 - d) The final plan is to identify the drainage restrictions in accordance with Condition 2 and show easements in accordance with Condition 6.

10. The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA 2018/01998-MVC) attached.

Note:

1. Council's preference is to avoid the use of road humps for traffic calming. The engineering consultant should contact Council's Infrastructure Department to discuss appropriate traffic calming controls prior to finalising road design. Refer also letter dated 24 Jan 2019 to PDA surveyors regarding

Council's expectations concerning engineering design documentation submitted to Council for approval.

2. Any other proposed development and/or use, including amendments to this proposal, may require a separate planning application and assessment against the Planning Scheme by Council. All enquiries can be directed to Council's Community and Development Services on 6393 5320 or via email: mail@mvc.tas.gov.au.
3. This permit takes effect after:
 - a) The 14 day appeal period expires; or
 - b) Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.
 - c) Any other required approvals under this or any other Act are granted.
4. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au.
5. If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.
6. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted if a request is received.
7. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
8. If any Aboriginal relics are uncovered during works;
 - a) All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
 - b) The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au); and
 - c) The relevant approval processes will apply with state and federal government agencies.

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff voting for the motion and Councillors Synfield and Temple voting against the motion.

As an amendment Cr Temple moved and Cr Synfield seconded ***“that prior to any further work being undertaken for Stage 1 the proposed traffic management works at the intersection of Meander Valley Road, Scott Street and Bartley Street are to be completed in accordance with the endorsed plans and to the satisfaction of the Department of State Growth. Written advice from the Department of State Growth demonstrating compliance is to be provided to Council.”***

The amendment was declared LOST with Councillors Nott, Synfield and Temple voting for the amendment and Councillors Bower, Cameron, Johnston, Kelly, King and Sherriff voting against the amendment.

85/2019 DOG REGISTRATION FEES 2019-2020

1) Recommendation

It is recommended that Council: adopt the following dog registration fees and charges for the 2019-2020 financial year:

Registration	Regular Fee	If paid by 31 July
Domestic Dog not Desexed	\$65	\$48
Domestic Dog Desexed	\$22	\$14
Working Dog	\$22	\$14
Greyhound	\$22	\$14
Purebred (for breeding)	\$22	\$14
Pensioners Dog (one per pension card)	\$22	\$14
Guide Dog/Hearing Dog (on production of suitable evidence by applicant)	Nil	Nil
Dangerous Dog	\$568	Not Applicable
Guard Dog	\$65	\$48
Other		
Renewal of Kennel Licence	\$34	Not Applicable
New Kennel Licence	\$127	
Fee to make a nuisance dog complaint	\$22	
Dangerous Dog Collars	Cost+GST	
Impounding Fee	\$34	
Impounding Fee - Second Time	\$58	
Daily Maintenance Fee	\$22+GST	

DECISION:

Cr Kelly moved and Cr Sherriff seconded ***“that Council adopt the following dog registration fees and charges for the 2019-2020 financial year:***

Registration	Regular Fee	If paid by 31 July
Domestic Dog not Desexed	\$65	\$48
Domestic Dog Desexed	\$22	\$14
Working Dog	\$22	\$14
Greyhound	\$22	\$14
Purebred (for breeding)	\$22	\$14

Pensioners Dog (<i>one per pension card</i>)	\$22	\$14
Guide Dog/Hearing Dog (<i>on production of suitable evidence by applicant</i>)	Nil	Nil
Dangerous Dog	\$568	Not Applicable
Guard Dog	\$65	\$48
Other		
Renewal of Kennel Licence	\$34	Not Applicable
New Kennel Licence	\$127	
Fee to make a nuisance dog complaint	\$22	
Dangerous Dog Collars	Cost+GST	
Impounding Fee	\$34	
Impounding Fee - Second Time	\$58	
Daily Maintenance Fee	\$22+GST	

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff, Synfield and Temple voting for the motion.

86/2019 ENVIRONMENTAL HEALTH FEES 2019-2020

1) Recommendation

It is recommended that Council adopt the following environmental health fees and charges for the 2019-2020 financial year:

Food Premises (Except for bona fide not for profit organisations)	Fees and Charges
Annual Registration/renewal of Registration	
• P3	\$58.00
• P1 and P2	\$173.00
Late fee if application for renewal not received by 31 July	\$52.00
Additional inspections due to non-compliance	\$117.00 incl. GST
Temporary Food Stall Registration (Except for bona fide not for profit organisations)	
One-off event	\$36.00
0 – 6 months	\$58.00
6 – 12 months	\$86.00
Late fee if not received before event	\$41.00
Public Health	
Place of Assembly Licence – Public events, 1 day	\$75.00
Place of Assembly Licence – Public events, greater than 1 day	\$235.00
Registration of Private Water Supplier	\$98.00
Other premises requiring licensing under Public Health Act 1997	\$98.00
Request for inspection and written reports on food premises for prospective purchasers	\$117.00 incl. GST
Mobile Food Vehicles	
Vendor's Permit	\$173.00

DECISION:

Cr Nott moved and Cr King seconded ***“that Council adopt the following environmental health fees and charges for the 2019-2020 financial year:***

Food Premises (Except for bona fide not for profit organisations)	Fees and Charges
Annual Registration/renewal of Registration	
• P3	\$58.00
• P1 and P2	\$173.00
Late fee if application for renewal not received by 31 July	\$52.00
Additional inspections due to non-compliance	\$117.00 incl. GST
Temporary Food Stall Registration (Except for bona fide not for profit organisations)	
One-off event	\$36.00
0 – 6 months	\$58.00
6 – 12 months	\$86.00
Late fee if not received before event	\$41.00
Public Health	
Place of Assembly Licence – Public events, 1 day	\$75.00
Place of Assembly Licence – Public events, greater than 1 day	\$235.00
Registration of Private Water Supplier	\$98.00
Other premises requiring licensing under Public Health Act 1997	\$98.00
Request for inspection and written reports on food premises for prospective purchasers	\$117.00 incl. GST
Mobile Food Vehicles	
Vendor's Permit	\$173.00

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff, Synfield and Temple voting for the motion.

87/2019 COUNCIL AUDIT PANEL RECEIPT OF MINUTES

1) Recommendation

It is recommended that Council receive the minutes of the Council Audit Panel meeting held on 26 March 2019 as attached.

DECISION:

Cr Bower moved and Cr Nott seconded ***“that Council receive the minutes of the Council Audit Panel meeting held on 26 March 2019 as attached.”***

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff, Synfield and Temple voting for the motion.



Audit Panel Minutes

Meeting Time & Date: 10am 26 March 2019	Venue: Meander Valley Council
Present:	
Chairman Steve Hernyk	Councillor Suzie Bower
Mr Chris Lyall	Councillor Frank Nott
In Attendance:	
Martin Gill, General Manager	Sam Bailey, Risk & Safety Officer
Jon Harmey, Director Corporate Services	Dino De Paoli, Director Infrastructure Services
Justin Marshall, Senior Accountant	Susan Ellston, Finance Officer
Apologies:	
Lynette While, Director Community & Development Services	Matthew Millwood, Director Works

ORDER OF BUSINESS

ITEM	
1.	Declaration of Pecuniary Interests/conflict of interest Nil.
2.	Adoption of Previous Minutes It was resolved that the minutes of the meeting held on 18 December 2018 be received and confirmed.
3.	<p>Outstanding from previous meeting – Action Sheet</p> <p>3.1 Review Delegation process and exercise of these Covered in Item 22. Completed – Remove from Action Sheet</p> <p>3.2 Review Asset Management Strategy Covered in Item 8 & 9. Completed – Remove from Action Sheet</p> <p>3.3 Review Asset Management Policy Covered in Item 10. Completed – Remove from Action Sheet</p> <p>3.4 Review performance of plans. Strategies and policies including performance against identified benchmarks Covered in Item 8. Completed – Remove from Action Sheet</p> <p>3.5 Review management’s implementation of audit recommendations Covered in Item 15. Completed – Remove from Action Sheet</p> <p>3.6 Review WH&S Provided – Remove from Action Sheet</p> <p>3.7 Review Business Continuity Plan It was suggested the date be amended in ‘<i>Sub-Plan Owner and date last review</i>’ to reflect November 2018 as the review date. It was questioned why the DRC was not named in the document. Answer that as the BCP is a public document it was not intended for public knowledge. DRC was Provided – Remove from Action Sheet</p>
4.	Review Audit Panel Annual Meeting Schedule and Work Plan No matters for discussion.

Governance and Strategy

5. Review 10 Year Financial Plan

Council's Financial Plan is updated every year (more regularly than every four years required by the Act). The document will be workshopped with Council and endorsed by Council with the passing of Council's 2020 Budget Estimates. Council officers had an initial overview workshop with Councillors on the financial plan on 12 March 2019.

Received and noted.

6. Review Financial Management Strategy (sustainability)

Director Corporate Services advised several items will influence the strategy including the revaluation of all the municipalities' properties and kerbside collection in rural areas which are both unknown at this point.

Received and noted.

7. Review Annual Plan

The Annual Plan Review was approved at the Council Meeting held on the 15th January 2019. Plan to be circulated to Audit Panel members.

Received and noted

8. Review Long –Term Strategic Asset Management Plan

The Asset Management Improvement Plan 2018-2019 FY (summary) along with the Asset Management Bridge 2018, Building 2018, Recreation 2018, Roads 2018 and Stormwater 2018 Plans were presented to the Panel for comment. Agreed for the Chairman to have a separate discussion with the Director Infrastructure Services.

Received and noted

9. Review Asset Management Strategy

The MVC Strategic Asset Management Plan – 2018 was presented to the Panel for comment. Agreed for the Chairman to have a separate discussion with the Director Infrastructure Services

Received and noted

10. Review Asset Management Policy

Policy was not due for review until Jan 2021. The Chairman noted that this review date should be aligned with the review cycle for the MVC Strategic Asset Management Plan. Management would revisit review date.

The Asset Management Team Meeting Minutes – December 2018 were circularised to the Panel.

Received and noted

11. Review policies and procedures

11.1 **The Guidelines for Tenders and Contracts 2019-2023** (from agenda item 23) was presented to the Panel for comments. The Panel recommended some variations to the document:-

- The Panel questioned the changing of 'Code' to 'guidelines' and recommended it revert back to 'Code' due to the legal requirements and consequences of the word 'code'.
- The panel noted both efficiency at increasing the level needed to enter into contract >20,000 and also at the same time a risk arose, but that the Council will, in a Workshop, consider this level further.

- The Panel also recommended the wording be altered to consider local businesses directly.

11.2 POLICY No 24 – Councillor Expense Entitlements, Attendance at Conferences and Training

This policy had been presented to Councillors and adopted by them at their 12 March 2019 Council Meeting.

Received and noted

Financial and Management Reporting

12. Review most current results and report any relevant findings to Council

- The financial Reports were tabled.
- Councillor SB requested the breakdown of item 0191-Other Functions \$200,000. Corporate Services Director to advise.
- Councillor SB requested Professional Services & Consultancy be itemised. Corporate Services Director to advise.
- Councillor SB questioned why only 3 of the 4 plant items have not been purchased. Director Corporate Services provided some reason why the plant items have not been completed to date.
- Councillor SB questioned the breakdown of Wages On-costs. Director Corporate Services advised Wage on-cost include items such as Payroll Tax, Superannuation, Workers Compensation Insurance and Leave provisions, the values are around 46%
- Councillor SB questioned why there were >12 months costs in the Councils Bank Accounts, suggesting that the Council is over-rating or under-spending. Director Corporate Services Director provided reason for the cash balance and pending liabilities.

Received and noted.

13. Review any business unit or special financial reports

- No matters to report.

Internal Audit

14. Consider any available audit reports

Internal Audits reports and the Risk Register were tabled.

Reports received and noted.

15. Review management’s implementation of audit recommendations

One opportunity for improvement was raised from the recent internal audit.

Received and noted.

16. Review the adequacy of internal audit resources for consideration in Council’s annual budget and review the performance of internal auditors

It was discussed and agreed that the current processes for Internal Audit is adequate.

Received and noted.

External Audit

17. Consider any available audit reports

External Audit fee letter circulated - received and noted.

Received and noted.

18. Consider any performance audit reports that will be undertaken by the Tas Audit Office and address implications for the Council
No matters to report
Risk Management and Compliance
19. Annual review of risk management framework policies Defer to next meeting.
20. Review the procedures for Council's compliance with relevant laws, legislation and Council policies. Areas of legislation are covered in the Delegation Register, Policy and Procedures and the Tasmanian Government Gazette advices. LGAT also provide updates on legislative changes. Received and noted.
21. Review internal and fraud management controls Defer to next meeting. Current Fraud Control Plan to be distributed to Panel Members.
22. Review delegation process and exercise of these Delegation Register and sub-delegations were tabled. Reports received and noted.
23. Review tendering arrangements and advise Council See Item 11 – Review policies and procedures.
24. Monitor any major claims or lawsuits by or against the Council and complaints against the Council The General Manager gave a verbal update on Southern Cross Care – The appeal to the High Court has been lost. Received and noted
25. Oversee the investigation of any instances of suspected cases of fraud or other illegal and unethical behaviour No matters to report
Other Business
26. Review issues relating to National Competition Policy Nothing to report
27. Audit Panel Code of Conduct Councillor SB challenged the code of conduct of the Audit Panel. Discussed the roles of Councillors sitting on the Audit Panel vs the Role of Councillors as an Elected Member. The Chair advised there should be a certain amount of separation and confidentiality required to fulfil both roles so Councillors should be cognisant of the separation and confidentiality. The Chair advised that this should not prevent Audit Panel Members from briefing other Councillors and contributing to discussion at Council meetings or Workshops. He also noted that there was an open invitation in the Audit Panel Charter for Councillors to attend at Panel meetings. Agreed that this open invitation will be reinforced to Councillors by management.

Meeting close – 11:20am

Next Meeting – Tuesday 25 June 2019 at 10:00 am

88/2019 2019-20 CAPITAL WORKS PROGRAM

1) Recommendation

It is recommended that Council approves the Capital Works Program for the 2019-20 financial year as follows:



Capital Works Program

2019/2020



**Meander Valley Council
2019/2020 Capital Works Program**

SUMMARY - RECOMMENDED PROJECTS

1.0 ADMINISTRATION

- 100.1 BUILDINGS
- 100.2 INFORMATION TECHNOLOGY

2.0 ROADS, STREETS & BRIDGES

- 201.1 FOOTPATHS
- 201.2 ROAD RECONSTRUCTION & UPGRADE
- 201.3 ROAD RESURFACING:
 - Asphalt Resurfacing Program
 - Bituminous Resurfacing Program
 - Gravel Resheeting
- 210 BRIDGE RECONSTRUCTION

3.0 HEALTH, COMMUNITY & WELFARE

- 315 CEMETERIES
- 316 COMMUNITY AMMENITY
- 351 URBAN STORMWATER DRAINAGE

5.0 RECREATION & CULTURE

- 505 PUBLIC HALLS
- 525 RECREATION GROUNDS & SPORTS FACILITIES
- 545 SUNDRY CULTURAL ACTIVITIES
- 565 PARKS & RESERVES

6.0 UNALLOCATED & UNCLASSIFIED

- 625 MANAGEMENT & INDIRECT OVERHEADS
- 655 MAJOR PLANT REPLACEMENT
- 675 LIGHT VEHICLE REPLACEMENT

TOTALS

Carry Over	Renewal	New / Upgrade	Total Estimate
\$0	\$150,000	\$100,000	\$250,000
\$0	\$116,000	\$10,000	\$126,000
\$0	\$266,000	\$110,000	\$376,000
\$0	\$125,000	\$135,000	\$260,000
\$0	\$1,055,000	\$645,000	\$1,700,000
\$0	\$364,000	\$0	\$364,000
\$0	\$823,000	\$0	\$823,000
\$0	\$218,000	\$0	\$218,000
\$0	\$1,335,000	\$0	\$1,335,000
\$0	\$3,920,000	\$780,000	\$4,700,000
\$0	\$0	\$5,000	\$5,000
\$0	\$15,000	\$5,000	\$20,000
\$0	\$65,000	\$305,000	\$370,000
\$0	\$80,000	\$315,000	\$395,000
\$0	\$15,000	\$0	\$15,000
\$0	\$240,000	\$595,000	\$835,000
\$0	\$195,000	\$15,000	\$210,000
\$0	\$10,000	\$15,000	\$25,000
\$0	\$460,000	\$625,000	\$1,085,000
\$0	\$72,000	\$750,000	\$822,000
\$0	\$160,000	\$0	\$160,000
\$0	\$103,000	\$0	\$103,000
\$0	\$335,000	\$750,000	\$1,085,000
\$0	\$5,061,000	\$2,580,000	\$7,641,000

Meander Valley Council 2019/2020 Capital Works Program

INTRODUCTION

As part of the Asset Management Plan it is necessary to separate works into the following categories:

CARRY OVER:

Funds for projects that were provided in previous capital works programme budgets and have not yet been expended.

RECONSTRUCT/REPLACE:

Replacing like-with-like or providing a similar level of service, for example reconstructing a road to the same width, or replacing a single lane timber bridge with a single lane concrete bridge. In these cases depreciation rates and other costs of ownership may not significantly change and could possibly reduce.

NEW/UPGRADE WORK:

Improving or constructing additional assets or infrastructure where none previously existed or existed at a lower service level. The creation of new assets has an impact on Council's finances from the point of increasing depreciation, as well as operational and maintenance costs.

Upgrades can reduce the total life cycle costs of an asset in the longer term, e.g. road rehabilitation and widening, or replacing a single lane bridge with a two lane bridge. This type of work will have a component of renewal/replacement and a component of upgrade/new.

**Meander Valley Council
2019/2020 Capital Works Program**

1.0 GENERAL ADMINISTRATION

100.1 BUILDINGS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.012	Buildings - Council Chambers	Office expansion and foyer refurbishment	\$0	\$150,000	\$100,000	\$250,000			

TOTAL BUILDINGS	\$0	\$150,000	\$100,000	\$250,000
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100.2 INFORMATION TECHNOLOGY

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.008	P&E - Computer Hardware	Computer Workstation (PC) Replacements	\$0	\$29,000	\$0	\$29,000			
20.009	Computer Software	IT Software	\$0	\$45,000	\$0	\$45,000			
20.010	P&E - Office Hardware	Photocopier Replacement	\$0	\$17,000	\$0	\$17,000			
20.011	P&E - Computer Hardware	IT Network Infrastructure	\$0	\$25,000	\$10,000	\$35,000			

TOTAL INFORMATION TECHNOLOGY	\$0	\$116,000	\$10,000	\$126,000
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TOTAL GENERAL ADMINISTRATION	\$0	\$266,000	\$110,000	\$376,000
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**Meander Valley Council
2019/2020 Capital Works Program**

2.0 ROADS, STREETS & BRIDGES

201.1 FOOTPATHS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.026	Bracknell, Elizabeth Street	Resurface footpath, Louisa Street - Jane Street (LHS) - 185m	\$0	\$20,000	\$0	\$20,000			
20.027	Bracknell, Louisa Street	Resurface footpath, Amelia Street to Henrietta Street (LHS) - 170m	\$0	\$20,000	\$0	\$20,000			
20.028	Bracknell, Louisa Street	Resurface footpath, Henrietta Street - Elizabeth Street (RHS) - 145m	\$0	\$20,000	\$0	\$20,000			
20.029	Westbury, Dexter Street	Resurface footpath - Taylor St to Jones St (RHS)	\$0	\$25,000	\$0	\$25,000			
20.03	Westbury, King Street	Renewal and widening footpath, Lonsdale Lane to Town Common (RHS) - 120m	\$0	\$25,000	\$10,000	\$35,000			
20.031	Hadspen, Foote Street	Sealing of existing path from Dyball St to end of culdesac in Foote St	\$0	\$15,000	\$0	\$15,000			
20.032	Kelsey Road	New footpath from Blackstone Rd to Blackstone Park Drive - Stage 3	\$0	\$0	\$45,000	\$45,000			
20.033	Deloraine, Moriarty Street	New footpath, Stagg Court to Tower Hill St	\$0	\$0	\$20,000	\$20,000			
20.035	Deloraine, East Westbury Place	New Footpath - Lansdowne Pl to the Community Complex - 275m	\$0	\$0	\$60,000	\$60,000			

TOTAL FOOTPATHS	\$0	\$125,000	\$135,000	\$260,000
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**Meander Valley Council
2019/2020 Capital Works Program**

2.0 ROADS, STREETS & BRIDGES

201.2 ROAD RECONSTRUCTION & UPGRADE

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.101	Railton Road	Correction of 3 road slips - Segment 5 CH4080 to CH7400	\$0	\$200,000	\$0	\$200,000			
20.102	Beveridges Lane, Hagley	Road rehabilitation - Segment 4 partial CH630 to CH1320 (400m)	\$0	\$90,000	\$30,000	\$120,000			
20.103	Osmaston Road	Road rehabilitation - Segment 1 to 3 - Mary St to CH3100 (3,100m)	\$0	\$650,000	\$0	\$650,000			
20.104	Deloraine, Emu Bay Road	Kerb renewal (205m), sealing of parking bays and install handrails between Beefeater St to Weston St (LHS)	\$0	\$50,000	\$10,000	\$60,000			
20.105	Deloraine, Osmaston Road	Safety improvements at golf course	\$0	\$30,000	\$35,000	\$65,000			
20.106	Deloraine, Nutt Street	Road upgrades following recent subdivision works	\$0	\$0	\$60,000	\$60,000			
20.107	Pateena Road	Corner alignment and safety improvements (Ch700)	\$0	\$20,000	\$20,000	\$40,000			
20.108	Westbury, Meander Valley Road	Main street upgrade - between the Maze and Veterans Row (Stage 1 - south side)	\$0	\$15,000	\$235,000	\$250,000			
20.109	Carrick, Meander Valley Road	Town entrance improvements - eastern approach (Stage 1)	\$0	\$0	\$150,000	\$150,000			
20.11	Prospect Vale, Chris Street	Installation of traffic calming	\$0	\$0	\$65,000	\$65,000			
20.111	Hadspen, Winifred Jane Crescent	Installation of indented parking bays	\$0	\$0	\$25,000	\$25,000			
20.112	Gibsons Road, Selbourne	Intersection widening at Selbourne Road	\$0	\$0	\$15,000	\$15,000			

TOTAL ROAD RECONSTRUCTION & UPGRADE	\$0	\$1,055,000	\$645,000	\$1,700,000
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**Meander Valley Council
2019/2020 Capital Works Program**

2.0 ROADS, STREETS & BRIDGES

201.3 ROAD RESURFACING

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.232	General	Asphalt Resurfacing Program	\$0	\$364,000	\$0	\$364,000	PJ		
20.233	General	Bituminous Resurfacing Program	\$0	\$823,000	\$0	\$823,000	MM		
20.234	General	Gravel Resheeting	\$0	\$218,000	\$0	\$218,000	MM		

TOTAL ROAD RESURFACING	\$0	\$1,405,000	\$0	\$1,405,000
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210 BRIDGE RECONSTRUCTION

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.264	Warners Creek, Sugarloaf Road	Reconstruction of bridge 1481 (List No 249)	\$0	\$240,000	\$0	\$240,000			
20.265	Burnies Creek, Sugarloaf Road	Reconstruction of bridge 2705 (List No 277)	\$0	\$240,000	\$0	\$240,000			
20.266	Jackeys Creek, Williams Road	Reconstruction of bridge 3485 (List No 294)	\$0	\$240,000	\$0	\$240,000			
20.267	Brady Creek Tributary, Maloneys Road	Reconstruction of bridge 4249 (List No 320)	\$0	\$190,000	\$0	\$190,000			
20.268	Chittys Creek, Barbers Road	Reconstruction of bridge 4752 (List No 342)	\$0	\$190,000	\$0	\$190,000			
20.269	Reids Creek, Rayey Road	Reconstruction of bridge 5252 (List No 358)	\$0	\$235,000	\$0	\$235,000			

TOTAL BRIDGE RECONSTRUCTION	\$0	\$1,335,000	\$0	\$1,335,000
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TOTAL ROADS, STREETS & BRIDGES	\$0	\$3,920,000	\$780,000	\$4,700,000
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**Meander Valley Council
2019/2020 Capital Works Program**

3.0 HEALTH, COMMUNITY & WELFARE

315 CEMETERIES

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.298	Deloraine, Lawn Cemetery	Installation of new concrete slabs		\$0	\$5,000	\$5,000			

TOTAL CEMETERIES	\$0	\$0	\$5,000	\$5,000
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316 COMMUNITY AMMENITY

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.302	Hagley Recreation Ground	Replace existing septic tank, pump and associated works	\$0	\$15,000	\$5,000	\$20,000			

TOTAL COMMUNITY AMMENITY	\$0	\$15,000	\$5,000	\$20,000
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351 URBAN STORMWATER DRAINAGE

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.330	Westbury, William Street	Stormwater upgrade, 77 William St to King St	\$0	\$20,000	\$100,000	\$120,000			
20.331	Westbury, Taylor Street	Stormwater upgrades - Stage 2 (Meander Valley Road to King Street)	\$0	\$25,000	\$75,000	\$100,000			
20.332	Various locations	Stormwater drainage infrastructure - General funding allocation for improvement of network constraints.	\$0	\$20,000	\$20,000	\$40,000			
20.333	Meander, Open Drains	Pipe existing open drain, Main Rd	\$0	\$0	\$50,000	\$50,000			
20.334	Bracknell, Open Drains	Pipe existing open drain, Emma St	\$0	\$0	\$30,000	\$30,000			
20.335	Carrick, Open Drains	Pipe existing open drains, Church St (two locations)	\$0	\$0	\$30,000	\$30,000			

TOTAL URBAN STORMWATER DRAINAGE	\$0	\$65,000	\$305,000	\$370,000
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TOTAL HEALTH, COMMUNITY & WELFARE	\$0	\$80,000	\$315,000	\$395,000
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**Meander Valley Council
2019/2020 Capital Works Program**

5.0 RECREATION & CULTURE

505 PUBLIC HALLS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.373	Mole Creek Hall	Bitumen sealing of carpark	\$0	\$15,000	\$0	\$15,000			

TOTAL PUBLIC HALLS	\$0	\$15,000	\$0	\$15,000
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525 RECREATION GROUNDS & SPORTS FACILITIES

525.1 SPORTSGROUND IMPROVEMENTS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.396	Deloraine, Recreation Ground	Stage 1 - Design of AFL ground drainage	\$0	\$15,000	\$10,000	\$25,000			
20.397	Westbury Recreation Ground	Renewal of cricket block (subject to \$20,000 grant funding - \$10,000 Cricket Tas and major grants \$10,000)	\$0	\$50,000	\$0	\$50,000			
20.398	Prospect Vale Park	Training Ground Upgrade - Grounds 2, 3 & 4	\$0	\$100,000	\$525,000	\$625,000			
20.399	Prospect Vale Park	New pathway access to medical room	\$0	\$0	\$25,000	\$25,000			

525.2 RECREATION GROUNDS & SPORTS FACILITIES BUILDINGS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.429	Deloraine Community Complex	Continuation of female toilet and change rooms refurbishments (Stage 2)	\$0	\$75,000	\$0	\$75,000			
20.430	Deloraine Community Complex & Football Club	Grease trap installation - TasWater tradewaste compliance	\$0	\$0	\$35,000	\$35,000		7668	

TOTAL RECREATION GROUNDS & SPORTS FACILITIES	\$0	\$240,000	\$595,000	\$835,000
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**Meander Valley Council
2019/2020 Capital Works Program**

545 SUNDRY CULTURAL ACTIVITIES

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.450	Deloraine, MVPAC	Roof renewal - Stage 2	\$0	\$95,000	\$0	\$95,000			
20.451	Deloraine, MVPAC	Foyer improvements - Stage 2	\$0	\$100,000	\$15,000	\$115,000		7668	

TOTAL RECREATION GROUNDS & SPORTS FACILITIES	\$0	\$195,000	\$15,000	\$210,000
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5.0 RECREATION & CULTURE

565 PARKS & RESERVES

PARK IMPROVEMENTS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.463	Prospect Vale, Las Vegas Drive Reserve	Design and documentation for Las Vegas Dr Reserve playground renewal (Stage 1)	\$0	\$10,000	\$0	\$10,000			
20.464	Blackstone Heights, Blackstone Park Drive	Install speed humps	\$0	\$0	\$15,000	\$15,000			

TOTAL PARKS & RESERVES	\$0	\$10,000	\$15,000	\$25,000
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TOTAL RECREATION & CULTURE	\$0	\$460,000	\$625,000	\$1,085,000
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**Meander Valley Council
2019/2020 Capital Works Program**

6.0 UNALLOCATED & UNCLASSIFIED

625 MANAGEMENT & INDIRECT OVERHEADS

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.555	Minor Plant Replacement	Replacement of works minor plant	\$0	\$30,000	\$0	\$30,000			
20.556	Deloraine, Pool	Chlorine dosing and heating unit	\$0	\$42,000	\$0	\$42,000			
20.557	Works Depot	Land purchase	\$0	\$0	\$750,000	\$750,000			

TOTAL MANAGEMENT & INDIRECT OVERHEADS	\$0	\$72,000	\$750,000	\$822,000
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655 MAJOR PLANT REPLACEMENT

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.548	P&E, Major Plant	Truck (Plant 910)	\$0	\$105,000	\$0	\$105,000			
20.548	P&E, Major Plant	Utility (Plant 209)	\$0	\$25,000	\$0	\$25,000			
20.548	P&E, Major Plant	Mower (Plant 626)	\$0	\$30,000	\$0	\$30,000			

TOTAL MAJOR PLANT REPLACEMENT	\$0	\$160,000	\$0	\$160,000
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675 LIGHT VEHICLE REPLACEMENT

Item No	Location	Description	Carry Over	Renewal	New/ Upgrade	Total Estimate	Project Mgr	Project No	ECM No
20.551	P&E, Light vehicles	Fleet Changeovers	\$0	\$103,000	\$0	\$103,000			

TOTAL LIGHT VEHICLE REPLACEMENT	\$0	\$103,000	\$0	\$103,000
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TOTAL UNALLOCATED AND UNCLASSIFIED	\$0	\$335,000	\$750,000	\$1,085,000
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TOTAL 2019/20 CAPITAL WORKS	\$0	\$5,061,000	\$2,580,000	\$7,641,000
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DECISION:

As a procedural motion Cr Bower moved and Cr Nott seconded ***“that the Capital Works Program for 2019-20 be deferred and considered when Council considers the Operational Budget.”***

The procedural motion was declared LOST with Councillors Bower, King, Nott and Sherriff voting for the motion and Councillors Cameron, Johnston, Kelly, Synfield and Temple voting against the motion.

Cr Kelly moved and Cr Synfield seconded ***“that Council approves the Capital Works Program for the 2019-20 financial year as above.”***

The motion was declared CARRIED with Councillors Cameron, Johnston, Kelly, King, Sherriff, Synfield and Temple voting for the motion and Councillors Bower and Nott voting against the motion.

Comment by Cr S Bower

I support the Capital Works Program in principle but I am not prepared to lock Council into a position with the capital budget until we have the opportunity to be presented with the operational budget which we will not be receiving until late May.

There is a cause and effect in relation to the budget, some aspects we are looking at in capital will have an effect on the operational budget, without knowing what that effect will be as an overall budget position I am not willing to pass the capital program at this point.

It is not logical to me to pass a capital budget before viewing the operational budget and I would like to defer the capital works program and consider the budget as one in June.

89/2019 NORTHERN TASMANIA DEVELOPMENT CORPORATION – QUARTERLY REPORT

1) Recommendation

It is recommended that Council receive Northern Tasmania Development Corporation Quarterly Organisation Progress Report March 2019.

DECISION:

Cr King moved and Cr Cameron seconded ***“that Council receive Northern Tasmania Development Corporation Quarterly Organisation Progress Report March 2019.”***

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff, Synfield and Temple voting for the motion.

90/2019 REVIEW OF COUNCIL DELEGATIONS

1) Recommendation

It is recommended that Council;

1. pursuant to the Local Government Act 1993 approves the following modification to existing General Manager delegations:

a. Amend the restriction to the current delegation of Section 57(2) of the Land Use Planning and Approvals Act 1993 to include the following wording;

Refuse an application for a Discretionary Permit – if the Town Planner has determined and advised the General Manager that the performance criteria to be assessed in an application for a discretionary permit cannot be satisfied

b. Amend the restriction to the current delegation of Section 57(6) of the Land Use Planning and Approvals Act 1993 to include the following wording;

The General Manager has delegation to grant a discretionary planning permit where there are one (1) or less representations objecting to the application; and

The General Manager is to determine if the matters in a representation are relevant to the assessment of a planning application for a discretionary permit, and would constitute a matter the Planning Authority can consider.

2. pursuant to the Local Government Act 1993 approves the following delegation to the General Manager and the Senior Strategic Planner:

Section 12C(2) of the Land Use Planning and Approvals Act 1993 - consult with the Minister, or their representatives, on a draft of the Tasmanian Planning Policies, on behalf of the planning authority

DECISION:

Cr Nott moved and Cr Sherriff seconded ***“that Council***

1. pursuant to the Local Government Act 1993 approves the following modification to existing General Manager delegations:

- a. Amend the restriction to the current delegation of Section 57(2) of the Land Use Planning and Approvals Act 1993 to include the following wording;**

Refuse an application for a Discretionary Permit – if the Town Planner has determined and advised the General Manager that the performance criteria to be assessed in an application for a discretionary permit cannot be satisfied

- b. Amend the restriction to the current delegation of Section 57(6) of the Land Use Planning and Approvals Act 1993 to include the following wording;**

The General Manager has delegation to grant a discretionary planning permit where there are one (1) or less representations objecting to the application; and

The General Manager is to determine if the matters in a representation are relevant to the assessment of a planning application for a discretionary permit, and would constitute a matter the Planning Authority can consider.

2. pursuant to the Local Government Act 1993 approves the following delegation to the General Manager and the Senior Strategic Planner:

Section 12C(2) of the Land Use Planning and Approvals Act 1993 - consult with the Minister, or their representatives, on a draft of the Tasmanian Planning Policies, on behalf of the planning authority

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff and Temple voting for the motion and Councillor Synfield voting against the motion.

ITEMS FOR CLOSED SECTION OF THE MEETING:

Councillor Kelly moved and Councillor Cameron seconded ***“that pursuant to Regulation 15(2)(g) of the Local Government (Meeting Procedures) Regulations 2015, Council close the meeting to the public to discuss the following items.”***

The motion was declared CARRIED with Councillors Bower, Cameron, Johnston, Kelly, King, Nott, Sherriff, Synfield and Temple voting for the motion.

Council moved to Closed Session at 5.08pm

91/2019 CONFIRMATION OF MINUTES

Confirmation of Minutes of the Closed Session of the Ordinary Council Meeting held on 9 April, 2019.

92/2019 LEAVE OF ABSENCE

(Reference Part 2 Regulation 15(2)(h) Local Government (Meeting Procedures) Regulations 2015)

Council returned to Open Session at 5.14pm

The meeting closed at 5.14pm

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WAYNE JOHNSTON (MAYOR)