



Meander Valley Council
Working Together

MINUTES

ORDINARY COUNCIL MEETING

Tuesday 13 September 2022

Time 3.00pm

Location Council Chambers
26 Lyall Street
Westbury, Tasmania

Phone (03) 6393 5300

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Meeting Open - Attendance & Apologies

Meeting opened at 3:04pm

Chairperson Mayor Wayne Johnston

Councillors present
Deputy Mayor Michael Kelly
Councillor Stephanie Cameron
Councillor Michal Frydrych
Councillor Tanya King
Councillor Andrew Sherriff
Councillor Rodney Synfield
Councillor John Temple
Councillor Deborah White

Apologies Nil

Officers present

John Jordan	General Manger
Dino De Paoli	Director Infrastructure Services
Jonathan Harmey	Director Corporate Services
Mellissa Lewarn	Director Community Wellbeing
Matthew Millwood	Director Works
Krista Palfreyman	Director Development & Regulatory Services
Natasha Whiteley	Team Leader Planning
Sharon Roberts	Administration Officer (minute Taker)

Acknowledgment of Country

The Chairperson acknowledged the Pallitore and Panninher past peoples and the traditional owners and custodians of the land on which we gather for the Council Meeting, paid respects to elders past and present and extended those respects to all Aboriginal and Torres Strait Islander peoples present.

Confirmation of Minutes

Motion Receive and confirm minutes of the last Ordinary Council Meeting held 9 August 2022.

Vote Simple majority

Declarations of Interest

Nil.

Council Workshop Report

Topics Discussed – 23 August 2022

Major & Councillor Discussion

Carols by Candlelight Sponsorship

BBAMZ Presentation – Northern Employment and Business Hub

Aged Care Deloraine Presentation

Economy.id Presentation on behalf of Northern Tasmanian Development Corporation

Tasmanian Irrigation Presentation – Farm Solar Project

Councillor White - Review of Public Open Space Policy

Councillor Frydrych – Proposal for Backyard Clean Up – Action Plan for Meander Valley

Ownership of Proposed Toilets at Lake Parangana and Lake Rowallan

New Works Depot Progress and Proposed Funding Strategy

Waste Management Strategy – Status Update

General Managers Update

Mayor & Councillor Report

Councillor Activities Since Last Meeting

1 August **Council Consultation Session**
Weegenah Drop in session

*Michal Frydrych
Rodney Synfield*

*John Temple
Deborah White
Wayne Johnston
Stephanie Cameron*

15 August Council Consultation Session

Prospect Drop in session

*Michal Frydrych
Rodney Synfield
John Temple
Wayne Johnston*

26 August Council Consultation Session
Deloraine Precinct Racecourse
redevelopment

**Who was
there???**

29 August Council Consultation Session
Bracknell Drop in session

*Rodney Synfield
John Temple
Deborah White
Stephanie Cameron*

1 September Council Consultation Session
City Of Launceston Annual
Launceston Homelessness
Advisory Committee

Rodney Synfeild

Councillor Announcements & Acknowledgements

Nil.

Minute reference: 173/2022

Petitions

For further information about petitions, refer to the *Local Government Act 1993*: ss57-60A.

Community Representations

Nil.

Formerly referred to as “deputations”, community representations are an opportunity for community members or groups to request up to three minutes to address Council on a topic of particular interest.

Requests received at least fourteen days prior to a Council Meeting will be considered by the Chairperson. For further information, contact the Office of the General Manager on (03) 6393 5317 or email ogm@mvc.tas.gov.au.

Minute reference: 175/2022

Public Question Time

Members of the public may ask questions in person or using our online form.

Refer to pages 3 and 4 of this agenda for more information about attending a Council Meeting.

This Month's Public Questions With Notice

Question 1: Anthony Camino, Westbury (submitted via email)

Recently whilst walking my daughter's five-month-old pedigree Beagle along King Street, Westbury, we were set upon by a rather aggressive dog. The dog was allowed to exit their owner's property via what appears to be a permanently open gate. As I walk regularly in our neighborhood, I have seen multiple dog owner's properties with gates opened and dogs able to roam the streets at will. As recent as 31st August a stray dog was roaming back and forward across Meander Valley Road and was almost run over by an elder lady driver who became quite upset.

What proactive, not to be confused with reactive, measures including checks and balances does the Meander Valley Council have in place to establish that ratepayers who are dog owners are complying with the Dog Control Act 2000, especially regulations covering the effect control of a dog?

Krista Palfreyman, Director of Development and Regulatory Services advised The *Dog Control Act (2000)* and Council's *Dog Management Policy* are the basis of managing dogs across the municipality. The requirement for owners to register their dogs is fundamental to effective proactive and reactive management of animals and provides a basis for identifying owners where needed. Council does undertake proactive patrols of declared areas as resources permit. Council also proactively inspects to confirm compliance with Notices and Licences issued under the *Dog Control Act*, particularly in the case of an animal declared dangerous or is otherwise considered to pose a higher risk to the community.

In terms of more general patrolling, there are resourcing and legislative limits to Council's ability to patrol or police, for example, the leaving of gates open by property owners. Where there is an incident of a dog at large Council will respond. In circumstances of an attack or other serious incident reported to Council, a 24-hour response capability is in place.

Ultimately the responsibility for effective control of the dog's rests with the owner. This aside, Council recognises the importance of providing information and education regarding responsible dog ownership to all members of the community. Council is at present consulting with the community around changes to its *Dog Management Policy* and intends to establish a *Code for Responsible Ownership of Dogs* and provide mechanisms for promoting responsible and compliant ownership of dogs. The revised policy will also establish further declared areas within the municipality for off-lead exercise, restricted on-lead areas, and dogs prohibited areas. Proactive patrols of declared areas will continue to be periodically undertaken as resources permit.

Minute reference: 176/2022

This Month's Public Questions Without Notice

Question 1: Anne-Marie Loader, Westbury

It's good to see that the Council is starting to consult with community again. Can you tell me the total number of community members who attended the recent drop-in sessions at Carrick, Mole Creek, Hadspen, Weegena, Prospect and Bracknell? And can you tell me the number of responses to date to the online 'Community Satisfaction Survey', please

John Jordan, General Manager advised that the attendees at those drop in sessions numbered 78 and I don't think that includes the people attending as candidates in the upcoming election. And the number of survey responses to-date is 95.

Question 2: Robin Badcock, Exton

Good Morning Mr Mayor, Councillors, General Manager and council staff, my background in question is in relation to the current prison process at Ashley. Department of Justice has had many and numerous advertisements stating the process of consultation and communication with the community and how they intend to consult with the new neighbours. Their most recent advert in the Meander Valley Gazette indicates due diligence to any under taking, we the neighbours of Ashely have had no communication from the department of justice on areas of the investigation that are

applicable to the near neighbours or the community in general to the best of our knowledge. Therefore, my question to council is this, is the council expecting to be contacted by the department of justice for feedback from their areas of due diligence study. To seek further community representation through Council, as Council surely has an important role to play?

Mayor Wayne Johnston advised that Yes, I would hope that the State Government would come back to Council, as part of their due diligence project and they would come back to us as representatives of the community. Having said that, we will continue to lobby for community on behalf of the community, but we have had no foreshadowing on Councillor Temples question, who had no communication with the State Government on this project so far, within the last month. So, is that your last exact question?

Question 3: Robin Badcock, Exton

My question to Council is - Given the proposal to close Ashely and rebuilt a new therapeutic model for the use of the Department of Justice. On behalf of the Meander valley Community can Council please contact the Minister Jaensch to seek details of such a therapeutic model, as it is highly likely that Meander Valley will end up with this facility too, if based on planning alone?

Mayor Wayne Johnston advised that Yes, I would be happy to do that and get in touch with Minister Jaensch and ask what the project and timelines are for a potential replacement of Ashley, thank you.

Minute reference: 177/2022

Councillor Question Time

This Month's Councillor Questions With Notice

Nil.

Minute reference: 178/2022

This Month's Councillor Questions Without Notice

Question 1: Councillor John Temple

Thank you Mr Mayor, you foreshadowed my question, my question is indeed has there been any further updates regarding a proposed prison in the Meander valley? In the spirit of how you are conducting the meeting today, could just say that I have been asking that question for about 3 years now. The purpose is so that the community can be reassured that there are no secret negotiations going on between the state Government and this council?

Mayor Wayne Johnston advised that he has had no correspondence from the State Government regarding the proposed Northern Prison since the last Council meeting.

John Jordan, General Manager advised that he has had no correspondence from the State Government regarding the proposed Northern Prison since the last Council meeting.

Question 2: Councillor Stephanie Cameron

I think it was the August Meeting that I zoomed on and Mr Badcock asked a similar question, I made a suggestion that Council write to the Minister seeking some more consultation. Did Council write that letter?

Mayor Wayne Johnston advised that no, he has not wrote that letter. My apologies Councillor Cameron.

John Jordan, General Manager advised not as yet, Councillor.

Question 3: Councillor Rebecca White

Thank you, this is just further to Mr Badcock question about contacting the Minister for details and your reply Mr Mayor and I think you said, but I am not sure that you included asking about what the therapeutic model comprises. And I would be very interested to also know what there therapeutic model is and I just wanted to clarify that, that is the information we are seeking?

Mayor Wayne Johnston thank you to Councillor and will follow up on this.

Minute reference: 179/2022

Development & Regulatory Services

Review of Policy No. 34 - Real Estate Advertising Signs

Report Author Krista Palfreyman
Director Development & Regulatory Services

Motion

That Council confirms the continuation of Policy No. 34 – Real Estate Advertising Signs, as amended.

Moved Councillor Deborah White

Seconded Deputy Mayor Michael Kelly

Votes for Mayor Wayne Johnston
Councillor Stephanie Cameron
Councillor Michal Frydrych
Councillor Tanya King
Councillor Andrew Sherriff
Councillor Rodney Synfield
Councillor John Temple

Votes against Nil

Abstained Nil

To abstain from voting at a Council Meeting is to vote in the negative: *Local Government (Meeting Procedure) Regulations 2015: s28.*

Motion carried by simple/absolute majority

Minute reference: 181/2022



Attachment_11.1.2_Review_of_Policy_No_3



Attachment_11.1.2_Review_of_Policy_No_3 page 2

Infrastructure Services

Proposed Road Name - McCutcheon Court

Report Author Jarred Allen
Team Leader Engineering

Authorised by Dino De Paoli
Director Infrastructure Services

Motion

That Council, pursuant to the provisions of Section 11 of the *Place Names Act 2020*, approves the name McCutcheon Court, for a new road providing access to the subdivision off Jones Street, Westbury.

Moved Councillor Stephanie Cameron

Seconded Councillor Michal Frydrych

Votes for Mayor Wayne Johnston
Deputy Mayor Michael Kelly
Councillor Tanya King
Councillor Andrew Sherriff
Councillor Rodney Synfield
Councillor John Temple
Councillor Deborah White

Votes against Nil

Abstained Nil

To abstain from voting at a Council Meeting is to vote in the negative: *Local Government (Meeting Procedure) Regulations 2015: s28.*

Motion carried by simple/absolute majority

Minute reference: 182/2022

Infrastructure Services

Review of 2022-23 Capital Works Program Budgets

Report Author Dino De Paoli
Director Infrastructure Services

Attachments 1. Capital Works Program - Budget Changes [12.2.1 - 1 page]

Motion That Council:

- 1) Approves in line with Section 82(4) of the *Local Government Act 1993*: variations to the 2022-23 Capital Works Program, as per attachment titled "Capital Works Program - Budget Changes", noting no change to the overall value of the program; and
- 2) Notes the capital work project adjustments approved by the General Manager and reported to Council in line with Section 82(7) of the *Local Government Act 1993*.

Moved Councillor Deborah White

Seconded Deputy Mayor Michael Kelly

Votes for Mayor Wayne Johnston
Councillor Stephanie Cameron
Councillor Michal Frydrych
Councillor Tanya King
Councillor Andrew Sherriff
Councillor Rodney Synfield
Councillor John Temple

Votes against Nil

Abstained Nil

To abstain from voting at a Council Meeting is to vote in the negative: *Local Government (Meeting Procedure) Regulations 2015*: s28.

Motion carried by simple/absolute majority

Minute reference: 183/2022



Attachment_12.2.1_Capital_Works_Program

Infrastructure Services

Northern Tasmanian Waste Management Group Governance Arrangement

Report Author Dino De Paoli
Director Infrastructure Services

Motion

That Council agrees for the transition of hosting, administration and secretariat of the Northern Tasmanian Waste Management Group from the City of Launceston to NRM North consistent with the approach outlined in the attached paper titled Northern Tasmanian Waste Management Group Revised Government Model.

Moved Councillor Tanya King

Seconded Councillor Stephanie Cameron

Votes for Mayor Wayne Johnston
Deputy Mayor Michael Kelly
Councillor Andrew Sherriff
Councillor Rodney Synfield
Councillor Deborah White

Votes against Councillor John Temple

Abstained Nil

To abstain from voting at a Council Meeting is to vote in the negative: *Local Government (Meeting Procedure) Regulations 2015: s28.*

Motion carried by simple/absolute majority

Minute reference: 184/2022



Attachment_12.3.1_Northern_Tasmanian_Wa



Attachment_12.3.1_Northern_Tasmanian_Wa page 2



Attachment_12.3.1_Northern_Tasmanian_Wa page 3



Attachment_12.3.1_Northern_Tasmanian_Wa page 4



Attachment_12.3.1_Northern_Tasmanian_Wa page 5



Attachment_12.3.1_Northern_Tasmanian_Wa page 6



Attachment_12.3.1_Northern_Tasmanian_Wa page 7

Closed Session Agenda

Confirmation of Closed Minutes

Refer to *Local Government (Meeting Procedures) Regulations 2015: s34(2)*.

Leave of Absence Applications

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(h)*.

Contract No. 237-2022-23 Design and Reconstruction of Montana Road Bridge, Western Creek

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(d)* regarding contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal.

Contract No. 242 - 2022 23 - Design and Reconstruction of Footbridge over Meander River, Deloraine

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(d)* regarding contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal.

Aged Care Deloraine - Loan Management

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(c)* regarding commercial information of a confidential nature that, if disclosed, is likely to -(i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

Staffing Resources - Governance Functions

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(a)* regarding personnel matters, including complaints against an employee of the council and industrial relations matters.

General Manager's Quarterly Performance Report

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2)(i)* regarding matters relating to actual or possible litigation taken, or to be taken, by or involving the council or an employee of the council.

Visit Northern Tasmania - Funding Agreement

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(2) (b)* regarding information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the council is conducting, or proposes to conduct, business.

Release of Public Information

Refer to *Local Government (Meeting Procedures) Regulations 2015: s15(8)*.

Minute reference: 185/2022

Motion to Close Meeting

Motion Close the meeting to the public for discussion of matters in the list of agenda items below.
See *Local Government (Meeting Procedures) Regulations 2015: s15(1)*.

Moved Councillor Andrew Sherriff

Seconded Deputy Mayor Michael Kelly

Votes for Mayor Wayne Johnston
Councillor Stephanie Cameron
Councillor Michal Frydrych
Councillor Tanya King
Councillor Rodney Synfield
Councillor John Temple
Councillor Deborah White

Votes against Nil

Motion carried by absolute majority

Minute reference: 186/2022

Motion

Motion

Release of Public Information

Motion Council in Closed Session determined there was no information suitable for release for the public's information.

Moved Deputy Mayor Michael Kelly

Seconded Councillor Andrew Sherriff

Votes for Mayor Wayne Johnston
Deputy Mayor Michael Kelly
Councillor Michal Frydrych
Councillor Tanya King
Councillor Andrew Sherriff
Councillor Deborah White

Votes against Councillor Stephanie Cameron
Councillor Rodney Synfield
Councillor John Temple

Abstained Nil

To abstain from voting at a Council Meeting is to vote in the negative: *Local Government (Meeting Procedure) Regulations 2015: s28.*

Motion carried by simple majority

Minute reference: 187/2022

Meeting End



.....
Mayor Wayne Johnston
Chairperson