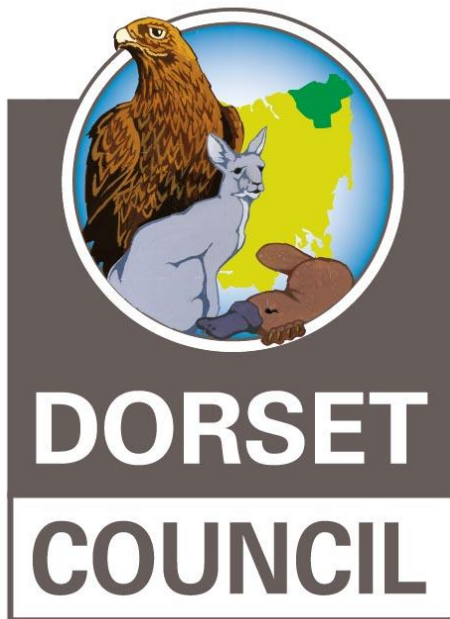


Dorset Council

*Improving the quality of life of the people
of the Municipality through services
based on the principles of quality, equity,
value and responsiveness.*



MINUTES

Ordinary Meeting of Council

21 May 2018

Council Chambers, Scottsdale

Commencing at 6.00 pm

TIM WATSON
General Manager

Ref 18/4953

Dorset Council

Qualified Persons Advice

The *Local Government Act 1993*, Section 65, provides (in part) as follows: -

- A general manager must ensure that any advice, information or recommendation given to the Council is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
- A council is not to decide on any matter which requires the advice of a qualified person without considering such advice unless the general manager certifies in writing that such advice was obtained and taken into account in providing general advice to the Council.

I therefore certify that with respect to all advice, information or recommendation provided to the Council in or with this agenda:

- a. the advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- b. where any advice is directly given by a person who does not have the required qualifications or experience that person has obtained and taken into account in that person's general advice the advice from an appropriately qualified or experienced person.



TIM WATSON
General Manager

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	Close	

Dorset Council Meeting

Minutes

21 May 2018

The Meeting Opened: 6.00pm

Present: Crs GJ Howard (Mayor), MA Hall (Deputy Mayor), SD Moore, SJ Arnold, LD Archer, LC Stein, DR Jessup

General Manager TJ Watson, Director – Community & Development/Town Planner RP Willis, Director-Infrastructure D Griffin, Accountant SJ Hunt, Director – Corporate Services J Marik, Graduate Planner T Wagenknecht

Apologies: Crs L S Quilliam, SY Martin

73/18 Confirmation of Ordinary Council Meeting Minutes 16 April 2018

Ref: 18/3871

Decision

Crs Hall/Stein

That the Minutes of Proceedings of the Dorset Council Ordinary Meeting held on 16 April 2018, having been circulated to all Councillors, be confirmed as a true record.

Carried Unanimously

74/18 Confirmation of Ordinary Council Meeting Closed Session Minutes 16 April 2018

Ref: 18/3871

Decision

Crs Jessup/Arnold

That the Minutes of Proceedings of the Dorset Council Ordinary Meeting held on 16 April 2018, having been circulated to all Councillors, be confirmed as a true record.

Carried Unanimously

75/18 Confirmation of Agenda

Decision**Crs Moore/Hall**

That Council confirm the Agenda and order of business for the 21 May 2018 Council Meeting.

Carried Unanimously

76/18 Declaration of an Interest of a Councillor or Close Associate

Cr L C Stein – Item 85/18
Cr S D Moore – Item 85/18
Cr S J Arnold – Item 85/18
Cr L D Archer – Item 90/18

77/18 Management Team Briefing Report

The purpose of this agenda item is to provide Councillors and the community with a briefing on matters of interest dealt with during the past month by Council's Management Team.

Recommendation

That the Management Team Briefing Report be received and noted.

Decision**Crs Stein/Arnold**

That the Management Team Briefing Report be received and noted.

Carried Unanimously

78/18 Council Workshops Held Since Last Council Meeting

1 May 2018 – Councillor Briefing Workshop

79/18 Applications for Leave of Absence

Kerrie Donaldson

My question is about the Derby Back Road, at the moment it is pretty dangerous, there is no signage to say it is a dual road and have approached Council regarding signage and nothing has come of it. Signage was erected during the Mountain Bike Enduro last year which worked. I drive this road daily. Something should be done mainly signage to let people know it is a dual carriage way. – Would the Council be willing to do something about it – signage or anything.

Response from Director-Infrastructure, Dwaine Griffin:

Council is currently looking at signage options so that we can put in an order for some new signage in the next couple of weeks. We have also been working with the Winnaleah Progress Association with their ideas to see how that may look.

Len Gillett – Bridport Water – TasWater communications

I just wanted ask a question about Bridport's inadequate water supply, we all know during Summer the restriction are quite unhelpful to tourists and to business and residents in general. I don't have a problem with TasWater giving priority to those townships with undrinkable water but surely after 10 years on their works program and with extra funding from State Government that fixing Bridport's inadequate water supply ought to become a priority.

My question is about TasWater's communication with Council. In response to the third letter I wrote to North Eastern Advertiser on this subject.

I would just like to know if any consultation is going on between TasWater and Council or Council Officers.

Response from Mayor Greg Howard

I have a pile of correspondence between TasWater and Council started back 2016 when we made a request to see where the upgrade for the water treatment plant was, in addition we have had a number of meetings with Mike Brewster.

The Mayor gave a detailed account of correspondence and meetings with Taswater, including TasWater's programs to upgrade many sewerage treatment plants throughout the State, and Bridport being listed under a Growth Project is not a priority.

The General Manager added that he had not been contacted by TasWater in regard to the comments they made in the North Eastern Advertiser article.

Virginia Wells

What Environmental Impact Studies have been done in regards to our protected native Platypus and the Puggles in Derby and other surrounding areas?

What Environmental Impact Studies have been done in regard to our Tasmanian Platypus breeding burrows that are in the area?

With this proposed bridge why have all the track already been built for it before it has been put on public notice across the river.

How are you going to screen myself from my property, I can't even sit in my bathroom without being view from the bike track or bike person?

Response from Mayor Greg Howard

All those issues are addressed in the report submitted to Council for the Agenda Item relating to the approval for the Bridge.

Rohan Willis stated that all the usual processes for considering representations have been adhered to.

Jenny Bellinger

1. Regarding Pioneer Water I have had results back from water testing and there is lead in the tanks and can only accumulate and get worse.
2. What future plans are there for Derby Park and can the development plans for Derby be displayed in the town hall?

Response from Mayor Greg Howard, General Manager, Tim Watson

I saw the report from TasWater, it stated that the rest of the tanks were in line with the normal tank water guidelines, testing was not for lead but for other issues, was there elaboration in the report? The solution offered in Pioneer is unacceptable and at least that is one of the things that should take priority in the Dorset Municipality in terms of TasWater. I intend to have discussions with TasWater about making Pioneer a priority to have their water safe.

There are a number of initiatives that Council has resolved to put in place to deal with issues raised by the community and we are working through delivering those solutions during Winter.

There are no plans at the moment to construct further bike trails other than those that are currently being constructed.

81/18 Deputations

82/18 Councillor Question Time

Cr Jessup

I would ask if the issue of Pioneer Water onto the Agenda for the upcoming Workshop for Councillors to discuss this issues further.

Response by Mayor Greg Howard

Yes

Cr Archer

Can we have a progress report on the agreement between May Shaw and the Council and when will that presented to Council?

Response from Director - Corporate Services, John Marik

We are in the fourth stage now as far as going back to the solicitors is concerned, so we are about 90 per cent the way through now as far as our side, ideally we would go to May Shaw before we came back Council.

The General Manager also added that he would have to refer to previous decisions of Council to determine what if any of the Contract details needed to be brought back to Council.

Cr Jessup –

Can I ask for an update on the Affordable Living Project – Social Housing? I noticed that Councillors were given a copy via email this week of the plans for the George Street units.

Response by General Manger, Tim Watson:

George Street DA has been advertised. McGilp Street, Hawkes Place and Arnold Place require rezoning and Rohan Willis has started that process, we are also developing a subdivision layout that will be discussed in a future Workshop.

83/18 Notices of Motion by Councillors

Mayor Howard vacated the Chair for Item 84/18. Deputy Mayor Hall took the chair.

84/18 Notice of Motion – Cr Greg Howard – June Council Meeting Date – Proposed Change
Ref: 18/5110 | NoM: 18/4838

Purpose

The purpose of this agenda item is to consider a notice of motion proposed by Mayor, Councillor G J Howard.

Recommendation

That the date of the June Council meeting be changed from Monday 18 June 2018 to Monday 25 June 2018.

Decision**Crs Howard/Stein**

That the date of the June Council meeting be changed from Monday 18 June 2018 to Monday 25 June 2018.

Carried Unanimously

Mayor Howard re-took the Chair

Cr Stein, Cr Arnold and Cr Moore all declared an interest in Item 85/18 but all stated that it was immaterial and elected not to leave the room.

85/18 Notice of Motion – Cr Lawrence Archer – Bridport Water Restrictions

Ref: 18/5123 | NoM: 18/5112

Purpose

The purpose of this agenda item is to consider a notice of motion proposed by Cr Lawrence Archer.

Recommendation

That Council write to the TasWater board, with copies to the Chairperson of the Owners representatives and the Local Government Minister, requesting that TasWater give priority to alleviating the annual water restrictions in Bridport.

Crs Archer/Moore

Decision

Procedural Motion

Crs Stein/Jessup

To move a motion that we defer this item for the June Workshop to discuss further.

Voting For the Motion: Mayor Howard, Crs Hall, Stein, Moore, Jessup

Voting Against the Motion: Crs Archer, Arnold

Carried

86/18 Quarterly Financial Report – 31 March 2018

Reporting Officer: Accountant, Samantha Hunt
Ref: 18/5097

Purpose

The purpose of this agenda item is to present to Councillors and the community the financial performance for the nine months ended 31 March 2018.

Recommendation Hall/Arnold

That Council receive the Financial Report for the period ended 31 March 2018.

Decision

Crs Hall/Arnold

That Council receive the Financial Report for the period ended 31 March 2018.

Carried Unanimously

87/18 Customer Service Charter Amendment

Reporting Officer: Director – Corporate Services, John Marik
Ref: 18/4903 | Charter 17/12240

Purpose

The purpose of this agenda item is to review the Dorset Council Customer Service Charter.

Recommendation

That Council adopt the revised version of the Customer Service Charter.

Decision

Crs Hall/Jessup

That Council adopt the revised version of the Customer Service Charter.

Carried Unanimously

88/18

Public Open Space Contribution Policy Review

Reporting Officer: Director Community and Development, Rohan Willis
Ref: 18/5117 | Policy: 14/6042 | Revised Policy 18/5118

Purpose

The purpose of this report is to consider the Public Open Space Contribution Policy.

Recommendation Crs Stein/Hall

That Council adopt the revised Policy No. 46 Public Open Space Contribution Policy.

Decision

Crs Stein/Hall

That Council adopt the revised Policy No. 46 Public Open Space Contribution Policy.

Voting for For Motion: Mayor Howard, Deputy Mayor Hall Crs Stein Moore
Arnold Jessup

Voting Against Motion: Cr Archer

Carried

89/18

Disability Access Policy Review

Reporting Officer: Director Community and Development, Rohan Willis
Ref: 18/5202 Policy: 14/12788 | 18/5206

Purpose

The purpose of this report is to consider the Disability Access Policy.

Recommendation Cr Stein/Moore

That Council adopt the revised Policy No. 35 Disability Access Policy.

Decision

Crs Stein/Moore

That Council adopt the revised Policy No. 35 Disability Access Policy.

Carried Unanimously

Cr Archer Left the table, did not leave the room and joined the public gallery due to his interest in Item 90/18.

Councillors are reminded that they are acting as a Planning Authority for Item 90/18

90/18 Planning Application – Construction of a Suspension Walking Bridge, Derby
Reporting Officer: Town Planner, Rohan Willis
Ref: 18/5170 | DEV 2018/21

Purpose

The purpose of this report is for Council to consider a proposal for the construction of a suspension walking bridge.

Decision

Crs Hall/Arnold

It is recommended that the proposal for the construction of a Suspension Walking Bridge and associated works at 99 Main Street and Crown Land, Derby be approved subject to the following conditions:

1. *Basis of Approval*

The use and development is approved and must be undertaken in accordance with the Endorsed Documents, except where specified otherwise in this permit and documents lodged with this application (DEV No. 2018/21). Any substantial variation from this application will require the further planning consent of the Council.

2. *Construction and Environmental Management Plan*

Prior to the commencement of any works, a Construction and Environmental Management Plan must be submitted to the Council's Town Planner, to the satisfaction of the Council's Town Planner, for approval. The plan must be prepared by a suitably qualified person(s) and must include the following details:

- a) a site management plan that details how soil and water is to be managed on the site during the construction process to prevent the escape of soil and sediments from the development site, including:
 - i. The proposed location of any topsoil stockpiles;
 - ii. The erosion and sediment control practices to be used on the site or otherwise for the purpose of the use;
 - iii. Timing of any site rehabilitation or landscaping programs; and
- b) A weed management & hygiene plan that details how weeds are to be managed on the site during construction works to control weed establishment and prevent weed spread, including:
 - i. control of weeds in areas of bare soil, prior to and following construction, where appropriate;

- ii. wash-down and inspection of vehicles, machinery and boots before leaving/entering the site to avoid transporting viable plant materials or large clods of soil;
- iii. wash-down to be conducted in accordance with the *Tasmanian Weed and Disease Planning and Hygiene Guidelines* (DPIPWE 2015); and
- c) measures that will ensure any native vegetation that does not require specific felling, lopping, topping, ring-barking, uprooting or otherwise wilful destroying or removal for the purposes of the development is satisfactorily protected during construction works.

When approved by the Council's Town Planner, the Construction and Environmental Management Plan will be endorsed and will then form part of this permit.

3. Civil Engineering Certification

Prior to the use commencing, a suitably qualified civil engineer must certify that all the works have been carried out in accordance with approved engineering design plans and to Council standards.

ADVISORY NOTES

(i) Permission in Writing

Any reference to the need for Council approval of a matter or thing prescribed under the conditions pertinent to this permit requires such approval to be given in writing.

(ii) Objections to Proposal

This permit has no effect until the expiry of the period for the lodgement of an appeal against the granting of the permit or, if an appeal is lodged, until ten days after the appeal has been determined by the Resource Management and Planning Appeal Tribunal.

(iii) Appeal Provisions

Attention is directed to sections 61 and 62 of the *Land Use Planning and Approvals Act 1993* (as amended) which relate to appeals. These provisions should be consulted directly, but the following provides a guide as to their content:

A planning appeal may be instituted by lodging a notice of appeal with the Clerk of the Resource Management and Planning Appeal Tribunal.

A planning appeal may be instituted within 14 days of the date the planning authority serves notice of the decision on the applicant.

(iv) Permit Commencement

This permit takes effect 14 days after the date of Council's notice of determination or at such time as any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined. 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.

(v) Period of Approval

Pursuant to Section 53(5) the *Land Use Planning and Approvals Act 1993*, this approval will lapse after a period of two (2) years from:

- i. the date on which the permit is granted; or
- ii. if an appeal has been instituted against the planning authority's decision to grant the permit, the date of the determination or abandonment of the appeal,

if the use or development is not substantially commenced within that period.

(vi) Other Approvals

This permit does not imply that any other approval required under any other by-law or legislation has been granted. At least the following additional approvals may be required before construction commences:

- (a) Building approval

Carried Unanimously

Cr Archer returned to the table

91/18

Animal Control Fees 2018/19

Report Officer: Director – Community and Development, Rohan Willis
Ref: 18/4970

Purpose

The purpose of this report is for Council to consider the revised Animal Control Fees in the 2018/19 financial year.

Recommendation

That Council adopt the Schedule of Fees payable for animal control services for the 2018/19 financial year.

Amendment Cr Stein/Archer

That the fees for nuisance and second and subsequent seizure fees increase by \$5 to encourage more responsible dog ownership.

Voting For the Amendment: Mayor Howard, Crs Stein, Archer

Voting Against the Amendment: Crs Jessup, Arnold, Moore, Hall

Amendment Lost

Decision

Cr Jessup/Moore

That Council adopt the Schedule of Fees payable for animal control services for the 2018/19 financial year.

Voting for the Recommendation: Mayor Howard, Deputy Mayor Hall
Crs Stein, Moore, Arnold, Jessup

Voting Against the Recommendation: Cr Archer

SCHEDULE OF FEES – ANIMAL CONTROL	2018/19 Fees
Dog Registration:	
(Before 31 July 2017)	
Basic Dog (not desexed)	\$54.00
Working, Purebred or Greyhound	\$27.00
Pensioner (One Only)	\$15.00
Sterilised (desexed) Dog	\$24.00
Guide Dog	No Charge
Declared Dangerous Dog	\$400.00
Guard Dog	\$400.00
Lifetime Registration (must be desexed & microchipped)	\$170.00
Lifetime Registration (Pensioner Only)	\$100.00
(After 31 July 2017)	
Basic Dog (not desexed)	\$64.00
Working, Purebred or Greyhound	\$35.00
Pensioner (One Only)	\$15.00
Sterilised (desexed) Dog	\$32.00
Guide Dog	No Charge
Declared Dangerous Dog	\$400.00
Guard Dog	\$400.00
Lifetime Registration (must be desexed & microchipped)	\$170.00
Lifetime Registration (Pensioner Only)	\$100.00

Dog Fees – Other:	
Maintenance Charge – Daily	\$29.00
Nuisance	\$31.00
Replacement Tag	\$5.00

1 st seizure of any dog	\$61.00
2 nd seizure of any dog	\$82.00
Subsequent seizures	\$153.00
Delivery Charge (Dog returned to Owner)	\$82.00
Cat Management:	
Relocation Device (Trap) Hire Deposit	\$51.00
Dog Licence Fees (for keeping several dogs):	
Licence for 3 to 5 Dogs	\$92.00
For more than 5 dogs	\$112.00
Renewal of Licence	\$35.00
Registration of dogs in excess of 4 Dogs housed at premises for which a Licence to keep several dogs (Kennel Licence) has been issued by Council (First 4 Dogs at Standard Fees) Per Extra Dog	\$23.00

Carried

92/18 Food Registration Fees
Reporting Officer: Director Community and Development, Rohan Willis
Ref: 18/4972

Purpose

The purpose of this report is for Council to consider the revised Food Registration Fees in the 2018/19 financial year.

Recommendation

That Council adopt the Schedule of Fees payable for food registrations for the 2018/19 financial year.

Decision

Crs Stein/Arnold

That Council adopt the Schedule of Fees payable for food registrations for the 2018/19 financial year.

SCHEDULE OF FEES	2018/19 Fees
Food Registration:	
Registration of New Food Business (incl. 2 inspections p/a by EHO)	\$209.00
Renewal of Existing Food Business Registration (incl. 2 inspections p/a by EHO)	\$157.00
Additional Inspection Fee (EHO)	\$52.00
“Food Safe” or other Accredited Food Premises Registration	\$105.00
New or Renewal of Existing Mobile Food Business (Annual Registration)	\$130.00
Mobile Food Business (Single Event Registration)	\$30.00
Food Registration (Community Organisation or Charitable Event Applicants)	Free

Carried Unanimously

Time Meeting Closed: 7.25pm

Minutes Confirmed: 25 June, 2018.

Minute No: 93/18

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Mayor