



Central Highlands Council

MINUTES – ORDINARY MEETING – 19TH JULY 2016

Ordinary Meeting of Central Highlands Council held at Hamilton Council Chambers, on Tuesday 19th July 2016, 9.00 a.m.

1.0 OPENING

Mayor D E Flint opened the meeting at 9.00am

2.0 PRESENT

Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden, Clr R L Cassidy, Clr E McRae, Clr L M Triffitt, Mrs Lyn Eyles (General Manager) and Mrs Katrina Brazendale (Secretary).

3.0 APOLOGIES

Moved **Clr R L Cassidy**

Seconded **Clr A W Bailey**

THAT the apology for Deputy Mayor A J Downie be received.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

4.0 PECUNIARY INTEREST DECLARATIONS

In accordance with Regulation 8 (7) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor requests Councillors to indicate whether they or a close associate have, or are likely to have a pecuniary interest (any pecuniary or pecuniary detriment) in any item of the Agenda.

The following declarations were recorded:

Clr E McRae – Item 14.1 DA 2016/13-disc : Addition To Shop In Heritage Precinct : 16 Patrick Street, Bothwell

Clr R L Cassidy – Item 14.1 DA 2016/13-disc : Addition To Shop In Heritage Precinct : 16 Patrick Street, Bothwell

Clr A W Bailey – Supplementary Item 17.1 – Community Grant Application Ouse Country Club

5.0 MOTION INTO CLOSED MEETING

Moved **Clr L M Triffitt**

Seconded **Clr A W Bailey**

THAT pursuant to Regulation 15 (1) of the Local Government (Meeting Procedures) Regulations 2015, Council close the meeting to the public.

Items for Closed Session:

- 1 Confirmation of Confidential Minutes of Council's Ordinary Meeting held on 21st June 2016 Regulation 15 (2) (g)
- 2 Personnel Matters Regulation 15 (2) (g)
- 3 Confidential Information 15 (2) (b)
- 4 Leave of Absence 15 (2) (i)

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

5.1 MOTION OUT OF CLOSED MEETING

Moved **Clr L M Triffitt**

Seconded **Clr R L Cassidy**

THAT Council move out of Committee and resume the Ordinary Meeting.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

OPEN MEETING TO PUBLIC

The Meeting will be opened to the public at 10.00am

6.0 IN ATTENDANCE

Hamilton Show Committee Mrs Ann Jones & Mr Charles Downie attended the meeting at 10.40 a.m.
State Growth representatives attended the meeting at 11.24 a.m.

6.1 PUBLIC QUESTION TIME

Mr Geoff Herbert and Mr Jake Herbert attended and had no questions.

7.0 MAYORAL COMMITMENTS

Discussions / Liaise with Blaze Aid regarding requirements for flooded farms (12 calls)
 Interviews with the Mercury regarding flooding situation on Highlands Lake Road
 Signage Waddamana (Hydro Project)
 Southern Tasmanian Council Authority Meeting with General Manager (27th June 2016)
 Negotiations for Federal Funding Election Campaign

7.1 COUNCILLORS COMMITMENTS

7.2 GENERAL MANAGER COMMITMENTS

21 June 2016	Council Meeting
22 June 2016	Meeting Blaze Aid
27 June 2016	STCA Meeting
29 June 2016	Common Services Joint venture meeting
6 July 2016	Interviews Backhoe Operator
12 July 2016	Planning Committee meeting

8.0 NOTIFICATION OF COUNCIL WORKSHOPS HELD

Nil

8.1 FUTURE WORKSHOPS

Nil

9.0 MAYORAL ANNOUNCEMENTS

Nil

10.0 MINUTES

10.1 RECEIVAL DRAFT MINUTES ORDINARY MEETING

Moved **Clr E McRae**

Seconded **Clr A W Bailey**

THAT the Draft Minutes of the **Ordinary Meeting** of **Council** held on **Tuesday 21st June 2016** be received.
Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

10.2 CONFIRMATION OF DRAFT MINUTES ORDINARY MEETING

Moved **Clr L Benson**

Seconded **Clr R L Cassidy**

THAT the Draft Minutes of the **Ordinary Meeting** of **Council** held on **Tuesday 21st June 2016** be **confirmed**.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

10.3 RECEIVAL DRAFT MINUTES PLANNING COMMITTEE

Moved **Clr J Allwright**

Seconded **Clr A W Bailey**

THAT the Draft Minutes of the **Planning Committee Meeting** held on **Tuesday 12th July 2016** be **received**.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

11.0 BUSINESS ARISING

Nil

12.0 NRM REPORT

Moved **Clr J R Allwright**

Seconded **Clr L M Triffitt**

THAT the **NRM Report** be **received**.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

13.0 FINANCE REPORT

Moved **Clr L M Triffitt**

Seconded **Clr A W Bailey**

THAT the Finance Report be received.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

The meeting was suspended at 10.40 a.m. for discussions with the Hamilton Show Committee. Mrs Anne Jones and Mr Charles Downie.

Mrs Anne Jones and Mr Charles Downie spoke to Council with regard to building and property maintenance with the Showgrounds area and what works are required from the Committee. The Committee will draft a Memorandum of Understanding for Councils consideration.

Fire Safety

Door Maintenance (locks)

Shed Works

Water Line

Mrs Anne Jones and Mr Charles Downie left the meeting at 10.50 a.m. and the meeting resumed

Moved **Clr L M Triffitt**

Seconded **Clr R L Cassidy**

THAT Council move to Item 15 on the agenda.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

Mr Jason Branch (Manager Works and Services) attended the meeting at 10.55 a.m.

15.0 WORKS & SERVICES

Moved **Clr L M Triffitt**

Seconded **Clr E McRae**

THAT the Works & Services Report be received.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

15.1 WORKS AND SERVICES REPORT

Mr Graham Rogers (Manager Development and Environmental Services) attended the meeting at 11.01 a.m.

15.2 PEDESTRIAN FOOTBRIDGE AT OUSE

Deferred until State Growth representatives are in attendance

15.2 DRAINAGE ARTHURS LAKE (WILBERVILLE)

Moved **Clr L M Triffitt**

Seconded **Clr A W Bailey**

THAT Council consider option (d) of the engineers report during the 2017/2018 budget deliberations.

Carried

For the motion: Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, and Clr L M Triffitt.
Against Mayor D E Flint, Clr J R Allwright and Clr E McRae

15.3 INTERSECTION A5 AND WILLIAM STREET

Work and Services Manager to address the issue regarding the Give Way sign

11.24 a.m. State Growth Martin and Mitch discussed the Ouse Pedestrian Bridge

Moved **Clr R L Cassidy**

Seconded **Clr L Benson**

THAT Council request State Growth to replace the Ouse Pedestrian Bridge. (like for like).

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

The State Growth representatives left the meeting at 11.30 a.m.

15.4 COUNCILS DOG TRAILER

Moved **Clr L M Triffitt**

Seconded **Clr L Benson**

THAT

- (a) the current super dog trailer that is in need of repair be shortened to the same size of Councils smaller dog trailers with spring suspension and the registration then lowered on the truck; and
- (b) the remaining super dog trailer go in the 2017/18 budget for replacement to a smaller dog trailer.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

15.5 COMMUNITY ROAD SAFETY GRANTS FUNDING PROGRAM 2015/2016.

Moved **Clr L Benson**

Seconded **Clr E McRae**

THAT the General Manager be authorised to sign and seal the Grant Deed for the funding of \$16,586.50 under the Community Road Safety Grants Funding Program 2015/16.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

15.4 STATUS REPORT

- **328 - 20/4/2012**

Gorse at Christian Marsh, Responsible Officer: NRM

This item was asked to be placed on the Status Report at the March 2012 Meeting.

- **329 - 18/8/2012**

Platypus Walk, Responsible Officer: Works Manager

Regular Maintenance

- **332 - 17/9/2013**

Blackberry Removal, Responsible Officer: Works Manager / NRM

Clr Bowden requested that this item be placed on the Status Report

- **333 - 20/10/2015**

Schaw Street, Bothwell –Drainage, Responsible Officer: Works Manager

Clr L M Triffitt requested that this item be placed on the Status Report

- **334 - 20/10/2015**

Gorse at the Clyde River Bridge Interlaken, Responsible Officer: Works Manager / NRM

Clr R Bowden requested that this item be placed on the Status Report

Mr Jason Branch Manager Works and Services left the meeting at 11.40 a.m.

Moved **Clr R L Cassidy**

Seconded **Clr L Benson**

THAT Council move back to Item 14.0 on the Agenda.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

14.0 DEVELOPMENT & ENVIRONMENTAL SERVICES

Moved **Clr R L Cassidy**

Seconded **Clr L Benson**

THAT the Development & Environmental Services Report be received.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

Clr R L Cassidy and Clr E McRae declared an interest and left the meeting at 11.41 a.m.

14.1 DA 2016/13-DISC : ADDITION TO SHOP IN HERITAGE PRECINCT : 16 PATRICK STREET, BOTHWELL

Moved **Clr R Bowden**

Seconded **Clr L Benson**

The proposal is assessed to substantially comply with the requirements of the Central Highlands Interim Planning Scheme 2015 and so in accordance with a section 57 of the *Land Use Planning and Approvals Act 1993*, the planning authority is recommended to approve the application for additions to existing shop at 16 Patrick St Bothwell, subject to the following recommended conditions.

Recommended Conditions

Planning

1. That development must be carried out in accordance with the application for planning approval and the endorsed drawings except where a condition of this permit requires otherwise.
2. This permit shall not take effect and must not be acted on until 15 days after the date of receipt of this permit unless, as the applicant and the only person with a right of appeal, you notify Council in writing that you propose to commence the use or development before this date, in accordance with Section 53 of the Land Use Planning and Approvals Act 1993.
3. That exterior building surfaces be coloured so as to be consistent with the colours of the walls and roof of the shop to the front of the property abutting Patrick St.
4. Prior to any use commencing, and on subsequent change of tenancy, the owner of the land/building must provide Council with details of each new tenant/occupant including their full business name and contact details as well as a full description of the proposed use of the land/building to determine if a permit for a change of use is required under this planning scheme.

Building and Plumbing

5. Drainage from the proposed development must be retained on site or drain to a legal discharge point to the satisfaction of Council's Municipal Engineer and in accordance with a Plumbing permit issued by the Permit Authority in accordance with the Building Act 2000.
6. The development must only be carried out between the following hours unless otherwise approved by the Council's Manager Development Services:

Monday to Friday	7:00 a.m. to 6:00 p.m.	
Saturday	8:00 a.m. to 6:00 p.m.	
Sunday and State-wide public holidays		10:00 a.m. to 6:00 p.m.
7. All works associated with the development of the land shall be carried out in such a manner so as not to unreasonably cause injury to, or prejudice or affect the amenity, function and safety of any adjoining or adjacent land, and of any person therein or in the vicinity thereof, by reason of:
 - (a) Emission of noise, artificial light, vibration, odour, fumes, smoke, vapour, steam, ash, dust, waste water, waste products, grit or otherwise.
 - (b) The transportation of materials, goods and commodities to and from the land.
 - (c) Obstruction of any public footway or highway.
 - (d) Appearance of any building, works or materials.
8. Any accumulation of vegetation, building debris or other unwanted material must be disposed of by removal from the site in an approved manner. No burning of such materials on site will be permitted unless approved in writing by the Council's Manager Development Services.
9. The developer must make good and/or clean any footpath, road surface or other element damaged or soiled by the development to the satisfaction of the Council's Municipal Engineer.

Advice,

- A. This permit does not imply that any other approval required under any other legislation or by-law has been granted.
- B. A separate permit is required for any signs unless otherwise exempt under Council's planning scheme.
- C. There are currently no standards prescribed for compliance with the Disability Discrimination Act 1992, however, Australian Standards associated with the Act, including AS 1428.1-2001 - Design for access and mobility - General requirements for access - New building work and the Building Code of Australia (BCA) may apply to occupants of the building. It is recommended that you obtain further information concerning the Disability Discrimination Act 1992 from the Office of the Human Rights and Equal Opportunities Commission or the Tasmanian Anti-Discrimination Commission.
- D. The approved setback may require the building fabric to be altered to comply with the construction requirements of ABCB, Building Code of Australia, ABCB, Canberra, 2004. Advice should be sought from your building designer or building surveyor.
- E. This planning approval shall lapse at the expiration of two (2) years from the date of the commencement of planning approval if the development for which the approval was given has not been substantially commenced. Where a planning approval for a development has lapsed, an application for renewal of a planning approval for that development shall be treated as a new application.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden and Clr L M Triffitt.

Clr R L Cassidy and Clr E McRae returned to the meeting at 11.45 a.m.

14.2 REVIEW OF PLANNING COMMITTEE

Moved **Clr R L Cassidy**

Seconded **Clr J R Allwright**

THAT Clr L Benson be appointed as a proxy for the Planning Committee which now comprises.

Councillor Allwright (Chairperson)
 Councillor Bailey
 Councillor Bowden
 Councillor Cassidy
 Councillor Benson (Proxy)

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

14.3 RESTING PLACE : GRAVE TENDERING SERVICES

Moved **Clr L M Triffitt**

Seconded **Clr J R Allwright**

THAT Council do not take up the offer.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

14.4 DES BRIEFING REPORT

PLANNING PERMITS ISSUED UNDER DELEGATION

The following planning permits have been issued under delegation during the past month.

PERMITTED USE

DA NO.	APPLICANT	LOCATION	PROPOSAL
2016 / 00026	K W Towns	691 Ellendale Road, Ellendale	Shed

DISCRETIONARY USE

DA NO.	APPLICANT	LOCATION	PROPOSAL
2016 / 00011 - Disc	G. & S. Ellis Holdings P/L	584 Meadow Bank Road, Meadowbank (CT 37631/1)	Extractive Industry (Quarry Level 1)

NO PERMIT REQUIRED

DA NO.	APPLICANT	LOCATION	PROPOSAL
2016 / 00027 - NPR	Another Perspective	29 Jones Road, Miena	Addition to Dwelling (Bathroom)

IMPOUNDED DOGS

Following a request by Council to be advised of all dogs impounded at Council's Bothwell and Hamilton pounds and the outcome of the impoundment, please be advised as follows:

No dogs have been impounded over the past month.

CENTRAL HIGHLANDS INTERIM PLANNING SCHEME & NATURAL ASSETS CODE

The two letters were received from the Minister for Planning and Local Government.

Noted by Council

Mr Graham Rogers Manager Development and Environmental Services left the meeting at 11.50 a.m.

16.0 ADMINISTRATION

16.1 MOTIONS LGAT MEETING

Resolved that Council support all motions except.

Motion 12.3

Motion 12.4

Motion 12.5

Motion 15.4

Motion 16.1

Motion 16.2

Motion 16.3

And Council's delegate vote on Motion 14.1 after listening to debate at the meeting.

Clr E McRae left the meeting at 12.08 p.m.

16.2 DRAFT TRANSPORT ACCESS STRATEGY FOR PUBLIC CONSULTATION

Noted

16.3 REVIEW OF THE CLIMATE CHANGE (STATE ACTION) ACT 2008

Noted

Clr E McRae returned to the meeting at 12.09 p.m.

The meeting was suspended for lunch at 12.10 p.m. and resumed at 12.45 p.m.

16.4 ANGLICAN PARISH OF HAMILTON – CULTURAL CONNECT

Moved **Clr L M Triffitt**

Seconded **Clr L Benson**

THAT Council grant the use of the Hamilton Hall at no charge, and assist with setup if required and close the road for the event.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

16.5 RENTAL STEPPES ACCOMMODATION PADDOCK

Moved **Clr L M Triffitt**

Seconded **Clr L Benson**

THAT Janet & Robert Monks be granted 12 month rental of the Old Steppes Accommodation paddock from 1 July 2015 on the same fencing and grazing conditions as previously for an annual fee of \$10.00, and that they be advised that they will need to reapply each year.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

16.6 CAMPING GROUND BOTHWELL

Moved **Clr E McRae**

Seconded **Clr L Benson**

THAT Council give approval for the use of the Camping Ground at Bothwell with the requirement of being made available until 31st October 2016.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

Mayor D Flint left the meeting and Clr J R Allwright took the chair at 12.51 p.m.

16.7 REVIEW OF POLICIES

Moved **Clr A W Bailey**

Seconded **Clr J R Allwright**

THAT Council adopt the following reviewed policies, subject to minor amendments:

- a) 2014-24 Work Health & Safety Policy
- b) 2014-25 Healthy Catering Policy
- c) 2014-26 Playground Inspection Policy
- d) 2014-26 Donations and Financial Assistance Policy

Carried

For the motion: Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

Mayor D Flint returned to the meeting at 12.54 p.m.

16.8 LOCAL AND STATE GOVERNMENT ROAD TRADE PRINCIPLES

Noted

16.9 CHILD/YOUTH ENGAGEMENT OFFICER

It was **RESOLVED** that Council note the report and appreciate the passion and dedication that Erika has put into this item.

16.10 REQUEST FOR DONATION

Moved **Clr A W Bailey**

Seconded **Clr R L Cassidy**

THAT Council make a donation of \$150.00 to Tracey Harback for participating in an interstate event.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

17.0 SUPPLEMENTARY AGENDA ITEMS

Moved **Clr L M Triffitt**

Seconded **Clr L Benson**

THAT Council consider the matters on the Supplementary Agenda.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr A W Bailey, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr E McRae and Clr L M Triffitt.

Clr A W Bailey declared an interest and left the meeting at 1.19 p.m.

17.1 COMMUNITY GRANT APPLICATION – OUSE COUNTRY CLUB

Moved **Clr J R Allwright**

Seconded **Clr R L Cassidy**

THAT Council make a Community Grant Donation to the Ouse Country Club of \$750.00 to assist with the replacement of pumps damaged in the floods.

Carried

For the motion: Mayor D E Flint, Clr J R Allwright, Clr L Benson, Clr R Bowden Clr R L Cassidy, Clr McRae and Clr L Triffitt.

18.0 CLOSURE 1.25 P.M.
