



Meander Valley Council
Working Together

ORDINARY AGENDA

COUNCIL MEETING

Tuesday 10 March 2020

MEETING CONDUCT

Visitors are most welcome to attend Council meetings.

Visitors attending a Council Meeting agree to abide by the following rules:

- Visitors are required to sign the Visitor Book and provide their name and full residential address before entering the meeting room.
- Council staff will ensure that all visitors have signed the Visitor Book.
- Visitors may not use a recording device (audio, video and still camera equipment or mobile phone capable of recording speech) at a Council Meeting without the prior permission of the Chairperson. Council reserves the right to revoke permission at any time. A request to the Chairperson must advise the express purpose for any recording. Unless expressly stated otherwise, Meander Valley Council claims copyright ownership of the content of any recordings (the "Recordings"). The Recordings may not be uploaded, displayed or reproduced without the written permission of the General Manager for the express purpose advised to the Chairperson.
- Any requests to use a recording device at a Council Meeting, along with the express purpose for the recording, can be directed to the General Manager, 26 Lyall Street, Westbury TAS 7303.
- Any persons found recording without authority will be asked by the Chairperson to cease immediately.
- If the visitor fails to abide by the request of the Chairperson, the Chairperson shall suspend the meeting and ask the visitor to leave the meeting immediately.
- Visitors are only allowed to address Council with the permission of the Chairperson.
- When addressing Council, the speaker will not use offensive or threatening language, personal insults or inappropriate behaviour.
- If any Councillor at the meeting feels offended in any way by any such behaviour specified above, they should immediately bring the behaviour to the notice of the Chairperson by the way of a point of order.

- A visitor who disrupts a meeting by interjecting during the meeting or using threatening language to Councillors or staff, will be asked by the Chairperson to cease immediately.
- If the visitor fails to abide by the request of the Chairperson, the Chairperson shall suspend the meeting and ask the visitor to leave the meeting immediately.
- If the visitor fails to leave the meeting immediately, the General Manager is to contact Tasmania Police to come and remove the visitor from the building.
- In the case of extreme emergency caused by a visitor, the Chairperson is to activate the Distress Button immediately and Tasmania Police will be called.
- Once the visitor has left the building the Chairperson may resume the meeting.
- A member of the public will leave a Closed Meeting unless invited to remain.
- Visitors who refuse to abide by these rules will be asked to leave the meeting by the Chairperson.

SECURITY PROCEDURES

At the commencement of the meeting the Mayor will advise that:

- Evacuation details and information are located on the wall to his right.
- In the unlikelyhood of an emergency evacuation an alarm will sound and evacuation wardens will assist with the evacuation.
- When directed, everyone will be required to exit in an orderly fashion through the front doors and go directly to the evacuation point which is in the car park at the side of the Town Hall.



Meander Valley Council
Working Together

PO Box 102, Westbury,
Tasmania, 7303

Notice is hereby given that an Ordinary Meeting of the Meander Valley Council will be held at the Westbury Council Chambers, 26 Lyall Street, Westbury, on **Tuesday 10 March 2020, commencing at 4.00pm.**

In accordance with Section 65 of the *Local Government Act 1993*, I certify that with respect to all advice, information or recommendations provided to Council with this agenda:

1. 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
2. where any advice is given directly to Council 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.

John Jordan
GENERAL MANAGER

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Agenda for an Ordinary Meeting of the Meander Valley Council to be held at the Council Chambers Meeting Room, 26 Lyall Street, Westbury, on Tuesday 10 March 2020 at 4.00pm.

Business is to be conducted at this meeting in the order in which it is set out in this agenda, unless the Council by Absolute Majority determines otherwise.

PRESENT

APOLOGIES

IN ATTENDANCE

CONFIRMATION OF MINUTES

Councillor xx moved and Councillor xx seconded, ***“that the minutes of the Ordinary Meeting of Council held on Tuesday 11 February 2020, be received and confirmed.”***

COUNCIL WORKSHOPS HELD SINCE THE LAST MEETING

Date	Items discussed:
25 February 2020	<ul style="list-style-type: none">• Meeting with Westbury Region Against the Prison• Citizenship Ceremony• Strategies to communicate with Residents• Climate Change• Community Plan• Presentation from local business owner• Bracknell Hall Upgrade Update• Draft Eastern Play Spaces Strategy• West Parade Deloraine Car Parking Improvements• Review of Policy No. 13 – Subdivision Servicing• Review of Policy No. 71 – Investment of Surplus Funds• Review of Policy No. 65 – Staged Development Schemes Under Strata Titles Act 1998• Review of Policy No. 79 – Undocumented Building Works• Meeting with community representatives in favour of proposed Northern Prison Project• General Business

ANNOUNCEMENTS BY THE MAYOR

19 February 2020

Welcome to delegates to the Australian Meals on Wheels Conference – Prospect Vale

21 February 2020

Westbury Function Centre Official Opening - Westbury
Meeting with Chair and CEO Northern Tasmania Development Corporation - Westbury

28 February 2020

Meeting with Minister for Local Government Mark Shelton - Westbury
Great Western Tiers Art Award Opening - Deloraine

29 February – 1 March 2020

LGAT Elected Members Professional Development Weekend - Launceston

4th March

Northern Tasmania Development Corporation Board meeting - Launceston

ANNOUNCEMENTS BY COUNCILLORS

Councillor Susie Bower

15 February 2020

Hadspen Cricket Club – Hadspen

21 February 2020

Westbury Function Centre Official Opening – Westbury

28 February 2020

Great Western Tiers Art Exhibition Opening – Deloraine

2 March 2020

Prospect Vale Park User Group Meeting – Prospect Vale

3 March 2020

Prospect Vale Marketplace Pop-Up Consultation
Carrick Hall Committee Meeting – Carrick

4 March 2020

Blackstone Heights Community Meeting – Blackstone Heights

Cr Frank Nott

21 February 2020

Westbury Function Centre Official Opening – Westbury

25 February 2020

Eagle Award Presentations -obo- Mayor – Prospect High School

DECLARATIONS OF INTEREST

TABLING AND ACTION ON PETITIONS

PUBLIC QUESTION TIME

General Rules for Question Time:

Public question time will continue for no more than thirty minutes for 'questions on notice' and 'questions without notice'.

At the beginning of public question time, the Chairperson will firstly refer to the questions on notice. The Chairperson will ask each person who has a question on notice if they would like to ask their question. If they accept they will come forward and state their name and where they are from (suburb or town) before asking their question(s).

The Chairperson will then ask anyone else with a question without notice to come forward and give their name and where they are from (suburb or town) before asking their question.

If called upon by the Chairperson, a person asking a question without notice may need to submit a written copy of their question to the Chairperson in order to clarify the content of the question.

A member of the public may ask a Council officer to read their question for them.

If accepted by the Chairperson, the question will be responded to, or, it may be taken on notice as a 'question on notice' for the next Council meeting. Questions will usually be taken on notice in cases where the questions raised at the meeting require further research or clarification. These questions will need to be submitted as a written copy to the Chairperson prior to the end of public question time.

The Chairperson may request a Councillor or Council officer to provide a response. A Councillor or Council officer who is asked a question without notice at a meeting may decline to answer the question.

All questions and answers must be kept as brief as possible. There will be no debate on any questions or answers.

In the event that the same or similar question is raised by more than one person, an answer may be given as a combined response.

If the Chairperson refuses to accept a question from a member of the public, they will provide reasons for doing so.

Questions on notice and their responses will be minuted. Questions without notice raised during public question time and the responses to them will be minuted, with exception to those questions taken on notice for the next Council meeting.

Once the allocated time period of thirty minutes has ended, the Chairperson will declare public question time ended. At this time, any person who has not had the opportunity to put forward a question will be invited to submit their question in writing for the next meeting.

Notes

- Council officers may be called upon to provide assistance to those wishing to register a question, particularly those with a disability or from non-English speaking cultures, by typing their questions.
- The Chairperson may allocate a maximum time for each question, or maximum number of questions per visitor, depending on the complexity of the issue, and on how many questions are anticipated to be asked at the meeting. The Chairperson may also indicate when sufficient response to a question has been provided.
- Limited Privilege: Members of the public should be reminded that the protection of parliamentary privilege does not apply to Local Government, and any statements or discussion in the Council Chamber or any document, produced are subject to the laws of defamation.

PUBLIC QUESTION TIME

1. PUBLIC QUESTIONS TAKEN ON NOTICE – FEBRUARY 2020

1.1 Helen Hutchinson

What problems would developing a Climate Emergency Plan present for Council?

Response by John Jordan, General Manager:

Meander Valley Council recognises that while the specific local impacts of climate change are uncertain, it makes sense to minimise pollution and related environmental impacts and adapt to emerging and future risks arising from climate change. Council's efforts to mitigate and adapt to climate change need to be relevant to our community, industry and local circumstance. It is appropriate to incorporate climate change responses into existing planning, risk management and other business practices rather than developing a separate climate emergency plan.

1.2 Martin Hamilton, Westbury

In the agenda for this meeting today, Jonathan Harmey has responded to some questions raised by Councillor Synfield at the last meeting. In one of his response he states that "...elected members and the former GM assisted in identifying sites."

Please advise whether that statement means all elected members or just some. If it was just some, please identify them?

Response by Jonathan Harmey Director Corporate Services:

Upon a request from the State Government in September 2018, Council's former General Manager assisted in identifying land that would meet the State Government's Northern Prison EOI requirements. He advised the elected members of this request, contacted land owners to provide them with information about the State Government's project and the EOI process so that they were able to be involved if they wished. The elected members did not themselves identify sites other than the Ashley Detention Centre property which was identified by Council's elected members in December 2017.

1.3 Linda Poulton, Westbury

- (a) Will Council release a copy of the EOI for the Glen Avon, with any commercial elements redacted, so that we can see the general format of what was submitted?

Response by Jonathan Harmey, Director Corporate Services:

Council will not make records of any expression of interest, that was submitted to the State Government, available to the public. The selection of the preferred site and documentation relating to a sale of land process is considered to be obtained in confidence. If Council was to receive a Right to Information request for documentation such as this it would assess that request against the requirements of the Right to Information Act 2009.

1.4 Peter Wileman

At last month's council meeting, you may remember (you have to remember because there are no minutes or records of public question time) I asked about a meeting between Council reps, Justice Department reps and Glen Avon reps in July/August 2018.

Both the Mayor and Jonathan Harmey categorically, unequivocally stated that there was no such meeting. I asked again "No meeting to discuss matters such as the Glen Avon debt etc." – 'Absolutely no meeting' I was assured.

I'd like to table copies of the email setting up the meeting between Martin Gill (with Dino De Paoli acting in Martin Gill's absence) of the Meander Valley Council, Mr Neville Pope of Glen Avon Farms and Ms Kim Perkins of the Justice Department between 27 June 2018 and 15 July 2018.

At the Council meeting of October 2019, the Acting General Manager Jonathan Harmey said to the public gallery that "Council did not have a role in the selection of the site and it was not Council's application'.

However, in an email dated 12 September 2019 to the Council, Mr Gill stated:

"By way of background, I first met with the Department of Justice in May last year. At that point the Department of Justice showed me the concept designs for the new prison.... This insight helped me prepare the EOI and to target some specific sites".

In another email dated 19 November 2018 to the Northern Prison Team, Mr Gill submits EOI with the following wording: "Please find attached joint EOI application from the Meander Valley and the [named applicant]."

- a) Why were we misled about the level of Martin Gill's involvement in the site selection process and the EOI submission process?

Response by Jonathan Harmey, Director Corporate Services:

Minutes of each Council meeting, including public question time, are accurately recorded and confirmed at the next Council Meeting. The many questions without notice received at Council meetings relating to this topic have been answered consistently and honestly. The public have not been misled about the level of support the former General Manager provided two private land owners in order for their land to be included in the State Government's Expression of Interest process. These two EOI submissions were received by the State Government and it is expected that they were evaluated and compared to the many other EOI documents for other properties in the State Government's site selection process. Any decision to select a property, or not select the property, as the preferred site for the Northern Prison was a State Government process, not a Council process.

2. PUBLIC QUESTIONS WITH NOTICE – MARCH 2020

Nil

3. PUBLIC QUESTIONS WITHOUT NOTICE – MARCH 2020

COUNCILLOR QUESTION TIME

1. COUNCILLOR QUESTIONS TAKEN ON NOTICE – FEBRUARY 2020

1.1 Cr Frank Nott

Metro introduced a new bus service in Bimbimbi Avenue and Jardine Crescent, Prospect Vale from 19 January this year.

There are some traffic issues with buses turning from Bimbimbi Avenue into Jardine Crescent.

Director Dino was advised that there could be issues at this junction.

Yesterday afternoon at around 4pm there was a "close shave" at this location. It was reported to me by the resident on the western corner, Mr Crichton Hall, at 1/17 Bimbimbi Avenue.

Other local residents have mentioned this to me in the last few weeks – Mr Rob Bennell at 20 Bimbimbi Avenue and Mr Rob Peters at 1/14 Bimbimbi Avenue have similar concerns.

This morning at 7.53am I took a photo of vehicles parked illegally close to the junction.

Would Director Dino and Council officers look at this T Junction and provide some solutions or additional road markings/signs to alleviate a possible serious collision?

***Response by Dino De Paoli, Director Infrastructure Services:
Council officers inspected the intersection with Cr Nott and other interested residents on the morning of 28 February. Council has requested further advice from the Department of State Growth on the matter. Any decisions regarding improved line marking or signage will be subject to the response from the Department of State Growth.***

2. COUNCILLOR QUESTIONS WITH NOTICE – MARCH 2020

Nil

3. COUNCILLOR QUESTIONS WITHOUT NOTICE – MARCH 2020

DEPUTATIONS BY MEMBERS OF THE PUBLIC

COMMUNITY AND DEVELOPMENT SERVICES 1

Reference No. 48/2020

POLICY REVIEW NO. 65 – STAGED DEVELOPMENT SCHEMES UNDER STRATA TITLES ACT 1998

AUTHOR: Lynette While
Director Community and Development Services

1) Recommendation

It is recommended that Council discontinues Policy No. 65 – Staged Development Schemes Under Strata Titles Act 1998.

POLICY MANUAL

Policy Number: 65	Staged Development Schemes Under Strata Titles Act 1998
Purpose:	To ensure the orderly construction of staged development schemes under the Strata Titles Act 1998
Department:	Development Services
Author:	Martin Gill, Director
Council Meeting Date:	7 June 2016
Minute Number:	128/2016
Next Review Date:	March 2020

POLICY

1. Definitions

Vicinity: The area within a stage of development that will not require disturbance for the construction of latter stages

2. Objective

The objective of the policy is to provide direction for Council regarding the certification of a strata plan in circumstances where staged development schemes are left partially

completed, or where building has not been completed but titles are issued because the developer has gained an exemption from the requirements for a certificate of approval under Part 2 of the Strata Titles Act 1998.

3. Scope

The policy shall apply to all applicants to Council for a staged development scheme under the Strata Titles Act 1998.

4. Policy

1. Council will not approve an application for Approval of Scheme which requires an exemption from the requirements for a certificate of approval under Part 2 of the Strata Titles Act 1998.
2. Council will approve an application for a Staged Development Scheme under the Strata Titles Act 1998 subject to it being in accordance with a permit having been issued under the Land Use Planning & Approvals Act 1993.
3. That for Staged Development Schemes of land for single unit development, Council will require that all of the common areas within the vicinity of each stage, and in restricted sites, all of the excavation and foundation works for the latter staged units are to be completed before a strata plan is certified for the first stage.
4. That for multi storey Staged Development Schemes, each floor level must be totally completed with all relevant Certificates issued and all of the common areas finished for that level before a strata plan is certified for that stage.
5. That authority to approve a Staged Development Scheme under Part 3 of the Strata Titles Act 1998 be delegated to the General Manager.

5. Legislation

- Strata Titles Act 1998
- Land Use Planning and Approval Act 1993
- Local Government (Building and Miscellaneous Provisions) Act 1993

6. Responsibility

The Director of Development Services is responsible for the application of this policy.

2) Officers Report

The purpose of this report is for Council to discontinue Policy No. 65 – Staged Development Schemes Under Strata Titles Act 1998.

The intention of this policy was to state a consistent approach to the consideration of strata development schemes. In practice the *Strata Titles Act 1998* has sufficient controls for officers to implement a consistent approach for staged development strata schemes, in particular to address circumstances to ensure that areas used by units released are not impacted by future construction stages and that a strata development scheme does not allow for an exemption to be gained from the requirements of a Certificate of Approval. It is therefore proposed that the policy is not required.

3) Council Strategy and Policy

The Annual Plan requires this Policy to be reviewed in the March 2020 quarter.

4) Legislation

- Strata Titles Act 1998
- Land Use Planning and Approval Act 1993
- Local Government (Building and Miscellaneous Provision Act) Act 1993

5) Risk Management

Not applicable.

6) Government and Agency Consultation

Not applicable.

7) Community Consultation

Not applicable.

8) Financial Consideration

Not applicable.

9) Alternative Recommendations

Council can elect to continue with the Policy until March 2024 with or without amendments.

10) Voting Requirements

Simple majority

DECISION:

COMMUNITY AND DEVELOPMENT SERVICES 2

Reference No. 49/2020

REVIEW OF POLICY NO. 79 – UNDOCUMENTED DOMESTIC BUILDING WORKS

AUTHOR: Lynette While
Director Community and Development Services

1) Recommendation

It is recommended that Council confirms the continuation of Policy No. 79 - Undocumented Building works with amendments as follows:

POLICY MANUAL

Policy Number: 79	Undocumented Domestic Building Works
Purpose:	To establish guidelines for a procedure for managing undocumented building works.
Department:	Community & Development Services
Author:	Lynette While, Director
Council Meeting Date:	8 August 2017 10 March 2020
Minute Number:	179/2017 49/2020
Next Review Date:	March 2020 2024

POLICY

1. Definitions

Undocumented Building works - Building works carried out without either sufficient documentation or a building permit, in accordance with the requirements of the *Building Act 2016*

Class 1a & 10 Domestic Buildings and Structures

Class 1a

A single dwelling being a detached house, or one or more attached dwellings, each being a building, separated by a fire-resisting wall, including a row house, terrace house, town house or villa unit.

Class 10

A non-habitable building or structure -

Class 10a A private garage, carport, shed or the like.

Class 10b A structure being a fence, mast, antenna, retaining or free standing wall, swimming pool or the like.

Building Certificate – A certificate issued by the General Manager under Regulation 83 of the *Building Regulations 2016* certifying that Council does not intend to take any action in relation to the specified building.

Permit Authority – A Council officer appointed by the General Manager to perform the functions under the Building Act 2016 in respect of Building, Plumbing and Demolition work.

2. Objective

The objectives of this policy are to provide:

- An appropriate cut-off date whereby building works constructed before **this date 1993** are generally deemed to comply with Section 12 of the *Building Act 2016* and the relevant Building regulations, where **insufficient** records exist; and
- A clear process to establish the legal status of domestic buildings and structures.

3. Scope

The Policy is applicable to existing Class 1a & 10 Domestic buildings and structures where insufficient records exist of building permits or other valid authorisations as prescribed in the *Building Act 2016*.

This policy is not applicable to any work on any Class 2 – 9 Commercial buildings.

4. Policy

It is policy that;

1. **Subject to inspection**, any Class 1a **building works** constructed prior to 1993 will NOT be pursued as illegal building works if the Permit Authority is satisfied that the building was constructed in a manner that was likely to comply with the relevant building standards at the estimated time of construction.

2. Subject to inspection, any Class 10 domestic building works which were constructed prior to 1993 will be considered to substantially comply with the building control requirements applicable at the date of construction and will NOT be pursued as illegal building works.
3. Inspection of any building works subject to this policy will be undertaken at the property owner's expense by an accredited building surveyor or other licensed authority deemed by Council as appropriate.
4. Inspection and assessment is to assess the general compliance with relevant standards at the actual or estimated time of construction AND that the works do not present any obvious safety issues and as applicable are suitable for occupation.
5. Subject to inspection, Class 10 and Class 1a domestic building works will be considered to be fit for purpose, due to their performance over the last 20 (or more) years.
6. Council's Permit Authority will determine if a building was built prior to 1993.
7. Subject to ensuring the basic health and safety of any occupants of the building, the General Manager will, at the request of the property owner, issue a Building Certificate for a building constructed prior to 1993.
8. In determining a matter under this policy whether a building provides for the health and safety of any occupants, Council may at its discretion: undertake the following:
 - Request additional information in response to a provided report;
 - Request or prepare a report to determine the condition of the building works, and/or identifying the building works are suitable for occupation, if applicable;
 - Determine the year of construction (where possible); and
 - ~~Request or prepare a condition report for the building works;~~
 - Require the property owner to carry out any works required to make the building safe
9. Undocumented building works determined to have been constructed during or after 1993 will be dealt with in accordance with the requirements of the *Building Act 2016*.

5. Legislation & Related Council Policies

- Building Act 2016
- Building Regulations 2016
- Meander Valley Council Customer Service Charter

6. Responsibility

Responsibility for the operation of this policy rests with the Director of Governance & Community and Development Services

2) Officers Report

The purpose of this report is for Council to review existing Policy No. 79 – Undocumented Building Works.

This Policy establishes the procedure for managing undocumented building works for domestic buildings which may include:

- works at the time they were undertaken may not have been legal;
- works for which the records might be missing or don't exist; and
- recognition that building requirements have changed over time.

The date of 1993 remains unchanged as it is the date that predates Council amalgamation and when the *Building Regulations 1994* were released with significant changes for the provision of occupancy requirements.

The proposed amendments provide further clarification and diligence to the process for assessing and establishing the legal status of domestic building works, including the inspection of building works, which may be at the owner's expense and also addressing any safety issues.

3) Council Strategy and Policy

The Annual Plan requires this Policy to be reviewed in the March 2020 quarter.

4) Legislation

- Building Act 2016
- Building Regulations 2016

5) Risk Management

The provision of this policy and the associated proposed amendments

minimise Council's risk associated with the review and documentation of undocumented domestic buildings constructed prior to 1993.

6) Government and Agency Consultation

Not applicable.

7) Community Consultation

Not applicable.

8) Financial Consideration

Not applicable.

9) Alternative Recommendations

Council can elect to approve the policy unchanged or with or without further amendment.

10) Voting Requirements

Simple majority

CORPORATE SERVICES 1

Reference No. 50/2020

POLICY REVIEW NO. 71 – INVESTMENT OF SURPLUS COUNCIL FUNDS

AUTHOR: Jonathan Harmey
Director Corporate Services

1) Recommendation

It is recommended that Council confirms the continuation of Policy No.71 – Investment of Surplus Council Funds with amendments as follows:

POLICY MANUAL

Policy Number: 71	Investment of Surplus Council Funds
Purpose:	To provide guidelines for the investment of surplus Council funds.
Department:	Corporate Services
Author:	Malcolm Salter Jonathan Harmey, Director
Council Meeting Date:	10 March 2020
Minute Number:	50/2020
Next Review Date:	March 2020-2024

POLICY

1. Definitions

Surplus Council Funds – are funds that are not required to be expended in the course of normal Council operations.

Authorised deposit taking institution – a body corporate in relation to which an authority under subsection 9 (3) of the Banking Act (No. 6 of 1959 as amended) is in force.

Investment arrangement – an arrangement that relates to acquiring, consolidating, dealing with, or disposing of certificates of deposit, bonds or notes issued or proposed to be issued.

2. Objective

The objective of this policy is to ensure that the best possible rate of return is achieved from the investment of surplus Council funds whilst, at the same time, ensuring the security of those funds.

3. Scope

This policy applies to all investments of surplus Council funds.

4. Policy

- 4.1 The level of Council funds available for investment is to be reviewed at least weekly. During the review process likely cash inflows and outflows for the immediate future will be assessed to establish either the availability of surplus funds or the need to redeem existing investments.
- 4.2 Funds may be deposited with any Commonwealth, State or Authorised Deposit Taking Institution. To control the overall credit quality of the deposits, the following maximum holding limits will apply:

S&P Long Term Credit Rating *	Maximum % holding
AAA to AA-	100%
A+ to A-	70%
BBB+ to BBB-	50%
Not Rated	50%

** or equivalent*

- 4.3 Where surplus funds are available the following procedures will apply:

Not less than two (2) quotations shall be obtained from authorised deposit taking institutions whenever an investment arrangement is proposed. The best quote of the day will be successful after allowing for credit rating, timing of investment return, administrative and banking costs.

An 'Investment of Surplus Funds Form' is to be completed which will include the following information:

- Amount of cash to be invested
- The duration of the investment
- Details of products including security (i.e. S&P rating, State or Commonwealth) and interest rates offered by the institutions approached
- Name of the institution and product selected
- Endorsement of the selection by any two of the following Council officers; the Senior Accountant, the Director Corporate Services and the General Manager.

5. Legislation & Related Council Policies

Section 64 & 75 of the Local Government Act 1993

Australian Government Financial Claims Scheme

Banking Act 1959

Meander Valley Council Financial Management Strategy

6. Responsibility

Responsibility for the operation of this policy rests with the Director Corporate Services. The Director Corporate Services is responsible for the application of this policy.

2) Officers Report

The purpose of the Policy is to outline the objectives, responsibilities and principles for investing surplus Council funds. It provides a guide for the decision making process used for determining the placement of those funds and aims to maximise Council's rate of return whilst ensuring the security of investments.

The current policy has been reviewed and its purpose remains relevant in its current form. There are a small number of changes that are primarily formatting changes only. It is recommended for continuation.

The policy review was considered at Council Workshop on 25 February 2020 and Audit Panel meeting on 17 December 2019.

3) Council Strategy and Policy

Furthers the objectives of Council's Community Strategic Plan 2014 to 2024:

- Future direction (5) - Innovative leadership and community governance.

4) Legislation

The Policy specifies the related legislation.

5) Risk Management

The policy provides a formal decision making process for investments, thereby reducing the possibility of unsuitable investment decisions.

6) Government and Agency Consultation

Not applicable.

7) Community Consultation

Not applicable.

8) Financial Consideration

The Policy prescribes limits on the amount of investment that can be made under certain credit ratings, which may impact the potential return on investment achieved.

9) Alternative Recommendations

Council can elect to confirm the continuation of the Policy unchanged or with further amendments.

10) Voting Requirements

Simple majority

DECISION:

INFRASTRUCTURE 1

Reference No. 51/2020

POLICY REVIEW NO.13 - SUBDIVISION SERVICING

AUTHOR: Dino De Paoli
Director Infrastructure Services

1) Recommendation

It is recommended that Council confirms the continuation of Policy No.13 - Subdivision Servicing with amendments as follows:

POLICY MANUAL

Policy Number: 13

Subdivision Servicing

Purpose:

The purpose of this policy is to require all newly created lots to be fully serviced by the owner or developer to the appropriate standard and requirements of Council.

Department:

Infrastructure Services

Author:

Dino De Paoli, Director

Council Meeting Date:

~~9 February 2016~~ 10 March 2020

Minute Number:

~~39/2016~~ 51/2020

Next Review Date:

~~March 2020~~ March 2024

POLICY

1. Definitions

Nil

2. Objective

To provide guidelines for developers servicing newly created lots.

3. Scope

This policy applies to development of any public or private land.

4. Policy

All new lots created by subdivision are to be fully serviced by the owner or developer to the standard consistent with the locality and to the requirements of the Council Engineer. Such services may include the provision of roads, kerbs, vehicle access, footpaths, nature strips and landscaping, and drainage works including the extension of services from the nearest available Council location.

Where the provision of such services may place an intolerable or unaffordable burden on existing Council infrastructure, then Council may refuse the subdivision. This refusal may be reviewed at a future date when there is adequate capacity available within the Council infrastructure.

In circumstances where Council deems that it is not reasonable or feasible to provide a gravity stormwater connection to service all areas of new lots; partial lot control or pumped solutions will be considered for future development on those lots at the discretion of Council's engineer.

5. Legislation

Local Government (Building & Miscellaneous Provisions) Act 1993

6. Responsibility

Responsibility for the operation of this policy rests with the Director Infrastructure Services.

2) Officers Report

The purpose of this report is for Council to approve the continuation of the amended Policy No.13 Subdivision Servicing.

The revised Policy has been amended to make specific mention of stormwater servicing to proposed new lots. Developers may look for opportunities to minimise their costs, however, the installation of pumped systems or only providing partial lot control for stormwater servicing can present future risks for property owners. The amended Policy was presented to the December 2019 Audit Panel for comment, with the Panel recommending a minor wording change. The amended Policy was also presented to the February 2020 Workshop for discussion, with no further changes required by Council.

3) Council Strategy and Policy

Furthers the objectives of the Council's Community Strategic Plan 2014 to 2024:

- Future direction (6) – Planned infrastructure services

4) Legislation

Local Government (Building & Miscellaneous Provisions) Act 1993

5) Risk Management

Not applicable.

6) Government and Agency Consultation

Not applicable.

7) Community Consultation

Not applicable.

8) Financial Consideration

Not applicable.

9) Alternative Recommendations

Council can elect to confirm the continuation of the Policy unchanged or with further amendments.

10) Voting Requirements

Simple majority

DECISION:

GOVERNANCE 1

Reference No. 52/2020

NEW POLICY NO. 91 - CLIMATE CHANGE MITIGATION AND ADAPTATION

AUTHOR: John Jordan
GENERAL MANAGER

1) Recommendation

It is recommended that Council:

1. *Acknowledges* climate change as a factor to be managed and Meander Valley Council's commitment to work with other levels of government, industry and the community to responsibly mitigate and adapt to the local effects of climate change;
2. *Approves:* Policy 91 Climate Change Mitigation and Adaptation Policy; and
3. *Notes,* the policy will underpin specific measures to responsibly implement measures to minimise emissions and address the emerging risks from climate change.

POLICY MANUAL

Policy Number: 91	Climate Change Mitigation and Adaptation Policy
Purpose:	Provide a basis for acting to mitigate and adapt to the effects of climate change
Department:	Governance
Author:	John Jordan, General Manager
Council Meeting Date:	10 March 2020
Minute Number:	52/2020
Next Review Date:	March 2024

POLICY

1. Definitions

Adaptation: The process of adjustment to actual or expected climate and its effects. In human systems, adaptation seeks to moderate harm or exploit beneficial opportunities. In natural systems, human intervention may facilitate adjustment to expected climate and its effects (*adapted from IPCC – Assessment Report 5*).

Climate Change: A change in the state of the climate that can be identified (e.g. using statistical tests) by changes in the mean and/or the variability of its properties, and that persists for an extended period, typically decades or longer (*IPCC – Assessment Report 5*).

Mitigation: A human intervention to reduce the sources or enhance the sinks of greenhouse gases (GHGs) (*adapted from IPCC – Assessment Report 5*).

2. Objective

To acknowledge climate change as a factor to be managed and Meander Valley Council's commitment to work with other levels of government, industry and the community to responsibly mitigate and adapt to the local effects of climate change.

3. Scope

This policy applies to all Meander Valley Council operations, practices, services and community facilities; including the management of natural areas.

Responses and specific actions to mitigate and adapt to the effects of climate change will be progressed in line with this policy through normal planning and risk management systems.

4. Policy

1. Meander Valley Council acknowledges the world's climate is changing due to increasing concentrations of greenhouse emissions in the atmosphere.
2. All levels of government, industry and the community need to minimise greenhouse gas emissions. Coordinated and integrated action is needed to mitigate and adapt to climate change and the Meander Valley Council supports the Australian and State Governments acting to contribute to global climate change mitigation in a way that responsibly achieves environmental, economic and social sustainability.
3. Meander Valley Council recognises that while the specific local impacts of climate change are uncertain, it makes sense to minimise pollution and related environmental impacts and adapt to emerging and future risks arising from climate change.

4. Meander Valley Council will within the limits of its capacity work with governments of all levels, neighbouring regional councils, industry and the community to reduce greenhouse emissions and manage the economic, social and environmental risks from climate change.

5. Legislation

Climate Change (State Action) Act 2008

6. Responsibility

Responsibility for the operation of this policy rests with the General Manager.

2) Officers Report

Background:

- Scientific evidence suggests the world's climate is changing.
- Governments of all levels are moving to mitigate and adapt to climate change; focusing on reducing emissions and adapting to increasing risks such as higher intensity and more frequent weather events.
- Industry is also moving to recalibrate operations and adapt to the prospect of low carbon economies.
- Echoing international declarations, many councils in Australia have declared a climate emergency

Prior Consideration by Council:

- Meander Valley Council considered climate change in its workshop of 26 November 2019.
- In December 2019 a Notice of Motion (Reference No. 219/2019) from Cr Temple calling on Council to declare a climate emergency was defeated.

Issues:

- Meander Valley Council, like all levels of government and industry, will need to respond to climate change and an increasing likelihood of regulatory and market led responses requiring both mitigation and adaption measures
- Association of climate change with recent extreme weather events including the NSW and Victorian Bushfires, drought, rain and flooding events etc. has heightened community expectations for action on climate change and provided a stronger commercial and policy impetus for industry and government to act.

- The suggested policy approach is sensitive to the capacity of Meander Valley Council and the need to ensure local industry and jobs are protected. The proposed policy position:
 - Responds to community expectations for both action and the protection of business and jobs;
 - Supports working with other levels of government; and
 - Allows Council to pragmatically and responsibly implement measures to minimise emissions and address emerging risks.

3) Council Strategy and Policy

Furtheres the objectives of the Council’s Community Strategic Plan 2014 to 2024:

- Future Direction (1): A sustainable natural and built environment
- Future Direction (5): Innovative leadership and community governance

4) Legislation

Climate Change (State Action) Act 2008

5) Risk Management

The assessment of risk presented from climate change and the need to adapt business practices, priorities and the management of built and natural assets will be managed within approved budgets.

6) Government and Agency Consultation

Not applicable.

7) Community Consultation

Representations have been received from community members, some of whom have pressed for action aligned to other levels of government who have declared a climate emergency. No specific consultation on the wording of the proposed policy has occurred.

8) Financial Consideration

Council responses to climate change will be managed as part of normal business and within the capacity of approved budgets.

9) Alternative Recommendations

Council may refuse to approve the proposed Climate Change Mitigation and Adaption Policy.

10) Voting Requirements

Simple majority

DECISION:

ITEMS FOR CLOSED SECTION OF THE MEETING:

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

Voting Requirements

Absolute Majority

Council moved to Closed Session at x.xxpm

GOVERNANCE 2 CONFIRMATION OF MINUTES

(Reference Part 2 Regulation 34(2) Local Government (Meeting Procedures) Regulations 2015)

GOVERNANCE 3 LEAVE OF ABSENCE

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

INFRASTRUCTURE 2 MANAGEMENT AND OPERATION OF DELORAINE AND CLUAN REFUSE DISPOSAL SITES AND MOLE CREEK TRANSFER STATION

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

Council returned to Open Session at x.xxpm

Cr xxx moved and Cr xxx seconded ***“that the following decisions were taken by Council in Closed Session and are to be released for the public’s information.”***

The meeting closed at

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Wayne Johnston
Mayor