



Mansfield Shire

MINUTES

Council Meeting

Tuesday 16 May 2023

Our aspiration for our Shire and its community

We live, work and play in an inclusive, dynamic and prosperous place where community spirit is strong and people are empowered to engage in issues that affect their lives.

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1. Opening of the meeting

Mayor James Tehan opened the meeting at 5:00 pm.

2. Present

- Councillor Holcombe
- Councillor Rabie
- Councillor Sladdin
- Councillor Tehan
- Councillor Webb

In Attendance:

Chief Executive Officer:

Kirsten Alexander

General Manager Infrastructure & Planning:

Melissa Crane

Acting General Manager Community & Corporate Services:

Nola Bales

EA Mayor & CEO:

Chelsea Young

Coordinator Statutory Planning:

Nicole Embling

Asset Management Officer:

Sujita Sharma

Manager Operations & Capital Works:

Nick Maple

Interim Coordinator Capital Works - Roads

Tony Morse

3. Apologies

Nil

4. Statement of commitment

Mayor James Tehan read Council's Statement and called on each Councillor to confirm their commitment:

"As Councillors of Mansfield Shire we are committed to ensuring our behaviour meets the standards set by the Mansfield Shire Councillor Code of Conduct and Councillor Charter. We will, at all times, faithfully represent and uphold the trust placed in us by the community."

5. Acknowledgement of Country

Councillor Steve Rabie recited Council's Acknowledgement of Country:

"Our meeting is being held on the lands of the Taungurung people and we wish to acknowledge them as Traditional Owners. We would also like to pay our respects to their Elders, past and present, and Aboriginal Elders of other communities who may be here today."

6. Disclosure of conflicts of interest

Nil

7. Confirmation of minutes

Councillor Rohan Webb/Councillor Mark Holcombe:

THAT the Minutes of the Mansfield Shire Council meeting held on 18 April 2023 and 2 May 2023 be confirmed as an accurate record.

CARRIED

8. Representations

Nil

9. Notices of motion

Nil

10. Mayor's report

Councillor Steve Rabie/Councillor Mark Holcombe:

THAT COUNCIL receive the Mayor's report for the period 19 April 2023 to 10 May 2023.

CARRIED

11. Reports from council appointed representatives

Nil

12. Public question time

The Mayor reminded community members to refer to Councils Governance Rules when submitting a public question.

Question 1

Carolyn Suggate

"Sustainability Mansfield would like to know what stance Councillors are likely to take in the upcoming The Voice referendum? With full respect to our local indigenous people and their view on this important topic from Sustainability Mansfield?"

Answer: As a Council we encourage everyone to actively take part and have their say in the referendum that will be held between October and December 2023 with respect to the Voice to Parliament.

13. Officer reports

13.1. Chief Executive Officer's report

Councillor Rohan Webb/Councillor Mark Holcombe:

THAT COUNCIL receive and note the Chief Executive Officer's report for the period 19 April 2023 to 10 May 2023.

CARRIED

13.2. Infrastructure and Planning Directorate

13.2.1. P226/22 - 70-72 Highton Lane Mansfield - Multi-Lot Subdivision

Councillor Rohan Webb/Councillor Mark Holcombe:

THAT COUNCIL issue a Notice of Decision to Grant a Permit for Planning Application P226/22 for the Multi-Lot (13) Staged Subdivision of land on Lot 1 LP200086N Parish of Loyola, commonly addressed as 70-72 Highton Lane, Mansfield in accordance with the endorsed plans and subject to the following conditions:

Endorsed Plans

1. The subdivision must be in accordance with the endorsed plans forming part of this permit and must not be altered without the prior written consent of the Responsible Authority.
2. The subdivision must proceed in the order of stages as shown on the approved and endorsed plan. The Responsible Authority may consent in writing to vary this requirement.

Subdivision Conditions – Prior to Certification

3. The plan of subdivision submitted for certification must include a notice of restriction, to the effect that:
 - a. The land must not be further subdivided unless each proposed lot provides a minimum frontage to a street of 15 metres.
 - b. Any fencing forward of the front façade of a dwelling must not exceed 1.2 metres in height.

The restriction must not include provisions that allow for written consent to vary its requirements.

4. Prior to the commencement of works or certification of the plan of subdivision (whichever occurs first), the owner or developer must submit to the Responsible Authority a written report and photos of any existing/prior damage to public infrastructure. The report must detail the condition of kerb & channel, footpath, seal, streetlights, signs and other public infrastructure fronting the property and abutting at least two properties either side of the development.
5. Unless identified within the written report, any damage to infrastructure will be attributed to the development. The permit holder must pay for any damage caused to the Councils assets/Public infrastructure caused as a result of the development permitted by this permit, prior to the issue of a Statement of Compliance or at a later time as may be agreed by the Responsible Authority.
6. Prior to the certification of the plan of subdivision, the permit holder must either:
 - a. Demonstrate that each internal road provides sufficient width for waste collection vehicles to collect waste and turn/exit with no reversing manoeuvres; or
 - b. Create temporary turning areas (including easements over private land where required) to ensure that waste collection vehicles can service each lot with no reversing manoeuvres.
7. Prior to the certification of the plan of subdivision, road names must be submitted to and approved by the Responsible Authority. Until such time as these road names are approved, they must not be shown on any plans submitted for endorsement or certification.
8. Prior to the certification of the plan of subdivision, all design drawings must be submitted to Council for approval. All works must be designed in accordance with the Infrastructure Design Manual (IDM) and to the satisfaction of Council. All works constructed or carried

out must be in accordance with these plans to the satisfaction of the Responsible Authority.

- a. All roads, road reserve, footpaths, on street parking, kerb and channeling are to be designed in accordance with the Infrastructure Design Manual (IDM) and to the satisfaction of the Council.
 - b. Temporary court bowls or road dead ends shall be fully fenced or have bollards, appropriately signed, shaped, drained, and be of all-weather construction, with a minimum turning radius of 10 metres.
 - c. Concrete footpaths must be provided on both sides of all roads created and connected to the footpath on Highton Lane.
9. Before the certification of the plan of subdivision, construction and drainage plans and computations to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. All works constructed or carried out must be in accordance with those plans to the satisfaction of the Responsible Authority. The plans must include the proposed stormwater treatment and detention system for the contributing catchment (contributing upstream catchment developed). A Stormwater Drainage Master Plan for Highton Lane will be provided by Council.
10. Prior to the certification of the plan of subdivision, a detailed landscape plan must be submitted to and approved by the Responsible Authority. When approved, the landscape plan will be endorsed and will then form part of the permit. The landscape plan must be drawn to scale with dimensions must be provided. The landscape plan must be consistent with the construction plans for the development and must show:
- a. New planting, including their layout to be provided in any road reserves and municipal reserves;
 - b. Detailed planting schedule of all proposed trees, shrubs and groundcovers, including botanical names, common names, pot sizes, sizes at maturity and quantities of each plant. The plant schedule should be based on the recommended planting schedule documented in the Revegetation Guide for the Goulburn Broken Catchment as published by the Goulburn Broken Catchment Management Authority;
 - c. The removal of all existing disused structures, foundations, pipelines or stockpiles and the eradication of weeds;
 - d. All trees planted as part of the landscape works must have a minimum height of 2.0 to 2.5m at the time of planting unless otherwise agreed by the Responsible Authority;
 - e. The supply and spread of sufficient topsoil and sub soil if required on the proposed areas of open space to provide a stable, free draining surface and hydro-seeding of proposed grass areas (including within the drainage reserve/s);
 - f. Soil quality and planting techniques in median or verge tree planting zones along arterial roads (including service road nature strips) that will support full growth of medium to large trees;
 - g. Mechanisms for the exclusion of vehicles;
 - h. All proposed open space, streetscape embellishments such as installation of pathways, garden beds, seating, shelters, picnic facilities, boardwalks, tree planting, signage, drinking fountains, irrigation systems, playgrounds, artwork, retaining walls, protective fencing (temporary and permanent), wetlands and ornamental water bodies (including within the drainage reserve); and

- i. Detailed designs for all stormwater treatment features such as bio-retention systems consistent with the submitted Stormwater MUSIC modelling.

Subdivision Conditions – Works requirements

11. Prior to the commencement of any works within the road reserve, an application for Works Within Roads Reserve Permit must be submitted to and approved by Council.
12. All new powerlines within the subdivision must be underground.
13. The extent and depth of any proposed lot filling must be denoted on the design plan. Where depths of fill on allotments exceed 300 mm, those areas are to be clearly differentiated from areas where the depths of fill are less than 300 mm.
14. Where the depth of fill exceeds 300mm, the fill is to be compacted in accordance with the requirements of Table 204.131 Compaction Requirements Scale C of VicRoads Technical Specification 204 and shaped to match existing site levels. Geotechnical test results are to be submitted to Council's Engineering Department for confirmation that the required compaction has been achieved.
15. Where fill is imported onto the site, written records are to be provided to Council's Engineering Department to confirm the source of the fill and to provide evidence that the soil is not contaminated.
16. All construction and ongoing activities must be in accordance with sediment control principles outlined in 'Construction Techniques for Sediment Pollution Control' (EPA, 1991).
17. All services must avoid root zones of existing native trees. Where services cannot be placed to avoid the root zone, boring and/or hand digging must be undertaken to minimise root damage to the satisfaction of the Responsible Authority.
18. Temporary barriers must be erected around the drip line of existing native trees and maintained during construction to the satisfaction of the Responsible Authority.
19. Prior to the commencement of works, the permit holder must provide to the Responsible Authority the name of the project coordinator appointed to oversee the works and notification of commencement date of the works.
20. All pavement is to be constructed in accordance with the Infrastructure Design Manual (IDM) and a suitably qualified CPEng, National Engineering Registered (NER) engineer, to the satisfaction of the Responsible Authority.
21. All design plans and specifications must be detailed in accordance with the IDM to the satisfaction of the Responsible Authority and will be valid for a period of 12 months only after approval. Following the expiry date design plans must be resubmitted for review and accepted prior to works commencing.
22. Traffic calming treatments must be installed within the subdivision in accordance with Austroads and the Traffic Impact Assessment Report requirements to achieve a target speed of 50km/hr.
23. Temporary court bowls or road dead ends shall be fully fenced, appropriately signed, shaped, drained, and be of all-weather construction (minimum pavement thickness 100mm, class 4 FCR), with a minimum turning radius of 10m. Prior to installation of a temporary court bowl, formal agreement with the neighbouring property must be achieved if applicable. Maintenance of the temporary court bowl will remain the responsibility of the developer during the applicable maintenance period.
24. All road, road related areas and public open spaces / reserves within the new subdivision shall be provided with public lighting in accordance with the minimum requirement for

Category P lighting guidelines and light technical parameters in AS/NZS 1158.3.1 and as approved by the Responsible Authority. All public lighting must incorporate the use of energy efficient globes (i.e. T5).

25. All road intersections, must be signed and line marked to be compliant with VicRoads Traffic Engineering Manual Volume 2.

Subdivision Conditions – Prior to Statement of Compliance

26. Prior to the issue of a Statement of Compliance of Stage 1 the existing infrastructure, shed and stables as shown on the endorsed plans, are to be removed to the satisfaction of the Responsible Authority.
27. Prior to the issue of Statement of Compliance, for the final Stage, a Development Contribution must be agreed to and provided to Council for the upgrade of Highton Lane along the effective frontage of the property. The contribution must be monetary and to the value of \$96,171.00, unless otherwise agreed by Council in writing.
28. Prior to the issue of a Statement of Compliance, a sealed Basic Left Turn and Basic Right Turn (type BAL / BAR) must be provided on Highton Lane at the proposed junction to the internal road, at the cost of the developer and to the satisfaction of the Council.
29. Any damage to Council managed assets such as roads, footpaths, street trees and stormwater infrastructure, must be repaired at the cost of the developer to the satisfaction of the Responsible Authority.
30. The landscaping shown on the approved landscaping plan must either:
- Be established prior to the issue of the Statement of Compliance and maintained for a twelve (12) month period thereafter to the satisfaction of the responsible authority; or
 - A monetary contribution as determined by the responsible authority made to provide for the above-mentioned landscaping and maintenance.
31. Prior to the issue of Statement of Compliance under the *Subdivision Act 1988* for the subdivision, the permit holder must pay to the Responsible Authority:
- A contribution in accordance with Clause 53.01 (Public Open Space Contribution and Subdivision) of Mansfield Planning Scheme at time of payment, or Certification of the plan in the case of a land contribution; and
 - Any costs associated with valuation of the land including valuers fees.

The permit holder must make a request to Council to commence the process involved with this condition.

32. Prior to the issue of a Statement of Compliance, the permit holder must enter into an agreement with the Responsible Authority pursuant to Section 173 of the *Planning and Environment Act 1987*, to the effect that:
- Any dwelling constructed must provide a rainwater tank with a capacity not less than 15,000 litres. The rainwater tanks must be installed and connected to the toilet cistern, laundry and garden taps.
 - The floor level of any new dwelling must be a minimum of 300mm above the 1% AEP (100yr) flood level as specified by the Goulburn Broken Catchment Management Authority.

The permit holder must pay reasonable costs of the preparation, review, execution and registration of the Section 173 Agreement by Council's preferred solicitors.

33. Altered overland flow paths must pass through the designed routes within reserves for municipal purposes or within easements to the satisfaction of the Responsible Authority.

34. Prior to the issue of Certificate of Practical Completion and subsequent Statement of Compliance, the Developer is to lodge a security bond to the Responsible Authority for 5% of the total actual documented cost of the engineering works based on actual tender fees. This bond will be released following a satisfactory inspection, 52 weeks after a Certificate of Practical Completion is issued.
35. Prior to the issue of a Statement of Compliance, the permit holder must pay to the Responsible Authority a cash contribution of:
 - a. 0.75% of the total actual documented cost of the engineering works for the checking of engineering plans associated with the development approved herewith.
 - b. 2.50% of the total actual documented cost of the engineering works for the supervision of works associated with the development approved herewith.
36. Following completion of all works, and prior to issuing of the Statement of Compliance, “as constructed” drawings must be submitted and accepted by the Council. The preferred format of the drawings are AutoCAD *.DWG or *.DXF. Drainage drawings to DSpec requirements must also be provided prior to issuing of the Statement of Compliance.
37. The owner of the land must enter into an agreement with:
 - a. A telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider’s requirements and relevant legislation at the time; and
 - b. A suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
38. Before the issue of a statement of compliance for any stage of the subdivision under the *Subdivision Act 1988*, the owner of the land must provide written confirmation from:
 - a. A telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider’s requirements and relevant legislation at the time; and
 - b. A suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
39. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity and gas services to each lot shown on the endorsed plan in accordance with the authority’s requirements and relevant legislation at the time.
40. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.
41. The plan of subdivision submitted for certification under the *Subdivision Act 1988* must be referred to the relevant authority in accordance with Section 8 of that Act.

AusNet Electricity Services

42. The Plan of Subdivision submitted for certification must be referred to AUSNET ELECTRICITY SERVICES PTY LTD in accordance with Section 8 of the *Subdivision Act 1988*.
43. The applicant must:
 - a. Enter in an agreement with AUSNET ELECTRICITY SERVICES PTY LTD for supply of electricity to each lot on the endorsed plan.
 - b. Enter into an agreement with AUSNET ELECTRICITY SERVICES PTY LTD for the rearrangement of the existing electricity supply system.
 - c. Enter into an agreement with AUSNET ELECTRICITY SERVICES PTY LTD for rearrangement of the points of supply to any existing installations affected by any private electric power line which would cross a boundary created by the subdivision, or by such means as may be agreed by AUSNET ELECTRICITY SERVICES PTY LTD.
 - d. Provide easements satisfactory to AUSNET ELECTRICITY SERVICES PTY LTD for the purpose of "Power Line" in the favour of "AUSNET ELECTRICITY SERVICES PTY LTD" pursuant to Section 88 of the *Electricity Industry Act 2000*, where easements have not been otherwise provided, for all existing AUSNET ELECTRICITY SERVICES PTY LTD electric power lines and for any new power lines required to service the lots on the endorsed plan and/or abutting land.
 - e. Obtain for the use of AUSNET ELECTRICITY SERVICES PTY LTD any other easement required to service the lots.
 - f. Adjust the position of any existing AUSNET ELECTRICITY SERVICES PTY LTD easement to accord with the position of the electricity line(s) as determined by survey.
 - g. Set aside on the plan of subdivision Reserves for the use of AUSNET ELECTRICITY SERVICES PTY LTD for electric substations.
 - h. Provide survey plans for any electric substations required by AUSNET ELECTRICITY SERVICES PTY LTD and for associated power lines and cables and executes leases for a period of 30 years, at a nominal rental with a right to extend the lease for a further 30 years. AUSNET ELECTRICITY SERVICES PTY LTD requires that such leases are to be noted on the title by way of a caveat or a notification under Section 88 (2) of the *Transfer of Land Act* prior to the registration of the plan of subdivision.
 - i. Provide to AUSNET ELECTRICITY SERVICES PTY LTD a copy of the plan of subdivision submitted for certification that shows any amendments that have been required.
 - j. Agree to provide alternative electricity supply to lot owners and/or each lot until such time as permanent supply is available to the development by AUSNET ELECTRICITY SERVICES PTY LTD. Individual generators must be provided at each supply point. The generator for temporary supply must be installed in such a manner as to comply with the *Electricity Safety Act 1998*.
 - k. Ensure that all necessary auditing is completed to the satisfaction of AUSNET ELECTRICITY SERVICES PTY LTD to allow the new network assets to be safely connected to the distribution network.

Country Fire Authority

44. Prior to the issue of a Statement of Compliance under the *Subdivision Act 1988* the following requirements must be met to the satisfaction of the CFA:
 - a. Above or below ground operable hydrants must be provided. The maximum distance between these hydrants and the rear of all building envelopes (or in the absence of building envelopes, the rear of the lots) must be 120 metres and the hydrants must be no more than 200 metres apart. These distances must be measured around lot boundaries.
 - b. The hydrants must be identified with marker posts and road reflectors as applicable to the satisfaction of the Country Fire Authority.
45. Roads must be constructed to a standard so that they are accessible in all weather conditions and capable of accommodating a vehicle of 15 tonnes for the trafficable width.
 - a. Proposed roads must have a suitable trafficable width to allow the unimpeded access of emergency fire fighting vehicles (notwithstanding any parking restrictions that Council may apply) to the satisfaction of CFA.
 - b. Dead-end roads and cul-de-sacs more than 60 metres in length from the nearest intersection must have a turning circle with a minimum radius of 8 metres (including roll-over kerbs if provided); T or Y heads of dimensions specified by CFA may be used as alternatives.
 - c. The average grade must be no more than 1 in 7 (14.4%) (8.1 degrees) with a maximum of no more than 1 in 5 (20%) (11.3 degrees) for no more than 50 metres. Dips must have no more than 1 in 8 (12%) (7.1 degrees) entry and exit angle.
 - d. Curves must have a minimum inner radius of 10 metres.

Goulburn Murray Water

46. Any Plan of Subdivision lodged for Certification must be referred to Goulburn Murray Rural Water Corporation pursuant to Section 8(1)(a) of the *Subdivision Act*.
47. All works within the subdivision must be done in accordance with EPA Publication 1834 Civil Construction, Building and Demolition Guide (November 2020).
48. Each lot must be provided with connection to the reticulated sewerage system in accordance with the requirements of the relevant urban water authority.
49. All stormwater discharged from the site must meet the urban run-off objectives and Standard C25 as specified in Clause 56.07-4 of the Victorian Planning Provisions. All infrastructure and works to manage stormwater must be in accordance with the requirements of the Responsible Authority.

Goulburn Valley Water

50. Payment of new customer contribution charges for water supply to the development, such amount being determined by the Corporation at the time of payment;
51. Provision of a reticulated water supply and associated construction works to each allotment within the development, at the developer's expense, in accordance with standards of construction adopted by and to the satisfaction of the Goulburn Valley Region Water Corporation;
52. Provision of one water tapping per lot at the developer's expense, in accordance with standards of construction adopted by and to the satisfaction of the Goulburn Valley Region Water Corporation;
53. Any existing water service that crosses any of the proposed allotment boundaries within the proposed development must be disconnected and re-located at the developer's expense, to be wholly within one allotment only, including notification of the proposed lot

- to be serviced by the existing water meter, to the satisfaction of the Goulburn Valley Region Water Corporation;
54. Payment of new customer contributions charges for sewerage services to the development, such amount being determined by the Corporation at the time of payment;
 55. Provision of reticulated sewerage and associated construction works to each allotment within the development, at the developer's expense, in accordance with standards of construction adopted by and to the satisfaction of the Goulburn Valley Region Water Corporation; (The works may include, but not be limited to the construction of a sewerage pumping station, rising mains and gravity mains);
 56. Provision of sewerage connection points with an inspection opening to each allotment within the development, at the developer's expense, in accordance with standards of construction adopted by and to the satisfaction of the Goulburn Valley Water Corporation (sewer branch cut-in for Proposed Lot 1);
 57. Relocation if any existing house connection drain, and each allotment to be independently and directly connected to a sewer main of the Goulburn Valley Region Water Corporation;
 58. Provision of easements in favour of the Goulburn Valley Region Water Corporation over all existing and proposed sewer mains located within private property;
 59. The operator under this permit shall be obliged to enter into an Agreement with Goulburn Valley Region Water Corporation relating to the design and construction of any sewerage or water works required. The form of such Agreement shall be to the satisfaction of Goulburn Valley Water. A copy of the format of the Agreement will be provided on request;
 60. The plan of subdivision lodged for certification is to be referred to the Goulburn Valley Region Water Corporation pursuant to Section 8(1) of the *Subdivision Act, 1988*.

Permit Expiry

61. This permit will expire if one of the following circumstances applies:
 - a. The first stage of the subdivision is not certified within two (2) years of the date of this permit.
 - b. The second stage of the subdivision is not certified within two (2) years of the date of certification of the first stage.
 - c. The subdivision is not completed within five (5) years of the date of certification.
- The Responsible Authority may extend the periods referred to if a request is made in writing in accordance with Section 69 of the *Planning and Environment Act 1987*.

CARRIED

13.2.2. Allocation of Land for the Jamieson Police Paddock Community Hub

Councillor Steve Rabie/Councillor Paul Sladdin:

THAT COUNCIL:

1. Provide the Jamieson Community Hub Committee in-principle support for the allocation of Council owned land on Lot 2009 Brown Street, Jamieson (Volume 12462 Folio 303) for the proposed Jamieson Police Paddock Community Hub.
2. Provide this in-principle support so that the Jamieson Community Hub Committee may seek external grant funding for the delivery of the Hub.
3. Provide this in-principle support for a period of up to five years.
4. Note that if the Jamieson Police Paddock Community Hub is funded, Council owned land in Brown Street, Jamieson will be an in-kind contribution towards the Jamieson Community Hub.
5. Note that a financial contribution of \$18,000 will be made to the project from funding received through the Council Assist Fund.

CARRIED

13.2.3. The Merton Plan

Councillor Rohan Webb/Councillor Paul Sladdin:

THAT COUNCIL:

1. Adopt the Merton Plan 2023 to inform the preparation of a planning scheme amendment to develop local policies in accordance with the recommendations of the plan.
2. Commence preparation of a planning scheme amendment to implement the recommendations of the plan.

CARRIED

14. Council Meeting Resolution Actions Status Register

Councillor Rohan Webb/Councillor Paul Sladdin:

THAT COUNCIL receive and note the Mansfield Shire Council Meeting Resolution Actions Status Register as at 8 May 2023.

CARRIED

15. Advisory and Special Committee reports

Nil

16. Authorisation of sealing of documents

Nil

17. Closure of meeting to members of the public

Councillor Rohan Webb/Councillor Mark Holcombe:

THAT COUNCIL close the meeting to members of the public under Section 66(2)(a) of the Local Government Act 2020 to consider Confidential Reports in accordance with section 66(2) of the Local Government Act 2020 for reasons defined in section 18 below.

CARRIED

The Council Meeting Agenda 16 May 2023 was closed to the public at 5:41 pm.

18. Confidential Reports

18.1. Tender Award: Delivery of Asset Management System and Services

Councillor Steve Rabie/Councillor Paul Sladdin:

THAT COUNCIL:

1. Awards the lump sum contract for the Asset Management System and Services to Brightly Software AU Pty Ltd in the amount of \$1,316,953 excluding GST for a six-year term.
2. Notes the proposed budget allocation for Financial Year 2023-24 in the amount of \$220,700 (excluding GST) to be used for the Delivery of the Asset Management System and Services.
3. Notes the contract period of 1 July 2023 to 30 June 2029.
4. Authorises the Chief Executive Officer to execute the contract.
5. Makes this resolution public by including it in the public minutes of the meeting.

CARRIED

18.2. Tender Award: Malcolm Street Shared Path

Councillor Mark Holcombe/Councillor Steve Rabie:

THAT COUNCIL:

1. Award a lump sum contract to Ground Technique for the total amount of \$217,870.04 (ex. GST) for the construction of Malcolm Street Shared Path.
2. Approves an additional 9% construction contingency of \$19,608.30 (ex. GST).
3. Authorises the Chief Executive Officer to execute the contract.
4. Makes this resolution public by including it in the public minutes of the meeting.

CARRIED

19. Reopen meeting to members of the public

Councillor Rohan Webb/Councillor Mark Holcombe:

THAT COUNCIL reopen the meeting to the public and resume transmission and this resolution be made public.

CARRIED

Council re-opened the meeting at 6:12 pm.

20. Close of meeting

The Council Meeting Agenda 16 May 2023 was closed at 6:14 pm.