

COUNCIL MINUTES

Monday 15 May 2017

Council Chambers



John Brown
General Manager
Break O'Day Council
15 May 2017

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05/17.1.0 ATTENDANCE

05/17.1.1 Present

Mayor Mick Tucker
Deputy Mayor John McGiveron
Councillor John Tucker
Councillor Janet Drummond
Councillor Hannah Rubenach-Quinn
Councillor Kylie Wright
Councillor Barry LeFevre
Councillor Glenn McGuinness
Councillor Margaret Osborne OAM

05/17.1.2 Apologies

Nil.

05/17.1.3 Leave of Absence

Nil.

05/17.1.4 Staff in Attendance

General Manager, John Brown
Records Officer, Carol Joyce
Manager Corporate Services, Bob Hoogland (*Item 8.1 – 13.1*)
Manager Community Services, Chris Hughes (*Item 1.0 – 17.1*)
Works Supervisor, Wayne Polden (*Item 1.0 – 14.1*)
Planning Coordinator / HR Manager, Paula Kloosterman (*Item 1.0 – 11.1*)
Building Co-Ordinator, Jake Ihnen (*Item 1.0 – 11.1, 13.1 – 16.2*)
Communications Officer, Jayne Richardson (*Item 1.0 – 17.1*)
Planning Officer, Chris Triebe (*Item 1.0 – 11.1*)
Planning Consultant, Rebecca Green (*Item 1.0 – 11.1*)

05/17.2.0 PUBLIC QUESTION TIME

Five (5) people in the gallery.

In accordance with Section 31(1) of the Local Government (Meeting Procedures) Regulations 2005 the following questions were submitted in writing prior to the Council Meeting.

05/17.2.1 Proposed Caravan Park at Parkside Planning Regulations – Mr D H Emberg, St Helens Point Progress Association

I am the Vice President and also Chair of the Water Committee for the SHPPS and as such Pro Tem Chair the Planning Committee. I have a simple question to which I respectfully seek a simple answer, “Concerning the proposed caravan park at Parkside, we assume that all relevant planning regulations have and will be read, obeyed and monitored by the developers.”

We look forward to your answer in order that we share the answer with the citizens of St Helens Point.

Reply

Yes Council ensures that developers comply with planning conditions.

Dr Emberg expressed that there were errors in the information provided by the developers.

The General Manager requested that this be provided in writing.

05/17.3.0 DECLARATION OF PECUNIARY INTEREST OF A COUNCILLOR OR CLOSE ASSOCIATE

Section 48 or 55 of the Local Government Act 1993 requires that a Councillor or Officer who has an interest in any matter to be discussed at a Council Meeting that will be attended by the Councillor or Officer must disclose the nature of the interest in a written notice given to the General Manager before the meeting; or at the meeting before the matter is discussed.

A Councillor or Officer who makes a disclosure under Section 48 or 55 must not preside at the part of the meeting relating to the matter; or participate in; or be present during any discussion or decision making procedure relating to the matter, unless allowed by the Council.

05/17.4.0 CONFIRMATION OF MINUTES

05/17.4.1 Confirmation of Minutes – Council Meeting 19 April 2017

OFFICER’S RECOMMENDATION:

That the minutes of the Council Meeting held on the 19 April 2017 be confirmed.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.4.1.102 Moved: Clr J Tucker / Seconded: Clr M Osborne

That the minutes of the Council Meeting held on the 19 April 2017 be confirmed.

CARRIED UNANIMOUSLY

05/17.4.2 **Confirmation of Minutes – Special Council Meeting 1 May 2017**

OFFICER’S RECOMMENDATION:

That the minutes of the Special Council Meeting held on the 1 May 2017 be confirmed.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.4.1.103 Moved: Clr J McGiveron / Seconded: Clr K Wright

That the minutes of the Special Council Meeting held on the 1 May 2017 be confirmed.

CARRIED UNANIMOUSLY

05/17.5.0 **COUNCIL WORKSHOPS HELD SINCE 19 APRIL 2017 COUNCIL MEETING**

There was a Workshop held on Monday 1 May – the following items were listed for discussion.

- Interim Valuation Data
- Policy LG 16 – Corporate Credit Card
- Proposed Reallocation of Funds
- New Policy – LG51 Related Party Disclosure
- Line Marking – St Helens Point Road
- LG Reform – Northern Region
- Dogs off Leash at Seymour

05/17.6.0 PLANNING AUTHORITY

Pursuant to Section 25 of the Local Government (Meeting Procedures) Regulations 2015 the Mayor informed the Council that it was now acting as a Planning Authority under the Land Use Planning and Approvals Act 1993.

Nil.

The Mayor advised the Council that it had now concluded its meeting as a Planning Authority under Section 25 of the Local Government (Meeting Procedures) Regulations.

05/17.7.0 PETITIONS

Nil.

05/17.8.0 NOTICES OF MOTION

05/17.8.1 Notice of Motion – Request to Infrastructure Tasmania for Reduction of Speed Limit along Tasman Highway through Beaumaris – Clr J Drummond

MOTION:

A report is sought providing advice in accordance with the requirements of *Section 65 of the Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That Council write to Infrastructure Tasmania requesting that they reduce the speed limit along the Tasman Highway through the northern end of Beaumaris due to resident's concerns.

DISCUSSION:

- Clr M Tucker stated that mobile phones are a police matter and not Council's issue.
- Clr McGiveron advised he was opposed to the motion but not to safety issues. This is a long stretch of road with limited passing opportunities and if the speed limit is reduced to 60kph this will bank up the traffic and cause more issues.
- Clr J Tucker stated he is against the motion as believes this is a police issue and should not have come to Council. Mobiles phones are a police matter and people will still speed and asked why Department of State Growth would need to be involved.
 - o Clr Rubenach-Quinn replied she supports pursuing community issues and Department of State Growth may need to put up signs etc. We should be having a conversation between both departments.
 - o Clr M Tucker advised if requesting extra signs this should be another motion.

COUNCIL DECISION:

05/17.8.1.104 Moved: Clr J Drummond/ Seconded: Clr K Wright

A report is sought providing advice in accordance with the requirements of *Section 65* of the *Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That Council write to Infrastructure Tasmania requesting that they reduce the speed limit along the Tasman Highway through the northern end of Beaumaris due to resident's concerns.

An amendment was moved:

05/17.8.1.105 Moved: Clr G McGuinness / Seconded: Clr H Rubenach-Quinn

That Council write to Department of State Growth Tasmania & Police expressing resident's concerns regarding motorists speeding along the Tasman Highway through Beaumaris and the use of mobile phones whilst driving in this area

FOR Clr J McGiveron, Clr B LeFevre, Clr M Tucker, Clr J Drummond, Clr H Rubenach-Quinn,
Clr M Osborne, Clr K Wright, Clr G McGuinness

AGAINST Clr J Tucker

The amendment becomes the motion:

CARRIED

05/17.8.2 Notice of Motion – Repair of the “Cosmic Egg” – Clr G McGuinness

MOTION:

A report is sought providing advice in accordance with the requirements of *Section 65* of the *Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That we write to the St. Helens District High School asking them if they would want to be involved with their art department and students, to repair the art installation known as "the Cosmic Egg".

If this is not responded to positively then Councillors vote on one (1) of three (3) options:

1. Engage an artist to rework the artwork on the Egg in a professional manner at Council's expense.
2. Remove the installation altogether.
3. Replace the Egg with another installation.

DISCUSSION:

- Clr McGiveron asked if there was something inside the egg.
 - o Clr McGuinness replied yes a time capsule.

COUNCIL DECISION:

05/17.8.2.106 Moved: Clr G McGuinness/ Seconded: Clr M Osborne

A report is sought providing advice in accordance with the requirements of *Section 65* of the *Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That we write to the St. Helens District High School asking them if they would want to be involved with their art department and students, to repair the art installation known as "the Cosmic Egg".

If this is not responded to positively then Councillors vote on one (1) of three (3) options:

1. Engage an artist to rework the artwork on the Egg in a professional manner at Council's expense.
2. Remove the installation altogether.
3. Replace the Egg with another installation.

CARRIED UNANIMOUSLY

05/17.8.3 Notice of Motion – Slip Lane or BAR Turn St Helens Point Road, Parkside – Clr K Wright

MOTION:

A report is sought providing advice in accordance with the requirements of *Section 65* of the *Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That council investigate with urgency the development of a slip lane or BAR Turn heading north, and turning lane heading south, at the entrance point to the new proposed caravan park on St Helens Point Rd Parkside, and upgrade of the road including foot paths and or bike path, in the interests of public safety while preserving the foreshore and reducing erosion issues in the area known as Possum Tom.

Further to improve safety at the entrance and exit point of Talbot st, which will be greatly affected by the increase in heavily laden traffic, ie vehicles towing caravans and boats, due to new development at Parkside. Talbot street would possibly fit into the list described as E4 Table 2- Deficient Junctions re SISD.(page E4-9)

DISCUSSION:

Clr Wright explained that members of the community had raised concerns with her regarding safety issues in the area resulting from the new development.

COUNCIL DECISION:

05/17.8.3.107 Moved: Clr K Wright / Seconded: Clr J Drummond

A report is sought providing advice in accordance with the requirements of *Section 65 of the Local Government Act 1993* for the information of Council at a future meeting, and consider any advice as required from relevant State Agencies:

That council investigate with urgency the development of a slip lane or BAR Turn heading north, and turning lane heading south, at the entrance point to the new proposed caravan park on St Helens Point Rd Parkside, and upgrade of the road including foot paths and or bike path, in the interests of public safety while preserving the foreshore and reducing erosion issues in the area known as Possum Tom.

Further to improve safety at the entrance and exit point of Talbot st, which will be greatly affected by the increase in heavily laden traffic, ie vehicles towing caravans and boats, due to new development at Parkside. Talbot street would possibly fit into the list described as E4 Table 2- Deficient Junctions re SISD.(page E4-9)

FOR Clr J Drummond, Clr H Rubenach-Quinn, Clr M Osborne, Clr K Wright, Clr G McGuinness
AGAINST Clr M Tucker, Clr J Tucker, Clr B LeFevre, Clr J McGiveron
CARRIED

05/17.9.0 COUNCILLOR'S QUESTIONS ON NOTICE

Nil.

05/17.10.0 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Regulation 29 of the Local Government (Meeting Procedures) Regulations 2005 specifies that in putting a Question Without Notice a Councillor must not offer an argument or opinion, draw any inference or make any imputations except so far as may be necessary to explain the question.

The Chairperson must not permit any debate of a Question without Notice or its answer.

05/17.10.1 Ongoing Animal Noise Issues - Clr K Wright

In response to several emails and phone calls I have received from distressed and frustrated residents regarding ongoing animal noise issues, I would like to have clarification on what the difference is between addressing the issue on constant barking from dogs, and addressing complaints regarding ongoing and escalating noise issues from constant crowing of a rooster, both day and night?

What are the rules regarding keeping a rooster in a residential housing area?

What are the rules regarding noise levels from other farm yard animals in a residential housing area?

Further to this at the same address there is ongoing issues regarding aggressive dogs, which is resulting in poor neighbourhood relations, and high stress situations for the neighbours concerned. Is this issue being adequately addressed?

Reply

The legislation applicable which Council officers can rely upon is different for dogs versus a crowing rooster.

There are no specific rules in respect to the keeping of roosters in a residential housing area.

Rules regarding noise levels from farm animals in a residential housing area would come under the Nuisance provisions of the Local Government Act 1993. The Act states that a nuisance includes anything that gives rise to unreasonable or excessive levels of noise. If a council is satisfied that a nuisance exists, the general manager must serve an abatement notice on any person whose act causes the nuisance. The notice is to state any reasonably necessary action to be taken to abate the nuisance.

In relation to farm yard animals there is an obligation on Council officers to gather sufficient evidence that can be presented to a Magistrate in the event of an appeal against an Abatement Notice. Complaints alone are not sufficient to satisfy the evidence requirements.

Yes, issues relating to dog control are being actively managed by the Dog Control Officer and are being addressed in accordance with the Dog Control Act.

05/17.10.2 Water Quality Assurance - Clr K Wright

Again I have been asked to clarify an issue regarding water quality assurance, when being used for business purposes, for public consumption. ie water tanks, used in facilities where food and beverages are sold. Is there a requirement of certification of potable water?

Are there policies and procedures in place regarding water tanks used in holiday properties for the use and consumption of holidaying guests?

If so, is this monitored on a regular basis to ensure that the level of water quality is maintained in the interest of public health and safety. What processes are in place to ensure that the health and safety of consumers are addressed and adhered to?

Reply

For food businesses who rely on tank water, there is no requirement of certification as potable water.

They are regulated under the Food Act 2003 through their Food Registration conditions. The condition states *“Untreated tank water must be boiled prior to being used for food preparation, drinking water or ice making”*.

Bringing raw water to the boil will bring the water to potable standard.

If a food business who relies on tank water also has accommodation they are required to hold registration under the Public Health Act 1997 as “Suppliers of water from a private water source” (see below).

Holiday homes that are used as “visitor accommodation” should hold registration under the Public Health Act 1997 as “Suppliers of water from a private water source”.

Owners have a choice of whether or not to treat the water.

If they elect not to treat the water, the registration requires that warning signage is to be installed in prominent locations (e.g. each water outlet/entry in the house directory) indicating the water supply is not monitored or treated and may not meet health guidelines.

If they elect to treat the water (and have no warning signage) they are required to monitor the water by submitting samples to an accredited laboratory on a regular basis to ensure the treatment system is delivering potable water.

05/17.11.0 MAYOR’S & COUNCILLOR’S COMMUNICATIONS

05/17.11.1 Mayor’s Communications for Period Ending 15 May 2017

20.04.17	St Helens	– Australian Register of Historic Vessels meeting at St Helens History Room.
24.04.17	St Helens	– Briefing presentation from Miles Hampton - TasWater.
25.04.17	St Helens	– Anzac Day ceremonies.
28.04.17	Bicheno	– Community session to discuss Council amalgamations.
01.05.17	St Helens	– Council Workshop.
03.05.17	Launceston	– Northern Tasmania Development members board meeting.
11.05.17	Launceston	– TasWater general meeting. – Local Government Association of Tasmania (LGAT) special general meeting.

12.05.17	St Helens	- St Helens Bowls Club dinner.
15.05.17	St Helens	- Council meeting. - BEC Event - Meet Your Cabinet Ministers dinner.

Motion to Contribute \$10,000 to Local Government Association of Tasmania (LGAT) to Fight the TasWater Takeover – Clr J McGiveron

DISCUSSION:

- Clr McGiveron advised that he had attended the TasWater general meeting and also the LGAT Special General meeting with Mayor Tucker and spoke in detail about discussions from these meetings and based on the figures from the Government TasWater will be sold off for 6 cents in the dollar and we will be worse off if it goes.
- Clr J Tucker stated that he would abstain from voting as declared a Conflict of Interest.
- Clr LeFevre advised he agreed with Clr McGiveron and that ratepayers haven't been given all the information. We need to do what is best for the municipality and just present the facts in a trustworthy way.
- Clr McGuinness stated that there is a very populous view in the community that the Government is doing the right thing. The public aren't being fully informed of the facts.
- Clr M Tucker advised that LGAT was taking a leadership role with a fighting fund.
- Clr Drummond spoke about sewage spills information being spoken about by the Government and that if these levels were in another state they wouldn't even be reported. When the public was made aware of this it was very much an eye opener to them.
- Clr Osborne stated that a takeover will be of no advantage to our constituents.

COUNCIL DECISION:

05/17.11.3.108

Moved: Clr J McGiveron / Seconded: Clr B LeFevre

CARRIED

Clr J Tucker abstained from voting.

05/17.11.2 Councillor's Reports for Period Ending 15 May 2017

This is for Councillors to provide a report for any Committees they are Council Representatives on and will be given at the Council Meeting.

St Helens and Districts Chamber of Commerce and Tourism – Mayor Mick Tucker/Clr Barry LeFevre

- There has been no meeting since last Council Meeting.

NRM Special Committee – Clr Janet Drummond (Acting Chair)

- There has been no meeting since last Council Meeting.

Barway Committee – Clr John McGiveron

- MAST have been doing work in the bay at the moment nothing more to be done outside the bay just need to see what nature will do to these works. If all goes well the training wall in the bay should be done by October.

Regional Tourism Organisation (RTO) – Clr Glenn McGuinness

- Fixing Freycinet issue is looking positive with a survey to be undertaken.
- Funding for campaigns is coming through Tourism Tasmania. The Festival of Voices east coast events are being held at the beginning of the week this year. Last year there were poor attendances and this year they are all to be ticketed with tickets available at Visitor Information Centres.
- A survey was conducted of businesses on the east coast with 65% saying they had a better season than last year and the remainder being no worse.
- Promoting a 'LOO with a view' there is currently one at Devils Corner and Glamorgan-Spring Bay Council have approved funding for one at Swansea.

Titly Shack & Binalong Bay Reference Group – Clr Glenn McGuinness

- A change to the steering group to be discussed at the next Council Workshop.

Mental Health Action Group – Clr Barry LeFevre

- On 26 April Trish O'Duffy and I linked, after a request, with the Glamorgan Spring Bay Health Network Group. We gave a presentation outlining the reasons for setting our group up, the work completed and ongoing and future direction. This message was emailed to us, *"Your presentation was much appreciated by all. You have achieved some wonderful outcomes in the community and of course we would like to set up something similar responding to the numerous needs within our community"*.

05/17.12.0 BUSINESS AND CORPORATE SERVICES

05/17.12.1 Corporate Services Department Report

FILE REFERENCE	018\018\001\
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OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various issues which have been dealt with in the Business and Corporate Service Department since the previous Council Meeting.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.12.1.109 Moved: Clr J Tucker / Seconded: Clr B LeFevre

That the report be received.

CARRIED UNANIMOUSLY

05/17.12.2 Monthly Financial Report

FILE REFERENCE	018\018\001\
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OFFICER'S RECOMMENDATION:

That the following reports for the month ending 30 April 2017 be received:

1. Trading Account Summary
2. Profit and Loss Statements
3. Financial Position
4. Cash Flow
5. Capital Expenditure

INTRODUCTION:

Presented to Council are the monthly financial statements.

DISCUSSION:

- Clr Rubenach-Quinn asked if we are likely to get all of the budgeted revenue for Capital Grants.
 - o Manager Corporate Service replied some invoices go out late but will achieve the budgeted revenue and roads to recovery and Golden Fleece bridge claims have been lodged. In general terms should be coming in.

COUNCIL DECISION:

05/17.12.2.110 Moved: Clr K Wright/ Seconded: Clr G McGuinness

That the following reports for the month ending 30 April 2017 be received:

1. Trading Account Summary
2. Profit and Loss Statements
3. Financial Position
4. Cash Flow
5. Capital Expenditure

CARRIED UNANIMOUSLY

05/17.12.3 Visitor Information Centre Report

FILE REFERENCE	040\028\002\
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OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various issues which are being dealt with by the Visitor Information Centre.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.12.3.111 Moved: Clr J McGiveron/ Seconded: Clr M Osborne

That the report be received.

CARRIED UNANIMOUSLY

05/17.12.4 Review of LG 16 - Corporate Credit Card Policy

FILE REFERENCE	17/6544
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OFFICER'S RECOMMENDATION:

That Policy LG16 – Corporate Credit Cards as amended be adopted

INTRODUCTION:

Tasmanian Audit Office has been examining credit card use by local governments in the state. As a result, changes are recommended to Council's Policy.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.12.4.112 Moved: Clr J Tucker/ Seconded: Clr M Osborne

That Policy LG16 – Corporate Credit Cards as amended be adopted

CARRIED UNANIMOUSLY

05/17.13.0 **WORKS AND INFRASTRUCTURE**

05/17.13.1 **Works and Infrastructure Report**

FILE REFERENCE	014\002\001\
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OFFICER'S RECOMMENDATION:

That the report be received by Council.

INTRODUCTION:

This is a monthly summary update of the works undertaken through the Works and Infrastructure Department for the previous month and a summary of the works proposed for the coming month, and information on other items relating to Council's infrastructure assets and capital works programs.

DISCUSSION:

- Clr LeFevre asked about how the 40kph speed limit was going at Chimney Heights.
 - o Works Supervisor replied that there were changes happening at Department of State Growth and he couldn't seem to get an answer on what was happening.
 - o Clr LeFevre advised he will explain this to the ratepayers as it looks like we aren't doing anything about this issue.
- General Manager advised he believes the changes in the Department of State Growth are coming as a result of what happened at Richmond Road and they have bought another step into the process.

COUNCIL DECISION:

05/17.13.1.113 Moved: Clr J Tucker/ Seconded: Clr J McGiveron

That the report be received by Council.

CARRIED UNANIMOUSLY

05/17.13.2 **Animal Control Report**

FILE REFERENCE	003\003\018\
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OFFICER’S RECOMMENDATION:

That the report be received by Council.

INTRODUCTION:

This is a monthly update for animal control undertaken since the last meeting of Council.

DISCUSSION:

- Clr Wright spoke about some concerns she has for a property that has a dangerous dog and has applied for a kennel licence.
 - o General Manager replied that there is a process to follow.

COUNCIL DECISION:

05/17.13.2.114 Moved: Clr J Drummond / Seconded: Clr K Wright

That the report be received by Council.

CARRIED UNANIMOUSLY

05/17.13.3 **Line Marking – St Helens Point Road**

FILE REFERENCE	17/4083
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OFFICER’S RECOMMENDATION:

That Council authorises the Works Department to make an application to the Department of State Growth (DSG) to change the linemarking on St Helens Point Road between Aerodrome Road and Chimney Heights to a single continuous white line using thermoplastic lines, including cats eye reflectors and that council allocates the budget to undertake the work if it is approved by DSG.

INTRODUCTION:

A request has been received from a Stieglitz resident requesting double white lines be marked on St Helens Point Road between Aerodrome Road and Chimney Heights due to the number of near accidents he witnesses with vehicles overtaking in this section of road.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.13.3.115 Moved: Clr B LeFevre/ Seconded: Clr J Tucker

That Council authorises the Works Department to make an application to the Department of State Growth (DSG) to change the linemarking on St Helens Point Road between Aerodrome Road and Chimney Heights to a single continuous white line using thermoplastic lines, including cats eye reflectors and that council allocates the budget to undertake the work if it is approved by DSG.

CARRIED UNANIMOUSLY

05/17.13.4 **Lottah to Poimena (Blue Tier) Road**

FILE REFERENCE	032\005\007\
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OFFICER'S RECOMMENDATION:

1. That Council under Section 12 of the Local Government (Highways) Act 1982 declare that the following road assets currently maintained by the Tasmanian Parks and Wildlife Service shall become unsealed highways maintainable by Council on completion of agreed works specified in the Grants Deed between The Crown in Right of Tasmania and Council dated 31 August 2016;
 - Lottah – Poimena Road
 - Replacement bridge at Poimena (PWS asset # 19086)
2. That Council on completion of agreed works shall cause a copy of a resolution under section 12 of the Local Government (Highways) Act 1982 to be published in the Gazette and the road or other way to which the resolution relates becomes, on the date of the publication, such a highway as is specified in the resolution.

INTRODUCTION:

At the December 2015 Council Meeting, Council unanimously agree to take over the maintenance responsibility for the road from Lottah to Poimena currently maintained by Parks and Wildlife Service subject to the road being brought up to a condition acceptable to Council, or sufficient funds being provided to Council to enable this to occur.

At 31 August 2016, The Crown in Right of Tasmania granted funding in the sum of \$217,540 (GST exclusive) to Council to undertake bridge replacement and roadworks including gravel and grading of:

1. Lottah – Poimena Road
2. Lottah – Groom River bridge on Anchor Road
3. Replacement of bridge at Poimena (PWS asset # 19086).

At completion of works, Lottah to Poimena Road ownership (including the bridge) is required to be transferred from The Crown to Break O' Day Council.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

05/17.13.4.116

Moved: Clr J Drummond/ Seconded: Clr M Osborne

3. That Council under Section 12 of the Local Government (Highways) Act 1982 declare that the following road assets currently maintained by the Tasmanian Parks and Wildlife Service shall become unsealed highways maintainable by Council on completion of agreed works specified in the Grants Deed between The Crown in Right of Tasmania and Council dated 31 August 2016;
 - Lottah – Poimena Road
 - Replacement bridge at Poimena (PWS asset # 19086)
4. That Council on completion of agreed works shall cause a copy of a resolution under section 12 of the Local Government (Highways) Act 1982 to be published in the Gazette and the road or other way to which the resolution relates becomes, on the date of the publication, such a highway as is specified in the resolution.

CARRIED UNANIMOUSLY

Meeting adjourned for morning tea at 11.00am

Meeting resumed at 11.08am

05/17.14.0 COMMUNITY DEVELOPMENT

05/17.14.1 Community Services Report

FILE REFERENCE	011\034\006\
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OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various issues which are being dealt with by the Community Services Department.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

05/17.14.1.117 Moved: Clr M Osborne/ Seconded: Clr G McGuinness

That the report be received.

CARRIED UNANIMOUSLY

05/17.14.2 Request for Donation – Golf Day – Suicide Prevention Australia

FILE REFERENCE	011/009/002
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OFFICER'S RECOMMENDATION:

That Council support this request from the Johns Family and provide financial assistance in the sum of \$1,000 to assist them in running of the Golf Day as a fundraiser to support Suicide Prevention Australia.

INTRODUCTION:

Council has received a request from Mrs Annette Johns on behalf of the Johns family seeking Council's financial support for this event.

DISCUSSION:

- Clr LeFevre asked if Council could have a report as to how the event went.
- Clr Rubenach-Quinn asked if this can go into the Community Event Funding schedule.
 - o Manager Community Services advised can be discussed at a future workshop.
- Clr McGuinness stated that he had participated in the event and that there was about 60 people attended also there was a lot of fund raising on the day.

COUNCIL DECISION:

05/17.14.2.118

Moved: Clr J McGiveron/ Seconded: Clr H Rubenach-Quinn

That Council support this request from the Johns Family and provide financial assistance in the sum of \$1,000 to assist them in running of the Golf Day as a fundraiser to support Suicide Prevention Australia.

CARRIED UNANIMOUSLY

05/17.15.0 DEVELOPMENT SERVICES

05/17.15.1 Development Services Report

FILE REFERENCE	031\013\003\
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OFFICER’S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various issues which have been dealt with by the Development Services Department since the previous Council meeting.

DISCUSSION:

- Clr Osborne asked how the Stieglitz BBQ was going.
 - o Building Service Coordinator replied all the materials have arrived and are being fabricated, it should be progressing this week.

COUNCIL DECISION:

05/17.15.1.119 Moved: Clr M Osborne/ Seconded: Clr J McGiveron

That the report be received.

CARRIED UNANIMOUSLY

05/17.15.2 **Planning Approvals Issued**

Received.

05/17.15.3 **Building Services Approvals**

Received.

05/17.16.0 **GOVERNANCE**

05/17.16.1 **General Manager's Report**

FILE REFERENCE	002\012\001\
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OFFICER'S RECOMMENDATION:

That the General Manager's report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various issues which are being dealt with by the General Manager and with other Council Officers where required.

DISCUSSION:

- Clr McGuinness advised he had bought the issue of the closure of the Anglican church in Fingal to Council but was unable to attend the community meeting held 23 April so thanked Clr LeFevre and the General Manager for their attendance.

COUNCIL DECISION:

05/17.16.1.120

Moved: Clr B LeFevre/ Seconded: Clr M Osborne

That the General Manager’s report be received.

CARRIED UNANIMOUSLY

*Clr Rubenach-Quinn left the meeting at 11.42am
Clr Rubenach-Quinn returned to the meeting at 11.44am*

*Clr M Tucker left the meeting at 11.59am
Clr M Tucker returned to the meeting at 12.01pm*

05/17.16.2 Break O’Day Strategic Plan 2017-2016

FILE REFERENCE	002\017\015\
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OFFICER’S RECOMMENDATION:

That the Break O’Day Council adopt the draft Break O’Day Strategic Plan 2017-2027 and commence the 28 day public submission period.

INTRODUCTION:

Preparation of a new Strategic Plan for the Break O’Day area is well underway following an extensive round of conversation/discussion activities undertaken which form the basis of the new Strategic Plan.

DISCUSSION:

- General Manager expressed his appreciation to Clr LeFevre, Manager Community Services, Communications Coordinator, and facilitator Lisa Shulander for all the work and effort to get the document to where it is today.
- Clr Wright stated it would have been good if other Councillors had been invited to be part of the process to develop the plan from all of the information.
 - o General Manager replied that the process was difficult even with only 5-6 people working on it. The transparency document is being prepared so everyone can see what was involved in the whole process and the information provided.
 - o Clr LeFevre stated he thought he had been asked to be involved in the process due to his school background and having worked on strategic planning before and also being retired gave him the time necessary.

- Clr Rubenach-Quinn stated would like to see this process delayed until she had seen all the documentation.
- General Manager advised he would provide to everyone all of what had been typed up. The information has been kept in the community areas. Tried to keep this as simple as possible.
- Clr Drummond stated it is worth having a couple of hours for the General Manager to go through this with everyone.
 - o Clr M Tucker advised this was put into a format from all of the notes and this is what the community wanted so we can't change it.
 - o Clr Drummond replied she was not wanting to change anything just want to look at the research documents.
- Clr McGuinness advised all Councillors were given the opportunity to attend all community conversation sessions. This plan and the transparency document will give a really good picture of what the community is saying.
- Clr Drummond said she liked the way it was laid out, self-explanatory easy to read.
- Clr Osborne said it focused on plain English.
- Clr McGiveron stated the impression out in the community is Council can do everything.
- Clr LeFevre said we don't have a lot of money so need to get value.
- Clr Drummond spoke about Councils policies and that a lot of them link and integrate with this plan and this is a great overarching document that pulls all other policies together that feed back into this.
- Clr M Tucker commended the General Manager on the incredible amount of work he had done that is above and beyond the call of his duties. Thanked him and his staff for all their efforts.
- Clr McGiveron stated the key to this is the transparency document, people can see what this is all made of.

COUNCIL DECISION:

05/17.16.2.121

Moved: Clr G McGuinness/ Seconded: Clr J McGiveron

That the Break O'Day Council note the draft Break O'Day Strategic Plan 2017-2027 and following finalisation of the draft Plan invite submissions from the community in relation to the draft Plan.

CARRIED UNANIMOUSLY

Pursuant to Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 that Council move into Closed Council.

Moved: Clr J Tucker / Seconded: Clr B LeFevre

That Council move into Closed Council.

CARRIED UNANIMOUSLY

IN CONFIDENCE

05/17.17.0 **CLOSED COUNCIL**

05/17.17.1 **Outstanding Actions List for Closed Council**

Clr Drummond left the meeting at 12.13pm
Clr Drummond returned to the meeting at 12.14pm

Clr Rubenach-Quinn left the meeting at 12.17pm

Clr Wright left the meeting at 12.42pm
Clr Wright returned to the meeting at 12.44pm

05/17.17.2 **Partial Closure of Parkside Avenue, Stieglitz - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2015**

Pursuant to Regulation 15 of the Local Government (Meeting Procedures) Regulations 2005 that Council move out of Closed Council.

Moved: Clr J Tucker / Seconded: Clr J McGiveron : That Council move out of Closed Council.

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.50pm.

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MAYOR

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DATE