



COUNCIL MEETING MINUTES

Monday 20 March 2023
Council Chambers, St Helens

John Brown, General Manager
Break O'Day Council
20 March 2023

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AUDIO RECORDING OF ORDINARY MEETINGS OF COUNCIL

As determined by Break O’Day Council in March 2019 all Ordinary, Special and Annual General Meetings of Council are to be audio recorded and a link will be available on the Break O’Day Council website where the public can listen to audio recordings of previous Council Meetings.

In accordance with the Local Government Act 1993 and Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015, these audio files will be retained by Council for at least six (6) months and made available for listening online within seven (7) days of the scheduled meeting. The written minutes of a meeting, once confirmed, prevail over the audio recording of the meeting and a transcript of the recording will not be prepared.

OPENING

The Mayor welcomed Councillors, staff and community members and declared the meeting open at 10.00am.

ACKNOWLEDGEMENT OF COUNTRY

We acknowledge the Traditional Custodians of the land on which we work and live, the Palawa people of this land Tasmania, and recognise their continuing connection to the lands, skies and waters. We pay respects to the Elders Past, present and future.

03/23.1.0 ATTENDANCE

03/23.1.1 Present

Mayor Mick Tucker
Deputy Mayor Kristi Chapple
Councillor Gary Barnes
Councillor Ian Carter
Councillor Janet Drummond
Councillor Liz Johnstone
Councillor Barry LeFevre
Councillor Vaughan Oldham
Councillor Kylie Wright

03/23.1.2 Apologies

Nil

03/23.1.3 **Leave of Absence**

Nil

03/23.1.4 **Staff in Attendance**

General Manager, John Brown
Corporate Services Officer, Bec Wood
Manager Infrastructure and Development Services, David Jolly (1.0-18.4)
Manager Community Services, Chris Hughes (1.0-17.3)
Executive Officer, Jayne Richardson (1.0-18.4)
Governance Officer, Molli Brown (1.0-17.3)
Development Services Coordinator, Jake Ihnen (1.0-17.3)
Corporate Services Coordinator, Angela Matthews (1.0-15.1)
Manager Business Services, Raoul Harper (1.0-17.3)
Planning Consultant, Rebecca Green (1.0-6.2)
Planning Officer, Kathryn Clausen (1.0-6.1)
NRM Facilitator, Polly Buchhorn (8.1-16.2)

03/23.2.0 **PUBLIC QUESTION TIME**

Six (6) people in the gallery.

03/23.3.0 **DECLARATION OF INTERESTS 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.

03/23.4.0 CONFIRMATION OF MINUTES

03/23.4.1 Confirmation of Minutes – Council Meeting 20 February 2023

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 20 February 2023 be confirmed.

DISCUSSION:

Nil

COUNCIL DECISION:

03/23.4.1.046 Moved: Clr B LeFevre/ Seconded: Clr K Chapple

That the minutes of the Council Meeting held on the 20 February 2023 be confirmed.

CARRIED UNANIMOUSLY

03/23.5.0 COUNCIL WORKSHOPS HELD SINCE 20 FEBRUARY 2023 COUNCIL MEETING

There was a Workshop held on Monday 6 March 2023 and the following items were listed for discussion.

- Animal Control Report
- Waste Transfer Station Voucher System
- Pedestrian Crossing Points – Main Street, St Marys
- Fingal Local Township Plan
- Cornwall Local Township Plan
- Mathinna Local Township Plan
- Cor Infinitus Memorial – Memorial Park, St Helens
- Community Funding Program 2022-2023
- Funding of Online Centres – St Helens, St Marys and Fingal
- St Helens Sports Complex
- Pending Development Application Updates
- Review of Conservation Covenant Support Policy (EP03)
- Open Space Development Guidelines
- Amendment to Sealed Plan Process and Review of Applicable Fees and Charges
- Georges Bay Activation Strategy
- Northern Tasmania Development Corporation Ltd (NTDC) – Receipt of Quarterly Report
- Australian Local Government Association (ALGA) – 2023 National General Assembly of Local Government – Call for Motions

03/23.6.0 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.

03/23.6.1 DA 027-2022 – Shed - 252 St Helens Point Road, Stieglitz

FILE REFERENCE	DA 027-2022
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OFFICER'S RECOMMENDATION:

After due consideration of the application received and Pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013* that the application for RESIDENTIAL - SHED on land situated at 252 ST HELENS POINT ROAD, STIEGLITZ described in Certificate of Title 211313/1 be APPROVED subject to the following conditions:

1. Development must be carried out in accordance with the approved plans and documents listed as follows, except as varied by conditions on this Planning Permit.

Approved Plans			
Plan / Document Name	Reference Number	Prepared By	Dated
Site Plan	-	Applicant	Received by Council on 31 January 2023
Elevations	-	Applicant	Received by Council on 21 December 2022

2. The crossover/access from the road to the property boundary at the location marked on the submitted plans as "vehicle access" must be constructed in accordance with standard drawing TSD-RO3-v3 except that the culvert and headwalls are not required due to the absence of road side drainage. A shallow dish crossing should be included to allow overland water flows to move across the access.
3. Stormwater should be directed to the roadside pit on St Helens Point Road via a new connection. The connection must be completed by a licenced plumber in accordance with drawing number TSD-SW02-v3 and be financed by the developer. Where the new stormwater pipe crosses the nature strip it must have 600mm of cover. The end /reinstated topography of the nature strip must ensure that natural overland water will flow to the roadside pit.
4. An application must be submitted to obtain a Works Permit prior to undertaking any work on the crossover and/or the stormwater connection.

5. The property boundary gates located at the approved vehicle access location are not to open outward onto Council land.
6. Use of the development must not create a nuisance as defined by the *Environmental Management and Pollution Control Act 1994*.
7. Works on the site must not result in a concentration of flow onto other property, or cause ponding or other stormwater nuisance.
8. All underground infrastructure including all forms of water, storm water, power, gas and telecommunication systems must be located prior to the commencement of any on-site excavation and / or construction works. Any works to be undertaken within 2 metres of any Council owned infrastructure must be done in consultation with Council's Works Operations Manager.
9. All building wastes are to be removed to the appropriate waste disposal facility to prevent an environmental nuisance being caused outside of the works site.

ADVICE

1. Activities associated with construction works are not to be performed outside the permissible time frames listed:
 - Mon-Friday 7 am to 6 pm
 - Saturday 9 am to 6 pm
 - Sunday and public holidays 10 am to 6 pm
2. The access shown on the approved plans as 'existing pedestrian access' is not an approved second vehicle access. Intention to use this gate as a formalised second vehicle access would require application for a Planning Permit with a supporting Traffic Impact Assessment.
3. Be advised that in accordance with the Building Act 2016 assessment for building approval cannot commence until such time as Council is provided with full Building Design Plans and Specifications prepared by an accredited designer.

INTRODUCTION:

The application seeks planning consent for the construction of a shed, located at 252 St Helens Point Road, Stieglitz. A copy of the proposed plans is contained in **Attachment A**.

DISCUSSION:

- The Planning Officer advised the following:

- The application is for a shed in the general residential zone which is discretionary on three provisions including setbacks from Dawson Street and the side boundary and that there is no rainwater tank proposed.
 - Eight (8) representations were received with the main concerns being the impact on the neighbours outlook and loss of views. Concerns were also raised regarding the shed being used for business and habitation purposes.
 - All criteria have been addressed in the planning report and the application is recommended for approval with conditions.
- Councillor Chapple asked are there some similar sheds with a smaller setback in that street? The Planning Officer advised that yes there is a similar one on Dawson street.
 - Councillor Chapple asked about overshadowing of the neighbour's home on Peron Street. The Planning Officer advised that there will be no overshadowing.
 - Councillor Wright asked why there is no rainwater tank. The Planning Officer advised that it is not unusual and stormwater from the shed will be connected directly to the Council infrastructure on St Helens Point Road.
 - Councillor Wright asked about the setback and asked if the building could be relocated slightly so that it impinges less on neighbours. The Planning Officer advised that following discussions with the applicant the setback has been increased from 0.9 metres to 2 metres.
 - Councillor Johnstone clarified that the planning scheme allows the setback that they have put forward. The Planning Officer clarified the differences in setbacks from what those that are listed as acceptable solutions.
 - Councillor Drummond indicated that she felt the setback could have been moved to achieve a better outcome for everyone, she also asked if Council will follow up with inspection to make sure that the gates do not open onto Council land. The Planning Officer indicated that the applicant has advised that they intend to put in a sliding gate and there is a condition on the permit regarding the gate opening.
 - Councillor Wright asked about the second informal access which is not approved, does this approval mean they will be required to close this off. The Planning Officer advised that we cannot actually require it to be closed as an opening in the fence is not considered a development in itself.

COUNCIL DECISION:

03/23.6.1.047 Moved: Clr K Chapple/ Seconded: Clr V Oldham

After due consideration of the application received and Pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013* that the application for RESIDENTIAL - SHED on land situated at 252 ST HELENS POINT ROAD, STIEGLITZ described in Certificate of Title 211313/1 be APPROVED subject to the following conditions:

1. Development must be carried out in accordance with the approved plans and documents listed as follows, except as varied by conditions on this Planning Permit.

Approved Plans			
Plan / Document Name	Reference Number	Prepared By	Dated
Site Plan	-	Applicant	Received by Council on 31 January 2023
Elevations	-	Applicant	Received by Council on 21 December 2022

2. The crossover/access from the road to the property boundary at the location marked on the submitted plans as “vehicle access” must be constructed in accordance with standard drawing TSD-RO3-v3 except that the culvert and headwalls are not required due to the absence of road side drainage. A shallow dish crossing should be included to allow overland water flows to move across the access.
3. Stormwater should be directed to the roadside pit on St Helens Point Road via a new connection. The connection must be completed by a licenced plumber in accordance with drawing number TSD-SW02-v3 and be financed by the developer. Where the new stormwater pipe crosses the nature strip it must have 600mm of cover. The end /reinstated topography of the nature strip must ensure that natural overland water will flow to the roadside pit.
4. An application must be submitted to obtain a Works Permit prior to undertaking any work on the crossover and/or the stormwater connection.
5. The property boundary gates located at the approved vehicle access location are not to open outward onto Council land.
6. Use of the development must not create a nuisance as defined by the *Environmental Management and Pollution Control Act 1994*.
7. Works on the site must not result in a concentration of flow onto other property, or cause ponding or other stormwater nuisance.
8. All underground infrastructure including all forms of water, storm water, power, gas and telecommunication systems must be located prior to the commencement of any on-site excavation and / or construction works. Any works to be undertaken within 2 metres of any Council owned infrastructure must be done in consultation with Council’s Works Operations Manager.
9. All building wastes are to be removed to the appropriate waste disposal facility to prevent an environmental nuisance being caused outside of the works site.

ADVICE

1. Activities associated with construction works are not to be performed outside the permissible time frames listed:
 - Mon-Friday 7 am to 6 pm
 - Saturday 9 am to 6 pm
 - Sunday and public holidays 10 am to 6 pm
2. The access shown on the approved plans as 'existing pedestrian access' is not an approved second vehicle access. Intention to use this gate as a formalised second vehicle access would require application for a Planning Permit with a supporting Traffic Impact Assessment.
3. Be advised that in accordance with the Building Act 2016 assessment for building approval cannot commence until such time as Council is provided with full Building Design Plans and Specifications prepared by an accredited designer.

FOR Clr M Tucker, Clr K Chapple, Clr G Barnes, Clr K Wright, Clr I Carter, Clr J Drummond,
Clr V Oldham, Clr B LeFevre

AGAINST Clr L Johnstone

CARRIED

FILE REFERENCE	DA 207-2022
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OFFICER'S RECOMMENDATION:

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **RESIDENTIAL - COMMUNAL SHELTER & TENNIS COURT** on land situated at **141 RIVERVIEW ROAD, SCAMANDER** described in Certificate of Title 169359/1 be APPROVED subject to the following conditions:

1. Development must be carried out in accordance with the approved plans and documents listed as follows, except as varied by conditions on this Planning Permit.

Approved Plans / Documents			
Plan / Document Name	Reference Number	Prepared By	Dated
Location Plan	DD 1.100	Saxon Hall Architecture	4/8/22
Site Plan	DD 1.101	Saxon Hall Architecture	29/9/22
Floor Plan	DD 1.102	Saxon Hall Architecture	4/8/22
Elevations	DD 1.200 & DD 1.201	Saxon Hall Architecture	4/8/22
Proposed Tennis Court & Shelter Overall Plan	47310-ST02	PDA Surveyors	14-12-2022
Proposed Tennis Court & Shelter Plan	47310-ST02	PDA Surveyors	29-11-2022

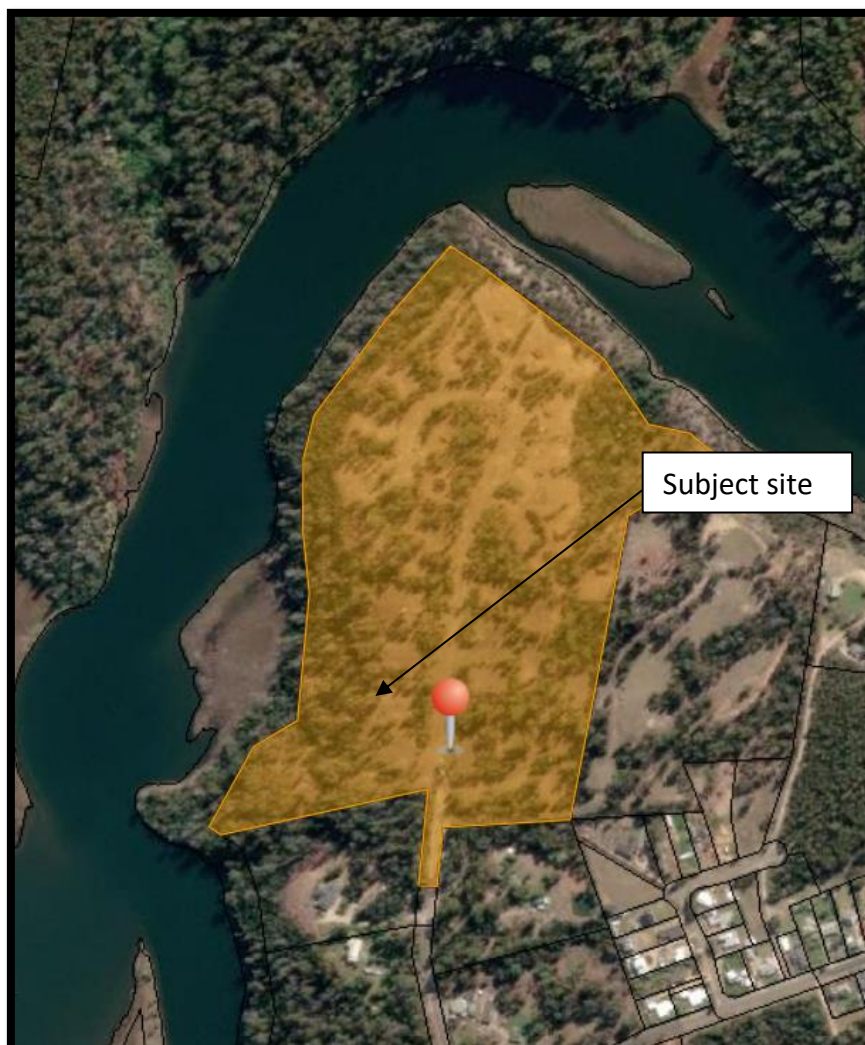
2. All stormwater runoff from the proposed development must be detained by on-site water storage systems and overflow disposed of by means within the subject site that will not result in soil erosion or other stormwater nuisance.
3. Any power supply to the Communal Shelter and/or Tennis Court must be provided underground.
4. Any damage that may occur to any Council infrastructure during the construction of the proposed development must be reinstated to the satisfaction of Council and at the costs of the developer.

ADVICE

1. All underground infrastructure including all forms of water, storm water, power, gas and telecommunication systems must be located prior to the commencement of any on-site excavation and / or construction works. Any works to be undertaken within two (2) metres of any Council owned infrastructure must be done in consultation with Council's Works Manager.
2. The introduction of non-native plant species and plant species not of local provenance should be avoided and environmental weeds regularly monitored and targeted for removal.
3. Activities associated with construction works are not to be performed outside the permissible time frames listed:
 - a. Monday - Friday 7 am to 6 pm
 - b. Saturday 9 am to 6 pm
 - c. Sunday and public holidays 10 am to 6 pm

PROPOSAL SUMMARY:

Application is made for the construction of a communal shelter and tennis court at 141 Riverview Road, Scamander. Residential use, if not for a single dwelling in the General Residential Zone is a permitted use, under Table 10.2 of the *Break O' Day Interim Planning Scheme 2013*.



DISCUSSION:

- The Planning Consultant advised the following:
- The application is for a communal shelter and tennis court and the proposed development is within already approved communal space within the current development.
- The only discretion is in relation to stormwater disposal, the stormwater will be stored within a tank and the overflow will be directed within the boundaries of the property.
- One representation was received from an adjacent property owner and primarily related to noise. They were concerned about how the noise may impact on local wildlife. The applicant has provided facts in relation to the noise that could be heard at the property boundary and it will be well below what is considered acceptable. Further planting and buildings will also occur between the court and the shared boundary.
- The application is recommended for approval with conditions.
- Councillor Chapple noted that it is good to see a proposal which offers recreation space within a subdivision.
- Councillor Drummond asked if there will be a condition in regards to light overspill. The Planning Consultant advised that because no lighting has been proposed we can't impose a condition about lighting.

COUNCIL DECISION:

03/23.6.2.048 Moved: Clr K Wright/ Seconded: Clr K Chapple

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O' Day Council Interim Planning Scheme 2013* that the application for **RESIDENTIAL - COMMUNAL SHELTER & TENNIS COURT** on land situated at **141 RIVERVIEW ROAD, SCAMANDER** described in Certificate of Title 169359/1 be APPROVED subject to the following conditions:

1. Development must be carried out in accordance with the approved plans and documents listed as follows, except as varied by conditions on this Planning Permit.

Approved Plans / Documents			
Plan / Document Name	Reference Number	Prepared By	Dated
Location Plan	DD 1.100	Saxon Hall Architecture	4/8/22
Site Plan	DD 1.101	Saxon Hall Architecture	29/9/22
Floor Plan	DD 1.102	Saxon Hall Architecture	4/8/22
Elevations	DD 1.200 & DD 1.201	Saxon Hall Architecture	4/8/22

Proposed Tennis Court & Shelter Overall Plan	47310-ST02	PDA Surveyors	14-12-2022
Proposed Tennis Court & Shelter Plan	47310-ST02	PDA Surveyors	29-11-2022

2. All stormwater runoff from the proposed development must be detained by on-site water storage systems and overflow disposed of by means within the subject site that will not result in soil erosion or other stormwater nuisance.
3. Any power supply to the Communal Shelter and/or Tennis Court must be provided underground.
4. Any damage that may occur to any Council infrastructure during the construction of the proposed development must be reinstated to the satisfaction of Council and at the costs of the developer.

ADVICE

1. All underground infrastructure including all forms of water, storm water, power, gas and telecommunication systems must be located prior to the commencement of any on-site excavation and / or construction works. Any works to be undertaken within two (2) metres of any Council owned infrastructure must be done in consultation with Council's Works Manager.
2. The introduction of non-native plant species and plant species not of local provenance should be avoided and environmental weeds regularly monitored and targeted for removal.
3. Activities associated with construction works are not to be performed outside the permissible time frames listed:
 - a. Monday - Friday 7 am to 6 pm
 - b. Saturday 9 am to 6 pm
 - c. Sunday and public holidays 10 am to 6 pm

CARRIED UNANIMOUSLY

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 2015.

03/23.7.0 COUNCIL MEETING ACTIONS

03/23.7.1 Outstanding Matters

The report was received.

03/23.8.0 PETITIONS

Nil.

03/23.9.0 NOTICES OF MOTION

03/23.9.1 Submission from St Marys Dog Group – Clr 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 given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.

To provide acknowledgement and consider the submission from the St Marys Dog's Group for two dog exercise areas in St Marys.

That Council acknowledge the submission of the St Marys Dog group, of the preferred dog exercise areas, in St Marys; and consider including the proposed areas as part of the municipal Dog Management Policy.

SUBMISSION IN SUPPORT OF MOTION:

Submission in support of the motion as prepared by the St Marys Dog Group:

St Mary's Dog Group

Dog exercise areas to be put to BO'D Council, submission provided by Diana Foster of St Marys Area One



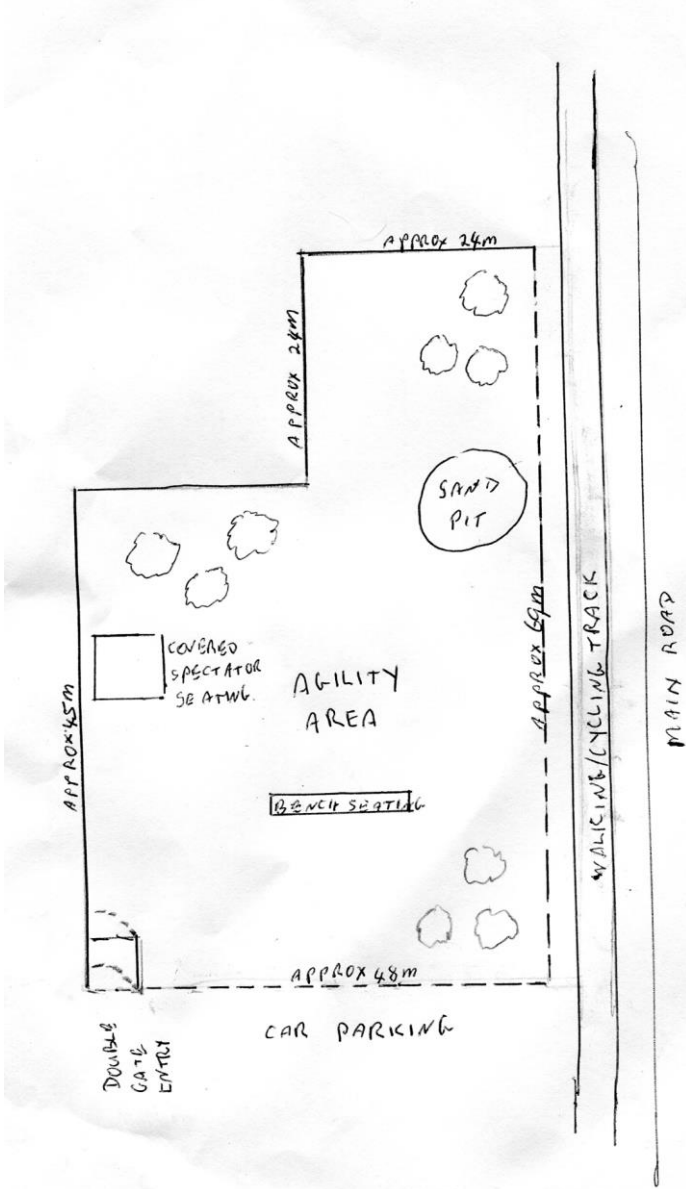
Area on east side of road into Cranks & Tinkerers and Men's Shed. Suitable for medium and large size dogs

Will need:

- Dog fencing on at least 2 sides
- Advanced trees to be planted.
- Dog waste collection facilities
- Seating for dog owners, ideally a shed (gazebo?) for hot or wet weather conditions



AREA ONE: FOR MEDIUM TO LARGE DOGS



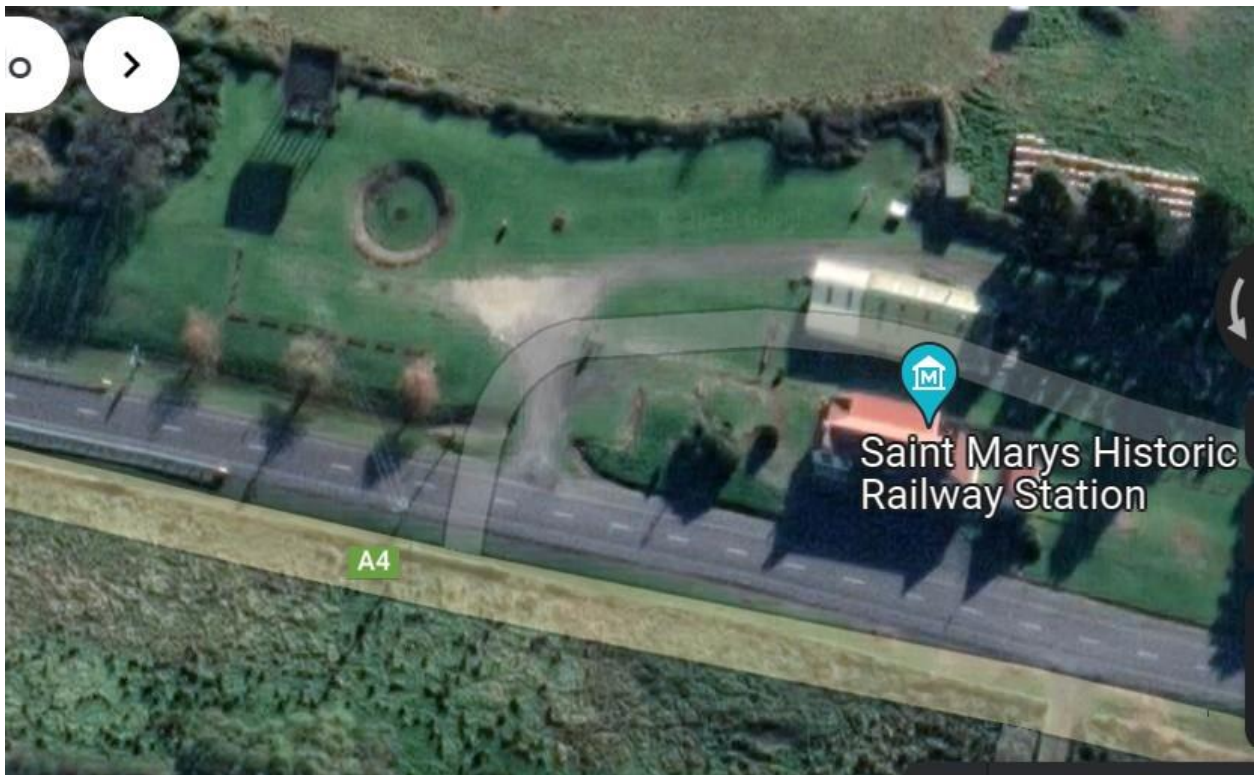
Area Two

Area on west side of Cranks & Tinkerers and Men's Shed. Suitable for small dogs.



Will need:

- Dog fencing on all sides
- Advanced trees to be planted.
- Dog waste collection facilities
- Seating for dog owners.



DISCUSSION:

- Councillor Drummond advised that this came up as the proposed dog exercise area is seen as an inadequate space by dog owners in the community, a group was formed and they have provided the two options listed above. Councillor Drummond is requesting

that Council officers acknowledge receipt of the information and provide a report back to Council.

COUNCIL DECISION:

03/23.9.1.049 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 given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.

To provide acknowledgement and consider the submission from the St Marys Dog's Group for two dog exercise areas in St Marys.

That Council acknowledge the submission of the St Marys Dog group, of the preferred dog exercise areas, in St Marys; and consider including the proposed areas as part of the municipal Dog Management Policy.

CARRIED UNANIMOUSLY

03/23.10.0 COUNCILLOR'S QUESTIONS ON NOTICE

Nil.

03/23.11.0 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.

Nil

03/23.12.0 MAYOR'S & COUNCILLOR'S COMMUNICATIONS

03/23.12.1 Mayor's Communications for Period Ending 20 March 2023

21.02.2023	Launceston	– Meeting with Minister Jaensch
24.02.2023	Campbell Town	– Local Government Association of Tasmania (LGAT) – General Management Committee Meeting
27.02.2023	Sydney	– Australian Local Government Association (ALGA) – Special Board Meeting
03.03.2023	MS Teams	– Tasmanian Audit Office – Annual Stakeholder Meeting
06.03.2023	St Helens	– Council Workshop

15.03.2023	Fingal	– Fingal Valley Neighbourhood House – Eating with Friends
16.03.2023	Launceston	– LGAT Mayor’s Workshop
17.03.2023	Launceston	– LGAT General Meeting
17.03.2023	Launceston	– LGAT General Management Committee Meeting
18.03.2023	St Helens	– Dragon Trail Mountain Bike Race Award Ceremony
20.03.2023	St Helens	– Council Meeting

03/23.12.2 Councillor’s Reports for Period Ending 20 March 2023

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 – Deputy Mayor Kristi Chapple

- Councillor Chapple advised there is a meeting scheduled for Tuesday 21 March.

- NRM Special Committee – Clr Janet Drummond

Councillor Drummond advised:

- That a meeting was held on March 7 which included a field trip to Peron Dunes. The field trip was led by the Parks and Wildlife Service (PWS) about what damage is being done by All Terrain Vehicles in the area and what they propose to do to help with the problem.
- A new member will hopefully be joining the Committee from the Education Department.
- The next meeting is due to be held on May 23.

- East Coast Tasmania Tourism (ECTT) – Clr Barry LeFevre

- Anne Greentree-Director of Visitor Economy for Tasmania presented to the Board and spoke about the long term vision for Tourism in Tasmania. She spoke about the tiers of management within Tourism Tasmania with the Premier chairing the peak body.
- Tourism Tasmania is launching a Discover Tasmania app in April.
- East Coast Tourism continues to advocate for; road upgrades, improved mobile connection and housing for Tourism workers and the general public. At present they are cataloguing tourist information outlets ie local information mushrooms. At the meeting I stressed the importance of our Visitor Centre to Break O’Day.
- Adverts have been distributed seeking applicants for three (3) new board members.

- Mental Health Action Group – Clr Barry LeFevre

- Councillor LeFevre travelled to Bicheno recently with the outreach group, it was very successful and they had to go and buy extra sausages. Approximately 100 people stopped for a chat but around 50-60% were visitors. Communication was a bit different with more

cynicism about what's the catch, He feels this may be a result of the Covid impact on communication. For some people the free sausage made their day.

- Disability Access Committee – Clr Janet Drummond
 - A meeting is scheduled for March 28 with two main discussion items, the purchase of the sand trailer and the St Marys pedestrian crossing.
- Bay of Fires Master Plan Steering Committee – Clr Ian Carter
 - There has been a request for field trip for the steering committee which has not been formalised yet. There will be no meeting scheduled until we have certainty around funding.

03/23.13.0 BUSINESS AND CORPORATE SERVICES

03/23.13.1 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 on activities of the Business and Corporate Service Department since the previous Council Meeting.

DISCUSSION:

- The Manager Business Services advised:
 - The Department is doing a lot of work around financial planning with several reports to be presented at the next workshop.
 - The Audit Panel meeting was held this morning with the Rates and Charges policy and the Conservation Covenant policy approved by the Audit Panel.
 - The Fraud and Corruption policy has been rewritten and will come to next workshop as well as the new Whistle Blower policy.
 - The State Grants Commission visited recently and notes have been provided in the report for Councillors. One thing which was discussed at the meeting was whether cost adjustment should be based on resident population or serviced population which may result in further funding.
- Mayor Tucker noted the importance of the grants commission and how these meetings affect our fiscal policy.

COUNCIL DECISION:

03/23.13.1.050

Moved: Clr L Johnstone/ Seconded: Clr I Carter

That the report be received.

CARRIED UNANIMOUSLY

03/23.13.2 Monthly Financial Report

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

That the following reports for the month ending 28 February 2023 be received:

1. Profit and Loss Statement
2. Capital Works 2022-2023

INTRODUCTION:

Presented to Council are the monthly financial statements.

DISCUSSION:

Nil

COUNCIL DECISION:

03/23.13.2.051

Moved: Clr K Wright/ Seconded: Clr K Chapple

That the following reports for the month ending 28 February 2023 be received:

1. Profit and Loss Statement
2. Capital Works 2022-2023

CARRIED UNANIMOUSLY

03/23.13.3 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 on the activities and services the delivered by the Visitor Information Centre since the previous Council Meeting.

DISCUSSION:

- The Manager Business Services advised that visitor numbers have been very high.
- Councillor Carter acknowledged that we had some very highly regarded visitors recently.
- Councillor LeFevre asked for clarification about the number of paid staff and volunteers at the Visitor Information Centre. The Manager Business Services advised that we have three paid part-time/casual staff and a volunteer base who assist them. We also have a paid curator for the history room and the rest are volunteers. He will find out the number of volunteers to provide to Councillors.
- Councillor Drummond asked what the full time equivalent is for paid staff. The General Manager advised that it is approximately 1.2fte.

COUNCIL DECISION:

03/23.13.3.052 Moved: Clr I Carter/ Seconded: Clr K Chapple

That the report be received.

CARRIED UNANIMOUSLY

03/23.14.0 **WORKS AND INFRASTRUCTURE**

03/23.14.1 **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:

- The Manager Infrastructure and Development Services advised:

- That St Columba Falls road presented challenges with two significant landslips and we are now working on the second one, then we will be moving on to landslips in Forest Lodge Road.
- With regards to the Local Roads and Community Infrastructure Program: we have been able to increase the scope for road sealing on Ansons Bay Road from 900m to 1.6km and the Cecilia Streetscape process is scheduled to start following Easter.
- That there is a lot of pressure on local contractors at the moment.
- Mayor Tucker noted that when talking to the other Mayors some Councils are having trouble even getting contractors to put forward tender applications.

COUNCIL DECISION:

03/23.14.1.053 Moved: Clr I Carter/ Seconded: Clr V Oldham

That the report be received by Council.

CARRIED UNANIMOUSLY

03/23.14.2 **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:

- The Manager Infrastructure and Development Services noted that there is a large amount of work being done by a number of staff to follow up pending dog registrations.
- Councillor Carter advised that he has been approached by two people at Four Mile Creek with regards to dogs off lead, they seem to be trying to take matters into their own hands and he has suggested that they contact Council with their concerns.

COUNCIL DECISION:

03/23.14.2.054 Moved: Clr B LeFevre/ Seconded: Clr L Johnstone

That the report be received by Council.

CARRIED UNANIMOUSLY

03/23.14.3 Pedestrian Crossing Points – Main Street, St Marys

FILE REFERENCE	23/1681
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OFFICER'S RECOMMENDATION:

That Council consider community feedback and the opportunity that exists to fund a preferred option (Option 1, the construction of an informal crossing in Main Street, St Marys) as a candidate project for co-funding on a 50% basis under the Vulnerable Road User Program (VRUP).

That Council make a provision of \$10,000 in the 2023-2024 capital budget to undertake required works should a VRUP funding application be successful.

INTRODUCTION:

The purpose of this report is to inform the Council of community feedback on options for pedestrian crossing points at Main Street, St Marys.

Community comment received as at 6th March 2023 was provided to the Council at a workshop on the same day for discussion and information. Note: Crossing options were previously provided to the Council for information and discussion at a February 2023 workshop.

Guidance was provided to the Manager Infrastructure & Development Services to prepare a funding application to the Vulnerable Road User Program for an informal crossing at Main Street, St Marys.

The closing date for funding submissions is the 16 March 2023 and before the March 2023 Council meeting. A submission made prior to a decision of the Council can be withdrawn if not supported by the Council.

DISCUSSION:

- The Manager Infrastructure and Development Services advised that given the timing of when the application needed to be made (last Thursday before the Council meeting), we have already submitted an application for this recommendation as discussed at the workshop. It has been lodged pending the outcome of today's discussion. The recommendation was to put in the informal crossing on Main Street and the cost for this option is approximately \$20,000. The Council will need to make a provision to put \$10,000 towards this which will require a budget variation.
- Councillor Drummond asked when the decision from grant funding would likely come back to Council. The Manager Infrastructure and Development Services advised that State Growth have not given an indication of timeframe but based on previous grants programs it could be several months.
- Councillor Drummond indicated that one thing that came out of the community consultation was the need to slow traffic down through the town centre by reducing the speed limit and the other part of that is about signage at town entry points indicating to tourists that they are coming into a shopping area and to slow down. She also noted a comment which talks

about it being useful if we could park around the community hall, as this is available parking, how can we communicate this better to the community.

- The Manager Infrastructure and Development Services advised that the Transport Commission authorises speed limit changes and anyone in the community can make an application for a speed limit change, but they do like to see that there is broader community support.

COUNCIL DECISION:

03/23.14.3.055

Moved: Clr J Drummond/ Seconded: Clr B LeFevre

That Council consider community feedback and the opportunity that exists to fund a preferred option (Option 1, the construction of an informal crossing in Main Street, St Marys) as a candidate project for co-funding on a 50% basis under the Vulnerable Road User Program (VRUP).

That Council make a provision of \$10,000 in the 2023-2024 capital budget to undertake required works should a VRUP funding application be successful.

CARRIED UNANIMOUSLY

03/23.15.0 COMMUNITY DEVELOPMENT

03/23.15.1 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:

- The Manager Community Services advised the following:
 - o The township plans which went back to the public for feedback have received a few comments which will come back to Council at the April workshop.
 - o We held an event for volunteers last week and were successful in securing some more volunteers. This was followed by a visit from Psychs on Bikes which was a very worthwhile event.
 - o The Dragon Trail event which finished on Saturday afternoon was a great success.

- Councillor Carter said the volunteer day was fantastic and it was great to see significant networking amongst groups. The Manager Community Services advised we will be holding another event in the valley and then another in St Helens.
- Councillor Drummond noted that the volunteers from St Marys op shop really enjoyed the networking at the event.
- Councillor Drummond asked about health and wellbeing and asked if we have gone back to calling the building hub4health. The Manager Community Services advised that at the moment we sometimes refer to the building by the old name.
- Councillor Drummond would like to see more inclusion for LGBTQIA+ community in the area.
- Councillor Johnstone highlighted the International Womens Day event and said well done to Council and Fingal Valley Neighbourhood House, she really enjoyed the event.
- Councillor Carter asked about the community wellbeing project and asked if more information could be provided about how this program is going to look moving forward. The Manager Community Services advised that a report would be coming to the April workshop.
- Councillor Carter spoke about the Illuminate challenge and asked would Council consider formal involvement in that, perhaps providing an award and having some influence on the theme of the challenges eg repurposing plastics. The Manager Community Services advised that the program was originally a joint initiative of the Council and Business Enterprise Centre and not called Illuminate. The schools picked it up again recently and we can definitely have those conversations with the schools.
- Mayor Tucker said he was amazed at the number of people who attended the Dragon Trail event, it was phenomenal and the feedback we received about the quality of the Mountain Bike trails was that they are world class. The Manager Community Services said the feedback they received from riders was that the best two days were the last two days – and these are our Council trails.

Councillor Drummond left the meeting at 11.01am

COUNCIL DECISION:

03/23.15.1.056 Moved: Clr J Drummond/ Seconded: Clr K Wright

That the report be received.

CARRIED UNANIMOUSLY

The meeting adjourned at 11.02am.

The meeting resumed at 11.13am.

Councillor Drummond returned when meeting resumed at 11.13am.

03/23.15.2 **Fingal Township Plan 2022-2025**

FILE REFERENCE	002\017\016\
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OFFICER’S RECOMMENDATION:

That Council receive the Fingal Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Fingal community for comment.

INTRODUCTION:

The purpose of the township plans is to provide a framework for how members of the Fingal community can work with Council on projects which they have identified.

DISCUSSION:

- The Manager Community Services advised that this was discussed at workshop and has had a slight amendment ready for community consultation.

COUNCIL DECISION:

03/23.15.2.057 Moved: Clr K Wright/ Seconded: Clr G Barnes

That Council receive the Fingal Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Fingal community for comment.

CARRIED UNANIMOUSLY

03/23.15.3 **Cornwall Township Plan 2022-2025**

FILE REFERENCE	002\017\016\
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OFFICER’S RECOMMENDATION:

That Council receive the Cornwall Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Cornwall community for comment.

INTRODUCTION:

The purpose of the township plan is to provide a framework for how members of the Cornwall community can work with Council on projects they have identified.

DISCUSSION:

Nil

COUNCIL DECISION:

03/23.15.3.058

Moved: Clr J Drummond / Seconded: Clr G Barnes

That Council receive the Cornwall Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Cornwall community for comment.

CARRIED UNANIMOUSLY

03/23.15.4

Mathinna Local Township Plan

FILE REFERENCE	002\017\016\
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OFFICER'S RECOMMENDATION:

That Council receive the Mathinna Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Mathinna community for comment.

INTRODUCTION:

The purpose of the township plan is to provide a framework for how members of the Mathinna community can work with Council on projects they have identified.

DISCUSSION:

Nil

COUNCIL DECISION:

03/23.15.4.059

Moved: Clr G Barnes / Seconded: Clr I Carter

That Council receive the Mathinna Township Plan 2022-2025 which has been developed with the community listing actions/projects that the community can work with Council to develop and forward to the Mathinna community for comment.

CARRIED UNANIMOUSLY

03/23.15.5

Community Funding Program 2022-2023

FILE REFERENCE	018\019\078\
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OFFICER'S RECOMMENDATION:

That Council fund the following projects through the Community Grants Program 2022 - 2023:

Organisation or Group name	Description of Project	Amount Requested from Council	Contribution from Organisation or Group	Other Approved Grants	Unsecured	Total Budget for Project
St Helens Croquet Club Inc	Bench seats	\$1,900				\$1,900
StemForGirls	STEM is an approach to learning and development that integrates the areas of Science Technology, Engineering and Mathematics	\$4,000	\$750			\$4,750
Georges Bay Dragon Boat Club Inc	To purchase a 20 seat dragon boat trailer	\$8,000	\$9,500			\$17,500
St Helens Online Access Centre	To provide a digital awareness program to assist the Break O'Day Community and across the East Coast regions	\$3,000				\$5,000
Cornwall Community Development Group Inc	Replace battery in Community Defib machine	\$495				\$495
North East Bioregional Network (NEBN)	Running a campaign with the objective of providing better protection for shorebirds that use the beaches of BODC area	\$5,400	\$5,200		\$1,000	\$11,600

\$22,795 \$15,450.00 \$1,000 \$41,245.00

INTRODUCTION:

Submissions for funding through the Community Funding Program closed on Monday 13 February 2023.

DISCUSSION:

- The Manager Community Services advised that the grant applications were discussed at the workshop and these are the recommendations from that discussion.
- Councillor Chapple asked if we have a condition that groups have to provide proof of how the funds are spent. The Manager Community Services said yes they must provide an acquittal and associated documentation.

COUNCIL DECISION:**03/23.15.5.060**Moved: Clr B LeFevre/ Seconded: Clr J Drummond

That Council fund the following projects through the Community Grants Program 2022 - 2023:

Organisation or Group name	Description of Project	Amount Requested from Council	Contribution from Organisation or Group	Other Approved Grants	Unsecured	Total Budget for Project
St Helens Croquet Club Inc	Bench seats	\$1,900				\$1,900
StemForGirls	STEM is an approach to learning and development that integrates the areas of Science Technology, Engineering and Mathematics	\$4,000	\$750			\$4,750
Georges Bay Dragon Boat Club Inc	To purchase a 20 seat dragon boat trailer	\$8,000	\$9,500			\$17,500
St Helens Online Access Centre	To provide a digital awareness program to assist the Break O'Day Community and across the East Coast regions	\$3,000				\$5,000
Cornwall Community Development Group Inc	Replace battery in Community Defib machine	\$495				\$495
North East Bioregional Network (NEBN)	Running a campaign with the objective of providing better protection for shorebirds that use the beaches of BODC area	\$5,400	\$5,200		\$1,000	\$11,600
		<u>\$22,795</u>	\$15,450.00		\$1,000	\$41,245.00

CARRIED UNANIMOUSLY**03/23.15.6 Request for Financial Support – St Helens Online Access Centre**

FILE REFERENCE	018\019\078\
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OFFICER'S RECOMMENDATION:

That Council does not provide \$15,000 to assist the St Helens Online Centre to extend the current hours of the Co-ordinator as requested by the St Helens Online Access Centre Committee.

INTRODUCTION:

Council has received a written request from the President of the St Helens Online Access Committee seeking Council's support in providing funding to support the request for increased hours at the St Helens Online Access Centre.

DISCUSSION:

- The Manager Community Services advised that this has been discussed at a few Council workshops and this is the recommendation that came from the most recent workshop.
- Councillor Carter said he is disturbed that we are in this phase, particularly with the St Helens Centre, he highlighted that it is an essential service for too many people in our community to let it lapse.
- Councillor Drummond asked about the meeting between the Acting GM, Mayor and the Minister which took place in February and if any of that information can be discussed in the meeting.
- The Manager Business Services, who attended the meeting as Acting General Manager, advised that the meeting was a frank discussion around the model that the Online Access Centres (OACs) are funded under. The Minister was adamant that the funding will not change during the term of the current Agreement. When we said it is inadequate for the centres to run successfully and sustainably, the Minister advised that they needed to cut their costs to fit.
- Mayor Tucker showed a lot of support for the OAC and the Minister indicated that the model will not change during the funding term and no further funds would be allocated, he also indicated that at the end of the 18 months a new model will be introduced.
- The Manager Business Services advised that this is where the local Council comes in to help establish what the new model will look like and how to integrate multiple services from State Government Departments. The Minister recommended that Break O'Day Council be in at the start of this planning to ensure a model which is designed to suit our Break O'Day community. We now have 18 months to work with the online centre to help with this transition. The Minister hopes for a hub model similar to Queenstown but not a generic model – one that is fit for purpose for Break O'Day.
- The General Manager advised that we also need to consider the centres in St Marys and Fingal – Fingal does not have a library so this needs to be considered moving forward. We also need to consider that by encouraging Council to be at the table they are may also be encouraging Council to help fund it as well.

- Councillor LeFevre noted that in his experience he has found that every time a new model is mentioned it just about always results in funding being reduced. He indicated he would like to be part of developing a hub but not with a reduction in funding.
- Councillor Drummond asked will Council involve volunteers from the OACs in the discussion regarding the new model. The Manager Business Services said ideally yes but at this stage it is still at a very high level discussions.
- Mayor Tucker clarified that the State Government has committed more money, not less to ensure we have a hub which is supported by multiple different departments.
- Councillor Wright agreed with the concerns around the table but is also concerned that the current service is going to disappear, this service is really needed in this area and she feels this need will only increase, she would feel more comfortable if we were putting some money towards it.
- Councillor Johnstone said that when we are talking about the hub of different services, it would be good to see Council take some lead in that not just with volunteers from the OACs but that we also need to involve other members of the community as well.
- Mayor Tucker advised that it is important not to engage too early, at this stage The Manager Business Services needs to engage with advisers and Council will be engaged when we have more detail about the hub model.
- The Manager Community Services noted that all OACs cater for different things as well so we need to ensure that we encapsulate all of that. Councillor Carter noted that he feels it is essential to communicate with organisations that are affected by this so they know that Council is working towards a solution.
- Mayor Tucker is concerned regarding costs and responsibilities being pushed from State Government to local councils. Councillor Drummond understood this concern but highlighted that we also have to weigh what is going to be lost by the community if we don't fund it.

COUNCIL DECISION:

03/23.15.6.061

Moved: Clr K Chapple/ Seconded: Clr B LeFevre

That Council does not provide \$15,000 to assist the St Helens Online Centre to extend the current hours of the Co-ordinator as requested by the St Helens Online Access Centre Committee.

FOR Clr Chapple, Clr Barnes, Clr Carter, Clr Oldham, Clr Johnstone, Clr LeFevre, Clr Tucker

AGAINST Clr Wright, Clr Drummond

CARRIED

03/23.15.7

St Helens Sports Complex

FILE REFERENCE	004\008\025\
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OFFICER'S RECOMMENDATION:

1. That Council engage a landscape architect to design connectivity between the various areas of the St Helens Sports Complex identifying what amenities are required to service the area and its users as well as ensuring green spaces and vegetation management are addressed as part of the project.
2. That funds from Public Open Space – St Helens be used to engage a landscape architect to undertake this project.

INTRODUCTION:

Council staff sought feedback from the community in relation to the draft St Helens Recreation Ground conceptual plan. A document was produced from the feedback and actions identified.

DISCUSSION:

- The Manager Community Services advised that this has been amended slightly since the workshop to reflect that the landscape architect will be engaged using public open space funds.
- Councillor LeFevre asked if the landscape architect will be advised that the school may be there in the future. The General Manager advised that it is part of the briefing for the successful contractor to make them aware of it. The brief at the moment is about connectivity with current facilities and the community members that use them.
- Councillor Johnstone clarified that when we discuss community engagement, does that mean that things can still be changed. The Manager Community services advised that yes if the community put forward ideas that can improve the conceptual plan.
- Councillor Drummond indicated that this is very positive as this has been on the table for some time.

COUNCIL DECISION:

03/23.15.7.062

Moved: Clr B LeFevre/ Seconded: Clr J Drummond

1. That Council engage a landscape architect to design connectivity between the various areas of the St Helens Sports Complex identifying what amenities are required to service the area and its users as well as ensuring green spaces and vegetation management are addressed as part of the project.
2. That funds from Public Open Space – St Helens be used to engage a landscape architect to undertake this project.

CARRIED UNANIMOUSLY

03/23.16.0 DEVELOPMENT SERVICES

03/23.16.1 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:

- The Development Services Coordinator advised the following:
 - That planning applications have been steady, the lighting towers at St Helens Sports Complex are progressing well and work to reroof the St Marys Hall is scheduled to commence next week.
 - An unfortunate situation has occurred at the Break O'Day Community Stadium with a glass backboard exploding and doing damage to the flooring. There has been some miscommunication around this being dangerous but this has now been corrected.
- Councillor Chapple asked about the lighting tower and where it has been positioned directly in front of the club rooms, apparently it is because the lighting surveyor deemed it the best area for lighting coverage but it is a shame that it has been positioned at this point. The Development Services Coordinator advised that the project was led by the football club themselves, this was positioned to meet the standards of light on the ground.

COUNCIL DECISION:

03/23.16.1.063 Moved: Clr K Chapple/ Seconded: Clr B LeFevre

That the report be received.

CARRIED UNANIMOUSLY

03/23.16.2 Review of Conservation Covenant Support Policy (EP03)

FILE REFERENCE	018\023\029\
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OFFICER'S RECOMMENDATION:

That Conservation Covenant Support Policy (EP03) be adopted as amended: with the rate relief support increased to \$6 per hectare and the annual maximum total amount of support increased to \$15,000.

INTRODUCTION:

Review of Council’s Conservation Covenant Support Policy (No EP03) is due and the Policy includes criteria for review. This Policy, having financial implications, should be reviewed by Council’s Audit Panel prior to adoption by Council.

DISCUSSION:

- The NRM Facilitator advised that through the policy we have encouraged land conservation and have increased the amount of land under conservation covenants in that time. We have been advised by the State Government that the covenants in Break O’Day are in good condition and in some cases in excellent condition. The NRM committee reviewed the information provided and have recommended that the rate per hectare be increased and the cap raised.

COUNCIL DECISION:

03/23.16.2.064 Moved: Clr L Johnstone/ Seconded: Clr K Wright

That Conservation Covenant Support Policy (EP03) be adopted as amended: with the rate relief support increased to \$6 per hectare and the annual maximum total amount of support increased to \$15,000.

CARRIED UNANIMOUSLY

03/23.16.3 **Open Space Development Guidelines**

FILE REFERENCE	031\019\004\
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OFFICER’S RECOMMENDATION:

That Council receive and adopt the Open Space Development Guidelines.

INTRODUCTION:

Council has recently endorsed a new Public Open Space Contributions Policy and subsequent to its adoption it was considered necessary to adopt guidelines to inform officers and the community how Councils Open Space land should be developed.

DISCUSSION:

- The Development Services Coordinator advised that we have been getting enquiries about how we use public open space funds and we receive some requests to use it so we have developed these guidelines to help streamline this process.
- Councillor Johnstone said she thinks it is great this has been done but would like it to be named Open Space Management Guidelines. She indicated that she hopes that we will manage green spaces not necessarily develop them.
- The General Manager advised that if we look at the rationale for this piece of work it is just to really provide some guidance and structure around what we do in each of these locations, where does each piece of land sit and what infrastructure does it require. Management is a much broader term which talks about what happens after something has already been developed, whereas the term Development is much narrower.
- Mayor Tucker said the term management talks only about what is already existing and does not allow for development of anything new.
- Councillor LeFevre asked can we vote on the document as is now and then discuss in workshop if we want to change the name. The General Manager advised that if it is voted on now that will become Council's decision.

COUNCIL DECISION:

03/23.16.3.065 Moved: Clr B LeFevre/ Seconded: Clr K Chapple

That Council receive and adopt the Open Space Development Guidelines.

An amendment was moved:

03/23.16.3.066 Moved: Clr K Wright/ Seconded: Clr L Johnstone

That Council receive and adopt the Open Space Development Guidelines with the name Open Space Management and Development Guidelines.

CARRIED UNANIMOUSLY

The amendment becomes the motion:

CARRIED UNANIMOUSLY

03/23.16.4 Amendment to Sealed Plan Process and Review of Applicable Fees and Charges

FILE REFERENCE	018\017\004\
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OFFICER'S RECOMMENDATION:

That Council amend the current 2022/2023 Fees & Charges as set out below

Plan – Examination & Sealing

Petition to amend a Sealed Plan (all parties signed petition)	\$650.00* -\$1500.00*
Additional Fee - Where a petition is required to progress to a hearing	\$1500.00* + Councils Legal Fees at cost
Petition to amend a Sealed Plan (if all parties to the Plan have signed the petition)	\$330.00*

INTRODUCTION:

Council has recently received several applications to amend sealed plans, as a result it considered prudent to review the fees and charges schedule that more accurately reflects the resources required for assessment.

DISCUSSION:

- The Development Services Coordinator advised that this change was triggered by the large amount of work involved in processing these applications. It also removes the ability to lodge an application without signatures for all petitioners.
- Councillor Wright said she understands the reasoning behind it but feels the rise is too severe.
- Councillor Drummond would like some more clarity around the recommendation and asked will this remove the right of individuals to appeal. The Development Services Coordinator advised that this is about surveyors doing their own groundwork and obtaining all the necessary signatures before they put the application in instead of Council staff having to do this for them.

COUNCIL DECISION:

03/23.16.4.067 Moved: Clr B LeFevre/ Seconded: Clr I Carter

That Council amend the current 2022/2023 Fees & Charges as set out below

Plan – Examination & Sealing

Petition to amend a Sealed Plan (all parties signed petition)	\$650.00* -\$1500.00*
Additional Fee - Where a petition is required to progress to a hearing	\$1500.00* + Councils Legal Fees at cost
Petition to amend a Sealed Plan (if all parties to the Plan have signed the petition)	\$330.00*

FOR Clr Chapple, Clr Barnes, Clr Carter, Clr Drummond, Clr Oldham, Clr Johnstone, Clr LeFevre, Clr Tucker

AGAINST Clr Wright

CARRIED

03/23.16.5 Georges Bay Activation Strategy

FILE REFERENCE	004\007\003\
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OFFICER'S RECOMMENDATION:

That Council receive and adopt recommended actions contained with the Georges Bay Activation Strategy

INTRODUCTION:

This project was funded by Council and report prepared by Councils Casual Planning Officer.

The Strategy scope was to:

1. Provide an overall Vision for Georges Bay and the role it plays in our community;
2. Identify and consider the range of uses and users which currently use Georges Bay or may potentially do so in the future;
3. Examine the level of demand associated with current uses and potential future demand;
4. Identify and create marine recreational nodes having regard to the various users; their needs; and the logical location for activity;
5. Create an Infrastructure framework having regard to the uses and shore and marine based infrastructure required;
6. Develop an indicative priority structure and order of costs.

DISCUSSION:

- The Development Services Coordinator advised there was a lot of community consultation for this project and very few people believe that the foreshore should be left as is so that indicates that there is a significant need for change.
- Councillor LeFevre noted that the Stieglitz boat ramp is a very high priority, it actually needs to be moved north, at the moment you can't put a boat out unless there is a certain tide so there is only an eight hour window in which it can be used.
- Councillor Carter noted that this is a great example of community consultation.

COUNCIL DECISION:

03/23.16.5.068

Moved: Clr B Le Fevre/ Seconded: Clr I Carter

This project was funded by Council and report prepared by Councils Casual Planning Officer.

The Strategy scope was to:

1. Provide an overall Vision for Georges Bay and the role it plays in our community;
2. Identify and consider the range of uses and users which currently use Georges Bay or may potentially do so in the future;
3. Examine the level of demand associated with current uses and potential future demand;
4. Identify and create marine recreational nodes having regard to the various users; their needs; and the logical location for activity;
5. Create an Infrastructure framework having regard to the uses and shore and marine based infrastructure required;
6. Develop an indicative priority structure and order of costs.

CARRIED UNANIMOUSLY

03/23.17.0 GOVERNANCE

03/23.17.1 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:

The General Manager advised that following:

- A late change meant that he did not attend the LGAT meeting in Launceston last Friday.
- He attended the Tebrakunna Ranger Program at Little Mussleroe and this project extends down to the Bay of Fires so will be very important in the future.
- The Dragon Trail event required an incredible amount of work and the feedback we received really acknowledged the quality of this work.
- The Covid Emergency Declaration ceases on the 30th April.

COUNCIL DECISION:

03/23.17.1.069 Moved: Clr B LeFevre/ Seconded: Clr K Chapple

That the General Manager’s report be received.

CARRIED UNANIMOUSLY

03/23.17.2 Northern Tasmania Development Corporation Ltd (NTDC) – Receipt of Quarterly Report Oct-Dec 2022

FILE REFERENCE	039\011\003\
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OFFICER’S RECOMMENDATION:

That Council receive the quarterly report of the Northern Tasmania Development Corporation (NTDC) for the period Oct-Dec 2022.

INTRODUCTION:

The Northern Tasmania Development Corporation (NTDC) has been formed as an enterprise under the Local Government Act. Accordingly, NTDC provides quarterly reports to its shareholders including Break O’Day Council.

DISCUSSION:

Nil

COUNCIL DECISION:

03/23.17.2.070 Moved: Clr K Wright/ Seconded: Clr K Chapple

That Council receive the quarterly report of the Northern Tasmania Development Corporation (NTDC) for the period Oct-Dec 2022.

CARRIED UNANIMOUSLY

FILE REFERENCE	039\001\001\
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OFFICER'S RECOMMENDATION:

That Council submit Motions to the ALGA 2023 National General Assembly on the following matters:

1. Extended Producer Responsibility for soft plastics
2. Creation of a new version of the Green Army Program to support environmental protection and conservation

INTRODUCTION:

The Call for Motions has been advertised for the National General Assembly (NGA) which will be held in June 2023.

DISCUSSION:

- The General Manager advised that this has been discussed at two workshops and we have identified two potential motions.
- Councillor Drummond said she thinks both motions are really important especially in regards to the responsibility for soft plastics. She is also very supportive of the green army and the work they could potentially do within our community.
- Councillor Johnstone also noted the importance of the green army and what they could do to help us.

COUNCIL DECISION:**03/23.17.3.071**Moved: Clr J Drummond/ Seconded: Clr K Chapple

That Council submit Motions to the ALGA 2023 National General Assembly on the following matters:

1. Extended Producer Responsibility for soft plastics
2. Creation of a new version of the Green Army Program to support environmental protection and conservation

CARRIED UNANIMOUSLY

Pursuant to Regulation 15(1) of the Local Government (Meeting Procedures) Regulations 2015 that Council move into Closed Council

Moved: Clr L Johnstone/ Seconded: Clr K Wright**CARRIED UNANIMOUSLY**

IN CONFIDENCE

03/23.18.0 **CLOSED COUNCIL**

03/23.18.1 **Confirmation of Closed Council Minutes – Council Meeting 20 February 2023**

03/23.18.2 **Outstanding Actions List for Closed Council**

The report was received.

03/23.18.3 **Tasmania Police Properties - Closed Council Item Pursuant to Section 15(2)F of the Local Government (Meeting Procedures) Regulations 2015**

COUNCIL DECISION:

TO BE PUBLISHED IN THE PUBLIC MINUTES:

03/23.18.3.CC Moved: Clr K Wright/ Seconded: Clr K Chapple

Due to the nature of this item, nothing will be recorded in the Public Minutes.

CARRIED UNANIMOUSLY

03/23.18.4 **Purchase of Second Hand Light Rigid Truck - Closed Council Item Pursuant to Section 15(2)C of the Local Government (Meeting Procedures) Regulations 2015**

COUNCIL DECISION:

TO BE PUBLISHED IN THE PUBLIC MINUTES:

03/23.18.4.CC Moved: Clr I Carter/ Seconded: Clr V Oldham

That Council approve the purchase of a second hand light rigid truck currently available by private sale.

CARRIED UNANIMOUSLY

Pursuant to Regulation 15(1) of the Local Government (Meeting Procedures) Regulations 2005 that Council move out of Closed Council.

Moved: Clr Wright/ Seconded: Clr Barnes

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.33pm.

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MAYOR

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DATE