

21 September
2015

COUNCIL MINUTES

Council Chambers



Bob Hoogland
Acting General Manager,
Break O'Day Council
21 September 2015

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09/15.1.0 ATTENDANCE

09/15.1.1 Present

Mayor Mick Tucker
Deputy Mayor John McGiveron
Councillor Janet Drummond
Councillor Barry LeFevre
Councillor Glenn McGuinness
Councillor Hannah Rubenach
Councillor John Tucker
Councillor Kylie Wright

09/15.1.2 Apologies

Councillor Margaret Osborne OAM

09/15.1.3 Leave of Absence

Nil

09/15.1.4 Staff in Attendance

Acting General Manager, Bob Hoogland
Executive Assistant, Angela Matthews
Records Officer, Carol Joyce
Manager Community Services, Chris Hughes (*Item 1.0 – 14.1*)
Manager Works and Infrastructure, Stephen Yam (*Item 1.0 – 13.2*)
Works Health & Safety Coordinator – Simone Ewald-Rist (*Item 7.1 – 11.2*)
Building Services Coordinator, Jake Ihnen (*Item 12.1 – 17.1*)
Planning Officer, Chris Triebe (*Item 15.2 - 17.1*)
Human Resources Manager, Paula Kloosterman (*Item 17.2*)

09/15.2.0 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 at the Council Meeting.

09/15.2.1 Erection of Signage Within Break O'Day Municipality Declaring the Region a Refugee Welcome Zone – Beverley Rubenach, St Marys

- (a) Will Break O'Day Council erect signs within the municipality declaring the region a Refugee Welcome Zone?
- (b) Will this be done without any obligations by the Break O'Day Refugee Welcome Group?

Reply

Council apologises for the misunderstanding. Council will need further clarification of your request and would like details of requested wording, size and placement of signage being suggested to enable further investigation and consideration. Council recommends communication directly rather than through Public Question Time.

09/15.2.2 Scamander River Mouth – Rod Niven, Scamander

The Scamander River blocks up periodically at the mouth and needs to be cleared to avoid flooding.

When this work is carried out, the trench is dug on the northern side of the estuary probably because it is the narrowest section. The problem this is causing is erosion of this northern bank of the river. The bank has a spit running out from it which is a well-known bird rookery.

At the moment, the evidence of erosion of this bank due to the water rushing in and out of the mouth when it was opened is obvious. To avoid any risk of further damage to this area, would it be possible to alert the excavator operator of the importance of this area and dig the trench further south to ensure no further damage occurs?

Reply

The works were completed prior to this Council meeting. They were carried out on the southern side of the river as per the Grant of Authority obtained from Parks and Wildlife Service.

09/15.2.3 Carols by Candlelight at Kings Park – John Albury, St Helens

Have there been any more thoughts as to whether the Carols by Candlelight could return to Kings Park?

Reply

Council does not run the Carols by Candlelight, however your question has been passed to the appropriate organisation for their consideration.

09/15.3.0 CONFIRMATION OF MINUTES

09/15.3.1 Confirmation of Minutes – Council Meeting 17 August 2015

DISCUSSION:

- Clr Drummond advised her comment in the discussions under item 08/15.7.1 – Support for the Gonski Agreement was recorded incorrectly and should be amended to *“lost 1.4 positions which could be partially rectified if they did have funding”*.

COUNCIL DECISION:

09/15.3.1.239 Moved: Clr J McGiveron / Seconded: Clr J Drummond

That the minutes of the Council Meeting held on the 17 August 2015 be confirmed with the above amendment.

CARRIED UNANIMOUSLY

09/15.4.0 COUNCIL WORKSHOPS HELD SINCE 17 AUGUST 2015 COUNCIL MEETING

There was a Workshop held on Monday 7 September 2015 the following items were listed for discussion:

- St Helens Health Precinct
- Review of Conservation Covenant Support
- Animal Control Service Review
- Skippy Corner Plaque, St Marys Pass
- St Marys and Fingal Dog Posts
- Community Services Report
- Beaumaris Park – Conceptual Plan
- St Marys Museum and Community Space – Conceptual Plan
- Keeping our Community Informed
- Land Use and Development Strategy – MMP

- Amnesty Proposal
- Parnella Property Open Space
- Recruitment and Selection Policy
- Support for UTAS Northern Campus
- Discussion on Maintenance of Sporting Grounds and Replacement of Infrastructure

09/15.5.0 **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.

Nil.

09/15.6.0 **PETITIONS**

Nil.

09/15.7.0 **NOTICES OF MOTION**

09/15.7.1 **Notice of Motion – Bee Friendly Municipality – Clr H Rubenach-Quinn**

DISCUSSION:

- Clr Rubenach-Quinn stated that Council could work with NRM and land holders and include further education around what spraying can do and certain plantings, as well as work on procedures and policies.

COUNCIL DECISION:

09/15.7.1.240 Moved: Clr Rubenach-Quinn/ Seconded: Clr 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 its meeting in October 2015 and consider any advice as required from relevant State Agencies:

That Council become a bee friendly/bee aware municipality.

CARRIED UNANIMOUSLY

09/15.8.0 COUNCILLOR'S QUESTIONS ON NOTICE

09/15.8.1 Cemetery Public Consultation – Clr J McGiveron

Following up on the extensive public consultation regarding cemeteries in Break O'Day some time ago could Council please provide an update on the current progress and future direction to upgrade and improve our local cemeteries as proposed by the consultants?

Reply

Community Services and Works Departments are working together to finalise the final cemetery masterplans for St Helens, St Marys, Fingal and Mathinna to be submitted to the next Council workshop for discussion and approval.

09/15.8.2 Recreational Ground Safety Concerns – Clr J McGiveron

Following on from a concern raised by a Councillor that the facilities at the area used by little athletics is unsafe to use and is in urgent need of upgrade.

Could Council provide advice that all facilities used by sporting and other users in Break O'Day are in a safe condition and fit for purpose based on recent risk assessments?

Reply

In general, all sporting and other users are required to undertake their own risk assessment in the form of a Match Day Checklist (for Cricket, AFL and Netball) on the day of the training or game taking place. Any issues identified by the representatives of the sporting organisations shall be listed in this form and the form is required to be forwarded to Council within five (5) working days so that the information can be relayed to the Works Department for action. In case there is no form available, the sporting representatives shall either complete a standard risk assessment form or make a phone call and verbally advise Council of a hazard associated with the sports field/event.

It should be noted that Council only conducts risk assessments where Council has been advised that there is an issue or if a near miss, incident or accident has been reported.

Organisation utilising Council's facilities enter into a lease agreement which sets out the responsibilities of Council and the organisation for maintenance.

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.

09/15.9.1 **Poster Removed from Pole in St Marys – Clr H Rubenach-Quinn**

On Friday 18 September 2015 a very concerned resident handed me a poster which had just been removed from a pole in St Mary's main street. The poster stated "Islam free state – no moslems".

Will Council be prepared to take a public stance in promoting inclusiveness in our community by publicly condemning these types of actions?

Reply

Council has no Policy or precedence for providing a response to this action.

Although there is no exactly similar circumstance, Council has previously determined not to respond to, for example, letters in Newsletters in the municipality.

The basis for not responding would be:

- A response through media gives the matter a greater audience than they might otherwise achieve
- It may open the matter to a public debate, giving greater credibility to the matter than it deserves
- The community responding directly to the matter by removing the posters may be a more commensurate and less risky response

Council may wish to Workshop either a specific action or a more general Policy or Procedural approach

The public version of the August Council Minutes for item 08/15.17.2 – variation to Multi-purpose Stadium and Building Services Capital Expenditure Budget Adjustment, closed Council item simply has a heading with no details for the public to understand what this means. I have been asked by residents why a project as significant as the stadium should be dealt in closed Council with no detail released to the public in the minutes.

a) Should this project have full public disclosure?

The section of Local Government (Meeting Procedures) Regulations 2005 stated in the minutes as to why this item was placed in closed Council is Section 15(2)D – “ the security of property of the council”. Can a detailed explanation as to how this item fits within this section of the regulations please be made?

Reply

There have been recent amendments to the Local Government (Meeting Procedures) Regulations 2005 and these have now been replaced with the Local Government (Meeting Procedures) Regulations 2015 where section 15(2)D refers to the following:

15. Closed meetings

(d) contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal.

As the Closed Council item in question related to the tender process and funding for the Multi-Purpose Stadium, this is why the item was listed in Closed Council.

Approximately six (6) months ago I submitted a service request to remove the naturally sown blue gums growing behind the retaining wall at Beauty Bay. In time their root systems would compromise the integrity of the wall (a \$300K investment by Council). Has this request been acted on and if not why not?

Reply

It was planned for the trees to be removed in October 2014 when plantings were undertaken. At that time, they were sprayed with herbicide with the expectation that this would kill the trees.

Unfortunately, this was unsuccessful and the treatment was not followed up.

The trees have now been removed.

09/15.10.0 MAYOR'S & COUNCILLOR'S COMMUNICATIONS

09/15.10.1 Mayor's Communications for Period Ending 21 September 2015

18.08.15	St Helens	- Vietnam Veterans Memorial Service
29.08.15	St Helens	- St Helens Game Fishing Club – Annual Dinner and Presentation Evening
31.08.15	St Helens	- HMAS Tobruk Project Steering Committee Meeting
07.09.15	St Helens	- Council Workshop
09.09.15	St Helens	- Meeting with Regional Development Australia (Tasmania)
10.09.15	St Helens	- Meeting with Regional Development Australia (Tasmania) - Council Workshop with Chair and CEO of the East Coast Regional Tourism Organisation
14.09.15	Fingal	- Greater Esk Tourism Annual General Meeting
19.09.15	St Helens	- Launch/Dedication of the New St Helens Marine Rescue Vessel
21.09.15	St Helens	- Council Meeting

09/15.10.2 Councillor's Reports for Period Ending 21 September 2015

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

- Clr Lefevre advised that he was an apology for the last general meeting.
- At the annual general meeting the following executive positions were filled:
 - Roz MacCallan is the new President, Nick Crawford as Vice President, Peter Paulsen as Secretary and Tamara Little as Treasurer.

NRM Special Committee – Clr Hannah Rubenach-Quinn/Clr Janet Drummond

- No Meetings.

Star FM – Clr Kylie Wright

- Marg Osborne is the new chair of the Board.
- \$3000 to be spent purchasing gardening equipment for use of work for the dole.

Barway Committee – Clr John McGiveron

- Clr McGiveron highlighted the importance of planning scheme item listed on this agenda.
- The Pelican Point/Barway proposal is proceeding on track.
- Upgrade at Burns Bay boat ramp to take place by Christmas.

Regional Tourism Organisation (RTO) – Clr Glenn McGuinness

- Representatives from Events Tasmania gave a report and submission on funding for startup events.
- Budget discussed, there will be a request for extra \$10,000 to come to Council for consideration from ECRTO.

Title Shack & Binalong Bay Reference Group – Clr Glenn McGuinness

- Nothing to report, slow progress approaching some form of completion.

09/15.10.3 Mayor's and Councillor's Items

Outstanding Reports:

Motion Number	Meeting Date	Council Decision	Comments
Nil			

09/15.11.0 BUSINESS AND CORPORATE SERVICES

09/15.11.1 Corporate Services Department Report

FILE REFERENCE	018\018\001\
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DISCUSSION:

- The Manager Corporate Services advised ECRTO report checked about Wi-Fi, still waiting on feedback on extended coverage around Tasmania.
- Clr McGiveron asked about motor tax revenue and where they get their figures from. Should be basis for figures they are using. Mayor Tucker stated that no one has ever asked him to look at his log books.
- Clr Rubenach-Quinn asked if Councillors will get an update on the Climate Change risks. The Manager Corporate Services advised he will provide a report with comments.
- Clr Drummond asked about the outstanding leases and what are the options for follow up. The Manager Corporate Services advised will talk about options in a Council Workshop.

COUNCIL DECISION:

09/15.11.1.241 Moved: Clr J Tucker/ Seconded: Clr B Lefevre

That the report be received.

CARRIED UNANIMOUSLY

09/15.11.2 Monthly Financial Report

FILE REFERENCE	018\018\001\
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DISCUSSION:

- Clr Drummond asked about the substantial increase in rates received. The Manager Corporate Services advised was probably timing of the report, it is a normal year, nothing unusual.

- The Manager Corporate Services advised the outstanding Debtors \$26,000 is usually infringements which are lodged with Monetary Penalties Enforcement Services (MPES) and followed up continually.
- Mayor Tucker asked if the 137 Trust Seizures can be used. The Manager Corporate Services advised after three (3) years Council can access if not claimed and that \$45,000 will become available this year in addition to the \$190,000. Council has a policy LG20 on how funds can be used.
- Clr Rubenach-Quinn asked about the Proceed Reserves, how State Government Grants and Councils component fit together. The Manager Corporate Services advised they have segmented portions and will make claim for additional funds when milestones are reached.
- Mayor Tucker asked about money allocated for replacement of Moulting Bay jetty and if the project doesn't go ahead can funds be put towards another project eg Mountain Bike track. The Manager Corporate Services advised this can be looked at in quarterly budget review recommendations.

COUNCIL DECISION:

09/15.11.2.242

Moved: Clr G McGuinness/ Seconded: Clr K Wright

That the following reports for the month ending 31 August 2015 be received:

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

CARRIED UNANIMOUSLY

09/15.11.3 Visitor Information Centre Report

FILE REFERENCE	040\028\002\
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DISCUSSION:

- The Manager Corporate Services advised that the curator was currently on sick leave and would be able to provide more information when she returns.

COUNCIL DECISION:

09/15.11.3.243

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

That the report be received.

CARRIED UNANIMOUSLY

09/15.12.0 WORKS AND INFRASTRUCTURE

09/15.12.1 Works and Infrastructure Report

FILE REFERENCE	014\002\001\
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DISCUSSION:

- Manager Works & Infrastructure advised he has spoken to manager of Lease 65 who was happy to help and didn't require an MOU. If their vessel was used they would be reimbursed for any expenses.
 - o Clr McGuinness expressed concern for access to the oyster lease in the advent of a flood as there would more than likely no one in attendance at the time.
 - o Clr Lefevre advised he had spoken to the owner and he had no issue with Council obtaining a key to use if needed. He also stated that the Moulting Bay jetty was an eyesore.
- Manager Community Services advised that in the Stronger Regions Grant application Round 3 Moulting Bay jetty has been identified to form part of this.
- Clr Rubenach-Quinn asked about when the Tyne River bridges work will start. The Manager Works & Infrastructure advised tenders to go out in November.
- Clr Tucker stated that the road grading and tree trimming done in the north of the municipality was very good.
- Mayor Tucker asked about the timing for completion of the Tasman Highway/St Helens Point Road intersection. The Manager Works & Infrastructure advised completion will be prior to the long weekend in November but there still maybe some minor car park work to be finished.
- Clr McGiveron asked why the intersection has been dug up again. The Manager Works & Infrastructure advised further testing confirmed sub based needed reinforcing.
- Clrs Rubenach-Quinn and McGuinness both express concern for lack of cleanliness of public toilets at St Marys Recreation ground and Fingal. The Manager Works & Infrastructure will follow this up.

COUNCIL DECISION:

09/15.12.1.244 Moved: Clr G McGuinness/ Seconded: Clr J Tucker

That the report be received by Council.

CARRIED UNANIMOUSLY

09/15.12.2 Animal Control Report

FILE REFERENCE	003\008\002\
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DISCUSSION:

- Clr Drummond commended the approach of the Dog Control Officer in dealing with a recent situation.

COUNCIL DECISION:

09/15.12.2.245 Moved: Clr K Wright/ Seconded: Clr B Lefevre

That the report be received by Council.

CARRIED UNANIMOUSLY

09/15.13.0 COMMUNITY DEVELOPMENT

09/15.13.1 Community Services Report

FILE REFERENCE	011\034\006\
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DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

09/15.13.1.246 Moved: Clr J McGiveron/ Seconded: Clr J Drummond

That the report be received.

CARRIED UNANIMOUSLY

09/15.13.2 Request to take over Lease on Jetty – Kirwans Beach

FILE REFERENCE	027\012\002\
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DISCUSSION:

- Manager Community Services advised that Works and Infrastructure Department had requested consideration be given to a condition report.
- Mayor Tucker stated he had concerns for the costs of engaging an engineer as the jetty was not that old. Council has qualified builders on staff that could look at condition and report. Beauty Bay jetty had been fixed by Council staff.
- Clr Lefevre agreed with Mayor Tucker and stated jetty does need some maintenance and Council doesn't want to take it over and then get an engineer's report and have to get it closed down. This would be devastating as is a good community environment.
- Clr Wright also agreed with Mayor Tucker but did also say some maintenance was needed.
- Clr Drummond asked if a report could be prepared prior to lease take over.
- Manager Community Services stated that Rotary had already relinquished lease and that a response to Crown was required as soon as possible.
- Clr J Tucker agreed with Mayor Tucker.

COUNCIL DECISION:

09/15.13.2.247

Moved: Clr J McGiveron/ Seconded: Clr J Tucker

That Council take over the lease of Jetty 355 from the existing lessee and enter into a new lease arrangement with Crown Land Services for this jetty located at Kirwans Beach and ask Council staff to prepare a maintenance report.

CARRIED UNANIMOUSLY

Adjourned for a Citizenship Ceremony 11.04am

Morning tea at 11.10am

Meeting resumed at 11.20am

09/15.13.3

Land Use Development Strategy - MMP

FILE REFERENCE	002\017\009\
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DISCUSSION:

- Clr Rubenach-Quinn expressed concern about the Beaumaris component that it is not in line with the State Coastal Policy.
- Manager Community Services stated the MMP has no legislative backing and asked Clr Rubenach-Quinn to put her concerns in writing so they could be forwarded to consultants.

COUNCIL DECISION:

09/15.13.3.248

Moved: Clr B Lefevre/ Seconded: Clr J Tucker

1. That Council receive the Summary of Submissions provided in relation to the draft Land Use and Development Strategy as prepared by TCG Planning, consultants undertaking the Municipal Management Plan.

And

2. That the Summary of Submissions prepared subject to further evaluations by TCG Planning be provided to those that provided submissions in relation to the draft Land Use and Development Strategy.

CARRIED UNANIMOUSLY

09/15.13.4

Keeping our Community Informed

FILE REFERENCE	011\034\006\
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DISCUSSION:

- This item has been previously discussed at a workshop.

COUNCIL DECISION:

09/15.13.4.249

Moved: Clr G McGuinness/ Seconded: Clr J Drummond

1. That a Community Register form is linked to Council's website to allow people to register who wish to receive Council information on a regular basis.
2. That submissions received by Council in response to strategic documents and policy developments are placed on the hub to be accessed by Councillors.

CARRIED UNANIMOUSLY

09/15.13.5

Beaumaris Park – Conceptual Plan

FILE REFERENCE	1634072
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DISCUSSION:

- This item has been previously discussed at a workshop.

COUNCIL DECISION:

09/15.13.5.250

Moved: Clr J McGiveron/ Seconded: Clr J Tucker

That Council approves the draft conceptual plan of the Beaumaris Park which has been prepared subject to some minor amendments proposed by the Beaumaris community:

- (a) Change the location of the toilet block – due to the line of sight from the proposed BBQ shelter and the presence of native orchids;
- (b) Increase the size of the proposed BBQ shelter (as shown in the attached map).

CARRIED UNANIMOUSLY

09/15.13.6

St Marys Museum & Community Space – Conceptual Plan

FILE REFERENCE	3222311
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DISCUSSION:

- This item has been previously discussed at a workshop.
- Mayor Tucker expressed concerns about perception from the community, he has already been asked when will it start. Need to make it clear it is in principle support that is not budgeted for at this time.
- Manager Community Services can reiterate in advertising etc that this is only conceptual at this stage.

COUNCIL DECISION:

09/15.13.6.251 Moved: Clr J Drummond/ Seconded: Clr K Wright

1. That Council approves the draft concept plan of the St Marys Museum & Community Space; and
2. That Council meets with interested parties to seek feedback on the concept plan that was drawn up from onsite meetings with community members.

CARRIED UNANIMOUSLY

09/15.14.0 DEVELOPMENT SERVICES

09/15.14.1 Development Services Report

FILE REFERENCE	031\013\003\
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DISCUSSION:

- Building Services Coordinator advised Stage 1 of the Multi-Purpose Stadium is progressing well with a slight delay in the installation of the flooring. A disabled toilet will need to be hired to get conditional occupancy. An appropriate toilet will form part of Stage 2.
- Clr Rubenach-Quinn stated that the road naming item had been sitting on books for a while. The Building Services Coordinator to follow up with Planning Officer.
- Mayor Tucker stated there was a Council decision for pay as you go showers asap in sports complex building why hasn't this happened? The Building Services Coordinator advised that pumps are needed for the instant hot water and that a report will be presented for Council discussions at a Council Workshop.
- Clr Tucker asked if officers are now up to speed after doing weed training and noted that there have been several customer service requests.
- Clr McGiveron asked about boats discharging sewerage into the bay, how much of a problem is this as there is a pump out facility on the foreshore that could be used.
- Clr Drummond stated that people were disappointed that TasWater didn't attend the community meeting about the fish mortality event. There is still a bit of discontent about this in the community.
- Clr Drummond raised concerns again about the number of rabbits in St Marys. Manager Corporate Services advises this is a State Government issue (DPIPWIE) and we refer people to them.

COUNCIL DECISION:

09/15.14.1.252 Moved: Clr G McGuinness/ Seconded: Clr J Drummond

That the report be received.

CARRIED UNANIMOUSLY

09/15.14.2 Planning Approvals Issued

COUNCIL DECISION:

Received.

09/15.14.3 Building Services Approvals

COUNCIL DECISION:

Received.

09/15.15.0 GOVERNANCE

09/15.15.1 General Manager's Report

FILE REFERENCE	002\012\001\
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DISCUSSION:

- The General Manager is on leave, no discussion took place.

COUNCIL DECISION:

09/15.15.1.253 Moved: Clr B Lefevre/ Seconded: Clr J Tucker

That the General Manager's report be received.

CARRIED UNANIMOUSLY

09/15.15.2 Local Government Association of Tasmania (LGAT) – 29 October 2015 General Meeting – Submission of Motions

FILE REFERENCE	039\002\008\
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DISCUSSION:

- Clr Wright asked whether working with vulnerable people certification is something that could be looked at. Clr Rubenach-Quinn stated that this is probably something that should be promoted to individuals if they want to but not so much necessarily for Councillors.
- Clr Rubenach-Quinn suggested that as Break O'Day is a Refugee Welcome Zone that maybe LGAT could make a statement of support as a Refugee Welcome. Clr McGiveron stated that this should be up to individual Council's to decide if they want to be part of this, don't believe it is something that LGAT should be dealing with.
- Clr Drummond stated that she supports Clr Rubenach-Quinn's suggestion regarding Refugee Welcome Zones but not to tell people what to do but encourage people.

- Mayor Tucker noted that Council should be looking at topics such as the freeze in FAG's indexation funding and get support from LGAT to lobby State and Federal Government.
- No other significant discussion of topics.

COUNCIL DECISION:

There was no motion put forward to be considered.

09/15.15.3 Council Meeting Dates and Workshop Dates for 2016

FILE REFERENCE	014\001\022\
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DISCUSSION:

- No discussion of significance.

COUNCIL DECISION:

09/15.15.3.254 Moved: Clr B Lefevre/ Seconded: Clr J Tucker

That the following dates and times be approved for Council Meetings and Workshops to be held in 2016:

Council Meetings Commencing at 10.00am	Council Workshops Commencing at 9.30am
Monday 18 January	
Monday 15 February	Monday 1 February
Monday 21 March	Monday 7 March
Monday 18 April	Monday 4 April
Monday 16 May	Monday 2 May
Monday 20 June	Monday 6 June
Monday 18 July	Monday 4 July
Monday 15 August	Monday 1 August
Monday 19 September	Monday 5 September
Monday 17 October	Monday 3 October
Monday 21 November	Tuesday 8 November
Monday 12 December	Monday 5 December

CARRIED UNANIMOUSLY

09/15.15.4 Recruitment & Selection Policy LG31

FILE REFERENCE	008\009\001\
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DISCUSSION:

- The matter was previously listed on a Council Workshop, no further discussion took place on this item.

COUNCIL DECISION:

09/15.15.4.255

Moved: Clr J McGiveron/ Seconded: Clr B Lefevre

That Council endorse the amended Recruitment & Selection Policy.

CARRIED UNANIMOUSLY

09/15.15.5

Support for UTAS Northern Campus

FILE REFERENCE	15/16078
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DISCUSSION:

- The matter was previously listed on a Council Workshop, no further discussion took place on this item.

COUNCIL DECISION:

09/15.15.5.256

Moved: Clr H Rubenach-Quinn/ Seconded: Clr K Wright

1. University courses in Launceston will continue to be run by the institution known as "The University of Tasmania" and awards given by that institution.
2. The courses offered in Launceston will continue to include Doctorate, Masters, Bachelor and Post Graduate Degrees and Diplomas.
3. Research activity at the highest level will continue in Launceston.
4. There will be an expansion of the range, level and quantum of courses offered at the University of Tasmania in Launceston and the extent of University research being carried out in Launceston.
5. Staffing at the University of Tasmania in Launceston will be strengthened to include a significantly higher proportion of Professors and Associate Professors.
6. The University of Tasmania ceases the relocation of back office and administration staff to Hobart, maintaining and increasing the functions that are carried out in Launceston.
7. The University of Tasmania sign a Memorandum of Understanding in regards to ensuring that the Australian Maritime College is retained at its current location.
8. The University Council membership will start to include a much higher proportion of members based in the North and North West of the Tasmania.

CARRIED UNANIMOUSLY

09/15.16.0 PLANNING AUTHORITY

Pursuant to Section 25 of the Local Government (Meeting Procedures) Regulations 2005 the Mayor informed the Council that it was now acting as a Planning Authority under the Land Use Planning and Approvals Act 1993.

09/15.16.1 Application for Urgent Amendment of the Break O'Day Interim Planning Scheme 2013

FILE REFERENCE	031\011\015\
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DISCUSSION:

- Clr Rubenach-Quinn stated she still has hesitation with the wording, not strong enough could leave door open for other industries and it is not addressing the wider community. Not sure if areas like the Blue Tier could be impacted what is the zoning. The Planning Officer advised without double checking the correct zoning it would more than likely be Environmental Management. Next source of rock for this particular project would be Little Plain in Weldborough.
- Clr McGiveron stated if the rock had to come from Weldborough the job won't happen. Each application needs to be assessed on its merits.
- Clr McGuinness disagreed with Clr Rubenach-Quinn, that her concerns may be an overreaction as he agrees with Clr McGiveron that each application would be assessed on its merits.
- Clr Rubenach-Quinn believes it does not accurately reflect the argument she presented, so she would prefer this to be replaced with "Clr Rubenach-Quinn agrees with the need for addressing community safety issues in regards to Stieglitz, however has concerns with the potential impacts the amendment could have on opening up quarrying opportunities elsewhere in the Environment Management Zone.
- Clr Drummond fully agree with Clr Rubenach-Quinn's reasoning, and feel that there are not enough safeguards or qualifications to prevent future, similar, amendments to the planning scheme.
- The Mayor noted existing safeguards such as development application and EPA requirements will still be in place.

COUNCIL DECISION:

09/15.16.1.257

Moved: Clr B Lefevre/ Seconded: Clr J McGiveron

That Council approve the amending of the use qualification for Extractive Industry under Table 29.2 as follows:

Delete: "If for existing uses as at the date of commencement of this planning scheme"

and replace with:

"If materials extracted are associated with development for the Public Interest".

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

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.

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

Entered into Closed Council at 12.15pm

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

CARRIED UNANIMOUSLY

IN CONFIDENCE

- 09/15.17.0** **CLOSED COUNCIL**
- 09/15.17.1** **Outstanding Actions List for Closed Council**
- 09/15.17.2** **Sale of Properties for Non-Payment of Rates - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2005**
- 09/15.17.3** **Progress the Claim for Ownership of Parnella Property - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2005**
- 09/15.17.4** **St Helens Hospital Precinct Property - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2005**
- 09/15.17.5** **Fisherman's Memorial Park - Closed Council Item Pursuant To Section 15(2)I Of The Local Government (Meeting Procedures) Regulations 2005**

That Council approve the installation of a stainless steel rose to be placed in Fisherman's Memorial Park in the location of the current tree which will be removed at an appropriate time by a contractor to be engaged by Council with the following conditions:

1. Mr & Mrs Westbrook arrange for all items to be removed by [date and time to be inserted];
2. If items are not removed as per condition 1 above Council will arrange for items to be removed and disposed of as soon as practicable.
3. Two (2) anniversary dates of the families choice (if they wish) to be selected for the placement of a single bunch of flowers to be placed at the site for a period up to 48 hours. Following this time lapse the item will be removed.
4. Council will not be responsible for repairs, replacement or maintenance of the memorial.
5. The final design and wording of the plaque must be consistent with the design submitted and approved by Council on Monday 21 September 2015.
6. If all of the above conditions are not met the installation of the memorial will not proceed.

CARRIED UNANIMOUSLY

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

Moved: Clr G McGuinness/ 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 1.00pm.

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MAYOR

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DATE