

COUNCIL MINUTES

Monday 15 August 2016

Council Chambers



John Brown
General Manager
Break O'Day Council
15 August 2016

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08/16.1.0 ATTENDANCE

08/16.1.1 Present

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

08/16.1.2 Apologies

Nil

08/16.1.3 Leave of Absence

Nil

08/16.1.4 Staff in Attendance

General Manager, John Brown
Executive Assistant, Angela Matthews
Manager Community Services, Chris Hughes (*Item 1.0 – 15.1*)
Works Supervisor, Wayne Polden (*Item 1.0 – 13.3*)
Manager Corporate Services, Bob Hoogland (*Item 1.0 – 13.3*)
Building Services Co-Ordinator, Jake Ihnen (*Item 1.0 – 16.4*)
Planning Officer, Chris Triebe, (*Item 1.0 – 7.0*)
Economic Development Officer, Tim Gowans (*Item 15.4 – 16.4*)

08/16.2.0 PUBLIC QUESTION TIME

Three (3) people in the gallery.

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

08/16.2.1 TasWater Meetings in Scamander - Mr B Mooney, Scamander

Can you confirm if the General Manager, the Mayor, or any other Council members attended either of the 3 August or the 6 August 2016 meetings at the Scamander Complex where TasWater organised and attended meetings to explain the water situation in Scamander.

If the answer is no, I consider this totally unacceptable that this has been a high profile issue affecting hundreds of ratepayers. I advise Council in advance that I will be raising this matter on social media and would appreciate a substantial response to the next part of my question. If the answer is no, could you explain as to why such a well published and important issue for the residents of Scamander was ignored by Council representatives?

Reply

One (1) Councillor attended one (1) of the information sessions for local residents. The issue has not been ignored by Council, we have voiced the residents' concerns strongly to TasWater and through the media and requested that TasWater meet with residents to explain the situation and answer questions. Council continues to discuss the situation with TasWater on a regular basis and will continue to push for the issues to be addressed.

08/16.2.2 National Disability Insurance Scheme (NDIS) for Break O'Day Municipality - Mrs B Rubenach, St Marys

Quote: from Carers News (Carers Australia) Winter 2016, page 14 "There is real concern that rural and remote communities may not present a 'viable' market for new or existing service providers to come to town. While disability supports are unlikely to appear immediately when the NDIS is rolled out in your town, the National Disability Insurance Agency (NDIA) assures the community that it will work with service providers, participants and families to encourage supports to take place in participants communities".

Therefore the question:

What is Break O'Day Council's response and readiness for the National Disability Insurance Scheme (NDIS) that will be fully rolled out in 2019?

Reply

Our understanding of NDIS is that the person who receives some form of payment for their disability will have the choice and control of how, when and where their supports are provided. Council will assist any service providers to relocate to our area by offering support in accordance with Council policies. There is no guarantee that the people who have a disability will utilise their services – it is their choice.

08/16.3.0 DECLARATION OF PECUNIARY INTEREST OF A COUNCILLOR OR CLOSE ASSOCIATE

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

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

Mayor Mick Tucker declared a Pecuniary Interest for agenda item number 08/16.17.3 – Tender – St Helens Streetscape Upgrade – Cecilia Street, St Helens – Closed Council Item Pursuant to Section 15(2)D of the Local Government (Meeting Procedures) Regulations 2015.

08/16.4.0 CONFIRMATION OF MINUTES

08/16.4.1 Confirmation of Minutes – Council Meeting 18 July 2016

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 18 July 2016 be confirmed.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

08/16.4.1.179 Moved: Clr G McGuinness / Seconded: Clr J Tucker

That the minutes of the Council Meeting held on the 18 July 2016 be confirmed.

CARRIED UNANIMOUSLY

08/16.5.0 COUNCIL WORKSHOPS HELD SINCE 18 JULY 2016 COUNCIL MEETING

There was a Workshop held on Monday 1 August 2016 and the following items were listed for discussion.

- Audit Panel – Review of Charter
- Review of Long Term Financial Plan
- Adoption of Strategic Asset Management Plan/Asset Strategy
- Adoption of AM19 Asset Management Policy
- St Helens Streetscape – Post Office to ANZ Bank
- Crown Lease – Burns Bay Boat Ramp and Car park Area
- St Marys Public Amenities and BBQ Shelter
- Stieglitz Beach BBQ Shelter
- Mathinna Recreation Ground Public Amenities
- Facebook/Communications Strategy
- Northern Tasmania Development (NTD) – Implementation of New Structure
- Sale of Partial Road Easement
- Great Eastern Walk Pilot Stage
- Stationary Engine Site
- Compulsory School Starting Age

08/16.6.0 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.

08/16.6.1 DA106-2016 – New Garage – 3 Kiama Parade, Akaroa

FILE REFERENCE	DA 106-2016
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OFFICER'S RECOMMENDATION:

After due consideration of the representation received and pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013*, the application for a NEW GARAGE on land situated at 3 KIAMA PARADE, AKAROA described in Certificate of Title 41336/61 be APPROVED subject to the following conditions:

1. Development must accord with the Development Application DA 106-16 received by Council 20 May 2016, together with all submitted documentation received and forming part of the development application, except as varied by conditions on this Planning Permit.
2. All works must be in accordance with the conditions of the Submission to Planning Authority Notice by TasWater **TWDA 2016/00691-BODC** as attached to this permit.

3. The garage is approved for non-habitable residential use only and may not be changed without written consent from Council. The installation of facilities and/or any alterations to the garage would therefore require a further development application.
4. 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 Manager Works and Infrastructure.
5. 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:

- As the proposed garage will be located within 6m of the existing on-site dwelling, a Bushfire Attack Level (BAL) assessment completed by a suitably qualified Bushfire Practitioner, will be required prior to this application's assessment by a Building Surveyor. This is no longer required for the assessment for a Planning Permit.
- 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

PROPOSAL SUMMARY:

Application is made for the demolition of an existing 48m², 2 bay, pre-fabricated garage located in the southern most boundary corner and replace it with an 11m by 9m by 4.49m (99m²) three (3) bay pre-fabricated garage. The proposed will not adversely impact the existing on- or off-site Residential Uses. The landowner requires additional space to securely store a camper trailer, two (2) cars and personal belongings.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

08/16.6.1.180

Moved: Clr J Tucker / Seconded: Clr J McGiveron

After due consideration of the representation received and pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013*, the application for a NEW GARAGE on land situated at 3 KIAMA PARADE, AKAROA described in Certificate of Title 41336/61 be APPROVED subject to the following conditions:

1. Development must accord with the Development Application DA 106-16 received by Council 20 May 2016, together with all submitted documentation received and forming part of the development application, except as varied by conditions on this Planning Permit.
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3. The garage is approved for non-habitable residential use only and may not be changed without written consent from Council. The installation of facilities and/or any alterations to the garage would therefore require a further development application.
4. 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 Manager Works and Infrastructure.
5. 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:

- As the proposed garage will be located within 6m of the existing on-site dwelling, a Bushfire Attack Level (BAL) assessment completed by a suitably qualified Bushfire Practitioner, will be required prior to this application's assessment by a Building Surveyor. This is no longer required for the assessment for a Planning Permit.
- 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

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.

08/16.7.0 PETITIONS

Nil.

08/16.8.0 NOTICES OF MOTION

Mayor Tucker vacated the Chair at 10.07am for this item

Deputy Mayor John McGiveron took the Chair of the meeting at 10.07am

08/16.8.1 Notice of Motion – Local Government Association of Tasmania (LGAT) - General Meeting – Submission of Motion – Clr M Tucker

MOTION:

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

That Council support the submission of the following motion to a Local Government Association of Tasmania (LGAT) General Meeting for consideration.

Motion – Networking with Politicians at the Local Government Association of Tasmania (LGAT) Annual Conferences

That next year that LGAT have a cocktail network meeting the night before the conference commences for all the Mayors to meet any member of the Government (including all tiers of Government) that is available from all parties.

SUBMISSION IN SUPPORT OF MOTION:

We as a collective of Mayors do not get any opportunity to network with members of the government/opposition etc at a social function and it would be very beneficial.

DISCUSSION:

- Clr Rubenach-Quinn stated that she likes the idea to get the network together.
- Clr Osborne stated that if it includes all Elected Members (attendees at the Conference) it would be too large of a function.
- Clr McGuinness stated that at LGAT all attendees attended a night with the Governor – this is proposing to replace this, would like to have that sustained.
- Mayor Tucker stated that he would like to have the opportunity to access to all members of Parliament sometime during the conference.

- Clr Rubenach-Quinn stated that if we are inviting all members of Parliament it would be unfair not to include all attendees as well.
- Clr Drummond stated that she would like to include all attendees at the conference.
- Clr LeFevre stated that if it is only a short session, limited time is available it would be more beneficial that it just be Mayors, if it is longer it could be open to all.

COUNCIL DECISION:

08/16.8.1.181

Moved: Clr M Tucker / Seconded: Clr J Tucker

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

That Council support the submission of the following motion to a Local Government Association of Tasmania (LGAT) General Meeting for consideration.

Motion – Networking with Politicians at the Local Government Association of Tasmania (LGAT) Annual Conferences

That next year that LGAT have a cocktail network meeting the night before the conference commences for all the Mayors and Elected Members (all attendees of the conference) to meet any members of the Parliament (including all tiers of Government) that is available from all parties.

CARRIED UNANIMOUSLY

Mayor M Tucker re-took the Chair of the meeting at 10.15am

08/16.8.2

Notice of Motion – Lowering of Speed Limit on Tasman Highway, St Helens Between St Helens Point Road & Flagstaff Road, St Helens – Clr B LeFevre

MOTION:

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

The Break O’Day Council request State Growth lower the speed limit to 80 km for the stretch of road from Flagstaff Road to the 60 km signage leading to the Lions Park.

SUBMISSION IN SUPPORT OF MOTION:

1. 80km per hour is a realistic speed limit on this piece of road and caters adequately for the majority of road users. Most deem it unsafe to travel at 100km through this section of road. With the present 100km speed limit there is a perceived false sense of security with regard to the road and given our visitor numbers and their unfamiliarity with the road this presents real safety issues.

2. Given our increasing number of tourists the issue of cyclists and their safety is concerning. From the Lion's Park to Flagstaff Road, St Helens there aren't any suitable areas for passing cyclists thus a reduction in the speed limit is important.
3. With the advent of the Art Market there are more vehicles leaving and entering the road in this section.
4. There are multiple road entrances leading to residences and businesses and the 100km limit increases the potential for accidents. Some entrances have questionable line of sight given the winding corners and speed limit of 100km.
5. As the Great Eastern Drive develops the number of vehicles accessing the area will increase. Given the narrowness of the road and winding corners 80km would be a realistic speed limit.

DISCUSSION:

- Clr McGiveron stated that the road needs a whole makeover including slow lanes/passing lanes. We need to look at the bigger picture and have discussions with the Department of State Growth.
- Clr McGuinness stated that this is the entrance to our town but every now and then people cut the corners.
- Clr J Tucker stated that eventually the speed limit will probably be reduced right through to Scamander.
- Clr Wright stated that she agrees with Clr McGuinness – the limit is too high.
- Clr Drummond stated that we are seeing more cyclists on our roads and it is a dangerous piece of road.
- Clr LeFevre stated that this is somewhere we need to make a start.
- The General Manager advised that he had discussed the process with the Department of State Growth who had advised that they would take into account the view expressed by Council and investigate according to their processes.

COUNCIL DECISION:

08/16.8.2.182

Moved: Clr B LeFevre / Seconded: Clr J Drummond

The Break O'Day Council request State Growth lower the speed limit to 80 km for the stretch of road from Flagstaff Road to the 60 km signage leading to the Lions Park.

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

AGAINST Clr J McGiveron

CARRIED

MOTION:

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

The Break O'Day Council request the Department of State Growth construct a white line through the following two (2) corners;

- A. The sharp corner at Binalong Bay located approximately 50 metres below the Hill Top Avenue sign - where Main Road meets Hill Top Drive.
- B. The sharp corner in St Helens where Cameron Street meets the Georges Bay Esplanade.

SUBMISSION IN SUPPORT OF MOTION:***Submission in support of motion: A.***

- 1. This corner has concerned locals for many years. It is the preferred route for the majority of vehicles as the alternative on Bayview Avenue is extremely steep.
- 2. As a popular sea side destination many visitors and locals transport boats on this route and given the narrowness of the road and winding corner a centre line would be beneficial in minimising the possibility of accidents.
- 3. Pedestrians frequently walk up and down this section of road on the way to and from the beach consequently we need to do everything possible to ensure vehicles stay on their correct side of the road.
- 4. The local fire vehicle utilises this route and in an emergency needs to travel in haste.

Submission in support of motion: B.

- 1. Locals are concerned about the corner from a Road Safety perspective. The corner is sharp and there are distractions in the immediate area.
- 2. Given the increase in tourism the volume of traffic using this road has increased dramatically. Tourists and locals wishing to visit the Bay Of Fires use this road and miss the centre of the town.
- 3. There have been frequent reports of near accidents on this corner, particularly in recent times. Given the sharpness of the corner, narrowness of the road and contour many drivers inadvertently cut the corner. Tourists are sometimes distracted by the bay scene as well.
- 4. A white line would greatly improve the chance of vehicles manoeuvring through the corner correctly.

DISCUSSION:

- Clr McGuinness stated that he concurs totally with Clr LeFevre, this is an accident waiting to happen.

COUNCIL DECISION:

08/16.8.3.183

Moved: Clr B LeFevre / Seconded: Clr G McGuinness

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

The Break O'Day Council request the Department of State Growth construct a white line through the following two (2) corners;

- A. The sharp corner at Binalong Bay located approximately 50 metres below the Hill Top Avenue sign - where Main Road meets Hill Top Drive.
- B. The sharp corner in St Helens where Cameron Street meets the Georges Bay Esplanade.

CARRIED UNANIMOUSLY

08/16.8.4

Notice of Motion – Installation of Temporary Water Tanks for Tourist Based Businesses - Clr H Rubenach-Quinn

MOTION:

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

That Council investigate installing temporary water tanks for tourist-based businesses (such as accommodation providers) and the playground area at Scamander as a gesture of support for the community, and negotiate with Taswater to keep these filled until the drinking water situation at Scamander is resolved.

SUBMISSION IN SUPPORT OF MOTION:

Scamander businesses feel they cannot compete with other townships because of the boil water alert. Temporary water tanks could ensure safe drinking water is readily accessible by tourist-based businesses. These could be removed once the situation is resolved and be used by council for other purposes in the future.

DISCUSSION:

- Clr Drummond advised that she did not attend the information sessions but has had some Scamander businesses contact her regarding the negative media coverage on the water.
- Clr J Tucker stated that he is not against the motion, however practically it is very difficult.
- The General Manager sought clarification as to whether this was individual tanks for ALL tourist based businesses? Clr Rubenach-Quinn advised that it was individual tanks for ALL.
- Mayor Tucker stated that Council has been very active behind the scenes with TasWater and they have already stated that it is not feasible to do this. The Mayor stated he was concerned as TasWater have stated they will not tank water unless the water is totally undrinkable even after boiling.
- Clr LeFevre stated that he is the same as Clr J Tucker – this is not feasible and has enormous costs associated with it.
- Clr McGuinness stated that he supported the proposal but there are also 20 odd holiday home rentals – does this extend to them? Think we should continue to work with TasWater for the best outcome for the community.
- Clr Rubenach-Quinn stated that there are under ten (10) businesses – this would help put a case to TasWater that Council will install tanks if TasWater will fill them.
- Clr J Tucker asked how do we address this with the private ratepayers that may feel that they are discriminated against.
- Mayor Tucker stated that TasWater are working very hard to rectify this. There is also a lengthy testing regime which is also undertaken and Council should support as best we can.

COUNCIL DECISION:

08/16.8.4.184

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

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

That Council investigate installing temporary water tanks for tourist-based businesses (such as accommodation providers) and the playground area at Scamander as a gesture of support for the community, and negotiate with Taswater to keep these filled until the drinking water situation at Scamander is resolved.

FOR Clr H Rubenach-Quinn, Clr J Drummond, Clr K Wright

AGAINST Clr J McGiveron, Clr J Tucker, Clr M Osborne, Clr G McGuinness, Clr B LeFevre, Clr M Tucker

LOST

08/16.9.0

COUNCILLOR'S QUESTIONS ON NOTICE

Nil.

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.

08/16.10.1 Poker Machines - Clr J Drummond

The following question was proposed by an anonymous ratepayer and therefore brought forward by Clr Drummond.

It is now increasingly agreed that poker machines have a negative influence on areas of lower socio-economic activity. Poker machine owners/licensees are targeting these poorer communities where families especially suffer great economic stress which often leads to substance abuse, mental health issues and domestic violence.

Break O'Day is one such area of low socio-economic activity within Tasmania, which itself is economically depressed compared with the rest of Australia. (Ref – The recent States Economic Report issued by commsec in July 2016).

1. Can the Mayor please explain why at the recent LGAT meeting he was the only mayor out of 28 Councils to speak out against the motion as proposed by Brighton Mayor Tony Foster to request that the State Government considers individual Council views with regards to the placement of non-casino based poker machines in the state?
2. Did Mayor Tucker consult with any organisations who deal with the families affected by gambling within the Break O'Day Municipality – such as Anglicare, Neighbourhood House or Healthy House before opposing the motion mention in question 1?
3. Could Council now consider a motion to write to LGAT to officially rescind Mayor Tuckers viewpoint ie opposition to the LGAT motion and to instead support the motion to request that the State Government consults with local Councils about the impact of non-casino based poker machines in their municipalities?

Reply

1. Council considered the matter at its meeting of 16 May 2016 and the Mayor was reflecting the decision of Council. The motion was passed at the LGAT meeting.
2. The Mayor was the spokesperson for Council.
3. This was the decision of Council. Mayor Tucker's statements are not recorded in the Minutes of the LGAT meeting. As stated, the motion was passed.

08/16.10.2 Heating at the St Marys Gym - Clr H Rubenach-Quinn

Has there been any progress in getting heating installed at the gym at St Marys?

Reply

Council has not received any formal requests in relation to installation of heaters at the St Marys Gym (also known as the St Marys Exhibition Building). Council's Building Services Coordinator has made contact with the user group to request a formal request for this work to be completed. Council Officers can consider the proposal on receipt of the formal request.

08/16.11.0 MAYOR'S & COUNCILLOR'S COMMUNICATIONS

08/16.11.1 Mayor's Communications for Period Ending 15 August 2016

20.07.16	Hobart	– Mayor Workshop – Review of Local Government Act
20.07.16	Hobart	– Local Government Association of Tasmania (LGAT) Conference
21.07.16	Hobart	– Local Government Association of Tasmania (LGAT) Conference
22.07.16	Hobart	– Local Government Association of Tasmania (LGAT) Conference
25.07.16	St Helens	– Meeting with David Barker – Star FM
01.08.16	St Helens	– Council Workshop
01.08.16	St Helens	– Meeting with David Barker – Star FM
02.08.16	Cornwall	– Cornwall Community Meeting
03.08.16	St Helens	– Meeting with Beaumaris Action Group Representatives
10.08.16	Melbourne	– 2016 Australian Local Government Leadership Summit
11.08.16	Melbourne	– 2016 Australian Local Government Leadership Summit
15.08.16	St Helens	– Council Meeting

08/16.11.2 Councillor's Reports for Period Ending 15 August 2016

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

- The Bay of Fires Eco Tours and The Big 4 St Helens Holiday Park were congratulated on winning their recent Awards.
- BEC reported the Pathways Event will probably be held late October-early November.
- ECRTO are looking for a new board member. It was suggested that Tanya Robinson from Big 4 would be an ideal candidate.
- Feedback was requested for the Great Eastern Drive Road Improvement pledge of \$6.3 million. Suggestions had to given by July 29th. They include;
 - a. Better signage
 - b. Parking off highway
 - c. Overtaking possibilities
 - d. Widening of road, especially in places where it is now narrow

NRM Special Committee – Clr Margaret Osborne

- Minutes are in the agenda for all to read.
- Very successful meeting.

Barway Committee – Clr John McGiveron

- All progressing very well.
- Quarry was prepared by the end of July and blasting has commenced.
- Rock sorting will be completed by the end of August.
- Construction on the rock wall commences in September and will be finished by the end of September.
- Tender for works has been awarded.

Regional Tourism Organisation (RTO) – Clr Glenn McGuinness

- No meeting.

Titely Shack & Binalong Bay Reference Group – Clr Glenn McGuinness

- No meeting until there is works undertaken on the car park.

Mental Health Action Group – Clr Barry LeFevre

- Representatives from our group attended a meeting at White Sands on July 21st. The meeting was organised by Primary Health Tasmania (PHT) with the theme for the day being disseminating information regarding future PHT funding and collaboratively determining the Health needs of our local community.
- As the result of this meeting and given PHT were clearly in favour of communities working closely together to determine funding needs for the future the Mental Health Action group invited the key players in Health to a meeting at Neighbourhood House last Thursday to discuss in particular the gaps in services presently provided in all areas of Health within Break O'Day.
- We wanted the organisations who intend to apply for PHT funding to know the priorities for our community and to also qualify by being able to demonstrate they have collaborated with their peers and community representatives.
- It was fantastic to see the majority of key players either present at the meeting or prepared to email their thoughts. In fact very few were absent.

KEY INFORMATION/FEEDBACK SUMMARY

1. The feeling was that we need services to be localised ie people on the ground in Break O'Day and not travelling long distances and minimising service delivery time. We want longer term contracts offered to quality professionals who preferable live in the community and can build relationships here.
2. Additional Drug and Alcohol worker support time is needed.
3. Emergency housing, including a safe house is required. The trauma associated with families and individuals in crisis could be significantly reduced if housing was available.
4. Their needs to be a greater level of support/planning for those who leave hospital. Perhaps a case worker approach.
5. Disability respite for those eligible and who require support.
6. By far the biggest concern raised was the lack of Social Workers in Break O'Day. The meeting felt that at least two (2) additional staff were required, living in the community. A Youth Worker is also desirable.

08/16.12.0 BUSINESS AND CORPORATE SERVICES

08/16.12.1 Corporate Services Department Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- The Manager Corporate Services advised that he had nothing further to add to the report.

COUNCIL DECISION:

08/16.12.1.185 Moved: Clr J McGiveron / Seconded: Clr M Osborne

That the report be received.

CARRIED UNANIMOUSLY

08/16.12.2 Monthly Financial Report

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

That the following reports for the month ending 31 July 2016 be received:

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

DISCUSSION:

- The Manager Corporate Services advised that this is the first month of the financial year, no percentage comparisons at this stage.

COUNCIL DECISION:**08/16.12.2.186**Moved: Clr M Osborne / Seconded: Clr B LeFevre

That the following reports for the month ending 31 July 2016 be received:

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

CARRIED UNANIMOUSLY**08/16.12.3****Visitor Information Centre Report**

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:**08/16.12.3.187**Moved: Clr B LeFevre / Seconded: Clr J Drummond

That the report be received.

CARRIED UNANIMOUSLY

08/16.12.4

Request for Rate Remission – Esk Main Road, St Marys

FILE REFERENCE	1720421
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OFFICER'S RECOMMENDATION:

That in accordance with the provisions of s.129 of the *Local Government Act 1993*, Council **approve a remission totalling \$87.90** being the waste management collection charge, levied on the property known as Esk Main Road, St Marys, identified as PID 1720421.

INTRODUCTION:

Council has received correspondence from the property owner requesting a remission for the waste management, collection charge levied on their rates for 2016/2017. Due to the nature of the charge, a request is required annually to remit this charge.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

08/16.12.4.188

Moved: Clr M Osborne / Seconded: Clr J McGiveron

That in accordance with the provisions of s.129 of the *Local Government Act 1993*, Council **approve a remission totalling \$87.90** being the waste management collection charge, levied on the property known as Esk Main Road, St Marys, identified as PID 1720421.

CARRIED UNANIMOUSLY

08/16.12.5

Review of Long Term Financial Plan

FILE REFERENCE	018\036\003\
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OFFICER'S RECOMMENDATION:

That Council adopt, in principle, the revised Long Term Financial Plan 2015/2016 to 2024/2025.

INTRODUCTION:

Council is required to review plans regularly and at least every four (4) years. Council has been waiting for Asset Management Plans before reviewing its Long Term Financial Plan.

DISCUSSION:

- The Manager Corporate Services advised that this was previously discussed in detail at the August Council Workshop.
- No further discussion of significance took place on this item.

COUNCIL DECISION:

08/16.12.5.189

Moved: Clr J Tucker / Seconded: Clr J McGiveron

That Council adopt, in principle, the revised Long Term Financial Plan 2015/2016 to 2024/2025.

CARRIED UNANIMOUSLY

08/16.12.6

Adoption of AM 19 Asset Management Policy

FILE REFERENCE	002\024\005\
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OFFICER’S RECOMMENDATION:

That Council adopt Policy AM19 Asset Management.

INTRODUCTION:

Council is required to prepare, in conjunction with Asset Management Plans, an Asset Management Policy.

DISCUSSION:

- The Manager Corporate Services advised that this is a legislative requirement.

COUNCIL DECISION:

08/16.12.6.190

Moved: Clr M Osborne / Seconded: Clr J Drummond

That Council adopt Policy AM19 Asset Management.

CARRIED UNANIMOUSLY

08/16.12.7

Audit Panel – Review of Charter

FILE REFERENCE	018\005\024\
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OFFICER’S RECOMMENDATION:

That:

- The Audit Panel Charter, as amended, be adopted.
- Councillors appointed to the Audit Panel be extended to October 2018.
- The contract for the independent Audit Panel Chairman be extended for a further two (2) years.

INTRODUCTION:

Council's independent audit panel chairman recommended changes to Council's Audit Panel Charter. The recommendations were considered by the sub regional Audit panel working group.

The working group meeting also reviewed the arrangements with the current shared Audit Panel Chairman and noted elected member appointments were for an initial two (2) year period.

DISCUSSION:

- The Manager Corporate Services advised that other Councils are adopting the same approach as Break O'Day.

COUNCIL DECISION:

08/16.12.7.191

Moved: Clr J Tucker / Seconded: Clr B LeFevre

That:

- The Audit Panel Charter, as amended, be adopted.
- Councillors appointed to the Audit Panel be extended to October 2018.
- The contract for the independent Audit Panel Chairman be extended for a further two (2) years.

CARRIED UNANIMOUSLY

08/16.12.8 Adoption of Strategic Asset Management Plan/Asset Strategy

FILE REFERENCE	018\004\001\
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OFFICER'S RECOMMENDATION:

That Council adopt, in principle, the Asset Strategy/Strategic Asset Management Plan 2015/2016 to 2024/2025.

INTRODUCTION:

Council is required to prepare Asset Management Plans and an overarching Strategic Asset Management Plan and Asset Strategy.

DISCUSSION:

- The Manager Corporate Services advised that this is a combination of roads, bridges, buildings, stormwater and footpaths, etc - Links to LTFP.
- Mayor Tucker stated that this is an incredibly good document for Council to work with.
- The General Manager advised that this document enables strategic decisions to be made for future maintenance.

COUNCIL DECISION:

08/16.12.8.192

Moved: Clr G McGuinness / Seconded: Clr J Tucker

That Council adopt, in principle, the Asset Strategy/Strategic Asset Management Plan 2015/2016 to 2024/2025.

CARRIED UNANIMOUSLY

08/16.13.0 WORKS AND INFRASTRUCTURE

08/16.13.1 Works and Infrastructure Report

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

That the report be received by Council.

INTRODUCTION:

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

DISCUSSION:

- Clr McGiveron asked when will the Cornwall Bridge be open? The Works Supervisor advised that we are currently waiting on the contractor to install the new guardrail and then the road will be open.
- Clr J Tucker asked about the annual re-sheeting program and the tender for crushing at Halfway Hill. The General Manager advised that the tender will be a multi-year tender for three (3) years. The Works Supervisor advised that currently all the material has been used at Halfway Hill.
- Clr J Tucker asked why the figures for inert landfill at St Marys were high. The Works Supervisor advised that this is usually removed and transferred to St Helens or Scamander.
- Clr Drummond asked whether the feral cat trapping was still happening? The General Manager advised that this finished a number of months ago.
- Clr Rubenach-Quinn asked what was happening in relation to the flood damage in Fingal where the road is closed near the new culvert? The Works Supervisor advised that there are currently discussions taking place between the Department of State Growth and the contractor for those works – will follow up.
- Clr Drummond asked whether the recycling options has progressed? The General Manager advised that this was on a list to progress.

COUNCIL DECISION:

08/16.13.1.193

Moved: Clr M Osborne / Seconded: Clr K Wright

That the report be received by Council.

CARRIED UNANIMOUSLY

08/16.13.2 **Animal Control Report**

FILE REFERENCE	003\008\002\
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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:

No discussion of significance took place on this item.

COUNCIL DECISION:

08/16.13.2.194

Moved: Clr B LeFevre / Seconded: Clr J McGiveron

That the report be received by Council.

CARRIED UNANIMOUSLY

08/16.13.3 **Uncut Nature Strips/Health Hazard/Public Footpath – Gardiners Creek Road, St Marys**

FILE REFERENCE	041\010\001\
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OFFICER'S RECOMMENDATION:

That Council restate to Mrs O'Donnell its position regarding nature strip maintenance and that Council advise Mrs O'Donnell that the request to construct a footpath along Gardiners Creek Road will be considered as part of deliberations for the 2017-2018 Budget.

INTRODUCTION:

Various correspondence has been received by Mrs O'Donnell regarding uncut nature strips, health hazards and a public footpath on Gardiners Creek Road, St Marys.

DISCUSSION:

- Clr Osborne stated that we need to consider this as she now has a mobility scooter and this is her transport. Sometimes we need to be compassionate and not just stick to the rules.
- Clr Drummond stated that people are moving to the area from larger towns where there may have been more services available. Wonder if it is time to form an access group – compassion is really important and Clr Drummond stated that she is aware that there would be a cost associated with it. We do have an ageing population but we should look at ways to assist people into the future.
- Clr Rubenach-Quinn stated that at the moment Council have no policies in place to back up decisions like this but like Clr Drummond stated we could form a group to look at the future for the broader community.
- Clr McGuinness stated that he is a little concerned about setting a precedent when Council has already done this. Need to be mindful that we have to start extending footpaths for the future budgets.
- Clr McGiveron stated that we have done this before on Irish Town Road. It is difficult as it is a difficult location. This lady has a genuine concern and problem and if we can find a way to assist we should try.
- Clr J Tucker stated that he is concerned as to where this is going to head to, where do we draw the line with what we can afford to do.
- Clr Drummond stated this is why we need to form some sort of access and facilities group – we are talking about people who have a genuine disability and there are people that do require some sort of extra support.

COUNCIL DECISION:

08/16.13.3.195

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

That Council restate to Mrs O'Donnell its position regarding nature strip maintenance and that Council advise Mrs O'Donnell that the request to construct a footpath along Gardiners Creek Road will be considered as part of deliberations for the 2017-2018 Budget.

and

Investigate the establishment of an Access Advisory Group to look at these issues in the future.

CARRIED UNANIMOUSLY

Adjourned for morning tea at 11.14am

Meeting resumed at 11.26am

08/16.14.0 COMMUNITY DEVELOPMENT

08/16.14.1 Community Services Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- Clr Rubenach-Quinn asked whether the St Helens Girl Guides are still in remission? The Manager Community Services advised that they are currently working with Girl Guides Tasmania, the money they have is for property maintenance for Sangaree.

COUNCIL DECISION:

08/16.14.1.196 Moved: Clr J Tucker / Seconded: Clr G McGuinness

That the report be received.

CARRIED UNANIMOUSLY

08/16.14.2 Request for Financial Assistance – East Coast Masters Annual Golf Tournament – Scamander Golf Club

FILE REFERENCE	005\017\004\
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OFFICER'S RECOMMENDATION:

That Council supports the East Coast Masters Annual Golf Tournament by providing financial assistance in the sum of \$1,500 for their two (2) day event which will be held on the 5 – 6 November 2016.

INTRODUCTION:

Council has received a request from the Scamander River Golf Club seeking Council's assistance with funding to run their annual golfing event in November, 2016. It is a two (2) day golfing tournament with approximately 128 participants with the event being shared between the St Helens and Scamander golf courses.

DISCUSSION:

- Clr Rubenach-Quinn asked whether this is the golf tournament we have supported in the past? The Manager Community Services advised that yes it is.
- Clr Rubenach-Quinn asked whether they should be applying for this through the community funding program? The Manager Community Services stated that yes they should and they have been advised of this process.

COUNCIL DECISION:

08/16.14.2.197

Moved: Clr J McGiveron / Seconded: Clr J Tucker

That Council supports the East Coast Masters Annual Golf Tournament by providing financial assistance in the sum of \$1,500 for their two (2) day event which will be held on the 5 – 6 November 2016.

CARRIED UNANIMOUSLY

08/16.15.0 DEVELOPMENT SERVICES

08/16.15.1 Development Services Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- The Building Services Coordinator advised that we are currently finalising the site plan for the Binalong Bay Car Park.
- The Building Services Coordinator advised that the Pyengana shower and toilet block is commencing today.
- The Building Services Coordinator advised that a new casual builder is now on board to assist with capital projects.
- Clr Rubenach-Quinn stated in relation to the St Marys Public Toilet – “community consultation completed” – this should not be there if it hasn’t occurred – The Building Services Coordinator stated that yes this needs to be amended as there has only been consultation with a couple of Councillors at this stage with the intention to put plans on

some notice boards around St Marys. The Building Services Coordinate will amend the comment.

COUNCIL DECISION:

08/16.15.1.198

Moved: Clr M Osborne / Seconded: Clr J Tucker

That the report be received.

CARRIED UNANIMOUSLY

08/16.15.2 **Planning Approvals Issued**

COUNCIL DECISION:

Received.

08/16.15.3 **Building Services Approvals**

COUNCIL DECISION:

Received.

08/16.15.4 **St Marys Public Amenities and BBQ Shelter**

FILE REFERENCE	DA148-2016
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OFFICER'S RECOMMENDATION:

1. That the floor plan arrangement be amended to provide for a left hand mount wheelchair facility.
2. Submit amendment to current DA to remove BBQ shelter.
3. Remove the existing toilet block and replace with a new building to current BODC standard.
4. Apply for Minor Boundary Adjustment (or titles adhesion) and submit DA for BBQ shelter and title amendment.
5. Complete the project by construction of BBQ as planned.

INTRODUCTION:

Significant flooding in St Marys Rivulet in late January 2016 resulted in inundation and minor damage to the existing toilet block. Due to the age of that facility, consideration has been given to the redirection of resources which would be needed for post-flood restoration, into a replacement structure which would be more efficient to maintain.

DISCUSSION:

- The Building Services Coordinator advised that he will amend floor plan to allow for a left hand mount disabled toilet facility.
- The Building Services Coordinator advised that we are looking at May/June 2017 commencement for this.
- Clr Rubenach-Quinn raised the issue of picnic tables and requested that the replacement of these be included in the motion.
- Clr Rubenach-Quinn requested confirmation that the sewer issue will be managed – The Building Services Coordinator advised that the design is to allow for the river flooding.

COUNCIL DECISION:

08/16.15.4.199

Moved: Clr M Osborne / Seconded: Clr J Drummond

1. That the floor plan arrangement be amended to provide for a left hand mount wheelchair facility.
2. Submit amendment to current DA to remove BBQ shelter.
3. Remove the existing toilet block and replace with a new building to current BODC standard.
4. Apply for Minor Boundary Adjustment (or titles adhesion) and submit DA for BBQ shelter and title amendment.
5. Complete the project by construction of BBQ as planned.
6. Replace picnic tables.

CARRIED UNANIMOUSLY

08/16.15.5

Stieglitz Beach BBQ Shelter

FILE REFERENCE	DA046-2016
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OFFICER’S RECOMMENDATION:

That Council install BBQ Facility and covered area as per BODC standard design to be constructed in the 2016/2017 financial year.

INTRODUCTION:

This project was an initiative of the St Helens Point Progress Association (SHPPA). Council had received a contemporary request from the Rotary Club of St Helens to consider the installation of a new BBQ facility and covered area at Kirwans Beach. Rotary, Lions and SHPPA are now uniting behind the Stieglitz Beach proposal.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

08/16.15.5.200

Moved: Clr M Osborne / Seconded: Clr J McGiveron

That Council install BBQ Facility and covered area as per BODC standard design to be constructed in the 2016/2017 financial year.

CARRIED UNANIMOUSLY

08/16.15.6

Mathinna Recreation Ground Public Amenities

FILE REFERENCE	DA143-2016
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OFFICER’S RECOMMENDATION:

That Council construct a new toilet and shower block to augment the existing toilets, together with ancillary works.

INTRODUCTION:

The existing amenities block at Mathinna is lacking sufficient fixtures for the observed levels of community use, has no provision for showering nor access for people with disabilities.

The local community has been consulted as to the suitability of an upgrade, and written advice has been received from the Community Group to indicate its satisfaction with the proposed works.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

08/16.15.6.201

Moved: Clr J McGiveron / Seconded: Clr J Drummond

That Council construct a new toilet and shower block to augment the existing toilets, together with ancillary works.

CARRIED UNANIMOUSLY

FILE REFERENCE	16/14760
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OFFICER’S RECOMMENDATION:

That Council receive the draft Minutes of the NRM Committee’s Meeting and note the advice and recommendations from the Committee.

INTRODUCTION:

The Break O’Day NRM Special Committee met on Thursday 28 July 2016.

DISCUSSION:

- Mayor Tucker asked in relation to item 5.7 in the minutes – flooding of St Marys Rivulet and flood mitigation – Council received a grant – are the Willows being replaced, what is the intent and purpose of that – Clr Drummond responded and advised that they will cut the Willows and put the native vegetation in at the same time, they are going to revegetate and this is a long term plan.

COUNCIL DECISION:**08/16.15.7.202**Moved: Clr J Drummond / Seconded: Clr H Rubenach-Quinn

That Council receive the draft Minutes of the NRM Committee’s Meeting and note the advice and recommendations from the Committee.

CARRIED UNANIMOUSLY**08/16.16.0****GOVERNANCE****08/16.16.1****General Manager’s Report**

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

That the General Manager’s report be received.

INTRODUCTION:

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

DISCUSSION:

- The General Manager advised that regarding the Mobile Black Spot funding Council will need to pursue future funding for Mathinna and Weldborough. This is a significant funding program so if we can secure future funding for these areas it would make an improvement.
- Clr McGiveron stated that the Mathinna area is very heavily utilised for four wheel driving, motor biking, etc.

COUNCIL DECISION:

08/16.16.1.203

Moved: Clr B LeFevre / Seconded: Clr G McGuinness

That the General Manager’s report be received.

CARRIED UNANIMOUSLY

08/16.16.2

Review – Council Meeting Minutes

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

That Council endorse the changes that were made following the 15 February 2016 Council Meeting and continue with the minutes and agendas as per the status quo.

INTRODUCTION:

This item was raised in February 2016 following a number of amendments requested for minutes of Council meetings and therefore clarification on Councillors expectations and what they would like to see available to the public is sought through this report.

DISCUSSION:

- Clr Drummond stated that she would like to revisit live streaming, it is back to transparency and to give people the opportunity to log in and see how Council operates.
- Clr Wright stated that if we end up extending our Council boundaries it may become even more important.

COUNCIL DECISION:

08/16.16.2.204

Moved: Clr J Tucker / Seconded: Clr J McGiveron

That Council endorse the changes that were made following the 15 February 2016 Council Meeting and continue with the minutes and agendas as per the status quo.

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

08/16.16.3 Request for Reduction in Speed Limit from Douglas River to Denison River

FILE REFERENCE	032\002\011\
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OFFICER’S RECOMMENDATION:

That Council do not support the recommendation for a reduction in the speed limit from Douglas River to Denison River which is within the Break O’Day Municipality boundary.

INTRODUCTION:

Council has received correspondence from a resident at Piccaninny Point requesting Council consider reducing the speed limit on the Tasman Highway from approximately the Douglas River south to Bicheno.

DISCUSSION:

- Clr Rubenach-Quinn stated that she would support that we do write to the Department of State Growth on this. There are often people walking in the area of Denison Bridge.
- The General Manager advised that there is probably quite a strong case from the bridge (Council’s northern boundary) into Bicheno.
- Clr Drummond stated that a speed reduction will impact on fewer accidents and less deaths on our roads.
- Clr McGuinness stated that he agreed with the recommendation as the main issue is south of the Denison River which is where the speed limit should be reduced.

COUNCIL DECISION:

08/16.16.3.205 Moved: Clr J McGiveron / Seconded: Clr J Tucker

That Council do not support the recommendation for a reduction in the speed limit from Douglas River to Denison River which is within the Break O’Day Municipality boundary.

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

FILE REFERENCE	002\038\001\
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OFFICER'S RECOMMENDATION:

That Council adopt the proposed Investment Assistance Program.

INTRODUCTION:

A request was made from Council that the Economic Development Officer submit suggestions on how Council might attract investment to the Municipality by providing some form of assistance.

DISCUSSION:

- The Economic Development Officer stated that he had nothing further to add to this report.
- Clr Rubenach-Quinn stated that she has a lot of concerns regarding attracting large businesses and thinks it could be to the detriment of smaller and existing businesses. There could be not for profit organisations where they could attract employment in the future and could exclude small businesses which could provide benefit to Council. Clr Rubenach-Quinn stated that she can't support this recommendation as she has a lot of concerns.
- The Economic Development Officer stated that not for profit organisations usually have other sources of funding.
- Clr Rubenach-Quinn stated that the document refers to "significant capital investment" which could be interpreted to be large development.
- Clr Drummond stated that she has concerns and would like to see more sustainable industries included, concern with not for profit organisations being excluded – there are things that are significant investment for Break O'Day from not for profit organisations.
- The General Manager stated that he can see the value of change to include not for profit organisations. This document does not define our services in general, this is just formalising an approach which people could expect and in some ways, already get. This does not limit our scope of assistance.
- The Economic Development Officer stated that there are some legal issues associated with working with not for profit organisations which would need to be investigated further.
- Clr Osborne stated that all of these proposals will come back to Council for a decision – we are just trying to start to bring people to Break O'Day and she doesn't think we are excluding anyone as they all need to come back to Council.
- Clr McGuinness stated that what this is doing is looking for opportunities that we may have missed out in the past. It is a marketing tool to attract these people to invest in Break O'Day.
- Clr LeFevre asked whether we are serious with development or are we just providing lip service. We as a community are crying out for a couple of large projects.
- Clr Wright stated that she agrees with Clr McGuinness regarding this as a marketing tool – if we are actually saying that we don't include not for profit we may be preventing someone approaching Council.
- The General Manager advised that there are some massive not for profits in the Australia. By putting a dollar term around it limits what it is.

- Clr Drummond stated that the language is exclusionary to small business and not for profits – certainly not against development. Find the document vague and open to all kinds of misinterpretation.
- Clr McGiveron stated that small business spins off big business then the smaller businesses will grow. Clr McGiveron does not think it excludes anyone.
- Clr Rubenach-Quinn stated that she has been reading research regarding attracting big business and the research shows that big business is not always economically and socially attractive.

COUNCIL DECISION:

08/16.16.4.206

Moved: Clr J Tucker / Seconded: Clr J McGiveron

That Council adopt the proposed Investment Assistance Program.

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

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

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

CARRIED UNANIMOUSLY

IN CONFIDENCE

08/16.17.0 **CLOSED COUNCIL**

08/16.17.1 **Outstanding Actions List for Closed Council**

08/16.17.2 **Partial Closure of Parkside Avenue, Stieglitz - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2015**

*Clr Drummond left the meeting at 12.29pm
Clr Drummond returned to the meeting at 12.30pm*

Mayor Mick Tucker declared an interest and left the meeting at 12.30pm and Deputy Mayor John McGiveron took the Chair

08/16.17.3 **Tender - St Helens Streetscape Upgrade – Cecilia Street, St Helens - Closed Council Item Pursuant To Section 15(2)D Of The Local Government (Meeting Procedures) Regulations 2015**

Mayor Mick Tucker returned to the meeting and the Chair at 12.45pm

08/16.17.4 **Canhams Road, St Helens – Drainage - Closed Council Item Pursuant To Section 15(2)I Of The Local Government (Meeting Procedures) Regulations 2015**

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

Moved: Clr G McGuinness / Seconded: Clr K Wright That Council move out of Closed Council.

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.52pm.

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MAYOR

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DATE