



COUNCIL MEETING MINUTES

Monday 15 July 2019
Council Chambers, St Helens

John Brown, General Manager
Break O'Day Council
15 July 2019

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OPENING

The Mayor to welcome Councillors, staff and members of the public and declare the meeting open at 10.00am.

ACKNOWLEDGEMENT OF COUNTRY

We would like to acknowledge the Tasmanian Aboriginals as the traditional custodians of the land on which we meet today, and pay respect to the elders past and present.

07/19.1.0 ATTENDANCE

07/19.1.1 Present

Mayor Mick Tucker
Deputy Mayor John McGiveron
Councillor Kristi Chapple
Councillor Janet Drummond
Councillor Barry LeFevre
Councillor Margaret Osborne OAM
Councillor Lesa Whittaker
Councillor Kylie Wright

07/19.1.2 Apologies

Councillor Glenn McGuinness

07/19.1.3 Leave of Absence

Nil.

07/19.1.4 Staff in Attendance

General Manager, John Brown
Executive Assistant, Angela Matthews
Manager Infrastructure and Development Services, David Jolly (*Item 1.0 – 16.2 / 17.3 – 17.8*)
Manager Community Services, Chris Hughes (*Item 8.1 – 15.1*)
Community Services Project Officer, Erica Lowry (*Item 8.1 – 15.1*)
Planning Consultant, Rebecca Green (*Item 2.0 – 7.0*)
Manager Corporate Services, Bob Hoogland (*Item 2.0 – 13.2*)
Building Services Coordinator, Jake Ihnen (*Item 1.0 – 12.0 / 12.2 – 16.1*)
Human Resources Manager, Paula Kloosterman (*Item 2.0 – 16.3*)
Planning Officer, Chris Triebe (*Item 1.0 – 7.0*)
Development Services Administration Officer, Susan Chapple (*Item 1.0 – 7.0*)
Building Services Officer, Mark Legge (*Item 1.0 – 12.0*)

07/19.2.0 PUBLIC QUESTION TIME

Three (3) people in the gallery.

07/19.2.1 St Helens Point Progress Association – Annual Funding - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 8 of the Council Agenda – Is the Council considering providing the St Helens Point Progress Association annual funding and if so, how much per year and for what?

Reply

No, the request from the St Helens Point Progress Association was a one off request.

07/19.2.2 Local Planning Scheme Provisions - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 44 of the Council Agenda related to the new Local Planning Scheme Provisions. Will Council put the proposed new Break O'Day Local Planning Scheme Provisions out for community consultation PRIOR to the formal process being advertised for Public Comment through the Tasmanian Planning Commission?

Reply

Council is yet to formalise the nature of any community engagement process to be undertaken in relation to the Local Provisions Schedules prior to submission to the Tasmanian Planning Commission.

07/19.2.3

Extension of Free Green Waste - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 112 of the Council Agenda – The extension of free green waste to all year round at waste transfer stations will definitely reduce the extent of illegal dumping of green waste and the spread of weeds and diseases. Will Council fully factor in the environmental benefits of free green waste when deciding whether or not to proceed with all year round free green waste given the importance of maintaining biodiversity and avoiding the spread of weeds and diseases in our Municipality?

Reply

The report to the Council has addressed the relevant matters raised in Cllr Drummonds Notice of Motion.

07/19.2.4

Loo with a View - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 120 of the Council Agenda – Will Council consult with the community prior to deciding upon whether to proceed with “loo with a view” projects at the localities mentioned?

Reply

Council had previously determined the sites to which this project would address. Any development will require a Development Application and in some instances the Parks and Wildlife Services process will also be required to be undertaken – the community will be given the opportunity to make comment if and when a Development Application is lodged.

07/19.2.5

Mountain Bike Track Facilities – Flagstaff Road, St Helens - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 122 of the Council Agenda – Mountain Bike Track facilities Flagstaff Road, St Helens states under the heading St Helens Mountain Bike Network that “The design for the toilet block and shelter is currently being finalised. Once plans are assessed and approvals attained construction will commence in September 2019”.

It is our understanding that the Council intends to use a septic system for the toilet facility. Given the high volume of users hoped for and the fact that the Basin Creek catchment is relatively pollution free will Council commit to using a toilet where the waste is pumped out and taken off site to reduce the risk of leaching from a septic system? (Noting that pump out systems seem to be the preferred option of Parks and Wildlife and also use considerably less water).

On the issue of water is the Council seeking support from TasWater to connect the toilets at the end of Flagstaff Road with St Helens town water supply?

Also on page 176 of the Agenda Council intends to proceed with a Trail Network By-Law. Will this By-Law include restricting or prohibiting vehicle access on Loila Tier Road except for mountain bike related activities such as the shuttle vehicle?

Reply

Council has received approval for a septic system for the toilet facility at the Flagstaff Trail Head, any change to this to a full capture and pump out system will be assessed prior to construction of the facility. Connection to the town water supply is one option which has been under consideration to meet the needs of the site. A potential By-Law may or may not include restricting vehicle access to Loila Tier Road, detailed advice and consideration will be required on this matter.

07/19.2.6 St Helens Township Plan - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 124 of the Council Agenda – It appears Council will not be undertaking any further community consultation in relation to the St Helens Township “Plan” post the one off drop in session. Will the Council undertake further community consultation before any priorities for funding are decided upon rather than “collating all the information” and forwarding it to the “Management Team” for “consideration/budget allocation and timeframes”?

Who are the “Management Team”?

Reply

Two (2) community sessions were held in relation to the St Helens Township Plan – Wednesday 7 February and 6 March 2019. Information from these sessions will form the identified actions within the St Helens Township Plan. Once this information has been collated, those who attended the session and provided Council with their details will be forwarded the draft document to make comment. Following this process Council will then review the draft Plan and comments prior to adoption.

The draft document will list actions against the comments, this information will be provided by Council Officers.

The Management Team is made up of the General Manager, Manager Corporate Services, Manager Community Services, Manager Infrastructure and Development Services, Building Services Coordinator, Planning Services Coordinator, HR Manager, Works Operations Manager, Works Support Officer and the Executive Assistant.

07/19.2.7 Dog Policy and Dog Exercise Areas - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 148 of the Council Agenda – Could Council give details of the measures that have been taken to implement the Dog Policy since its relatively recent approval and where new dog exercise areas are proposed?

Reply

New signage for changed Declared Areas has been erected in collaboration with Parks and Wildlife Services and coordinating dog management with Council has been discussed with them, including enforcement and education.

New dog exercise areas foreshadowed in the Dog Policy are being investigated. Operational issues will be resolved for dog management measures before any decisions are made.

07/19.2.8 Destination Action Plan Group - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 172 of the Council Agenda – Who are the St Helens Destination Action Plan Group? Who are members of this group? How and by whom were the group members appointed? It is stated that “a number of projects/items were identified for investigation and potential progression”. What projects/items are being referred to and will there be community consultation about these projects/items?

Reply

The St Helens Destination Action Plan (DAP) is an activity that has been organised and supported by the East Coast Regional Tourism Organisation. Apart from a couple of Council officers, the group mainly comprises a number of local people from the business community who have voluntarily taken responsibility for the activity and are focussed on improving the experience of visitors to our community as well as investigating potential events and projects, they were not appointed by Council. The initial workshop on 10 April 2019 identified 84 potential items for further investigation and potential progression. The DAP Group are currently reviewing and refining the list to identify potential priorities to work on. Council is not in a position to be able to commit to community consultation in relation to the activities of the DAP Group.

07/19.2.9 Public / Affordable Housing - Mr T Dudley, President, North East Bioregional Network, St Helens

Page 172 of the Council Agenda – Has the Council or CatholicCare identified any land that it intends to promote for Public/Affordable Housing, and if so, where?

Reply

Council has authorised Council staff to progress discussions with CatholicCare with a focus on land owned by Council which has previously been identified for disposal.

Scamander has a sturdy walking bridge to cross over the Scamander River on the northern side of the river off Lagoon Street. This bridge is accessible for walkers most times when the tide is low but when the tide is high and at times when the river mouth is closed, as it is now, the crossing onto the steps of the bridge is impossible. The walking bridge has been in place for many years but my query to Council is what action has been taken in the past to rectify the problem. Seems as if an extension would be a reasonable remedy so as people have access to the northern side of the beach across the river. In more recent years there has been access issues to the southern side of the beach due to waterway changes. Scamander has been well known for its beautiful beach and river mouth surfing, so hopefully there is a way for this to happen for all to enjoy again.

Reply

The bridge asset is owned by the Parks and Wildlife Service (PWS). PWS have advised that the bridge was subject to an engineering assessment in May 2019 and that the asset condition is poor and should be replaced in 1 – 3 years at a cost of approximately \$80,000 to \$100,000.

In the interim, PWS will be replacing the failed steps at the southern end of the bridge in the next couple of months to keep it open and in a safe condition.

PWS are looking at funding options and opportunities for the replacement and when funds are sourced will be happy to upgrade the asset.

Several local residents around the Wrinklers Lagoon area at Scamander have contacted me with concerns around the planned placement of the black water dump point at Scamander/Wrinklers.

Concerns raised about several issues including health and safety of children catching the school bus at that location and movement of RV's etc as well as environmental concerns and issues of odour.

Suggestion that a better location maybe Scamander Sports Complex or Waste Transfer Station as dump points in other areas are mainly located at recreational grounds or camping areas.

Will Council investigate alternative locations at Scamander for the installation of dump points.

Reply

Yes.

A potential black water dump point at Wrinklers Lagoon entrance has been proposed only and formed part of the community consultation exercise undertaken on 23 January 2018. The proposal is based on providing a safe off-road effluent disposal site, to reduce the reported incidents of illegal road side dumping of black water within the road reserve (Tasman Highway at Dianas Basin and other sites) and to stop illegal discharge of black water into the existing toilet block at the site, that creates significant hygiene and health and safety risk and operational expense to the Council. Site options at Scamander are extremely limited, access to a sewer main is required, there is no sewer main at the Waste Transfer Station and the potential for a connection point at the Scamander Sports Complex is quite restricted. Apart from access to a sewer main, a site needs to be relatively straightforward for a vehicle towing a caravan to access. There appears to be no options available on the southern side of Scamander to establish a dump point.

07/19.3.0 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.

Clr Drummond declared non-pecuniary interests for the following items:

- Agenda Item 07/19.6.2 – DA260-2018 – Community Park Facility and Associated Car Parking – Groom Street, St Marys as she is Secretary of the St Marys Community Space Association Inc.
- Agenda Item 07/19.8.1 – Notice of Motion – Nomination of the St Marys Community Space Project to be included in the Drought Relief Funding Package for the Fingal Valley – Clr K Wright as she is Secretary of the St Marys Community Space Association Inc.

Clr Wright declared a non-pecuniary interest for Agenda Item 07/19.14.2 – St Helens Point Progress Association – Request for Funding as she is a current active member of this committee.

07/19.4.0 CONFIRMATION OF MINUTES

07/19.4.1 Confirmation of Minutes – Council Meeting 24 June 2019

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 24 June 2019 be confirmed.

DISCUSSION:

- Clr Drummond advised that she had asked for an amendment to the minutes as the submission she had made when moving the motion was not included in the minutes. Clr Drummond stated that the discussion is not representative without the verbal submission being in there and therefore requested that this be included. The General Manager stated that the information is in the Submission in Support of the Motion which is part of the Minutes, the minutes are not a Hansard record.

COUNCIL DECISION:

07/19.4.1.157 Moved: Clr K Chapple / Seconded: Clr M Osborne

That the minutes of the Council Meeting held on the 24 June 2019 be confirmed.

FOR	Clr J McGiveron, Clr L Whittaker, Clr K Wright, Clr M Osborne, Clr K Chapple, Clr B LeFevre, Clr M Tucker
AGAINST	Clr J Drummond
CARRIED	

07/19.5.0 COUNCIL WORKSHOPS HELD SINCE 24 JUNE 2019 COUNCIL MEETING

There was a Workshop held on Monday 1 July 2019 – the following items were listed for discussion.

- Policy Review – AM11 Roads Infrastructure Policy
- Extension of Free Green Waste Days
- Request for Council Support – Dragon Trail MTB Event
- St Helens Point Progress Association – Request for Annual Funding
- Portland Hall & Memorial Park Re-Roofing Project
- Draft Local Provisions Schedule (LPS) Project
- 2 Falmouth Street, St Helens - Variation on Sealing of Road Frontage for Proposed 3 Lot Subdivision
- Policy – LG06 Employee Recognition Policy

07/19.6.0 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.

07/19.6.1 DA 124-2017 – Legalisation of Studio, Shed & New Dwelling – 585 Elephant Pass Road, St Marys

FILE REFERENCE	DA 124-2017
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OFFICER'S RECOMMENDATION:

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **Legalisation of Studio & Shed & New Dwelling** on land situated at **585 Elephant Pass Road, St Marys (access over Crown Land and CT 30144/1)** described in Certificate of Title CT 244717/1 be **APPROVED** subject to the following conditions:

1. Development must accord with the Development Application DA 124-2017 received by Council 6 May 2019 and 7 May 2019, together with all submitted documentation received and forming part of the development application, except as varied by conditions of this Planning Permit.
2. Effluent disposal is subject to a technical assessment and issue of a Plumbing Permit by Council's *Plumbing Permit Authority*.
3. All runoff from the buildings must be disposed of within the confines of the property by means that will not result in soil erosion or other stormwater nuisance.
4. The driveway must be maintained in a manner that ensures sediment is neither tracked nor eroded across the property boundary.
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:

- The introduction of non-native plant species and plant species not of local provenance should be avoided and environmental weeds regularly monitored and targeted for removal.
- Activities associated with construction works are not to be performed outside the permissible time frame listed:
 - Monday-Friday 7am to 6pm*
 - Saturday 9am to 6pm*
 - Sunday and public holidays 10am to 6pm*

DISCUSSION:

- Clr Drummond stated that all concerns have been really well addressed by Officers.
- Clr Chapple stated that she agrees with Clr Drummond.

COUNCIL DECISION:

07/19.6.1.158 Moved: Clr J Drummond/ Seconded: Clr K Chapple

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **Legalisation of Studio & Shed & New Dwelling** on land situated at **585 Elephant Pass Road, St Marys (access over Crown Land and CT 30144/1)** described in Certificate of Title CT 244717/1 be **APPROVED** subject to the following conditions:

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4. The driveway must be maintained in a manner that ensures sediment is neither tracked nor eroded across the property boundary.
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:

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- Activities associated with construction works are not to be performed outside the permissible time frame listed:
Monday-Friday 7am to 6pm
Saturday 9am to 6pm
Sunday and public holidays 10am to 6pm

CARRIED UNANIMOUSLY

Clr Drummond declared a non-pecuniary interest in the following item and remained in the meeting.

FILE REFERENCE	DA 260-2018
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OFFICER'S RECOMMENDATION:

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **Community Park Facility and Associated Car Parking** on land situated at **Groom Street, St Marys including Car Parking within Groom Street Road Reservation** described in Certificate of Title CT 48419/1 be **APPROVED** subject to the following conditions:

1. Development must accord with the Development Application DA 260-2018 received by Council 20 May 2019, together with all submitted documentation received and forming part of the development application, except as varied by conditions of this Planning Permit.
2. All works must be in accordance with the conditions of the Submission to Planning Authority Notice by TasWater, TWDA 2019/00704-BODC as attached to this permit.
3. All stormwater runoff from the proposed development must be detained by on-site water storage systems and overflow disposed of by means that will not result in soil erosion or other stormwater nuisance. Absorption drains must be of sufficient size to absorb stormwater runoff.
4. No works are to commence on the carparking and associated works within Groom Street road reservation until a permit to undertake works in the road reservation has been issued by Council's Works Manager for the crossover (application attached).
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.
6. Any damage that may occur to any Council infrastructure during the construction of the proposed development must be reinstated to the satisfaction of Council and at the cost of the developer.

ADVICE:

- 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.
- Activities associated with construction works are not to be performed outside the permissible time frame listed:
Monday-Friday 7am to 6pm
Saturday 9am to 6pm
Sunday and public holidays 10am to 6pm

DISCUSSION:

- The Planning Consultant advised that there was only one (1) performance criteria which was triggered in the Planning Scheme which was in relation to stormwater disposal.
- The Planning Consultant advised that the application was advertised and two (2) representations were received.
- Clr Wright stated that it is a great project for the area and there is a lot of community support for it.
- Clr Osborne stated that she is not against this however she would like to see a fence or screening between the house and the park and that the skate park needs to be all concrete or asphalt, there just needs to be no metal. The Planning Consultant advised that all components are concrete or asphalt.
- Clr LeFevre stated that this is tremendous for the community and visitors but if he lived close by he would not be happy if it was him. When you consider the location being in between the pub and the free camping area it may become a real noise problem for the people nearby.
- Clr Osborne stated that the fence is a small thing that we can add.
- Clr Drummond stated that the Committee have had discussions with the neighbouring land owner with regard to putting up a fence and reference to this is included within the Officer report. The matter of the fence was suggested and it was refused, the Committee are open to this and at the moment the neighbouring property owner was opposed so we were not pushing this.
- Clr McGiveron stated that he wonders whether the request for a fence to be installed may complicate things.
- Clr Wright asked, who would be responsible for the cost of the fence.
- Clr Osborne stated that the fence was mentioned by the landowner and she thinks we should at least talk to the landowner to see if she wants a fence. The General Manager stated that it is either in or out in the context of the planning condition.
- Clr LeFevre asked, what can Council do down the track if the use becomes out of control. The Planning Consultant stated that it depends on whether it is anti-social behaviour as this becomes a police matter. Council can only look at matters that are in relation to the "use". The Planning Consultant stated that it is an awkward situation when we don't know what certain behaviours may be however may be an "advisory note" that something like the fence be considered between the property owners and the proponent. A fence has other implications as well such as overshadowing and a fence won't mitigate noise very well. Fencing is more about setting a boundary between private and public property.

COUNCIL DECISION:

07/19.6.2.159 Moved: Clr K Wright / Seconded: Clr K Chapple

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **Community Park Facility and Associated Car Parking** on land situated at **Groom Street, St Marys including Car Parking within Groom Street Road Reservation** described in Certificate of Title CT 48419/1 be **APPROVED** subject to the following conditions:

1. Development must accord with the Development Application DA 260-2018 received by Council 20 May 2019, together with all submitted documentation received and forming part of the development application, except as varied by conditions of this Planning Permit.
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3. All stormwater runoff from the proposed development must be detained by on-site water storage systems and overflow disposed of by means that will not result in soil erosion or other stormwater nuisance. Absorption drains must be of sufficient size to absorb stormwater runoff.
4. No works are to commence on the carparking and associated works within Groom Street road reservation until a permit to undertake works in the road reservation has been issued by Council's Works Manager for the crossover (application attached).
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.
6. Any damage that may occur to any Council infrastructure during the construction of the proposed development must be reinstated to the satisfaction of Council and at the cost of the developer.

ADVICE:

- 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.
- Activities associated with construction works are not to be performed outside the permissible time frame listed:
 - Monday-Friday 7am to 6pm*
 - Saturday 9am to 6pm*
 - Sunday and public holidays 10am to 6pm*

An amendment was moved:

07/19.6.2.160 Moved: Clr M Osborne / Seconded: Clr B LeFevre

After due consideration of the representation received pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Council Interim Planning Scheme 2013* that the application for **Community Park Facility and Associated Car Parking** on land situated at **Groom Street, St Marys including Car Parking within Groom Street Road Reservation** described in Certificate of Title CT 48419/1 be **APPROVED** subject to the following conditions:

1. Development must accord with the Development Application DA 260-2018 received by Council 20 May 2019, together with all submitted documentation received and forming part of the development application, except as varied by conditions of this Planning Permit.
2. All works must be in accordance with the conditions of the Submission to Planning Authority Notice by TasWater, TWDA 2019/00704-BODC as attached to this permit.
3. All stormwater runoff from the proposed development must be detained by on-site water storage systems and overflow disposed of by means that will not result in soil erosion or other stormwater nuisance. Absorption drains must be of sufficient size to absorb stormwater runoff.
4. No works are to commence on the carparking and associated works within Groom Street road reservation until a permit to undertake works in the road reservation has been issued by Council's Works Manager for the crossover (application attached).
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.
6. Any damage that may occur to any Council infrastructure during the construction of the proposed development must be reinstated to the satisfaction of Council and at the cost of the developer.

ADVICE:

- 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.
- Activities associated with construction works are not to be performed outside the permissible time frame listed:
 - Monday-Friday 7am to 6pm*
 - Saturday 9am to 6pm*
 - Sunday and public holidays 10am to 6pm*
- Subject to consultation between the proponent and the owner of 16 Groom Street, St Marys and prior to the development commencing onsite that there be a fence with a minimum height of 1.8 metres, timber lapped to be erected on the shared boundary between CT48419/1 and 16 Groom Street, St Marys.

CARRIED UNANIMOUSLY

The amendment becomes the motion:

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.

07/19.7.0 PETITIONS

Nil.

07/19.8.0 NOTICES OF MOTION

Clr Drummond declared a non-pecuniary interest in the following item and remained in the meeting.

07/19.8.1 Notice of Motion – Nomination of the St Marys Community Space Project to be included in the Drought Relief Funding Package for the Fingal Valley – Clr K Wright

MOTION:

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council include the St Marys Community Space Project in the application for the Drought Relief Funding Package for the Fingal Valley.

SUBMISSION IN SUPPORT OF MOTION:

The Drought Relief Funding Package for the Fingal Valley specifically names up Bike Paths, Skate Parks and Parks in the FAQs for grant funding.

Drought Communities Programme - Extension

1. What types of local community infrastructure/facilities/spaces will the programme support?

Examples of local community infrastructure/facilities/spaces include:

- bike paths
- skate parks
- foot paths
- street scapes
- community centres
- health centres
- recreational facilities
- parks
- sporting facilities
- stadiums, arenas
- libraries
- showgrounds
- caravan parks
- men's sheds
- roads.

This list is not exhaustive.

The St Marys Community Space is an ideal project to nominate to be funded in the Fingal Valley.

Background information: The community has been actively involved in designing and fundraising for the St Marys Community Space since 2016. They have to date raised a substantial amount of money, through fundraising events and small grant funding. Council allocated the land to be used by the St Marys Community Space Association Inc. to build a community park by way of a motion passed unanimously by Council in December 2016 (Council decision 12/16.14.6.288).

Through an extensive consultation process with the community, starting with a survey of children and youth at the St Marys District School in 2016, plans were drawn up by Concrete Dreams, at a subsidised rate, for a street park. The community space includes a bike and scooter track, a skate park, a BBQ area, a swing set and outdoor gym equipment. This is to provide an all-inclusive highly visible space in the centre of town for all of the community to use.

Surveying of the site was completed by a surveyor, who donated his professional services, at no cost to the Association. The Association have paid for the erection of a branded sign to be placed on the site.

Fingal Valley Neighbourhood House obtained grant funding for exercise equipment placed on the space, this equipment is valued at approximately \$70,000. Members of the community provided many hours of labour and machinery to assist in the siting of this equipment. Cash from the fund-raising account was used to fill a short fall in money required to site the equipment.

A small grant was received from the St Helens-St Marys Community Grant and with the assistance of Break O'Day Council a picnic table and bench were placed on the site.

The Association have recently received a grant from Huon Aquaculture and another small grant from the Commonwealth Bank, St Marys. These grants have been made towards the purchase of a birds nest swing.

In total the approximate value of the grant funded equipment on site, and other associated costs, to the Association is \$120,000. This illustrates the level of desire for the St Marys Community Space project within the community. I believe it would be appropriate for Council to add this project to the Drought Assistance Funding Program application, to show support to the community in St Marys, and beyond, who have been working hard to enable this project to happen.

DISCUSSION:

- Clr Chapple stated that she agrees with Clr Wright, it is a very good project that the funding could go towards.
- Clr McGiveron asked, because we are bound by timeframes, etc with this money is it possible that this could be included. The General Manager advised that it could as the work would be done by a contractor.
- Clr LeFevre asked, if it goes in this package, what would it look like for the site, is just a portion done or can it all be done. The General Manager stated that it would enable a start to be made on the project and we would go as far as we could go with those funds within the timeframe.
- The General Manager stated that this will be a 2nd application to the funding programme.

COUNCIL DECISION:

07/19.8.1.161 Moved: Clr K Wright / Seconded: Clr K Chapple

That Council include the St Marys Community Space Project in the application for the Drought Relief Funding Package for the Fingal Valley.

CARRIED UNANIMOUSLY

07/19.8.2 **Notice of Motion – Review the Report “Responding to Climate Change Municipal Management Plan September 2013 – Clr J Drummond**

MOTION:

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council establish a working group, comprised of interested councillors, to form a review panel. This review panel will review the report “Responding to Climate Change” Municipal Management Plan September 2013. Further, and most importantly, to revise the action plan to take account of the changed climate landscape in which we now find ourselves and to bring a new and revised action plan back to Council for consideration.

SUBMISSION IN SUPPORT OF MOTION:

In 2013 Council contracted EMC Engineering to compile a report titled *“Responding to Climate Change” Municipal Management Plan September 2013*. Climate Change is an issue which is of concern to many of the residents in the Break O’Day municipality.

I am calling on council to establish a working party comprised of interested councillors to evaluate and review the Action Plan set out in *“Responding to Climate Change” Municipal Management Plan September 2013*. This working party will build on the existing work of Council. Council needs to be a strong advocate for any actions, and opportunities, that Council can make both internally and on behalf of our community, to build resilience to a changing climate.

DISCUSSION:

- Clr Wright stated that she agrees completely with Clr Drummond. This is something that we really should be doing and there are plenty on Council and within the community that would be supportive of this.
- Clr LeFevre asked, why isn’t this a job for the NRM Committee. Clr LeFevre stated that he would have thought it fitted in perfectly. Clr Drummond stated that the NRM Committee is under a lot of pressure with expectations on the Committee, the Committee has an action plan and there is a lot being asked with very little resources, this can be taken away from that with a specific focus. Clr LeFevre stated that he would see it as a major role of the NRM Committee, there is obviously significant support within the Committee to look at Climate Change.
- Mayor Tucker stated that the report would review what was done in 2013, this would be a good thing to come back to Council following a review.
- Clr McGiveron stated that we need to take into account what Council has already done that contributes to this.
- Clr LeFevre stated that he doesn’t want the NRM Committee to not be part of this.
- Clr Whittaker stated that she is in total support of this motion.
- Clr Osborne asked, is the report going to show how this would work.
- The General Manager stated that a working group would need support of some sort and the report would need to provide information as to what and how this would work. The report will flesh out how to do a review and how it will be managed.

COUNCIL DECISION:

07/19.8.2.162 Moved: Clr J Drummond / Seconded: Clr K Wright

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council establish a working group, comprised of interested councillors, to form a review panel. This review panel will review the report *“Responding to Climate Change” Municipal Management Plan September 2013*. Further, and most importantly, to revise the action plan to take account of the changed climate landscape in which we now find ourselves and to bring a new and revised action plan back to Council for consideration.

CARRIED UNANIMOUSLY

07/19.8.3

Notice of Motion – Small Playground, St Helens Sports Complex – Cllr M Osborne

MOTION:

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council install a small playground in front of the toilet block that is to be replaced at the St Helens Sports complex and that we do this out of public open space money - St Helens.

SUBMISSION IN SUPPORT OF MOTION:

The sports complex is used by young families and there is a great need for play equipment for the little ones.

The ground is used on Saturday and Sunday in the football season. This would be greatly used into the future.

DISCUSSION:

- The General Manager stated that we would need to provide an assessment of the best location and take into account other uses of the area and then come back to Council with cost details as well.
- Cllr Chapple stated that there are increasing number of families that attend the sports complex all year round, this will provide a safe place and encourage more people to go there.
- Cllr Osborne stated that the location suggested is the main area where people go.
- Cllr Drummond stated that within the budget it shows that there is already a certain amount of money being spent at the stadium, we need to be aware of the level of money being spent at the stadium.

COUNCIL DECISION:

07/19.8.3.163

Moved: Cllr M Osborne / Seconded: Cllr K Chapple

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council install a small playground in front of the toilet block that is to be replaced at the St Helens Sports Complex and that we do this out of public open space money - St Helens.

CARRIED UNANIMOUSLY

07/19.8.4 Notice of Motion – Foreshore Playground – Cllr M Osborne

MOTION:

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That out of our budget for foreshore playground we buy a swing for children with disabilities.

SUBMISSION IN SUPPORT OF MOTION:

Nil.

DISCUSSION:

- Cllr Osborne stated that she thought this would be a good start for playgrounds that suit people with disabilities.
- Cllr Chapple stated that she fully supports this motion.

COUNCIL DECISION:

07/19.8.4.164 Moved: Clr M Osborne / Seconded: Clr K Chapple

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That out of our budget for foreshore playground we buy a swing for children with disabilities.

CARRIED UNANIMOUSLY

07/19.9.0 COUNCILLOR'S QUESTIONS ON NOTICE

07/19.9.1 Questions on Notice – Long Term Energy Plan – Clr J Drummond

Regarding Council decision 04/16.8.4.83.

“That Council develop:

- a) A short term action plan of how we intend to manage electricity consumption due to the impending state-wide energy crisis; and
- b) A long term action plan to reduce energy consumption overall (electricity, fuel), and to progress toward greater energy independence (such as solar panels on our buildings).”

In regard to (b) in the above decision, would Council please advise if a long-term action plan considering all aspects of energy consumption (fuel as well as electricity) and energy independence was developed?

Reply

A Notice of Motion was lodged in the April 2016 Council Meeting regarding Energy Reduction Action Planning and a motion to request a report was carried unanimously.

In the Council Workshop of June 2016 a draft report was provided with a recommendation for Council's NRM Committee to task a working group from within the Committee with activity of scoping policy and development options for Break O'Day Municipality 'Environmental Sustainability Policy'. Council's Annual Plan at the time included the objective of 'Develop and implement an environmental sustainability policy for the region'.

The policy development process did not progress past this stage of discussion by the NRM Committee.

Specific energy reduction action planning is not included in either Council's or the NRM current plans however Council has undertaken a number of measures to reduce energy consumption such as the installation of solar panels, installation of LED street lights and purchase of smaller and diesel fuelled cars.

07/19.10.0 COUNCILLOR'S QUESTIONS WITHOUT NOTICE

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

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

07/19.10.1 Interpretative Signage at Boggy Creek – Cllr J Drummond

Will the interpretative signage at Boggy Creek be reinstated? I note it has been removed, and it will be important with the increased foot and bicycle traffic using the boardwalk to access the Flagstaff Trail Head.

Reply

The General Manager advised that any signage removed would be reinstalled and that it was always intended to have interpretive signage in the area.

07/19.10.2 Tasmanian Planning Scheme – Cllr J Drummond

Further to the presentation of John Ramsey, concerning the Tasmanian Planning Scheme, will there be community consultations prior to the advertising of the formal comment period, as discussed at this meeting?

Reply

Council is yet to formalise the nature of any community engagement process to be undertaken in relation to the Local Provisions Schedules prior to submission to the Tasmanian Planning Commission.

24.06.2019	St Helens	– Mountain Bike Trailheads visit – Flagstaff and Swimcart
27.06.2019	St Helens	– Councillor Special Workshop – Presentation Tasmanian Planning Commission, Progress on Planning Scheme Amendments
01.07.2019	St Helens	– Council Workshop
03.07.2019 to 05.07.2019	Launceston	– Local Government Association of Tasmania (LGAT) – Annual General Meeting and Conference
15.07.2019	St Helens	– Council Meeting

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 –Clr Margaret Osborne OAM

- The Chamber have written to the East Coast Tourism Organisation expressing their concern about the representation of our area by the body and lack of Board members representing this area as well as expressing their displeasure at the One Night Stand getting an honourable mention.
- Plastic bag free shops were discussed.
- In future copies of the minutes will be provided as part of the report however the Chamber's Secretary has had an operation and the minutes are not yet available.

NRM Special Committee – Clr Janet Drummond

- Next meeting 7 August 2019 – Draft Action Plan being circulated for public consultation and this will be presented at this meeting.

Barway Committee – Clr John McGiveron

- MAST have advised that an Expression of Interest (EOI) for work is almost ready and about to go out.
- PP is fairly good at the moment, depth is fine.

Regional Tourism Organisation (RTO) – Clr Glenn McGuinness

- No report as Clr McGuinness was on leave.

Mental Health Action Group (MHAG) – Cllr Barry LeFevre

1. The Trial Site Cafe is operating six (6) sessions monthly throughout Break O'Day and Bicheno. This is an outreach program run by volunteers.
2. The Community Champions program continues with over 60 people already trained and more to come.
3. A Bereavement Response Group is being set up for our Municipality.
4. Fridge Magnets are being devised and will feature basic local Mental Health support info.
5. The Mental Health Directory is up to version 14. This can be accessed from the Council or Neighbourhood House websites.
6. Planning for the Mental Health week is underway through the Trial Site.
7. Professor Brian Draper will be conducting a workshop at the St Helens Neighbourhood House on Tuesday 6 August 10.00am – 12.00pm. The topic is suicide and self-harm in the elderly.

Through concerns raised by the St Helens School Community and health workers Barry LeFevre wrote to the Trial Site requesting support for increased advocacy regarding additional Mental Health service support for the youth of our area.

The Trial Site will attempt to organise a meeting with the Minister and involve the MHAG.

Disability Access Committee – Cllr Janet Drummond

- Next meeting Tuesday 16 July 2019 to review the action plan and putting forward a new action plan.

Meeting adjourned for morning tea at 11.05am

Meeting resumed at 11.16am

07/19.12.0 BUSINESS AND CORPORATE SERVICES

07/19.12.1 Corporate Services Department Report

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

That the report be received.

DISCUSSION:

- The Manager Corporate Services advised that they were told to budget on a 15% increases on insurance however our outcome was better than that with the work being done around risk management.

COUNCIL DECISION:

07/19.12.1.165

Moved: Clr J McGiveron / Seconded: Clr K Chapple

That the report be received.

CARRIED UNANIMOUSLY

07/19.12.2 Monthly Financial Report

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

That the following reports for the month ending 30 June 2019 be received:

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

DISCUSSION:

- The Manager Corporate Services advised that this is the last report for the financial year but we still have invoices flowing through following 30 June and journals etc to be processed therefore it looks good compared to the budget at this point in time.
- Clr Chapple asked in relation to item #1624 Immunisations – why is there such a big increase in this? The Manager Corporate Services advised that it would have been the introduction of the Meningococcal immunisation for the new strain which was added. Council is subsidised for these therefore it is not a full cost to the ratepayers.
- The Manager Corporate Services advised that we are working on updating the four (4) year budget program so Council can see where capital works are planned.

COUNCIL DECISION:**07/19.12.2.166**Moved: Clr M Osborne / Seconded: Clr L Whittaker

That the following reports for the month ending 30 June 2019 be received:

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

CARRIED UNANIMOUSLY**07/19.12.3****Visitor Information Centre Report**

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

That the report be received.

DISCUSSION:

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

COUNCIL DECISION:**07/19.12.3.167**Moved: Clr J McGiveron / Seconded: Clr J Drummond

That the report be received.

CARRIED UNANIMOUSLY**07/19.12.4****Audit Panel – Receipt of Minutes**

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

That Council receive the minutes of the Audit Panel 24 June 2019, the Annual Report of the Chair of the Audit Panel and the Audit Panel Performance Review, and

That Council endorse the Audit Panel Annual Workplan, and

That Council request a report on the recommendation that Council a Cyber Security Policy.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

07/19.12.4.168

Moved: Clr J Drummond / Seconded: Clr K Wright

1. That Council receive the minutes of the Audit Panel 24 June 2019, the Annual Report of the Chair of the Audit Panel and the Audit Panel Performance Review, and
2. That Council endorse the Audit Panel Annual Workplan, and
3. That Council request a report on the recommendation that Council a Cyber Security Policy.

CARRIED UNANIMOUSLY

07/19.13.0 WORKS AND INFRASTRUCTURE

07/19.13.1 Works and Infrastructure Report

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

That the report be received by Council.

DISCUSSION:

- The Manager Infrastructure and Development Services advised that we have commenced construction of the Cunningham Street jetty however recent strong wind has created a safety issue delaying works but we are working to complete this as soon as possible.
- Clr Drummond asked in relation to the Fingal river area – how far along have we progressed with the tidying up of this area. The Manager Infrastructure and Development Services advised that this work is planned to be undertaken in Spring.
- Clr Osborne asked in relation to the masterplans for the cemeteries – when will these be done? The Manager Infrastructure and Development Services stated that Mathinna is ready to go and work will be done in September and the Fingal Cemetery is ready to progress following a meeting which is yet to take place with a resident in Fingal.

COUNCIL DECISION:

07/19.13.1.169 Moved: Clr J Drummond / Seconded: Clr B LeFevre

That the report be received by Council.

CARRIED UNANIMOUSLY

07/19.13.2 **Animal Control Report**

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

That the report be received by Council.

DISCUSSION:

- The Manager Infrastructure and Development Services advised that we have got some hot spots particularly with dogs attacking sheep at the moment.
- The Manager Infrastructure and Development Services advised that Officers are continuing to manage a situation in St Marys carefully and sensitively.

COUNCIL DECISION:

07/19.13.2.170 Moved: Clr J Drummond / Seconded: Clr K Chapple

That the report be received by Council.

CARRIED UNANIMOUSLY

07/19.13.3 **Policy Review – AM11 Roads Infrastructure Policy**

FILE REFERENCE	002\024\001\
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OFFICER'S RECOMMENDATION:

That Council;

- i) Adopt the amended policy, AM11 Roads Infrastructure.
- ii) Withdraw policy AM17 Road Dust Suppression.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

07/19.13.3.171

Moved: Clr J McGiveron / Seconded: Clr M Osborne

That Council;

- i) Adopt the amended policy, AM11 Roads Infrastructure.
- ii) Withdraw policy AM17 Road Dust Suppression.

CARRIED UNANIMOUSLY

07/19.13.4 Extension of Free Green Waste Days

FILE REFERENCE	033\046\001\
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OFFICER'S RECOMMENDATION:

That Council do not extend the free green waste days to all year-round at all waste disposal sites that are set up to accept green waste.

DISCUSSION:

- Clr Wright stated that she has concerns if we were to increase the green waste days it would probably reduce the illegal dumping. The Manager Infrastructure and Development Services stated that the notice of motion was set at all year round and that is what he prepared his report for. Clr Wright asked, is it possible to look at one (1) day a week as a compromise.
- Clr Drummond stated that she has concerns similar to Clr Wright with the dumping and the fire mitigation aspect in the bushland. Clr Drummond stated that she doesn't know what the solution is but wonders if what Clr Wright has suggested is a possibility, it may result in the same amount of waste.
- The Manager Infrastructure and Development Services stated that it is difficult with the movement of green waste in and out of the waste transfer stations, to try and pin point a financial model around this and what the volume would be if it is free. There is no quantitative assessment on illegal dumping of green waste.
- Clr Wrights asked, is \$34,000 worth risking not spending that money and have an increased risk of fire or is this a reasonable amount of money to risk – it doesn't see this as a huge amount of money.
- Clr LeFevre stated that we should leave it as is, but we did discuss giving three (3) – four (4) tickets to each family for free waste, this equates to three (3) – four (4) trips a year free. The Manager Infrastructure and Development Services stated that it depends what you offer with this, the cost could be at the high end, we would have to integrate with the cost model as to what this would mean. The Manager Infrastructure and Development Services advised that he is still working on a proposal in regards to this.
- The Manager Infrastructure and Development Services stated that we are mitigating some of the landfill through recycling as well as through the tip shops and we are encouraging people to reduce waste to the landfill.

- The General Manager stated that there are a couple of issues –people will dump when the waste transfer stations are not open or will do this anyway as they don't want to drive to the Waste Transfer Station it is an assumption that this will influence people to do the right thing.
- Clr Whittaker stated that by having a program available over summer and then the vouchers we are encouraging people to do the right thing.
- The General Manager stated that may be following the trial which is being undertaken with the mulching of the green waste Council review the situation.

COUNCIL DECISION:

07/19.13.4.172

Moved: Clr B LeFevre / Seconded: Clr M Osborne

That Council do not extend the free green waste days to all year-round at all waste disposal sites that are set up to accept green waste.

An amendment was moved:

07/19.13.4.173

Moved: Clr J Drummond / Seconded: Clr K Wright

That Council do not extend the free green waste days to all year-round at all waste disposal sites that are set up to accept green waste at this time and to review this decision at the end of the trial that is being undertaken by the Manager Infrastructure and Development Services.

CARRIED UNANIMOUSLY

The amendment becomes the motion:

CARRIED UNANIMOUSLY

07/19.13.5 Variation to 2019-2020 Bridge Capital Budget

FILE REFERENCE	032\001\004\
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OFFICER'S RECOMMENDATION:

That Council approve an increase to the 2019/2020 bridge replacement capital budget by \$150,000 from \$675,000 to \$825,000 to enable the early replacement of the damaged Bridge 2191 superstructure.

DISCUSSION:

- Clr Drummond asked, what are we putting in place or is the new bridge going to take a higher weight limit? The Manager Infrastructure and Development Services stated that a new superstructure will be compliant with Australian Standards to take the current load limit of 44t. The life of the superstructure is 100 years and the abutments 20 years.

COUNCIL DECISION:

07/19.13.5.174

Moved: Clr J McGiveron / Seconded: Clr M Osborne

That Council approve an increase to the 2019/2020 bridge replacement capital budget by \$150,000 from \$675,000 to \$825,000 to enable the early replacement of the damaged Bridge 2191 superstructure.

CARRIED UNANIMOUSLY

07/19.14.0 COMMUNITY DEVELOPMENT

07/19.14.1 Community Services Report

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

That the report be received.

DISCUSSION:

- The Manager Community Services advised that the Binalong Bay lease is now with Crown Land Services as of this morning.
- The Manager Community Services provided an update in regards to the Gardens Toilet – Parks and Wildlife Services have designed a temporary solution to be placed in the current car park area. Parks and Wildlife Services have written to neighbouring property owners and they are managing this process.
- Clr Drummond asked in relation to the toilets proposed for the Flagstaff Trailhead – The General Manager advised that there is an approval in place for a septic system to be put into place. Clr Drummond asked, have we costed what the cartage of water to the area would be for this system or what would be the alternative for pumping out toilets in the area. The General Manager advised that we have endeavoured to estimate the water but this is an unknown and the option of installing a water line from the town water supply has also been costed and the pump out system is also being considered. The General Manager stated that the toilet that is put in place will be subject to final design and recommendation from the Environmental Health Officer.

COUNCIL DECISION:

07/19.14.1.175

Moved: Clr K Wright / Seconded: Clr B LeFevre

That the report be received.

CARRIED UNANIMOUSLY

Clr Wright declared a non-pecuniary interest in the following item and remained in the meeting.

07/19.14.2 St Helens Point Progress Association – Request for Funding

FILE REFERENCE	040\118\001\
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OFFICER'S RECOMMENDATION:

That Council support the St Helens Point Progress Association and provide a financial contribution of \$1,000 to support the community group in undertaking a project to re-gravel the footpath along the Stieglitz Foreshore.

DISCUSSION:

- Clr Drummond stated that she supports the activity but asked whether it fits better under the Council Community Grants Program, it would be contained within a structure that we already have.
- The Manager Community Services advised that unfortunately it is the timing for this project as the grant program doesn't open until November with the program closing in March.
- The General Manager stated that this is a path on a Council lease which we would usually be responsible for maintaining, so this can be seen as the community undertaking work on behalf of Council on Council managed land.

COUNCIL DECISION:

07/19.14.2.176

Moved: Clr J McGiveron / Seconded: Clr B LeFevre

That Council support the St Helens Point Progress Association and provide a financial contribution of \$1,000 to support the community group in undertaking a project to re-gravel the footpath along the Stieglitz Foreshore.

CARRIED UNANIMOUSLY

07/19.14.3 Request for Council Sponsorship – Dragon Trail MTB Event

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

1. For the first three (3) years, Council waive all fees associated with the hire of infrastructure to support this event, that being stadium and banner hire fees for this event.
2. That Council provide a one (1) off financial payment of \$1,500 for the creation of a Perpetual Trophy made by a local community group.

- 3 (a) That Council provide a financial cash sponsorship \$6,500 to engage Flow Mountain Bike.
- Or;
- (b) That Council provide a one (1) off financial payment of \$13,500 to engage Flow Mountain Bike.

DISCUSSION:

- Cllr Wright asked, is this a not for profit event, is any money raised going to stay in our community. Cllr Wright is trying to see what the benefit is for us and if we weigh up against other community groups who ask for fee waivers.
- Mayor Tucker stated that this gives us maximum international exposure and we get the benefits of all of these people to come here over a number of years.
- The General Manager stated that it is only the first three (3) years that they are seeking fee waivers and then following that they fully intend to pay all fees in future years. The external company would get the benefits but we would get other benefits flowing from the event to the area.
- The Community Services Project Officer stated that they are also working with the schools with educational programs.
- The General Manager stated that within the proposal they have also mentioned they would engage local community groups to assist with catering etc during the event.
- Cllr Osborne stated that we should be involved in this because of the trails we are doing.
- Cllr McGiverson stated that it is important after the money we have spent on this that we get a good kick off in the first year with promotion.
- Cllr Drummond stated that she is acknowledging the tension between the community and ratepayers, this is why she supports option (a) so that she can put it to community members more readily.
- Cllr Whittaker stated that she would support option (a).

COUNCIL DECISION:

07/19.14.3.177

Moved: Cllr M Osborne / Seconded: Cllr J McGiverson

1. For the first three (3) years, Council waive all fees associated with the hire of infrastructure to support this event, that being stadium and banner hire fees for this event.
2. That Council provide a one (1) off financial payment of \$1,500 for the creation of a Perpetual Trophy made by a local community group.
3. That Council provide a one (1) off financial payment of \$13,500 to engage Flow Mountain Bike.

An amendment was moved:

07/19.14.3.178

Moved: Clr J Drummond / Seconded: Clr K Wright

1. For the first three (3) years, Council waive all fees associated with the hire of infrastructure to support this event, that being stadium and banner hire fees for this event.
2. That Council provide a one (1) off financial payment of \$1,500 for the creation of a Perpetual Trophy made by a local community group.
- 3 That Council provide a financial cash sponsorship \$6,500 to engage Flow Mountain Bike.

FOR Clr L Whittaker, Clr K Wright, Clr J Drummond, Clr K Chapple, Clr B LeFevre
AGAINST Clr J McGiveron, Clr M Tucker, Clr M Osborne
CARRIED

The amendment becomes the motion:

FOR Clr L Whittaker, Clr K Wright, Clr J Drummond, Clr K Chapple, Clr B LeFevre, Clr M Osborne
AGAINST Clr J McGiveron, Clr M Tucker
CARRIED

07/19.15.0 DEVELOPMENT SERVICES

07/19.15.1 Development Services Report

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

That the report be received.

DISCUSSION:

- Clr Drummond asked in relation to the Dog Management Policy, did we confirm where the new exercise areas will be? The Environmental Health Coordinator stated that they need to come back to Council to formally identify these areas.
- Clr McGiveron asked in relation to the St Marys Rivulet, has the \$400,000 been implemented yet. The General Manager advised that the application has been lodged we are just waiting on a response from the Department before we can commence.

Clr Drummond left the meeting at 12.05pm

- Clr Chapple asked in relation to the Lower Goerge River Flood Management, do we know when these are announced.

COUNCIL DECISION:

07/19.15.1.179 Moved: Clr K Wright / Seconded: Clr J Drummond

That the report be received.

CARRIED UNANIMOUSLY

07/19.15.2 **Planning Approvals Issued**

Received.

07/19.15.3 **Building Services Approvals**

Received.

07/19.15.4 **Portland Hall and Memorial Park – Amenities Addition**

FILE REFERENCE	004\005\006\
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OFFICER'S RECOMMENDATION:

That Council approve the attached design for the Portland Hall Amenities addition & internal alterations (excluding floor replacement).

DISCUSSION:

- The Building Services Coordinator advised that the works are in the current budget.
- Clr Wright asked, can we get handbag hooks on the back of the toilet doors.

Clr Drummond returned to the meeting at 12.06pm

- Clr Whittaker asked, is there to be lighting on the side entrance off the hall in Memorial Park. The Building Services Coordinator advised that there is a light there however the light was faulty at the time of the Winter Arts Festival however we may need a better flood light in the area.

COUNCIL DECISION:

07/19.15.4.180 Moved: Clr L Whittaker / Seconded: Clr K Wright

That Council approve the attached design for the Portland Hall Amenities addition and internal alterations (excluding floor replacement).

CARRIED UNANIMOUSLY

07/19.16.0 GOVERNANCE

07/19.16.1 General Manager's Report

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

That the General Manager's report be received.

DISCUSSION:

- The General Manager provided the following information:
 - o Drought Communities Programme – the roadworks for Meadstone Road were quite extensive, the vegetation clearance was in the order of approximately \$40,000 and the cost of the bridge replacement quite large. Reluctantly at this stage we have had to take Meadstone Road out, final discussions with Parks and Wildlife Services was in relation to selecting either Mathinna Falls and Meadstone but unfortunately they both could not be undertaken due to the bridges on both roads needing to be replaced.
 - o Jobs Action Package is still progressing and it currently rests with TasCOSS and TCCI.
 - o Review of the Local Government Legislation – the new directions paper is out for comment and we will have a discussion at the August workshop and meeting for a formal response.
 - o Local Government Association of Tasmania (LGAT) Local Government Excellence Awards was recognition for the whole organisation and what the excellence demonstrated in delivering the One Night Stand concert.

COUNCIL DECISION:

07/19.16.1.181 Moved: Clr J McGiveron / Seconded: Clr L Whittaker

That the General Manager's report be received.

CARRIED UNANIMOUSLY

07/19.16.2 Intention to Make New By-Law – Trail Network By-Law

FILE REFERENCE	008\001\010\
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OFFICER'S RECOMMENDATION:

In accordance with section 156 of the *Local Government Act 1993*, Council resolves to make a by-law for the regulation of the Trail Networks.

DISCUSSION:

- Clr Wright stated that she just wants to ensure that there is the opportunity for public consultation.
- The General Manager advised that the report outlines the consultation process which occurs and the consideration of submissions by Council.
- Clr Chapple stated that she just wants to ensure that this doesn't impinge on private operators in the associated areas.

COUNCIL DECISION:

07/19.16.2.182

Moved: Clr L Whittaker / Seconded: Clr B LeFevre

In accordance with section 156 of the *Local Government Act 1993*, Council resolves to make a by-law for the regulation of the Trail Networks.

CARRIED UNANIMOUSLY

07/19.16.3

Policy – LG06 Employee Recognition Policy

FILE REFERENCE	002\024\001\
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OFFICER'S RECOMMENDATION:

Option 1:

That Policy LG06 – Employee Recognition Policy be cancelled and replaced with a similarly worded Procedure with the number anniversary dates celebrated reduced.

Or

Option 2:

That Policy LG06 – Employee Recognition Policy be cancelled and replaced with a similarly worded Procedure with no change to the number of anniversary dates celebrated.

DISCUSSION:

- Clr Drummond stated that she feels quite strongly that we need to acknowledge the workers and this is a small thing.
- Clr McGiveron stated that he supports Clr Drummond.
- Clr LeFevre stated that he doesn't think it is an appropriate use of ratepayer funds. Clr LeFevre stated that he is all for acknowledging staff but thinks there are better ways of doing it.
- Clr Wright stated that she agrees with Clr Drummond.
- Clr Whittaker stated that maybe we should have checked to see what other Councils do.
- Clr Drummond stated that we need to recognise our valuable employees.

COUNCIL DECISION:

07/19.16.3.183

Moved: Clr J Drummond / Seconded: Clr J McGiveron

That Policy LG06 – Employee Recognition Policy be cancelled and replaced with a similarly worded Procedure with no change to the number of anniversary dates celebrated.

FOR Clr J McGiveron, Clr K Wright, Clr M Osborne, Clr J Drummond, Clr K Chapple, Clr M Tucker
AGAINST Clr L Whittaker, Clr B LeFevre
CARRIED

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

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

CARRIED UNANIMOUSLY

IN CONFIDENCE

07/19.17.0 CLOSED COUNCIL

07/19.17.1 Confirmation of Closed Council Minutes – Council Meeting 24 June 2019

07/19.17.2 Outstanding Actions List for Closed Council

07/19.17.3 Contract 030\001\114\ Town Litter Collection - Closed Council Item Pursuant To Section 15(2)D Of The Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

07/19.17.3.CC Moved: Clr J McGiveron / Seconded: Clr J Drummond

That Council formally close the re-tender process for Contract 030\001\114\ “Town Litter Collection Service” without awarding a contract.

That Council deliver the town litter collection service and progress the purchase of a new rear loading compactor garbage truck and the hire of casual/part-time labour to deliver the service.

CARRIED UNANIMOUSLY

07/19.17.4 Commercial Opportunities – MTB Network - Closed Council Item Pursuant To Section 15(2)C Of The Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

07/19.17.4.CC Moved: Clr L Whittaker / Seconded: Clr K Chapple

That Council progress with an open Expression of Interest process for the establishment of a commercial operation at both the Flagstaff Road Trail Head and Swimcart Beach trail end subject to approvals being obtained from the land agency with responsibility for the sites.

CARRIED UNANIMOUSLY

07/19.17.5 Superstructure Replacement, Bridge 2191 over Fletchers Creek on Reids Road – Closed Council Item Pursuant To Section 15(2)D Of The Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

07/19.17.5.CC Moved: Clr J McGiveron / Seconded: Clr J Drummond

That Council award a contract to BridgePro Engineering to replace Bridge 2191 Superstructure for the purpose of replacing the superstructure, project management and undertaking required road works.

CARRIED UNANIMOUSLY

07/19.17.6 St Helens MTB Trail Network – Closed Council Item Pursuant To Section 15(2)B Of The Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

07/19.17.6.CC Moved: Clr L Whittaker / Seconded: Clr M Osborne

That Council provide the General Manager with the authority to progress management and operational arrangements for the St Helens MTB Network with a focus on the following four (4) key principles:

- developing financial sustainability;
- Securing control and management of the infrastructure;
- developing community and business support and participation in trail network management;
- Providing opportunities for commercial arrangements.

CARRIED UNANIMOUSLY

07/19.17.7 Sale of Properties for Non Payment of Rates – Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

07/19.17.7.CC Moved: Clr J McGiveron / Seconded: Clr B LeFevre

That the properties, as listed, be approved for sale for non-payment of rates under Section 137 of the Local Government Act (1993), if and as soon as, they reach the three (3) year arrears of rates threshold, during 2019/2020.

CARRIED UNANIMOUSLY

**07/19.17.8 Affordable Housing – Closed Council Item Pursuant To Section 15(2)F
Of The Local Government (Meeting Procedures) Regulations 2015**

COUNCIL DECISION:

07/19.17.8.CC Moved: Clr J Drummond / Seconded: Clr L Whittaker

1. That Council support CatholicCare to provide an Expression of Interest to the Regional Supply of Social Housing Stage 2 relating to the Break O’Day area.
2. That Council staff be authorised to progress discussions with CatholicCare regarding previously identified land for disposal.

CARRIED UNANIMOUSLY

**07/19.17.9 General Manager’s Annual Leave and Appointment of Acting General
Manager – Closed Council Item Pursuant To Section 15(2)A Of The Local
Government (Meeting Procedures) Regulations 2015**

COUNCIL DECISION:

07/19.17.9.CC Moved: Clr L Whittaker / Seconded: Clr M Osborne

That the General Manager’s annual leave be noted and that the Corporate Services Manager, Bob Hoogland, be appointed as Acting General Manager.

CARRIED UNANIMOUSLY

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

Moved: Clr J Drummond / Seconded: Clr L Whittaker: That Council move out of Closed Council.

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.57pm.

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MAYOR

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DATE