

17 MARCH
2014

COUNCIL MINUTES

Council Chambers



Des Jennings

General Manager, Break O'Day Council

17 March 2014

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03/14.1.0 ATTENDANCE

03/14.1.1 Present

Acting Mayor Hannah Rubenach
Councillor Donna Coulson
Councillor Reon Johns
Councillor John LeFevre
Councillor John McGiveron
Councillor Glenn McGuinness
Councillor Margaret Osborne OAM
Councillor Mick Tucker

03/14.1.2 Apologies

Nil

03/14.1.3 Leave of Absence

Mayor Sarah Schmerl

03/14.1.4 Staff in Attendance

General Manager, Des Jennings
Executive Assistant, Angela Matthews
Manager Corporate Services, Bob Hoogland (*Item 11.1 – 11.18 / 17.2 – 17.3*)
Manager Works & Infrastructure, Stephen Yam (*Item 12.1 – 12.4 / 17.4 – 17.8*)
Manager Community Services, Chris Hughes (*Item 13.1 – 13.5 / 17.2 – 17.4*)
Planning Coordinator/Economic Development Officer, Anita Lewis (*Item 13.5 – 16.0 / 17.4*)
Manager Human Resources (*Item 17.1*)

03/14.2.0 PUBLIC QUESTION TIME

Two (2) 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.

03/14.2.1 TasWater – Mr J Albury, St Helens

Does Council own TasWater?

Reply

Council are shareholders of TasWater along with the other 28 Councils in the State.

03/14.2.1 Election Correspondence to Ratepayers – Mr R Legge, St Marys

1. How many letters went to the public from the Mayor regarding the State Election on the 15 March 2014?
2. How much did it cost? Paper, envelopes, postage and folding
3. Why is Council involved with this sort of propaganda?
4. Who authorised this extravagant waste of money?

Reply

The mail out on 15 March 2014 was part of an overall campaign of lobbying politicians and communication with the community to leverage action from State Government election candidates for the benefit of the economy and infrastructure of Break O'Day. Council is very satisfied that the overall campaign was very effective in achieving significant positive outcomes that otherwise would not have been achieved. Council will, of course, review all of the elements of the campaign in terms of cost and effectiveness and incorporate these learnings in future activities of this nature. In terms of the mail out, letters were forwarded to all rate payers, although we tried to remove any "double ups" – 4,900 were sent and the only external costs were printing/envelopes/mailing of approx. \$3,250; all other costs were "in house".

03/14.2.2 Parking Lines in St Marys – Mr R Legge, St Marys

When are the parking lines in St Marys going to be repainted as there is little guidance for the public, or are we going to see parallel parking before this is done?

Reply

In Tasmania, all line marking, including on Council roads, are the responsibility of the State Government's Department of Infrastructure, Energy and Resources.

Council has requested the car park line marking in St Marys be reinstated, but the Department has notified that their line marking budget this financial year has been expended, and our request will be considered in the next financial year.

03/14.3.0 CONFIRMATION OF MINUTES

03/14.3.1 Confirmation of Minutes – Council Meeting 17 February 2014

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.3.1.045 Moved: Clr R Johns / Seconded: Clr J McGiveron

That the minutes of the Council Meeting held on the 17 February 2014 be confirmed.

CARRIED UNANIMOUSLY

03/14.4.0 COUNCIL WORKSHOPS HELD SINCE 17 FEBRUARY 2014 COUNCIL MEETING

There was a Council Workshop held on Monday 3 March and the following items were listed for discussion as well as a presentation from NBN Co providing an update on the NBN Migration in St Helens:

- Review of Policy Numbering
- Review – Asset Recognition and Depreciation Policy
- Review – Rating Exemptions and Remissions Policy
- Review – Distribution of Unclaimed Funds Policy
- Review – Corporate Credit Card Policy
- Review – Dealing with Difficult Customers Policy
- Review – Confidentiality Policy
- Review – Computer Use, Internet and Email Policy
- Review – Information Management Policy
- Review – Privacy Policy
- Review – Volunteer Policy and Guidelines
- Review – Public Interest Disclosure Policy
- Street Pole Banners to promote History Room
- Scamander Surf Life Saving Club
- Planning Items
- Australian Local Government Association (ALGA) – 2014 National General Assembly of Local Government – Call for Motions
- Local Government Association of Tasmania (LGAT) – Annual General Meeting and General Meeting – Call for Motions
- HMAS Tobruk Project
- Support for Blue Tier Reserve
- School Lunches – St Helens District School
- Weed Officer
- Council Recognition of Residents Who Attain 100 Years of Age

Moved: Clr R Johns / Seconded: Clr D Coulson

That two (2) further items be added to the Council agenda.

03/14.5.0 DECLARATION OF PECUNIARY INTEREST OF A COUNCILLOR OR CLOSE ASSOCIATE

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

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

Clr McGuinness declared a Conflict of Interest for agenda item 03/14.17.6 – Business Enterprise Centre (BEC) and HMAS Tobruk Project.

Clr McGuinness declared a Conflict of Interest for agenda item 03/14.17.10 – Leave of Absence.

03/14.6.0 PETITIONS

Nil.

03/14.7.0 NOTICES OF MOTION

03/14.7.1 Notice of Motion – Burns Bay Boat Ramp – Clr John McGiveron

DISCUSSION:

- Clr McGiveron stated that people are also slipping and falling on the ramp which is a safety issued.
- Clr Coulson requested the foreshore ramp be included.
- The General Manager advised that a report would be completed and include all ramps with costs.

COUNCIL DECISION:

03/14.7.1.046

Moved: Clr J McGiveron / Seconded: Clr R Johns

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 clean the Burns Bay Boat Ramp on a regular basis, ie fortnightly during the hotter months and once a month for the remainder of the year.

CARRIED UNANIMOUSLY

03/14.7.2

Notice of Motion – Temperature Gauge in St Helens – Clr John LeFevre

DISCUSSION:

- Clr Tucker stated that the current weather temperatures advertised are a potential impediment to our tourist numbers into the area. This would not be a “Weather Australia” confirmed temperature however if it is linked to Councils website it would bring more people looking at our site.
- Clr Coulson stated that the Bureau of Meteorology have already stated that they would not recognise this as a valid temperature gauge as the airport is the one they use, therefore do not see any value in wasting the money. Star FM have a gauge that they advertise the temperature on the radio.
- Clr McGiveron stated that the one at the airport does the job.

COUNCIL DECISION:

03/14.7.2.047

Moved: Clr J LeFevre / Seconded: Clr M 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 investigate the cost of establishing a remote temperature gauge in St Helens with a link to Council’s website.

FOR Clr J LeFevre, Clr G McGuinness, Clr M Tucker

AGAINST Clr J McGiveron, Clr D Coulson, Clr M Osborne, Clr R Johns, Clr H Rubenach

LOST

03/14.8.0 COUNCILLORS QUESTIONS ON NOTICE

03/14.8.1 St Marys Waste Transfer Station – Clr R Johns

At the St Marys waste transfer station receipts are not always given to people who use this tip. Attendant might ask if you would like a receipt but this is not always the case. My question is how can the cash book be balanced?

Reply

We have had a recent meeting with MDG. The transfer station attendants have tickets of appropriate “denominations” and these should be issued to every customer, whether they request one or not. A valid reconciliation is number of tickets for each denomination, multiplied out and added up. If receipts are not at least allocated, if not taken by a customer, then Council will not be receiving the correct revenue. Therefore, the answer is, the “cash book” cannot be correctly balanced if tickets/receipts are not issued. MDG advises that they believe that tickets are issued. If elected members are aware of specific instances, please direct customers to make a specific complaint to Council and this will be investigated.

03/14.8.2 Waste Transfer Station – Recyclable Goods – Clr R Johns

Is timber off loaded at a waste transfer station considered recycle goods?

Reply

Timber can be treated in many ways:

- If it's still good, can go to the Tip Shop to be sold or given to other people.
- If it's from tree chopping or removal, than classed as tree lopping or stump materials, which there is a fee.
- If it's from building renovations, it's builders' waste and there's a fee.
- If it can be mulched, then it's classed as green waste, with attracts a lower fee or free during summer.
- If it's rubbish, it's rubbish.

Some timber can be recycled, but only if we have a procedure in place to ensure this can be done.

03/14.8.3 Heritage Park Precinct – Clr R Johns

Has Council contracted or approached any draftsperson or the like within the last month to redesign or submit a new design for the museum that might be built in the Heritage Park Precinct?

Reply

Yes, as per Council resolution number 10/13.18.4.283 made at the 21 October 2013 Council Meeting:

“That the General Manager be authorised to follow up with relevant State Politicians and provide further reports in regards to the St Marys Sport and Recreation Facility – upgrade of kitchen and the St Marys Arts, Culture and Heritage Precinct.”

03/14.9.0 COUNCILLORS 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.

03/14.9.1 “Dalton’s Cove” – Clr G McGuinness

What is the status of the naming of “Dalton’s Cove” at Binalong Bay?

Reply

The Manager Community Services met with two (2) members of the group last week – they have moved away from changing the name of the Cove as Parks & Wildlife Services denied their request previously. Council Officers then wrote to Parks & Wildlife Services seeking their permission to place a memorial plaque on a rock within the cove area, which was also denied. Parks & Wildlife Services have advised that they will allow a plaque to be placed in the car park area above the cove but not near the walking track entrance. A further meeting with the members of the group is scheduled to be held incoming weeks to look at a placement area.

03/14.9.2 St Marys Hospital – Clr R Johns

To the General Manager:

Has Council received any assurance from the major parties about the long term secure future of the St Marys Hospital?

Reply

The General Manager advised that throughout meetings held with the political parties leading up to the elections there was a strong push to clearly indicate that the redevelopment of the St Helens Hospital will have no effect on the long term future of the St Marys Hospital.

03/14.9.3 Tip Site – Clr M Tucker

At the December Meeting I asked when we are going to receive the geological survey of a new tip site and you said we were supposed to get a report early this year. Can you give me a timeframe for the report to be given to Council as last year the Consultant, Justin Jones was saying the St Helens tip sites life span was supposed to be quite short?

Reply

Justin Jones from JustWaste is currently arranging for some geotech testing to be undertaken to ascertain which of the sites being investigated would be the preferred sites for Council to consider. An update will be presented at the next Council Workshop.

03/14.9.4 Sale of Items – Clr M Tucker

Can you confirm if Council is supposed to be considering selling our big loader?

Reply

No.

03/14.10.0 MAYOR'S & COUNCILLORS COMMUNICATIONS

03/14.10.1 Mayor's Communications for Period Ending 17 March 2014

Mayor Sarah Schmerl was on leave from Monday 3 March 2014 and Deputy Mayor Hannah Rubenach was Acting Mayor.

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|----------|------------------|---|
| 24.02.14 | St Helens | – Media Announcements with Minister Rebecca White – St Helens Hospital and Slip Lane on the Intersection of St Helens Point Road and Tasman Highway |
| 03.03.14 | St Helens | – Council Workshop |
| 17.03.14 | St Helens | – Council Meeting |

03/14.10.2 Councillors Reports for Period Ending 17 March 2014

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 Sarah Schmerl/Clr Margaret Osborne

- Meeting this week.

NRM Special Committee – Deputy Mayor Hannah Rubenach

- Meeting this week.

Business Enterprise Centre (BEC) – Mayor Sarah Schmerl

- Nothing to report, meeting is to be held on Thursday.
- Two (2) new Board members joining.

Star FM – Clr Reon Johns

- Nothing further to report.

Barway Committee – Clr John McGiveron

- Work at Pelican Point has had some issues and has not really succeeded. MAST will be coming up to investigate further.
- Need to now quickly follow up with the new Government.

Regional Tourism Organisation (RTO) – Clr Margaret Osborne

- New CEO going really well.
- Working on campaigns for Easter and into the winter.
- Workshop regarding promoting tourism opportunities for the Bay of Fires.
- Meeting this Thursday.

Binalong Bay Foreshore Master Plan – Community Reference Group – Clr Glenn McGuinness

- No further meeting.

03/14.10.3 Mayor's and Councillor's Items

COUNCIL DECISION:

Received.

03/14.11.0 BUSINESS AND CORPORATE SERVICES

03/14.11.1 Corporate Services – Strategic Plan Activity Report

COUNCIL DECISION:

Received.

03/14.11.2 Monthly Financial Report

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|----------------|--------------|
| FILE REFERENCE | 018\018\001\ |
|----------------|--------------|

DISCUSSION:

- The Manager Corporate Services advised that some late revenue was received for the VIC of approximately \$17,000.

COUNCIL DECISION:

03/14.11.2.048

Moved: Clr R Johns / Seconded: Clr M Osborne

That the following reports for the month ending 28 February 2014 be received:

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

CARRIED UNANIMOUSLY

03/14.11.3 Corporate Services Department Report

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|----------------|--------------|
| FILE REFERENCE | 018\018\001\ |
|----------------|--------------|

DISCUSSION:

- The Manager Corporate Services advised that the term deposit matured on the 6 March has been re-invested.

COUNCIL DECISION:

03/14.11.3.049

Moved: Clr R Johns / Seconded: Clr M Tucker

That the report be received.

CARRIED UNANIMOUSLY

03/14.11.4 Corporate Services Capital Works Breakdown Report

COUNCIL DECISION:

Received.

03/14.11.5 Visitor Information Centre Report

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|----------------|--------------|
| FILE REFERENCE | 040\028\002\ |
|----------------|--------------|

DISCUSSION:

- The Manager Corporate Services advised that some late revenue was received for the VIC of approximately \$17,000.
- The Curator, Kym Matthews of the History Room was nominated for the Tasmanian Library Advisory Board. This nomination was successful.

COUNCIL DECISION:

03/14.11.5.050 Moved: Clr R Johns / Seconded: Clr D Coulson

That the report be received.

CARRIED UNANIMOUSLY

03/14.11.6 **Risk Management Report**

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|----------------|--------------|
| FILE REFERENCE | 002\025\001\ |
|----------------|--------------|

DISCUSSION:

No further discussion took place on this item.

COUNCIL DECISION:

03/14.11.6.051 Moved: Clr R Johns / Seconded: Clr M Tucker

That the report be received.

CARRIED UNANIMOUSLY

03/14.11.7 **Review – AM1 – Asset Recognition and Depreciation Policy**

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.7.052 Moved: Clr D Coulson / Seconded: Clr R Johns

That Council adopt the Asset Recognition and Depreciation Policy, as amended be adopted with a three (3) year review period

CARRIED UNANIMOUSLY

03/14.11.8 Review – LG11 – Rating Exemptions and Remissions Policy

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|----------------|--------------|
| FILE REFERENCE | 002\024\007\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.8.053 Moved: Clr M Osborne / Seconded: Clr R Johns

That Council adopt the Rating Exemptions and Remissions Policy as amended.

CARRIED UNANIMOUSLY

03/14.11.9 Review – LG20 – Distribution of Unclaimed Funds Policy

| | |
|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.9.054 Moved: Clr R Johns / Seconded: Clr D Coulson

That Council adopt the Distribution of Unclaimed Funds Policy, as amended, and that the policy be reviewed every three (3) years

CARRIED UNANIMOUSLY

03/14.11.10 Review – LG16 – Corporate Credit Cards Policy

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.10.055 Moved: Clr M Osborne / Seconded: Clr R Johns

That Council adopt the Corporate Credit Card Policy as amended.

CARRIED UNANIMOUSLY

03/14.11.11 **Review – LG17 – Dealing with Difficult Customers Policy**

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.11.056 Moved: Clr R Johns / Seconded: Clr G McGuinness

That Council adopt the Dealing with Difficult Customers Policy as amended.

CARRIED UNANIMOUSLY

03/14.11.12 **Review – LG14 – Computer Use, Internet and Email Policy**

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.12.057 Moved: Clr R Johns / Seconded: Clr D Coulson

That Council adopt the Computer Use, Internet and Email Policy, as amended.

CARRIED UNANIMOUSLY

03/14.11.13 Review – LG27 – Information Management Policy

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.13.058 Moved: Clr R Johns / Seconded: Clr M Osborne

That Council adopt the Information Management Policy, as amended, and that the Policy be reviewed every three (3) years

CARRIED UNANIMOUSLY

03/14.11.14 Review – LG29 – Privacy Policy

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.14.059 Moved: Clr R Johns / Seconded: Clr G McGuinness

That Council adopt the Privacy Policy, as amended and that the Policy be reviewed every three (3) years.

CARRIED UNANIMOUSLY

03/14.11.15 Review – LG30 – Public Interest Disclosure Policy

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|----------------|--------------|
| FILE REFERENCE | 002\024\005\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.15.060 Moved: Clr R Johns / Seconded: Clr D Coulson

That Council adopt the Public Interest Disclosure Policy, as amended, and that the Policy be reviewed every three (3) years.

CARRIED UNANIMOUSLY

03/14.11.16 **Audit Panel**

| | |
|----------------|--------------|
| FILE REFERENCE | 018\005\006\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.11.16.061 Moved: Clr M Osborne / Seconded: Clr R Johns

That Council works with the Sub Regional Alliance to identify a cost-effective approach to complying with the legislated requirement for an Audit Panel.

CARRIED UNANIMOUSLY

03/14.11.17 **Lease / Policy – Requirement for Community Organisation Funding**

| | |
|----------------|--------------|
| FILE REFERENCE | 038\004\006\ |
|----------------|--------------|

DISCUSSION:

- This item was previously listed for discussion at a Council Workshop.
- The Manager Corporate Services advised that the draft leases have not yet been sent out and groups will be advised that this option is available to them.

COUNCIL DECISION:

03/14.11.17.062 Moved: Clr R Johns / Seconded: Clr M Osborne

That Council allow for community groups, with specific concerns relating to Tasmanian Community Fund grant access, to amend lease conditions with respect to continuity.

CARRIED UNANIMOUSLY

03/14.11.18 Paddle Wheeler Restaurant – Extension of Licence

| | |
|----------------|--------|
| FILE REFERENCE | AC/553 |
|----------------|--------|

DISCUSSION:

- Clr Coulson stated that there are boats tied up to the Paddle Wheeler on the other side and one of these is being used as overflow seating for the Paddle Wheeler.
- Clr Tucker stated that this would be an issue for MAST if other vessels are being used for this purpose.
- The Manager Corporate Services will write to the Lessee of the Paddle Wheeler requesting them to confirm that consideration of these concerns has been noted as well as to ensure they are compliant with the lease as well as all relevant, current legislation ie in relation to the use of the overflow seating area on the second vessel along with DDA requirements, etc.
- Councillors agreed they did not want to amend the current motion as long as the concerns listed above were brought to the attention of the Lessee in correspondence.

COUNCIL DECISION:

03/14.11.18.063 Moved: Clr J LeFevre / Seconded: Clr J McGiveron

That Council confirm approval for a three (3) year licence extension as requested.

CARRIED UNANIMOUSLY

*Adjourned for morning tea at 10.49am
Meeting resumed at 11.00am*

03/14.12.0 WORKS AND INFRASTRUCTURE

03/14.12.1 Works and Infrastructure – Strategic Plan Activity Report

COUNCIL DECISION:

Received.

03/14.12.2 Works and Infrastructure Report

| | |
|----------------|--------------|
| FILE REFERENCE | 014\002\001\ |
|----------------|--------------|

DISCUSSION:

- Clr Coulson advised that a State Politician advised her that Council could hand the Leona Road Bridge in its current state to the adjacent property owners and requested that this matter be investigated further.
- It was agreed that Clr Coulson's comment above would be investigated further and legal advice sought with a report to be re-presented to Council as some advice sought has already indicated that Council would still have a certain level of liability if an incident was to happen. The General Manager advised that although there is a motion on the books to remove the bridge Officer's would hold off until all advice has been received and Council has considered the matter again.
- Clr Johns asked the Manager Works and Infrastructure if the matter of the Dalmayne Road Bridge and the rocks had been progressed? The Manager Works and Infrastructure advised not at this stage.

COUNCIL DECISION:

03/14.12.2.064 Moved: Clr R Johns / Seconded: Clr M Osborne

That the report be received by Council.

CARRIED UNANIMOUSLY

03/14.12.3 Works and Infrastructure Capital Works Breakdown Report

COUNCIL DECISION:

Received.

03/14.12.4 Animal Control Report

| | |
|----------------|--------------|
| FILE REFERENCE | 003\008\002\ |
|----------------|--------------|

DISCUSSION:

- Clr Rubenach stated that Officer's need to ensure that all signage is visible eg the signs on the foreshore need to be checked as stated in the report.

COUNCIL DECISION:

03/14.12.4.065 Moved: Clr R Johns / Seconded: Clr D Coulson

That the report be received by Council.

CARRIED UNANIMOUSLY

03/14.13.0 COMMUNITY DEVELOPMENT

03/14.13.1 Community Services – Strategic Plan Activity Report

COUNCIL DECISION:

Received.

03/14.13.2 Community Services Report

| | |
|----------------|-----|
| FILE REFERENCE | N/A |
|----------------|-----|

DISCUSSION:

- The Manager Community Services advised that from next week the Digital Hub will be relocating to the Council Library until August next year. Any costs associated with the relocation are covered under the grant funding.

COUNCIL DECISION:

03/14.13.2.066 Moved: Clr R Johns / Seconded: Clr M Osborne

That the report be received.

CARRIED UNANIMOUSLY

03/14.13.3 Community Services Capital Works Breakdown Report

COUNCIL DECISION:

Received.

03/14.13.4 Financial Assistance – Scamander Surf Life Saving Club

| | |
|----------------|--------------|
| FILE REFERENCE | 040\095\001\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.13.4.067 Moved: Clr R Johns / Seconded: Clr J LeFevre

That Council does not provide financial assistance to the Scamander Surf Life Saving Club to assist with the completion of Stage 2 of the facility.

CARRIED UNANIMOUSLY

03/14.13.5 Municipal Management Plan (MMP)

| | |
|----------------|--------------|
| FILE REFERENCE | 002\017\009\ |
|----------------|--------------|

DISCUSSION:

- Clr Rubenach stated that there is nothing listed in regards to risks in the Economic Development Strategy.
- These reports will go out for public comment and then all comments will be forwarded to the Consultants.

COUNCIL DECISION:

03/14.13.5.068 Moved: Clr R Johns / Seconded: Clr M Osborne

That Council in principle adopt the following plans/studies/strategies which have been completed as part of the Municipal Management Plan project:

1. Responding to Climate Change prepared by EMC;
2. Airstrip Feasibility Study – Part A and B prepared by Aurecon; and
3. Economic Development Strategy prepared by MCA

CARRIED UNANIMOUSLY

03/14.14.0 DEVELOPMENT SERVICES

03/14.14.1 Development Services – Strategic Plan Activity Report

COUNCIL DECISION:

Received.

03/14.14.2 Development Services Report

| | |
|----------------|--------------|
| FILE REFERENCE | 031\013\003\ |
|----------------|--------------|

DISCUSSION:

- Clr Johns raised an issue in relation to concerns with the valuation of rural zoned properties. It was agreed that this matter would be listed for discussion at a Council Workshop where the appropriate Officers will be present to provide advice.

COUNCIL DECISION:

03/14.14.2.069 Moved: Clr R Johns / Seconded: Clr D Coulson

That the report be received.

CARRIED UNANIMOUSLY

INFORMATION

| DA NO. | LOCATION | | SECTION |
|---------------|---|------------------------------------|-----------------------|
| 215-2013 | 6 Tully Street, St Helens | Dwelling & Garage | 56 |
| 466-2007 | 102 Tasman Highway, Beaumaris | Garage, Carport & deck | 56 |
| 265-2013 | 1 Kiama Parade, Akaroa | Carport | 57 |
| 082-2012 | Cornwall Road, Cornwall | Amenities & Workshop | 56 |
| 353-2008 | 77 Acacia Drive, Ansons Bay | Change of Use & Dwelling Additions | 56 |
| 017-2014 | 220 St Helens Point Road, Stieglitz | Annexe Additions & Deck | No Permit Required |
| 256-2013 | 94 Grant Street, Falmouth | Garage & Patio | 57 |
| 250-2013 | 173A Main Road, Binalong Bay | Garage | 57 |
| 257-2013 | Campbell Street, Scamander | Machinery Shed | 57 |
| 021-2014 | 1320 North Ansons Bay Road, Ansons Bay | Storage Shed | No Permit Required |
| 018-2014 | 27 Gray Road, St Marys | Dwelling Additions | 58 |
| 258-2013 | 17-19 Rex Court, St Helens | 2 Lot Subdivision | 57 |

INFORMATION

| No. | BA No. | Town | Development | Value |
|-----|------------|--------------|--|----------------|
| 1 | 2013 / 036 | Binalong Bay | New - Walkway & Viewing Platform | \$100,000.00 |
| 2 | 2013 / 046 | St Helens | New Dwelling | \$131,000.00 |
| 3 | 2013 / 050 | Binalong Bay | Additions Dwelling & Garage | \$39,500.00 |
| 4 | 2012 / 282 | St Helens | Staged Development - Stage 2 - Dwelling | \$30,000.00 |
| 5 | 2013 / 247 | St Helens | Additions to Dwelling, Deck and Verandah | \$34,000.00 |
| 6 | 2012 / 066 | Fingal | New Water Treatment Plant | \$2,500,000.00 |
| 7 | 2008 / 348 | Stieglitz | Amendment - Solar Panels (amended CLC - Originally Dwelling & Garage only) | \$5,000.00 |
| 8 | 2013 / 134 | Binalong Bay | New Carport | \$3,100.00 |

| ESTIMATED VALUE OF BUILDING APPROVALS FINANCIAL YEAR TO DATE | 2012/2013 | 2013/2014 | |
|--|-----------------|----------------|----------------|
| | \$11,229,151.00 | \$8,235,128.00 | |
| ESTIMATED VALUE OF BUILDING APPROVALS FOR THE MONTH | MONTH | 2013 | 2014 |
| | February | \$2,500,324.00 | \$2,842,600.00 |
| NUMBER BUILDING APPROVALS FOR FINANCIAL YEAR TO DATE | MONTH | 2012/2013 | 2013/2014 |
| | February | 137 | 104 |

03/14.14.5 Development Services Capital Works Breakdown Report

COUNCIL DECISION:

Received.

03/14.15.0 GENERAL MANAGER’S REPORT

03/14.15.1 General Manager’s – Strategic Plan Activity Report

COUNCIL DECISION:

Received.

03/14.15.2 General Manager’s Report

| | |
|----------------|--------------|
| FILE REFERENCE | 002\012\001\ |
|----------------|--------------|

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.15.2.070 Moved: Clr R Johns / Seconded: Clr J McGiveron

That the General Manager’s report be received.

CARRIED UNANIMOUSLY

03/14.15.3 Governance Capital Works Breakdown Report

COUNCIL DECISION:

Received.

03/14.15.4 Walking Track to Paddy’s Head

| | |
|----------------|--------------|
| FILE REFERENCE | 027\036\001\ |
|----------------|--------------|

DISCUSSION:

This item was discussed at a Council Workshop therefore no further discussion took place on this item.

COUNCIL DECISION:

03/14.15.4.071 Moved: Clr R Johns / Seconded: Clr D Coulson

That the report be received.

CARRIED UNANIMOUSLY

03/14.15.5 **Future Governance of the Northern Regional Planning Initiative**

| | |
|----------------|--------------|
| FILE REFERENCE | 039\011\003\ |
|----------------|--------------|

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.15.5.072 Moved: Clr R Johns / Seconded: Clr M Osborne

That Council endorse the *Future Regional Governance Proposal* dated 22 January 2014 as the ongoing management of the Northern Regional Planning Initiative.

CARRIED UNANIMOUSLY

03/14.15.6 **Request for Waiver for Blade Signage – St Helens Op Shop**

| | |
|----------------|--------------|
| FILE REFERENCE | 031\016\002\ |
|----------------|--------------|

DISCUSSION:

- Clr McGiveron stated that as this is a community charity not a business Council should do this for them.

COUNCIL DECISION:

03/14.15.6.073 Moved: Clr J LeFevre / Seconded: Clr M Tucker

That Council do not approve the request to waive the cost for the purchase of a blade sign for the St Helens Op Shop.

FOR Clr M Osborne, Clr M Tucker, Clr J LeFevre
AGAINST Clr J McGiveron, Clr D Coulson, Clr R Johns, Clr G McGuinness, Clr H Rubenach
LOST

03/14.15.7 Local Government Association of Tasmania (LGAT) – Annual General Meeting and General Meeting – Call for Motions

| | |
|----------------|--------------|
| FILE REFERENCE | 039\002\008\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.15.7.074 Moved: Clr J McGiveron / Seconded: Clr D Coulson

That Council support the submission of the following two (2) motions to the Local Government Association of Tasmania (LGAT) Annual General Meeting and General Meeting for consideration.

Motion 1 – Super Trawler

That LGAT supports the position of all state parties in their election commitments to lobby the major federal political parties in opposing super trawlers operating in Australian waters, and support immediate federal legislation to permanently ban super trawlers (ie freezer factory trawlers) in Australia’s Exclusive Economic Zone (EEZ).

Background Comments:

We believe that the more spheres of Government that take up this issue placing pressure on the Federal Government to ban the super trawlers the better likelihood there is of success.”

If a Super Trawler was to be allowed to fish in Australian waters and they were to fish of the East Coast of Tasmania the local and regional economy of St Helens would be irreversibly downsized. Losses in domestic and export fishery revenues and related employment will be significant. Alternative local/regional employment will not be available, and the majority of the profits from such an enterprise would all go overseas with no financial benefit to local commercial or recreational fisheries

Motion 2 – Police Checks

1. That there be a requirement for all current and future candidates for Local Government to undertake National Police Checks in current name and any previous names.

and

2. That this requirement form part of the nomination form which must be completed by all candidates.

Background Comments:

National Police checks are now a common requirement in most forms of employment and areas of volunteer work. This is extremely important for both an organisation and an individual when undertaking duties especially when it may involve contact with children and dealing with public monies

CARRIED UNANIMOUSLY

03/14.15.8 **Authorisation to Execute Grant Deed for the Redesign and Upgrade of the Junction of St Helens Point Road and the Tasman Highway**

| | |
|----------------|--------------|
| FILE REFERENCE | 018\019\001\ |
|----------------|--------------|

DISCUSSION:

- The General Manager advised that preliminary design work has been done previously. Further survey work is currently being completed.
- Design of intersection will endeavour to stay away from Boggy Creek.

COUNCIL DECISION:

03/14.15.8.075 Moved: Clr R Johns / Seconded: Clr G McGuinness

That actions of the Deputy Mayor and General Manager in executing the grant deed for the redesign and upgrade of the junction of St Helens Point Road and Tasman Highway be endorsed.

CARRIED UNANIMOUSLY

03/14.15.9 **St Helens Football Club Inc – Change Room Design**

| | |
|----------------|--------------|
| FILE REFERENCE | 004\008\025\ |
|----------------|--------------|

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.15.9.076 Moved: Clr R Johns / Seconded: Clr M Osborne

That Council's Management liaise with the St Helens Football Club and progress the design and documentation of new multi-use change rooms for the St Helens Sport and Recreation Ground.

CARRIED UNANIMOUSLY

03/14.15.10 Council Recognition of Residents Who Attain 100 Years of Age

| | |
|----------------|--------------|
| FILE REFERENCE | 011\034\006\ |
|----------------|--------------|

DISCUSSION:

This item was previously listed for discussion at a Council Workshop, no further discussion took place.

COUNCIL DECISION:

03/14.15.10.077 Moved: Clr R Johns / Seconded: Clr D Coulson

The Council Officers prepare a policy for “Council Recognition of Residents Who Attain 100 Years of Age” and present to Council for consideration.

CARRIED UNANIMOUSLY

03/14.15.11 Master Plan for St Helens Hospital and Associated Health and Private Facilities – Annie Street Site, St Helens

| | |
|----------------|--------------|
| FILE REFERENCE | 011\015\003\ |
|----------------|--------------|

DISCUSSION:

- The General Manager advised that this all hinges on the proposed site being approved as the appropriate site for the hospital.

COUNCIL DECISION:

03/14.15.11.078 Moved: Clr R Johns / Seconded: Clr D Coulson

1. That Council authorise the General Manager to progress the preparation of a master plan for Annie Street site, catering for public and private health services and facilities.
2. That the master plan be progressed only if the Annie Street site is identified as a suitable location for the proposed new St Helens Hospital.

CARRIED UNANIMOUSLY

03/14.16.0 PLANNING AUTHORITY

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

Nil

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

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

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

CARRIED UNANIMOUSLY

IN CONFIDENCE

03/14.17.0 CLOSED COUNCIL

03/14.17.1 Harassment of Officers by Customers - Closed Council Item Pursuant To Section 15(2)A Of The Local Government (Meeting Procedures) Regulations 2005

03/14.17.2 Outstanding Actions List for Closed Council

03/14.17.3 Sale of Property for Unpaid Rates - Closed Council Item Pursuant To Section 15(2)J Of The Local Government (Meeting Procedures) Regulations 2005

03/14.17.4 Community Funding Program 2013/2014 - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2005

| | |
|----------------|--------------|
| FILE REFERENCE | 018/019/031/ |
|----------------|--------------|

DISCUSSION:

- There was some questions regarding the Portland Hall and what if renovations were to take place would this effect anything? The Manager Community Services advised that to her knowledge the wall referred to would not be effected by any renovations.

COUNCIL DECISION:

03/14.17.4.CC Moved: Clr R Johns / Seconded: Clr G McGuinness

That Council fund all of the following projects through the Community Funding Program and take any surplus out of the Community Lifestyle Account.

| Community Group | Project | Amount |
|--|---|-------------|
| St Helens Gun Club Inc | Renewal of bridge decking – entrance to facility | \$2,100.00 |
| St Helens-St Marys RSL Sub Branch | Erection of a new memorial wall listing names in memory | \$10,000.00 |
| Cornwall Community Development Group Inc | Reline storage shed after asbestos has been removed | \$400.00 |
| St Marys Sports Club Inc | Purchase 100 chairs for function area of complex | \$4,667.30 |
| Scamander Sporting & Community Complex | Purchase chairs and replace table tops | \$2,800.00 |

| | | |
|---------------------------------------|---|--------------------|
| Mathinna Community/Landcare Group Inc | Replace spouting, curtains and carpet in community centre | \$6,372.00 |
| War Widows Guild | Cost for 3 bus trips | \$1,000.00 |
| Break O'Day Regional Arts | Funding to run workshops for all community people | \$3,689.94 |
| Union Church Goulds Country | Costs associated with replaced old crosses | \$300.00 |
| TOTAL | | \$31,329.24 |

CARRIED UNANIMOUSLY

03/14.17.5 Henry Street, Mangana - Reconstruction - Closed Council Item Pursuant To Section 15(2)C Of The Local Government (Meeting Procedures) Regulations 2005

| | |
|----------------|--------------|
| FILE REFERENCE | 032\005\003\ |
|----------------|--------------|

DISCUSSION:

- Clr McGiveron asked if you proceed with the gravel works can this be sealed at a later stage if required? The Manager Works and Infrastructure advised, yes, there would be no problems with doing this.
- Clr Johns asked how long does the dust reduction option last? The Manager Works and Infrastructure advised approximately four (4) years.
- The Manager Works and Infrastructure stated that there is no heavy traffic on this road therefore the cheaper option could be sufficient.

COUNCIL DECISION:

03/14.17.5.CC Moved: Clr R Johns / Seconded: Clr M Osborne

That Council Officers be given authority to negotiate with Webb Mining Services.

CARRIED UNANIMOUSLY

03/14.17.6 Appointment of Acting General Manager - Closed Council Item Pursuant To Section 15(2)A Of The Local Government (Meeting Procedures) Regulations 2005

| | |
|----------------|--------------|
| FILE REFERENCE | 014\002\010\ |
|----------------|--------------|

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.17.6.CC Moved: Clr D Coulson / Seconded: Clr R Johns

That Council appoint Mr Bob Hoogland, Manager Corporate Services, as Acting General Manager for the period commencing Friday 2 May until Tuesday 20 May 2013.

CARRIED UNANIMOUSLY

Clr McGuinness left the room at 12.33pm

03/14.17.7 Business Enterprise Centre (BEC) and HMAS Tobruk Project - Closed Council Item Pursuant To Section 15(2)G Of The Local Government (Meeting Procedures) Regulations 2005

Clr McGuinness returned at 12.37pm

*Adjourned for lunch at 12.45pm
Meeting resumed at 2.00pm*

03/14.17.8 2013/2014 Bridge Program Tender Package A - Closed Council Item Pursuant To Section 15(2)C Of The Local Government (Meeting Procedures) Regulations 2005

03/14.17.9 2013/2014 Bridge Program Tender Package B - Closed Council Item Pursuant To Section 15(2)C Of The Local Government (Meeting Procedures) Regulations 2005

03/14.17.10 Leave of Absence - Closed Council Item Pursuant To Section 15(2)I Of The Local Government (Meeting Procedures) Regulations 2005

| | |
|----------------|--------------|
| FILE REFERENCE | 014\001\016\ |
|----------------|--------------|

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

03/14.17.10.CC Moved: Clr R Johns / Seconded: Clr M Osborne

That Council approve a Leave of Absence for Clr Glenn McGuinness commencing on the 17 April 2014 until the 17 May 2014.

CARRIED UNANIMOUSLY

03/14.17.11 Leave of Absence - Closed Council Item Pursuant To Section 15(2)I Of The Local Government (Meeting Procedures) Regulations 2005

| | |
|----------------|--------------|
| FILE REFERENCE | 014\001\016\ |
|----------------|--------------|

DISCUSSION:

- Various discussions took place in relation to whether there was a need to appoint an Acting Deputy Mayor. All agreed that this was not necessary and if there were things that the Acting Mayor could not attend that she could contact anyone to represent her if required.

COUNCIL DECISION:

03/14.17.11.CC Moved: Clr R Johns / Seconded: Clr J McGiveron

1. That Council approve a Leave of Absence for Clr Sarah Schmerl commencing on the 3 March 2014 for a period of two (2) months with a possible extension of one (1) further month.

and

2. During this period of leave Deputy Mayor Hannah Rubenach be Acting Mayor.

CARRIED UNANIMOUSLY

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

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

CARRIED UNANIMOUSLY

Acting Mayor Rubenach thanked everyone for their attendance and declared the meeting closed at 2.33pm.

.....
ACTING MAYOR

.....
DATE