

COUNCIL MINUTES

Monday 18 July 2016

Council Chambers



John Brown
General Manager
Break O'Day Council
18 July 2016

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07/16.1.0 ATTENDANCE

07/16.1.1 Present

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

07/16.1.2 Apologies

Nil

07/16.1.3 Leave of Absence

Nil

07/16.1.4 Staff in Attendance

General Manager, John Brown
Executive Assistant, Angela Matthews
Manager Community Services, Chris Hughes (*Item 1.0 – 15.1 / 16.1 – 17.3*)
Works Supervisor, Wayne Polden (*Item 1.0 – 14.1*)
Manager Corporate Services, Bob Hoogland (*Item 1.0 – 13.1 / 17.3 – 17.5*)
Communications Coordinator, Jayne Richardson (*Item 8.1 – 12.3*)
NRM Facilitator, Polly Buchhorn (*Item 13.1 – 16.1*)
Payroll & Rates Coordinator, Marilyn Keenan (*Item 17.3 – 17.5*)

07/16.2.0 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.

07/16.2.1 Scamander Water - Mr B Mooney, Scamander

My question relates to recent articles regards to the water situation in Scamander.

I am fully aware that Council do not have any direct control over TasWater however I also note that Council as co-owners of TasWater receive substantial dividend payments.

When interviewed on Sunday the Mayor stated that whilst the situation is unsatisfactory it is in the control of TasWater and they are awaiting funding. I accept this ultimately a TasWater responsibility however the Mayor has also been quoted as saying the St Helens Barway is the responsibility of MAST yet the Council has committed \$200,000 to this project.

1. Will Council immediately approach TasWater to gain assurances that as per media statements that no later than early 2017 all boiled water alerts will be removed from the Scamander supply?
2. As stated by the Mayor if there is a financial reason why TasWater cannot make these assurances will Council offer to commit a minimum of \$200,000 towards the project as it has with the barway project?
3. As a shareholder are Council concerned by media statements by TasWater Manager of product quality Mr Lance Stapleton that more than one million dollars has been spent on the Scamander water treatment plant in the last year alone and yet we have moved from a temporary alert to a permanent alert.
4. What actions have Council taken in the last 2 years, direct or indirect to exert pressure on TasWater to rectify this issue?

Reply

1. Council has written to TasWater expressing Council and community concerns and seeking an explanation of the current situation as well as strategy for fixing the problem.
2. That would be a matter which Council would need to consider following an explanation from TasWater.
3. Yes, even though the change in status was explained in their letter of 1 July 2016 to residents.
4. Concerns raised by letter in November 2014 with their response in December 2014 advising pre-treatment would be installed in the second half of 2015. This was further discussed with TasWater by Councillors during a meeting with the CEO and Chairperson in February 2015.

They have advised of membrane issues which have since occurred with those repairs delaying works. We have requested that TasWater meet with the community to discuss the situation and provide an explanation of what they have been doing and will be doing.

07/16.2.2 July Break O'Day Council Rates Newsletter - Ms L Whittaker, St Helens

In response to the July BODC rates newsletter:

Firstly: Tobruk

- A section of the St Helens and Binalong Bay communities DO NOT support the Tobruk Action Group, nor should the Council.
- The potential for disaster is great, due to the ship being broken up and scattered along the iconic Bay of Fires beaches, such as the recent huge seas.
- The Troy D off Triabunna was sunk in 2007 for the same reasons and has proven a disaster, with no one visiting the site.
- The Binalong Bay Area saw a scuba diver die in 2012 due to strong swells.
- This area was also the site of a shark attack in January 2009.

Tasmania is known for its natural state and is littered with 100's of historic wrecks. BODC needs to concentrate on core functions of delivering services to rate payers.

The 10 million that the Federal Government said was available for this project would be better spent as follows:

- 25 metre pool for the whole community, which ultimately saves lives from learn to swim.
- the bay bike track could be upgraded and extended out to the coastline.
- urgent need for youth services, particularly with government proposal to extend year 11-12s.
- Emergency accommodation.
- more services for the elderly.
- I could go on and on...

Secondly, St Helens Hospital.

- why is BODC supporting the replacement of the Hospital when this is a state government issue?
- why did BODC purchase the land and from whom?
- why does the hospital need to be replaced?

During the recent extremely heavy rain the hospital did not flood, proving the 2015 \$2m work on the storm water drainage to be successful. Also a recent upgrade to the emergency department and new staff room.

After all, St Helens Hospital is a staging facility, with all ill patients moved to either Launceston or Hobart. Where the money would be much better spent.

For safety and security reasons the hospital needs to remain in the current location in close proximity to the Ambulance & Police Stations, supermarket and service stations.

Firsthand experience of my unwell father in St Helens Hospital in February 2015 proves the hospital to have extremely low patient numbers. Dad was in hospital for 10 days, seven of these days he was on his own. The huge amount of money to build a new Hospital would be wisely spend on the Royal Hobart or Launceston General Hospitals.

Please explain why the BODC is involved in this matter.

Reply

Council is representing and advocating for the community in general by working with the State Government to ensure that St Helens and surrounding communities have the hospital facilities needed to meet the current and future needs of residents and visitors.

07/16.3.0 DECLARATION OF PECUNIARY INTEREST OF A COUNCILLOR OR CLOSE ASSOCIATE

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

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

Nil.

07/16.4.0 CONFIRMATION OF MINUTES

07/16.4.1 Confirmation of Minutes – Council Meeting 27 June 2016

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 27 June 2016 be confirmed.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

07/16.4.1.163 Moved: Clr J Tucker / Seconded: Clr J McGiveron

That the minutes of the Council Meeting held on the 27 June 2016 be confirmed.

CARRIED UNANIMOUSLY

07/16.5.0 COUNCIL WORKSHOPS HELD SINCE 27 JUNE 2016 COUNCIL MEETING

There was a Workshop held on Monday 4 July 2016 and the following items were listed for discussion.

- Presentation - Update from Northern Tasmania Development (NTD)
- Presentation – World Trail – Stage 2 Mountain Bike Trails
- Review Climate Change (State Action) Act 2008
- Review House Plan Search Fees
- Audit Panel – Receipt of Minutes
- Crown Lease – Georges Bay Foreshore – Lady Elizabeth
- Star FM – Council Representation on Board
- Review of Emergency Management Act – Reforming Tasmania Emergency Management Arrangements
- Support After Natural Disasters
- Stationary Engine – For Discussion

07/16.6.0 PLANNING AUTHORITY

Pursuant to Section 25 of the Local Government (Meeting Procedures) Regulations 2015 the Mayor informed the Council that it was now acting as a Planning Authority under the Land Use Planning and Approvals Act 1993.

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.

07/16.7.0 PETITIONS

Nil.

07/16.8.0 NOTICES OF MOTION

07/16.8.1 Notice of Motion – Wicked Camper Vans in Council Camping Grounds – Clr H Rubenach-Quinn

MOTION:

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

That Council take steps to request that wicked camper vans are either banned from using council owned camping grounds or are required to cover their vans whilst camping in council camping grounds.

SUBMISSION IN SUPPORT OF MOTION:

Wicked Campers have been the subject of much community criticism on their use of offensive, misogynist and sexist slogans and images on their camper vans, which are often seen travelling through our municipality.

The Australian Advertising Standards Board received and upheld numerous complaints between 2008-2012. In 2014, a petition was taken up, and received more than 100,000 signatures. Due to public pressure, Wicked Campers said they will remove the offensive slogans, but they have not done so as yet.

Caravan parks and camping grounds around Australia are beginning to take their own action by banning Wicked Camper vans or requesting they cover their vans whilst using the camping facilities.

As a result of a request from a member of the public, I posed the question on my facebook page regarding the idea of council banning the Wicked Camper vans from using our council camping facilities. The majority of respondents are very supportive, as they find the vans to be highly offensive.

DISCUSSION:

- Clr McGiveron stated that he would not support the motion as he does not believe it is a big issue. There are 4WD's, vans, etc that all have stickers on them which are sometimes worse. Clr McGiveron hears what Clr Rubenach-Quinn is saying but the issue is not a Council issue. If it gets so offensive it is up to the law makers to take action.
- Clr Wright stated that there are a couple of caravan parks on the mainland who have taken action.
- Clr McGuinness stated that he understands where Clr Rubenach-Quinn is coming from, some make him cringe, however he doesn't believe Council is here for the moral community. This area lies within the law making fraternity of the State and believes that where it should lie. Clr LeFevre and Osborne both agree.
- Mayor Tucker read part of an article regarding anti-discrimination and stated that policing this would be very difficult.

- Clr Drummond stated that she agrees with Clr Rubenach-Quinn in the motion, it is about censorship, can we go down the avenue of writing to the company.
- Clr Rubenach-Quinn stated that it is irrelevant regarding the policy of other caravan parks. Council does have a responsibility. Policing is not really an issue it is more about sending a message to the company and the community. If the motion is carried it shows that we do not support the slogans and images on the campers.

COUNCIL DECISION:

07/16.8.1.164

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

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

That Council take steps to request that wicked camper vans are either banned from using council owned camping grounds or are required to cover their vans whilst camping in council camping grounds.

An amendment was moved:

07/16.8.1.165

Moved: Clr K Wright / Seconded: Clr

That Council contact the company and suggest that the slogans and images that are offensive be removed in line with advice provided by Government Authorities.

The amendment lapses due to lack of seconder.

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

Clr J Tucker and Clr M Osborne abstained due to Council should not be discussing this.

07/16.9.0

COUNCILLOR'S QUESTIONS ON NOTICE

Nil.

07/16.10.0 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.

Nil.

07/16.11.0 MAYOR'S & COUNCILLOR'S COMMUNICATIONS

07/16.11.1 Mayor's Communications for Period Ending 18 July 2016

01.07.16	St Helens	– Green Army Project Graduation
01.07.16	St Helens	– St Helens Rotary Changeover Dinner
04.07.16	St Helens	– Council Workshop
13.07.16	St Helens	– Visit from Flood Co-ordinator – Peter Edwards
13.07.16	St Helens	– Municipal Emergency Management Meeting
15.07.16	Scamander	– Lions Club Changeover Dinner
18.07.16	St Helens	– Council Meeting
18.07.16	St Helens	– Citizen Ceremony

07/16.11.2 Councillor's Reports for Period Ending 18 July 2016

This is for Councillors to provide a report for any Committees they are Council Representatives on and will be given at the Council Meeting.

St Helens and Districts Chamber of Commerce and Tourism – Mayor Mick Tucker/Clr Barry LeFevre

- No meeting last night, next meeting Tuesday 19 July.

NRM Special Committee – Clr Margaret Osborne (Chair)

- Gathering of some of the committee members preparing the Climate Change submission.

Barway Committee – Clr John McGiveron

- Proceeding pretty well
- Representations that came forward have been dealt with
- Tenders called and close on the 29 July
- Road into the quarry has been cleaned
- Blasting will commence next Monday – intend to contact residents in the area personally
- Works should be completed by end of October
- The bit up the bay is stage 2 and this will be looked at following the completion of the work on stage 1

- The barway is reasonably good at the moment due to the flood opening up the centre of the channel
- Buoy back on the Amaropa

Regional Tourism Organisation (RTO) – Clr Glenn McGuinness

- Tourism Awards – St Helens (Break O’Day) won the major award the “Great Eastern Tourism Driver” went to Big 4 and Bay of Fires Eco Tours won a certificate of merit, the “Great Eastern New Driver” was also won by Bay of Fires Eco Tours.
- David Reed congratulated White Sands for the Awards Dinner.
- Treasurer John Fletcher has resigned from the Board – there is a vacancy on the Board for a person with the appropriate skill set.
- Two (2) more vacancies coming up.
- David Reed vacated the room while his position was discussed – it was unanimously agreed to adopt his new position.
- Disaster Management Plan is being developed.
- TASSAL gave a presentation in response to the new fish farm near Triabunna. Main objections which were put up were regarding visual impacts on tourism.
- Concerns regarding this community not taking ownership of the St Helens Destination Action Plan.

Titely Shack & Binalong Bay Reference Group – Clr Glenn McGuinness

- The Museum – Kym from History Room has provided some new photographs.

Mental Health Action Group – Clr Barry LeFevre

- At the last meeting, on 8 July, we discussed ideas for Mental Health activities during Mental Health week 9th to 15th October. Our ideas, following a successful event last year, involve working with the local schools to;
 1. Run an after school games event at Fingal involving children and the general community.
 2. Run an after school event at St Helens involving fishing, followed by games at the Stadium.
- At our next meeting on Friday 16 September we will finalise arrangements for the two events and continue working on details for our future meeting with Mark Broxton and Susan Crave.

07/16.11.3 Mayor’s and Councillor’s Items

Outstanding Reports:

Motion Number	Meeting Date	Council Decision	Comments
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07/16.12.0 BUSINESS AND CORPORATE SERVICES

07/16.12.1 Corporate Services Department Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- The Manager Corporate Services advised that the Interim Management letter from Audit Office has been received and was quite positive.
- The Manager Corporate Services advised that the WH&S Officer provided a detailed breakdown on insurance renewals, really only inflationary impacting on increases and not our own activities. Reduction in incidents has also assisted with this.

COUNCIL DECISION:

07/16.12.1.166 Moved: Clr G McGuinness / Seconded: Clr M Osborne

That the report be received.

CARRIED UNANIMOUSLY

07/16.12.2 Monthly Financial Report

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

That the following reports for the month ending 30 June 2016 be received:

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

INTRODUCTION:

Presented to Council are the monthly financial statements.

DISCUSSION:

- The Manager Corporate Services advised that this report is close to Council's final report, transfers have been done, however there is still a little bit of work to be undertaken but it is pretty close with no major changes expected. Council is tracking a bit better than the Long Term Financial Plan (LTFP).
- The Manager Corporate Services provided explanations on a number of items which were not significant eg item 1992 Audit Fees – one off cost, item 1871 Compute Licences and Maintenance – included a significant item with a Navision upgrade which will not be repeated in the new year.
- Clr Rubenach-Quinn asked what was happening with the flood claims. The General Manager advised that we are still waiting on advice regarding the 2013 flood claim. The Manager Corporate Services advised that the outcome of this will not affect the budget as it was never included in the operational.
- Clr Rubenach-Quinn asked whether the capital works items which were not completed in 2015/2016, will these be carried over to 2016/2017? The Manager Corporate Services advised that the funds and the outstanding works will be carried over to the new financial year.
- Clr J Tucker stated that he was concerned with the amount for Council Member Expenses. The Manager Corporate Services advised that these are all legitimate expenses. Mayor Tucker explained that this amount includes training, etc for elected members and Clr Drummond stated that elected members need to be trained appropriately.

COUNCIL DECISION:

07/16.12.2.167

Moved: Clr B LeFevre / Seconded: Clr H Rubenach-Quinn

That the following reports for the month ending 30 June 2016 be received:

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

CARRIED UNANIMOUSLY

07/16.12.3 Visitor Information Centre Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

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

COUNCIL DECISION:

07/16.12.3.168

Moved: Clr K Wright / Seconded: Clr J Tucker

That the report be received.

CARRIED UNANIMOUSLY

07/16.12.4 Review of House Plan Search Fees

FILE REFERENCE	031\018\01\
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OFFICER'S RECOMMENDATION:

That the Schedule of Fees and Charges be amended for House Plan Search Fees, from:

- Search for House Plans – Flat Fee, non-refundable \$60

to:

- Search for House Plans
 - electronic search, sent by email no charge
 - electronic search, plans printed \$20
 - physical search, no plans found no charge
 - physical search, plans found \$60

INTRODUCTION:

Corporate Services has had ongoing customer resistance to House Plan fees being charged, particularly when no plans have been found. The Customer Services team has reviewed the approach and is recommending a revision to the search fee charge.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

07/16.12.4.169

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

That the Schedule of Fees and Charges be amended for House Plan Search Fees, from:

- Search for House Plans – Flat Fee, non-refundable \$60

to:

- Search for House Plans – electronic search, sent by email no charge
- electronic search, plans printed \$20
- physical search, no plans found no charge
- physical search, plans found \$60

CARRIED UNANIMOUSLY

07/16.12.5

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 27 June 2016.
- Council receive the Annual Report of the Audit Panel Chairman.
- Council receive and endorse the Audit Panel Work Plan.

INTRODUCTION:

Council’s Audit Panel meets every three (3) months and the minutes of each meeting are required to be provided to Council.

The Audit Panel Chairman is required to report annually to Council on the performance of the Audit Panel in achieving its role.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

07/16.12.5.170

Moved: Clr J McGiveron / Seconded: Clr J Tucker

That:

- Council receive the minutes of the Audit Panel 27 June 2016.
- Council receive the Annual Report of the Audit Panel Chairman.
- Council receive and endorse the Audit Panel Work Plan.

CARRIED UNANIMOUSLY

*Deputy Mayor John McGiveron took the Chair at 10.55am
Adjourned for a Citizenship Ceremony and morning tea at 10.55am
Meeting resumed at 11.10am
Mayor Tucker retook the Chair at 11.17am*

07/16.12.6 Annual Plan 2016-2017

FILE REFERENCE	002\036\002\
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OFFICER'S RECOMMENDATION:

That the 2016-2017 Annual Plan be adopted.

INTRODUCTION:

Council's management team have prepared a draft 2016-2017 Annual Plan in consultation with Council, as part of the normal budget/planning process. The Annual Plan has been amended to take into account the matters identified in Council's minor review of the Strategic Plan.

DISCUSSION:

- The General Manager went through the Annual Plan item by item and provided explanations where required.
- The General Manager acknowledged the work of the management team for their effort in putting the Annual Plan together.

COUNCIL DECISION:

07/16.12.6.171

Moved: Clr B LeFevre / Seconded: Clr M Osborne

That the 2016-2017 Annual Plan be adopted.

CARRIED UNANIMOUSLY

07/16.13.0 WORKS AND INFRASTRUCTURE

07/16.13.1 Works and Infrastructure Report

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

That the report be received by Council.

INTRODUCTION:

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

DISCUSSION:

- Clr McGiveron asked what is happening from now on since the inspection at St Marys Rivulet with the General Manager, NRM Facilitator and a water hydrologist, he acknowledged that it has only been a week or so since the meeting took place. The Works Supervisor stated that it was a very positive outcome, not sure what or how long things will take from here as we need to wait for a report. The General Manager advised that there is funding available through NRM North for advice and a report and it will also look at responsibilities.
- Clr LeFevre asked what is happening with the Lions Park as we were told it would be finished in May. The Works Supervisor stated that we have been advised that there is a hold up with playground equipment. Clr LeFevre asked if something could go in the newsletter to advise the community.
- Clr Rubenach-Quinn asked about the progress for the degassing of fridges, are there any figures regarding how many have been degassed? The General Manager advised that we will check as to what percentage weren't required to be degassed.
- Clr Drummond asked whether the issue of replanting at the Lions Park got sorted out? The General Manager advised that yes this was fixed.
- Clr LeFevre asked whether there are any processes regarding checking work processes etc of contractors. The General Manager advised that there are regular site meetings with contractors, WH&S etc.
- Clr Drummond asked in relation to the recycling process – when will the new bays be set up in the Waste Transfer Stations. The General Manager advised that as far as he understands this will happen in St Helens as part of the contract work and then it will flow through to other stations from there.
- Clr J Tucker asked whether anything has happened regarding traineeships/apprenticeships at the Works Depot. The General Manager advised that now the budget has been passed the HR Manager is doing work around this. We are looking into companies that do this as

well to decides whether we do it in house as some companies contract the provision of training. Traineeships are for three (3) years. Clr Osborne asked whether we can look at having this done before October before school finishes so kids can start to make decisions regarding their future.

COUNCIL DECISION:

07/16.13.1.172

Moved: Clr J McGiveron / Seconded: Clr J Tucker

That the report be received by Council.

CARRIED UNANIMOUSLY

07/16.13.2 Animal Control Report

FILE REFERENCE	003\008\002\
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OFFICER'S RECOMMENDATION:

That the report be received by Council.

INTRODUCTION:

This is a monthly update for animal control undertaken since the last meeting of Council.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

07/16.13.2.173

Moved: Clr B LeFevre / Seconded: Clr M Osborne

That the report be received by Council.

CARRIED UNANIMOUSLY

07/16.14.0 COMMUNITY DEVELOPMENT

07/16.14.1 Community Services Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:

07/16.14.1.174 Moved: Clr J Drummond / Seconded: Clr G McGuinness

That the report be received.

CARRIED UNANIMOUSLY

07/16.15.0 DEVELOPMENT SERVICES

07/16.15.1 Development Services Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- Clr Rubenach-Quinn asked how the naming of roads at Seymour is progressing. The General Manager advised that he believes it is with the Nomenclature Board however he will follow up.
- Clr Rubenach-Quinn asked what was involved with the community consultation for the St Marys Toilets. The General Manager advised that there was an onsite meeting with Councillors and he would follow up as to whether there has been any other consultation.
- Clr McGuinness asked whether it may be possible to get reports from individuals who participated in the latest Green Army Project to see how effective they think it has been.
 - o The NRM Facilitator advised that Conservation Volunteers Australia (CVA) employ the volunteers, we could ask them for information to see what they may have and try and make connections regarding future employment.
 - o Clr Drummond stated that she attended the presentation day and some of the volunteers made comments regarding the confidence they have gained and the pride they have in what they have done.
 - o Clr LeFevre stated that there should be feedback on individual's performance but where it is kept is another issue. There needs to be some record taken to be able to be given to employment providers.
 - o The NRM Facilitator advised the CVA provide references regarding their performance.
 - o Clr Osborne stated as long as they receive something to put in their resumes.
 - o Mayor Tucker stated that the Green Army provide a very good program.
 - o Clr McGuinness stated that he agrees with Clr Osborne, you often get someone that stands out above the rest with a very good work ethic.

COUNCIL DECISION:

07/16.15.1.175

Moved: Clr G McGuinness / Seconded: Clr M Osborne

That the report be received.

CARRIED UNANIMOUSLY

07/16.15.2 **Planning Approvals Issued**

COUNCIL DECISION:

Received.

07/16.15.3 **Building Services Approvals**

COUNCIL DECISION:

Received.

FILE REFERENCE	16/12761
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OFFICER'S RECOMMENDATION:

That Council submits its comments on the Independent review of the Climate Change (State Action) Act 2008 to the Tasmanian Climate Change Office and Local Government Association of Tasmania.

INTRODUCTION:

Council is concerned about the implications and impact of climate change and global warming on the municipality.

The current review of the Tasmania's Climate Change Act is an opportunity for Council to contribute to shaping legislation to support local and state responses to climate change. The Local Government Association of Tasmania has invited Council to contribute to a submission by the Association.

Submissions are due, including an extension of time, by 29 July 2016.

DISCUSSION:

No discussion of significance took place on this item.

COUNCIL DECISION:**07/16.15.4.176**Moved: Clr K Wright / Seconded: Clr G McGuinness

That Council submits its comments on the Independent review of the Climate Change (State Action) Act 2008 to the Tasmanian Climate Change Office and Local Government Association of Tasmania (LGAT).

CARRIED UNANIMOUSLY

07/16.16.0 GOVERNANCE

07/16.16.1 General Manager's Report

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

That the General Manager's report be received.

INTRODUCTION:

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

DISCUSSION:

- The General Manager reported that the Northern Region Shared Services group received nine (9) submissions, shortlisted back to three (3) with presentations received last Friday to Council representatives and representatives from Department of Premier and Cabinet. A preferred contractor has been selected and the process will flow through in coming weeks. There will be a lot of work with Councils providing information for the benchmarking process.
- The General Manager advised that in regards to the Local Government Reform with the Southern Group, a draft report is currently with the SE Councils and we are waiting for this to progress before we look at a significant boundary adjustment examination.
- The General Manager advised that the World Enduro event at Blue Derby Mountain Bike Trails in 2017 are expecting approximately 60 media, 400-500 participants, 2000 spectators. This has the potential for significant international spotlight and possibly flowing over to multiple years. Cllr Drummond stated that this will be a really good trial as to how we are set up and will highlight areas that may or may not need development.
- The General Manager advised that a temporary bridge is in place on Ryans Road. This is very temporary with gates on it for local residents traffic only, the local residents have keys to the gates.
- Cllr McGiveron asked for an update on the Binalong Bay Breakwater, have we had anything back regarding ongoing maintenance funding? The General Manager advised that the CEO of MAST has advised that they would assistance with maintenance funding could be sought through the Recreational Boating Fund.
- Cllr LeFevre asked for an update on the Binalong Bay Car Park. The Manager Community Services advised that all reports are now completed and the RAA is now with Parks & Wildlife Services for assessment. Cllr LeFevre asked whether we can we provide an update in the newsletter regarding this.

COUNCIL DECISION:

07/16.16.1.177

Moved: Clr J McGiveron / Seconded: Clr J Tucker

That the General Manager's report be received.

CARRIED UNANIMOUSLY

Clr Wright left the meeting at 12.00pm.

Clr Wright returned to the meeting at 12.03pm.

07/16.16.2

Community Stadium – Special Committee of Council

FILE REFERENCE	004\008\030\
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OFFICER'S RECOMMENDATION:

1. That Council endorse the composition and representation on the Break O'Day Community Stadium (currently branded as the Bendigo Bank Community Stadium) Special Committee of Council as per the Charter as follows:

Councillors (until 2018 – this is to bring in line with Council elections)

- 1.
- 2.

Council Officer (Two (2) year term)

- 1.

St Helens Netball Association (Two (2) year term)

1. Leonie Guy

St Helens Basketball Association (Two (2) year term)

1. Dan Roden

St Helens Football Club (Two (2) year term)

1. *No nomination received to date*

St Helens Tennis Club (Two (2) year term)

1. *No nomination received to date*

Break O'Day Chamber of Commerce (Two (2) year term)

1. Colin Lester

Arts Community Representative (Two (2) year term)

1. *No nomination received to date*

Individual Representative (Two (2) year term)

1. *No nomination received to date*

AND

2. That Council adopt the Break O'Day Community Stadium Charter for the Special Committee of Council.

INTRODUCTION:

The effective and efficient management of the Break O’Day Community Stadium is of significant importance to the Break O’Day community.

DISCUSSION:

- The General Manager advised that the sponsorship received for the stadium assists with operating costs and grant funding is sought for upgrading and further fit out which does not conflict with the stadium sponsorship.
- Clr Osborne stated that the amount of people who use this stadium from Weldborough to Bicheno is unbelievable.
- Clr J Tucker agrees with Clr Osborne and stated that this is why it is important to have the Mayor involved on the Special Committee.

COUNCIL DECISION:

07/16.16.2.178

Moved: Clr G McGuinness / Seconded: Clr G McGuinness

1. That Council endorse the composition and representation on the Break O’Day Community Stadium (currently branded as the Bendigo Bank Community Stadium) Special Committee of Council as per the Charter as follows:

Councillors (until 2018 – this is to bring in line with Council elections)

- 1.
- 2.

Council Officer (Two (2) year term)

- 1.

St Helens Netball Association (Two (2) year term)

1. Leonie Guy

St Helens Basketball Association (Two (2) year term)

1. Dan Roden

St Helens Football Club (Two (2) year term)

1. *No nomination received to date*

St Helens Tennis Club (Two (2) year term)

1. *No nomination received to date*

Break O’Day Chamber of Commerce (Two (2) year term)

1. Colin Lester

Arts Community Representative (Two (2) year term)

1. *No nomination received to date*

Individual Representative (Two (2) year term)

1. *No nomination received to date*

AND

2. That Council adopt the Break O’Day Community Stadium Charter for the Special Committee of Council.

CARRIED UNANIMOUSLY

That the following Councillors be nominated as Council representatives on the Break O'Day Community Stadium Special Committee of Council until 2018 – this is to bring in line with Council elections:

1. Mayor Mick Tucker
2. Clr Margaret Osborne

CARRIED UNANIMOUSLY

07/16.16.3 Local Government Association of Tasmania (LGAT) – Motions for General Meeting – 20 July 2016

FILE REFERENCE	039\002\008\
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OFFICER'S RECOMMENDATION:

For discussion and consideration of any motions which Councillors may wish to discuss.

INTRODUCTION:

The Local Government Association of Tasmania's (LGAT) Conference is being held in Hobart on the 20 – 22 July 2016. The General Meeting Agenda for Wednesday 20 July 2016 has been circulated for information and discussion at Council's discretion.

DISCUSSION:

- Clr McGuinness stated that he was opposed to the item regarding compulsory voting for Local Government elections. It is an impost and if people want to vote they will and if they don't want to they won't. They are forced for the State and Federal elections and we have one of the highest returns for the Local Government voting in our area already.
- Clr Rubenach-Quinn – Item 11.3 - Bass Link cable – Clr Rubenach-Quinn raised concerns regarding limiting themselves with the first part of the motion and then opens up in the 2nd part of the motion, she stated that she would support the 2nd part of the motion. Clr Drummond agrees, the 2nd part is in contradiction to the Climate Change submission we have just done. It was agreed that if necessary following debate at the meeting that the Mayor table an amendment to just include the 2nd paragraph of the motion as written.
- The General Manager – Elected Member Training – Mayor Tucker stated that he would be totally opposed as a Councillor is elected by the community therefore they must trust that person. The Mayor, General Manager, etc would ensure that Councillors receive appropriate training as required. Clr McGiveron stated that under legislation training is not compulsory so how could we make elected members who attend training undertake formal assessment. Clr Drummond stated that it is good for elected members to undertake training but not to be examined on the training.
- Clr McGuinness – 11.2 – Speed limit restrictions around an emergency incident – Clr McGuinness stated that he fails to see the necessity for this, emergencies are controlled by

emergency services and there are reprimands for this. Clr Rubenach-Quinn stated that there is a gap in legislation but not sure if this is the way to fill the gap. It was agreed to leave until the day and listen to debate before making a decision.

- Clr McGuinness – 12.2 – Clr McGuinness stated that he is not sure there is a need for this in our Council but may be for another Council. How much of an impost on staff would this create.
 - o Mayor Tucker stated that whether this is relevant to all Councils, it may depend on each Council individually and may create a cost on Council.
 - o The General Manager stated that we can extract this from our financial system, how much disclosure and where would it be reported for a relatively minor amount which is all duly authorised - What value does it add?
 - o Clr Rubenach-Quinn stated that if there was a genuine concern this could be accessed through “Right to Information” if requested, not sure if this is the way to go.
 - o Mayor Tucker stated that this could be an onerous task for probably very little gain.
 - o Clr Drummond asked whether we are creating red tape that doesn’t need to be created as there are other avenues for the information to be disclosed.
 - o Clr McGiveron stated that if it was to be disclosed it would have to disclose detail description of expenditure as well as the figure.

COUNCIL DECISION:

Not required.

Clr Drummond left the meeting at 12.29pm

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

Moved: Clr J McGiveron / Seconded: Clr M Osborne

That Council move into Closed Council

CARRIED UNANIMOUSLY

Clr Drummond returned to the meeting at 12.31pm

IN CONFIDENCE

07/16.17.0 **CLOSED COUNCIL**

07/16.17.1 **Outstanding Actions List for Closed Council**

07/16.17.2 **Crown Lease – Georges Bay Foreshore – Lady Elizabeth - Closed Council Item Pursuant To Section 15(2)B Of The Local Government (Meeting Procedures) Regulations 2015**

07/16.17.3 **St Helens Health Precinct Site - Closed Council Item Pursuant To Section 15(2)F Of The Local Government (Meeting Procedures) Regulations 2015**

07/16.17.4 **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**

07/16.17.5 **Enterprise Agreement Process and Staff Salary Increase - Closed Council Item Pursuant To Section 15(2)A Of The Local Government (Meeting Procedures) Regulations 2015**

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

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

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.45pm.

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MAYOR

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DATE