



COUNCIL MEETING MINUTES

Monday 20 December 2021
Council Chambers, St Helens

John Brown, General Manager
Break O'Day Council
20 December 2021

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AUDIO RECORDING OF ORDINARY MEETINGS OF COUNCIL

As determined by Break O’Day Council in March 2019 all Ordinary, Special and Annual General Meetings of Council are to be audio recorded and a link will be available on the Break O’Day Council website where the public can listen to audio recordings of previous Council Meetings.

In accordance with the Local Government Act 1993 and Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015, these audio files will be retained by Council for at least six (6) months and made available for listening online within seven (7) days of the scheduled meeting. The written minutes of a meeting, once confirmed, prevail over the audio recording of the meeting and a transcript of the recording will not be prepared.

OPENING

The Mayor welcomed Councillors and staff and declared the meeting open at 10.00am.

ACKNOWLEDGEMENT OF COUNTRY

We acknowledge the Traditional Custodians of the land on which we work and live, the Palawa people of this land Tasmania, and recognise their continuing connection to the lands, skies and waters. We pay respects to the Elders Past, present and future.

12/21.1.0 ATTENDANCE

12/21.1.1 Present

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

12/21.1.2 Apologies

Councillor Kylie Wright

12/21.1.3 Leave of Absence

Nil

12/21.1.4 Staff in Attendance

General Manager, John Brown
Executive Assistant, Angela Matthews
Manager Infrastructure and Development Services, David Jolly (*Item 1.0 – 18.2*)
Manager Community Services, Chris Hughes (*Item 1.0 – 16.1*)
Manager Corporate Services, Bob Hoogland (*Item 1.0 – 14.7*)
Development Services Coordinator, Jake Ihnen (*Item 1.0 – 12.1 / 14.6 – 14.7 / 15.1 – 17.1*)
Communications Coordinator, Jayne Richardson (*Item 1.0 – 17.1*)
Planning Consultant, Rebecca Green (*Item 1.0 – 7.1*)
NRM Officer, Polly Buchhorn (*Item 15.1 – 17.1*)

12/21.2.0 PUBLIC QUESTION TIME

Nil (0) people in the gallery.

In accordance with Section 31(1) of the Local Government (Meeting Procedures) Regulations 2015 the following questions were submitted in writing prior to the Council Meeting.

12/21.2.1 St Marys Cenotaph – Ms J Peryman, St Marys

Is the small Park area surrounding the cenotaph in St Marys still under the 99 year lease established in 1967 by the Fingal Council?

If so, when it finally expires the cenotaph itself may not belong to the Council and ratepayers.

Reply

Council has title to this piece of land as it was transferred to Council a number of years ago under the Crown Land Assessment Classification (CLAC) process.

12/21.3.0 DECLARATION OF INTERESTS 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.

12/21.4.0 CONFIRMATION OF MINUTES

12/21.4.1 Confirmation of Minutes – Council Meeting 15 November 2021

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 15 November 2021 be confirmed.

DISCUSSION:

No discussion took place on this item.

COUNCIL DECISION:

12/21.4.1.259 Moved: Clr G McGuinness / Seconded: Clr M Osborne

That the minutes of the Council Meeting held on the 15 November 2021 be confirmed.

CARRIED UNANIMOUSLY

12/21.5.0 COUNCIL WORKSHOPS HELD SINCE 15 NOVEMBER 2021 COUNCIL MEETING

There was a Workshop held on Monday 6 December 2021 and the following items were listed for discussion as well as a Presentation from the Forest Industry and Future Potential Production Forest (FPPF) Land in Break O’Day.

- 2022 – 2023 State Budget Consultation
- Break O’Day Strategic Plan 2017 – 2027 Review
- Animal Control Report
- Policy Review – AM09 – Private Works and Plant Hire Policy
- Policy Review – AM04 - Cemetery Management
- Policy Review – AM05 – Stormwater Connection
- Investigation into Alternative Route – St Marys Pass
- Textile Recycling Facilities
- Strategic Asset Management Plan 2020 – 2029
- Friends of Eddystone Lighthouse Event
- Pending Development Application Updates
- NRM Committee Meeting Minutes – 16 November 2021
- Management of Freshwater Resources and Water Quality
- Facebook Page Commenting
- Vulnerable Road Users – Crossing in St Marys – Clr J Drummond

12/21.6.0 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.

12/21.6.1 DA291 – 2021 – Multiple Dwelling x Two (2), Carport and Garage – 6 Sunrise Court, Scamander

FILE REFERENCE	DA 291-2021
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OFFICER’S RECOMMENDATION:

After due consideration of the representations 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 **Multiple Dwelling x 2, Carport & Garage** on land situated at **6 Sunrise Court, Scamander** described in Certificate of Title CT 161402/14 be **APPROVED** subject to the following conditions:

1. Development must be carried out in accordance with the approved plans and documents listed as follows, except as varied by conditions on this Planning Permit.

Approved Plans / Documents			
Plan / Document Name	Reference Number	Prepared By	Dated
Coversheet	A00	Spectura Studio	03/10/2021 Rev: A
Proposed Site Plan	A01	Spectura Studio	13/10/2021 Rev: B
Cut/Fill Diagram	A02	Spectura Studio	13/10/2021 Rev: B
Landscape & Access	A03	Spectura Studio	03/10/2021 Rev: A
Temp Residence, Frontage, Proj Details	A04	Spectura Studio	03/10/2021 Rev: A
Floor Plan Dwelling One	A05	Spectura Studio	03/10/2021 Rev: A
Floor Plan Dwelling Two	A06	Spectura Studio	13/10/2021 Rev: B
Dwelling One Elevations 1	A07	Spectura Studio	13/10/2021 Rev: B
Dwelling One Elevations 2	A08	Spectura Studio	13/10/2021 Rev: B
Dwelling Two Elevations 1	A09	Spectura Studio	03/10/2021 Rev: A
Dwelling Two Elevations 2	A10	Spectura Studio	03/10/2021 Rev: A
Lot Elevations	A11	Spectura Studio	03/10/2021 Rev: A
Building Envelope Diagrams	A12	Spectura Studio	03/10/2021 Rev: A
Renders	A13	Spectura Studio	03/10/2021 Rev: A
Renders 2	A14	Spectura Studio	03/10/2021 Rev: A
Renders 3	A15	Spectura Studio	03/10/2021 Rev: A
Planning Scheme Submission		Chris Triebe & Associates Town Planning Services Limited	4 October 2021
Response to RFI		Chris Triebe & Associates Town Planning Services Limited	14 October 2021

2. All works must be in accordance with the conditions of the Amended Submission to Planning Authority Notice by TasWater, **TWDA 2021/01757-BODC** as attached to this permit.

3. The areas shown to be set aside for vehicle access, manoeuvring and car parking must be:
 - a. Completed prior to the use of the development commencing;
 - b. Designed and laid out in accordance with provisions of E6.0 of the *Break O'Day Interim Planning Scheme 2013*;
 - c. Provided with space for access, turning and manoeuvring of vehicles on-site to enable them to enter and leave the site in a forward direction;
 - d. Constructed with an impervious surface (2 x car parking spaces for each dwelling) and pervious surface (visitor space and access strips) and drained in a manner that will not cause nuisance to occupants of adjoining properties.
4. Onsite car parking spaces must be clearly marked and used solely for the designated purposes as indicated on the approved plans e.g. Visitor Parking.
5. Landscaping must be undertaken in accordance with the site plan approved as part of the permit prior to any application for a strata development.
6. All Stormwater from the development must be discharged to the kerb via one new connection and financed by the developer. A single 90mm pipe should extend back to inside the property boundary and all other connections must be made to this pipe within the property boundary.

The connection must be made by a licenced plumber in accordance with standard drawing TSD-SW29-v3.

The point of connection at the kerb must be at the centre of the frontage of the property, off set from the driveway of the property across the street.

7. Widening of the crossover/access must be completed to match the existing crossover and be tied into the existing. Standard drawing TSD-R09-v3 should be referenced for kerb detail.

A grated strip drain is required to be installed between the proposed gravel driveway and the existing crossover/access to prevent surface water washing from the driveway down onto the road. The strip drain must connect to the proposed internal stormwater system.

Prior to any work commencing on the stormwater connection and/or the crossover a permit must be obtained by submitting a Works Permit application form.

8. Power supply to the development must be provided underground.
9. 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.
10. Any damage that may occur to any Council infrastructure during the construction of the development must be reinstated to the satisfaction of Council and at the cost of the developer.

ADVICE

1. 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 Works Manager.
2. Activities associated with construction works are not to be performed outside the permissible time frames listed:

Mon-Friday 7 am to 6 pm

Saturday 9 am to 6 pm

Sunday and public holidays 10 am to 6 pm

PROPOSAL SUMMARY:

Application is made for the construction of two dwellings and outbuildings at land identified at 6 Sunrise Court, Scamander.



^ Aerial Photograph





DISCUSSION:

- The Planning Consultant stated that there were three (3) performance criteria triggered in this application and they were in relation to the car parking and sustainable transport code, visitor parking space and surface of car parking and driveway.
- The Planning Consultant advised that one (1) representation was received which raised concerns in relation to stormwater and bushfire, bushfire is not a consideration at this time under the Planning Scheme.
- Clr LeFevre stated that he supports the Officer's Recommendation with the conditions.
- Clr McGiveron stated that he supports the assessment of this application.

COUNCIL DECISION:

12/21.6.1.260 Moved: Clr B LeFevre / Seconded: Clr J McGiveron

After due consideration of the representations 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 **Multiple Dwelling x 2, Carport & Garage** on land situated at **6 Sunrise Court, Scamander** described in Certificate of Title CT 161402/14 be **APPROVED** subject to the following conditions:

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Floor Plan Dwelling One	A05	Spectura Studio	03/10/2021 Rev: A
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Dwelling One Elevations 1	A07	Spectura Studio	13/10/2021 Rev: B
Dwelling One Elevations 2	A08	Spectura Studio	13/10/2021 Rev: B
Dwelling Two Elevations 1	A09	Spectura Studio	03/10/2021 Rev: A
Dwelling Two Elevations 2	A10	Spectura Studio	03/10/2021 Rev: A
Lot Elevations	A11	Spectura Studio	03/10/2021 Rev: A
Building Envelope Diagrams	A12	Spectura Studio	03/10/2021 Rev: A
Renders	A13	Spectura Studio	03/10/2021 Rev: A
Renders 2	A14	Spectura Studio	03/10/2021 Rev: A
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 - a. Completed prior to the use of the development commencing;
 - b. Designed and laid out in accordance with provisions of E6.0 of the *Break O'Day Interim Planning Scheme 2013*;
 - c. Provided with space for access, turning and manoeuvring of vehicles on-site to enable them to enter and leave the site in a forward direction;
 - d. Constructed with an impervious surface (2 x car parking spaces for each dwelling) and pervious surface (visitor space and access strips) and drained in a manner that will not cause nuisance to occupants of adjoining properties.
4. Onsite car parking spaces must be clearly marked and used solely for the designated purposes as indicated on the approved plans e.g. Visitor Parking.
5. Landscaping must be undertaken in accordance with the site plan approved as part of the permit prior to any application for a strata development.
6. All Stormwater from the development must be discharged to the kerb via one new connection and financed by the developer. A single 90mm pipe should extend back to inside the property boundary and all other connections must be made to this pipe within the property boundary.

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A grated strip drain is required to be installed between the proposed gravel driveway and the existing crossover/access to prevent surface water washing from the driveway down onto the road. The strip drain must connect to the proposed internal stormwater system.

Prior to any work commencing on the stormwater connection and/or the crossover a permit must be obtained by submitting a Works Permit application form.

8. Power supply to the development must be provided underground.
9. 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.
10. Any damage that may occur to any Council infrastructure during the construction of the development must be reinstated to the satisfaction of Council and at the cost of the developer.

ADVICE

1. *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 Works Manager.*
2. *Activities associated with construction works are not to be performed outside the permissible time frames listed:*

Mon-Friday 7 am to 6 pm

Saturday 9 am to 6 pm

Sunday and public holidays 10 am to 6 pm

CARRIED UNANIMOUSLY

The Mayor advised the Council that it had now concluded its meeting as a Planning Authority under Section 25 of the Local Government (Meeting Procedures) Regulations 2015.

12/21.7.0 COUNCIL MEETING ACTIONS

12/21.7.1 Outstanding Matters

The report was received.

12/21.8.0 PETITIONS

Nil.

12/21.9.0 NOTICES OF MOTION

12/21.9.1 Notice of Motion – Tip Voucher System – 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 consider the introduction of a tip voucher system in one of two (2) forms. Plus a separate provision for those living outside of the wheelie bin collection area. Strictly limited to one (1) annual voucher per household.

1. That all “RESIDENTS” qualify to receive a card or voucher system which allows them a number of free tip trip/loads per calendar year. This could be done as responsibility of the resident to apply for and receive at Council office, on an annual basis. “LIMITED TO ONE (1) PER HOUSEHOLD”.

Or

2. That all “Pensioners and Health Care Card holders” qualify to receive a card or voucher system, which allows them a number of free tip trip/loads per calendar year. Again, this could be done a responsibility of the HHC holder to apply for and receive at Council office on an annual basis. “LIMITED TO ONE (1) PER HOUSEHOLD”.

Plus

All “RESIDENTS” outside of the wheelie bin collection area receive 12 free tip trip/loads per calendar year. Available on application only.

SUBMISSION IN SUPPORT OF MOTION:

Nil.

COUNCIL DECISION:

This item has been deferred until the next meeting as Clr Wright was an apology for the meeting and asked that it be deferred.

12/21.10.0 COUNCILLOR’S QUESTIONS ON NOTICE

Nil.

12/21.11.0 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.

12/21.11.1 Street Light in Tully Street, St Helens – Cllr M Osborne

Are we responsible for paying for the lighting for the street lights.

There is a light in Tully Street that is on all of the time.

Reply

The General Manager advised that we are responsible for street lights however we pay a flat rate. If Council Officers can be advised which light it is we will let TasNetworks know there is a faulty light.

12/21.12.0 MAYOR'S & COUNCILLOR'S COMMUNICATIONS

12/21.12.1 Mayor's Communications for Period Ending 20 December 2021

16.11.2021	St Helens	– Citizenship Ceremony
17.11.2021	St Helens	– Citizenship Ceremony
25.11.2021	St Helens	– Meeting with Senator Helen Polley
29.11.2021	St Helens Via Web	– Meeting with Representatives from the Tasmanian Audit Office – Audit Stakeholder Engagement Meeting
30.11.2021	St Helens	– Meeting with Mel Ihnen – Poss'm'agic
02.12.2021	Hobart	– Local Government Association of Tasmania (LGAT) – Mayors Workshop
02.12.2021	Hobart	– Local Government Review – Meeting with the Minister
03.12.2021	Hobart	– Local Government Association of Tasmania (LGAT) – General Meeting
06.12.2021	St Helens	– Council Workshop
06.12.2021	St Helens	– Meeting with Brian Mitchell MP
07.12.2021	St Helens	– Citizenship Ceremony
08.12.2021	St Marys	– Scamander Probus Club
09.12.2021	St Helens	– St Helens District High School - Grade 6 – 12 – Presentation Day Assembly
10.12.2021	Northern Midlands	– Northern Tasmania Priority Projects Meeting with Susie Bower, Liberal Candidate for Lyons
10.12.2021	St Marys	– St Marys District School – Grade 10 - Presentation Day Assembly
11.12.2021	St Marys	– Opening of the St Marys Camel Park
13.12.2021	St Helens	– Council Annual General Meeting (AGM)
14.12.2021	St Helens	– Citizenship Ceremony

15.12.2021	Hobart	– Local Government Association of Tasmania (LGAT) – General Management Committee (GMC) and Premiers Local Government Council (PLGC) Meetings
20.12.2021	St Helens	– Council Meeting

Mayor Tucker advised that he and the General Manager co-signed a letter to Devonport City Council Mayor and General Manager in support for the tragic accident last week and offered any assistance if they need it.

Mayor Tucker advised Council that we would now have one (1) minute silence in honour of the lives lost as a moment to think of the families and friends and all those involved in the tragic accident.

12/21.12.2 Councillor's Reports for Period Ending 20 December 2021

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

- No meeting.

NRM Special Committee – Clr Janet Drummond

- Nothing to report.

East Coast Tasmania Tourism (ECTT) – Clr Barry LeFevre

- The Board met at Surfside on Monday 13 December. It was the first meeting for four (4) board members; Allison Anderson, Jo McBain, Joe Pickett and Barry Le Fevre.
- A number of items were discussed including;
 - The launch of an East Coast Tasmania App (a free visitor guide) which will provide an improved user experience.
 - A Retreat in February focussing on a Strategic Plan.
 - COVID response and support.
 - ECTT Committees: Barry LeFevre will be on the Awards Committee – no awards in 2022 due to timing of the 2021 awards.
 - Destination Management Plan (DMP) – almost one (1) year into that and is currently held up with other agencies.
 - East Coast Master Plan.
 - Election of office bearers.
 - Aboriginal tourism is increasing significantly.

Mental Health Action Group – Clr Barry LeFevre

- Nothing to report.

Disability Access Committee – Clr Janet Drummond

- No meeting however there were two (2) events held for International Day of people with Disabilities which included the launch of the beach wheel chair (Sandcruiser).

- Nothing to report.

12/21.13.0 BUSINESS AND CORPORATE SERVICES

12/21.13.1 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 stated that a recent cyber security alert has come through and Peak have sought advice and our system has been checked.

COUNCIL DECISION:

12/21.13.1.261 Moved: Clr B LeFevre / Seconded: Clr J McGiveron

That the report be received.

CARRIED UNANIMOUSLY

12/21.13.2 Monthly Financial Report

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

That the following reports for the month ending 30 November 2021 be received:

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

INTRODUCTION:

Presented to Council are the monthly financial statements.

DISCUSSION:

- The Manager Corporate Services stated that we are getting much more consistent with analysis and reporting.

COUNCIL DECISION:

12/21.13.2.262

Moved: Clr L Whittaker / Seconded: Clr K Chapple

That the following reports for the month ending 30 November 2021 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

12/21.13.3 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 visitor numbers are still way down.

COUNCIL DECISION:

12/21.13.3.263 Moved: Clr B LeFevre / Seconded: Clr G McGuinness

That the report be received.

CARRIED UNANIMOUSLY

12/21.13.4 **Review of Policy – AM01 – Asset Recognition and Depreciation**

FILE REFERENCE	002\024\003\
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OFFICER’S RECOMMENDATION:

That Policy AM01 Asset Recognition and Depreciation as amended be adopted.

INTRODUCTION:

This Policy is not due for review until December 2023 but has been reviewed in the context of changes identified through the external audit process.

DISCUSSION:

- The Manager Corporate Services stated that this one did not get to the workshop however it has been through the Audit Panel.

COUNCIL DECISION:

12/21.13.4.264 Moved: Clr J McGiveron / Seconded: Clr K Chapple

That Policy AM01 Asset Recognition and Depreciation as amended be adopted.

CARRIED UNANIMOUSLY

12/21.13.5 **Audit Panel – Receipt of Minutes**

FILE REFERENCE	018\005\004\
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OFFICER’S RECOMMENDATION:

That Council receive the minutes of the Audit Panel 06 December 2021

INTRODUCTION:

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

DISCUSSION:

- The Manager Corporate Services advised that there was nothing significant from the minutes that needs to be addressed by Council.

COUNCIL DECISION:

12/21.13.5.265 Moved: Clr L Whittaker / Seconded: Clr K Chapple

That Council receive the minutes of the Audit Panel 06 December 2021

CARRIED UNANIMOUSLY

12/21.14.0 WORKS AND INFRASTRUCTURE

12/21.14.1 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:

- The Manager Infrastructure and Development Services provided comment in regards to the Falmouth road sealing. We still have a section of Franks Street to seal which we have deferred the sealing as the pavement was too soft and he was not taking the risk to seal while the pavement was soft, this is now scheduled to be done at the end of January.

COUNCIL DECISION:

12/21.14.1.266 Moved: Clr B LeFevre / Seconded: Clr M Osborne

That the report be received by Council.

CARRIED UNANIMOUSLY

12/21.14.2 Animal Control Report

FILE REFERENCE	003\003\018\
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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:

Nothing further to add.

COUNCIL DECISION:

12/21.14.2.267 Moved: Clr J McGiveron / Seconded: Clr B LeFevre

That the report be received by Council.

CARRIED UNANIMOUSLY

12/21.14.3 Policy Review – AM09 – Private Works and Plant Hire Policy

FILE REFERENCE	002\024\003\
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OFFICER'S RECOMMENDATION:

That Policy AM09 Private Works and Plant Hire Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

DISCUSSION:

Nothing further to add.

COUNCIL DECISION:

12/21.14.3.268 Moved: Clr M Osborne / Seconded: Clr B LeFevre

That Policy AM09 Private Works and Plant Hire Policy be accepted without amendment.

CARRIED UNANIMOUSLY

12/21.14.4 Policy Review – AM04 – Cemetery Management

FILE REFERENCE	002\024\003\
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OFFICER'S RECOMMENDATION:

That Policy AM04 Cemetery Management be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

DISCUSSION:

Nothing further to add.

COUNCIL DECISION:

12/21.14.4.269 Moved: Clr L Whittaker / Seconded: Clr K Chapple

That Policy AM04 Cemetery Management be accepted without amendment.

CARRIED UNANIMOUSLY

12/21.14.5 Policy Review – AM05 – Stormwater Connection

FILE REFERENCE	002\024\003\
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OFFICER'S RECOMMENDATION:

That Policy AM05 Stormwater Connection, be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

DISCUSSION:

Nothing further to add.

COUNCIL DECISION:

12/21.14.5.270 Moved: Clr G McGuinness / Seconded: Clr B LeFevre

That Policy AM05 Stormwater Connection, be accepted without amendment.

CARRIED UNANIMOUSLY

12/21.14.6 Strategic Asset Management Plan 2020 - 2029

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

That Council adopt, in principle, the Strategic Asset Management Plan 2020-2029.

INTRODUCTION:

Council is required to prepare a Strategic Asset Management Plan. The attached plan includes the financial impact of the transfer of Binalong Bay Road, road, bridge and culvert assets to the Tasmanian State Government in October 2021.

DISCUSSION:

- The Manager Infrastructure and Development Services stated that we have adjusted the plan to take into account the transfer of the Binalong Bay Road assets to the State Government.
- Mayor Tucker stated that it is really great to see the lifecycle summary for asset replacement, it is simple for people to see and identify.

COUNCIL DECISION:

12/21.14.6.271 Moved: Clr M Osborne / Seconded: Clr G McGuinness

That Council adopt, in principle, the Strategic Asset Management Plan 2020-2029.

CARRIED UNANIMOUSLY

12/21.14.7 Textile Recycling Facilities

FILE REFERENCE	033\025\002\
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OFFICER'S RECOMMENDATION:

That Council receive and endorse the Officers recommendation:

That opportunities for regional commercial textile recycling partnerships and trials as part of a future focussed approach to waste management be researched and considered when regional Councils participate in the development of the Regional Waste Management Strategy 2023-2028 and its subsequent delivery.

INTRODUCTION:

The purpose of this report is for Council to receive and endorse the Officer recommendation in response to a Notice of Motion from Clr J Drummond, June 2021 Council Meeting.

DISCUSSION:

- The Manager Infrastructure and Development Services stated that this item is in response to a notice of motion from Clr Drummond.

COUNCIL DECISION:

12/21.14.7.272

Moved: Clr L Whittaker / Seconded: Clr K Chapple

That Council receive and endorse the Officers recommendation:

That opportunities for regional commercial textile recycling partnerships and trials as part of a future focussed approach to waste management be researched and considered when regional Councils participate in the development of the Regional Waste Management Strategy 2023-2028 and its subsequent delivery.

CARRIED UNANIMOUSLY

12/21.14.8 Excavator Purchase

FILE REFERENCE	025\008\001\
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OFFICER'S RECOMMENDATION:

That Council approve the purchase of a second hand excavator for \$110,000 excluding GST.

INTRODUCTION:

The purpose of this report is for Council to approve the purchase of a second hand excavator for \$110,000 excluding GST through a variation to Councils Procurement PolicyLG07.

DISCUSSION:

Nothing further to add.

COUNCIL DECISION:

12/21.14.8.273

Moved: Clr M Osborne / Seconded: Clr J McGiveron

That Council approve the purchase of a second hand excavator for \$110,000 excluding GST.

CARRIED UNANIMOUSLY

12/21.15.0 COMMUNITY DEVELOPMENT

12/21.15.1 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:

- The Manager Community Services advised that Community Services staff are working closely with event organisers as things are changing every day at the moment.
- Clr McGiveron asked if there has been any progress regarding Burns Bay. The General Manager advised that Officers have had a site visit with the Acting General Manager of Parks & Wildlife Services as he wanted to look at the site before he looked at all the history around it and it is still with Aboriginal Heritage Tasmania however it was a good meeting. The Manager Community Services stated that he did take our concerns on board.

COUNCIL DECISION:

12/21.15.1.274 Moved: Clr B LeFevre / Seconded: Clr K Chapple

That the report be received.

CARRIED UNANIMOUSLY

12/21.16.0 DEVELOPMENT SERVICES

12/21.16.1 Development Services Report

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

That the report be received.

INTRODUCTION:

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

DISCUSSION:

- The Development Services Coordinator stated that they have had a few extra staff movements over the last few weeks so these will be advertised over the break.
- The Development Services Coordinator stated that the building approvals comparison in the agenda show a fair increase in comparison in the building space.
- Mayor Tucker stated that it is worth noting the work and the great outcomes of the Development Services staff to keep this going.

COUNCIL DECISION:

12/21.16.1.275 Moved: Clr M Osborne / Seconded: Clr B LeFevre

That the report be received.

CARRIED UNANIMOUSLY

12/21.16.2 **NRM Committee Meeting Minutes – 16 November 2021**

FILE REFERENCE	010\028\003\
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OFFICER'S RECOMMENDATION:

That Council receive the Minutes of the NRM Committee Meeting held on 16 November 2021, acknowledging advice and considering recommendations from the Committee for further Council attention.

INTRODUCTION:

The Break O'Day NRM Special Committee met on 16 November 2021, at the Break O'Day Child and Family Centre.

DISCUSSION:

Nothing further to add.

COUNCIL DECISION:

12/21.16.2.276 Moved: Clr L Whittaker / Seconded: Clr J Drummond

That Council receive the Minutes of the NRM Committee Meeting held on 16 November 2021, acknowledging advice and considering recommendations from the Committee for further Council attention.

CARRIED UNANIMOUSLY

12/21.17.0 GOVERNANCE

12/21.17.1 General Manager's Report

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

That the General Manager's report be received.

INTRODUCTION:

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

DISCUSSION:

- The General Manager advised that the State Budget Submission has been lodged and thank you to those Councillors who assisted to formulate the responses.
- The General Manager made comments in regards to the Local Government (LG) Reform process which has progressed in the last week with the announcement of the review committee. The General Manager circulated a copy of the Terms of Reference for Councillors information and commented in relation to the timeframes are as noted – the first six (6) months of next year is around consultation and a lot of data gathering including surveys, etc. There will be a diversion of resources during this time. We are looking at an 18 month process before we get to transition.
 - o Mayor Tucker stated that with his involvement on the Local Government Association of Tasmania's (LGAT) General Management Committee (GMC) and Premiers Local Government Committee (PLGC) that they have been heavily involved with LG Reform and they have had an incredible amount of consultation with Minister Jaensch and he has continued to make himself available to meet and he very much wants to work in a collaborative approach with Councils. The State Government want to drive outcomes and let the committee that has been formed undertake their role and look at all of the alternatives for Councils. Right through this process so far the GMC are having zoom and face to face meetings on a more regular basis than normal. The Government also acknowledge that there could be quite significant process to take place at the end to implement outcomes and Matt Healey will now head this process.

- Clr McGuinness asked in relation to the data gathering and he would like to know if we can influence the data gathering in regards to housing – we need to know these statistics. Clr McGuinness requested that the housing needs of employers requiring staff be examined as we anecdotally know we have a need for social housing and this data is essential moving forward. Mayor Tucker stated that this is outside LG Reform process. The General Manager stated that he thinks from a data gathering point of view it wouldn't happen through this process however the State Government are doing a housing needs analysis. There will be an opportunity for submissions so if there is a role for Local Government in this space we could raise it in a submission. Clr McGuinness stated that having looked at the State Housing Policy it seems to be Hobartcentric and Local Government does have a role to play and if we are looking at a review of Local Government it should be included. The General Manager stated that he agreed that if Council were to identify a role for Local Government in achieving a solution this is certainly something we can put forward in a submission but we could have a conversation with them as to what is Councils role in this space. Some Councils are involved in social housing/independent living etc but not part of data gathering.
- Clr LeFevre stated that for him it is a bit hard to understand the timeframe with this and by June 2023 they are going to make recommendations and in October 2022 we have Council elections and then what is going to happen if the number of Councils reduce. Mayor Tucker stated that it has been heavily discussed at LGAT and the Minister has made a decision that the elections will go ahead and then whatever the recommendations go through there could still be another 12-18 months after that to implement recommendations, so it may end up being only 12 months out from the following election and that people need to have certainty that there will be an election and it will be held in the normal cycle. Clr LeFevre stated that from the general public point of view it would be good if it was explained early in those terms.
- The General Manager provided an update in regards to Council's COVID Readiness:
 - Planning has been in place for a number of weeks and under constant review and updating.
 - Upon return from New Year we may implement our changed operational arrangements depending on situation. The management team will be discussing the situation in the next few days.
 - Mask wearing will be in place as per guidelines. We will also be extending to cover when more than one (1) person is in a vehicle.
 - Reviewing requirements relating return from interstate travel and may require a negative PCR test after returning to Tasmania.
 - The General Manager stated that we need to protect our operational activities.
 - Clr Drummond asked, do we have a requirement around double vaccinations. The General Manager stated that we don't at this stage we have been waiting to see if the State Government mandates it however the General Manager stated that he personally thinks we should do it but we need to consult with the union and employees and we need to work through any issues. Hobart City Council have mandated it and the General Manager believes it is inevitable.
 - Clr Drummond asked how is this going to impact volunteers and facility hirers etc. The General Manager stated that the volunteers will be treated the same as employees however facility hirers will be different, we are just trying to protect our operations as much as possible. We are playing it a bit by ear but we will make some small changes.

- Clr Chapple asked, would we foresee changes about public coming into Council meetings etc. The General Manager stated that what he see's is that they could do that and they would probably need to provide proof of vaccinations, wearing of masks, etc, we could see that happening but not sure potentially when.
- The General Manager stated that a lot of what we do is common sense.
- The General Manager stated that his concern with the whole thing is the State Government's testing structure and getting results back in a reasonable timeframe.

COUNCIL DECISION:

12/21.17.1.277

Moved: Clr B LeFevre / Seconded: Clr G McGuinness

That the General Manager's report be received.

CARRIED UNANIMOUSLY

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

Moved: Clr L Whittaker / Seconded: Clr K Chapple

CARRIED UNANIMOUSLY

IN CONFIDENCE

12/21.18.0 **CLOSED COUNCIL**

12/21.18.1 **Confirmation of Closed Council Minutes – Council Meeting 15 November 2021**

12/21.18.2 **Outstanding Actions List for Closed Council**

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

Moved: Clr J McGiveron / Seconded: Clr L Whittaker

CARRIED UNANIMOUSLY

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 11.00am.

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MAYOR

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DATE