



COUNCIL MEETING MINUTES

Monday 19 December 2022
Council Chambers, St Helens

John Brown, General Manager
Break O'Day Council
12 December 2022

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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, members of the community and staff and declared the meeting open at 10.01am.

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.

12/22.1.0 ATTENDANCE

12/22.1.1 Present

Mayor Mick Tucker
Deputy Mayor Kristi Chapple
Councillor Gary Barnes
Councillor Ian Carter
Councillor Janet Drummond
Councillor Liz Johnstone
Councillor Barry LeFevre
Councillor Vaughan Oldham

12/22.1.2 Apologies

Nil

12/22.1.3 Leave of Absence

Councillor Kylie Wright

12/22.1.4 Staff in Attendance

General Manager, John Brown

Executive Assistant, Bec Wood

David Jolly, Manager Infrastructure and Development Services (1.0 – 17.1)

Chris Hughes, Manager Community Services (1.0 - 17.1)

Angela Matthews, Corporate Services Coordinator (1.0-17.1)

Raoul Harper, Manager Business Services (1.0 - 17.1)

Jake Ihnen, Development Services Coordinator (1.0 – 16.3)

Jayne Richardson, Communications Coordinator (1.0 - 17.1)

Deb Szekely, Senior Planning Officer (1.0 – 16.3)

12/22.2.0 PUBLIC QUESTION TIME

One (1) person 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.

12/22.2.1 Fingal Tier Coal Project - Peter McGlone, Tasmanian Conservation Trust Inc

On 2 November 2022 the Tasmanian Conservation Trust emailed the attached letter to the Break O'Day Council in regard to the Fingal Tier Coal Project, Valley Road near Fingal (also known as the Hard Rock coal mine). The letter was emailed to the General Manager John Brown and copied to council planner Deb Szekely.

This is an important matter for the TCT, many in the local community and others throughout Tasmania, but we have not received an answer to the letter.

Can the Council please provide a response to the letter at the soonest possible opportunity. In particular, can the council provide an answer to the question contained in the letter: "Could you please tell me what parts of the project have been commenced, if any, and whether the planning permit remains valid?"

Reply:

My apologies for the fact you have not received an answer to your question contained in your letter dated 13 October 2022 and emailed to this office on 2 November 2022. I note from our records that a person by the name of Jack from the Tasmanian Conservation Trust contacted this office on 10 October 2022 and spoke with Council's Town Planner seeking information as to whether the mine had been started. He was advised that due to the provisions of the Privacy Act relating to personal information we were not allowed to divulge this information to him. We referred him to Mineral Resources Tasmania. Subsequently you sent your letter by email and then the follow up email yesterday.

Nevertheless, Council officers will be undertaking a thorough assessment of the situation which does involve a number days of work including a site inspection as well as potentially advice from external professionals to ensure that Council's determination can stand a challenge in TasCAT or the Supreme Court. Council's professional resources are incredibly stretched at the moment mainly due to dealing with Local Provisions Schedule for the Tasmanian Planning Scheme which has a deadline for completion. We will make the assessment when we have the available resource. At the conclusion of the Assessment we will determine what we can advise the Tasmanian Conservation Trust having regard to the Privacy Act and Right to Information guidelines.

12/22.3.0 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.

12/22.4.0 CONFIRMATION OF MINUTES

12/22.4.1 Confirmation of Minutes – Council Meeting 21 November 2022

OFFICER'S RECOMMENDATION:

That the minutes of the Council Meeting held on the 21 November 2022 be confirmed with the below amendment to the Mental Health Action Group Report from Councillor LeFevre:

Mental Health Action Group – Cllr Barry LeFevre

- Councillor LeFevre advised he had a phone conversation last week trying to find out what is happening this year. They have received funding for twelve months which allowed Casey to be employed plus professional Development and Community training activities. Councillor LeFevre has asked about a budget pledge for additional funding.

DISCUSSION:

Nil

COUNCIL DECISION:

12/22.4.1.245 Moved: Cllr K Chapple / Seconded: Cllr I Carter

That the minutes of the Council Meeting held on the 21 November 2022 be confirmed with the below amendment to the Mental Health Action Group Report from Councillor LeFevre:

Mental Health Action Group – Cllr Barry LeFevre

- Councillor LeFevre advised he had a phone conversation last week trying to find out what is happening this year. They have received funding for twelve months which allowed Casey to be employed plus professional Development and Community training activities. Councillor LeFevre has asked about a budget pledge for additional funding.

CARRIED UNANIMOUSLY

12/22.5.0 COUNCIL WORKSHOPS HELD SINCE 21 NOVEMBER 2022 COUNCIL MEETING

There was a Workshop held on Monday 5 December 2022 and the following items were listed for discussion.

- Animal Control Report
- Cecilia Street South Streetscape Update
- Safer Pedestrian Crossings – St Marys
- Local Roads and Community Infrastructure Program – Phase 3 – New Project – Nomination for Funding
- St Marys Local Township Plan
- Scamander Local Township Plan
- Binalong Bay Local Township Plan
- Policy CB04 – Youth Policy
- Replace Community Engagement Policy with a Procedure
- St Marys Theatre Group – Request for Fee Waiver
- Policy AM21 – Single Use Plastics Policy
- Pending Development Application Updates
- Land Use Planning Studies Review – Consultant Report
- Draft LPS – Break O’Day Response to TPC Directions
- St Marys Tip Shop Extensions and Improvements
- Memorial Park Toilet Block
- Workplace Health and Safety Review of Elected Representatives
- Community Chat Concept (Councillors) - Cllr K Chapple

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.

12/22.6.1

DA 174-2018 Level 2 Activity – Scamander Waster Transfer Station – Scamander Inert Landfill

FILE REFERENCE	DA 174-18
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OFFICER'S RECOMMENDATION:

After due consideration of the application received and Pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013* that the application for LEVEL 2 ACTIVITY - SCAMANDER WASTE TRANSFER STATION - SCAMANDER INERT LANDFILL on land situated at SCAMANDER WASTE TREATMENT STATION, COACH ROAD, SCAMANDER described in Certificate of Title 157623 folio1 be APPROVED subject to the following conditions:

Part A

1. Development must be carried out and operated 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
Environmental Effects Report Scamander Inert Landfill	Final	Just Waste Consulting	26/07/2016
Coach Road Waste Transfer Station Inert Landfill Proposal, Scamander Traffic Impact Assessment	Final #2– Revision 3	Traffic & Civil Services	5/05/2022
Scamander Inert Landfill EER Supplement	12532889-58756	GHD	25/08/2021
Permit Part B, Permit Conditions – Environmental No.8903	Environmental No. 8903	Environmental Protection Authority	7 October 2022
Lease Boundary Scamander Waste Disposal Site	Sheet 1 of 1	East Coast Surveying	18/08/2022

2. The person responsible for the activity must comply with the conditions contained in Schedule 2 of Permit Part B (Permit Conditions – Environmental No. 8903), which the Board of the Environment Protection Authority (EPA) requires the planning authority to include in the permit pursuant to section 25(5) of the *Environmental Management and Pollution Control Act 1994*.

Part B

Attachment: Permit Part B Permit Conditions – Environmental No. 8903.

ADVICE

1. All works associated with the development should be conducted in accordance with Guidelines for Soil and Water Management, Hobart City Council, available on Council's website ([http://www.bodc.tas.gov.au/webdata/resources/files/Guidelines for Soil and Water Management.pdf](http://www.bodc.tas.gov.au/webdata/resources/files/Guidelines%20for%20Soil%20and%20Water%20Management.pdf)). All worked areas not covered by structures must be promptly and progressively stabilised (e.g. revegetated) so that they will not erode and/or act as a source of sediment transfer.
2. Use or development which may impact on Aboriginal cultural heritage is subject to the Aboriginal Relics Act 1975. If Aboriginal relics are uncovered during works then an Aboriginal site survey is required to determine the level of impact and the appropriate mitigation procedures.
3. 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

INTRODUCTION:

ZONES	APPLICABLE	NOTES
UTILITIES ZONE	YES	<p>Use for recycling and waste depot is classified as a permitted use within the Utilities zone.</p> <p>However, the volume of waste is classed as a level 2 activity and the proposal becomes discretionary pursuant to section 25 of the Environmental Management and Pollution Control Act 1994 (EMPCA).</p> <p>The proposal relies upon performance criteria at:</p> <ul style="list-style-type: none"> • Clause 28.3.1 P1 – Capacity of existing utilities.

CODES	APPLICABLE	TRIGGER
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E1 BUSHFIRE	NO	The proposal does not include subdivision or vulnerable or hazardous uses.
E2 CONTAMINATED LAND	NO	The proposal does not include sensitive use.
E3 LANDSLIP	NO	The site is not in a landslip hazard area.
E4 ROAD + RAILWAY	YES	E4.2.1 - Code applies to use or development that intensifies the use of an existing access.
E5 FLOOD PRONE		The site is not in a mapped flood risk area.
E6 CAR PARKING + TRANSPORT	YES	E6.2.1 - Code applies to all use and development of land.
E7 SCENIC MANAGEMENT	NO	The site is not in a mapped scenic management area.
E8 BIODIVERSITY	NO	The site of the land fill has been previously cleared and does not contain native vegetation.
E9 WATER QUALITY	YES	E9.2.1 - Code applies to land within 50m of a wetland or watercourse
E10 RECREATION + OPEN SPACE	NO	The proposal does not include subdivision.
E11 ATTENUATION IMPACTS	NO	E11.4.1 – Level 2 activities, assessed by the EPA, are exempt from this code.
E12 AIRPORTS IMPACT	NO	The site is not within prescribed air space or Australian noise exposure forecast contours on the scheme maps.
E13 HERITAGE	NO	The site is not a listed heritage site, within a heritage precinct or a place of identified archaeological significance.
E14 COASTAL	NO	Proposal exempt pursuant to clause E14.4.1 (b)
E15 SIGNS	NO	No new signage is proposed at this time.
E16 WASTE WATER	NO	No new staff are proposed and no change to the existing wastewater management is proposed.

Proposal

The applicant is seeking to establish an inert landfill site at the Scamander Waste Transfer Station (WTS) on Coach Road, Scamander.

It is proposed that, whilst the site will continue to operate as a WTS, it has the capacity to receive around 146,125m³ of inert waste over the area previously used for putrescible landfill. Around 3,000 tonnes of inert landfill will be received annually. This will be compressed to approximately 3100m³, giving the proposal a lifespan of some 47 years.

The site will be divided into cells (i.e., smaller areas to be filled sequentially) and will receive materials consistent with the below table. Loads will be inspected for contamination prior to accessing the current cell. The inert waste will be mixed and compacted weekly using the existing loader on-site. The cell face will be covered weekly, and each cell will be filled and progressively rehabilitated.

Accepted waste	Unauthorised waste
Demolition waste	Asbestos sheet and asbestos fibre
Asphalt and rubble	Contaminated soil
Wood	Treated timber
Bricks	Tyres
Concrete	Putrescible waste
Inert synthetic materials	Green waste
Uncontaminated soil	Recyclable metal
Rocks	
Excavated material (uncontaminated)	
Fencing material	

Table 1. Types of accepted an unauthorised waste for an inert landfill (Tasmanian Landfill Sustainability Guide 2004) (extract from *Environmental Effects Report, Scamander Inert Landfill*, Just Waste Consulting, May 2016)

Operating hours of the site will remain consistent with the operating hours of the WTS and are not currently proposed to change from the existing Tuesday and Thursday 10a.m. to 4p.m. and Sunday 2p.m. to 5p.m. However, it is realistic to presume that these hours may change over time and in response to the needs and expectations of Council and its community.

Based on the predictions of the Traffic Impact Assessment, the use is expected to generate an additional 31 vehicles (62 vehicle movements) weekly – around 20 additional vehicle movements each day the site is open.

DISCUSSION:

- The planning consultant advises that this is a straight forward application due to the need for extra sites to dispose of inert waste instead of transferring it to St Helens Waste Transfer Station. Representations were received raising issues about opening hours, signage and environmental matters. All environmental matters were assessed by the Environment Protection Authority who recommended approval with conditions, these conditions form part of the planning permit.
- Councillor LeFevre supported the recommendation and thinks it will be good for our local area.

COUNCIL DECISION:

12/22.6.1.246 Moved: Clr B LeFevre / Seconded: Clr I Carter

After due consideration of the application received and Pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Break O'Day Interim Planning Scheme 2013* that the application for LEVEL 2 ACTIVITY - SCAMANDER WASTE TRANSFER STATION - SCAMANDER INERT LANDFILL on land situated at SCAMANDER WASTE TREATMENT STATION, COACH ROAD, SCAMANDER described in Certificate of Title 157623 folio1 be APPROVED subject to the following conditions:

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Approved Plans / Documents			
Plan / Document Name	Reference Number	Prepared By	Dated
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Coach Road Waste Transfer Station Inert Landfill Proposal, Scamander Traffic Impact Assessment	Final #2– Revision 3	Traffic & Civil Services	5/05/2022
Scamander Inert Landfill EER Supplement	12532889-58756	GHD	25/08/2021
Permit Part B, Permit Conditions – Environmental No.8903	Environmental No. 8903	Environmental Protection Authority	7 October 2022
Lease Boundary Scamander Waste Disposal Site	Sheet 1 of 1	East Coast Surveying	18/08/2022

2. The person responsible for the activity must comply with the conditions contained in Schedule 2 of Permit Part B (Permit Conditions – Environmental No. 8903), which the Board of the Environment Protection Authority (EPA) requires the planning authority to include in the permit pursuant to section 25(5) of the *Environmental Management and Pollution Control Act 1994*.

Part B

Attachment: Permit Part B Permit Conditions – Environmental No. 8903.

ADVICE

1. All works associated with the development should be conducted in accordance with Guidelines for Soil and Water Management, Hobart City Council, available on Council's website ([http://www.bodc.tas.gov.au/webdata/resources/files/Guidelines for Soil and Water Management.pdf](http://www.bodc.tas.gov.au/webdata/resources/files/Guidelines%20for%20Soil%20and%20Water%20Management.pdf)). All worked areas not covered by structures must be promptly and progressively stabilised (e.g. revegetated) so that they will not erode and/or act as a source of sediment transfer.
2. Use or development which may impact on Aboriginal cultural heritage is subject to the Aboriginal Relics Act 1975. If Aboriginal relics are uncovered during works then an Aboriginal site survey is required to determine the level of impact and the appropriate mitigation procedures.
3. 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

12/22.6.2 DA 301-2022 - Veranda and 2 x Poly Tunnels – 80 Gray Road, St Marys

FILE REFERENCE	DA 301-2022
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OFFICER'S RECOMMENDATION:

After due consideration of the representation received pursuant to Section 58 of the Land Use Planning & Approvals Act 1993 and the *Break O'Day Interim Planning Scheme 2013* that the application for **RECYCLING & WASTE DISPOSAL - VERANDA & 2 X POLY TUNNELS** on land situated at **80 GRAY ROAD, ST MARYS** described in Certificate of Title 223151/1 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
Proposed Location Plan	Job No: BODC/10, Sheet No's: A01	Jon Pugh Homes Design	21/11/22
Proposed Part Site Plan	Job No: BODC/10, Sheet No's: A02	Jon Pugh Homes Design	21/11/22
Proposed Floor Plan	Job No: BODC/10, Sheet No's: A03	Jon Pugh Homes Design	21/11/22

Elevations	Job No: BODC/10, Sheet No's: A04	Jon Pugh Homes Design	21/11/22
Compliance Report		Jon Pugh Home Design	November 2022

2. Use of the development must not create a nuisance as defined by the *Environmental Management and Pollution Control Act 1994*.
3. All runoff from the proposed development must be disposed of within the confines of the property by means that will not result in soil erosion or other stormwater nuisance.

ADVICE

- All underground infrastructure including all forms of water, storm water, power, gas and telecommunication systems must be located prior to the commencement of any on-site excavation and / or construction works. Any works to be undertaken within two (2) metres of any Council owned infrastructure must be done in consultation with Council's Works Manager.
- Activities associated with construction works are not to be performed outside the permissible time frames listed:
 - Monday - 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 use and development of a veranda and two poly tunnels to be constructed at 80 Gray Road, St Marys, the existing St Marys Waste Transfer Station. The Recycling and Waste Disposal Use is a qualified permitted use in this Zone if not at the St Helens airport, under Table 28.2 of the *Break O'Day Interim Planning Scheme 2013*.



DISCUSSION:

- The Senior Planning Officer advised this is a Council application which has been assessed by an external consultant. The application was assessed against the utilities zones and E6 car parking code and deemed to satisfy all acceptable solutions and as such is a permitted application.
- Councillor Drummond noted that they are doing an amazing job at the St Marys Waste Transfer Station and this will allow them to recycle more items and fully supported the recommendation.

COUNCIL DECISION:

12/22.6.2.247 Moved: Clr J Drummond / Seconded: Clr K Chapple

After due consideration of the representation received pursuant to Section 58 of the Land Use Planning & Approvals Act 1993 and the *Break O'Day Interim Planning Scheme 2013* that the application for **RECYCLING & WASTE DISPOSAL - VERANDA & 2 X POLY TUNNELS** on land situated at **80 GRAY ROAD, ST MARYS** described in Certificate of Title 223151/1 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

Proposed Location Plan	Job No: BODC/10, Sheet No's: A01	Jon Pugh Homes Design	21/11/22
Proposed Part Site Plan	Job No: BODC/10, Sheet No's: A02	Jon Pugh Homes Design	21/11/22
Proposed Floor Plan	Job No: BODC/10, Sheet No's: A03	Jon Pugh Homes Design	21/11/22
Elevations	Job No: BODC/10, Sheet No's: A04	Jon Pugh Homes Design	21/11/22
Compliance Report		Jon Pugh Home Design	November 2022

2. Use of the development must not create a nuisance as defined by the *Environmental Management and Pollution Control Act 1994*.
3. All runoff from the proposed development must be disposed of within the confines of the property by means that will not result in soil erosion or other stormwater nuisance.

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.

12/22.7.0 COUNCIL MEETING ACTIONS

12/22.7.1 Outstanding Matters

The report was received.

12/22.8.0 PETITIONS

Nil.

12/22.9.0 NOTICES OF MOTION

Nil.

12/22.10.0 COUNCILLOR'S QUESTIONS ON NOTICE

Nil.

12/22.11.0 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.

Nil.

22.11.2022 & 23.11.2022	St Helens	– Elected Member Training
25.11.2022	St Marys	– St Marys Community Meeting regarding St Marys Pass
26.11.2022	St Helens	– Suncoast Arts and Crafts 21 st Anniversary Open House
29.11.2022	Zoom	– Northern Tasmania Development Corporation (NTDC) Annual General Meeting
29.11.2022	St Helens	– Athletic Club Meeting
30.11.2022	Hobart	– Local Government Association of Tasmania (LGAT) General Management Committee Meeting
30.11.2022	Hobart	– Premier's Local Government Council Meeting
05.12.2022	St Helens	– Council Workshop
06.12.2022	St Helens	– Meeting with the new Police Inspector
07.12.2022	Hobart	– LGAT Mayor's Workshop
08.12.2022 & 09.12.2022	Hobart	– LGAT Annual Conference
13.12.2022	MS Teams	– LGAT General Management Committee Future of Local Government Review Briefing
14.12.2022	St Helens	– Council Annual General Meeting
15.12.2022	St Marys	– St Marys District School Annual Awards Presentation
16.12.2022	Fingal	– Jubilee Tree Planting
19.12.2022	St Helens	– Council Meeting

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

- St Helens and Districts Chamber of Commerce and Tourism –Clr Kristi Chapple

There is a meeting scheduled for tomorrow evening

- NRM Special Committee – Clr Janet Drummond

A meeting was held approximately two weeks ago and a report will come to Council.

- East Coast Tasmania Tourism (ECTT) – Clr Barry LeFevre
 - ECTT has a number of priorities but number one has been identified as staff housing.
 - They will be reviewing the awards presentation which is held around October each years and trying to decide if they should still have it and in what form.
 - They have been discussing cultural awareness training.

- Mental Health Action Group – Clr Barry LeFevre

Nil.

- Disability Access Committee – Clr Janet Drummond

An event was held on 1 December to celebrate the International Day of People with a Disability, this was an art focused day. It was a special day and was very successful.

- Bay of Fires Master Plan Steering Committee – Clr Ian Carter

No meetings scheduled.

12/22.13.0 BUSINESS AND CORPORATE SERVICES

12/22.13.1 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 on activities of the Business and Corporate Service Department since the previous Council Meeting.

DISCUSSION:

The Manager Business Services advised:

- Customer engagement is a key action of the Corporate Services Coordinator and will be worked on over the coming months.
- Cash in bank is quite inflated due to the delay of the Capital Works program.
- Funds have been invested using a different approach to previous years so they mature at two month intervals to support cash flow and still get best possible return.

COUNCIL DECISION:

12/22.13.1.248 Moved: Clr J Drummond/ Seconded: Clr K Chapple

That the report be received.

CARRIED UNANIMOUSLY

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

That the following reports for the month ending 30 November 2022 be received:

1. Profit and Loss Statements
2. Balance Sheet
3. Statement of Cash Flows
4. Capital Works 2022-2023
5. Profit and Loss

INTRODUCTION:

Presented to Council are the monthly financial statements.

DISCUSSION:

The Manager Business Services advised the following:

- That with the new system each manager has far greater visibility over the areas under their control.
- Depreciation was under budgeted before budget was set and is running approximately 10% higher than what was expected which has created a bit of distortion in our bottom line. The Commonwealth Assistance grants have increased this year which will help to offset this increase.
- We are still finding some code issues which are being rectified to make sure items are coded to the correct area.
- Condition assessments have just been done on the road networks which will also likely impact on our depreciation.
- Mayor Tucker noted that different Councils use different approaches for asset management and depreciation.

COUNCIL DECISION:

12/22.13.2.249

Moved: Clr B LeFevre/ Seconded: Clr L Johnstone

That the following reports for the month ending 30 November 2022 be received:

1. Profit and Loss Statements
2. Balance Sheet
3. Statement of Cash Flows
4. Capital Works 2022-2023
5. Profit and Loss

CARRIED UNANIMOUSLY

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 on the activities and services the delivered by the Visitor Information Centre since the previous Council Meeting.

DISCUSSION:

- The Manager Business Services acknowledge that the Visitor Information Centre staff are doing an incredible job, they had the busiest month they have had in over five years and their revenue has increased. It was also noted that the History room volunteer hours remain fairly steady at 28.5 hours per week and their revenue is back to pre covid levels.
- Mayor Tucker expressed his appreciation for all the staff at the Visitor Information Centre and for the amazing work they are doing. He noted that to have numbers up to pre pandemic levels even while the St Marys Pass was closed is incredible.

COUNCIL DECISION:

12/22.13.3.250

Moved: Clr B LeFevre / Seconded: Clr I Carter

That the report be received.

CARRIED UNANIMOUSLY

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

That Council receive the minutes of the Audit Panel meeting of the 5th of December 2022.

INTRODUCTION:

The Council Audit Panel meets every three months and the minutes of each meeting are provided to Council.

DISCUSSION:

The Manager Business Services advised:

- The Audit Panel is a legislative body who meets every three months and this is an overview of the outcomes of that meeting.
 - It is a significant amount of work and we have an independent chair who assesses this work.
 - Key areas to focus on into the future are Human Resources policies and the risk management framework. The risk management framework will come before Councillors in February.
- Mayor Tucker asked about item 22.12 the discussion on disaster relief funding – he asked if this is targeted about what we may access through State and Federal funding?
- The General Manager advised that this is in relation to the rainfall event in October including an update on the costs we incurred and working with the State Government to recover them. Total costs calculated so far are just under a million dollars.

COUNCIL DECISION:

12/22.13.4.251

Moved: Clr I Carter / Seconded: Clr K Chapple

That Council receive the minutes of the Audit Panel meeting of the 5th of December 2022.

CARRIED UNANIMOUSLY

12/22.14.0 WORKS AND INFRASTRUCTURE

12/22.14.1 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 advised that the capital works program is starting to rollout now. All contractors and internal staff have been organised for flood damage remediation. Most of this remediation work will take place in February and March 2023 particularly in landslip areas. Council is currently unable to work in these landslip areas as there is still a lot of groundwater in those areas at the moment.

COUNCIL DECISION:

12/22.14.1.252 Moved: Clr LeFevre/ Seconded: Clr Chapple

That the report be received by Council.

CARRIED UNANIMOUSLY

12/22.14.2 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:

- The Manager Infrastructure and Development Services advised that they are dealing with a couple of issues around declared dangerous dogs and the owners of those dogs not doing the right thing.
- He also noted one event of significance last week which involved a four dog attack on a sheep at Mathinna. The sheep was mauled quite badly but survived. One of the dogs has already been rehomed to Devonport (this was a pup) and two of the dogs were only temporarily at the property, all were staffy type dogs. This was quite distressing for the sheep owners.

COUNCIL DECISION:

12/22.14.2.253

Moved: Clr V Oldham/ Seconded: Clr J Drummond

That the report be received by Council.

CARRIED UNANIMOUSLY

12/22.14.3 Local Roads and Community Infrastructure Program – Phase 3 – New project nomination for funding

FILE REFERENCE	018\019\068\
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OFFICER’S RECOMMENDATION:

That Council nominate “*Project 7 - Reconstruction of Gravel Pathway at Grant St, Falmouth*” for Local Roads and Community Infrastructure Program - Phase 3 funding.

INTRODUCTION:

The purpose of this report is to seek endorsement from the Council to nominate “Project 7 - Reconstruction of Gravel Pathway at Grant St, Falmouth” for Local Roads and Community Infrastructure program - Phase 3 funding.

DISCUSSION:

- The Manager Infrastructure and Development Services advised that under phase three of the program that we have \$44974 of unallocated funds and proposed that we use those funds for a gravel footpath to be reinstated at Falmouth. The path will run from the beach end of Grant street back to the fire station.
- Councillor Johnstone noted that she went back and had conversations in the community, the community generally seem happy with the footpath restoration as long as we take into consideration the existing natural infrastructure.
- The Manager Infrastructure and Development Services advised that it is within the Council reservation they will be working to minimise their footprint as much as possible. He also noted that they would engage with the community prior to work being undertaken and hope to have the work completed before Easter.

COUNCIL DECISION:

12/22.14.3.254

Moved: Cllr B LeFevre / Seconded: Cllr L Johnstone

That Council nominate “*Project 7 - Reconstruction of Gravel Pathway at Grant St, Falmouth*” for Local Roads and Community Infrastructure Program - Phase 3 funding.

CARRIED UNANIMOUSLY

12/22.15.0 COMMUNITY DEVELOPMENT

12/22.15.1 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 noted the following:

- St Marys projector is now working in the St Marys Hall . A cheat sheet will be prepared and users will need to take their own laptop to use the projector.
- Parks and Wildlife Service will be submitting a new plan for the Burns Bay Boat Ramp to Aboriginal Heritage Tasmania, they will provide us with a copy of the survey before they do this.
- Councillor Drummond said it is fantastic that the projector is now working at St Marys and asked whether Mannalargenna Day is being added to list of 2022-2023 list of programs and initiatives. The Manager Community Services advised this will come into next years budget.
- Councillor Johnstone stated that the Christmas artworks prepared by local students for our township signs are wonderful.

COUNCIL DECISION:

12/22.15.1.255

Moved: Cllr J Drummond/ Seconded: Cllr B LeFevre

That the report be received.

CARRIED UNANIMOUSLY

12/22.15.2 **Policy AM21 – Single Use Plastics Policy**

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

That Policy AM21 – Single Use Plastics Policy, as amended, be adopted.

INTRODUCTION:

This policy was adopted by Council in February, 2022 and community members have sought clarification around one of the items that cannot be used.

DISCUSSION:

- The Manager Community Services said this came about because we received a question from Break O’Day Regional Arts (BODRA) who are running an event in January and they wanted to clarify what is considered a single use drink bottle. It was also noted that Council still have some reusable drink bottles available and plan to offer these along with education at events held in January.
- Councillor Drummond stated that she does not support the changes to the policy and noted that plastic bottles are among the ten most common items picked up as part of Clean Up Australia Day each year. She also noted additional issues around the production of bottled water and would like to see reusable drink bottles encouraged at all events.

COUNCIL DECISION:

12/22.15.2.256 Moved: Cllr J Drummond/ Seconded: Cllr G Barnes

That Policy AM21 – Single Use Plastics Policy, as amended, be adopted.

FOR Mayor M Tucker, Deputy Mayor K Chapple, Councillor G Barnes, Councillor I Carter, Councillor V Oldham, Councillor B LeFevre

AGAINST Councillor J Drummond, Councillor L Johnstone

CARRIED

12/22.15.3 **St Marys Theatre Group – Request for Fee Waiver**

FILE REFERENCE	004\005\007\
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OFFICER'S RECOMMENDATION:

1. That Council consider approving a full fee waiver for Krystal Hallam to use the St Marys Hall to run a pilot program called "Come and explore Conscious Theatre"
2. That the fee waiver be in place for a period of three months as a trial period to see whether the community are interested in such a program.
3. The waiver does not include the non payment of the bond and administration fee.
4. That a review be undertaken to examine the parameters for a 5th category to be added to the existing policy to encompass trial projects.

DISCUSSION:

- The Manager Community Services noted that this item included a recommendation to look at whether a fifth category may be needed for trial projects.
- Councillor LeFevre does not support the motion as it is against the current Council policy and is potentially setting a precedent. He used a sporting example such as netball, players can't just try it for free for a few months, they still need to pay their club fees. Councillor LeFevre is not happy with the lack of information provided about how much participants will be charged and noted that this is not a not for profit organisation, it is someone running a business.

COUNCIL DECISION:

12/22.15.3.257

Moved: Cllr J Drummond/ Seconded: Cllr K Chapple

1. That Council consider approving a full fee waiver for Krystal Hallam to use the St Marys Hall to run a pilot program called "Come and explore Conscious Theatre"
2. That the fee waiver be in place for a period of three months as a trial period to see whether the community are interested in such a program.
3. The waiver does not include the non payment of the bond and administration fee.
4. That a review be undertaken to examine the parameters for a 5th category to be added to the existing policy to encompass trial projects.

FOR Mayor M Tucker, Deputy Mayor K Chapple, Councillor G Barnes, Councillor I Carter, Councillor Drummond, Councillor V Oldham, Councillor L Johnstone

AGAINST Councillor LeFevre

CARRIED

FILE REFERENCE	002\024\004\
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OFFICER'S RECOMMENDATION:

That Council replace Policy No CB03 Community Engagement Policy with the document Community Engagement Procedure.

INTRODUCTION:

Our Community Engagement Strategy outlines a consistent approach for how Council will engage across all areas with our community. The strategy is a key public document of a Community Engagement Framework.

The Strategy utilises the International Associations for Public Participation (IAP2) framework which is an internationally recognised communication tool and endorsed by the LGA.

We have developed this Strategy in line with the Strategic directions, values and policies of BODC at the forefront and have presented them in a simple and easy to understand format.

DISCUSSION:

- Mayor Tucker highlighted the importance of having a procedure to follow for community engagement and said this is a really good thing.

COUNCIL DECISION:**12/22.15.4.258**Moved: Clr G Barnes/ Seconded: Clr K Chapple

That Council replace Policy No CB03 Community Engagement Policy with the document Community Engagement Procedure.

CARRIED UNANIMOUSLY

FILE REFERENCE	002\017\018\
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OFFICER'S RECOMMENDATION:

That Council formally adopts the Recreational Trails Strategy.

INTRODUCTION:

Council lodged an application under the Building Better Regions Fund to undertake a Recreational Trails Strategy in December 2019.

DISCUSSION:

- The Manager Community Services advised that this has been back to Council on several occasions previously and it has now come back for formal adoption by Council so that we can acquit the grant. She noted that extensive community engagement was done when preparing the strategy and noted feedback received on social media which is currently being followed up.
- Councillor Drummond noted the mention of the Nicholas Range Adventure Trail in the strategy and asked what this is and where did it come from. The Manager Community Services said this came from a Council agenda some time ago regarding multiple activities including walking and running which is why it is referred to as an adventure trail. The General Manager also noted that this first originated as part of developing the Destination Action Plan for the Fingal Valley several years ago and said this trail has more of a focus for walking on the top of the Nicholas range with a multi day type, low impact, guided type approach.
- Councillor Johnstone clarified that this is this seen as a walking track. The General Manager responded yes but noted that at this stage it is currently an idea and still has a long way to go.
- Councillor Drummond referred to page 65 of the document and the timing of when we are going to bring trails in, she noted that there is only one in the short term trail and would like the Cornwall Rail Trail from St Marys to Cornwall elevated from medium term to short term. The Manager Community Services highlighted that there is a significant amount of planning to be regarding landowner access and weeds. The General Manager further clarified that the achievability of doing this in twelve months is unlikely but it is identified as a high priority.

COUNCIL DECISION:

12/22.15.5.259

Moved: Clr K Chapple/ Seconded: Clr B LeFevre

That Council formally adopts the Recreational Trails Strategy.

CARRIED UNANIMOUSLY

12/22.15.6

Policy CB04 – Youth Policy

FILE REFERENCE	002\024\004\
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OFFICER'S RECOMMENDATION:

That Policy CB04 – The Youth Policy be accepted.

INTRODUCTION:

Council has a schedule for regular review of Policies. This Policy is due for review.

DISCUSSION:

- The Manager Community Services advised that Council's Youth Strategy is very out of date and is scheduled to be reviewed in 2023 and until this can be updated we need to have a youth policy in place.
- Councillor Carter recognised the inclusion of the youth voice and the collaborative nature of the policy.

COUNCIL DECISION:

12/22.15.6.260 Moved: Clr I Carter/ Seconded: Clr L Johnstone

That Policy CB04 – The Youth Policy be accepted.

CARRIED UNANIMOUSLY

12/22.16.0 DEVELOPMENT SERVICES

12/22.16.1 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 acknowledged the Senior Planner for all her work preparing the response to the Tasmanian Planning Commission as this was a significant amount of work. He also noted that the Georges Bay Marine Strategy will be brought before Councillors at the February workshop.
- Mayor Tucker said it was amazing to see the value of building approvals for the month of November.

COUNCIL DECISION:

12/22.16.1.261 Moved: Clr B LeFevre/ Seconded: Clr K Chapple

That the report be received.

CARRIED UNANIMOUSLY

12/22.16.2 **St Marys Tip Shop Extensions and Improvements**

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

1. To endorse the conceptual plans, and
2. Proceed with Regulatory approvals, and
3. Proceed with construction in accordance with the approved budget.

INTRODUCTION:

This project is approved in the current capital works budget for an amount of \$47, 000.

DISCUSSION:

- The Development Services Coordinator advised that this forms part of the current approved capital works budget and that we are progressing in collaboration with the volunteers at the Waste Transfer Station.
- Councillor Drummond commended the community for the work they have been doing up there and noted that it is really good to see community being so proactive and Council working with them to achieve this.

COUNCIL DECISION:

12/22.16.2.262 Moved: Clr J Drummond/ Seconded: Clr K Chapple

1. To endorse the conceptual plans, and
2. Proceed with Regulatory approvals, and
3. Proceed with construction in accordance with the approved budget.

CARRIED UNANIMOUSLY

Meeting adjourned at 10.53am.

Meeting resumed at 11.10am.

12/22.16.3 **Draft LPS – Break O’Day Response to TPC Directions**

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.

FILE REFERENCE	TRIM 22/2408
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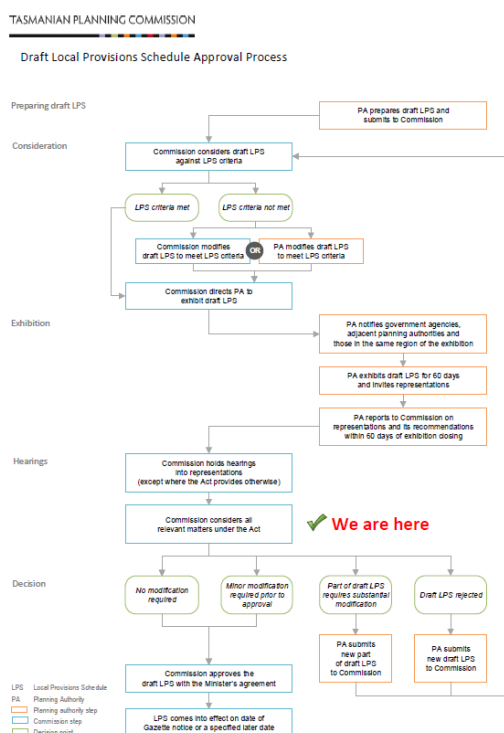
OFFICER'S RECOMMENDATION:

The Break O'Day Council, acting as the Planning Authority, forwards the proposed response contained within this report, to the Tasmanian Planning Scheme, to address Representor directions responses. Specifically, the Break O'Day Council does not support the inclusion of the draft Specific Area Plans relating to the Coastal Zone and Stormwater Management within the Draft BOD LPS and expects the Tasmanian Planning Commission to reject the proposals in accordance with section 40N (1) (e) of the *Land Use Planning and Approvals Act 1993* (LUPAA).

Furthermore, advice from Simmons Wolfhagen regarding aspects of due process, natural justice and application of Part 3A and 3B of LUPAA, will accompany Council's response to the TPC.

INTRODUCTION:

The graphic below provides an overview of the Draft Local Provisions Schedule approval process and the stage the Break O'Day Planning Authority is currently.



For enlargement – see attachment 6.

DISCUSSION:

- The Senior Planning Officer noted the following:
 - That we are seeking to gain the Council's endorsement for the response to the Tasmanian Planning Commission (TPC) and the report provided gives a brief history of the events to date of the draft LPS Process.

- That two (2) Specific Area Plans (SAP) for Stormwater and Coastal Zones were provided by North East Bioregional Network (NEBN) after the hearings with the TPC had concluded.
 - That the two SAPs have not been supported by Council in the response to the TPC as Council was not given the opportunity to undertake any Community consultation in relation to these plans.
 - Clarified that this is one step further through the process and is not the end of the road. Future amendments can be done to the Local Planning Scheme (LPS) with further strategic planning and consultation in the community.
- The General Manager clarified that part two of the Officer's recommendation beginning the word furthermore is to be removed and the recommendation should only include the first paragraph. An amendment was moved to reflect this change.
 - Councillor LeFevre supported the officer's recommendation and acknowledged the work of the Council staff.
 - Councillor Carter supported the recommendation as part of the democratic process.
 - Councillor Johnstone expressed her love for where she lives and stated that she is honoured to be a community representative. She thanked the community and Council for our current policy regarding the prohibition of subdivision within 1km of the high tide line. Councillor Johnstone noted that this policy is unique to Break O'Day and recognised that we are the leaders in protecting our coastline. She noted that this policy has helped to protect biodiversity, ecological processes and ensured that ribbon development is not part of our area outside of established townships. Councillor Johnstone stated that she feels the current policy is balanced and has allowed the Council to protect a range of benefits to the community. It has allowed for coastal development in a sustainable manner and encouraged ongoing development within existing settlement boundaries. The proposed special area plan is, in Councillor Johnstone's opinion, a continuation of this balanced approach and asks Councillors to consider this when making their decision.
 - Councillor Drummond expressed her support for the current 1km prohibition zone and believes the coastal SAP has value. She stated that this planning scheme will impact on our community for many years to come and is one of the largest decisions our Council will make and she would like to ensure we get this right.
 - The Senior Planning officer advised that Break O'Day did attempt to address the 1km prohibition zone for subdivision within the draft LPS but this was denied by the TPC. She did note that it would have been better to receive a copy of the SAP within the exhibition process.
 - Councillor LeFevre stated that he has never completely understood the 1km prohibition on subdivision rule and feels it is irrelevant as any application would be required to go through the planning processes.
 - Councillor Drummond expressed her concerns that she has never seen any written evidence that the TPC communicated to Council that the 1km prohibition could not be included. She noted that the TPC is the statutory authority that is in charge of this process and if they are

asking for more information then we need to go through the democratic process and engage with our community.

- Councillor LeFevre said that he feels this response has been done well and feels if we consider these SAPs it will restrict the ability to build extra housing which is needed for the community.
- Councillor Drummond agreed that we need housing but does not feel it should be done within 1km of the high tide zone. She noted that we have land available within the existing townships which can be used to develop additional housing.

COUNCIL DECISION:

12/22.16.3.263

Moved: Clr B LeFevre/ Seconded: Clr I Carter

The Break O'Day Council, acting as the Planning Authority, forwards the proposed response contained within this report, to the Tasmanian Planning Scheme, to address Representor directions responses. Specifically, the Break O'Day Council does not support the inclusion of the draft Specific Area Plans relating to the Coastal Zone and Stormwater Management within the Draft BOD LPS and expects the Tasmanian Planning Commission to reject the proposals in accordance with section 40N (1) (e) of the *Land Use Planning and Approvals Act 1993* (LUPAA).

Furthermore, advice from Simmons Wolfhagen regarding aspects of due process, natural justice and application of Part 3A and 3B of LUPAA, will accompany Council's response to the TPC.

An amendment was moved:

12/22.16.3.264

Moved: Clr J Drummond / Seconded: Clr L Johnstone

The Break O'Day Council, acting as the Planning Authority, forwards the proposed response contained within this report, to the Tasmanian Planning Scheme, to address Representor directions responses. Specifically, the Break O'Day Council does not support the inclusion of the draft Specific Area Plans relating to the Coastal Zone and Stormwater Management within the Draft BOD LPS and expects the Tasmanian Planning Commission to reject the proposals in accordance with section 40N (1) (e) of the *Land Use Planning and Approvals Act 1993* (LUPAA).

CARRIED UNANIMOUSLY

The amendment becomes the motion:

FOR Mayor M Tucker, Deputy Mayor K Chapple, Councillor G Barnes, Councillor I Carter, Councillor V Oldham, Councillor B LeFevre

AGAINST Councillor J Drummond, Councillor L Johnstone

CARRIED

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.

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 the following:
 - St Marys Pass is now open and we will be putting out a media release thanking the contractors and the State Government for making these works a priority.
 - We will be continuing to follow up financial assistance for businesses in St Marys who were impacted by the closure of the St Marys Pass.
 - A meeting was held with the Parks and Wildlife Service in Hobart about the disputed section of the St Helens wharf face, an assessment has now been done with several options for fixing it and MAST will take responsibility for this area.
 - The Bay of Fires Master Plan was also discussed at this meeting we advised that if they did not want to progress with it Council may walk away from the project.
 - The Future of Local Government stage 2 report has been received. It has quite a focus on structural reform and submissions close on the 19th February 2023. This is an opportunity for Council to raise previous research done on structural reform for Break O'Day including work done regarding incorporating Break O'Day with Glamorgan Spring Bay. The General Manager is interested in Councillors' Observations and will be encouraging community engagement.
- Councillor Chapple stated that she would like to see the State Government take on waste management and recycling.
- Councillor Drummond asked what was the outcome of the meeting with the Recorder of Titles in Hobart? The General Manager advised that this was to do with issues in the Strata Titles Act where land which cannot be subdivided but can have a strata title process undertaken. A review in the policy is underway and the General Manager was able to show real examples which highlight deficiencies in the Act.
- Councillor Drummond asked what the outcome of the meeting about the community wellbeing project was? The General Manager advised that it was a general discussion which included the potential for a twelve month extension. The Mental Health and Wellbeing Officer is preparing a report which will come back to Council.

- Councillor Drummond noted that she attended the Local Government review teams meeting on Friday and there is a series of slides from the presentation which she will forward to other Councillors if allowed, there was no response yet regarding the extension of the last stage of the review.
- Mayor Tucker advised that he has been told the last part of the review will not be extended at this stage.
- Councillor LeFevre asked if the discussions with the State Government regarding compensation for the St Marys Pass closure are only for St Marys or for the rest of the coast as well. The General Manager said the focus is on St Marys.
- Councillor Drummond noted that Council had put out a press release regarding Dr Latt and said it is quite likely we could lose Dr Latt so she appreciates anything Council can do to support him.
- Mayor Tucker said the actions of the Federal Government in not allowing Doctors to do as many phone appointments for things like repeat scripts has made the situation even worse. Councillor Drummond noted that since the change the wait time to see Dr Latt has now blown out to six or seven weeks. Mayor Tucker said he is concerned that Brian Mitchell made a comment about writing scripts out being a Doctor's rest time.
- Councillor Johnstone asked about when research was done regarding boundary adjustments for the Council. The General Manager said he will provide both reports to all Councillors.
- The General Manager noted that the meeting with the Northern Tasmanian Development Corporation did not proceed last week.
- Councillor Carter advised that he had been made aware that the aquatic centre committee leader is not able to continue and asked if a working group could be activated with a sense of urgency. The General Manager advised that we are in the process of developing the complete engagement process and this will be part of that process.

COUNCIL DECISION:

12/22.17.1.265

Moved: Clr J Drummond/ Seconded: Clr I Carter

That the General Manager's report be received.

CARRIED UNANIMOUSLY

Councillor Carter left the meeting at 11.53am

Councillor Carter returned to the meeting at 11.54am

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

IN CONFIDENCE

12/22.18.0 CLOSED COUNCIL

12/22.18.1 Confirmation of Closed Council Minutes – Council Meeting 21 November 2022

12/22.18.2 Outstanding Actions List for Closed Council

12/22.18.3 General Manager Annual Leave Closed Council Item Pursuant to Section 15(2)A of the Local Government (Meeting Procedures) Regulations 2015

COUNCIL DECISION:

TO BE PUBLISHED IN THE PUBLIC MINUTES:

12/22.18.3.CC Moved: Cllr J Drummond/ Seconded: Cllr K Chapple

That the General Manager's proposed annual leave be noted and that the Business Services Manager, Raoul Harper, be appointed as Acting General Manager.

CARRIED UNANIMOUSLY

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

Mayor Tucker thanked everyone for their attendance and declared the meeting closed at 12.07pm.

.....
MAYOR

.....
DATE