



GLAMORGAN SPRING BAY
COUNCIL

Minutes of Meeting

For the Ordinary
Meeting of
Council held at
the Triabunna
Council Offices

28th February, 2017

NOTICE OF ORDINARY MEETING

Notice is hereby given that the next ordinary meeting of the Glamorgan Spring Bay Council will be held at the Triabunna Council Offices on Tuesday, 28th February, 2017 commencing at 5.00pm.



Dated this Thursday 23rd February, 2017

David Metcalf
GENERAL MANAGER

"I certify that with respect to all advice, information and recommendations provided to Council with this agenda:

- 1. The advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation, and***
- 2. Where any advice is given directly to the Council by a person who does not have the required qualifications or experience, that person has obtained and taken into account in that person's general advice the advice from any appropriately qualified or experienced person. "***

Note : Section 65 of The Local Government Act 1993 states –

- (1) A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.***
- (2) A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless the general manager certifies in writing that such advice was obtained and taken into account in providing general advice to the council or council committee.***



David Metcalf
GENERAL MANAGER

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**ALL IMAGES AND ATTACHMENTS HAVE BEEN REMOVED, IF YOU REQUIRE A FULL
VERSION OF THE MINUTES, PLEASE CONTACT THE COUNCIL OFFICES
ON (03) 6256 4777.**

Audio Recording of Ordinary Meetings of Council

As determined by Glamorgan Spring Bay Council, all Ordinary and Special Meetings of Council will be electronically audio recorded from April 2014 onwards.

In accordance with the Local Government Act 1993 and Regulation 33, these audio files will be retained by Council for at least 6 months and made available for listening on written request by any person. The written minutes of a meeting, once confirmed, prevail over the audio recording of the meeting.

1. Opening

The Mayor welcomed Councillors, staff and members of the public and declared the meeting open at 5.00pm.

1.1 Present and Apologies

Present: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Apologies:

1.2 In Attendance

David Metcalf (General Manager), Winny Ennis (Manager Regulatory Services), Shane Wells (Manager Planning and Special Projects), Angela Turvey (Executive Officer) and approximately 16 members of the public.

1.3 Declaration of Pecuniary Interests

In accordance with Regulation 8 of the Local Government (Meeting Procedures) Regulations 2005, the Mayor requests Elected Members to indicate whether they or a close associate have, or likely to have, a pecuniary interest in any item included in the Agenda.

- Cllr Richard Parker declared an interest in Item 8.3: Signage Working Group.

2. Confirmation of Minutes and Workshops

2.1 Ordinary Meeting – January 24th, 2017

Decision: 32 /17

Moved Cllr Richard Parker, seconded Cllr Jenny Woods, that the Minutes of the Ordinary Meeting held Tuesday 24th January, 2017 be confirmed as a true and correct record.

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

2.2 Workshop Held – January 17th, 2017

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2005*, it is reported that a workshop was held at 3pm on Tuesday 17th January in Triabunna. This workshop was held to have a final discussion on the sale of council properties and review representations and valuations.

Resolved

That Council notes this information.

3. PLANNING AUTHORITY SECTION

Under Regulation 25 of *Local Government (Meeting Procedures) Regulations 2005* the Chairperson hereby declares that the Council is now acting as a Planning Authority under the provisions of the *Land Use Planning and Approvals Act 1993* for Section 3 of the Agenda.

Decision: 33 /17

Moved Cllr Debbie Wisby, seconded Cllr Jenifer Crawford, that Council now acts as a Planning Authority. (Time:5.04pm)

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

3.1 DA16189 – 20 Pyke Court, Swansea (Mediation Proposal)

Proposal:	Dwelling
Applicant:	GH Design & Drafting
Location:	20 Pyke Court, Swansea
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015
Zoning:	General Residential Zone
Attachments:	Appendix A – Revised Plans

D. RECOMMENDATION

That pursuant to Section 17 of the Resource Management and Planning Appeal Tribunal Act 1993 Council agrees to a consent memorandum being endorsed by Council staff that has the effect of approving DA 2016/189 subject to the revised drawing and to originally recommended conditions of approval.

Decision: 34 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Bertrand Cadart, that pursuant to Section 17 of the Resource Management and Planning Appeal Tribunal Act 1993 Council agrees to a consent memorandum being endorsed by Council staff that has the effect of approving DA 2016/189 subject to the revised drawing and to originally recommended conditions of approval.

**The motion was put and carried
(6 Votes to 2)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Richard Parker, Cllr Britt Steiner, Cllr Jenny Woods.

Against: Cllr Debbie Wisby, Cllr Jenifer Crawford.

3.2 DA17005 – Fish Van, Triabunna Foreshore (adjacent Spring Bay Hotel)

Planning Assessment Report

Proposal:	Food services with additions and alterations to buildings
Applicant:	C Wilson
Location:	Triabunna foreshore adjacent to Spring Bay Hotel
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Open Space Zone
Application Date:	16 January 2017
Statutory Date:	3 March 2017 (by consent of applicant)
Discretions:	Four
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Recommendations

That:

- A. Pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for food services with additions and alteration to building at the Triabunna foreshore (DA2017/00005), be APPROVED subject to the following conditions:
 1. The use or development must be carried out substantially in accordance with the application for planning approval, the endorsed drawings and with the conditions of this permit and must not be altered or extended without the further written approval of Council.
 2. The shipping container must be one colour and must not show any logos or shipping information. If necessary both containers must be painted within one week of being placed on site.
 3. Signage must not be illuminated.
 4. The operator must maintain the site in a clean and hygienic manner to the satisfaction of Council's General Manager.
 5. The shipping containers shall be partially screened as viewed from the marina by landscaping, either in ground or pot-based plantings, which must be placed within 3 months of the two shipping containers being placed on site or alternatively be re-clad in timber slats or equivalent to the satisfaction of Council's General Manager.

6. Plans and specifications demonstrating compliance with conditions 2 and 5 must be submitted to Council's General Manager prior to the commencement of construction works for the deck or the placement of the second shipping container.

Decision: 35 /17

Moved Cllr Jenny Woods, seconded Cllr Debbie Wisby, that Pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for food services with additions and alteration to building at the Triabunna foreshore (DA2017/00005), be APPROVED subject to the conditions 1-6 in this report.

**The motion was put and lost
(3 Votes to 5)**

For: Deputy Mayor Cheryl Arnol, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Mayor Michael Kent, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Britt Steiner, Cllr Richard Parker.

Decision: 36 /17

Moved Cllr Jenifer Crawford, seconded Cllr Debbie Wisby, that Pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for food services with additions and alteration to building at the Triabunna foreshore (DA2017/00005), be APPROVED subject to the conditions 1-6 in this report and with a 7th condition that the applicant pay for 4 car parking spaces in lieu.

**The motion was put and carried
(5 Votes to 3)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Jenifer Crawford, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Cllr Bertrand Cadart, Cllr Britt Steiner, Cllr Richard Parker.

3.3 SA16016 – 24 Lot Subdivision, 41 Happy Valley Rd, Spring Beach

Planning Assessment Report

Proposal:	24 Lot Subdivision
Applicant:	JMG Engineers and Planners
Location:	41 Happy Valley Road, Spring Beach with bushfire management on adjoining land (CT42561/1) to the south
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Low Density Residential Zone
Application Date:	6 October 2016
Statutory Date:	3 March 2017 (by consent of applicant)
Discretions:	Seven
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 37 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Jenny Woods, Pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for a 24 lot subdivision at 41 Happy Valley Road, Spring Beach (SA2016/016), be APPROVED subject to the conditions 1-41.

**The motion was put and carried
(5 Votes to 3)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Britt Steiner, Cllr Jenny Woods.

Against: Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Debbie Wisby

Under Regulation 25 of Local Government (Meeting Procedures) Regulations 2005 the Chairperson hereby declares that the Council is no longer now acting as a Planning Authority under the provisions of the Land Use Planning and Approvals Act 1993 for Section 3 of the Agenda.

Decision: 38 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Britt Steiner, that Council no longer acts as a Planning Authority. (Time: 6.15pm)

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

4. Public Question Time

Public question time gives any member of the public the opportunity to freely ask a question on any Council related matter.

Answers to questions will be given immediately if possible, or taken “on notice” if an ‘on the spot’ answer is not available.

In accordance with the Local Government Act questions on notice must be provided at least 7 days prior to the Ordinary Meeting of Council at which you a member of the public would like a question answered.

Asking a question is easy and members of the public are encouraged to ask any question they have (limit of two (2) questions per person per meeting).

Prior to the commencement of an Ordinary Meeting of Council, the Mayor approaches the public gallery and requests that those who would like to ask a question during public question time indicate at that point they would like to do so and give the Mayor their name.

A short instruction sheet outlining the Glamorgan Spring Bay Council procedure for asking a question during Public Question Time will be provided at the Ordinary Meeting of Council to assist members of the public on how to do this. Public question time can be a maximum of 15 minutes only.

4.1 Mr Keith Pyke (Questions on Notice)

Mr David Metcalf
General Manager,
Glamorgan /SpringBay Council

Keith Pyke
6 Henry St
Triabunna 7190
30th January 2017
Phone 0478 151 351

Dear David,

Attending and observing the First 2017 Council meeting last Tuesday evening the 24th January it appears this is going to be another interesting year ahead for us all as a Community.

Again Sir, you will note this letter is on notice for the next Council meeting agenda in February, while addressed to you personally, has been cc'd to each of the Councillors for their information and personal follow up if they deem that necessary in their “questions without notice” time at future meetings.

Around October last year 2016, I really only became fully aware of the planning and work being undertaken by Council to review the possibility of the construction of a new dam across the tea tree rivulet running through Twamley Farm at Buckland which then runs on into the Prosser river.

I became aware of water supply issues for the community when I moved here 3yrs ago. I have been informed Brockley Dam could not be made any larger so I can certainly recognise the need to address our water needs well into the future.

I can see also, if the dam, the size proposed, is approved by Council and were to go ahead it could be beneficial to the Community in several ways.

- A) It would guarantee a future water supply for the Community as back up to the current Orford Dam water supply.
- B) With the planned new piping infrastructure from the Orford Dam it would be able to support the future water needs of the Solis Residential Golf Course.
- C) It would then be able to run along Louisville Point across Spring Bay underwater using the current infrastructure that was and is still in place to feed the Woodchip Mill site reservoir, I am then guessing as shown on the aerial map this would become a water source required for the Tassal Farm Proposal in Okehampton Bay if it were to go ahead also. *(David Metcalf) There would need to be a new pipeline. The existing pipeline is owned by TasWater and delivers potable water.*

I observed at the Council meeting many people asking numerous questions of you and the Council about the proposed dam and costings. I was pleased to see a written report from you also in the agenda for Council's Water Management plan at the meeting.

(2)

Whilst I am pleased to note information is now coming through, as you approve it to be released I still have a great concern over the processes and steps that Council is allowing you to follow! To achieve the outcome of the recommendation in your report, not a lot of answers were forth coming between you, the Councillors or the public at question time last Tuesday night. *(David Metcalf) These are your comments. I have released as much information as is known at the time*

Sometimes the answers you provide, are like the Gospel according to Tassal! because almost every answer you made to a question from the Councillors or the public was referred back to Tassal's letters or communications that you receive. Do you Mr Metcalf ever! question some of the information and plans they are providing you with? in particular, what they will be responsible for? because it appears too good to be true in some cases. *(David Metcalf) I am always questioning responses as I have to sign off on items. I have had professional advice. The CEO of Tassal has signed all documentation.*

I am not sure what type or how much more information the Councillors received before last Tuesdays meeting which would allow them to make an informed choice about this proposal and the recommendation following your report, however that may be a question I need to address to them as a full Council for an answer.

(David Metcalf) The document was workshopped with them in confidence. The Mayor and the Deputy Mayor were kept up to date with what was happening.

Mr Metcalf how do you and the Council think you all keep the public informed fully please? let me know. I do not feel fully informed by Council, my information comes from what I read on Councils website, I hear out socially in the community and I read meeting reports and agendas. I also do my own investigations as well if necessary with Key stakeholders. *(David Metcalf) We communicate via newsletters, the public agenda, and the website. As you can appreciate from your past managerial roles that some information cannot always be made public.*

It has been explained to me before by Councillors the public are not privy to all decisions taken in workshops held between monthly Council meetings.

You and the Councillors realise by workshopping plans and proposals this does not allow information and strategies to be known by the Community and if it is not confidential then I have no idea why this information is not provided? I understand if workshopping and debating was included in Council meetings the meetings would go on forever. *(David Metcalf) Agree. Workshops are discussions not decisions. Decisions are made at the Council meeting.*

There really is no opportunity for input for interested members of the public like myself. Yes we get to read the agenda and ask a question at the Councils meetings. The only real debating we witness at meetings is the small amount that may occur around a recommendation requiring a mover and a seconder. I note some discussions for and against and around the recommendation and then a vote is taken.

How informed does that make us as community members? Not a lot of this type of Information is available on Council website either. *(David Metcalf) There is no open forum currently, can you suggest an approach?*

(3)

I am including here a cut and paste from Council's own policies. I have not witnessed very much of this performance or governance being conducted in the current business plan of the Twamley Farm Dam proposal or very little from both yourself, and most of the councillors:

I am aware that the allowed Public Question time is support, also being able to attend meetings, however as I stated earlier most of the debate work is done in workshops privy to only the Councillors.

8.

Representation: A councilor is to represent himself or herself and the Council appropriately and within the ambit of his or her role, and clearly distinguish between his or her views as an individual and those of the Council.

Principles of good governance by adopting this Code of Conduct,

Councillors commit to the overarching principles of good governance by being:

Accountable – Explain, and be answerable for, the consequences of decisions made on behalf of the community.

Transparent – Ensure decision making processes can be clearly followed and understood by the community.

Law - abiding – Ensure decisions are consistent with relevant legislation or common law, and within the powers of local government.

Responsive – Represent and serve the needs of the entire community while balancing competing interests in a timely, appropriate and responsive manner.

Equitable – Provide all groups with the opportunity to participate in the decision making process and treat all groups equally.

Participatory and inclusive – Ensure that anyone affected by or interested in a decision has the opportunity, to participate in the process, for making that decision.

Effective and efficient – Implement decisions and follow processes that make the best use of the available people, resources and time, to ensure the best possible results for the community.

Consensus oriented – Consider the different views and interest's in the community, to reach a majority position on what is in the best interests of the whole community, and how it can be achieved.

(4)

I was happy as most people in our Community are, that Council has been able to locate and identify what may be an excellent water catchment area near Buckland. Its location has raised concerns for me on how we may address any issues that arise.

Then positive turned to frustration when I read that the Tassal's CEO, Mr Derek Turvey owner of Twamley and yourself as the General Manager had signed off back in Feb 2016 as the three new water Licence holders who can access water which will be held in the Dam from Tea Tree rivulet if it is built. *(David Metcalf) The water license is not approved. The license application was lodged as part of the process. It was lodged in three names so the final owner operator of the dam can be issued the full license in their name only. The Council were aware of this application and it cost \$500 to lodge.*

This is where the confusion, of a clear and transparent process is frustrating for me and many others in our Community, why was the Licence so important it had to be signed off in Feb 2016 before last Tuesday night's 24th January 2017 meeting a year later and a recommendation vote for the planning, finance borrowing and building of a new dam to occur placed on the agenda?

(David Metcalf) As above

I would have expected that you Mr Metcalf and your planning Department would have brought the Dam proposal to Council first to have it discussed and approved before signing a new water licence? It makes more sense to me, isn't this putting the cart before the horse? or is Council being pressured here in this business venture? *(David Metcalf) As above what use is a water license without the infrastructure to go with it.*

Back to my concern of the dam location, when I first saw it was Twamley Farm and then Mr Turvey's signature on the water licence I immediately perceived this site and business plan a Conflict of Interest! Being transparent and as you have reported two of the Turvey family are permanent employees of Glamorgan Spring Bay Council.

I am sure you, yourself thought about this as well when you were briefed last year. I would have held the same concerns of a possible conflict of interest if it were two of my staff being involved. I also noted another community member during question time on Tuesday night also raised this as a perceived conflict of interest situation as well. Whilst you use the term as being transparent in your report when you are acknowledging that two family members are permanent Council Employees it can still be perceived as a Conflict of Interest. *(David Metcalf) There is no conflict of interest the dam site was selected by desktop analysis by DPIPWE as the best site.*

While I empathise, these situations occur during business dealings, I also feel it is a hard situation for the Turvey family to be in. I assume yourself and the Councillors have discussed and addressed the community perceived "conflict of interest" using **Council's Policy 4.8, Section 3.4, dot point 3, "identify and deal with conflicts of interest"**.

In a full democracy in which we live and to maintain our values and principles as a community and to maintain faith in all of you, Mr Metcalf you sir need to represent in writing please, how you and Council addressed this **perceived "conflict of interest"**. *(David Metcalf) As above.*

With the 6 votes fore and to 2 votes against the recommendation was passed. Council's policy 4.8, section 3.4, dot point 3 would have needed to be workshopped with the Councillors to address and deal with it appropriately on behalf of the Turvey family.

(5)

If this workshop or discussion did not occur, then in my experience Councillors did not have or discuss all relevant information pertaining to the recommendation and **could not** have made, an **“informed choice”** on the **Communities behalf** about it, which brings into question the validity of the vote?

I remain yours sincerely Sir,

Keith Pyke

4.2 Mr Ken Gregson

- *Would Council consider moving Public Question Time to be prior to the Planning Authority?*

Response from Deputy Mayor Cheryl Arrol

- *Through you Mr Mayor according to the Local Government Act the Planning Authority must take place before Public Question Time in the agenda.*

Question Taken on Notice

- *My second question relates to oil pollution in the stormwater in Swansea. It's on the properties at 8 Maria Street and 34 Franklin Street, Swansea. That was detected late last year and Mr Tony Pollard came to inspect. He confirmed it was oil and when it rains it has been spilling onto both properties polluting the soil. The Environmental Health Officer has also inspected and said he would take tests in coming weeks. He inspected an outlet and declared it to be clear but at the same time it is still polluting. I would like to ask Council if that could be tested so if it happens again there is a reference point? May cause a precedence of people just dumping oil into a stormwater if not acted on now.*

4.3 Mr Geoff Baker

- *Council has approved construction of a dam on the Tea Tree Rivulet catchment for an estimated cost of \$4.5 million after a desktop assessment by MacQuarie Franklin. What was the justification for this decision in light of the fact that Maclaines Creek catchment area is 20% greater and 6,200 hectares? Maclaines Creek runs for a lot longer than Tea Tree Rivulet. This is not seen from desktop assessment. It would seem from a layman's perspective that a dam on Maclaines would have been a well-considered option. A dam here is closer, has a head to feed the Rostrevor dam and would require less infrastructure. As a long time ratepayer and investor in Council enterprises I wish for clarification on your decision.*

Response from Mayor

- *My understanding is that the engineers went to Maclaines Creek and looked around there as their first choice. My understanding was that the quality of the water and the surety of the amount of water was insufficient for what is needed.*

Response from General Manager

- *Through you Mayor we certainly did look at Maclaines, we looked at Double Creek, we looked at Brady's Creek and we looked at Shea's Creek. They all provide a surety level of between 65-70%. The Tea Tree Rivulet provides a surety for the water required of between 95-100%. That was done by desktop analysis at DPIPWE and that is why we selected the Tea Tree Rivulet.*

4.4 Mr Keith Pyke

- *At the top of page three of that letter I wrote, I highlighted the current funding arrangements that exist at the health centre now. Now at the bottom of the same page my last request to Mr*

Metcalf was to advertise and place on display for public consultation a full plan of the proposed building changes at the Triabunna Medical Centre before the Council spends anymore of our ratepayers money. I am requesting you Sir and Councillors to instruct the General Manager to provide a new business plan of the centre. Can I have confirmation you will instruct him to do that?

Response from Mayor

- I will take that on board. I also have an e-mail that you have sent me. There will be as I understand it no structural change within the building. I will take it on notice and respond accordingly.*

4.5 Mr Tom Foreman

- With regards to toilets at the Triabunna Marina. Those toilets at the Marina have been there for many, many years. The problem that we have at the moment is that over the last 2-3 years the number of visitors to the Marina, mainly going to Maria Island has increased significantly (approx. 8,000 to 30,000 per year). They all gone through the Marina, so we have 30,000 people basically expecting toilet facilities and we've got two toilets, which I don't think really meets the health criteria for that number of people going through. The answer has been that the Council intends to upgrade the existing toilet. My real question is can you give me a timeframe as to when that is going to happen?*
- Second question, as I remember rightly I think there was a sum of \$70,000 put aside for a toilet at the boat ramp on the opposite side. As far as I can see it seems to have disappeared from the figures. Couldn't that be used in place of the toilets that were to be near the boat ramp as I understand that has been postponed until next stage of marina development is done?*

Response from General Manager

- We certainly recognize what Mr Foreman is saying. We are working on a plan to do it. \$70K won't cut it that is why it was cut out of the budget. The boat ramp toilet was a single unisex toilet.*

5. Mayor's Report

Mayor Michael Kent AM

16 th January	Triabunna	General Manager and myself met with Minister Rene Hidding to update on potential infrastructure projects in the municipal area.
17 th January	Triabunna	Attended a Council Workshop.
19 th January	Swansea	Gave an interview to The Mercury regarding the Spring Bay Mill development and the approval of the DA.
	Hobart	Attended the AWU launch of the Support Tasmanian Salmon Industry campaign on the Parliament House lawns. Had a discussion with Stayz regarding the proposed changes to visitor accommodation regulations.
21 st January	Orford	Gave an interview to The Mercury regarding the proposed fish farm at Okehampton Bay.
22 nd January	Orford	Gave an interview to The Mercury regarding the potential danger of sharks in the waters off Triabunna and Orford.
24 th January	Triabunna	Attended the Ordinary Meeting of Council. Gave an interview to Southern Cross regarding the proposed dam on the Tea Tree Rivulet at Buckland.
26 th January	Swansea	Presented the Glamorgan Spring Bay Council Australia Day Citizen awards.
31 st January	Triabunna	Meeting with Triabunna Practice Manager to discuss East Coast Health.
5 th February	Buckland	Attended the Louisa Anne Meredith theatrical readings and musical performance at Twamley Farm, one of Louisa Anne Meredith's former homes.
6 th February	Hobart	Attended the STCA Board Meeting.
9 th February	Orford	Gave an interview to ABC radio regarding graffiti using the 'No Fish Farms' slogan at Raspins Beach on the new Triabunna School boat shed facility and a shorebird information sign.
8 th February	Bothwell	Attended Mrs Deirdre Flint's funeral, former Mayor of Central Highlands Council.
14 th February	Hobart	Attended an information seminar/meeting in Hobart conducted by Stayz with the Manager Regulatory Services regarding the new regulations around visitor accommodation.



15 th February	Triabunna	Met with Ms Cassy O'Connor MP and Dr Rosalie Woodruff MP to discuss a range of issues within our municipal area.
	Triabunna	Attended the elected member's Information Session run by the Department of Justice on the new building regulatory framework.
16 th February	Orford	Lunch meeting with the General Manager.

Resolved

That the Mayor's Report be received and noted.

6. Information Reports

6.1 General Manager, David Metcalf

Council Governance · Corporate Services · Medical Services · Economic Development · Safety & Risk Management · Visitor Centres

6.2 Manager Works, Mr Tony Pollard

Roads, Footpaths, Kerbs- Waste Transfer Stations- Garbage, Recycling Services- Town Maintenance - Parks, Reserves, Walking Tracks, Cemetery - Stormwater Drainage - Bridges, Culverts - Emergency Management, SES

6.3 Manager Regulatory Services, Mrs. Winny Enniss

Animal Control - Engineering & Technical Services - Environmental Health - Statutory Building - Statutory Planning

6.4 Manager Community Development & Administration, Mrs Lona Turvey

Community Development · Administration Services ·

6.5 Manager Buildings & Marine Infrastructure, Mr Adrian O'Leary

Boat Ramps & Jetties · Triabunna Marina · Council Buildings · Planning, Building & Technical Compliance when required ·

6.6 Manager Natural Resource Management, Ms Melanie Kelly

Natural Resource Management: Sustainability: Catchments To Coast: Policy and Partnerships

Resolved:

That the Management Reports be received and noted.

7. Minutes of Section 24 Committees

COMMENTS:

Minutes of any Section 24 Committee Meetings, which have been submitted will be discussed at this time.

7.1 Triabunna Recreation Ground Committee Meeting Minutes, 7th December 2016 (DRAFT).

7.2 Orford Community Hall Committee Meeting Minutes, 14th February 2017 (DRAFT).

David Metcalf
General Manager

Decision: 39 /17

Moved Cllr Britt Steiner, seconded Deputy Mayor Cheryl Arnol, that the minutes of the Section 24 Committees are received and noted.

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

8. Officers' Reports Requiring a Decision

8.1 Triabunna Recreation Ground Section 24 Committee – Draft Terms of Reference

Responsible Officer – Manager Works

Recommendation

That Council endorses the Triabunna Recreation Ground Section 24 Committee Terms of Reference.

Attachment: Triabunna Recreation Ground Section 24 Committee – DRAFT Terms of Reference

Decision: 40 /17

Moved Cllr Jenny Woods, seconded Deputy Mayor Cheryl Arnol, that Council endorses the Triabunna Recreation Ground Section 24 Committee Terms of Reference.

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

8.2 Water Tank Policy

Responsible Officer –Manager Regulatory Services

Recommendation

It is recommended that Policy 1.2 - Water Tank Policy be rescinded.

Decision: 41 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Britt Steiner, that Policy 1.2 - Water Tank Policy be rescinded.

**The motion was put and carried unanimously
(8 Votes to 0)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Nil

Please note: Cllr Bertrand Cadart left the room at 6.55pm.

Please note: Cllr Richard Parker left the room due to a declared interest in Item 8.3 at 6.55pm.

Please note: Cllr Bertrand Cadart returned to the room at 7.00pm.

8.3 Signage Working Group

Responsible Officer – Manager Regulatory Services

Recommendation

It is recommended that:

- Council rescind decision 174/10 regarding illegal signage;
- Endorse implementing the outcomes as recommended by the Signage Working Group

Attachment: Decision: 174/10, September 2010 Ordinary Meeting of Council.

Attachment Item 8.3: Decision: 174/10, September 2010 Ordinary Meeting of Council

Decision 174/10

Moved Clr Woods Seconded Clr Johnston that:

1. *All existing illegal signage will be removed with the exception of already existing signs (relevant to Orford and Triabunna businesses) on the Tasman highway between the southern entrance to Orford and the northern boundary of Triabunna. As soon as the proposed uniform business signage information areas are erected for Orford and Triabunna, all existing illegal signage will be removed from these areas too.*
2. *Off-site signage identified during the 1996 audit will be deemed to have “existing use rights” and therefore will not be required to be removed;*
3. *Signage removal costs charged at an appropriate cost recovery fee to business operators. That Council sets a fixed charge for the removal costs of the signs.*

***The motion was put and carried
(6 votes to 3)***

For: Mayor B Cadart, Clr J Crawford, Clr C Arnol, Clr H Harris, Clr C Johnston, Clr J Woods.

Against: Clr R Parker, Clr G Whitton, Clr M Fama,

***Winny Enniss
Regulatory Services Coordinator***

After much discussion Clr Arnol moved a procedural motion that the motion be put and council move on.

Decision: 42/17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Britt Steiner, that Council rescind decision 174/10 regarding illegal signage.

**The motion was put and carried
(5 Votes to 2)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Britt Steiner, Cllr Jenny Woods.

Against: Cllr Jenifer Crawford, Cllr Debbie Wisby.

Procedural Motion

Decision: 43/17

Moved Cllr Jenny Woods, seconded Cllr Bertrand Cadart, that the motion now be put.

**The motion was put and carried
(5 Votes to 2)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Britt Steiner, Cllr Jenny Woods.

Against: Cllr Jenifer Crawford, Cllr Debbie Wisby.

Please note: Cllr Richard Parker returned to the meeting at 7.07pm.

Please note: Cllr Jenny Woods left the room at 7.07pm and returned to the room at 7.10pm

Decision: 44 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Bertrand Cadart, that Council endorse implementing the outcomes as recommended by the Signage Working Group (the 5 dot points in the report under the rescind motion).

**The motion was put and carried
(6 Votes to 2)**

For: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Jenifer Crawford, Cllr Britt Steiner, Cllr Jenny Woods.

Against: Cllr Debbie Wisby, Cllr Richard Parker (had declared an interest but returned to the room and abstained from voting).

9. Notice of Motion

9.1 Sale of Council Properties

Motion

That Council rescinds Decision: 25/7 regarding the sale of 4 Arnol Street, Swansea and the subdivision and subsequent sale of the rear of 12 Franklin Street, Swansea (the site of the defunct SES building).

Moved: Cllr. Crawford

1. The sale of these properties will impact on local businesses due to street parking spaces being reduced, sometimes drastically, due to hall users needing to park in the shopping precinct area on Franklin Street. During this year's busy Regatta Day long weekend there was a market at the hall; the stallholders unloaded their wares and parked behind the hall which meant tourists and visitors had many more obvious parking spaces available to them.
2. Council did not publish the intention to sell the rear of 12 Franklin St. Swansea on at least two separate occasions in the local newsletters as agreed to in Decision: 61/16.

General Manager's Comments

Please note that point 6 is incorrect. The sale of 12 Franklin Street was advertised on 25th and 28th May 2016 and the sale of this property was dealt with in a Special Meeting of Council as advertised below. In addition, it was part of the original proposal to build a new emergency building that the old properties, as listed, be sold to cover the costs and resultant cash drain. Not to sell these properties and for them to sit idle and deteriorate with little or no purpose will put extreme strain on Council's cash flow and is not recommended.

Decision: 45 /17

Moved Cllr Jenifer Crawford, seconded Cllr Debbie Wisby, that Council rescinds Decision: 25/7 regarding the sale of 4 Arnol Street, Swansea and the subdivision and subsequent sale of the rear of 12 Franklin Street, Swansea (the site of the defunct SES building).

**The motion was put and lost
(2 Votes to 6)**

For: Cllr Jenifer Crawford, Cllr Debbie Wisby

Against: Mayor Michael Kent, Deputy Mayor Cheryl Arnol, Cllr Bertrand Cadart, Cllr Richard Parker, Cllr Britt Steiner, Cllr Jenny Woods.

Please note: Cllr Jenifer Crawford left the meeting at 7.22pm.

10. GSBC Audit Panel Meeting Minutes

10.1 Minutes - 31st October 2016

11. Swansea Courthouse Management Committee Report

11.1 Report to Glamorgan Spring Bay Council, December 2016

12. Miscellaneous Correspondence

12.1 Project 2018 – New Public Transport Network (Letter from Minister Hidding)

13. Motion Tracking Document

Last updated 23/02/2017

Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
21 st January 2014	8.1	4/14	Motion from AGM	Council	Motion re GM reappointment carried 6 votes to 3. Cllr Crawford requested that Mayor Kent put this item on a Council workshop agenda after the 2015-16 budget is complete. Council needs to develop procedures. Discussions on this and a way forward agreed at February 23, 2016 Council Workshop. A policy to be developed.	In Progress
24 th June 2014	8.2	73/14 Motion lost	Real Time Streaming of Council Meetings via the Web	GM	Council workshop has been held on the implications and requirements of streaming Council meetings live. A report will be provided to Council for the March 2017 Council meeting with delays related to final quotations on technology.	In Progress
25 th November	8.2	150/14	Solis	GM	The General Manager to affirm commitment to the project with all interested parties and progress negotiations with potential developers as relevant.	In Progress

Action Officer codes: MW = Manager Works, MRS = Manager Regulatory Services, MCD = Manager Community Development, MBMI = Manager Buildings and Marine Infrastructure, MNRM = Manager NRM



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
24 th March	9.11	46/15	Council Properties for Sale	GM	EOI to close 24/3/2015. Report provided to Council 27/4/2015. Properties to be offered for sale through local real estate agencies due to all EOI being well under valuation. Council Workshop held on 17 th January 2017 prior to report for January 2017 OMC. See Minutes of January 2017 OMC for decisions.	Complete
28 th April	9.5	56/15	Endorsement of Revised Cemetery Operation Policy	MW	Item was deferred until policy is re-written in its complete form, with clear intent and can be discussed in a Council workshop.	In Progress
27 th October	9.1	152/15	Section 137 – Notice of Intention to Sell Land	GM	Process according to Section 137 under way.	In Progress
8 th December	9.2	177/15	Signage	MRS	Council to form a working group with business owners and business groups, including the local chambers of commerce to consider alternative signage solutions – report to be provided to Council within 6 months. Proposal on working group endorsed by Council at Feb 16. Working Group has been formed and three meetings have taken place in 2016. Working towards compliance with the provisions of the Statewide signage code. Report to Council with Signage Working Group recommendations on February 2017 agenda.	In Progress

Action Officer codes: MW = Manager Works, MRS = Manager Regulatory Services, MCD = Manager Community Development, MBMI = Manager Buildings and Marine Infrastructure, MNRM = Manager NRM



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
23 rd February	9.3	30/16	Sale of Council Properties	GM	Process to commence according to Section 177/178 with amendment to advertising as per motion. Council Workshop held on 17 th January 2017 prior to report for January 2017 OMC. Update as per Decision 46/15 above.	In Progress
23 rd February	9.6	33/16	Signage Working Group	MRS	See Item 9.2 from December 2015 OMC.	In Progress
22 nd March	9.4	47/16	Honour Board for Australia Day Citizenship Award Recipients	GM	MCD to research Council records and organise the Honour Board to be placed in the Triabunna Council Offices. Board has been placed in foyer of Triabunna Council Offices.	Complete
28 th June	8.8	99/16	Review of Seafest 2016	MCD & Sustainability Officer	Event to be handed over to the community through an EOI process. Currently in discussions with interested community groups.	In Progress
23 rd August	8.1	112/16	Old Swansea Council Chambers & Courthouse	GM	ECCAI to manage until Old Swansea Council Chambers & Courthouse 30 June 2017. Report on progress submitted for the February 2017 OMC.	In Progress
23 rd August	8.6	117/16	Council's Banking Services	GM	Commenced process to move all Council's banking to Bendigo Bank Limited.	In Progress
27 th September	8.5	130/16	Communities and Coastal Hazards Local Area Report – Triabunna and Orford	MNRM	Final report endorsed. Further workshops and community discussions to take place in relation to key future actions/steps. Workshop held in December 2016. Manager NRM formulating action plan/next steps for 2017.	In Progress
27 th September	8.6	131/16	Review of the draft Prosser River Catchment Management Plan	MNRM	Approval by Council to conduct review. Update on workshop dates in Manager NRM report for February 2017.	In Progress
27 th September	10.1	134/16	Notice of Motion: Boatel Development at the Triabunna Marina and Wharf Precinct	Clr Jenny Woods	General Manager has contacted Crown Land Services who are in the process of confirming the status of the boatel development with the developers.	In Progress

Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
13 th December	8.1	166/16	South East Councils Feasibility Study, 30 th September 2016	GM	Study received by Council. Council workshop to discuss community consultation approach to be held on February 28 th , 2017.	In Progress
24 th January	8.1	13/17	Tea Tree Rivulet Dam Approval and Construction (including approval of borrowing/budget amendments)	GM	Council approval for GM to progress the project.	In Progress
24 th January	8.2	14/17	Motions from 2015/16 AGM	GM	No further action required.	Complete
24 th January	8.3	15/7	Delegations – Building Act 2016	MRS	Delegation recommendations adopted.	Complete
24 th January	8.4	16/17	Fees and Charges – Building Act 2016	MRS	Amendment to fees and charges adopted with adoption of a flat fee for travel of \$35 (excl. GST)	Complete
24 th January	8.5	17/17	Petition - Okehampton Road	GM/MW	Petition acknowledged and remedial work to be budgeted for 2017/18.	In Progress
24 th January	8.6	N/A	Bicheno Triangle Development	MW	Council noted report and will consider as part of 2017/18 budget planning process.	In Progress
24 th January	8.7	18/17	State Growth Road Trade	MW	Manager Works and GM to progress discussions.	In Progress
24 th January	8.8	19/17	Freycinet Sports and Community Club Inc.	MCD	Grant of \$1000 approved and disbursed.	Complete
24 th January	8.9	20/17	Multisport Tasmania – Coles Bay Half Triathlon	MCD	Grant of \$3000 approved and disbursed.	Complete
24 th January	8.10	21/17	Triabunna School	MCD	Grant of \$1000 approved and disbursed	Complete
24 th January	8.11	22-31/17	Sale of Council Properties	GM	Decision on each property now to be progressed to next stage of sale process or alternate decision implemented.	In Progress

Action Officer codes: MW = Manager Works, MRS = Manager Regulatory Services, MCD = Manager Community Development, MBMI = Manager Buildings and Marine Infrastructure, MNRM = Manager NRM

Resolved:

That Council receives and notes the information contained within the Motion Tracking Document.

14. Questions Without Notice

15. Close

The Mayor declared the meeting closed at 7.27pm.

CONFIRMED as a true and correct record.

Date:

Mayor Michael Kent AM

**ALL IMAGES AND ATTACHMENTS HAVE BEEN REMOVED, IF YOU REQUIRE A FULL
VERSION OF THE MINUTES, PLEASE CONTACT THE COUNCIL OFFICES
ON (03) 6256 4777.**