



GLAMORGAN SPRING BAY
COUNCIL

Minutes of Meeting

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

24th January, 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, 24th January, 2017 commencing at 5.00pm.



Dated this Thursday 19th January, 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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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 5.02pm.

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 30 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.

2. Confirmation of Minutes and Workshops

2.1 Ordinary Meeting – December 13th, 2016

Decision: 1 /17

Moved Cllr Jenny Woods, seconded Cllr Richard Parker, that the Minutes of the Ordinary Meeting held Tuesday 13th December, 2016 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 Cadart was not present), Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against:

2.2 Annual General Meeting – December 13th, 2016

Decision: 2 /17

Moved Cllr Jenny Woods, seconded Cllr Debbie Wisby, that the Minutes of the Annual General Meeting held on Tuesday 13th December, 2016 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 Cadart not present), Cllr Jenifer Crawford, Cllr Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against:

2.3 Workshop Held – December 13th, 2016

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 13th December in Swansea. This workshop included a presentation on the Coastal Hazards project from DPAC, discussion on the sale of Council properties and final review of 4.7 Council Owned Vehicles Policy prior to endorsement at the December 2016 Ordinary Meeting of Council.

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: 3 /17

Moved Cllr Jenifer Crawford, seconded Cllr Debbie Wisby, 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 DA16133 – RA13110 Tasman Highway, Swansea

Planning Assessment Report

Proposal:	Visitor accommodation (camping and caravan park and holiday cabins)
Applicant:	L & R Coenen
Location:	RA13110 Tasman Highway, Swansea
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Rural Resource Zone
Application Date:	5 August 2016
Statutory Date:	31 January 2017
Discretions:	Eleven
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 4 /17

Moved Cllr Jenny Woods, seconded Cllr Bertrand Cadart, 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 visitor accommodation (camping and caravan park and holiday cabins) at RA13110 Tasman Highway, Swansea (DA2016/00133), be APPROVED subject to the conditions outlined in this report.

**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 Jenifer Crawford, Cllr Debbie Wisby.

3.2 DA16138 – RA12005 Tasman Highway, Rocky Hills

Planning Assessment Report

Proposal:	Outbuilding & masonry fence
Applicant:	P & K Dale
Location:	RA12005 Tasman Highway, Rocky Hills
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Rural Resource Zone
Application Date:	18 August 2016
Statutory Date:	27 January 2017 (by consent of applicant)
Discretions:	Four
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 5 /17

Moved Cllr Jenny Woods, seconded Cllr Britt Steiner, 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 an outbuilding & masonry wall at RA12005 Tasman Highway, Rocky Hills (DA2016/00138), be APPROVED subject to the conditions outlined in this report.

**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

3.3 DA16214 – 21 Beattie Ave, Bicheno

Planning Assessment Report

Proposal:	Outbuilding, addition to dwelling (deck) and front fence
Applicant:	P & J Sheds
Location:	21 Beattie Avenue, Bicheno
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	General Residential Zone
Application Date:	18 November 2016
Statutory Date:	27 January 2017 (by consent of applicant)
Discretions:	Three
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 6 /17

Moved Cllr Debbie Wisby, seconded Cllr Jenny Woods, 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 an outbuilding, addition to dwelling (deck) and front fence at 21 Beattie Avenue, Bicheno (DA2016/00214), be APPROVED subject to the conditions outlined in this report 1-11.

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

For: Cllr Bertrand Cadart, Cllr Britt Steiner

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

Decision: 7 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Richard Parker, 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 an outbuilding, addition to dwelling (deck) and front fence at 21 Beattie Avenue, Bicheno (DA2016/00214), be APPROVED subject to an amendment to Condition 1: Setback to be increased from 1m to a distance of 2m.

**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 Jenny Woods, Cllr Steiner.

Against: Cllr Debbie Wisby, Cllr Jenifer Crawford.

3.4 DA16244 – 2898 Freycinet Drive, Freycinet National Park

Planning Assessment Report

Proposal:	Additions and alterations to visitor accommodation use including demolition of 6 cabins, construction of 15 cabins, alterations to lodge to provide 1 additional room, additions to bunkhouse & alterations to building accessibility & car parking
Applicant:	Ireneinc Planning
Location:	2898 Freycinet Drive, Coles Bay within Freycinet National Park
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Environment Management Zone
Application Date:	16 December 2016
Statutory Date:	26 January 2017
Discretions:	Seven
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 8 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Bertrand Cadart, 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: *Additions and alterations to visitor accommodation use including demolition of 6 cabins, construction of 15 cabins, alterations to lodge to provide 1 additional room, additions to bunkhouse & alterations to building accessibility & car parking at 2898 Freycinet Drive, Coles Bay within Freycinet National Park (DA2016/00244)*, be APPROVED subject to the conditions outlined in this report 1-25.

**The motion was put and carried
(7 Votes to 1)**

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

Against: Cllr Debbie Wisby

3.5 SA16021 – RA92 Alma Road, Orford

Planning Assessment Report

Proposal:	Subdivision into 4 lots
Applicant:	PDA Surveyors Pty Ltd
Location:	RA92 Alma Road, Orford
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Rural Living Zone
Application Date:	9 November 2016
Statutory Date:	27 January 2017 (by consent of applicant)
Discretions:	Three
Attachments:	Appendix A – Plans
Author:	Shane Wells, Manager Planning and Special Projects

Decision: 9/17

Moved Cllr Jenny Woods, seconded Deputy Mayor Cheryl Arnol, 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 a 4 lot subdivision at RA92 Alma Road, Orford (SA2016/00021), be APPROVED subject to the conditions outlined in this report (1-27).

**The motion was put and carried
(7 Votes to 1)**

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

Against: Cllr Jenifer Crawford

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: 10 /17

Moved Cllr Jenny Woods, seconded Cllr Debbie Wisby, that Council no longer acts as a Planning Authority (Time: 5.50pm).

**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

10th January 2017

Phone 0478 151 351

Dear David,

I thank you in anticipation of your written responses to my letter in the monthly agenda's as a response to “questions on notice”. I decided late last year that the opportunity may be a way for me to ease some of my frustration with Council's administration process and inform each of you as Councillors of what is of concern to me in the Community at any given time.

I feel with “questions on notice” this way, we can achieve a two-way information flow and with my letters and your written responses being printed in each agenda they will become public notes. This letter you will note, while addressed to you personally, has been cc'd to each of the Councillors for their information and personal follow up or response if it prompts something to follow up also for them.

It is in regards to my favourite subject the “East Coast Health Services”

In the last three weeks of December whilst attending as an outpatient to my Dr at the Triabunna Medical Centre I observed a new floor plan on the glass wall of the receptionist's office. I asked was it a new OH&S floor plan for fire and patient exits? The receptionist on duty stated no, that was from Council and is the proposed new floor plan for the Centre, a separation of services and Drs and staff.

I responded by saying oh good so we can provide comment to Council? I was told “I don’t think so”, I again confirmed with her that it was a proposed new floorplan. I spent some time reviewing the floor plan and it raised many questions for me as a rate payer here.

*I don’t understand what Council hope to achieve by this remodelling? why are we spending money on remodelling the building? And might I add more staffing costs. I believe Council’s bigger priority is to recruit two Community nurses back again. The lost Doctor/patient face to face time at the Centre is getting far worse with longer waiting times for patients. This appears mainly due to the fact the Doctors must now take their own bloods, complete small wound care etc. All tasks once completed by the Nurses on duty. **[David Metcalf]** It will be minimal cost to remodel the offices. This will then separate the practices as Dr Naidoo requires his own practice and not be part of the East Coast Health network. This has nothing to do with the Dr Naidoo’s nurse leaving.*

(2)

*I have spoken to Dr Naidoo in regards to his thoughts and he states the current physical format of the building is fine. He just wants to remain a Private Practitioner occupying the current shared office space with Dr Johnson. **[David Metcalf]** Have you contacted Dr Johnson? There are two practices in this building.*

*Dr Johnson currently contracted to the Council is also in Private Practice, he states he understands what appears to be unfolding within the Centre with a proposed separation of services, however is unclear about how it will work. . **[David Metcalf]** Dr Johnson claims to have had no correspondence with you.*

*I have reviewed the 2016/17 Annual plan budget estimates pages 53 through 54 Medical Services and was very happy to see a quite positive approach to the Medical situation on the East Coast except for one comment. **“However, it has become paramount that Council becomes more involved with this community service provision as a means of ensuring sustainability of medical services into the future”.***

*Mr Metcalf what has become “Paramount”? this statement is not clear in its intent or context. From my observations throughout the years I have been asking questions regarding East Coast Health. My understanding of the underlying reality is that you personally, believe the only way for ensuring sustainability of Medical Services is have all Doctors in East Coast Health contracted to Glamorgan/Spring Bay Council. .**[David Metcalf]** It has become paramount to put all Doctors on an equal footing. Dr Naidoo was put on an equal footing with other Doctors with regards to incentives in 2008. Doctors are required to have some form of contract with Council when Council owns the building and pays the accounts.*

*I am sure, reading this correctly you are moving Council towards the thinking that to ensure sustainability of Medical Services into the future, Council needs to have time framed signed contracts and service agreements in place with all our local Doctors working at East Coast Health plus their support staff, nurses and receptionists. No private Doctors at East Coast Health at all? A Council run business completely and Managed by yourself. **[David Metcalf]** All Doctors operate individual practices excluding Dr Omenka who is a Council employee.*

*This new floor plan, that has come to light for the Triabunna Medical Centre by Council with no consultation or any information with consumers that I can find anywhere. It is going to change the whole dynamics of the Medical Service Centre. **[David Metcalf]** We don’t believe it will change the dynamics*

Who are you assigning Mr Metcalf as the Change Manager and are you going to table a plan for it? Every level of Govt has a change manager assigned when changes of this sort are going to impact a lot of stakeholders during the implementation process. The new scenario if this plan goes ahead for Triabunna Medical Centre will look a bit like the following from what I have been informed about from Dr Naidoo and his staff. **[David Metcalf]** *There will be no change manager as the task is simple as was the separation of the Bicheno Practice from the Triabunna Practice.*

- The Centre will house two Dr's Officers/ Consultation rooms.
- There will be two separate receptionist's rooms, one for each Doctor.
- There will be two separate Nurse's rooms, one for each Doctor.
- There will be one shared /Patient dressings/treatment room.
- There will be one shared Emergency room and one East Coast Administration Office.

(3)

Will Doctor Naidoo still follow the same funding arrangements? as current I believe?

- 1) Doctor Naidoo pays 100% of all salaries and consumables at the Centre out of his own account, current arrangement.
- 2) Both Doctors will receive their full Medicare payments into their own personal accounts from each patient they see each day.
- 3) Doctor Johnson pays 25% to Council for his costs incurred at the centre.
- 4) Doctor Naidoo claims 50% reimbursement back from Council.
- 5) Both Doctors receive Council Incentives. **[David Metcalf]** *This all needs to change.*

Council currently has two staff at the Medical Centre, Practice Manager Phillip Pyke and Contracted Private Dr Johnson. Doctor Naidoo will continue to be independent and to employ his own two 20hr staff receptionists and Nurse (in the future). **[David Metcalf]** *Dr Johnson is not a staff member.*

I am assuming Council will need to employ a receptionist/s for Doctor Johnston and a Clinical Nurse for him? There is so much hidden cost here, has this new arrangement been fully costed and funded please? I feel if this plan goes ahead the Councils Customer Service Charter will need to come into effect. For Doctor Johnston's Patients. **[David Metcalf]** *Yes it has.*

Council may have to also review part of this Policy also if the new arrangements model is implemented **"Customer Services Charter" 3.11** I will be a Rate payer and rates levy funder of "East Coast Health" however not a **"Customer"** of a Council business "East Coast Health" because my Doctor has no contract with Council (is this statement correct?). **[David Metcalf]** *Noted.*

As Council is considering pursuing a remodelling of the complete physical layout at Triabunna Medical Centre (part of East Coast Health), I am requesting you Mr Metcalf to do the following:

Advertise and place this Service plan, refit and floorplan proposal complete with proposed future Doctor's arrangements (Private Dr Naidoo and Contracted Dr Johnston) for the Triabunna Medical Centre out for full public consultation and discussion before you move on with any more expenditure of rate payer levy dollars. **[David Metcalf]** *There is no requirement to advertise or consult on internal renovations and management changes.*

Thank you for your time and I look forward to your response, in the Council meeting agenda on the 27th January at Spring Bay Chambers.

Yours sincerely

Keith Pyke.

4.2 Mr Russell Scott

- i. *My question to you and the General Manager through the Mayor relates to the rendering factory on the old Seafish site. Operation of that facility has been approved by Council without a DA as I understand it and therefore there are no conditions to comply with. It began operating in about March or April of last year as I understand it. We are inundated now almost daily with the stench from that place either in the township of Triabunna or at our premises or in parts of Orford. My question to you and your General Manager is what is Council's proposed action to fix that or when do you propose to shut it down?*

Response from Mayor

The first thing I have to say is that this was not within the bounds of Council. It is within the bounds of the Environmental Protection Authority (EPA). So if anybody from Council complains to the EPA they don't take any notice. You have to complain yourself directly. We've taken the view that we have ratepayers in the area and we certainly want to push the issue on their behalf. Cllr Wood has complained to the EPA. I've spoken to residents in Barton Avenue, I've been out to the site and met management. The EPA are telling me that they are preparing a report to be complete by mid February. My understanding is that this has been going on for 47 years with different owners. The number of people employed out there is negligible (3-4). So we have to sit and wait on the EPA's review of the situation. Our hands are tied I'm sorry.

- ii. *How does that then sit with Council given Council's expenditure around the township of Triabunna to turn it into a tourist hub? Council is doing a great job with the new boat ramp, new marina, the Gatehouse, negotiations and discussions with Solis golf course, development of Maria Island, investing a lot of ratepayers money and at the end of the day you are either going to turn it into a tourist hub or a stinky hub. Council in my opinion needs to take some action as I would have thought Council's role was to protect the wellbeing of the ratepayers, the businesses and the tourists and I would have been expecting you guys to be jumping up and down about that.*

Response from Mayor

Well we are as I explained.

4.3 Mrs Merle Parry

My questions relate to Item 8.11 of the Agenda headed "Sale of Council Properties" and in particular to the proposed sale of 2 of Bicheno's public reserves, one in Harveys Farm Road and the other in Beattie Avenue. I note that by far the majority of objections received by Council in relation to their proposed sales of council property related to the aforesaid Bicheno public reserves. Once lost to the community, public reserves are lost forever.

My questions are:

1. *How many Councillors have visited either of these public reserves ahead of being required to vote on the proposed sales and how many locals affected by the proposed sales were approached for their opinions on these proposals in an effort to establish to what extent these reserves are used by locals and others for the purposes for which they were intended and to get a local perspective on the pros and cons, including environmental and recreational outcomes of any such proposed sales and here I note that no-one accepted my invitation to visit my property which adjoins the Beattie Avenue public reserve.*
2. *How many people who lodged objections to the proposed sale of Bicheno public reserves suggested that if any such sale took place, the "Proceeds of sale [should] be directed to the development of 'The Triangle', no doubt a worthy project in its own right but not at the expense of the loss of public reserves and the recommendations along these lines seem to me to be designed to put one group of Bicheno residents against another?*

Response from Mayor

To answer your first question there has been a workshop, 1 or 2 in fact on those assets you are referring to. Councillors have their own view which will be brought up later this evening and where that ends up one will have to wait and see the result.

4.4 Peter van Wijngaarden

Re: Proposed sale of Bicheno Reserves – Public Open Space – 50 Beattie Ave and RA311 Harveys Farm Road:

Can the General Manager explain why, in the face of widespread opposition to the sale of these two sites from the wider Bicheno community, the proposal to sell was not withdrawn?

Can the General Manager explain why he wishes to expose Council to the cost of defending this futile and unconscionable cash grab before RMPAT with little chance of success?

Response from General Manager

These properties have been sitting around for about 7 years. I don't believe they get used that much and my information tells me they are not used that much. They are worth in the vicinity of \$600,000, which Council could use. To my way of thinking there are plenty of reserves in Bicheno that can replace these and one of the recommendations is to still allow access to the foreshore on the one in Harveys Farm Road and provide access for the surfers. It is up to Council to decide on these properties in the agenda item.

Mr Mayor I can't answer the question on RMPAT. The decision hasn't been made. The developer had the option of giving the land or cash to Council and if he had given the cash we wouldn't be having this argument.

4.5 Mr Grant Gaffney

Through you Mr Mayor I refer to attachment 7 Item 8.1 page 162 of the agenda, point c "Tassal hereby confirms Council proceed with the investigation into the design of the project.....". Has this started and at what stage is it at and did Council give approval for that to proceed?

Response from General Manager

Through you Mayor, Tassal are underwriting all the costs and they are paying for all the reports up until now. The Council hasn't expended any money.

4.6 Mr Ken Gregson

Through the Mayor I would like to ask two questions related to the Waterloo Point development in Swansea:

1. According to The Mercury newspaper today no application has been placed before the Co-ordinator General? Last year it was reported in The Mercury that the General Manager had taken a proposal to the Co-ordinator General. What exactly did you take to the Co-ordinator General? If application before co-ordinator general what is the process after that?

2. With the recent application placed before the Co-ordinator General. What is the process after that? Will a DA be placed before the Council?

Response from General Manager

Through you Mr Mayor, the actual proposal is only at the concept/idea stage and has been lodged with the Co-ordinator General as an idea.

The process for approval will be a normal Development Application process. Requires Crown consent to lodge a DA, lodge the DA, if that is approved you would need the Crown Land transferred. It would be advertised to the public and community would have the opportunity to make submissions. All the normal DA conditions would apply.

4.7 Mr Geoff Baker

It is pleasing to note in the GM's report the positive increase in growth in the southern end of our municipality. With property transactions growing at over 20% in the last 3 years. It is my belief that this is as a direct result of people seeking holiday residences and seeking a sea change. People are able to acquire excellent Marina berths from which they can enjoy our pristine coastline and uncluttered waters with no fish farms. Do you Mr Mayor expect this growth to continue if the Tassal proposal gets the thumbs up?

Response from the Mayor

I believe our area will continue to grow, probably faster than currently.

4.8 Dr Geoff Davidson

A couple of questions if I may. The first one relates to my old favourite Solis. In regard to the extensive environmental damage at the Solis development that has been caused by the developer and subsequent water and wind erosion over the past decade, you part answered my question at the last meeting when Mr Metcalf mention something about straw being used and the dialogue disappeared at that stage. I'd be interested to know what was meant by straw as far as the erosion was concerned.

Have you been and watched the water flow down there in the last rain events. One event was last Saturday and the previous event was about six weeks ago. Have you seen the flow and appreciated it is not a trickle of water it is an absolute mass of water washing silt into the bay and sediment into the bay? Have you watched that Mr Metcalf?

Response from General Manager

Mr Mayor, straw is a wonderful absorber of rubbish in waterways. We are required to put straw bales at the Marina where we dredge material out and let water filter back into the river. So that is what will be done at the site, although that should not be a problem at the moment with the amount of vegetation that is growing up there. Main problem with erosion and soil going into the bay was when we experienced dry periods and then torrential rain that would wash the topsoil down.

I haven't watched it happen but I have seen photos of it, yes.

Motion

Decision: 11 /17

Moved Deputy Mayor Arnol, seconded Clr Jenny Woods, that Council extends public question time for a further 15 minutes.

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

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

Against: Nil

4.9 Mr Richard Davoren

I bought a residence in Orford in 1989. Almost every year we have had water restrictions and I've read the reports from TasWater and so on and it is plain to me that drawing water from the system will mean we will be in water restrictions again and again. What guarantees have you got Orford will not go into water restrictions as a result of Buckland Dam?

Response from the Mayor

The dam at Buckland that is on the agenda this evening will release water into the Prosser for anything taken out. What is surplus water will go into the water supply and we will not have water restrictions. It is not the same water. At flood time there is more than 3000ML that flows down the Tea Tree Rivulet and out to sea. We would collect the flood water and have plenty of water.

4.10 Mrs Maureen Davoren

I was very impressed with the campaign to promote the Great Eastern Drive and I understand tourism is growing on the east coast and I would like to question is it wise to spoil the unspoilt waters with fish farms?

Response from the Mayor

Thank you. Firstly from a tourist perspective the tourists will never see the pens in Okehampton unless they were on a boat going to Maria Island. Okehampton marine farming area is not permitted for use by anybody at the moment anyway as is currently a mussel farm. As far as tourists are concerned they will be able to go and feed the fish.

4.11 Mr John Heck

My question is why is section 65 not being appropriately adhered to? In my view I believe that we are having flawed information supplied to our Councillors when they are supplied with information. You were discussing river flows before and the capabilities of the dam. If you use your own information here with 1000ML going over the spillway. We have 5 catchment areas. My question is that they information being supplied here and has been repeated as an answer is incorrect. Why hasn't accurate information been supplied on the dam? Other information supplied to this community on sale of land, the hill top up there and the blocks below the pine trees are they still included in Marina Views?

Response from the General Manager

Mr Mayor according to my reading of the engineers report it is exactly what it says in the Council report. The Council report is written around that engineering report and I'm not going to argue with you.

4.12 Helen Burnell

Can you please explain how the financial business case can be relied on when based on 3000ML per annum when best case scenario says that only 1200ML will be available for sale? Details in the document reveal that Tassal will pay for 500ML, Solis will pay for 300ML, TasWater will get 200ML for free and an unknown farmer may buy 1000ML. This means that after the transmission loss of 30% is taken into consideration only 1200ML will be available for sale.

With regards to the comments in the history section of the GM's report in Item 8.1 reference, this specific comment naming Glamorgan Spring Bay Councillor, Cllr Crawford with regard to the dam issue are not really appropriate. As a community member I ask the GM to apologise at this meeting to Cllr Crawford for the statements and show the respect that all representatives elected by the community deserve.

Response from the General Manager

Mr Mayor the dam will be designed to capture a flood event therefore the licence is for 1795ML per year but in a normal year we would apply to DPIPW at a flood time and capture 3000ML. So it is anticipated by the engineers that we will always have 3000ML in that dam.

Through you Mayor I am not going to apologise to Cllr Crawford. They are direct statements out of the media.

4.13 Penny Davidson

I am concerned that Council is backing a dam proposal that TasWater engineers stated in a briefing note released in October 2016 will threaten the long term water security and make any drought situation worse. I note that in the letter from TasWater on the 23rd of December no mention was made of this so how has this position changed and will the Mayor request an investigation into this matter please?

Response from the General Manager

Mr Mayor the position changed because the facts became apparent to the CEO of TasWater and then they changed their mind after the facts were given to them. They based that on a very early business plan that briefing note and after that they were given information where they changed their mind and supported the project.

4.14 Kerry Handley question (read by Environment Tasmania representative)

A briefing note from TasWater with regard to the dam proposal was released through the media in October 2016. This document clearly indicated that the Tea Tree Rivulet dam was unviable for numerous reasons, including the business case. Can you please explain how these issues outlined by TasWater have been addressed in the document and why it has been presented to Council to vote on today?

With regards to the dam proposal, documents indicate that Tassal will cover the capital and interest costs if the project does proceed based on a 30 year plan. Solis has submitted a letter agreeing to pay \$100 per ML based on 20 years and the water lease application is 40 years. Can you please explain how the disparity of timeframes is taken into consideration in the financial aspects of the business plan?

Response from the General Manager

First of all Mr Mayor I think I answered the first question before. With respect to the timelines Solis has committed to pay equivalent of 300ML at a \$100 a ML for 20 years without even using water so that is why they committed to 20 years. The 30 years is based on the loan, so after 30 years there will be no more loan repayments so that disappears and the water licence is a standard 40 years.

4.15 Laura Kelly

I think the question has already been raised in relation to TasWater backflipping from being concerned about the dam to giving it the greenlight as the GM has described. The GM suggested that new facts were made available to TasWater but the dam plan looks exactly the same in that it is taken from the same catchment area, which is 1/13th of the overall catchment for the Prosser and the river run through Tea Tree Rivulet still loses 30% of the water taken in a drought prone area so what facts have actually changed in the Council proposal? So how can you approve it as a Council if analysis hasn't been done when a senior engineer raised concerns at that water loss and believed the site was inappropriate for a dam and would exacerbate drought situations.

What about the potential conflict of interest and the claim that independent experts say that the Turvey property is the best place for a dam but the original TasWater briefing note by a senior engineer at TasWater suggested that that location was inappropriate because of the huge amount of water lost through river run down Tea Tree Rivulet. Can the GM accept that that fact has not changed, the location of the dam is the same and river run is the same so no change in facts just a change in TasWater Position

Response from the General Manager

Where did you get 30% from? That analysis hasn't been done yet. Could be 40%, could be 20%, could be 10%. The CEO of TasWater accepts the proposal now. That's your opinion. I haven't analysed the technical parts that you are talking about but the engineers have looked at it and CEO of TasWater is happy with it. Why would CEO send us a letter supporting the dam if he had reservations?

4.16 Grant Gaffney

I would like to know who is Solis? Who is financing the development?

Response from the Mayor

Solis has made available to the Council enough land to build a golf course. Developer owns the remainder of the land and will build the houses there.

5. Mayor's Report

Mayor Michael Kent AM

2016

5 th December	Triabunna	<p>Attended a community and stakeholder meeting with Tassal at the Triabunna Council Offices.</p> <p>Presented Stan Berry the former harbor master with his service certificate and gift voucher upon his retirement.</p>
7 th December	Triabunna	Conducted a citizenship ceremony.
8 th December	Triabunna	<p>Gave an interview to the ABC regarding unregistered visitor accommodation in the municipal area.</p> <p>Visited the former Seafish site to discuss issue around the emission of odour from the site.</p>
9 th December	Triabunna	Attended an afternoon tea with the Tassal Board.
11 th December	Hobart	<p>Attended an STCA Board Meeting.</p> <p>Attended a meeting at Ireneinc Planning with the General Manager and Senior Planner regarding Freycinet Lodge plans.</p>
13 th December	Swansea	Attended the Council Workshop, Ordinary Meeting of Council and Annual General Meeting.
14 th December	Orford	Attended the Orford Primary Celebration Assembly and presented the Mayoral Award.
15 th December	Triabunna	Attended the Triabunna District School Presentation Evening and presented the Mayoral Award.
19 th December	Swansea	Attended the Swansea Primary School End of Year Presentation and presented the Mayoral Award.
20 th December	Swansea	Attended the Bicheno Primary End of Year Presentation Assembly and presented the Mayoral Award.
21 st December	Orford	Attended the launch of the Orford Interpretive Walk.

2017

4 th January	Orford	Gave an interview regarding the Spring Bay Mill development and the role of the fish farm in our area alongside tourism. Spoke directly with the EPA regarding the issue of odour emissions from the former Seafish site and the actions being taken to minimise this.
6 th January	Bicheno	Attended the opening of the Bicheno Community Men's Shed.

Resolved

That the Mayor's Report be received and noted.

Please note: Cllr Cadart left the Council meeting at 6.35pm and returned at 6.39pm.

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 Marine Infrastructure Committee Meeting Minutes, 15th August 2016.

7.2 Marine Infrastructure Committee Meeting Minutes, 5th December 2016 (DRAFT).

David Metcalf
General Manager

Resolved:

That the minutes of the Section 24 Committees be received and noted.

8. Officers' Reports Requiring a Decision

8.1 Tea Tree Rivulet Dam Approval and Construction (including approval of borrowing/budget amendments)

Responsible Officer – General Manager

Recommendations

1. That Council by absolute majority authorises the General Manager to draw down in total \$4.5 million of the approved Treasury borrowings for the purpose of designing, engineering and constructing the dam on Tea Tree Rivulet, Buckland as specified in the "Prosser Plains Raw Water Scheme Draft Business Plan". These borrowings will be in lots of \$1 million as required to save interest costs.
2. That Council notes if the dam does not proceed for any reason that the loan funds be repaid asap and all costs incurred by the Council are to be recovered from Tassal Operations as detailed in their letter and the MOU.
3. That Council authorises by absolute majority the General Manager to sign the MOU on behalf of Council.
4. That Council by absolute majority adjusts the 2016/2017 budget accordingly if adjustments are required and includes estimated project costs in its 2017/2018 budget.

Attachment 1: Prosser Plains Raw Water Scheme – Draft Business Plan

Attachment 2: Letter of support from TasWater

Attachment 3: MOU with Tassal

Attachment 4: Letter of commitment from Bayport for 300 ML of water

Attachment 5: Legal advice regarding Council being able to own and build a dam

Attachment 6: Maps and aerial view of Tea Tree Rivulet dam site

Attachment 7: Tassal Letter of Commitment

Procedural Motion

Decision: 12 /17

Moved Cllr Jenny Woods, seconded Deputy Mayor Cheryl Arnol that the motion now be put.

**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 Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Cllr Jenifer Crawford, Cllr Debbie Wisby

Decision: 13 /17

Moved Cllr Jenny Woods, seconded Cllr Britt Steiner

1. That Council by absolute majority authorises the General Manager to draw down in total \$4.5 million of the approved Treasury borrowings for the purpose of designing, engineering and constructing the dam on Tea Tree Rivulet, Buckland as specified in the "Prosser Plains Raw Water Scheme Draft Business Plan". These borrowings will be in lots of \$1 million as required to save interest costs.
2. That Council notes if the dam does not proceed for any reason that the loan funds be repaid asap and all costs incurred by the Council are to be recovered from Tassal Operations as detailed in their letter and the MOU.
3. That Council authorises by absolute majority the General Manager to sign the MOU on behalf of Council.
4. That Council by absolute majority adjusts the 2016/2017 budget accordingly if adjustments are required and includes estimated project costs in its 2017/2018 budget.

**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 Richard Parker, Cllr Britt Steiner, Cllr Debbie Wisby, Cllr Jenny Woods.

Against: Cllr Jenifer Crawford, Cllr Debbie Wisby

**Please note: The Council meeting was adjourned at 7.08pm for 5 minutes.
The meeting reconvened at 7.13pm.**

8.2 Motions from 2015/16 Annual General Meeting

Responsible Officer – General Manager

Recommendation:

That Council notes the above responses and that no further action is taken with regards to the motion.

Motion 2: Mr Andrew Wyminga

Moved Mr Andrew Wyminga, seconded Ms Dianne Anderson, that Council does not adopt the Annual Report 2015/16.

For: 14 electors

Motion was put and carried

Recommendation:

That Council notes the above motion and as indicated in the legal advice takes no action. This motion was adopted by the public after the Annual Report was adopted by the Council. The Annual Report is already adopted.

Attachments:

- Legal advice from Abetz Curtis
- TasWater Letter Re: In principle support for Tea Tree Rivulet Dam, Buckland

Decision: 14 /17

Moved Cllr Richard Parker, seconded Cllr Britt Steiner that Council notes the above responses (to Mr Geoff Baker's motion at the 2015/16 AGM) and that no further action is taken with regards to the motion and that Council notes Mr Andrew Wyminga's motion at the 2015/16 AGM and as indicated in the legal advice takes no action (This motion was adopted by the public after the Annual Report was adopted by the Council. The Annual Report has already been adopted by Council.).

**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 Wisby, Cllr Crawford

8.3 Delegations – Building Act 2016

Responsible Officer – Manager Regulatory Services

Recommendations

1. That Council resolve to delegate the following functions and powers to the General Manager in accordance with Section 22 of the Local Government Act 1993, and if at any time the General Manager is unable to act, Council delegates the function to the person acting as the General Manager at the time.

Building Act 2016	
1.	S27(3) & (4) – Make information retained pursuant to s.27(2) available to the persons specified in s.27(3) and to provide a copy of that information upon payment of a fee
2.	S.265(3) & (4) – Failure to comply with emergency, building or plumbing order
3.	S.266 – take proceedings to obtain possession of a building or temporary structure if any occupier fails to allow any person to do work pursuant to S.265

2. That the General Manager appoints the following positions and persons holding those positions as the Glamorgan Spring Bay Council Permit Authority pursuant to Section 24(2) of the Building Act 2016 for building and plumbing matters in order to maintain operational matters for building and plumbing roles of Council.

Regulatory Services Officers - Jill Dabrowski, Ian Enniss (building matters only).
 Environmental Health Officer – Phil Bingley (plumbing matters only)
 Building Surveyor – Contractor (building matters only)
 Plumbing Surveyor – Bill Butler (plumbing matters only)
 Manager Regulatory Services – Winny Enniss
 Manager Buildings and Marine Infrastructure – Adrian O’Leary (building matters only)

3. That the instrument of delegation be updated in accordance with the above amendments.

Decision: 15 /17

Moved Cllr Jenny Woods, seconded Cllr Cheryl Arnol, that.....

1. That Council resolve to delegate the following functions and powers to the General Manager in accordance with Section 22 of the Local Government Act 1993, and if at any time the General Manager is unable to act, Council delegates the function to the person acting as the General Manager at the time.

Building Act 2016	
1.	S27(3) & (4) – Make information retained pursuant to s.27(2) available to the persons specified in s.27(3) and to provide a copy of that information upon payment of a fee
2.	S.265(3) & (4) – Failure to comply with emergency, building or plumbing order
3.	S.266 – take proceedings to obtain possession of a building or temporary structure if any occupier fails to allow any person to do work pursuant to S.265

2. That the General Manager appoints the following positions and persons holding those positions as the Glamorgan Spring Bay Council Permit Authority pursuant to Section 24(2) of the Building Act 2016 for building and plumbing matters in order to maintain operational matters for building and plumbing roles of Council.

Regulatory Services Officers - Jill Dabrowski, Ian Enniss (building matters only).
Environmental Health Officer – Phil Bingley (plumbing matters only)
Building Surveyor – Contractor (building matters only)
Plumbing Surveyor – Bill Butler (plumbing matters only)
Manager Regulatory Services – Winny Enniss
Manager Buildings and Marine Infrastructure – Adrian O’Leary (building matters only)

3. That the instrument of delegation be updated in accordance with the above amendments.

**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

8.4 Fees and Charges – Building Act 2016

Responsible Officer – Manager Regulatory Services

Recommendation

That Council resolves to approve an amendment to the 2016/17 fees and charges specified in Appendix A and authorize these amendments to come into effect immediately.

Decision: 16 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Britt Steiner, that Council resolves to approve an amendment to the 2016/17 fees and charges specified in Appendix A and authorises these amendments to come into effect immediately, with amendment to remove 64 cent travel fee to flat fee for travel of \$35 (excl.GST).

**The motion was put and carried
(7 Votes to 1)**

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

Against: Cllr Richard Parker

8.5 Petition – Okehampton Road

Responsible Officer – General Manager

Recommendation

That Council acknowledges the petition from Mrs Jean Weeding regarding the Okehampton Road and requests that the Works Manager undertake remedial repair works as soon as possible with a view to allowing in the 2017/18 budget the funds to revert the road to gravel.

Decision: 17 /17

Moved Deputy Mayor Cheryl Arnol, seconded Cllr Jenny Woods, that Council acknowledges the petition from Mrs Jean Weeding regarding the Okehampton Road and requests that the Works Manager undertake remedial repair works as soon as possible with a view to allowing for funds in the 2017/18 budget to revert the road to gravel.

**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.

Attachments:

- Map
- Okehampton Road Petition

8.6 Bicheno Triangle Redevelopment

Responsible Officer – Manager Works

Recommendation

That Council receives and notes this information for consideration during the 2017/18 budget planning process.

Resolved

That Council receives and notes this information for consideration during the 2017/18 budget planning process.



8.7 State Growth – Road Trade

Responsible Officer – Manager Works

Recommendation

That Council approves progressing discussions with the Minister for Infrastructure and the Department of State Growth to investigate the possibility of future road trading.

Decision: 18 /17

Moved Cllr Jenny Woods, seconded Deputy Mayor Cheryl Arnol, that Council approves progressing discussions with the Minister for Infrastructure and the Department of State Growth to investigate the possibility of future road trading.

**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

8.8 Freycinet Sports and Community Club Inc.

Responsible Officer – Manager Community Development & Administration

Recommendation

For Council's consideration and decision.

Decision: 19 /17

Moved Cllr Debbie Wisby, seconded Cllr Jenny Woods, that Council approves a grant of \$1000 to Freycinet Sports and Community Club incorporated for beautification of the entrance to the golf club.

**The motion was put and carried
(7 Votes to 1)**

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

Against: Cllr Britt Steiner

Attachments: Quotation, map and financials.

8.9 Multisport Tasmania – Coles Bay Half Triathlon

Responsible Officer – Manager Community Development & Administration

Recommendation

That Council approves a grant of \$3,000 for the Multisport Tasmania – Coles Bay Half Triathlon, towards the cost of providing additional toilets, skip bin hire, medical assistance, insurance and promotion.

Decision: 20 /17

Moved Cllr Jenifer Crawford, seconded Cllr Britt Steiner, that Council approves a grant of \$3,000 from the events budget for the Multisport Tasmania – Coles Bay Half Triathlon, towards the cost of providing additional toilets, skip bin hire, medical assistance, insurance and promotion.

**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

8.10 Triabunna School

Responsible Officer – Manager Community Development & Administration

Recommendation

That Council approves a grant of \$1,000 towards the cost of two (2) Masculinity Workshops at the Triabunna District School, including primary boys from Orford and Swansea Primary Schools.

Attachments: Information on Tom Harkin

Decision: 21 /17

Moved Cllr Jenifer Crawford, seconded Cllr Debbie Wisby, that Council approves a grant of \$1,000 towards the cost of two (2) Masculinity Workshops (from Youth budget) at the Triabunna District School, including primary boys from Orford and Swansea Primary Schools.

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**The motion was put and carried
(7 Votes to 1)**

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

Against: Cllr Richard Parker

8.11 Sale of Council Properties

Responsible Officer – General Manager

RECOMMENDATION A

It is recommended that

1. Council by absolute majority authorizes the General Manager to proceed with offering RA311 Harveys Farm Road, Bicheno for sale in accordance with section 177 and 178 of the Local Government Act. A right of way for a footway is to be included over the title to give public access to the foreshore. Proceeds of sale should be directed to the development of “The Triangle” project in the open space area in the main street of Bicheno

RECOMMENDATION B

It is recommended that

2. Council by absolute majority authorizes the General Manager to proceed with offering 50 Beattie Avenue, Bicheno for sale in accordance with section 177 and 178 of the Local Government Act. Proceeds of sale should be directed to the development of “The Triangle” project in the open space area in the main street of Bicheno

RECOMMENDATION C

It is recommended that

3. Council by absolute majority authorizes the General Manager to proceed with offering 2 Arnol Street, Swansea for sale in accordance with section 177 and 178 of the Local Government Act.

RECOMMENDATION D

It is recommended that

4. Council by absolute majority authorizes the General Manager to proceed with offering 4 Arnol Street, Swansea for sale in accordance with section 177 and 178 of the Local Government Act.

RECOMMENDATION E

It is recommended that

5. Council by absolute majority authorizes the General Manager to proceed with subdividing the rear of 12 Franklin Street, Swansea (old SES Building) and to include rights of way for both the Swansea Hall and 14 Franklin Street (Horny Cray site) over the new title. Once title is issued then it is offered for sale in accordance with section 177 and 178 of the Local Government Act.

RECOMMENDATION F

It is recommended that

6. Council by absolute majority authorizes the General Manager to proceed with offering 38 Vicary Street, Triabunna for sale in accordance with section 177 and 178 of the Local Government Act.

RECOMMENDATION G

It is recommended that

7. Council authorizes the General Manager to proceed with renovating 8 Noyes Street, Swansea so that it can be placed for rent on the open market and to investigate subdividing the community garden onto its own title.

RECOMMENDATION H

It is recommended that

8. Council agrees that the Marina Views subdivision be retained in Council ownership to be developed in accordance with Councils original concept.

RECOMMENDATION I

It is recommended that

9. Council acknowledges that 4 Noyes Street is withdrawn from potential sale as it has been leased to ECCAI for 12 months for public purposes.

Decision: 22 /17

A1.

Moved Cllr Bertrand Cadart, seconded Deputy Mayor Cheryl Arnol, that Council by absolute majority authorizes the General Manager to proceed with offering RA311 Harveys Farm Road, Bicheno for sale in accordance with section 177 and 178 of the Local Government Act. A right of way for a footway is to be included over the title to give public access to the foreshore.

**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 Jenifer Crawford, Cllr Debbie Wisby

Decision: 23 /17

B2.

Moved Cllr Bertrand Cadart, seconded Cllr Jenny Woods, that Council by absolute majority authorises the General Manager to proceed with offering 50 Beattie Avenue, Bicheno for sale in accordance with section 177 and 178 of the Local Government Act.

**The motion was put and lost
(4 Votes to 4)**

For: Mayor Michael Kent, Cllr Bertrand Cadart, Cllr Richard Parker, Cllr Britt Steiner.

Against: Deputy Mayor Cheryl Arnol, Cllr Jenifer Crawford, Cllr Jenny Woods, Cllr Debbie Wisby.



Decision: 24 /17

C3.

Moved Cllr Jenny Woods, seconded Deputy Mayor Cheryl Arnol, that Council by absolute majority authorizes the General Manager to proceed with offering 2 Arnol Street, Swansea for sale in accordance with section 177 and 178 of the Local Government Act.

**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 Debbie Wisby, Cllr Jenifer Crawford, Cllr Richard Parker.

Decision: 25 /17

D4.

Moved Cllr Jenny Woods, seconded Cllr Bertrand Cadart, that Council by absolute majority authorizes the General Manager to proceed with offering 4 Arnol Street, Swansea for sale in accordance with section 177 and 178 of the Local Government Act.

**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.

Decision: 26 /17

E5.

Moved Cllr Britt Steiner, seconded Cllr Richard Parker, that Council by absolute majority authorizes the General Manager to proceed with subdividing the rear of 12 Franklin Street, Swansea (old SES Building) and to include rights of way for both the Swansea Hall and 14 Franklin Street (Horny Cray site) over the new title. Once title is issued then it is offered for sale in accordance with section 177 and 178 of the Local Government Act.

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

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

Against: Cllr Debbie Wisby, Cllr Jenifer Crawford, Cllr Jenny Woods



Decision: 27 /17

F6.

Moved Cllr Richard Parker, seconded Cllr Britt Steiner, that Council by absolute majority authorizes the General Manager to proceed with offering 38 Vicary Street, Triabunna for sale in accordance with section 177 and 178 of the Local Government Act.

**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

Decision: 28 /17

G7.

Moved Cllr Debbie Wisby, seconded Cllr Jenny Woods, that Council by absolute majority authorizes the General Manager to proceed with offering 8 Noyes Street, Swansea for sale in accordance with 177 and 178 of the local government act.

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

For: Cllr Debbie Wisby, Cllr Jenny Woods.

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

Decision: 29 /17

G7.

Moved Cllr Bertrand Cadart, seconded Cllr Richard Parker, that Council authorizes the General Manager to proceed with renovating 8 Noyes Street, Swansea so that it can be placed for rent on the open market and to investigate subdividing the community garden onto its own title.

**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.



Decision: 30 /17

H8.

Moved Cllr Jenny Woods, seconded Cllr Richard Parker, that Council agrees that the Marina Views subdivision be retained in Council ownership to be developed in accordance with Council's original concept.

**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.

Decision: 31 /17

I9.

Moved Cllr Jenny Woods, seconded Cllr Debbie Wisby, Council acknowledges that 4 Noyes Street is withdrawn from potential sale as it has been leased to ECCAI for 12 months for public purposes (lease expires in June 2017).

**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

9. Miscellaneous Correspondence

9.1 Thank you Letter – Draft State Planning Provisions

10. Motion Tracking Document

Last updated 17/01/2017

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 February 2017 Council meeting.	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.	In Progress
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.	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.	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. Research complete and board is currently being made.	In Progress
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.	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.	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, still awaiting community consultation proposal on approach to consultation for consideration by Council.	In Progress
13 th December	8.2	167/16	2017 Ordinary Meeting Dates and Venues	GM	Meeting dates for 2017 have been advertised and published on Council's website. All meetings to be held in Triabunna for 2017.	Complete
13 th December	8.3	168/16	Riversdale Events – House Concert with Steve Poltz (USA)	MCD	Grant approved and disbursed.	Complete
13 th December	8.4	169/16	Bicheno Men's Shed	MCD	Grant approved and disbursed	Complete
13 th December	8.5	170/16	Freycinet Association Inc.	MCD	Grant approved and disbursed	Complete
13 th December	8.6	172/16	Policy 4.7 Council Owned Vehicles	GM	Amended policy adopted by Council and uploaded on Council's website.	Complete

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Resolved:

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

11. Questions Without Notice

Please note: Cllr Cadart left the meeting at 8.44pm.

12. Close

The Mayor declared the meeting closed at 8.54pm.

CONFIRMED as a true and correct record.

Date:

Mayor Michael Kent AM

<p>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.</p>
