



ORDINARY COUNCIL MEETING MINUTES

TUESDAY 23 MARCH 2021

2:00PM

Council Chambers, Triabunna

NOTICE OF 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, 23 March 2021, commencing at 2:00pm

QUALIFIED PERSON CERTIFICATION

I hereby certify that, in accordance with section 65 of the *Local Government Act 1993*, any advice, information and recommendations contained in the reports related to this agenda have been prepared by persons who have the qualifications or experience necessary to give such advice, information and recommendations.

Dated this Thursday 18 March 2021



Greg Ingham
GENERAL MANAGER

IMPORTANT INFORMATION

- In response to COVID-19 social gathering regulations, members of the public will not be able to attend the meeting. Where possible a live stream of the meeting will be made available.
- As determined by Glamorgan Spring Bay Council in April 2017 all Ordinary and Special Meetings of Council are to be audio/visually recorded and streamed live.
- A recording of the meeting will be available via the link on the Glamorgan Spring Bay Council website following the meeting.

In accordance with the *Local Government Act 1993* and Regulation 33, these video/audio files will be retained by Council for at least 6 months and made available for viewing live, as well as online within 5 days of the scheduled meeting. The written minutes of a meeting, once confirmed, prevail over the video/audio recording of the meeting.

TABLE OF CONTENTS

1. OPENING OF MEETING	4
1.1 Acknowledgement of Country	4
1.2 Present and Apologies	4
1.3 In Attendance	4
1.4 Late Reports.....	4
1.5 Declaration of Interest or Conflict	5
2. CONFIRMATION OF MINUTES	6
2.1 Ordinary Meeting of Council - 23 February 2021.....	6
2.2 Date and Purpose of Workshop/s Held	7
3. PUBLIC QUESTION TIME	9
3.1 Question without Notice.....	9
3.2 Questions on Notice	11
3.3 Responses to previous Questions on Notice taken on Notice - 23 February 2021	13
4. PLANNING AUTHORITY SECTION.....	14
5. FINANCIAL REPORTS	15
5.1 Financial Reports for the period ending 28 February 2021.....	15
6. SECTION 24 COMMITTEES	23
6.1 Minutes of Coles Bay Community Hall Committee Meeting - 9 February 2021	23
6.2 Minutes of Spring Bay Eldercare Committee Meeting - 1 March 2021.....	27
6.3 Minutes of Marine Infrastructure Committee Meeting - 2 March 2021	29
7. INFORMATION REPORTS	35
7.1 Director Works and Infrastructure - Mr Peter Porch	35
7.2 Manager Buildings & Marine Infrastructure - Mr. Adrian O'Leary	39
8. OFFICERS' REPORT REQUIRING A DECISION	41
8.1 Report to Council: Petition to Amend Sealed Plan 168707 (14 French Street, Orford)	41
8.2 Stormwater Capital Allocation.....	45
8.3 Asset Management Plan - Parks & Recreation.....	48
8.4 Swansea Seaweed Odour Grant Project.....	50
8.5 Local Government Association of Tasmania - 2021 General Management Committee Election.....	52
8.6 Long Term Financial Management Plan 2021-2031.....	53
8.7 Late Report Item - Integrity Commission Report Weld (MM17/0159)	55
9. NOTICES OF MOTION	62
10. PETITIONS	63
11. QUESTIONS WITHOUT NOTICE FROM COUNCILLORS	64
11.1 Questions without notice by Councillors taken on notice - 23 February 2021.....	64
11.2 Questions without Notice from Councillors	65
12. CONFIDENTIAL ITEMS (CLOSED SESSION)	66
12. CLOSE.....	67

1. OPENING OF MEETING

The Mayor welcomed Councillors and staff and declared the meeting open at 2.03pm

1.1 Acknowledgement of Country

The Glamorgan Spring Bay Council acknowledges the Traditional Owners of our region and recognises their continuing connection to land, waters and culture. We pay our respects to their Elders past, present and emerging.

1.2 Present and Apologies

Present:

Mayor Robert Young
Deputy Mayor Jenny Woods
Clr Cheryl Arnol
Clr Annie Browning
Clr Rob Churchill
Clr Grant Robinson
Clr Michael Symons

Apologies:

Clr Keith Breheny

1.3 In Attendance

General Manager, Mr Greg Ingham
Executive Officer, Ms Jazmine Murray
Director Works & Infrastructure, Mr Peter Porch
Senior Planner, Mr James Bonner
Consultant Accountant, Mrs Marissa Walters

1.4 Late Reports

DECISION 29/21

Moved Deputy Mayor Jenny Woods, seconded Clr Cheryl Arnol that Council accepts late report item Integrity Commission Report Weld (MM17/0159) as late agenda item 8.7

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Clr Cheryl Arnol, Clr Annie Browning, Clr Rob Churchill, Clr Grant Robinson, Clr Michael Symons

Against: Nil

1.5 Declaration of Interest or Conflict

The Mayor requests Elected Members to indicate whether they have:

1. *any interest (personally or via a close associate) as defined in s.49 of the Local Government Act 1993; or*
2. *any conflict as described in Council's Code of Conduct for Councillors,*

in any item included in the Agenda.

Nil.

2. CONFIRMATION OF MINUTES

2.1 Ordinary Meeting of Council - 23 February 2021

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Council held on Tuesday 23 February 2021 at 2.00pm be confirmed as a true and correct record.

DECISION 30/21

Moved Deputy Mayor Jenny Woods, seconded Cllr Grant Robinson that the Minutes of the Ordinary Meeting of Council held on Tuesday 23 February 2021 at 2.00pm be confirmed as a true and correct record.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

2.2 Date and Purpose of Workshop/s Held

TUESDAY 2 MARCH 2021

In accordance with the requirements of regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, it is reported that a Council workshop was held from 1:00pm to 3:00pm on Tuesday 2 March 2021 at the Council Offices, Triabunna.

Present

Mayor Robert Young
Clr Cheryl Arnol
Clr Keith Breheny
Clr Annie Browning
Clr Rob Churchill
Clr Grant Robinson

Apologies

Deputy Mayor Jenny Woods
Clr Michael Symons

In Attendance

Mr Greg Ingham, General Manager
Mr Alex Woodward, Director Planning and Development
Mrs Marissa Walters, Consultant Accountant

Guests

Nil.

Agenda

- Long Term Financial Plan

TUESDAY 9 MARCH 2021

In accordance with the requirements of regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, it is reported that a Council workshop was held from 1:30pm to 6:05pm on Tuesday 9 March 2021 at the Council Offices, Triabunna.

Present

Deputy Mayor Jenny Woods (in part)
Clr Cheryl Arnol
Clr Keith Breheny
Clr Annie Browning
Clr Rob Churchill
Clr Grant Robinson
Clr Michael Symons

Apologies

Mayor Robert Young

In Attendance

Mr Greg Ingham, General Manager
Mr Peter Porch, Director of Works and Infrastructure (in part)
Mr Alex Woodward, Director Planning and Development (in part)
Mr Adrian O'Leary, Manager Building & Marine Infrastructure (in part)

Guests

Mr Matthew Reid
Mr Peter Hopkins
Ms Lia Morris
Mr James Burbury

Agenda

- Council Road classification – Presentation
- Swansea Boat Ramp – Presentation
- Coles Bay Half Triathlon
- Draft Asset Management Plan – Parks and Recreation
- Governance Matters

RECOMMENDATION

That Council notes the information.

DECISION 31/21

Moved Clr Annie Browning, seconded Clr Michael Symons that Council notes the information.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Clr Cheryl Arnol, Clr Annie Browning, Clr Rob Churchill, Clr Grant Robinson, Clr Michael Symons

Against: Nil

3. 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 (Meeting Procedures) 2015 questions on notice must be provided at least 7 days prior to the Ordinary Meeting of Council at which a member of the public would like a question answered.

3.1 Question without Notice

In response to COVID-19 social gathering regulations, Council meetings will be held remotely via video conference until further notice and therefore members of the public are unable to attend the meetings.

Glamorgan Spring Bay Council will allow questions to be provided by written notice by 12 noon the day before the ordinary council meeting by either emailing general.manager@freycinet.tas.gov.au or alternatively left in the post box outside the Council Chambers located at 9 Melbourne Street, Triabunna.

Ms Abbigail Ryan

- Q1. I have been requested to write to you on behalf of community members regarding the WELD report completed by the Integrity Commission about GSBC several years ago.
Please provide a copy of the complete report by return email.
If you or the elected Council refuse to provide this information please place this request on the next Council Meeting Public Question Time with an explanation on the Council's refusal to be transparent with its shareholders.*

Response from General Manager, Greg Ingham

The Integrity Commission Report – Investigation Weld (MM17/0159) was received by Glamorgan Spring Bay Council in August 2018. Council considered the Report and investigation findings “In Closed Session” of a Council Meeting in Triabunna on the 4th March 2019. The Board of the Integrity Commission determined that the Report of the investigation not be tabled in Parliament. On that basis the Report was not released to the public.

This matter will be further discussed under late agenda item 8.7

Ms Jen Hackett

- Q1. On page 24 of the GSBC Annual Report 2019-2020 - Part A there is an expense listed as Development appeal distribution of costs. The cost is \$110,363.08 and paid to Abetz CurtisLaw Practice Trust Account, Hobart Tas
Please list the planning case or cases that this payment relates to.*

Response from General Manager, Greg Ingham

The General Manager will provide a written response for Ordinary Council Meeting to be held on Tuesday 27 April 2021.

Q2. *On page 24 and 25 of the February 2020 Council meeting minutes, in an answer to a question posed by Mr Michael Cooke, some of the rates has been divided between the GSBC rate regions of GSBC in answering the question as requested, however the Commercial, Industrial, Primary Production & Sport and Recreation portion of the rates was not divided between GSBC rate regions and was stated in total, being \$1,687,428.74 for 2019 and \$1,782,605.23 as budgeted for 2020.*

For the 2019 financial year please list the Commercial, Industrial, Primary Production & Sport and Recreation portion of rates per GSBC rate region, per the February 2020 question.

For the 2020 financial year please list total received rates per GSBC rate region, for all rate types. I.e. General, Commercial, Industrial, Primary Production & Sport and Recreation.

For the 2021 financial year please list total budgeted rates per GSBC rate region, for all rate types. I.e. General, Commercial, Industrial, Primary Production & Sport and Recreation.

Response from General Manager, Greg Ingham

The General Manager will provide a written response for Ordinary Council Meeting to be held on Tuesday 27 April 2021.

3.2 Questions on Notice

Mrs Jane Wing

- Q1. *Council's decision 180/19 part 3 (October 2019 Special Meeting) states that "That Council commits to conducting a further review of the new Dog Management Policy within 12 months of the Dog Management Act 2000 amendments being finalised"*

The Tasmanian Parliament passed the Dog Control Amendment Act 2019 (the Act) on 28 November 2019.

Please advise when Council will commence the Dog Management Policy review?

Response from General Manager, Greg Ingham

Following the motion at the October 2019 Council meeting, a draft of the Dog Management Policy was prepared and consultation was undertaken from November – January 2020. At the January (28th) 2020 Council meeting the following motion was approved:

1. *Council re-endorses the Glamorgan Spring Bay Dog Management Policy and Declared Areas 2014-19 for the next 6 years with a further review to commence as soon as possible in line with Section 7 subsection (3) of the Dog Control Act 2000.*
2. *In accordance with Section 25 of the Dog Control Act 2000 Council will, by public notice, notify the community of:*
 - a) *the date on which the Declared areas in the re-endorsed dog policy and the new declared dog exercise areas take effect, and*
 - b) *the period during which the declaration remains in force.*

As per the motion on the 28 January 2020, Officers have now commenced the review of the Dog Management Policy and community consultation will be undertaken on a new draft in mid-2021.

Mrs Jane Wing, Mrs Maggie Mars, Mr David Tucker, Mr Greg Crump and Mr Andrew Menzie

- Q1. *Councillors would be aware of a reduced level of public engagement with the business of Council since public access to Council meetings was restricted and Community Connect meetings were halted in response to the Coronavirus pandemic.*

Although the pandemic situation is now generally more stable limitations are such that the public are still unable to attend Council meetings. What plan does Council have to reinstate, as much as possible, public access to meetings?

For instance could Council consider holding meetings in the Triabunna Hall which would allow for public attendance, while still maintaining live streaming? What is preventing the resumption of Community Connect meetings in line with the Governments Covid Safe framework?

Response from General Manager, Greg Ingham

There have been issues with the quality and consistency in previous attempts to live stream Council meetings from the Triabunna Hall. Council is currently working with technical experts and the hall committee to ensure live streaming capability from the Triabunna venue.

In the interim Ordinary Council meetings will continue to be live streamed from the Council Chambers in Triabunna.

Dr Robyn Moore

- Q1. *Please outline Council's involvement with SERDA (South East Regional Development Authority) and make this information available on the Council website.*

Response from General Manager, Greg Ingham

Glamorgan Spring Bay Council is a member of the South East Regional Development Association (SERDA) along with Sorell, Clarence and Tasman Local Government areas.

SERDA provides business, workforce and training advice through a network of advisors and mentors to help small businesses, tourism ventures and general economic outcomes.

SERDA also plays an active role in recruitment needs, connecting local people to local jobs.

The March 2021 edition of Council's SeaSpeak Community publication provided information on SERDA and Council. Information has also been included on Council's website.

- Q2. *Please explain how the Council can justify their ongoing commitment to the development of the Kellevie-Orford mountain bike trail when Council doesn't have a municipal-wide cycling-walking strategy. The absence of this strategy is regularly trotted out to stymie the development of community-led cycling and walking initiatives elsewhere in the municipality.*

Response from General Manager, Greg Ingham

Local mountain biking representatives were engaged by SERDA (see Q1. response) to define a strategy to specify how the South East could benefit from mountain biking development. These industry's representatives formed the South East Mountain Bike Association (SEMBA) and in 2014 provided recommendations to SERDA. A development concept proposal for a Mountain Bike Plan was designed by SEMBA.

SERDA has agreed to be the project proponent and would administer any funding received under grant for business case development, development application and project implementation.

3.3 Responses to previous Questions on Notice taken on Notice – 23 February 2021

Mr Yon Kikkert

Q1. *Could I please be advised as to the number of GSBC staff that have either resigned, retired or been offered redundancies since the last general council elections in 2018?*

Response from General Manager, Greg Ingham

Since 1/11/2018 (until 31 Jan 2021) 48 people have left Council's employment, 15 of those were casuals.

Q2. *What is the total cost of consultancy fees incurred by council since the last general council elections in 2018?*

Response from General Manager, Greg Ingham

Council records all contractor and consulting costs together, the total of which is reported in the Annual Report every year. The lines between consultant and contractor can easily be blurred, however those consultants purely in an advisory role have been identified. Since 1 November 2018 to 31 January 2021 Council has spent \$144k on operational consultants, this does not include consultants engaged on capital works projects.

4. PLANNING AUTHORITY SECTION

Nil reports.

5. FINANCIAL REPORTS

5.1 Financial Reports for the period ending 28 February 2021

Responsible Officer – General Manager

ATTACHMENT/S

1. Profit & Loss for the period ending 28 February 2021
2. Balance Sheet as at 28 February 2021
3. Statement of Cash Flows for the period ending 28 February 2021
4. Capital Works as at 28 February 2021

BACKGROUND/OVERVIEW

The financial reports for the period ended 28 February 2021 as attached to this report are presented for the information of Council.

As discussed at the Council workshop held on 7 May 2020 Council's management information reports including departmental financial reports, will in future not be submitted to Council via the Council Meeting Agenda. These information reports will be included in a Councillor Briefing Document which will be circulated bi-monthly initially for the first six months effective this month, then quarterly thereafter and will be publicly available on the website.

Council's major financial reports will continue to be reported in the monthly Council agenda.

STATUTORY IMPLICATIONS

Various legislation.

BUDGET IMPLICATIONS

There are no budget implications recognised in the receipt and noting of these reports by Council.

RISK CONSIDERATIONS

By not receiving and reviewing the major financial reports on a regular basis, such as the Profit & Loss, Statement of Cash Flows, Capital Works and Balance Sheet, Council risks not meeting its financial management obligations.

OFFICER'S RECOMMENDATION

That Council receives and notes the Financial Reports as attached to this report for the period ended 28 February 2021

DECISION 32/21

Moved Cllr Rob Churchill, seconded Cllr Cheryl Arnol that Council receives and notes the Financial Reports as attached to this report for the period ended 28 February 2021

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

Profit and Loss

Glamorgan Spring Bay Council

For the 8 months ended 28 February 2021

Account	YTD Actual	YTD Budget	Budget Var	Var %	2020/21 Budget	Notes
Trading Income						
Rate Revenue	8,735,734	8,663,463	72,271	1%	8,663,463	
Statutory Charges	458,613	308,430	150,183	49%	448,549	1
User Charges	457,017	411,450	45,567	11%	618,300	
Grants	755,970	644,588	111,382	17%	1,465,667	2
Interest & Investment Revenue	117,250	8,350	108,900	1304%	17,850	3
Contributions	73,258	21,000	52,258	249%	30,000	4
Other Revenue	1,145,744	1,141,156	4,588	0%	1,507,278	
Net Gain (Loss) on Disposal of Assets	35,165	0	35,165	0%	0	
Total Trading Income	11,778,749	11,198,437	580,312	5%	12,751,107	
Gross Profit	11,778,749	11,198,437	580,312	5%	12,751,107	
Capital Grants						
Grants Commonwealth Capital - Other	2,240,543	2,900,000	(659,457)	-23%	4,644,337	
Grants Commonwealth Capital - Roads to Recovery	222,723	301,734	(79,011)	-26%	601,631	
Grants State Capital - Other	196,000	600,000	(404,000)	-67%	600,000	
Total Capital Grants	2,659,266	3,801,734	(1,142,468)	-30%	5,845,968	5
Other Income						
Other Income - PPRWS Reimbursement of Principal Loan	0	0	0	0%	99,690	
Total Other Income	0	0	0	0%	99,690	
Operating Expenses						
Employee Costs	3,507,598	3,604,428	(96,830)	-3%	5,487,953	6
Materials & Services	4,813,177	4,773,676	39,501	1%	6,916,442	
Depreciation	1,571,560	1,571,560	0	0%	2,357,337	
Interest	73,866	144,901	(71,035)	-49%	238,131	7
Other Expenses	125,590	136,624	(11,034)	-8%	227,429	
Internal Plant used on Capital Jobs	(65,178)	(83,336)	18,158	-22%	(125,000)	
Employee Oncosts	3,237	82,388	(79,151)	-96%	63,299	
Total Operating Expenses	10,029,849	10,230,241	(200,392)	-2%	15,165,591	
Net Profit	1,748,901	968,196	780,705	81%	(2,414,484)	
Total Comprehensive Result (incl Capital Income)	4,408,167	4,769,930	(361,763)	-8%	3,531,174	
Capital Works Program (Current Year WIP)						
Work in Progress Capital Works - Plant Internal	65,178	0	65,178	0%	0	
Work In Progress Payroll - Salaries and Wages	148,865	0	148,865	0%	0	
Work in Progress Capital Works - On Costs	73,406	0	73,406	0%	0	
Work in Progress Capital Works - Contractor Costs	1,700,986	0	1,700,986	0%	0	
Work in Progress Capital Works - Materials	753,048	0	753,048	0%	0	
Work in Progress Capital Works - Consultancy	160,167	0	160,167	0%	0	
Work in Progress Capital Works - Plant Hire External	52,475	0	52,475	0%	0	
Total Capital Works Program (Current Year WIP)	2,954,125	0	2,954,125	0%	0	

Notes

1. Statutory charges are up \$150k on budget YTD due to a higher level of development applications than forecast.
2. Grant revenue is up \$111k on budget YTD primarily due to the recognition of unspent grant revenue carried forward from the previous financial year.
3. Interest and investment revenue is up \$109k primarily due to the receipt of an interim dividend from TasWater.
4. Contribution revenue is up \$52k on budget YTD due to a higher than expected level of development applications.
5. Capital grant revenue is down \$1.1m on budget YTD due to the timing of grant payments aligned with completion of project milestones.
6. Employee costs are down \$97k on budget YTD due to vacancies earlier in the year.
7. Interest expense is down \$71k on budget YTD due to the timing of loan repayments and end of year accrual reversals. This is expected to be in line with budget at end of year.

Statement of Financial Position

Glamorgan Spring Bay Council

As at 28 February 2021

	28 FEB 2021	30 JUN 2020
Assets		
Current Assets		
Cash & Cash Equivalents	1,427,288	1,683,196
Trade & Other Receivables	2,651,432	658,232
Inventories	22,402	23,755
Other Assets	91,155	81,600
Total Current Assets	4,192,277	2,446,782
Non-current Assets		
Trade & Other Receivables	9,435	9,435
Investment in Water Corporation	28,139,885	28,139,885
Property, Infrastructure, Plant & Equipment	126,110,765	126,700,280
Total Non-current Assets	154,260,086	154,849,601
Total Assets	158,452,363	157,296,383
Liabilities		
Current Liabilities		
Trade & Other Payables	839,376	1,207,652
Trust Funds & Deposits	343,662	534,472
Provisions	636,254	614,714
Contract Liabilities	-	421,919
Interest bearing Loans & Borrowings	306,395	512,113
Total Current Liabilities	2,125,687	3,290,870
Non-current Liabilities		
Provisions	117,389	117,389
Interest Bearing Loans & Borrowings	6,606,937	6,723,587
Total Non-current Liabilities	6,724,326	6,840,975
Total Liabilities	8,850,013	10,131,845
Net Assets	149,602,350	147,164,538
Equity		
Current Year Earnings	2,437,812	1,214,901
Retained Earnings	78,367,502	77,152,601
Equity - Asset Revaluation Reserve	68,381,239	68,381,239
Equity - Restricted Reserves	415,797	415,797
Total Equity	149,602,350	147,164,538

Statement of Cash Flows

Glamorgan Spring Bay Council
For the 8 months ended 28 February 2021

	JUL 2020-FEB 2021	2020
Operating Activities		
Receipts from customers	9,022,496	12,032,686
Payments to suppliers and employees	(8,950,658)	(12,601,575)
Receipts from operating grants	756,770	1,359,203
Cash receipts from other operating activities	732,057	870,199
Net Cash Flows from Operating Activities	1,560,665	1,660,514
Investing Activities		
Proceeds from sale of property, plant and equipment	38,937	774,845
Payment for property, plant and equipment	(3,584,680)	(7,636,926)
Receipts from capital grants	2,664,266	2,345,631
Other cash items from investing activities	-	8,561,427
Net Cash Flows from Investing Activities	(881,477)	4,044,977
Financing Activities		
Trust funds & deposits	(190,810)	365,036
Net Proceeds/(Repayment) of Loans	(322,367)	197,089
Other cash items from financing activities	(421,919)	(8,321,569)
Net Cash Flows from Financing Activities	(935,096)	(7,759,444)
Net Cash Flows	(255,907)	(2,053,953)
Cash and Cash Equivalents		
Cash and cash equivalents at beginning of period	1,623,245	3,677,197
Cash and cash equivalents at end of period	1,367,337	1,623,245
Net change in cash for period	(255,907)	(2,053,953)

Budget Capital Works Detail

Glamorgan Spring Bay Council
as at 28 February 2021

New Capital	Actual YTD	2020/21 Revised Budget	Government Funding	Council Funding	Project Progress
Roads, Footpaths, Kerbs					
Swanwick Rd, Swanwick - Swanwick Dr to Hazards View Dr - Concrete Footpath approx. 400m, Southern side.	-	95,000	95,000		Procurement in Progress Drought Relief Grant
Wellington St, Swansea - Noyes St to Vistoria St - Concrete Footpath approx. 220m, Southern side.	64,802	60,000	60,000		Complete Drought Relief Grant
Noyes St, Swansea - Franklin St to Wellington St - Concrete Footpath approx. 200m, Eastern side	43,576	65,000	65,000		Complete Drought Relief Grant
Elizabeth St, Orford - Charles St to Gore St - Concrete Footpath approx. 220m Northern Side	35,500	54,000	54,000		Complete Drought Relief Grant
Charles St, Triabunna - Rec Ground entrance - Concrete Footpath approx 400m, Western Side	104,350	103,000	103,000		Complete Drought Relief Grant
Vicary St, Triabunna - Esplanade intersection - Realignment and paving RSL cenotaph	-	115,000	115,000		Procurement in Progress Drought Relief Grant
Tasman Highway, Bicheno - Harvey's Farm Rd to Douglas St - Concrete footpath approx. 1200m, Eastern side.	4,295	403,000	403,000		Project manager & designer awarded Drought Relief Grant
Friendly Beaches - Reconstruct & Seal 700m, incl Pullout Bay	105,580	100,000	100,000		Complete Community Infrastructure Fund
R2R - Nugent Rd Seal - Carry forward from 2019/20 + EMF	50,000	50,000	40,775	9,225	Complete \$12,775, RTR + EMF \$28k
Dolphin Sands Share Pathway	324,288	374,608	374,608		95% Complete Fed Grant Fund (\$1.0m commenced 19/20)
Swansea Main Street Upgrade	24,365	400,000	400,000		Project manager & designer awarded, Fed Grant Funding in 21/22
Total Roads, Footpaths, Kerbs	756,756	1,819,608	1,810,383	9,225	
Parks, Reserves, Walking Tracks, Cemeteries					
Coles Bay Trailer Parking - c/fwd project	167,045	155,462	155,462		Complete DPIPWE Funds
Swansea Boat Trailer Parking	14,516	500,000	500,000		Detailed design underway & Crown land approvals in progress. DPIPWE Funds
Bicheno Triangle	9,352	600,000	600,000		Project manager & designer awarded, Fed Grant Fund
Bicheno Gulch	6,032				Project manager & designer awarded, Fed Grant Fund
Coles Bay Foreshore	20,980	800,000	800,000		Project manager & designer awarded Fed Grant Fund
Buckland Recreation Ground - Installation of cricket practice nets, pitch with synthetic surface	13,788	25,000	25,000		50% complete Drought Relief Grant
Triabunna Recreation Ground - Installation of cricket practice nets, pitch with synthetic surface	13,395	25,000	25,000		50% complete Drought Relief Grant
Buckland Walk	-	60,000	-	60,000	Pending Council decision
Total Parks, Reserves, Walking Tracks, Cemeteries	245,107	2,165,462	2,105,462	60,000	
Plant & Equipment					
Small plant	8,340	31,000		31,000	Ordered
Skidsteer	41,500	41,000		41,000	Complete
New Vehicle GM	44,568	45,000		45,000	Complete
IT Computer Equipment	19,696	30,000		30,000	66%
Total Plant & Equipment	114,105	147,000	-	147,000	
Total New Capital	1,115,968	4,132,070	3,915,845	216,225	

Renewal of Assets	Actual YTD	2020/21 Revised Budget	Government Funding	Council Funding	Project Progress	Government Funding
Roads, Footpaths, Kerbs						
RTR - RSPG Rheban Rd Resheeting / realignment for bridge	-	100,000	50,000	50,000		RTR
Emergency Repairs - Old Coach Rd Resheet	128,066	210,000	157,500	52,500	80% Complete	75% funded by EMF
Emergency Repairs - McNiels Rd Resheet 3.1km	2,259	60,000	45,000	15,000		75% funded by EMF
Emergency Repairs - Wielangta Rd Resheet 7km	3,680	125,000	100,000	25,000	40% Complete	75% funded by EMF
Emergency Repairs - Springs & Crossins Rd Resheet	7,581	17,000	12,750	4,250		45% 75% funded by EMF
Emergency Repairs - Rosedale Rd Resheet 4.4km	112,953	80,000	60,000	20,000	Complete	75% funded by EMF
Emergency Repairs - Nugent Rd Resheet	18,070	45,000	30,000	15,000	Complete	75% funded by EMF
Resheet - to be allocated	-	59,025		59,025		
R2R - Wielangta Road resheet southern end	70,204				Commenced	R2R project reallocation, from RTR Charles St Triabunna below.
H2R - Charles St Orford 150m Reconstruction, Reseal, Kerb, Channel & Footpath (Henry St to Elizabeth St)	181,207	150,000	150,000		Complete	
H2R - Charles St Triabunna (Vicary to Espl. W. Waterfront Drive), reconstruct, Reseal & Streetscape	-	326,631	326,631			May need additional funds in 21/22 RTR allocation
Total Roads, Footpaths, Kerbs	524,019	1,172,656	931,881	240,775		
Parks, Reserves, Walking Tracks, Cemeteries						
Bicheno Walk - Bridge replacement - carried forward from 2019/20	9,675	30,000	20,000	10,000	30% Complete	Community Infrastructure Fund
Total Parks, Reserves, Walking Tracks, Cemeteries	9,675	30,000	20,000	10,000		
Stormwater, Drainage						
Mount St Orford - Kerb & channel	14,720				Complete	
Nailer Ave & Gamble St Bicheno - New culvert	8,577				In progress	
Address stormwater infrastructure issues - projects to be determined and approved by Council	110,890	500,000		500,000		22%
Total Stormwater, Drainage	134,187	500,000	-	500,000		
Council Buildings						
Triabunna Depot - Dog Pound Upgrades - carried forward from 2019/20	-	11,000		11,000	Commenced	
Swansea Depot - Dog Pound Upgrades - carried forward from 2019/20	579	7,000		7,000	Commenced	
Bicheno Depot - Dog Pound Upgrades - carried forward from 2019/20	77	7,000		7,000	Commenced	
RSL Cenotaph - new memorial and relocate plaques - c/fw project	2,242	35,000		35,000	New cenotaph ordered	
Buckland Community Hall - replacement of steps to the entrance	3,420	55,000	55,000		Plans & engineering design done	Drought Relief Grant
Buckland Community Hall - ramp access	-	45,000	45,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Coles Bay Tennis Courts - Resurface/Reconstruct	-	65,000	65,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Replace Fencing, paving & awning Swansea Child Care Centre	-	25,000	25,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Bicheno Medical Centre - Refurb Treatment Room	-	25,000	25,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Swansea Courthouse Drainage Works	-	25,000	25,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Swansea Community Hall - Toilet Refurbishment	-	40,000	40,000		Programmed Approved by Fed Gov't	Community Infrastructure Fund
Total Council Buildings	6,318	340,000	280,000	60,000		
Bridges, Culverts						
Orford Bridge Replacement	909,476	990,840	990,840		95% Complete, bridge works done.	\$1.02m project started May 2019. Fully Federal Grant funded
Holkham Crt Culvert	6,500	56,087	56,087		Road works 90% complete	
					Design commenced	Community Infrastructure Fund
RTR - BRP Rheban Rd Griffith River Bridge	20,069	300,000	300,000		Commenced preliminaries	RTR 25% EMF75%
Total Bridges, Culverts	936,045	1,346,927	1,346,927	-		

Plant & Equipment	Actual YTD	2020/21 Revised Budget	Government Funding	Council Funding	Project Progress	Government Funding
Wheel loader (replace backhoe)	121,996	122,000		122,000	Complete	
Replace Animal Control Vehicle	31,635	35,000		35,000	Complete	
Plant replacement - replace 3 utes/works vehicles	67,569	109,230		109,230	Ordered Nov, 2 of 3 Delivered	
Total Plant & Equipment	221,200	266,230	-	266,230		
Total Renewal Capital	1,831,444	3,655,813	2,578,808	1,077,005		
Total Capital Works	2,947,413	7,787,883	6,494,653	1,293,230		

6. SECTION 24 COMMITTEES

6.1 Minutes of Coles Bay Community Hall Committee Meeting – 9 February 2021

Coles Bay Community Hall Committee Meeting Minutes

9th February 2021

I. Call to order

Nigel Carins called to order the regular meeting of the Coles Bay Community Hall Committee at 5pm on 09/02/2021 at the Coles Bay Community Hall.

Apologies from Anne Melrose, Rob Churchill,

II. Roll call

Present: Nigel Carins, Kerrie Dean, Barb Barrett, Liz Swain, Kathryn Whitchurch, Kristin Hoerlein.

III. Approval of minutes from last meeting

Minutes approved as circulated.

Moved Kerrie Dean, 2nd Kathryn Whitchurch. Carried.

IV. Treasurer's Report:

See attached spreadsheet, Note Cash on hand is Miscellaneous Hall Hire.

Treasurer's report is endorsed

Moved Nigel Carins, 2nd Liz Swain. Carried.

V. Business Arising

a). The CBA account has been closed, now one account only with Bendigo Bank.

b). Acknowledged, all have received the Council approved Terms of Reference.

c). **FAI report from Liz:** the 2021 strategic planning meeting has agreed on 3 main Freycinet strategies (from 25 ideas) to progress in the coming year:

- Water supply and wastewater treatment and sustainability in the longer term.
- Website and Apps for the area to be modernized.
- What next environmental improvement(s) following the elimination of plastic bags?

d). **Court Upgrade, from Nigel:** The tennis courts will be closed from the beginning of March for upgrade works. Details to be advised by Council.

The plumbing / down pipe have been fixed, guttering catchment is in place, the tank has been removed.

Pull Up Bar is work in progress.

The tennis rebound wall needs proper plans, as advised by Adrian O'Leary at council. We will hold off on this until the court is refurbished.

Prices for the basketball hoop and backboard range from \$1199.00 - \$2499.00. More research is required to establish the best standard for the community, with a proper rated backboard. Work for this to be done after the tennis resurfacing is complete. Proposal that the community purchase the Basketball backboard, and the install cost is shared with the FAI. Liz to approach FAI to see if they are interested in contributing.

Moved Nigel Carins, 2nd Kerrie Dean. Carried.

e). The stairs and area under the stairs, have been blocked off.

f). Ann Melrose is acknowledged for her work in compiling the list of the Community Hall equipment. List to be kept on file in the Hall Folder and added to as required.

Moved Nigel Carins, 2nd Barb Barrett. Carried.

Keys list: still to resolve a few keys: 22-3 and 22-4, for the Library. No need to cut extra as we have enough. Key list to be kept in the Hall Folder

Moved Liz Swain, 2nd Barb Barrett. Carried.

Note for Rob Churchill: Chairs still to be transferred to Swansea.

VI. Open discussion.

a). Resumption of Karmy Art Class is approved. Payment for Hall hire \$10.00 per session. Karmy Art is responsible for a COVID clean after each class. Kerrie will check where the classes have been paid up to.

Moved Liz Swain, 2nd Nigel Carins. Carried.

b). **Annex plans.**

As stated in the previous minutes: The Committee endorse the plan and wish to move forward with the upgrade of the Community Hall Annex area.

Working from the most recent plan, with alterations as discussed in this hall meeting, Kristin will request a meeting with Adrian O’Leary and the Councils Architect / Draughts person.

We offer an invitation to the Doctor for input on their requirements.

To consider are the multiple users of the Hall / Annex, including Childcare / Playgroups, Mahjong, Yoga, Function and Event Hire, Small meetings, Doctors Suite.

Suggested to meet with the Architect as soon as possible, on a Monday so Council can attend.

Moved by Liz Swain, 2nd by Barb Barrett. Carried.

VII. New Issues.

a). **Facebook Page:** Kathryn has asked all to “LIKE” *Coles Bay Community Hall* page and share content.

b). Lack of **recycling bins** around town: Kristin, as secretary, to write to council promoting the community would like to see more recycling bins around town, in areas such as the boat ramp, playground, at local shops, public toilets, and at picnic areas.

Email to be forwarded to Liz Swain, then on to Susan Lucas, secretary of FAI.

Moved Kathryn Whitchurch, 2nd Nigel Carins. Carried.

c). The **Signage** at the hall needs updating. The current signs are old and look quite tatty.

Kerrie and Kathryn to update wording for the new signs. A mini hall meeting is proposed for Monday 22nd February.

Moved Kathryn Whitchurch, 2nd Nigel Carins. Carried.

d). **Outdoor Chair/Bench** is suggested for outside the Doctor’s surgery, with allowance for COVID spacing. Nigel to research prices.

Moved Liz Swain, 2nd Kathryn Whitchurch. Carried.

VIII. Next meeting Date: Monday 3rd May, 5pm.

Meet in the Annex as yoga will be on in the Hall.

Nigel Carins adjourned the meeting at 6.30pm.

Minutes submitted by: Kristin Hoerlein.

Minutes approved by: Nigel Carins.

RECOMMENDATION

That the Minutes of the Coles Bay Community Hall Special Committee meeting held on 9 February 2021 be received and noted.

DECISION 33/21

Moved Cllr Michael Symons, seconded Cllr Rob Churchill that the Minutes of the Coles Bay Community Hall Special Committee meeting held on 9 February 2021 be received and noted.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

**MINUTES OF THE SPRING BAY ELDERCARE
COMMITTEE MEETING HELD AT THE COUNCIL
OFFICES, TRIABUNNA ON MONDAY 1ST MARCH
2021 COMMENCING AT 9.00 AM.**

PRESENT

Cheryl Arnol (Chairperson), Cr. Keith Breheny (on telephone link), Kathleen Fergusson, and Tony Brown.

APOLOGIES

Michael Fama

CONFIRMATION OF MINUTES

2/21 *Moved K. Breheny, seconded K Fergusson, that the minutes of the Spring Bay Eldercare Committee Meeting held on 27th January, 2021 as reported in the Council agenda of 23rd February 2021 be confirmed as a true record of proceedings.*

CARRIED

BUSINESS ARISING

Transfer of funds to Reserve Account

C. Arnol advised that she had spoken to the Senior Finance Officer prior to the meeting. Due to an administrative error, the \$10,759.46 net profit had not been transferred to the Reserve Account at the end of the financial year. The Senior Finance Officer advised that the investment was due to mature in April and the funds would be transferred prior to re-investment occurring.

GENERAL BUSINESS

New Committee Member

C. Arnol advised that a letter had been sent by her in her capacity as Chair of the Committee to Mr John Castle thanking him for his commitment to the Eldercare Committee and the units over the many years he served on the Committee.

3/21 Moved: K Breheny, seconded K. Fergusson

That, following the resignation of Mr John Castle, the committee recommends to Council that Mrs Lona Turvey be appointed to the Eldercare committee.

Carried unanimously

It is noted that prior to her recent retirement from Council, Mrs Turvey had been staff support for the Committee since its inception. She has always

demonstrated a keen interest in the future of the Eldercare units and the welfare of the residents.

OTHER BUSINESS

Discussion was held in relation to the next meeting of the committee and the need to formulate a recommendation to Council for the June Council meeting for future rent increases (if any)

NEXT MEETING

Monday 31st May at 9.00am

Confirmed
(Chairperson)

RECCOMENDATION

That the Minutes of the Spring Bay Eldercare Committee meeting held on 1 March 2021 be received and that the recommendation contained therein for the appointment of Mrs Lona Turvey to the Committee is approved.

DECISION 34/21

Moved Cllr Cheryl Arnol, seconded Cllr Michael Symons that the Minutes of the Spring Bay Eldercare Committee meeting held on 1 March 2021 be received and that the recommendation contained therein for the appointment of Mrs Lona Turvey to the Eldercare Committee is approved.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

Director Works and Infrastructure, Mr Peter Porch entered the meeting at 2.16pm



Minutes

MARINE INFRASTRUCTURE COMMITTEE

**Venue: Triabunna Council Chambers
Tuesday 2 March, 2021**

1. Present & Apologies

Present: J Hall (Chair), Clr K Breheny, Clr G Robinson, C Barney, J Burke, M Fama.

Members of the Public: Nil

Meeting Opened: 10:00am

Apologies: Mr P Warner, Mr N Carins, Sergeant M Pearce – Tasmania Police, & Mr G Ingham - GSBC General Manger.

In attendance: A O'Leary (Mgr Building & Marine Services), G Laredo (Harbour Master) J Dabrowski (Minutes Secretary) & Jazmine Murray (Minutes Secretary.)

Absent: J Spencer

1. Confirmation of minutes 25 February, 2019.

Moved: Clr K Breheny Seconded: C Barney

That the minutes of the previous meeting be confirmed as a true and correct record.

CARRIED UNANIMOUSLY 6/0

2. Business arising from last meeting

- I. Clr K Breheny asked if the 3 phase power had been reviewed.
A O'Leary advised this hasn't been a big issue, Harbor Master – G Laredo has been billing those who have been utilising 3 phase power.
- II. Clr K Breheny queried the expired flares which were mentioned at the last meeting.
C Barney advised that MAST are arranging the collection of the expired flares.
- III. M Fama queried the "action items" list which was mentioned at the last meeting and asked whether this would be developed and circulated with future agendas?
J Hall advised this was to be discussed.
- IV. J Hall queried if this Committee would be continuing into the future and would Council continue to supply admin support.
A O'Leary confirmed that the General Manager's Executive Officer will be taking over from the Compliance Co-ordinator as Minutes Secretary and providing administration support.
The frequency of meetings were discussed with A O'Leary agreeing that the Committee should continue.
- V. J Hall suggested that 3 meetings per annum are held.
February, May and October were agreed upon.
- VI. A O'Leary queried whether Committee members would still like to receive his report before the Committee meet to advise them on any issues or new works.
The Committee agreed this should continue.

3. Other Business

- I. Update from A O'Leary:
Straightening of Triabunna Harbour channel. A O'Leary advised that he has contacted Crown Land Services to have the channel straightened and they are going to submit the DA to the General Manager. If the Government approve and have the funding it may be pursued. The ferry operators are wanting two berths, however, Council do not have the capacity within the Marina due to the ferry boat sizes.
- II. M Fama discussed the Port Expansion Plan.
A O'Leary advised that it would be up to private enterprise to pursue this as Council do not have the funds to carry out the works.
- III. Cllr G Robinson queried the straightening of the channel and whether it was likely to happen.
A O'Leary advised the Government have now taken over the development of this and that it has been passed on to Crown Land Services to submit applications. The project was put on hold due to COVID-19 in mid May 2020. The Government will start negotiations with the General Manager for permission to lodge the development application. The outcome is pending funding which has been left with MAST to deal with.
- IV. A O'Leary advised that through MAST, Council have been offered \$100,000 for the upgrade of Saltworks Jetty. A O'Leary advised that Parks and Wildlife wanted a toilet installed and carpark, however Council do not have the budget to do this. The \$100,000 has therefore been placed on hold at this stage. Negotiations in regards to the toilet and carpark needs to occur between Council and Parks and Wildlife.
- V. A O'Leary advised that last year there were no increases to the fees and charges due to COVID-19. A O'Leary has spoken to Council's Contract Accountant about the fees being increased and is awaiting further information. J Hall advised the Committee that Council's General Manager usually sends out the draft fees and charges for the Committee's consideration.

- VI. M Fama asked whether all the berths are leased.
O'Leary advised yes, he went on to advised the Committee that there are 7 or 8 large fishing boats on the commercial berth waiting list and 22 recreational boats on the floating and fixed berth waiting list. Council staff have developed an online waiting list application form.

- VII. J Hall advised Committee members of the email sent by P Warner.

At a previous meeting we were informed that a grant had been obtained for the extension of the toilet block near the Bicheno Gulch, This was completed. There was also as part of the grant provision for increased parking for the general public. There are now two fish & chips/restaurant in this area of the gulch and boat ramp. Both there operators experience parking issues for customers. They have informed me that council commissioned Tasmanian Consulting Services of Devonport to prepare a report. According to these two operators the report will recommend a redesign of the parking in this area without addressing the issue of expansion. They have request that i pass-on there dismay and disappointment that this issue will not be addressed.

A O'Leary advised that the previous Works Manager obtained grant funding for the Gulch. Parking is more so an issue at the fish and chip shop near the boat ramp.

Clr K Breheny advised that as part of the drought relief funding a substantial amount of money has been allocated in the grant to extend the toilets at the Gulch and to re align the parking.

A O'Leary advised that a concept plan was drafted however there were issues with this and nothing eventuated. He advised that Mr Peter Porch, Director of Works and Infrastructure is dealing with this project now and is in discussions with the engineers. A O'Leary will follow up with P Porch as to where this is at.

- VIII. Clr K Breheny requested that A O'Leary provide an update on the Swansea Boat ramp.
A O'Leary advised that he had a meeting with MAST last week. MAST flagged the fact there is an issue with a 'dog leg' design which they are looking at changing. MAST are investigating a solution for the silting up of the boat ramp.
M Fama queried if sand bags could be placed at the location similar to Prosser River.
A O'Leary advised that this would need to be engineered.
- Clr K Breheny asked if any accidents or injuries had occurred and have they been reported to Council?
A O'Leary advised that incidents of this nature would be reported to MAST.

5. Round Table Discussion/Any Other Business

- I. M Fama queried the parking situation at Triabunna Marina.
A O'Leary advised that this has been somewhat rectified, however it still gets congested. With the increase in visitors, parking will become an issue again.
M Fama also queried if speed humps could be an option to slow down road users?
A O'Leary advised that speed humps were on the plan but had never been implemented.

John Burke left the meeting at 11.15am.

- II. G Laredo advised that there has been issues with kids at the eastern side of the Triabunna Marina, throwing rocks at boats and stealing fishing gear. G Laredo suggested a security gate be installed to solve this issue.
It was discussed and decided that this is why the security cameras were installed.

6. Next meeting

The next scheduled meeting will be held on **Tuesday 4 May 2021** at 10:00am, Triabunna Council Chambers.

Meeting Closed: 11:30am

5

RECOMMENDATION

That the Minutes of the Marine Infrastructure Committee Meeting held on 2 March 2021 be received and noted.

DECISION 35/21

Moved Cllr Grant Robinson, seconded Cllr Rob Churchill that the Minutes of the Marine Infrastructure Committee Meeting held on 2 March 2021 be received and noted.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

7. INFORMATION REPORTS

7.1 Director Works and Infrastructure - Mr Peter Porch

Asset Management; Roads, Bridges and Footpaths; Stormwater; Waste Management; Public Amenities; Parks, Reserves and Walking Tracks; Cemeteries

ASSET MANAGEMENT

Asset Management practice is the strategic driver for the activities of the department and is partnered by works that operate to maintain essential services to the community.

Asset management activities continue with the development of a set of Asset Management Plans for council. Activities required for the development of these plans include asset locations in Geospatial mapping (GIS).

The mapping process will allow value to be gained for council through council's joining the Dial Before You Dig platform. Through this mechanism, council can be made aware of all contractors excavating in the council district and follow up with the responsible agent for damage to council infrastructure resulting from their works.

CONSULTANT SERVICES

Consultant services are required to deliver specialized services to council for a range of generally short term requirements. Current consultant activities comprise:

- Stormwater Management Plan: Cameron Oakley continues to work through a multitude of inundation issues with the outcome to be a schedule of future works encompassing a number of years of forward works. Each of these projects will come before council for consideration in future capital works programs. Projects will be assessed on the basis of risk to form a priority for scheduling the program that will be presented to council.
- Asset Management Plan development: Vincent Butler has completed individual asset management plans for the respective asset classes. These first plans provide a listing of additional needs to be gradually developed and implemented by departmental staff over future years. A Strategic Asset Management Plan is in development and concludes the required set of plans for response to State Government's directive.
- Development engineering assessment: Various consultants are being engaged for this function at present with a high load of development works being managed between the available time of consultants working with council on other major tasks at present. This consultant activity will reduce and cease once a suitable Development Engineer is recruited.
- Grant fund project delivery: Graeme Edwards is retained to deliver a range of projects funded by commonwealth Grants. A number of sub-consultants are involved in these works also.
- Further investigation to inform an appropriate design solution for the Griffiths Rivulet bridge on Rheban Road is being pursued through Hydraulic Engineers.
- Tas Consulting Services is developing plans for the Swanwick footpath.
- Sustainable Engineering have been engaged to provide an expert assessment of the Triabunna School pedestrian crossing.
- Pitt and Sherry are developing tender design and specification for Vicary Street and The Esplanade intersection in Triabunna.
- Grants: a grant application for consideration for inclusion in a Tasmanian Government submission has been made under the National Flood Mitigation Infrastructure Program for design to inform a proposed solution to flooding on the Tasman Highway. Applications closed on the 22nd January. The State Emergency Service is coordinating the preparation of the Tasmanian application. Project proposals will be assessed and prioritised by a review panel. Recommended proposals will be submitted to the State Emergency Management Committee for endorsement, and the Minister for Police, Fire and Emergency Management for approval prior to the submission of the Tasmanian application on 12 February 2021.

OPERATIONAL WORKS

- Work Requests: 61 recorded for the month. 40% from internal inspections.

ROADS, BRIDGES, FOOTPATHS, KERBS

- Maintenance works undertaken with jet-patching to numerous roads
- Road network being inspected with surface, signage and culverts being maintained as required.
- Maintenance works undertaken when required during the month.
- Jet-patching occurring to identified areas.
- Road network being inspected with surface, signage and culverts being maintained as required.
- Nugent Road Maintenance grade completed
- Ongoing maintenance with Jet Patch unit in all areas
- Erica Street Orford - partial reseal on failed section of roadway.
- Sand River Rd bridge, trimmed surrounding vegetation to improve approach line of sight
- Prosser River Bridge, Buckland Road. Removed high vegetation on approach to bridge that was blocking vision of oncoming vehicles.
- Jetty Road, Bicheno. Beach access track repaired as very poor condition-completed.

STORMWATER, DRAINAGE

- Stormwater drains and culverts maintained as required.
- Kent Street, Buckland, cleaned out silted table drain.
- Chadwin Avenue, Bicheno. 600mm stormwater extension to beach-completed.
- Esplanade, Orford. Erosion repairs to foreshore - ongoing consultation with Parks and Wildlife regarding bank stabilisation at stormwater outlets. Possible future grant opportunity for rock revetment walls through National Disaster Resilience grants later in year.

WASTE MANAGEMENT

All waste transfer stations are operating within prescribed EPA guidelines. A permit for burning green waste expired and a new permit obtained. It is our understanding that any further permit for burning will be on the basis of a plan to cease the practice of burning altogether being implemented by the end of the permit. This will have a cost implication to council.

Greenwaste burning is not permitted or conducted at Coles Bay. The material there is being mulched.

- Emergency assembly area signage installed at Coles Bay and Orford WTS's
- Re-installing safety handrails at Orford skip bins to eliminate potential falls of 3 metres- ongoing
- Green waste burning completed at Orford WTS on 24th Feb
- Green Waste burning completed at Swansea the week on the 1st March.
- Installing bins at Swan River boat ramp- forecast for March

Garbage, recycling services

High winds contributed to unscheduled closure of the transfer station at Orford on a number of occasions during January. The process for closure of the site was reviewed to provide as much certainty as possible for facility users, resulting in reduced incidence of unscheduled closure during February.

JJ Richards current waste management contract expires in September 2022. Officers have commenced regular meetings with the contractor to review performance of contractor and council in delivery of the contract. This regular communication will improve service performance for the residents of the municipality.

PARKS, PLAYGROUNDS, RESERVES, WALKING TRACKS, CEMETERY

- Two burials were conducted over the Christmas New Year period in Bicheno.
- Mowing, weed management and tree maintenance activities continue.
- 22 Playground weekly inspections carried out.
- Corrosion control painting completed on swing sets at Riverside Park and Our Park as per annual inspection recommendations.
- All playgrounds have had soft fill replenished.
- All materials procured to complete outstanding playground maintenance items from July 2020 external inspection
- Installed 5 “dog park” direction signs at Buckland.
- Rotary have requested to install new park benches at Spring Beach on existing slabs at Rotary cost- forecasted.

EMERGENCY MANAGEMENT:

LOCAL SES UPDATE

- 2 Motor vehicle accidents attended. One single vehicle roll-over and assist at Triabunna with one vehicle which collided with a tree.
- Assisted Dolphin sands residents with Clean-up Australia day
- Land search / Communications training scenario held on Waterloo point Swansea
- Conducting traffic management this coming weekend for the Coles Bay Triathlon
- Ongoing community liaison
- 1 assist Fire service at vegetation fire Dolphin Sands volunteers conducted traffic management, road closure, staging area, communication support, catering.
- Assist police with tree over road
- Training has recommenced with equipment maintenance and road rescue joint training with local ambulance officers.
- Currently 15 members; new members continuing with required training modules.

CAPITAL WORKS

- Bicheno 2 x Foot-Bridge Replacement commenced
- Gamble Court stormwater pipe relining complete.

Grant funded

- Swansea Main St Paving: Preliminary design feedback received. Site survey and service locations carried out. Community engagement to be progressed.
- Bicheno Tasman Highway Footpath: Preliminary design completed and under review.
- Orford Rivulet Bridge Replacement: Bridge completed. Roadway being completed.
- Coles Bay Foreshore Footpath: Site survey completed; stakeholder feedback completed
- Bicheno Gulch Foreshore and Esplanade Upgrade: Site survey completed awaiting approval prior to final design.
- Bicheno Triangle Upgrade: Preliminary design completed. Public consultation underway on the preliminary design.
- Swansea Boat Ramp Car Parking preliminary works commenced.
- Old Coach Rd resheeting underway
- Grange Rd partial re-sheet- completed

PLANT AND VEHICLES

- Draft 10 year vehicle/plant replacement plan in development
- Scheduled Plant replacement and upgrade continuing

GENERAL

Rheban Road – Partial Road closure: While the road is partially closed due to the bridge outage in accord with Section 16A of the Roads and Jetties Act, it is proposed to move the closure back to the next closest intersection on either end to assist the single landowner to retain cattle within his fences. Officers have attended the road with the land owner to see fencing which has been cut by travelers. To assist this issue, staff are working with the land owner on alternative locations for the closure which may prove more effective for stock management and within the legislative parameters.

RECOMMENDATION

That Council notes the information.

DECISION 36/21

Moved Cllr Rob Churchill, seconded Cllr Annie Browning that Council notes the information.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

7.2 Manager Buildings & Marine Infrastructure – Mr. Adrian O’Leary

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

ATTACHMENT

Local Roads and Community Infrastructure Program Phase 2 - Work Schedule

PUBLIC AMENITIES AND BUILDINGS:

- General building maintenance is being undertaken to all buildings as required.

- **Drought Communities Programme Round 2**

The Drought Relief Communities Programme Grant Round 2 was an additional one million dollars awarded to the Glamorgan Spring Bay Council which has seen various projects commence throughout the municipality. Most of these projects were constructing footpaths and many are completed. Cricket practice nets are being installed at Triabunna and Buckland. This funding will also go towards the new entrance to the Buckland Hall which plans have been finalised for. The criteria for the grant is to refurbish and improve Council owned Community infrastructure.

- **Local Roads and Community Infrastructure Program Phase 1**

A variety of projects were listed throughout the municipality under this grant program and are currently under construction.

The grant program is to improve road or community assets, some of the projects in Phase 1 are:

- Refurbish the Bicheno Medical Centre treatment room.
- Walking Culvert Bridge at Bicheno
- Funding towards improving the access to the Bicheno Hall
- Re-surfacing the Coles Bay Tennis Courts
- New fences at the Swansea Child Care Centre
- Upgrading the toilets in the Swansea Community Hall
- Improving the storm water drainage around the Swansea Courthouse
- Re-sealing the Friendly beaches road
- Storm water culverts in Orford

- **Local Roads and Community Infrastructure Program Phase 2**

Council will this year receive additional funds for Phase 2 of the Local Roads and Infrastructure grant program from the Federal Government.

The list of projects for this funding are:

- CCTV security at the Swansea Museum
- Asphalt and line mark the car park at Bicheno Medical Centre
- Asphalt and line mark the car park at the Triabunna Medical Centre
- Install kerbing at Freycinet Drive, Coles Bay
- Concrete the hardstand at the Strip Road floodway at Little Swanport
- Re-vamp the existing BMX track at Bicheno
- Improve the Jetty Road beach access at Bicheno
- Install a hands free hand washing station on the deck at the Triabunna Wharf toilets
- Improve the waiting area at the Triabunna Port for visitors to the port and guests booked on tour vessels
- Stormwater Drain and culvert improvements at Alma Road and Fieldwick Lane, Orford
- Install a basketball hoop at the Coles Bay Tennis Courts
- Install CCTV for security around the Emergency Services Building at Swansea

MARINE INFRASTRUCTURE:

Marine Infrastructure Committee

The Marine Infrastructure Committee held its first meeting since they ceased in 2020 due to Covid 19.

The meeting was productive and is a good way to bring marine infrastructure issues to the Council. The Draft Minutes of the Section 24 Marine Infrastructure Committee – 2 February, 2021 are to be received and noted by Council.

Boat Ramps and Jetties:

- General maintenance is carried out on Council owned boat ramps and jetties.
- **Swansea Boat ramp**
Swansea elevated boat ramp had sand removed at the toe of the ramp to enable better access in low tides. Increased Easterly weather has brought an increase of waves and sand to the vicinity of both ramps at Jubilee beach, Swansea
- **Bicheno Boat Ramp**
Marine and ST has provided plans to Council for the boat ramp jetty extensions at Bicheno.
Council is waiting for approval from Crown Land Services for consent to lodge the Development Application.

Triabunna Wharf and Marina:

- Ongoing general maintenance and inspections are carried out as required
- The Triabunna Marina is currently full and no more berths are available
- Casual berthing is available for shorts stays through sub-leasing.
- There are 26 people on the waiting list for a marina berth at Triabunna.

RECOMMENDATION

That Council notes the information.

DECISION 37/21

Moved Clr Michael Symons, seconded Clr Rob Churchill that Council notes the information.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Clr Cheryl Arnol, Clr Annie Browning, Clr Rob Churchill, Clr Grant Robinson, Clr Michael Symons

Against: Nil

8. OFFICERS' REPORT REQUIRING A DECISION

8.1 Report to Council: Petition to Amend Sealed Plan 168707 (14 French Street, Orford)

Responsible Officer – Peter Coney (Planner)

BACKGROUND

2006: An application was lodged to subdivide the land into 12 lots (SA 2006/02). The application was approved with conditions. Conditions 2 and 3 of the permit established the requirement for the covenant.

- 2) *A building envelope not exceeding 1000m² in size is to be identified on lots 1 and 2. Any removal of trees, except for access and services outside the envelope shall be prohibited. A covenant to this effect is to be included in the Schedule of Easements.*
- 3) *The building envelopes on Lots 1 and 2 as required by condition 2 above, shall be set back sufficiently from the boundary with the foreshore reserve to the satisfaction of the General Manager to ensure that future development is screened from the foreshore and areas to the north.*

In accordance with the permit conditions, the Schedule of Easements was endorsed containing the covenants for Lots 1 and 2, and the folio plan contained the required building areas, shown in Figure 1 below:

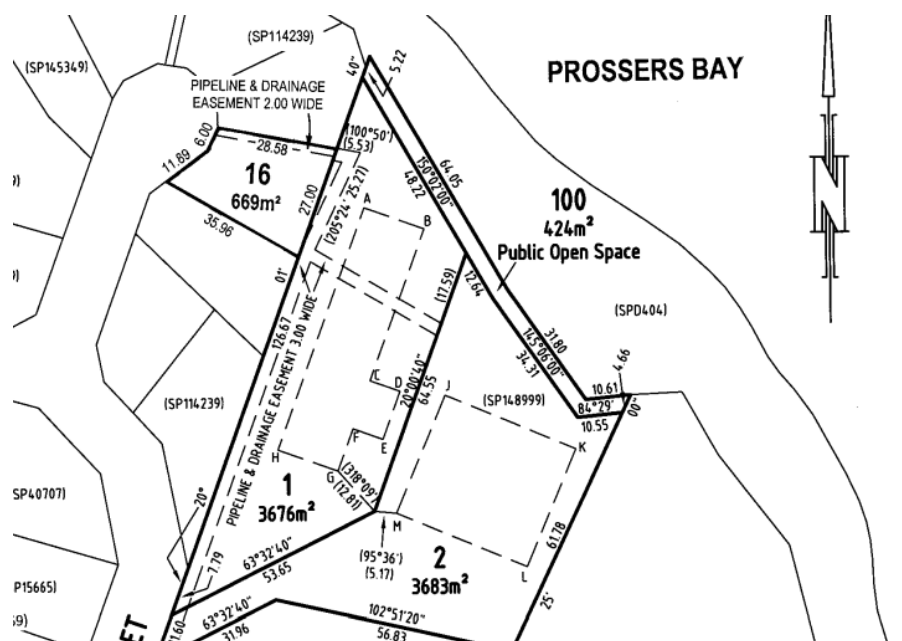


Figure 1: the building areas on Lots 1 and 2 on Sealed Plan 168707

2019: A development application (DA 2019/264) was submitted to construct a second dwelling at 14 French Street, outside the covenanted building area. Figure 2 below shows the building area outlined in red with the existing dwelling and outbuilding inside it, and the proposed second dwelling site on the far right of the block.

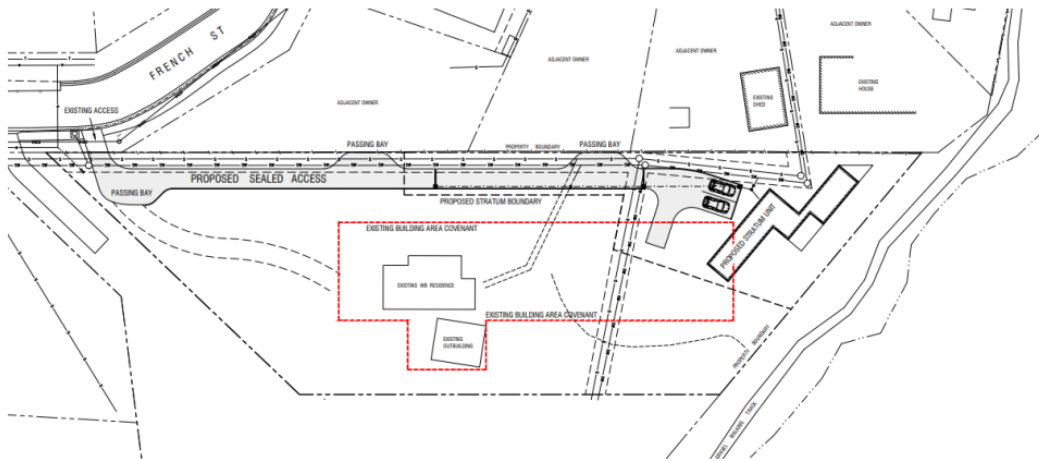


Figure 2: Site Plan from DA 2019 / 264

The Planning Authority approved the application because it satisfied the requirements of the planning scheme, subject to advice that;

The granting of this permit takes no account of covenants applicable to the land. The developer should make their own enquiries as to restrictive covenants on the title and what consequences may apply should they be breached.

If restrictive covenants are breached then Council may take advice and consider its options and obligations.

2020 (April), the owner petitioned Council to remove the covenants for Lot 1.

The matter before Council is whether to allow the covenants to be removed or not.

STATUTORY CONTEXT

Petitions of this nature are made under section 103(1)(b) of the *Local Government (Building and Miscellaneous Provisions) Act 1993* (the Act).

Section 103(1)(b) provides that a person (petitioner) may 'petition' Council to amend a Sealed Plan. In this instance, Rogerson and Birch Surveyors lodged the petition on behalf of the owner.

Section 103(3)(b) requires a petitioner to serve a copy of the petition on all persons appearing to have an estate or interest at law affected by the proposed amendment. Section 103(4) provides that an interested party may ask to be heard in support or opposition of the petition. In this instance, Council is the only other interested party.

Section 104(1) provides that 28 days after the notice was served, Council may, if no person has asked to be heard, cause the amendment to be made.

The 28-day timeframe has passed. A hearing will not be held as Council is the only other interested party. Council now must decide if it wants the amendment to be made.

PLANNING AUTHORITY OR COUNCIL

When deciding whether or not to cause the amendment to be made, legal advice is that Council may quite rightly take the position that acting as the Planning Authority, it granted a permit under the *Land Use Planning and Approvals Act 1993*, but as a Council pursuant to the *Local Government Act 1993*, it does/does not agree to amend the sealed plan. In addition:

Council is not compelled to grant a petition made under s.103; Council retains a discretion as to whether or not a petition should be granted or refused.

ASSESSING THE PETITION

It is noted the planning system has changed somewhat since 2006. At the time of applying for subdivision approval, the site was zoned Residential, and subject to a Scenic Protection/Conservation overlay. The rationale for and practical benefit of the covenants was established in the assessment of the subdivision proposal at that time, and they were to protect the scenic and the conservation values of the area. Under the current Interim Planning Scheme there is no such application of the equivalent scenic landscapes code to the site or in the vicinity; it is noted further that as we move toward the Tasmanian Planning Scheme, the application of such a code to a residential zone is not allowed.

It is arguable that the protection of scenic values for users of the foreshore walking track and viewers from locations to the north (Meredith Point and the south facing part of the Solis development) indicates some practical benefit of the covenants on this site.

Covenant 1: restricting the removal of native vegetation to a specific building area

The purpose of the first covenant was to ensure future development would not compromise environmental values; in the absence of this covenant it is recognised that remnant environmental values would have no protection under the planning scheme.

Covenant 2: restricting the location of a new dwelling to a specified building area

The purpose of this covenant was to ensure that future development would not be prominent on the coastal headland.

The northern elevation of the approved dwelling is shown in Figure 4 below, and shows the approved dwelling's single and double storey sections. The single storey section of the approved dwelling is 4m from the northern boundary and foreshore land and the double-storey section is 10m from the northern boundary and foreshore walking track. Along that walking track there is a remaining fringe of native vegetation.



Figure 4: the northern elevation of the approved dwelling. The single storey section is 4m from the foreshore walking track and the double-storey section is 10m from the track.

There appears to be no vegetation between the proposed dwelling and the walking track. The dwelling will be visually prominent from the headland and visible from the walking track and locations to the north; the dwelling both contravenes the intent of the covenant, and complies with the planning scheme.

CONSIDERATION

The covenants were placed on the title to afford scenic and environmental protection, and were made in response to applicable standards of an earlier planning scheme. The perpetuation of the restrictive covenant in what otherwise is a fluid planning system highlights the difficulty of requiring land owners to enter into agreements which cannot foreshadow how the planning system may change. It is arguable whether this is a positive in that it undermines the transparency of the

planning scheme, but nevertheless offers the ability to respond to a site's individual characteristics. For ease the points for and against the removal of the covenant are set out below.

In support of the removal of the covenant;

The perpetuation of the covenant prevents development in accordance with a planning approval granted. This is inconsistent.

The covenants are in direct conflict with the current scheme and the changes undertaken through recent planning reform (inclusive of the impending Tasmanian Planning Scheme). There is a lack of transparency and certainty for development.

In support of the retention;

The land can still be developed. The covenant seeks to place development within a specified building area.

The covenant is responsive to site specifics which the planning scheme does not allow for in its strategic application.

BUDGET IMPLICATIONS

If the covenant regarding placement of the dwelling outside of the building area were breached, Council may decide to take action in the Supreme Court. If so, there would be associated costs. Legal advice is that the party that loses the proceeding is normally subject to a costs order.

STATUTORY IMPLICATIONS

A breach only occurs when works that would constitute a breach are commenced (for example, clearing of vegetation, constructing a dwelling, constructing a dwelling over a certain height etc.)

When a breach occurs, Council may commence proceedings in the Supreme Court of Tasmania to enforce the covenant and rectify the breach.

RECOMMENDATION

That in accordance with Section 103 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*, Council approve the amendment to be made to Sealed Plan 168707 as applied for under SA 2020/11.

DECISION 38/21

Moved Cllr Cheryl Arnol, seconded Deputy Mayor Jenny Woods that in accordance with Section 103 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*, Council approve the amendment to be made to Sealed Plan 168707 as applied for under SA 2020/11.

THE MOTION WAS PUT AND LOST 1/6

For: Cllr Cheryl Arnol

Against: Mayor Robert Young, Deputy Mayor Jenny Woods, , Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Senior Planner, Mr James Bonner left meeting at 2.59pm

8.2 Stormwater Capital Allocation

Responsible Officer – Director Works and Infrastructure

PURPOSE

To present a program of stormwater projects to council for approval from an existing expenditure allocation.

BACKGROUND/OVERVIEW

Council has allocated \$500,000 in the 2020-21 capital program to address Stormwater infrastructure issues, with a program to be approved by council. A few projects have previously been identified and reported to council with expenses collected and works completed.

In addition to this allocation there are other specific budget allocations being progressed to attend to individual projects pre-determined and grants being sought to address other stormwater infrastructure projects.

Council has engaged a consultant Hydraulic Engineer to develop the Stormwater Management Plan. This is a strategic document intended to inform priority works to mitigate risks across the municipal area. Risks vary between catchments and parts of catchments. The risk of flooding can vary from a nuisance, where the ground is saturated and there is significant puddling for long periods but no building ingress, to homes having to be evacuated due to severe inundation.

Flooding may occur to a single home or property within one catchment or to numbers of homes across a catchment. Solutions being devised may take advantage of current or imminent property development to upgrade pipe sizes or install new infrastructure that solves a wider catchment issue. These factors are considered in determining a prioritization of works and the proposed program of works.

In addition, there are projects with simple scopes which can be implemented without detailed design and associated research to take advantage of immediate funding opportunities while other projects require greater lead time for investigation and solutions to be developed.

STRATEGIC PLAN

Key Foundation/s

4. Infrastructure and Services

What we plan to do

- Set clear annual budget priorities to meet needs and community expectations in consultation with the community

STATUTORY IMPLICATIONS

- *Local Government act 1993*
- *Urban Drainage Act 2013*

BUDGET IMPLICATIONS

There is an allocation of \$500,000 in the current capital program to: *Address Stormwater Infrastructure Issues – projects to be determined and approved by council.*

Funds expended on investigations and scope development to the end of February are \$125,705.

The balance of \$374,295 is yet to be allocated.

RISK CONSIDERATIONS

There is a risk of the perception of ineffectiveness to council in not allocating the funds to known project priorities in a timely way.

There are risks to council associated with perception of priorities for property owners facing future inundation which may be managed by implementing a prioritised work program which leverages off grant funding, developer contributions and expenditure within the Long Term Financial Plan parameters.

There is risk of future high intensity localized rainfall impacting more heavily on areas not previously considered a high priority from previous rainfall patterns.

There are positive consequence risks associated with solving the majority of inundation events for properties impacted by the proposed improvement projects and reducing the flood impact to the district generally.

OFFICER'S COMMENTS

The stormwater management plan project is having the desirable effect of providing the level of information required for prioritization of projects based on independent data and the development of information to inform needs.

A program of works has been developed, and will continue to be added to and modified as projects are completed, to inform a long term plan for stormwater infrastructure development and renewal. This is a critical component of the asset management plan process also.

Works are continuing across the district catchments to gather the data required to inform and formulate designs. Sometimes in concert with proposed development; sometimes running behind existing development and sometimes to reduce degradation or renew existing infrastructure. This currently requires the lion's share of the funding allocation in the table below and will provide the detail to inform many projects and future grant submissions.

There are projects already commenced from the allocation including Mount St Orford which is a completed project, as is Nailer Avenue, where costs have yet to catch up with construction as the project is complete. A range of other projects have been identified that can be implemented simply to address long standing stormwater nuisance priorities or integrate with current development activity.

There are numerous other projects on council officer lists for the longer term. Some are included in pending grant applications and others do not have the requisite design or investigation completed to offer as projects at present.

OFFICER'S RECOMMENDATION

That Council adopt the proposed program for the available and current capital allocation of \$500,000.

Project	Budget	Expenditure to date
Mount St Orford Kerb & Channel	\$ 15,000.00	\$ 14,740.00
Nailer Avenue & Gamble St Bicheno - New culvert and Reline main	\$ 30,000.00	\$ 8,576.00
Stormwater Management Planning Investigation and design	\$ 275,000.00	\$ 110,985.00
Orford Main Upgrade and pit installation 39 West Shelley Beach		
In conjunction with developer works	\$ 35,000.00	
Freycinet Drive Coles Bay Rock Ilne drains and reform road to falls	\$ 30,000.00	
Bicheno Esplanade - Install new mains to 3 houses	\$ 15,000.00	
Assess and design upgrade of stormwater system from No.49 Rheban Road to West Shelly Beach. Construct new pipe/overland flow linkages and expansion of the Nautilus Drive detention basin.	\$ 70,000.00	
Triabunna Yacht Club - main	\$ 30,000.00	
Total	\$ 500,000.00	\$ 134,301.00

DECISION 39/21

Moved Cllr Rob Churchill, seconded Cllr Annie Browning that Council adopt the proposed program for the available and current capital allocation of \$500,000.

Project	Budget	Expenditure to date
Mount St Orford Kerb & Channel	\$ 15,000.00	\$ 14,740.00
Nailer Avenue & Gamble St Bicheno - New culvert and Reline main	\$ 30,000.00	\$ 8,576.00
Stormwater Management Planning Investigation and design	\$ 275,000.00	\$ 110,985.00
Orford Main Upgrade and pit installation 39 West Shelley Beach In conjunction with developer works	\$ 35,000.00	
Freycinet Drive Coles Bay Rock Line drains and reform road to falls	\$ 30,000.00	
Bicheno Esplanade - Install new mains to 3 houses	\$ 15,000.00	
Assess and design upgrade of stormwater system from No.49 Rheban Road to West Shelly Beach. Construct new pipe/overland flow linkages and expansion of the Nautilus Drive detention basin.	\$ 70,000.00	
Triabunna Yacht Club - main	\$ 30,000.00	
Total	\$ 500,000.00	\$ 134,301.00

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

8.3 Asset Management Plan – Parks & Recreation

Responsible Officer - Vince Butler, Project Engineer - Asset Management

ATTACHMENT

Asset Management Plan – Parks & Recreation

BACKGROUND / OVERVIEW

The *Asset Management Plan – Parks & Recreation* has been prepared following the receipt of a Performance Improvement Direction notice from the state government highlighting asset management requirements in the *Local Government Act 1993*. A draft of the plan was presented to Council at the 9 March 2021 workshop.

STRATEGIC PLAN

Guiding Principles: (reference *Glamorgan Spring Bay Council 10-year Strategic Plan 2020-2029*)

5. Ensure that our current expenditure and ongoing commitments fall within our means so that rates can be maintained at a manageable and affordable level.

7. Communicate and explain Council's decisions and reasons in an open and timely manner.

Key Foundations: (reference *Glamorgan Spring Bay Council 10-year Strategic Plan 2020-2029*)

1. OUR GOVERNANCE AND FINANCE

- *Sound governance and financial management that shows Council is using ratepayer funds to deliver best value and impact for the GSBC community.*

4. INFRASTRUCTURE AND SERVICES

- *Delivering high quality, cost-effective infrastructure and services that meet the needs of our communities, residents and visitors.*

What we plan to do:

We plan to adopt and use this Asset Management Plan to allow informed decisions to be made regarding the sustainable provision of coastal infrastructure services to the community.

STATUTORY IMPLICATIONS

Local Government Act 1993

BUDGET IMPLICATIONS

There are no immediate budget implications associated with adopting the plan. However, there are future budget decisions to be made relating to level of service provision - note section 1.3 on Page 6 and 1.6.2 on Page 7.

RISK CONSIDERATIONS

Not adopting the plan will contribute to a non-compliance with the Performance Improvement Direction issued by the state government. Refer also to *Table 6.2 Risk and Treatment Plans* on Page 37 for risks associated with the plan.

OFFICER'S RECOMMENDATION

That Council adopt the *Asset Management Plan – Parks & Recreation* and recognise this as a key document in achieving sustainable management of Council's assets. Once adopted the plan will be published on Council's website.

DECISION 40/21

Moved Cllr Michael Symons, seconded Cllr Grant Robinson that Council adopt the *Asset Management Plan – Parks & Recreation* and recognise this as a key document in achieving sustainable management of Council's assets. Once adopted the plan will be published on Council's website.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

Director Works and Infrastructure, Mr Peter Porch left the meeting at 3.07pm

8.4 Swansea Seaweed Odour Grant Project

Responsible Officer – General Manager

ATTACHMENT/S

1. Letter from Will Hodgman MP, 22 February 2018
2. Community submission notification
3. Harry Galea Memorandum (redacted), 11 February 2021

BACKGROUND / OVERVIEW

A portion of the local community at Swansea, and others, have over the years expressed concern about the odour from rotting seaweed washed up on Jubilee Beach at Swansea.

The deposition of seaweed on the foreshore is a natural cyclic occurrence. Weather patterns determine the quantity of seaweed on the beach at any given time. The outgoing tide removes seaweed, so on some days the beach can be virtually seaweed free and on other days a dense layer may cover significant portions of the foreshore. The odour emanating from the seaweed is more of an issue in the summer months with a faster rotting process because of hot weather and increased beach visitation.

Glamorgan Spring Bay Council (GSBC) has previously removed seaweed from Jubilee beach, only for it to return after a couple of days.

As a result of community concerns raised, Premier and Cabinet Department provided Council with a \$50,000 grant in June 2018 to;
'undertake a study regarding the odours that emanate from the seaweed on the foreshore of Swansea'

The date of completion of the Approved Purpose was 30 June 2019.

It appears the GSBC NRM group in early December 2018 were given authority to investigate options in preparing a consultant's brief. The NRM group engaged in discussions with Professor Andrew Osbourne. A conceptual solution appears to have quickly moved to a composting feasibility study in April 2019, there are no references or linkage to seaweed odour project.

The study moved to a study into composting which appears to have transpired without the elected member's knowledge

In April, Council staff had discussions with UTas on a composting solution.

At the end of April the Acting General Manager advised of a consultant brief on a composting study. Additional organic material fish waste from Tassal was to be included.

An Expression of Interest (EOI) seeking submissions from consultants to prepare a composting feasibility study was prepared for advertising but put on hold.

Harry Galea was engaged by Council to undertake the Swansea seaweed odour study in early 2020 and in July and August the public and interested stakeholders were invited to provide written or telephone feedback (see attached Memorandum).

With various changes within Glamorgan Spring Bay Council, including General Managers, in 2020, the seaweed project lapsed. Recently Harry Galea submitted a Memorandum 11 February 2021 and the community feedback from July/August 2020. There was no specific recommendation in the Memorandum.

Exploring options to harvest green organics and specifically seaweed have been carried out previously in Australia and the world. Tasmania is in the early stages of investigating the processing of seaweed (growing) on the east coast.

The issue here is justifying a \$50,000 grant to deal with odours produced by foreshore deposited seaweed at Swansea. If there is a solution to the seaweed odour issue at Swansea, it needs to be a holistic solution that can deal with the seaweed effectively on a long-term basis and that would need to extend far beyond Swansea to be economically viable. Any long term solution would need to be affordable, effective and would need to

mitigate negative environmental impacts. It is evident that such a solution is not viable at the current time.

It should be noted, that there are significant environmental issues with the mechanical removal of seaweed on a beach foreshore including the impact on threatened bird species.

The General Manager has liaised with the Tasmanian Government Department funding agency in regards to expending the remainder of the \$50,000 grant fund on another project. Council does not have any projects that would align with the Approved Purpose elsewhere in the municipal area, nor elsewhere within Swansea. The Tasmanian Government Grant agency have confirmed that the funds were specific to the seaweed issue at Swansea, and therefore would need to be returned.

STRATEGIC PLAN

Seaweed management is not considered a strategic or core business activity of Council.

STATUTORY IMPLICATIONS

There is no statutory obligation for Council to expend the grant.

BUDGET IMPLICATIONS

Council allowed for \$50,000 in the current financial year budget as a fully funded grant. The cost of the Harry Galea work and coordination and summary of the community feedback forums is \$3,185

RISK CONSIDERATION/S

Nil.

OFFICER'S RECOMMENDATION

That Council acquits and returns the unexpended balance of the seaweed grant fund of \$46,815.

DECISION 41/21

Moved Clr Grant Robinson, seconded Clr Michael Symons that Council acquits and returns the unexpended balance of the seaweed grant fund of \$46,815.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Clr Cheryl Arnol, Clr Annie Browning, Clr Rob Churchill, Clr Grant Robinson, Clr Michael Symons

Against: Nil

8.5 Local Government Association of Tasmania – 2021 General Management Committee Election

Responsible Officer – General Manager

ATTACHMENT/S

1. Email from General Manager seeking nominations dated 3 March 2021
2. Tasmanian Electoral Commission letter to Mayor Young dated 1 March 2021
3. Local Government Association of Tasmania - Nomination Form

BACKGROUND / OVERVIEW

The Tasmanian Electoral Commission (TEC) has been asked to conduct the 2021 election of

President and 6 members of the General Management Committee for a two-year term in accordance with the rules of the Local Government Association of Tasmania (LGAT) adopted at the AGM of the Association on the 26 June 2020.

Nominations are now invited from LGAT members and must be received at the office of the Electoral Commissioner by 5.00pm Wednesday 21 April 2021.

Candidates will be notified of the receipt of their nomination by the TEC.

The General Manager notified Councillors of the TEC process in an email on the 3 March 2021.

Councillor Cheryl Arnol has expressed an interest in nominating as a member of the General Management Committee.

STATUTORY IMPLICATIONS

Nil.

BUDGET IMPLICATIONS

Nil.

OFFICER'S RECOMMENDATION

That Council endorses the nomination of Clr for the Local Government Association of Tasmania – 2021 General Management Committee election.

DECISION 42/21

Moved Deputy Mayor Jenny Woods, seconded Clr Michael Symons that Council endorses the nomination of Clr Cheryl Arnol for the Local Government Association of Tasmania – 2021 General Management Committee election.

THE MOTION WAS PUT AND CARRIED 5/2

For: Mayor Robert Young Deputy Mayor Jenny Woods, Clr Cheryl Arnol,
Clr Grant Robinson, Clr Michael Symons

Against: Clr Annie Browning, Clr Rob Churchill

8.6 Long Term Financial Management Plan 2021-2031

Responsible Officer – General Manager

ATTACHMENT/S

Long Term Financial Management Plan 2021-2031

BACKGROUND / OVERVIEW

The purpose of the Long Term Financial Management Plan (LTFMP) is to express, in financial terms, the activities that Council proposes to undertake over the medium to longer term to achieve its stated objectives. It is a guide for future action. Without a LTFMP Council would have insufficient data to determine sustainable service levels, affordable asset management strategies, appropriate revenue targets or appropriate treasury management.

Council has worked with the community to establish a 10-year vision for the municipality and a strategic framework outlining the key strategies that will need to be undertaken by the Council to achieve the community vision.

Long-term financial planning provides for the optimum allocation of available resources to deliver Council's strategic and corporate objectives. Long-term financial planning supports the delivery of Council's community vision.

Long-term financial sustainability can only be said to have been achieved when Council is providing expected services at defined levels to its community that is adequately funded, not only on an annual basis, but over the long-term. This includes infrastructure asset renewal funding requirements.

In financial terms, it will result in: -

- A decreased, manageable and affordable level of debt.
- The funding of 100% of forecast asset renewal requirements over the Plan period.
- Cash balances increasing to estimated minimum levels over the plan period. Balances and cash flow requirements will need to be closely monitored and further refined to ensure adequate liquidity.

STRATEGIC PLAN

Guiding Principle

Ensuring that our current expenditure and ongoing commitments fall within our means so that rates can be maintained at a manageable and affordable level

Key Foundation/s

Sound governance and financial management that shows Council is using ratepayer funds to deliver best value and impact for the GSBC community.

What we plan to do

- Manage cash flow tightly to ensure current liabilities can be paid from unrestricted cash.
- Set realistic budgets and monitor income and expenditure closely

STATUTORY IMPLICATIONS

Section 70, *Local Government Act 1993*, long-term financial management plans:

- (1) A council is to prepare a long-term financial management plan for the municipal area.*
- (2) A long-term financial management plan is to be in respect of at least a 10 year period.*
- (3) A long-term financial management plan for a municipal area is to –*
 - (a) be consistent with the strategic plan for the municipal area; and*
 - (b) refer to the long-term strategic asset management plan for the municipal area; and*
 - (c) contain at least the matters that are specified in an order made under section 70F as required to be included in a long-term financial management plan.*

BUDGET IMPLICATIONS

The Long Term Financial Management Plan 2021-2031, provides the framework and strategic direction for making financial decisions. This does not form the budget that is adopted by Council but will inform the upcoming budget, it will be used as a guide and a tool for decision making. The Long Term Financial Management Plan is to be updated every month.

RISK CONSIDERATION/S

Risk factors are that assumptions used not reflect reality. Sensitivity analysis within the plan identifies what would happen if there were variances to some of the key assumptions made.

OFFICER'S RECOMMENDATION

That Council adopt the Glamorgan Spring Bay Council Long Term Financial Plan 2021-2031 as attached.

DECISION 43/21

Moved Cllr Grant Robinson, seconded Cllr Annie Browning that Council adopt the Glamorgan Spring Bay Council Long Term Financial Plan 2021-2031 as attached.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

Consultant Accountant, Mrs Marissa Walters entered the meeting at 3.15pm

Deputy Mayor Jenny Woods raised a point of order in relation to Mayor Robert Young on the basis that new information was being discussed that was not in relation to the motion passed in regards to the Long Term Financial Plan.

Mayor Robert Young rephrased his question which led to Deputy Mayor Jenny Woods raising another point of order and suggesting that the Mayor raise his questions under item 11. Questions without notice from Councillors.

8.7 Late Report Item - Integrity Commission Report Weld (MM17/0159)

Responsible Officer – General Manager

ATTACHMENT/S

1. Integrity Commission Board determination MM17/0159
2. Integrity Commission – Criteria for the tabling of investigation reports
3. 23 July 2020 Acting General Manager letter to Integrity Commission.

BACKGROUND / OVERVIEW

In August 2017, the Integrity Commission received a complaint alleging financial and administrative misconduct by a previous General Manager of Council in performance of that person's functions as a public officer.

The Report and Findings (Weld Report) were completed and dated 28 May 2018. The Board considered the Report and Findings at its meeting on 8 August 2018. The Board, based on the investigation, has not taken any action that indicates or suggested that the previous General Manager had engaged in any wrongdoing. When the Board considered the Weld Report and made its determination, it made no reference to the previous General Manager, only recommendations in respect of Councils systems and processes.

There have been historical and recent requests to Council from the media and members of the public to release the Integrity Commission Investigation and Report.

A former Mayor of Glamorgan Spring Bay Council was provided a copy of the determination and the investigation report later in August 2018.

The Board also determined that the report of the investigation will not be tabled in Parliament.

The previous CEO of the Integrity Commission advised the Mayor at the time that as the matter had now been completed, the requirement for confidentiality under s 98 of the *Integrity Commission Act* 2009 no longer applied. Therefore, the documents (MM17/0159 investigation and determination), are considered no longer confidential.

At a Confidential Meeting on 4 March 2019 Council considered the Integrity Commission Report – Investigation Weld (MM,17/0159) 'In Closed Session'. Council endorsed the recommendation that the information within the 'Closed Session' remains confidential.

In July 2020 Council received legal advice against releasing the Weld Report and noted a concern that the Board ultimately found that there was insufficient evidence of misconduct on the General Manager's behalf.

Attached are the Integrity Commission criteria for publicising outcomes of investigations. Council attention is drawn to Section 11(3) of the *Integrity Commission Act* and the decision around the tabling of reports and publicising them.

It should be noted that the Board, in August 2018, determined the Report not be tabled in Parliament.

Councils attention is also drawn to the definition of 'public interest' and 36(2) of the *Integrity Commission Act*.

STRATEGIC PLAN

Key Foundation 1 - Accountability and Good Governance.

STATUTORY IMPLICATIONS

There is no statutory obligation to release the Weld Report MM17/0159 publicly.

BUDGET IMPLICATIONS

N/A

RISK CONSIDERATION/S

The release of this information poses the risk that this information will likely be reproduced in the media and may result in negative public relations towards Council.

Also Council signed a confidentiality agreement with the previous General Manager whom the report addresses allegations against. If Council agrees to release the information, it is recommended to firstly prepare a communications plan to address possible media enquiries. In addition, legal advice should be sought regarding the confidentiality agreement with the previous General Manager.

If the Report is not released, this poses risks that Council may not be viewed as being open and transparent and attempting to cover up findings into past conduct.

It is the General Managers opinion, that releasing the Investigation Report and details of the allegations against a previous General Manager is not in the public interest given that there were no findings of wrongdoing. The General Manager believes there to be risk in doing so in respect of the confidentiality agreement between Council and the Previous General Manager.

The Board determination includes three recommendations for Glamorgan Spring Bay Council and three for the Tasmanian Audit Office. These recommendations may be of public interest and have been addressed. They are outlined in a letter from the Acting General Manager to the Integrity Commission dated 23 July 2020 (attached).

OFFICER'S RECOMMENDATION

That Council does not authorise the public release of the Integrity Commission Investigation WELD MM17/0159 Report and,

That Council releases the Integrity Commission Board determination only.

DECISION 44/21

Moved Cllr Cheryl Arnol, seconded Cllr Michael Symons that Council does not authorise the public release of the Integrity Commission Investigation WELD MM17/0159 Report and,

That Council releases the Integrity Commission Board determination only.

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil



Investigation Weld (MM17/0159)

Board determination

8 August 2018

The Board determines that:

1. In accordance with s 58(2)(b)(i) of the *Integrity Commission Act 2009* (IC Act), the complaint and the report of the investigation be referred to the Mayor of Glamorgan Spring Bay Council, as the principal officer of the relevant public authority, for action.
2. In accordance with s 58(2)(b)(ii) of the *IC Act*, the complaint and the report of the investigation be referred to the Auditor-General, as an appropriate integrity entity, for action.
3. In accordance with s 58(3) of the *IC Act*, the referrals include the following recommendations:

Glamorgan Spring Bay Council

- i. The Council of Glamorgan Spring Bay consider whether the establishment of private works accounts for Council employees is acceptable.
- ii. If private works accounts are acceptable, the Council establish a transparent and accountable system for the management and payment of such works, consistent with that applied to private works undertaken for the general public.
- iii. The Council review its compliance with the Glamorgan Spring Bay Council Enterprise Agreement 2015-18 in relation to the provision of uniform allowances for employees.

Auditor-General

- iv. The Auditor-General consider investigating any other private works accounts for employees at Glamorgan Spring Bay Council.
 - v. The Auditor-General consider whether the issue of private works for employees presents as a financial management risk across the local government sector.
 - vi. The Auditor-General review Glamorgan Spring Bay Council's processes and segregation of duties in the use and application of credit notes.
4. In accordance with s 58(4) of the *IC Act*, the Mayor and the Auditor-General must notify the Commission of any action taken or proposed to be taken, in relation to the report, within six months of the notice of determination.

Tabling of report of the investigation

The Board determines that the report of the investigation not be tabled in Parliament, but that an anonymised summary should be included in the Commission's Annual Report.



CRITERIA FOR TABLING OF INVESTIGATION REPORTS

(Endorsed by the Board of the Commission, 5 April 2017)

In order to meet the objectives of the *Integrity Commission Act 2009* ('the IC Act'), and to achieve a balance between transparency and accountability, and the rights of the individual, the Commission will consider the following factors in determining whether to table investigation reports.

In doing so, the Commission will, subject to specific protections that may exist to protect privacy, or where there are personal or public safety concerns or ongoing investigations, ensure that the public interest prevails.

1. The nature and seriousness of the alleged misconduct, including:
 - the seniority or standing of the public officer(s) involved;
 - the level of sophistication, organisation and planning;
 - the number of persons involved and whether the alleged misconduct is systemic; and
 - whether the Commission is aware of, or suspects that there may be, criminal or other misconduct proceedings directed towards the subject officer(s) or other parties associated with the misconduct.
2. Whether it is in the 'public interest' to publicly report on the investigation, including:
 - whether the alleged misconduct is of significant public concern;
 - whether the public being informed has the potential to increase public confidence that misconduct is being dealt with;
 - the educational value regarding the misconduct or systemic failures and issues;
 - the likelihood of reporting resulting in others coming forward with information relevant to the matter or other misconduct;
 - the potential deterrence to public officers and others from engaging in misconduct; and
 - the potential encouragement for public authorities to engage in reform.
3. Whether the allegations are already in the public domain and the public report would provide a transparent mechanism for public officers and others to be publically accountable for their actions.
4. The potential enhancement of public confidence in the operations of the Commission by demonstrating openness and public accountability in the Commission's conduct of investigations.
5. Whether privacy, personal welfare and/or reputational concerns of the subject officer(s) or others involved in a matter outweigh the public interest in publishing the report, including:
 - any negative impact upon public security;
 - privacy of personal or financial affairs; and
 - the right of any person to a fair trial.

In making a determination about whether an investigation report should be tabled, the Commission will also consider:

- whether the subject officer(s) and relevant public authority are named; and
- whether the report should be edited or redacted;

Or

- whether the information is more appropriately contained in detailed case summaries or general case studies.

BACKGROUND NOTES: CRITERIA FOR PUBLICISING OUTCOMES OF INVESTIGATIONS

Objectives and principles of Commission

The objectives of the *IC Act* are to:

- improve the standard of conduct, propriety and ethics in public authorities in Tasmania;
- enhance public confidence that misconduct by public officers will be appropriately investigated and dealt with; and
- enhance the quality of, and commitment to, ethical conduct by adopting a strong, educative, preventative and advisory role.¹

The principles of operation of the Commission include that the Commission is to perform its functions and exercise its powers in such a way as to –

- raise standards of conduct, propriety and ethics in public authorities;
- work cooperatively with public authorities, integrity entities and Parliamentary integrity entities to prevent or respond to misconduct;
- improve the capacity of public authorities to prevent and respond to cases of misconduct; and
- ensure that action to prevent and respond to misconduct in a public authority is taken if the public authority has the capacity, and it is in the public interest, to do so.²

Tabling of reports

Section 11(3) of the *IC Act* provides that the 'Commission may, at any time, lay before each House of Parliament a report on any matter arising in connection with the performance of its functions or exercise of its powers'.

Why publish?

Public reports may assist the effectiveness in exposing and preventing misconduct because they may:

- expose serious systemic misconduct;
- deter misconduct – public officials and others are less likely to engage in misconduct if they know they will be subject to public exposure;
- disrupt misconduct that is ongoing;
- hold public officials and others engaged in misconduct publicly accountable for their actions;
- hold public authorities and public officials publicly accountable for ensuring relevant policies and procedures not only adequately address misconduct risks but are enforced;
- encourage others to come forward with information relevant to the matter;
- encourage the reporting of other suspected misconduct; and
- educate the public about misconduct.³

Public reports may also:

- provide transparency to the Commission's fact-finding and investigative processes;
- enhance public confidence in the Commission's operations;
- enable the public to assess the evidence for themselves; and
- provide an opportunity for those against whom unfounded allegations have been made to publicly clear their reputations or to publicly dispel rumour and speculation about misconduct.⁴

¹ *IC Act* s 3.

² *IC Act* s 9.

³ Drawn from ICAC (NSW) submission to *Review of the inspector's report to the Premier: the inspector's review of the ICAC* (2016) pg 4–5. The submission was in the context of public hearings into alleged misconduct.

'Public interest'

IC Act (Tas)

There is no definition of 'public interest' in the Act however:

- s 36(2): factors to be considered in determining whether it is in the public interest to investigate a complaint, including:
 - the nature and seriousness of the alleged misconduct;
 - whether the alleged misconduct could be of significant public concern; and
 - whether the alleged misconduct may be indicative of, or may expose, entrenched or systemic behaviour.
- s 37(3): recommendations of assessor: 'whether it is in the public interest, or is likely to increase public confidence, for the Integrity Commission to investigate the complaint'
- sch 6 cl 4(1): Integrity tribunals: 'may ... prohibit or restrict the public reporting of a hearing or the publishing of any evidence ... if it is satisfied that the public interest in the reporting of that hearing or the publishing of that evidence is outweighed by any other consideration, including public security, privacy of personal or financial affairs or the right of any person to a fair trial'.

Crime and Corruption Commission Act 2001 (Qld)

Under the heading 'public interest', the commission has an overriding responsibility to promote public confidence in the integrity of units of public administration and if corruption does happen within a unit of public administration, in the way it is dealt with, and should exercise its power to deal with particular cases of corruption when it is appropriate having primary regard to

- the nature and seriousness of the corruption, particularly if there is reason to believe that corruption is prevalent or systemic within a unit of public administration;
- any likely increase in public confidence in having the corruption dealt with by the commission directly.⁵

Independent Commission Against Corruption Act 1988 (NSW)

In relation to determining whether or not it is in the public interest to conduct a public inquiry, the Commission considers:

- the benefit of exposing to the public, and making it aware, of corrupt conduct,
- the seriousness of the allegation or complaint being investigated,
- any risk of undue prejudice to a person's reputation (including prejudice that might arise from not holding an inquiry),
- whether the public interest in exposing the matter is outweighed by the public interest in preserving the privacy of the persons concerned.⁶

⁴ Ibid.

⁵ *Crime and Corruption Act* s 34(d).

⁶ *ICAC Act* s 31.



23 July 2020

Mr Michael Easton
Chief Executive Officer
Integrity Commission
GPO Box 822
HOBART TAS 7001

Dear Mr Easton

RE: INTEGRITY COMMISSION – INVESTIGATION WELD – 8 AUGUST 2018

In response to the Integrity Commission – Investigation Weld (the Weld Report) and correspondence received from the Integrity Commission Board outlining its determination on the Investigation, Council considered the matter at its Special Meeting held on the 4 March 2019.

I am writing to provide an update that the recommendations in the Board Determination have been addressed.

The issue of employee uniforms was addressed during the 2018-2021 Enterprise Agreement negotiations and all staff entitled to a uniform allowance are required to complete a Statutory Declaration each year to state that the uniform money being paid is for the purpose of purchasing and wearing the uniform.

A review of Private Works procedures has been undertaken and the Glamorgan Spring Bay Council Private Works Policy (the Policy) has been recently developed. The Policy provides a framework for performing private works that is applicable to everyone, transparent, objective and consistent.

The Policy as presented to the 23 June 2020 Ordinary Meeting of Council was adopted unanimously by Council effective 23 June 2020. A copy of the Policy is also available via Council's website.

New internal procedures are in place to track and monitor Private Works undertaken effective 1 July 2020.

I trust this meets the requirements of your determination.

Yours sincerely

Marissa Walters
ACTING GENERAL MANAGER

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9 Melbourne Street
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9. NOTICES OF MOTION

Nil.

10. PETITIONS

Nil.

11. QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

11.1 Questions without notice by Councillors taken on notice - 23 February 2021

Clr Cheryl Arnol

Through the Chair, Clr Cheryl Arnol asked the following question which was taken on notice by the General Manager:

Following the Deputy Mayor's question at our last meeting in relation to the attendance of the public at Council meetings and taking account of the General Manager's response in relation to the capacity of this Chamber, my question relates to the purchase of microphones last year that could be used in the Triabunna Hall for Council meetings; noting that we did hold at least one meeting in that hall at the very beginning of the COVID restrictions.

Q1. To enable the return to public attendance at meetings is there any reason why the motion of Council in April 2017 to live stream meetings could not be deferred during the COVID era and meetings be held in the Triabunna Hall where there is sufficient space for public attendance and the meeting can be recorded and uploaded to the website?

Response from General Manager, Mr Greg Ingham

There have been issues with the quality and consistency in previous attempts to live stream Council meetings from the Triabunna Hall. Council is currently working with technical experts and the hall committee to ensure live streaming capability from the Triabunna venue.

In the interim Council meetings will continue to be live streamed from the Council Chambers in Triabunna.

11.2 Questions without Notice from Councillors

Clr Cheryl Arnol

Through the Chair, Clr Cheryl Arnol asked the following question to the General Manager:

- Q1. *I have been approached by a ratepayer who is concerned about feral cats in their area and a question has been asked about the council's management of cats. Under the Cat Management Act - State service employees are authorised persons but the Department can authorise other persons. My question is does Council have any authorised persons appointed under s.5 of the Cat Management Act?*

Response from General Manager, Mr Greg Ingham

Council manages dogs under the *Dog Control Act*, however Council does not manage cats. There have been queries from the public around feral cats and ratepayers have been advised that any feral cats trapped need to be treated humanely and taken to a cat management facility or RSPCA. Council does not supply holding facilities for cats, however Council does continue to participate in the Southern Cat Management Strategy and collaborates with other Local Government organisations on strategies to control feral cats.

Mayor Robert Young

The Mayor directed the following questions to Council's Consultant Accountant, Mrs Marissa Walters:

- Q1. *Can the public identify from the accounts how much money is paid to any particular doctor in the municipality?*

Response from Consultant Accountant, Mrs Marissa Walters

A requirement of the Local Government Regulations is that Council must list in its Annual Report where it spends over \$100,000 for contractors. Council's 2019/2020 Annual Report therefore included a table to demonstrate compliance with this, which includes some of the doctors. The table does not include all doctors, only those where Council has paid over \$100,000.

- Q2. *Is it correct to say that it does not necessarily amount to a Council subsidy to that particular doctor?*

Response from Consultant Accountant, Mrs Marissa Walters

It is largely the income that they earn, part of which would be a subsidy. Every doctor within the municipality regardless of whether they have a contract with Council or not receives a subsidy. The medical levy substantially provides funding for the subsidies to keep all doctors in the area.

Clr Cheryl Arnol raised a point of order in relation to Mayor Robert Young on the basis that it was not appropriate for Mayor Robert Young to be interrogating or debating with a member of staff in a Council Meeting on this matter as some of the information requested may be considered commercial in confidence.

Consultant Accountant, Mrs Marissa Walters left the meeting at 3.38pm

12. CONFIDENTIAL ITEMS (CLOSED SESSION)

In accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2015, the Mayor to declare the meeting closed to the public in order to discuss the following matter/s:

Item 1: Minutes of Closed Session – Ordinary Council Meeting held on 15 December 2020

As per the provisions of regulation 15 (2) (a) and (d) of the *Local Government (Meeting Procedures) Regulations 2015*.

Item 2: Personnel Matter

As per the provisions of regulation 15(2) (a) of the Local Government (Meeting Procedures) Regulations 2015.

RECOMMENDATION

That Council moves into closed session at (Time:).

DECISION 45/21

Moved Cllr Cheryl Arnol, seconded Cllr Michael Symons that Council moves into closed session at 3.40pm

THE MOTION WAS PUT AND CARRIED UNANIMOUSLY 7/0

For: Mayor Robert Young, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Annie Browning, Cllr Rob Churchill, Cllr Grant Robinson, Cllr Michael Symons

Against: Nil

The Mayor confirmed that the recording of the meeting was terminated and the microphones were switched off.

General Manager, Mr Greg Ingham left the meeting at 3.40pm

Executive Officer, Ms Jazmine Murray left the meeting at 3.40pm

12. CLOSE

The Mayor to declared the meeting closed at 5.09pm

CONFIRMED as a true and correct record.

Date:

Mayor Robert Young