



GLAMORGAN SPRING BAY
COUNCIL

Minutes of Meeting

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

27th November, 2018

NOTICE OF ORDINARY MEETING

Notice is hereby given that the next ordinary meeting of the Glamorgan Spring Bay Council will be held at the Triabunna Council Offices on Tuesday, 27th November, 2018 commencing at 5.00pm.



Dated this Thursday 22nd November, 2018

David Metcalf
GENERAL MANAGER

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

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

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

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



David Metcalf
GENERAL MANAGER

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VERSION OF THE MINUTES, PLEASE CONTACT THE COUNCIL OFFICES
ON (03) 6256 4777.**

Audio/Video Recording of Ordinary Meetings of Council

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 link is available on the Glamorgan Spring Bay Council website to the YouTube platform, where the public can view the meeting live and watch recordings of previous Council meetings.

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.

1. Opening

The Mayor welcomed Councillors, staff and members of the public and declared the meeting open at 5.01pm.

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 Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Apologies:

1.3 In Attendance

Shane Wells (Acting General Manager), Angela Turvey (Executive Officer) and approximately 45 members of the public.

1.4 Declaration of Interest or Conflict

The Mayor requests Councillors to indicate whether they have or are likely to have:

- 1. In accordance with regulation 8 of the Local Government Act Meeting Procedures Regulation 2015 a pecuniary 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.

2. Confirmation of Minutes

2.1 Ordinary Meeting of Council – October 23, 2018

Decision: 119/18

Moved Cllr Cheryl Arnol, seconded Cllr Michael Kent, that the Minutes of the Ordinary Meeting held Tuesday 23rd October 2018 be confirmed as a true and correct record.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

2.2 Workshop Held – November 13, 2018

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2015*, it is reported that a Council workshop was held from 3pm to 6.25pm on Tuesday 13th November 2018 in Triabunna. Please see attached workshop agenda for items included in the discussions.

In attendance: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl, Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill.

Apologies: Cllr Michael Kent, Cllr Michael Symons.

Resolved

That Council notes this information.



Workshop Notice/ Agenda 13/11/2018

Notice is hereby given that a Council Workshop will be held at the **Triabunna Council Offices 13/11/2018** commencing at **3 pm to 5.30 pm**

Items for general discussion and updates:-

1. Email from the General Manager dated 7th November 2018
"Council Work Plan – Corporate Calendar"
2. Local Government Association Training
3. Council Delegation Register
4. Council Section 24 Committees
5. East Coast Regional Tourism Council representative
6. Council Audit Panel and Council representatives
7. Taswater Council representative
8. Council representation on representative groups
9. Mayor vehicle and office
10. Meeting procedures
11. Agenda (i.e. days' notice and level of reporting)
12. Workshop days
13. Welcome to Country
14. Future Council meeting days and location
15. Electronic equipment
16. Media releases and media in general
17. Grants – Council input
18. Rating system training
19. General financial/accounting training
20. Email/computer training
21. Council email addresses
22. Freycinet Master Plan update
23. Council projects/Major projects
24. General update
25. Other items/questions

Councillor Debbie Wisby
Mayor Glamorgan Spring Bay Council

3. PLANNING AUTHORITY SECTION

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

Decision: 120/18

Moved Deputy Mayor Jenny Woods, seconded Cllr Cheryl Arnol, that Council now acts as a Planning Authority. (Time: 5.04pm)

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

3.1 DA18196 – Visitor Accommodation, 37 Jetty Rd, Coles Bay

Planning Assessment Report

Proposal:	Visitor Accommodation Unit (in addition to existing dwelling)
Applicant:	Engineering Plus
Location:	37 Jetty Road, Coles Bay
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Low Density Residential Zone
Application Date:	23 August 2018
Statutory Date:	30 November 2018 (by consent of applicant)
Discretions:	One (under Planning Directive 6 Visitor Accommodation)
Attachments:	Appendix A – Plans
Author:	Consultant Planner

Decision: 121 /18

Moved Cllr Cheryl Arnol, seconded Cllr Keith Breheny, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for demolition and a new visitor accommodation buildings at 37 Jetty Road, Coles Bay (DA2018/196), be APPROVED subject to conditions 1-17.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

3.2 DA18212 – New Residence, 653 Dolphin Sands Rd, Dolphin Sands

Planning Assessment Report

Proposal:	New Residence
Applicant:	C Tymbas
Location:	653 Dolphin Sands Road, Dolphin Sands (CT54666/99)
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Particular Purpose Zone (PPZ3 Dolphin Sands)
Application Date:	11 September 2018
Statutory Date:	30 November 2018 (by consent of applicant)
Discretions:	Three
Attachments:	Appendix A – Application documentation
Author:	Theresa Williams, Consultant Planner

Please note: Cllr Rob Churchill left the meeting room at 5.11pm due to a conflict.

Decision: 122/18

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Kent, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for a new residence (DA18/0212) at 653 Dolphin Sands Road, Dolphin Sands, CT54666/99 be APPROVED subject to the conditions 1-14.

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

For: Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Michael Symons, Cllr Michael Kent.

Against: Mayor Debbie Wisby, Cllr Keith Breheny, Cllr Annie Browning

Please note: Cllr Rob Churchill returned to the meeting room at 5.18 pm.

3.3 DA18233 – Visitor Accommodation, 29 Oyster Bay Court, Swanwick

Planning Assessment Report

Proposal:	Visitor Accommodation (two units)
Applicant:	J Binns obo M&L Youd
Location:	29 Oyster Bay Court, Swanwick (CT52469/48)
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	Low Density Residential Zone
Application Date:	3 October 2018
Statutory Date:	30 November 2018 (by consent of applicant)
Discretions:	Four
Attachments:	Appendix A – Application documentation
Author:	Theresa Williams, Consultant Planner

Decision: 123 /18

Moved Cllr Cheryl Arnol, seconded Cllr Michael Kent, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for Visitor Accommodation (DA2018/233) at 29 Oyster Bay Court, Swanwick, CT52469/48 be APPROVED subject to conditions 1-22.

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

For: Cllr Cheryl Arnol, Cllr Michael Kent, Cllr Michael Symons.

Against: Mayor Debbie Wisby, Cllr Rob Churchill, Cllr Keith Breheny, Deputy Mayor Woods, Cllr Annie Browning.

Decision: 124 /18

Moved Cllr Keith Breheny, seconded Cllr Rob Churchill, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for Visitor Accommodation (DA2018/233) at 29 Oyster Bay Court, Swanwick, CT52469/48 be REFUSED.

- Under planning Directive no 6, an acceptable solution is a gross floor area of 200m². This development requires a gross floor area in excess of 369m²

-Re: Development standards E.24.7.1 A1, both proposed units are over the maximum 5m building height (5.2 and 6.5m)

-Unit 2 is outside the building envelope and so fails to comply with clause 12.4.1 and 12.4.2A 3(a) (iii)

-The building setback from the Crown Land boundary must be no less than 15m. This development has a 10m setback to the upper deck and an 8.8m setback to the lower deck.

-And further fails to meet performance criteria 8.12.2d retaining the primary residential function of an area.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Rob Churchill, Cllr Annie Browning, Cllr Keith Breheny.

Against: Cllr Cheryl Arnol, Cllr Michael Symons, Cllr Michael Kent.

3.4 SA18008 – Two Lot Subdivision, 9 Diamond Waters Rise, Bicheno

Planning Assessment Report

Proposal:	Two lot subdivision
Applicant:	A Hamilton & Associates Pty Ltd
Location:	9 Diamond Waters Rise, Bicheno
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Zoning:	General Residential Zone
Application Date:	19 April 2018
Statutory Date:	30 November 2018 (by consent of applicant)
Discretions:	Two
Attachments:	Appendix A – Application documentation
Author:	Theresa Williams, Consultant Planner

Decision: 125/18

Moved Cllr Rob Churchill, seconded Cllr Michael Symons, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, that the application for subdivision at 9 Diamond Waters Rise, Bicheno (SA2018/008) be REFUSED on the following grounds:

- 1.The proposal is unable to demonstrate compliance against the Performance Criteria, Criterion (a) and (b) of Clause 10.6.1P2 – Lot Design (Building Area);
- 2.The proposal is unable to demonstrate compliance against the Performance Criteria, Criterion (c) and (e) of Clause 10.6.1P4 – Lot Design (Internal Lots);
- 3.The nature of the proposal makes it impractical to issue an approval conditioned to meet the relevant Performance Criteria; and
- 4.Clause 7.5 of the Scheme requires that an application must comply with each applicable Standard.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

3.5 AM2018/07 – Rezone Lot 2, 135 Rheban Road, Orford

Planning Assessment Report

Proposal:	Rezone Lot 2, Rheban Road, Orford (CT 149641/2) from Rural Resource Zone to General Residential Zone and subdivision. Rezone adjoining land to the west and rezone 135 Rheban Road, Orford.
Requested by:	M & H Lawrence
Location:	Lot 2, Rheban Road, Orford (CT 149641/2)
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015 (Interim Scheme)
Application Date:	8 February 2017
Statutory Date:	N/A
Attachments:	TPC process flow chart. Application Documents (see s7.1). AHT and TasWater comments. Related representation on interim planning scheme.
Author:	Shane Wells, Development & Compliance Manager

Decision: 126 /18

Moved Deputy Mayor Jenny Woods, seconded Cllr Cheryl Arnol, that as provided for by the provisions of section 3 of schedule 6, of the Land Use Planning and Approvals Act 1993 (LUPPA):

A. Pursuant to section 34(1)(a) planning scheme amendment AM 2018/07(a) be initiated and certified as being in accordance with sections 30(0) and 32 of LUPAA to rezone Lot 2, Rheban Road, Orford (CT 149641/2, located generally between Rheban Road and East Shelly Road and 270m east of Jetty Road) from Rural Resource Zone to General Residential Zone.

B. Pursuant to section 34(1)(b) planning scheme amendment AM 2018/07(b) be initiated and certified as being in accordance with sections 30(0) and 32 of LUPAA to rezone 135 Rheban Road, Orford (CT 149641/1) and Rheban Road, Orford (CT 117058/150, located with frontage to Rheban Road and Jetty Road, Orford) from Rural Resource Zone to General Residential Zone.

C. Pursuant to section 38 of LUPAA, AM 2018/07(a) and AM 2018/07(b) be simultaneously placed on public exhibition for no less than 42 days.

D. Pursuant to section 39 of LUPAA, if no representations are received during public exhibition, Council directs the General Manager to advise the Tasmanian Planning Commission in writing that no representations have been received.

E. Pursuant to s43A of LUPAA, a permit (SA 2017/04) for subdivision of Lot 2, Rheban Road, Orford (CT 149641/2) into 91 lots plus public open space and road lots be approved subject to conditions 1 to 27.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

3.6 Mediation – Additions & Alterations to Dwelling & Outbuilding at 8 Allen Street, Bicheno

Attachment: Agenda and minute of previous decision, two emails from R Green

A. BACKGROUND

At its September 2018 meeting, Council refused the application for multiple dwellings for the following reasons:

Decision: 96 /18

Moved Cllr Jenifer Crawford, seconded Cllr Jenny Woods, that pursuant to Section 57 of the Land Use Planning & Approvals Act 1993 and the Glamorgan Spring Bay Interim Planning Scheme 2015, the application for a residential extension at 8 Allen Street, Bicheno (DA2018/134) be REFUSED as it does not comply with:

- Clause 10.4.2 acceptable solution 3 does not meet the performance criteria
- In relation to 10.4.2 P3 (a) (ii) regarding the setbacks and building envelopes for the dwelling at 8 Allen St.
- The siting and the scale of the proposed additions and alterations.
(a) will cause unreasonable loss of amenity by overshadowing the private open space of a dwelling on an adjoining lot.
- The additions and alterations proposed to 8 Allen St also do not comply with 10.4.2 (a) (iv) as the additions and alterations will have a negative visual impact caused by the scale and bulk of the proposed dwelling when viewed from an adjoining lot; and
- Also DA2018/134 does not comply with 10.4.2 P3 (b) as the proposed residential alterations and extensions do not provide separation between dwellings on an adjoining lot that is compatible with that prevailing in the surrounding area.

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

The applicant has appealed the refusal.

The Resource Management and Planning Appeal Tribunal (the Tribunal) held a Directions Hearing on 23 October 2018 and has listed the matter for a full hearing to be held on 30 January 2019.

The application considered by Council was subject to two representations. One representor attended the directions hearing. At the time of writing, none of the representors have made an application to be joined as a party to the appeal meaning they have no active role in the matter. Thus, the appeal is between Council and the applicant.

Decision: 127/18

Moved Cllr Cheryl Arnol, seconded Cllr Annie Browning, that pursuant to Section 17 of the Resource Management and Planning Appeal Tribunal Act 1993, Council agrees to a consent memorandum being endorsed by Council staff that has the effect of approving DA 2018/134 subject to all conditions of the original recommendation as outlined but subject to the modifications to the deck to increase its setback as depicted on page 98 of the agenda.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

3.7 AM2018/03 – Planning Scheme Amendment, Cambria Estate, Swansea

Planning Assessment Report

Proposal:	Cambria Estate Planning Scheme Amendment
Location:	Cambria Estate, Swansea
Attachments:	Officer Report including representations received (provided under separate cover)

Please note: Cllr Annie Browning declared an interest and left the meeting room at 5.48pm

Decision: 128/18

Moved Cllr Rob Churchill, seconded Cllr Keith Breheny, that

Council in its capacity as a planning authority for the purposes of the Land Use Planning and Approvals Act 1993 and in accordance with section 39 and section 43F of the Act:

A. Provide to the TPC a copy of each representation received by the authority in relation to the draft amendment.

B. Advise the TPC that in response to the representations the council is of the opinion that the Draft Amendment should be rejected for the following reasons:

i) The Draft Amendment is inconsistent with the State Policy on the Protection of Agricultural Land 2009 specifically it:

-Provides for the conversion of agricultural land to non agricultural use within a declared irrigation district; and

-Allows for an unlimited extent of visitor accommodation so that it will constrain and fetter the agricultural potential of the land.

ii) The Draft Amendment is inconsistent with the State Coastal Policy 1996, specifically policies 2.1.5, 2.3.1, 2.4.1 and 2.4.2

iii) The Draft Amendment is inconsistent with the Regional Land Use Strategy in that it provides for an intensity and scale of visitor accommodation, retail, hospital services and other non agricultural uses that are required to be located within a defined activity centre.

iv) The Draft Amendment allows for uses (transport depot and distribution) in close proximity to existing residential zoned land and this will give rise to potential land use conflict.

v) The Draft Amendment does not represent sound strategic planning due to the scale and intensity of non agricultural uses that will be allowable within the area to which the Specific Area Plan applies, being outside of an established settlement.

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

For: Mayor Debbie Wisby, Cllr Rob Churchill, Cllr Keith Breheny.

Against: Cllr Cheryl Arnol, Cllr Michael Symons, Cllr Michael Kent, Deputy Mayor Jenny Woods

Decision: 129/18

Moved Cllr Cheryl Arnol, seconded Cllr Michael Kent, that

A. Council resolves that a copy of the representations be forwarded to the Tasmanian Planning Commission in accordance with Section 39(2)(a) of the *Land Use Planning and Approvals Act 1993*.

B. Council resolves that the attached report be forwarded to the Tasmanian Planning Commission in accordance with Section 39(2)(b) of the *Land Use Planning and Approvals Act 1993* that outlines its opinion of the merits of each representations and the need to modify the amendment pursuant to section 39(2)(b) (i), 39(2)(b) (ii) and 39(2)(c).

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

For: Cllr Cheryl Arnol, Deputy Mayor Jenny Woods, Cllr Michael Symons, Cllr Michael Kent.

Against: Mayor Debbie Wisby, Cllr Keith Breheny, Cllr Rob Churchill.

Please note: Cllr Annie Browning returned to the meeting room at 6.07pm.

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

Decision: 130 /18

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Symons, that Council no longer acts as a Planning Authority. (Time: 6.08pm)

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

4. Public Question Time

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

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

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

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

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

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

PLEASE NOTE: All members of the public wishing to ask a question during Public Question Time are asked to utilise the **wireless microphone provided** to ensure quality of sound both in the Council meeting room and for audio recording and live streaming purposes.

4.1 Mr Adrian Sullivan

There seems to be a development happening on the corner of Coles Bay Rd and Jetty Rd, which ratepayers have suggested is a big “donga” in front yard, an accommodation unit. Has that been subject to a development application so far because I don’t recall one and it’s not a very good thing to see at the entrance to Coles Bay?

And second just a minor point, having watched lots of YouTubes of this meeting could you fix the clock on the wall over there please?

Response from Acting General Manager

Through the Mayor I received a couple of calls about that yesterday. We’ll follow-up on the matter. There is no DA that I am aware of.

4.2 Mr Steve Barrett

My question is through the Mayor to Cllr Arnol. I was both saddened and confused by your letter in the GOBC News on the 13th of November and would appreciate some clarification on two of your comments.

Firstly the comment about the way the TEC handled the count “leaves a lot of questions and little confidence in the outcome”. Were you implying that the actions of the TEC lack integrity?

Secondly, in your opening comment “Is it a good outcome”. Personally it appears it is a balanced outcome and it is my hope that the Councillors act as a team for all of the community.

Response from Cllr Cheryl Arnol

Mr Barrett "Is it a good outcome?" was probably a rhetorical question as yes we have now got four councilors from the north and 4 from the south. So basically it was that.

In terms of my comment in relation to the TEC, there was nothing untoward intended. Certainly my concern around that was how the count was actually done on the day. There were Councillors and not just our Council but right across the State, there were Councillors that were declared elected on 50% of the vote and then on 100% of the vote some of those people weren't elected. So there was some doubt and still people listed as still being in the count so my concern around it was how can you have people or 9 or whatever your Council happened to be, elected on 50% of the vote and still have someone in the count. So there was nothing more to it than that.

5. Information Reports

5.1 General Manager, David Metcalf

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

5.2 Manager Works, Mr Tony Pollard

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

5.3 Manager Regulatory Services, Mrs. Winny Enniss

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

5.4 Manager Community Development & Administration, Mrs Lona Turvey

Community Development · Administration Services ·

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

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

5.6 Manager Natural Resource Management, Ms Melanie Kelly

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

Resolved:

That the Management Reports be received and noted.

6. Minutes of Section 24 Committees

COMMENTS:

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

Please note: There were no Section 24 Committee minutes submitted for the November 2018 agenda.

**David Metcalf
General Manager**

7. Officers' Reports Requiring a Decision

7.1 Acknowledgement of Declarations of Office

Responsible Officer – General Manager

Recommendation

That Council formally acknowledges the making of the declarations by all eight Councillors in the presence of the General Manager in November 2018.

Decision: 131/18

Moved Deputy Mayor Jenny Woods, seconded Cllr Cheryl Arnol, that Council formally acknowledges the making of the declarations by all eight Councillors, Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Rob Churchill, Cllr Annie Browning, Cllr Michael Kent, Cllr Michael Symons in the presence of the General Manager in November 2018.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.2 Council Representation on Section 24 Committees

Responsible Officer – General Manager

Recommendation

That Council nominates Councillor representatives for each of Council's Section 24 Committees.

Marine Infrastructure Committee

Decision: 132 /18

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Kent, that Council endorses Cllr Keith Breheny and Mayor Debbie Wisby as representatives for the Marine Infrastructure Committee as of 27th November, 2018.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

Orford Hall Committee

Cllr Jenny Woods was declared the representative for the Orford Hall Committee.

Buckland Hall Committee

Cllr Annie Browning was declared the representative for the Buckland Hall Committee.

Triabunna Community Hall Committee

Mayor Debbie Wisby and Cllr Keith Breheny were declared the representatives for the Triabunna Community Hall Committee.

Bicheno Hall Committee

Cllr Michael Symons was declared the representative for the Bicheno Hall Committee.

Cranbrook Hall Committee

Clr Annie Browning was declared the representative for the Cranbrook Hall Committee.

Swansea Hall Committee

Clr Keith Breheny was declared the representative for the Swansea Hall Committee.

Coles Bay Hall Committee

Clr Michael Symons and Clr Rob Churchill was declared the representative for the Coles Bay Hall Committee.

Tasmanian Seafarers' Memorial Committee

Clr Cheryl ArnoI was declared the representatives for the Tasmanian Seafarers' Memorial Committee.

Spring Bay Eldercare Committee

Clr Keith Breheny was declared the representatives for the Spring Bay Eldercare Committee.

Natural Resource Management Committee

Clr Cheryl ArnoI and Clr Annie Browning were declared the representatives for the NRM Committee.

Youth Council

Clr Cheryl ArnoI and Clr Rob Churchill were declared the representatives for the Youth Council.

Triabunna Recreation Ground Advisory Committee

Clr Michael Kent and Deputy Mayor Jenny Woods were declared the representatives for the Triabunna Recreation Ground Advisory Committee.

Decision: 133/18

Moved Cllr Cheryl Arnol, seconded Cllr Rob Churchill, that the Councillors as declared by the Mayor are now ratified as representatives for the Section 24 Special Committees of Council.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

Attachment: List of Section 24 Special Committees of Council

7.3 Nomination of TasWater Owner's Representative

Responsible Officer – General Manager

Recommendation

That Council nominates Glamorgan Spring Bay Council's Owner Representative and a Deputy Owner's Representative who can attend meetings on Council's behalf when the Owner Representative is unable to attend.

Decision: 134/18

Moved Deputy Mayor Jenny Woods, seconded Cllr Keith Breheny, that Council nominates Cllr Annie Browning as the Owner Representative and Cllr Cheryl Arnol as Deputy Owner's Representative who can attend meetings on Council's behalf when the Owner Representative is unable to attend.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

Attachment: Letter from TasWater to General Manager, 30 October 2018

7.4 LGAT Voting Delegates

Responsible Officer – General Manager

Recommendation

That Council nominates Glamorgan Spring Bay Council's Local Government Association of Tasmania (LGAT) Voting Delegate and Proxy.

Decision: 135 /18

Moved Cllr Keith Breheny, seconded Cllr Annie Browning, that Council nominates Mayor Debbie Wisby as Glamorgan Spring Bay Council's Local Government Association of Tasmania (LGAT) Voting Delegate and Cllr Cheryl Arnol as Proxy.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.5 East Coast Tourism Council Representative

Responsible Officer – General Manager

Recommendation

That Council nominates Deputy Mayor Jenny Woods as Glamorgan Spring Bay Council's representative on the East Coast Tourism Board.

Decision: 136 /18

Moved Cllr Cheryl Arnol, seconded Cllr Rob Churchill, that Council nominates Deputy Mayor Jenny Woods as Glamorgan Spring Bay Council's representative on the East Coast Tourism Board.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.6 Southern Tasmanian Councils Authority (STCA) Representative

Responsible Officer – General Manager

Recommendation

That Council endorses the Glamorgan Spring Bay Mayor as the representative for Council on the Southern Tasmanian Councils Authority (STCA).

Decision: 137/18

Moved Cllr Cheryl Arnol, seconded Cllr Michael Kent, that Council endorses the Glamorgan Spring Bay Mayor as the representative for Council on the Southern Tasmanian Councils Authority (STCA).

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.7 South East Regional Development Association (SERDA)

Responsible Officer – General Manager

Recommendation

That Council endorses the Glamorgan Spring Bay Mayor as the representative for Council on the South East Regional Development Association (SERDA).

Decision: 138/18

Moved Cllr Jenny Woods, seconded Cllr Rob Churchill, that Council endorses the Glamorgan Spring Bay Mayor as the representative for Council on the South East Regional Development Association (SERDA).

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.8 Appointment of Audit Panel

Responsible Officer – General Manager

Recommendation

For consistency and continuity Deputy Mayor Jenny Woods be appointed to the Audit Panel and Council confirms the continuing appointments of Cllr Cheryl Arnol, Mr. Mike Derbyshire as Chair and independent member Mr. Kane Ingham.

Decision: 139/18

Moved Cllr Jenny Woods, seconded Cllr Michael Kent, that

- Council appoints Cllr Rob Churchill and Cllr Cheryl Arnol to the Audit Panel.
- Council confirms the reappointment of Mr Mike Derbyshire as Chair and independent member Mr Kane Ingham and that these be reviewed in 12 months time.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

7.9 Dolphin Sands Ratepayers' Association

Responsible Officer – Manager Community Development & Administration

Recommendation

That Council approves a grant of \$1,000.00 to the Dolphin Sands Ratepayers' Association towards the costs of fuel reduction mulching in Dolphin Sands.

Decision: 140/18

Moved Cllr Rob Churchill, seconded Cllr Keith Breheny, that the grant submission for \$1,000.00 to the Dolphin Sands Ratepayers' Association towards the costs of fuel reduction mulching in Dolphin Sands matter is deferred to a workshop for discussion.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Symons.

Against: Nil

7.10 Swansea Primary School

Responsible Officer – Manager Community Development & Administration

Recommendation

That Council approves a grant of \$1,000.00 to the Swansea Primary School, towards the cost of purchasing block-out blinds for Swan Hall.

Decision: 141/18

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Symons, that Council approves a grant of \$1,000.00 to the Swansea Primary School, towards the cost of purchasing block-out blinds for Swan Hall.

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

For: Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Michael Kent, Cllr Michael Symons

Against: Mayor Debbie Wisby, Cllr Rob Churchill and Cllr Annie Browning.

7.11 Spring Bay Youth Hub

Responsible Officer – Manager Community Development & Administration

Recommendation

That Council approves a grant of \$1,000.00 to The Spring Bay Youth Hub towards the cost of setting up a Youth Hub at The Village in Triabunna.

Decision: 142/18

Moved Cllr Cheryl Arnol, seconded Cllr Rob Churchill, that Council approves a grant of \$1,000.00 to The Spring Bay Youth Hub towards the cost of setting up a Youth Hub at The Village in Triabunna.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

8. Motion Tracking Document

Last updated 21/11/2018

Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
25 th November	8.2	150/14	Solis	GM	The General Manager to affirm commitment to the project with all interested parties and progress negotiations with potential developers as relevant.	In Progress
23 rd February	9.3	30/16	Sale of Council Properties	GM	Process to commence according to Section 177/178 with amendment to advertising as per motion. Council Workshop held on 17 th January 2017 prior to report for January 2017 OMC. Update as per Decision 46/15 above.	In Progress
27 th September	8.5	130/16	Communities and Coastal Hazards Local Area Report – Triabunna and Orford	MNRM	Final report endorsed. Further workshops and community discussions to take place in relation to key future actions/steps. Workshop held in December 2016. Manager NRM formulating action plan/next steps for 2017. Meeting with Climate Change Office end of June 2017.	In Progress
27 th September	8.6	131/16	Review of the draft Prosser River Catchment Management Plan	MNRM	Approval by Council to conduct review. Update on workshop dates in Manager NRM report for April 2017. Latest workshop held in June 2017.	In Progress
24 th January	8.1	13/17	Tea Tree Rivulet Dam Approval and Construction (including approval of borrowing/budget amendments)	GM	Council approval for GM to progress the project.	In Progress
24 th January	8.7	18/17	State Growth Road Trade	MW	Manager Works and GM to progress discussions.	Complete

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



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
27 th June	8.5	88/17	Section 137 – Notice of Intention to Sell Land	GM	Service of notice to be progressed by admin staff.	In Progress
27 th February	7.1	20/18	Approval of borrowing budget amendments, pipeline approvals and construction.	GM	GM authorised to proceed with Stage 1 Prosser Plains Raw Water Scheme (PPRWS) and Council to enter into an agreement with Tassal for delivery of raw water to Okehampton Bay on full cost recovery basis.	In Progress
24 th April	7.3	50/18	Kerbside Vendors Policy	MPSP	Community consultation to commence. Submissions due 1 August, 2018.	In Progress
24 th April	7.4	51/18	By-Law Review/Renewal	MRS	Regulatory impact statement to be prepared for Council.	In Progress
26 th June	7.2	64/18	GSBC Community Strategic Plan	GM	Council to commence review prior to elections. Initial planning workshop to be scheduled.	In Progress
25 th September	9.2	105/18	City of Hobart: Compulsory Voting LG Elections	GM	Workshop to be scheduled with new Council to consider compulsory voting at LG level and respond to HCC letter 13/9/18	In Progress
23 rd October	6.1	114/18	NRM Committee Minutes	MNRM	Motion for a review of public toilet facilities where there is an absence on sites such as Saltworks Reserve.	In Progress
23 rd October	7.1	115/18	Christmas Closure Period	GM	Office will close 14 December at 5pm and re-open 2 January 2019	Complete
23 rd October	7.2	116/18	Earth Ocean Network Inc.	MCD	Approved and grant disbursed	Complete
23 rd October	7.3	117/18	Swansea Chamber of Commerce & Tourism	MCD	Approved and grant disbursed	Complete
23 rd October	8	118/18	Eldercare Units Triabunna	MNRM/ MBMI	Energy audit of Eldercare Units to be presented at a workshop before the end of November 2018.	In Progress

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

Resolved:

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

9. Questions Without Notice

10. Confidential Item (In Closed Session)

The Mayor to declare the meeting closed to the public in order to discuss the nominations for the Australia Day Citizenship Awards 2019.

Under regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 Statutory Rules 2015, No.38 the meeting will be closed to the public according to regulation 15 (2) (j) *the personal affairs of any person*.

- Item 1: Australia Day Citizenship Awards 2019.

Please note: The Council Meeting was adjourned at 7.05pm for a short break and reconvened at 7.17pm

Decision: 143/18

Moved Cllr Cheryl Arnol, seconded Deputy Mayor Jenny Woods, that Council move into a closed session of Council.

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

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Cheryl Arnol, Cllr Keith Breheny, Cllr Annie Browning, Cllr Rob Churchill, Cllr Michael Kent, Cllr Michael Symons.

Against: Nil

11. Close

The Mayor declared the meeting closed at 7.25pm.

The live streaming and recording of meetings will now be switched off. Mayor to check that the streaming has been terminated.

CONFIRMED as a true and correct record.

Date:

Mayor Debbie Wisby

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