



GLAMORGAN SPRING BAY
COUNCIL

Minutes of Meeting

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

28 January, 2020



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, 28 January 2020 commencing at 2.00pm.

Dated this Thursday 23 January, 2020

Chris Schroeder
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 –***
 - (a) the general manager certifies, in writing –***
 - (i) that such advice was obtained; and***
 - (ii) that the general manager took the advice into account in providing general advice to the council or council committee; and***
 - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.***

Chris Schroeder
GENERAL MANAGER



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

Audio/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 to welcome Councillors, staff and members of the public and declare 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 Debbie Wisby, Deputy Mayor Jenny Woods, Clr Annie Browning, Clr Keith Pyke, Clr Michael Symons, Clr Cheryl Arnol

Apologies: Clr Keith Breheny, Clr Rob Churchill

1.3 In Attendance

Mr Chris Schroeder (General Manager), Ms Josie Higgins (Executive Officer), Ms Robin Bevilaqua (Graduate Planner)

1.4 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.



Please note:

- Clr Cheryl Arnol declared an interest in Item 7.2***
- Deputy Mayor Jenny Woods declared an interest in Item 7.2***
- Clr Michael Symons declared an interest in Item 3.2***

1.5 Explanation of the role of the Statement of Expectations Committee – Ms Mason

Decision: 05/20

Moved Deputy Mayor Jenny Woods, seconded Clr Cheryl Arnol that Council allow Ms Mason to talk about the Statement of Expectations Committee.

**The motion was put and carried by absolute majority
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Clr Annie Browning, Clr Keith Pyke, Clr Michael Symons, Clr Cheryl Arnol

Against: Nil

1.6 Late Agenda Item – Statement of Expectations Committee

Decision: 06/20

Moved Deputy Mayor Jenny Woods, seconded Clr Cheryl Arnol that Council accepts a late agenda item to consider the Statement of Expectations Committee becomes a special Committee of Council as item 6.1.

**The motion was put and carried by absolute majority
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Clr Annie Browning, Clr Keith Pyke, Clr Michael Symons, Clr Cheryl Arnol

Against: Nil



1.7 Late Agenda Items – Confidential Minutes of the ordinary meeting of Council on the 17 December 2019 and the Confidential Minutes of the special meeting of Council on the 14 January 2020

Decision: 07/20

Moved Cllr Annie Browning, seconded Cllr Michael Symons that Council accept the Confidential Minutes of the ordinary meeting of Council on the 17 December 2019 and the Confidential Minutes of the special meeting of Council on the 14 January 2020 as late items on the agenda.

**The motion was put and carried by absolute majority
6 votes to 0**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil

1.8 Late Item – Roads to Recovery Allocation 2019-2020

Decision: 08/20

Moved Cllr Annie Browning, seconded Cllr Keith Pyke that the late agenda item report Roads to Recovery Allocation 2019-2020 be included as item 7.11 on the agenda.

**The motion was put and carried by absolute majority
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



2. Confirmation of Minutes

2.1 Ordinary Meeting of Council – December 17, 2019

Decision: 09/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Annie Browning that the Minutes of the Ordinary Meeting of Council held Tuesday 17 December 2019 at 5.00pm be confirmed as a true and correct record subject to:

Page 23 change “are” to “as”.

Page 48 change to read that Mayor Wisby advised that Cllr Browning and herself attended the morning tea.

Page 48 “insert name of book” and to read “General Manager” not GM.

Page 48 change to “Mayor Wisby advised that she also attended the End of Year Assembly’s at Orford Primary School and Swansea Primary School and presented the retiring Principals with flowers”.

Page 38 insert Councillors names under voting.

Page 6 move declarations of interest to page 41 of the Minutes of the meeting

Page 6 insert resolution

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil

2.2 Special Meeting of Council – January 14, 2020

Decision: 10/20

Moved Cllr Annie Browning, seconded Deputy Mayor Jenny Woods that the Minutes of the Special Meeting of Council held Tuesday 14 January 2020 at 2.00pm be confirmed as a true and correct record.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



Statement of Expectations Committee – Ms Mason

Ms Mason introduced herself and provided some background on her local government experience and that of Mr Greg Preece (ex-General Manager in local government), an overview of their role on the Committee and the objective the Statement of Expectations Committee and the Statement of Expectations.

Ms Mason advised that Greg and she had accepted an approach from Council to assist Council in arriving at the Statement of Expectations. Ms Mason emphasised that this Statement of Expectations does not just work for the Councillors or the Mayor or the General Manager, it works across the whole organisation.

The Committee comprises the Mayor, the Deputy Mayor, Councillor Churchill and the General Manager, Ms Lynn Mason and Mr Greg Preece.

The Committee is planning to hold a monthly meeting and provide a monthly report to Council. This report can also be made available to the public. It is important that other people in the community are aware of what is going on with this.

The Committee also agreed that should it require assistance from other parties, for example the Integrity Commission or the Union or Local Government Association or another Council to get advice, then that person or persons can be brought in to provide advice to the Committee.

All Councillors are allowed to attend meetings as observers if they wish but they are not compelled to do so.

This process is just about the Council organisation, there is no room for community input. This is about a Council expectation of how Council is going to perform within itself. The important thing is that we have a very careful look at what Council is doing now before you can move on to how Council might do it better, and that is what Greg and Lynn were involved in at the moment.

Ms Mason advised that her role would be to look at the governance side of Council which is the Councillors, including the Mayor and Deputy Mayor and also their relationship with the General Manager.

The Council acting as the elected body only has one employee, that is the General Manager. Council's relationship with the General Manager is extremely important. Ms Mason advised that she would be trying to find out what has happened in the past and what could be done better, and making some suggestions in this regard.

Greg Preece's role will be look at the operational side of Council which will again involve the General Manager and to some extent the Mayor, as the Mayor has duties there to relay information to Council.

Ms Mason stated that it is important that Greg is able to get a good sense on how Council is going on its internal workings, its operational workings, and that in turn will form part of what we know about Council and why, hopefully, we will be able to make some good recommendations that will then lead into the Statement of Expectations.

The Mayor thanked Ms Mason for her comments.



3. PLANNING AUTHORITY SECTION

Under Regulation 25 of *Local Government (Meeting Procedures) Regulations 2015* 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: 11/20

Moved Cllr Michael Symons, seconded Cllr Keith Pyke that Council now acts as a Planning Authority.
(Time: 2:29pm)

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



3.1 DA 2019/290 – 24 Cooks Court, Swansea

Location:	24 Cooks Court, Swansea (CT 110860/17)
Proposal:	Single dwelling, carport and second driveway
Applicant:	TasBuilt Homes
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015
Zone:	General Residential
Codes:	5.0 Roads and Railway Assets, 6.0 Parking and Access, 7.0 Stormwater Management,
Application Date:	22 October 2019
Statutory Date:	31 January 2020 (by consent of applicant)
Performance Criteria:	Assessment required for two standards
Representations:	One
Attachments:	Attachment A – Exhibited Documents Attachment B – Amended Drawings Attachment C – De-identified Representation
Author:	Robyn Bevilacqua, Graduate Planner

Decision: 12/20

Moved Cllr Annie Browning, seconded Cllr Keith Pyke that pursuant to Section 57 of the *Land Use Planning and Approvals Act 1993* and the Glamorgan Spring Bay Interim Planning Scheme 2015, application DA 2019 / 290, to construct a single dwelling, carport and second driveway at 24 Cooks Court, Swansea (CT 110860/17) be approved with the following conditions 1 through to 9.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



3.2 DA 2019/265 – 10 Jetty Road, Bicheno

Location:	10 Jetty Road, Bicheno (CT 157333/1)
Proposal:	Single dwelling and visitor accommodation unit
Applicant:	Jennifer Binns Building Design
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015
Zone:	General Residential
Codes:	5.0 Roads and Railway Assets, 6.0 Parking and Access, 7.0 Stormwater Management, 15.0 Inundation-Prone Areas, 16.0 Coastal Erosion Hazard Areas
Application Date:	8 October 2019
Statutory Date:	31 January 2020 (by consent of applicant)
Performance Criteria:	Assessment required for five standards
Representations:	Four
Attachments:	Attachment A – Legal advice on restrictive covenants Attachment B – Schedule of Easements (showing covenants) Attachment C – Exhibited Drawings (attached separately due to size) Attachment D – Representations (de-identified and including follow-up representation) Attachment E – Modified elevations provided with follow-up representation Attachment F – Engineering Consultant Report
Author:	Robyn Bevilacqua, Graduate Planner

Please note: Cllr Michael Symons left the meeting at 2:30pm



Decision: 13/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Annie Browning that pursuant to Section 57 of the *Land Use Planning and Approvals Act 1993*, the Glamorgan Spring Bay Interim Planning Scheme 2015, and Planning Directive No. 6, development application DA 2019 / 265 to construct a two-storey dwelling plus visitor accommodation unit at 10 Jetty Road, Bicheno (CT 157333/1) be refused on the basis that it does not satisfy the Performance Criteria:

- D10.4.2 P3 (a)(ii) – overshadowing the private open space of a dwelling on an adjoining lot (4 Jetty Road)
- D10.4.3 P3 (a)(iv) – visual impacts caused by the apparent scale, bulk or proportions of the dwelling when viewed from an adjoining lot (4 Jetty Road and 6 Jetty Road).

**The motion was put and carried unanimously
(5 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Cheryl Arnol

Against: Nil.

Memo: Introduction of trial format for Council Reports

Responsible Officer – Graduate Planner

Attachments: Nil

This memo has been provided to inform the Planning Authority of the possible new approach. Council feedback is welcome.

Background

The Reports to Council are lengthy documents. This is partly because at the moment they go through each and every one of the applicable standards and examine whether or not the Acceptable Solutions are met. Then they go through the areas where the Acceptable Solutions are not met and examine whether or not they meet the Performance Criteria.

The next Report, for 7 Sea Eagle Drive, takes an abbreviated approach. At heading 15 it simply states that the initial assessment identified that all the Acceptable Solutions were met, except for one, and then assesses that one standard against the relevant Performance Criteria. If this approach had been taken for the other two reports on the agenda tonight, it would have removed seven pages from the Cooks Court report and eleven pages from the Jetty Road report.

The abbreviated approach for 7 Sea Eagle Drive is taken because it was a straightforward assessment and a good one to trial the new approach.

Purpose

The rationale for a possible new approach is that the current format is time-consuming both to draft and to read, and what the Planning Authority is assessing is actually whether or not the proposal meets the discretionary aspects – the Performance Criteria.

Remarks

It is important to note that not including the assessment against the Acceptable Solutions in the Council Report does not mean that a methodical assessment against the Acceptable Solutions has not been undertaken. That assessment is undertaken as the Initial Assessment, as is on file for the application.

This abbreviated approach fulfills the statutory obligations of the Planning Authority.

Resolved

Council noted the information.

Please note: Cllr Michael Symons returned to the meeting at 2.34pm.



3.3 DA 2019 / 279 – 7 Sea Eagle Drive, Bicheno

Location:	7 Sea Eagle Drive, Bicheno (CT 172029/17)
Proposal:	Single dwelling
Applicant:	Jennifer Binns Building Design
Planning Document:	Glamorgan Spring Bay Interim Planning Scheme 2015
Zone:	General Residential
Codes:	6.0 Parking and Access, 7.0 Stormwater Management
Application Date:	14 October 2019
Statutory Date:	31 January 2020 (by consent of applicant)
Performance Criteria:	Assessment required for one standard
Representations:	One
Attachments:	Attachment A – Exhibited Documents Attachment B – alternative Schedule of Easements Refer to body of report for de-identified representation (S.22)
Author:	Robyn Bevilacqua, Graduate Planner

Decision: 14/20

Moved Cllr Cheryl Arnol, seconded Deputy Mayor Jenny Woods that Pursuant to Section 57 of the *Land Use Planning and Approvals Act 1993* and the Glamorgan Spring Bay Interim Planning Scheme 2015, application DA 2019 / 279, to construct a single dwelling, outbuilding and second driveway at 7 Sea Eagle Drive, Bicheno (CT 172029/17) be refused on the basis that it does not satisfy performance criteria requirements D10.4.3, P3(a),(iv) due to the visual impacts caused by apparent scale, bulk or proportion of the dwelling when viewed from an adjoining property.

**The motion was put and lost
(2 votes to 4)**

For: Cllr Cheryl Arnol, Deputy Mayor Jenny Woods

Against: Mayor Debbie Wisby, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons



Decision: 15/20

Moved Cllr Annie Browning, seconded Cllr Keith Pyke that Pursuant to Section 57 of the *Land Use Planning and Approvals Act 1993* and the Glamorgan Spring Bay Interim Planning Scheme 2015, application DA 2019 / 279, to construct a single dwelling, outbuilding and second driveway at 7 Sea Eagle Drive, Bicheno (CT 172029/17) be approved with the following conditions 1 through to 9.

**The motion was put and carried
(4 votes to 2)**

For: Cllr Annie Browning, Cllr Keith Pyke, Mayor Debbie Wisby, Cllr Michael Symons

Against: Cllr Cheryl Arnol, Deputy Mayor Jenny Woods



Under Regulation 25 of *Local Government (Meeting Procedures) Regulations 2015*, 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: 16/20

Moved Cllr Annie Browning, seconded Cllr Cheryl Arnol that Council no longer acts as a Planning Authority. (Time: 3:00pm)

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

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 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. If required, at least 15 minutes of the meeting will be made available for questions from members of the public.

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 Questions without notice

In accordance with the requirements of regulation 32(1)(h) the general manager is to ensure that the minutes of a meeting accurately record any question asked, without notice, by a member of the public and a summary of any answer given in response.

Mrs Kath Anderton

Mrs Anderton advised that her questions related to traffic and parking within Vicary Street, Triabunna and asked:

- i. Would it be possible for the Council, in the peak period, to undertake an audit and think about some form of limited parking within the IGA and the Colonial restaurant and also the Spring Bay Hotel areas where there are sometimes campers parked there for two or three days.*
- ii. Could Council give consideration to the installation of a disability parking area within Vicary Street? .*

Mrs Anderton also felt that some people may not understand the no parking symbol.



Response from Mayor Debbie Wisby

The Mayor thanked Mrs Anderton for her suggestions and advised that the General Manager would take the questions on notice.

Response from General Manager

The General Manager also responded advising that he would take the questions on notice, investigate and report back.

Mr Andrew Menzies

- i. *Mr Menzies advised that Jane Howlett the Member for Prossor had declined to comment on the PRAG Committee proposed management plan for the Orford Sands Spit and nearby beaches citing conflict of interest. Mr Menzies stated that he understood that two other members of the PRAG Committee may also have had a similar conflict of interest but voted on the item. Could Council please investigate this possible conflict of interest and take appropriate action.*

Response from Mayor Debbie Wisby

The Mayor thanked Mr Menzies for his question which was taken on notice.

Mr Aaron De La Torre

- i. *Mr De La Torre from the Australian Services Union, referred to Agenda item 8.7 for the 17 December 2019 ordinary Council meeting regarding the Prosser River Mouth Spit Fencing and Signage Proposal and asked whether the General Manager could advise who the author of the report and recommendation for item 8.7 for the December Council meeting was.*

Response from General Manager

The General Manager advised that the item came from the Section 24 Prosser River Advisory Group and it was his understanding that it was supplied to the Acting Executive Officer for inclusion in the Agenda. The General Manager said that he understood that item 8.7 for the ordinary Council meeting of 17 December 2019 was included in the Agenda by the Acting Executive Officer.

- ii. *Mr De La Torre referred to the establishment of a Section 24 Special Committee by Council tasked with agreeing on a Statement of Expectations, following direction from the Local Government Director. Mr De La Torre asked the Mayor how employees could have faith in the outcomes of the Committee.*

Response from Mayor Debbie Wisby

The Mayor took the question on notice. The Mayor also took the opportunity to remind the meeting of Council's Public Question Time meeting procedures which stipulates two questions per person.

Ms Samantha Batchelor

Ms Batchelor advised that she was with the Australian Services Union and representing members working at Council, and asked the General Manager a question about Council personnel matters.



Response from General Manager

The General Manager provided some information about recent staff resignations.

Ms Batchelor asked a follow up question on personnel matters, which was taken on notice by the Mayor.

4.2 Questions on Notice

Mrs Rosemary Wood (Question on Notice)

- i. *Upon the information with which I have been supplied (from Kathryn Clarke, Parks, Ministers Gutwein and Shelton) it would appear that the change of use and development of the area from public recreation to a 'bird sanctuary' has taken place without any planning permit. If that is correct, could you please advise of any reason why such a permit was not required and why Council is not in breach of the statutory requirement for a planning permit?*

Response from General Manager

The subject land is zoned 'Open Space'. In the Open Space Zone, 'Natural & Cultural Values Management' is a 'No Permit Required' Use.

There has been no change in use hence nothing to trigger a planning application. Council, Parks and Wildlife, conservation groups and community groups have managed the area for its natural and cultural values for many years.

Interpretive signs, erected by a public authority, are Exempt Signs and do not require a planning permit.

The process is not the same as for a walking trail in Bicheno, firstly because a Development Application was not required (there is no change in use), and secondly, if it were required the zone is different, the use is different and it is a quite different scenario.

- ii. *Robyn Bevilacqua, your Graduate Planner, gave a very clear and unequivocal reply in response to the planned Bicheno walking tracks Item 8.8. These would require a DA and written consent by the 'owner' Crown Land as structures and signage would be erected.*
- iii. *Why was this standard/requirement not applied to the Orford Sand spit?*

Response from General Manager

The zoning is different, the use is different and it is a totally different scenario. Even if that were not the case, the area has been known and managed as a bird sanctuary for many years and there has been no change of use.

- iv. *Why has fencing erected as 'temporary' been allowed to remain for 5 and more years, both on Raspins beach and the sandspit?*



Response from General Manager

The fencing referred to at both locations is for access management – to prevent erosion and enable revegetation, and to protect significant bird values, include two nationally listed threatened species in an internationally recognised Important Bird Area (IBA). Land managers need to take an adaptive approach to coastal management and it has been determined by council officers that this fencing needs to remain in situ at this time.

- v. *Why has EPA required temporary bunting and barrier fencing with EPA signage not been used over the entire 'potential contamination site'?*

Response from General Manager

It is suggested that Mrs Wood refers this question to the EPA.

- vi. *Why has No Dog signed fencing been used to indicate a barrier to prohibit/stop (edited from 'protect') humans, given that over last summer humans climbed over the fences?*

Response from General Manager

The fence and associated signage has been mostly successful in keeping dogs and humans out of the internationally recognised Important Bird Area (IBA). Disturbance by humans and dogs is a key threatening process to the values in the IBA. People can go around the fence if they want to swim however this location is not monitored under the recreational water monitoring program as it is an ephemeral estuarine system. Council does not monitor for *E.coli* in such systems anywhere as they are likely to periodically fail.

- vii. *Why has 'temporary' fencing, (designed and apparently approved by delegated authority as such), to protect the shorebirds, remained, even though the Fairy terns have chosen another site (well known and documented behaviour) and the other birds e.g. hooded plovers, red-capped plovers and oyster catchers have according to NRM staff reporting, probably completed their current season of breeding having begun before the beginning of October, (laying to fledging about 35 to 40 days)?*

Response from General Manager

The entire sand spit both inside and outside of the fenced area is an IBA. It is critical habitat for the birds year round not just during the breeding season. The assumption that the birds have completed breeding is incorrect. There are Hooded Plover chicks that have only recently hatched in the IBA.

Mr Wayne Murray (Question on Notice)

- i. *Am I correct in my assumption that the rules regarding Conflict of Interest and Code of Conduct that apply to Councillors do not also strictly apply to the members of Section 24 Committees?*

Response from General Manager

The rules apply to both parties, with Councillors being covered by Local Government Act s.48, and all non-Councillors by s.48A, as per below:

48. *Declaration of pecuniary interest by councillor*



(1) A councillor must not participate at any meeting of a council, council committee, special committee, controlling authority, single authority or joint authority in any discussion, nor vote on any matter, in respect of which the councillor–

(a) has an interest; or

(b) is aware or ought to be aware that a close associate has an interest.

Penalty: Fine not exceeding 20 penalty units.

(2) A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences.

Penalty: Fine not exceeding 50 penalty units.

(3) On declaring that he or she has an interest, the councillor is to leave the room in which the meeting is being held.

Penalty: Fine not exceeding 20 penalty units.

(4) The councillor, by notice in writing, is to advise the general manager of the details of any interest that the councillor has declared under this section within 7 days of so declaring.

Penalty: Fine not exceeding 20 penalty units.

(5) The general manager is to –

(a) ensure that the declaration of interest is recorded in the minutes of the meeting at which it is made; and

(b) record the details of any interest declared in the register of interests kept under section 54 .

(6) In addition to any penalty imposed under this section, a court may make an order –

(a) barring the councillor from nominating as a candidate at any election for a period not exceeding 7 years; and

(b) dismissing the councillor from office.

48A. Declaration of pecuniary interest by member

(1) At any meeting of a special committee or controlling authority, or the board of a single authority or joint authority, a member must not participate in any discussion, or vote on any matter, in respect of which the member –

(a) has an interest; or

(b) is aware or ought to be aware that a close associate has an interest.

Penalty: Fine not exceeding 20 penalty units.

(2) A member must declare any interest that he or she has in a matter before any discussion on that matter commences.

Penalty: Fine not exceeding 50 penalty units.

(3) On declaring an interest that he or she has, the member is to leave the room in which the meeting is being held.

Penalty: Fine not exceeding 20 penalty units.

(4) A member of a special committee or controlling authority, by notice in writing, is to advise the general manager of the details of any interest that he or she has declared under this section within 7 days of that declaration.

Penalty: Fine not exceeding 20 penalty units.

(5) A member of a board of a single authority or joint authority, by notice in writing, is to advise the chief executive officer of that authority of the details of any interest declared by the member under this section within 7 days of that declaration.

Penalty: Fine not exceeding 20 penalty units.

(6) The general manager or chief executive officer is to –

(a) ensure that the declaration of interest is recorded in the minutes of the meeting at which it is made; and

(b) record the details of any declared interest in the register of interests kept under section 53B or 54A .



- ii. *I note, however, that the Chair of the Prosser River Mouth Advisory Committee asked for declarations of Interest or Conflict at the beginning of each meeting of this group, so I assume it is regarded as good practice to apply the rules in a similar fashion in this context.*

Response from General Manager

Yes, as the rules are applicable, as per Local Government Act s.48 and s.48A.

- iii. *Under such circumstances, is it appropriate for two members of this Committee to have promoted and voted on an item where it would likely be deemed that they had a Personal Pecuniary Interest as defined in Part 5 of the Local Government Act 1993?*

Response from General Manager

Your question appears to be hypothetical in nature, with the answer being no, it wouldn't be appropriate.

Where members of the public believe there has been a failure to declare a relevant interest, they can give notice to Council in accordance with the following provisions:

53. Notification of pecuniary interest

(1) Any person who considers that a councillor, member or member of an audit panel has an interest in a matter to be, or being, dealt with by a council, council committee, special committee, controlling authority or audit panel may notify the general manager in writing of that interest.

(2) On receipt of a notification, the general manager is to advise the following persons of the notification:

(a) the councillor, member or member of an audit panel who is the subject of the notification;

(b) all other councillors, members or members of the audit panel.

53A. Notification of pecuniary interest of member

(1) Any person who considers that a member of a board of a single authority or joint authority has an interest in a matter to be, or being, dealt with by a single authority or joint authority may notify the chief executive officer of that authority in writing of that interest.

(2) On receipt of a notification, the chief executive officer is to advise –

(a) the chairperson; and

(b) the member who is the subject of the notification.



5. Information Reports

5.1 General Manager, Chris Schroeder

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, Cemeteries - Stormwater Drainage - Bridges, Culverts - Emergency Management, SES

5.3 Acting Manager Development & Compliance – Mr. Adrian O’Leary

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

5.4 Manager Community Development – Mrs. Lona Turvey

Community Development

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

Programs and Projects

Continue to support integrated catchment management through the Catchments to Coast (C2C) program and the implementation of catchment management plans.



Recommendation

That the Management Reports be received and noted.

Resolved

That the Management Reports be received and noted.



6. Section 24 Committees

6.1 Statement of Expectations Committee

Decision: 17/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Annie Browning that Council resolves that the Statements of Expectations Committee be a special committee of Council under Section 24 of the Local Government Act.

**The motion was put and carried
(4 votes to 2)**

For: Cllr Annie Browning, Mayor Debbie Wisby, Cllr Michael Symons,
Deputy Mayor Jenny Woods

Against: Cllr Keith Pyke, Cllr Cheryl Arnol



7. Officers' Reports Requiring a Decision

7.1 Bendigo Bank Opening Hours

Responsible Officer – General Manager

Background / Overview

Swansea/Bicheno Community Bank (SBCB) and Freycinet Coast Financial Services Limited (FCFSL) recently supplied a 7 page draft report detailing some of their thinking in regards to Glamorgan Spring Bay Council (GSBC) retaining the Bendigo Agency for a further period of two years. A copy of which has previously been provided to Councillors.

It has been established that the report requires some extra information from SBCB & FCFSL covering:

- Risk assessment
- Financial report
- Bank Growth Strategy
- Breakdown of usage and users groups
- Value to community and banking options

Although the report is yet to be finalised, all parties are in agreement that it's a reasonable course of action to reduce the number of days that GSBC operate the Bendigo Agency from Monday to Friday inclusive to Monday / Wednesday / Friday.

The recommendation made will act as an interim measure until the full report from SBCB/FCFSL is available for a thorough assessment.

In addition to the report GSBC has assessed the following:

Staff opinion on retaining the bank service

GSBC has been an agent for the Bendigo Bank for the past 10 years. It is understood that this arrangement worked well for some time, but has become increasingly unsustainable over the past 12 months.

The reasons for this are varied revolving around the increasing demands placed upon Council staff. Previously the Bank Agency was managed through the Planning Department however is now managed by Corporate Services.

As a new Principal of the Bank is yet to be appointed, only 2 of Council's staff members are trained to operate the bank with one covering for lunch breaks. Should one of these officers not be available for any reason, this would leave only one person to operate the Agency, being the Customer Services Coordinator who also works in Reception.

Staff understand that residents would like to have Bendigo Bank represented in the Community however this function is a not core business of Council. Staff believe that if Council decided that we should keep the Bendigo Agency operating from Council premises then possibly a compromise of 2 days per week could work (eg. Tuesday and Thursday). Bendigo Bank are open in Swansea Monday, Wednesday and Friday.



The SBCB/FCFSL report (previously circulated to Councillors) established a loss of \$44,000 to Council in running the Agency. These costs were calculated in consultation with staff directly involved in working in the Agency as to timeframes required to complete each task.

Contractual obligations / options available

9.6 Termination without Cause (Page 26)

- (a) Notwithstanding anything else contained in the Agreement but subject to clause 9.6(b) any party may terminate this Agreement by giving the other parties notice in writing with termination to be effective on the last business day of the calendar month following the month in which the notice was served.
- (b) The Manager may only give notice under 9.6(a), if it has provided notice of its intention to terminate this Agreement to Bendigo at least 5 business days prior to giving notice under clause 9.6 (a)

The above clause of the agreement will apply in the situation that we choose to terminate.

This change to three days a week will help GSBC reduce the pressure on our staff time, allowing a greater focus on core Council activities.

Statutory Implications

Nil

Budget Implications

A reduced Bendigo Agency work load will free up some staff time. This is likely to translate into more timely completion of core Council work.

Recommendation

Council agrees to reduce the number of days that the Bendigo Agency operates within the Glamorgan Spring Bay Council offices from five days a week to three days a week, changing from Monday to Friday inclusive, to Monday, Wednesday and Friday only. This change in operation will commence on the week of Monday 3/2/2020.

Decision: 18/20

Moved Cllr Annie Browning, seconded Cllr Keith Pyke that Council moves to discuss.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



Decision: 19/20

Moved Cllr Annie Browning, seconded Deputy Mayor Jenny Woods that the Bendigo Bank agency located at the Glamorgan Spring Bay office in Triabunna will reduce operating days from five days per week to two days per week to be determined by the General Manager in consultation with the Swansea Bicheno Bank Manager to be effective 3 February 2020.

The General Manager is to provide a report to Council within 14 days on the Bendigo Bank agency and its future at the Glamorgan Spring Bay office at Triabunna.

This matter is to be placed on the ordinary Council meeting agenda on the 25 February 2020.

**The motion was put and carried
(4 votes to 2)**

For: Cllr Annie Browning, Cllr Keith Pyke, Mayor Debbie Wisby, Cllr Michael Symons

Against: Deputy Mayor Jenny Woods, Cllr Cheryl Arnol



Please note: Cllr Cheryl Arnol and Deputy Mayor Jenny Woods having declared an interest in Item 7.2 proceeded to leave the meeting. The Mayor advised that due to a lack of a quorum Item 7.2 would be deferred.

7.2 Prosser Plains Raw Water Scheme – (Item Deferred)

Responsible Officer – General Manager

Background / Overview

An agenda item (8.10) discussing the need for an additional \$600,000 to complete the Prosser Plains Raw Water Scheme (PPRWS) project was supplied for the Ordinary Meeting of Council dated 17th December 2019. For reference only, the bulk of that agenda item is set out below in italics, as supplied previously:

8.10 Background

Investigation into the feasibility of the Prosser Plains Raw Water Scheme (PPRWS) began in 2016, with the pipeline and pumping station construction work going to tender in September 2018.

Tassal and Council agreed to establish the Prosser Plains Raw Water Scheme pursuant to a Water Supply Agreement in February, 2019. Batchelors were also appointed as constructors in February 2019 and physical works commenced in March 2019.

During June / July 2019 it was identified that the pumping station stairwell would require modification, and the associated additional costs were established.

Options to bridge the funding gap were explored over subsequent months, bringing us to the current situation were an additional loan of \$600,000 from Tasmanian Public Finance Corporation (TASCORP) is being sought.

8.10 Legal Advice – Summary

- *Council would be in breach of the Agreement if it simply refuses to complete the works required of it under the Agreement due to the additional cost.*
- *If the works, once completed, cannot be commissioned due to water shortages, any dispute about why this has occurred can be dealt with at a later date.*
- *Until the works are commissioned Council is not entitled to any payment under the Agreement.*

8.10 Financial Overview – Summary

Glamorgan Spring Bay Council (GSBC) are to incur all the costs to construction and commission the Scheme (project costs). There a forecast loan balance which is the total of the project costs less the \$2.3M of grant contribution. This loan balance attracts interest and is repaid over 30 years. Currently the annual loan repayment is calculated at \$258,869 per annum.

GSBC are responsible for the annual operations of the Scheme. These operating costs are currently estimated at \$145,900 per annum. These costs need further scrutiny to be accepted as reasonable estimates.

Based on the above, GSBC need to receive \$404,769 per annum (\$258,869 + \$145,900) in order to recover the loan balance and the annual operating costs.



However, the current Agreement provides a maximum guarantee amount of \$352,000.

The Agreement envisages additional users and should this not occur then it is likely GSBC will incur an annual shortfall of the difference between the maximum guarantee amount (\$352,000) and the loan repayment and the annual operating costs (\$404,769).

During the time agenda item 8.10 was being created, the project management and superintendent functions of the PPRWS project were in the process of being transferred from Burt's Engineered Solutions & Testing to Macquarie Franklin.

Subsequently the cost to complete the PPRWS project was re-assessed in detail by Macquarie Franklin, and found to be an estimated \$761,000, rather than the previously supplied \$600,000. This price variation was forwarded on to Council once verified on Tuesday 7/1/20.

This cost includes the completion of the PPRWS pumping station and the commissioning of the pipeline, with the pipeline itself already having been constructed.

It is still expected that the PPRWS pumping station will be completed by the end of February 2020, with pipeline commissioning more difficult to predict due to water availability, but most likely being by the end of March 2020.

Statutory Implications

Nil

Budget Implications

Loan repayments relating to an additional \$161,000 over 30 years.

Recommendation

1. Referencing Council Decision: 252/19, Council agrees to expend up to an additional \$161,000 to complete Stage 1 of the Prosser Plains Raw Water Scheme (e.g. completion of the pumping station and commissioning of the pipeline), which in turn will allow Council to meet its obligations under the Water Supply Agreement dated 8 February 2019.
2. The General Manager is authorised to take all reasonable and necessary steps to secure the loan of the additional monies referred in recommendation 1 set out above, including gaining approval from the Treasurer, making application to TASCORP for the loan, and executing all relevant documents for and on behalf of Council (including applying the common seal of Council if required).



7.3 Position of the Loo with a View – Swansea

Responsible Officer – Manager of Buildings & Marine

Background

The building department of Council had approval to construct two toilet buildings adjacent to the deck at Jubilee Beach. Both buildings were to incorporate a view over the Freycinet Peninsula. One of the toilets was designed to be a disabled accessible toilet next to the deck. This toilet has been built and is now operational.

The second toilet was designed to sit on four turpentine piles and be connected to the same deck via a gangway. The piles were installed previously but when the builders were ready to position the toilet pod onto the piles the consulting engineers had concerns over the integrity of the piles. On inspection they have requested extra steel bracing be installed. The engineers have also requested a load test be done before the pod is lifted into place. This will add additional costs to the project.

Given the engineers request, and in light of the petition requesting Council to consider an alternative position for the toilet, I am asking Council to consider the following options:

1. Stay with the approved plan, strengthen and test the piles and install the toilet as originally planned on to the turpentine piles.
2. Remove the turpentine piles, install the second toilet pod adjacent to the deck on four steel columns. This position would still have the same view and savings would be made by not needing the gangway, and not requiring the piles.
3. A third option would be to install the second toilet pod on steel columns adjacent to the footpath on Jetty Road at the other end of the park. This would have a similar view in an elevated position. The position would be closer to the boat ramps but still within the Jubilee Beach Park. Another Sewerage, water and power connection would be required.

Budget Implications

Refer attached Cost comparison.

Statutory Implications

Nil

Recommendation

Council consider all options for the position of the second 'Loo with View' pod and make a decision on where best to install it.



Attachment A: Map of Loo with a View Area

Attachment B: Cost Comparison

Decision: 20/19

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Symons that Council consider all options for the position of the second 'Loo with View' pod and make a decision on where best to install it.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil

Decision: 21/19

Moved Cllr Annie Browning, seconded Cllr Keith Pyke that Council defer to community consultation and for further investigation in conjunction with the boat trailer parking funding at Jetty Road Swansea.

**The motion was put and carried
(4 votes to 2)**

For: Cllr Annie Browning, Cllr Keith Pyke, Mayor Debbie Wisby, Deputy Mayor Jenny Woods

Against: Cllr Cheryl Arnol, Cllr Michael Symons

7.4 Re-endorsement of the Dog Management Policy and associated Declared Areas including Dog Exercise Yards

Responsible Officer – Manager Natural Resources

Background

In line with Decision: 180/19 (1) from the Special Meeting held on 16 October 2019 Council commenced the review to re-endorse the *Glamorgan Spring Bay Dog Management Policy and Declared Areas 2014-2019 (dog policy)* in accordance with *Section 7 of the Dog Control Act 2000*.

The public consultation period inviting feedback for consideration in the review process commenced on the 25 November 2019 and concluded on 3 January 2020.

In line with Decision: 180/19 (2) advertising was sent to The Mercury, The Examiner, the Great Oyster Bay Community News, the Bicheno Forward, the Echoes Around the Bay, and put on Council's website and community notice boards.

In line with Decision: 180/19 (3) Council committed to conducting a further review of the re-endorsed *Dog Management Policy* within 12 months of the *Dog Control Act 2000* amendments being finalised. The Date of Commencement of the *Dog Control Amendment Act 2019* was 18 December 2019.

At the Special Meeting held on 16 October 2019 Council declared dog exercise areas in Swanwick, Swansea, Triabunna, Orford and Buckland (Decisions: 186-190/1).

Statutory Implications

Under Part 1, Section 7 (4) of the *Dog Control Act 2000* a council is to review its dog management policy and associated declared areas at least once every 5 years.

Under Part 3, Division 2 (25) of the *Dog Control Act 2000* a council is to, by public notice, notify the date and period of declaration of Declared areas.

Budget Implications

Cost of advertising the Declared areas.

Cost of undertaking a further review of the re-endorsed *dog policy* including advertising.

Ongoing cost of communicating the re-endorsed policy and declared areas.

Ongoing costs associated with compliance and enforcement of the re-endorsed policy and declared areas.



Recommendation

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.

Decision: 22/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Symons that:

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.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



7.5 Bicheno Community Development Association Inc.

Responsible Officer – Manager Community Development

Background

An application has been received from the Bicheno Community Development Association Inc. (BCDA), seeking financial assistance of \$500 under the Community Small Grants Programme, towards the cost of three (3) bicycle racks to be installed outside the Bicheno Newsagency. (A copy of a letter outlining details is attached – Refer Attachment A.)

The total cost of this project is \$953.00, of which the BCDA will contribute \$453.00. (A copy of the quote is attached – Refer Attachment B.)

Statutory Implications

Not applicable

Budget Implications

A total of \$25,000 has been allocated in the budget for the Community Small Grants Program of which \$14,950 remains.

Recommendation

That Council approves a grant of \$500 to the Bicheno Community Development Association Inc., towards the cost of purchasing three (3) hoop bike racks to be installed outside the Bicheno Newsagency.

Decision: 23/20

Moved Cllr Michael Symons, seconded Cllr Cheryl Arnol that Council approves a grant of \$500 to the Bicheno Community Development Association Inc., towards the cost of purchasing three (3) hoop bike racks to be installed outside the Bicheno Newsagency.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



7.6 Coles Bay Half Triathlon

Responsible Officer – Manager Community Development & Administration

Background

An application from the committee of the Coles Bay Half Triathlon, under the Community Small Grants Programme, was presented to Council at its ordinary meeting held on 26th November, 2019. (A copy of the report is attached.)

At that meeting the following motion was carried:-

“Moved Cr. Browning, seconded Deputy Mayor Jenny woods, that Council defers this matter to the General Manager to provide further information relevant to this event to the 17th December, 2019 ordinary meeting. Carried Unanimously”

The organisers of the event have been overseas and have only recently returned.

The organisers have watched the discussion of this matter on live streaming to gain a better understanding of the details required and have provided the following information which they hope will provide more clarity:-

The Coles Bay Half has been running for 9 years but there was a change of management so my husband and I are now conditioning the event. 2020 will make this our third Coles Bay Half.

We thank you for your previous generous support of \$2,000. This money is used towards the following:-

- *Toilet hire (2 x double portable toilets) \$1,000.00*
- *SES (we use SES for traffic control as we co-share 30km of the Coles Bay Road for our bike leg and 2.5 km of the Esplanade for our run leg) \$500.00*
- *Surf lifesaving (Scamander Surf Life Saving Club provide water safety for the 1.9km swim leg) \$500.00*
- *Motor bike escorts \$300*
- *First aid \$1,200.00*
- *Technical officials \$350.00*
- *Launceston Tri Club equipment (we hire a trailer of equipment from the Launceston triathlon club which contains everything we need to conduct the race from bike racking, bollards, pumps, finish line, PA system, etc.) \$750.00*
- *Tasmanian Police Traffic Disruption \$500.00*
- *Event sanctioning with Triathlon Australia \$500.00*
- *Athletes Nutrition during and post race*

The above items are a few of our major expenses for putting on a race and together they come to well over \$2,000.00 but your contribution helps a lot.

After listening to the meeting on-line, we are happy to look at a package which includes the supply of toilets etc. Please keep in mind we already have bollards and customised road signage to make sure we have a safe and informative event.



Thank you for considering our application and giving us the opportunity to provide more information.

*Tiani Poulton
President"*

Statutory Implications

Not applicable

Budget Implications

A total of \$25,000 has been allocated in the budget for the Community Small Grants Program of which \$14,950 remains.

The application for funding is under the Community Small Grants Programme. The events budget which Council referred to at the meeting is the budget for Council-run events, such as Australia Day, Festival of Voices, Seafarers' Memorial, Glamorgan Spring Bay Arts Prize, Seniors events, etc. The events budget does not extend to community organized events.

Recommendation

That Council approves a grant of \$1,000 under the Community Small Grants Programme to the Coles Bay Half Triathlon Committee, towards the cost of staging the event, plus the provision of 2 x double portable toilets.

Decision: 24/20

Moved Cllr Michael Symons, seconded Deputy Mayor Jenny Woods that Council approves a grant of \$1500 under the Community Small Grants Programme to the Coles Bay Half Triathlon Committee, towards the cost of staging the event, plus the provision of 2 x double portable toilets.

**The motion was put and carried
(4 votes to 2)**

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

Against: Mayor Debbie Wisby, Cllr Annie Browning



7.7 Freycinet Association Inc.

Responsible Officer – Manager Community Development

Background

An application has been received from the Freycinet Association Inc. (FAI), seeking financial assistance of \$1,000 under the Community Small Grants Programme, towards the cost of purchasing an Automated External Defibrillator (AED). The AED would be installed at the Coles Bay Convenience-General Store and Post Office, which is an easily accessible public location.

The Association sees the need for having such a device to provide support in an emergency situation. As Council is aware, there is a high volume of people visiting Coles Bay during the year and a public AED will provide an extra resource to first aid providers. The device would also benefit the local community who live and work in Coles Bay.

Whilst there are a number of AED's within the National Park and situated at businesses, there is only one 24-hour accessible AED which is located at the Golf Course Club House in Swanwick, which is quite a distance from anywhere in Coles Bay. Also, due to the erratic availability of the Coles Bay volunteer ambulance service, FAI believe that having access to a 24-hour defibrillator would be very beneficial to the area.

The total cost of the AED is \$4,039.50 and a copy of the quote is attached. The FAI will be contributing \$1,000 towards the cost and the balance will be obtained from other sources.

Statutory Implications

Not applicable

Budget Implications

A total of \$25,000 has been allocated in the budget for the Community Small Grants Program of which \$14,950.00 remains.

Recommendation

That Council approves a grant of \$1,000 to the Freycinet Association Inc., towards the cost of purchasing an Automated External Defibrillator (AED) to be installed at the Coles Bay Convenience-General Store and Post Office which is situated at 3 Garnet Avenue.

Decision: 25/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Michael Symons that Council approves a grant of \$1,000 to the Freycinet Association Inc., towards the cost of purchasing an Automated External Defibrillator (AED) to be installed at the Coles Bay Convenience-General Store and Post Office which is situated at 3 Garnet Avenue.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



7.8 Spring Bay Suicide Prevention Network

Responsible Officer – Manager Community Development

Background

An application has been received from Spring Bay Suicide Prevention Network (SBSPN), seeking financial assistance of \$1,000, under the Community Small Grants Programme, towards the purchase of forty-five (45) Live Life Medical Alarms.

The Network successfully applied for a Glamorgan Spring Bay Council Community Small Grant in the last financial year towards the purchase of personal alarms for use in the Spring Bay area.

Whilst there is still a need for personal alarms within the Spring Bay community, SBSPN is continuing with the project and now, with the support of the Spring Bay Rotary Club and their fund-raising opportunities, will be extending the alarm project into Swansea, Coles Bay and Bicheno, with similar arrangements that are in place for Orford, Triabunna and Buckland.

The Spring Bay Rotary Club has joined with Dick Smith Foundation and secured a \$ for \$ fundraising program.

The Network, not only concentrates its efforts on suicide prevention but on the mental health and wellbeing of its community.

The network continues to work closely with other health services, including local general practitioners, ambulance personnel and social workers.

The total cost of the project (45 alarms) is \$18,315 with funds available as follows:-

	Recipients	2,315
	Spring Bay Suicide Prevention Network	2,000 plus Dick Smith's \$ for
\$		
	Spring Bay Rotary Club	2,000 plus Dick Smith's \$ for
\$		
	Pop-Up Book Stall	3,000 plus Dick Smith's \$ for
\$		
	Dick Smith Foundation (Spring Bay Rotary Club)	8,000 (this amount is based on Council providing a grant of \$1,000 and includes the \$ for \$ contribution)

Statutory Implications

Not applicable

Budget Implications

A total of \$25,000 has been allocated in the budget for the Community Small Grants Program of which \$14,950 remains.



Recommendation

That Council approves a grant of \$1,000 to the Spring Bay Suicide Prevention Network, towards the cost of purchasing forty-five (45) Live Life Medical Alarms which will enable the service to be expanded into Swansea, Bicheno and Coles Bay.

Decision: 26/20

Moved Cllr Keith Pyke, seconded Cllr Cheryl Arnol that Council approves a grant of \$2,000 to the Spring Bay Suicide Prevention Network, towards the cost of purchasing forty-five (45) Live Life Medical Alarms which will enable the service to be expanded into Swansea, Bicheno and Coles Bay.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



7.9 Minutes of Audit Panel Meeting – December 2019

Responsible Officer – General Manager

Background

Council's Audit Panel met on 5 December 2019 at the Triabunna Council Offices, with Minutes of the meeting attached. The Panel has made a number of key recommendations, a summary of which has been provided at the end of the Minutes. The majority of these require action by staff, Council's business consultant or the Chair of the Audit Panel.

Statutory Implications

Nil.

Recommendation

That the Minutes of the Audit Panel Meeting held on 5 December 2019 be received and noted.

Decision: 27/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Annie Browning that the Minutes of the Audit Panel Meeting held on 5 December 2019 be received and noted.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil

As a member of the Audit Panel, Cllr Cheryl Arnol congratulated Council staff member Ms. Roya for doing the minutes in such an orderly manner.



7.10 Air-Conditioning for Bicheno Paramedic Room

Responsible Officer – Manager of Buildings & Marine Infrastructure

Background

Ambulance Tas has a paramedic stationed in Bicheno.

Currently that paramedic is using the office at the back of Council's Bicheno Medical Centre.

We engaged an electrician to fix a few power points that were not working, and he informed me the heating panel is broken. As well as needing heating for the upcoming winter, Ambulance Tas has requested an air-conditioning unit because the room gets quite hot during summer.

I have received a quote to install an air conditioning unit.

Budget Implications

\$1900 (GST included)

Statutory Implications

Nil

Recommendation

That Council decide whether to pay for the installation of the air conditioning unit.

Decision: 28/20

Moved Clr Cheryl Arnol, seconded Clr Michael Symons that Council fund the installation of the air conditioning unit in the Bicheno Paramedic room to the value of \$1900.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Clr Annie Browning, Clr Keith Pyke, Clr Michael Symons, Clr Cheryl Arnol

Against: Nil

7.11 Late Item Report – Roads to Recovery Allocation for 2019-2020

Responsible Officer – Manager Works

Council's Roads to Recovery allocation for 2019-2020 totals \$601,630.

This is an increase from Council's normal annual allocation of \$401,087 due to additional funds being received for 2019-2020 and 2020-2021, totaling \$401,087.

This additional funding was attributed as part of Government's drought package.

Council's total 5 year allocation now totals \$2,406,522.

The first Council approved funding project was the reconstruction of Jetty Road – Orford which is now complete. The final costs attributed to this works totals \$225,600.

Note: The adopted capital works budget had the cost of Jetty Road at \$121,500 for some reason, but the actual cost submitted in the original application to the Australian Government was \$210,000 which was approved and subsequently paid by the Commonwealth.

This therefore equates to a \$15,600 (7%) overrun which was attributed to exposing a major subgrade failure during construction works and external plant hire due to our excavator being damaged and subsequently out of action.

This leaves \$376,030 left for capital road projects for this financial year under 'Roads to Recovery' funding which requires to be expended.

The expenditure of the remaining allocated funds for 2019-2020 needs to be allocated to ensure project applications are received and approved by the Australian Government in the required timeframe specified in the conditions of the funding, namely 31st January 2020.

The following are my project recommendations for addressing remaining R2R funds for this financial year:

- | | | | |
|---|---|-----------------------|-----------|
| 1. Jetty Rd – Orford (reconstruction) | Approved | Completed | \$225,600 |
| 2. Sinclair St – Bicheno (construction) | Withdrawn due to postponed | Ambulance development | |
| 3. Rheban Rd – Orford (reconstruction) | Withdrawn due to timing of culvert replacement work | | |
| 4. Nugent Rd – Buckland (seal 6 kms) | Proposed | | \$330,000 |
| 5. Old Coach Rd – bridge deck replacement | Proposed | | \$55,000 |

These projects equate to an estimated total of \$610,600.

Although Council's first year's annual allocation, has been estimated to be exceeded by \$8,970, this is not a concern.

Funding conditions allow for an annual allocation to be exceeded, but must not be under expended each year.

Comments:

Bridge (2131) over *Un-named Creek* on Old Coach Road - Swansea was condemned last year in June by Council's consulting bridge engineers due to the timber deck beams not passing standard core testing. A load limit of 8 tonne was applied for and subsequently approved by the Department of State Growth.



As budget funds to replace the bridge were not allocated for in this financial year's capital works programme, discussions took place with the adjacent land owner to utilise a strip of private land to enable the construction of a temporary bypass.

This bypass now allows local farmers unrestricted access in the interim to transport livestock, feed and fuel to and from their properties.

It is recommended that Roads to Recovery funding is utilised to replace the condemned timber deck with a new concrete deck, which will remove the current load limit and abandon the bypass.

Nugent Road is one of four main *collector roads* within our municipal area; Buckland Road (sealed), Wielangta Road and Old Coach Road are the other three.

A collector road is a main local road linking other Council areas and/or communities and has a greater hierarchy status within our local road network. These roads receive a higher priority in relation to maintenance frequency due to higher vehicle use.

It is important for Council to address the first 6 kilometres of Nugent Road, because the proposed sealing works incorporates the steep descent (heading north) down to the bridge on the sharp corner. This section of road continually erodes during rain events and requires a higher frequency of maintenance. The existing gravel road can be very slippery for vehicles breaking on their approach to the bridge corner. A number of reported incidents have occurred over the years, involving damaged bridge railings and approach barriers with tow trucks having to pull vehicles out of the creek.

This road is also a local logging route for larger vehicles heading north to access the state network.

Buckland Road's last one kilometre of gravel section at our southern boundary was reconstructed and bitumen sealed in the 2018-19 financial year. Full road length is now sealed. Nugent Road, Wielangta Road and Old Coach Road are still currently gravel surface formations. Wielangta Road was recently upgraded and resheeted with gravel through a Grant from Department of Primary Industries, Parks, Water and Environment at a value of \$815,000.

Bitumen sealing existing gravel roads cost saving benefits over a 15 year period, as follows:

As per the 'Tasmanian Grants Commission – Review of Road Maintenance Costs' publication, the cost to maintain an existing road **per km per annum** is approx;

UNSEALED FORMATION

- \$2,020 - to maintain the formation (2 grading cycles).
On average Council grades all unsealed formed roads twice per year.
- \$500 - on average for additional gravel that is lost due to traffic and conditions.
- \$3,330 - Collector roads (Nugent Road) require on average a resheet every 3 years to allow grading works to be effective. (\$10,000 / km)
- \$500 - general potholing and repairs.

Associated costs to maintain a (collector road) gravel road is approx \$6,350/km per annum.



SEALED ROAD

- \$250 – to maintain potholes and sealed road edges.
- \$1,660 – bitumen resealing (on average an existing bitumen sealed road should be resealed every 15 years. (based on \$5/m² and 5m width)
- \$3,330 - An initial bitumen sealing cost is applicable equating to \$50,000 per kilometre (averaged out over the 15 year period – based on \$10/m² and 5m width)

Associated costs to maintain a sealed road is approx \$5,243/km per annum.

SUMMARY

The approx costs in maintaining road surfaces over a **15 year period** is therefore:
(based on current day costs and a collector road status)

- Unsealed Road \$ 95,250 per km
- Sealed Road \$ 78,645 per km

Statutory Implications

Not applicable

Budget Implications

Nil – Roads to Recovery 100% funded.

Recommendation

Council approves the bitumen sealing of 6km of Nugent Road from the Tasman Hwy - \$330,000 and the replacement of the Old Coach Road bridge deck \$55,000, as part of Roads to Recovery funding allocation expenditure for 2019-2020 financial year.

Decision: 29/20

Moved Cllr Michael Symons, seconded Cllr Keith Pyke that Council approves the bitumen sealing of 6km of Nugent Road from the Tasman Hwy - \$330,000 and the replacement of the Old Coach Road bridge deck \$55,000 as part of Roads to Recovery funding allocation expenditure for 2019-2020 financial year.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil



8.0 Notices of Motion

8.1 Triabunna District School – School Crossing

Decision: 30/20

Moved Cllr Cheryl Arnol, seconded Deputy Mayor Jenny Woods:

1. That Council employs a suitably qualified person to assess both the Melbourne Street and Vicary Street Triabunna school crossings to determine their compliance with the current Australian Standards for School Crossings.
2. That, in the event, that either or both crossings are assessed as deficient Council take steps to immediately rectify the deficiency to ensure the safety of students at Triabunna District School.

**The motion was put and carried
(4 votes to 2)**

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

Against: Mayor Debbie Wisby, Cllr Annie Browning

Background

Throughout 2018 and 2019 the School Association at Triabunna District School received numerous complaints/concerns regarding the safety of the Melbourne Street School Crossing from school staff, parents and members of the community. A former Principal attempted to address the matter with the Department of State Growth but was advised that it was 'the local council' that were the entity to have the crossing assessed.

A meeting with Council staff was held wherein it was suggested that the School Association write to the General Manager advising what was discussed and seeking Council's support for an assessment. The request was sent to the General Manager with a letter of support from the Acting Principal. The response received was that it would be taken to a Budget meeting and the School Association would be notified once a decision had been made.

The School Association were advised that the matter had been discussed in a workshop and rejected. The basis of the rejection was that the School Association had not followed the correct application process and that the Australian standards showed that the crossing was completely in order. The Chair of the School Association was advised that there was no money to pay for the project and was advised of a new figure which was different to the original estimate. At no time were members of the School Association provided with any guidance from Council in relation to the protocols around requesting an assessment. The image below shows the school crossing delineated by orange and white striped poles which has "Children Crossing" flags inserted when in use. Its delineation is not ideal nor obvious that it is a children's crossing when vehicles are parked either side of the road at school arrival and departure times.



Melbourne Street crossing

Note proximity to driveway with white vehicle parked in it.

Whilst there is lesser concern regarding the Vicary Street Crossing, it would be opportune to have an assessment done of that crossing as well some 15+ years after it was installed. With the increase in larger vehicles (SUV and Caravans, Campervans and the like) it is often difficult to identify that the crossing is in use particularly when the larger vehicles are blocking the line of sight.



Vicary Street Crossing at the intersection of Melbourne and Vicary Street



Melbourne Street Crossing



Melbourne Street Crossing (from Vicary Street intersection) and close proximity to intersection of Vicary Street crossing

Vicary Street crossing right on intersection

The School Association remains committed to ensuring the safety of students at what would appear to be a deficient crossing due to its proximity to a residential property driveway. The Tasmanian Government's Vulnerable Road User Program grant process could be an avenue for funds for any remedial work.



8.2 Council Meeting Minutes

Decision: 31/20

Moved Cllr Annie Browning, seconded Deputy Mayor Jenny Woods that the draft Council Meeting Minutes are provided to Council within ten (10) calendar days of the Council Meeting.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arnol

Against: Nil

Background

Generally draft minutes of Council Meetings are provided to elected members with the Council Agenda on the Thursday afternoon prior to the council meeting for the following Tuesday afternoon.

Council agenda's are often complex and contain much information for elected members to read, research, understand, ask questions and consider including regular planning matters.

The receipt of the agenda is the minimum time-frame required under the Local Government Act and it would be beneficial to receive the draft minutes earlier as it would allow elected members to properly consider the draft minutes without the pressure of reviewing the agenda at the same time. As the decisions of Council are electronically noted during the meetings, generally the only information that needs to be added after the meeting is the Public Question Time information.

I am therefore requesting Council to consider my motion that the draft Council Minutes are provided to Council within ten (10) calendar days of the Council Meeting.



9. Motion Tracking Document

Last updated 21/01/2020

Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
27 th February 2018	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.	Report this agenda. Project update this agenda.
23 rd October 2018	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. To be presented at Council Workshop 27/8/19.	Complete
26 th February 2019	7.6	39/19	Staff Resourcing Land Use Planning: Benchmark Report	MDC	Issue to be workshopped by Council.	In Progress
26 th February 2019	8.1	41/19	Notice of Motion: Increase Time for Agenda to Councillors from 4 days to 7 days (Clr Churchill)	GM	Item deferred to a workshop in light of report on staff resourcing in Planning.	In Progress
26 th March 2019	7.3	66/19	Renaming of Esplanades	MDC	Council to consult with affected residents	In Progress
26 th March 2019	7.5	68/19	Fast Charging for Electric Vehicles in GSB	MNRM	In principle agreement to fast charging station in Swansea and calls for EOI for a partner to install a fast charger at a Council site.	Complete
30 th April 2019	6.1	82/19	Policy for Users of Hall Facilities	GM	Council to formulate and implement a Policy of Acceptable Practices and Requirements for users of Council Hall facilities.	In Progress

Action Officer codes: MW = Manager Works, MDC = Manager Development & Compliance, 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 August 2019	7.2	140/19	Seaweed Odours Swansea – An Issues Paper	GM	Council to appoint “suitably qualified technician” to prepare a scoping report. Brief to be provided to Council at a workshop.	In Progress
27 th August 2019	7.5	144/19	Holkham Court, Orford – Stormwater Assessment	GM	Works are implemented as outlined in the report. Letter to Minister for Infrastructure Re: Priority works for Tasman Hwy.	In Progress
24 th September 2019	7.9	167/19	Speed Limit Reviews (Cambria Drive and Tasman Hwy, Buckland)	MW	Council approval for submissions to be made to State Growth.	Complete
16 October 2019	2.2	176/19	Australia Day Awards	GM	Categories finalised. Closing date for nominations 25 November 2019. Honour Board redesigned. Certificates of Recognition for all nominees	In Progress
16 October 2019	2.5	179/19	By-Law	GM	Council resolves to make a By-Law of the Glamorgan Spring Bay Council made under Section 145 of the Local Government Act 1993 (Tas) for the purpose of regulating and controlling matters of environment health - Environmental Health By-Law (By-Law No. 1 of 2018).	In Progress
16 October 2019	2.6	180/19	Dog Management Policy	GM	<ol style="list-style-type: none"> 1. That Council directs the General Manager to immediately commence the process for re-endorsement of the existing Dog Management Policy 2014-2019 with amendments as deemed necessary in accordance with the requirements of the <i>Dog Control Act 2000</i>. 2. That advertising occurs in The Mercury, The Examiner, the Great Oyster Bay Community News, the Bicheno Forward, the Echoes Around the Bay, Council’s website and community notice boards. 3. That Council commits to conducting a further review of the new Dog Management Policy within 12 months of the <i>Dog Management Act 2000</i> amendments being finalised. 	In Progress Report this agenda.



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
16 October 2019	2.7	181/19	Deed Coles Bay Trailer Parking	GM	Council endorses the \$400,000 grant from State Government for Coles Bay Boat Trailer Parking, includes the grant in its 2019/2020 Budget and directs the General Manager to execute the Deed on behalf of the Glamorgan Spring Bay Council.	Complete
16 October 2019	2.9	185/19	Dog Exercise Yards	GM	The dog park proposed for the Bicheno foreshore area near the oval is not approved. The funding for that project be re-negotiated with the relevant Federal Department and requested to be used for the purchase and installation of playground equipment for the Bicheno Lions Park and for improvements to the exterior of the Bicheno Memorial Hall.	In Progress Report this agenda
16 October 2019	2.9	186/19 187/19 188/19 189/19 190/19	Dog Exercise Yards	GM	The Swanwick, Swansea, Triabunna, Orford, Buckland dog exercise areas be approved as advertised in The Examiner and The Mercury in September 2019 and it is formally declared as a dog exercise area.	In Progress
22 nd October 2019	7.2	197/19	Instrument of Delegation to General Manager	GM	Further Acts to be considered by Council for inclusion in Instrument of Delegation at a future date.	In Progress
22 nd October 2019	7.5	201/19	Consent to lodge a DA: Cricket Practice Nets, Swansea Recreation Ground	GM	Further discussion with recreation reserve users to determine alternative location for nets requested	In Progress
26 November 2019	7.2	221/19	Consideration of Place Names: Cul-de-sac off Kunzea Court, Swanwick	GM	Sweet Wattle Court to be submitted to Nomenclature Board	In progress
26 November 2019	7.7	224/19	Coles Bay Triathlon	GCD	Further information to be provided to Council for consideration	Report this agenda
17 December 2019	8.1	240/19	2020 Ordinary Meeting dates & times	GM	Council approves the 2020 Ordinary Meeting of Council dates are the 4 th Tuesday of each month commencing at 2pm and Special Meetings can be held any time from 2pm. The AGM will be held on 15 December 2020	Complete. Advertised in accordance with Mtg Regs.
17 December 2019	8.2	241/19	Draft Policy – Rates & Charges	GM	Council adopt the Policy attached to this report dated 17 December 2019 and titled, "Rates and Charges Policy version 3".	Complete.



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
17 December 2019	8.3	242/19	Rates Revaluations	GM	Council defers Agenda Item 8.3 to the January 2020 meeting or to a Special Meeting of Council earlier in the month if the matter is deemed too urgent to wait until the 28 th of January 2020.	Complete.
17 December 2019	8.4	244/19	Re-engagement of Internal Audit Panel	GM	Council continue with the current arrangement with Mr Mike Derbyshire & Mr Kane Ingham as independent members and sign a Deed of Agreement for the next 12 months.	Complete.
17 December 2019	8.5	245/19	Building Better Regions – Grand Funding Options	GM	<p>That Council support applying for \$250,000 from the Building Better Regions Fund to strategically develop the Triabunna Wharf, with Parks and Wildlife Services and Glamorgan Spring Bay Council matching those funds, with \$200,000 and \$50,000 respectively.</p> <p>That Council support applying for \$25,000 from the Building Better Regions Fund to develop a Business Case & Development Application for a Mountain Bike Trail from Kellevie to Orford with Sorrell Council and Glamorgan Spring Bay Council matching those funds equally, both contributing \$12,500 each.</p> <p>That Council support applying for \$20,000 from the Building Better Regions Fund to commission an Economic Development Plan & Prospectus for Glamorgan Spring Bay Council, with Council matching that with a \$20,000 contribution.</p>	Applications submitted.
17 December 2019	8.6	246/19	Training Wall Lease – Prosser River Mouth Advisory Group	GM	Council defers Agenda Item 8.6 to the January 2020 meeting or to a Special Meeting of Council earlier in the month if the matter is deemed too urgent to wait until the 28 th of January 2020.	To be discussed at the next Council workshop.



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
17 December 2019	8.7	248/19	The Prosser River Mouth (Spit) Fencing & Signage Proposal		Council endorses placing the Prosser River Mouth Master Plan Advisory Group Section 24 Committees proposed plan in relation to the Orford Spit, lagoon and nearby recreational beach area out for public consultation by 10 January 2020 until 7 February 2020. Following consultation Council will consider feedback and make a decision at an Ordinary Meeting of Council.	In progress.
17 December 2019	8.8	249/19	Bicheno Destination Action Plan Walks	MW	Council approves in principle, subject to any approvals required, the proposed Bicheno Destination Action Plan Group and Bicheno Community Development Association plan for 'Walk 4 and 5' within the Bicheno township	Complete.
17 December 2019	8.9	251/19	Consent to Lodge a DA: Cricket Practice Nets, Swansea Recreation Ground	MBMI	Council provides owner consent to lodge the Development Application and encourage the Cricket Club to consider and make an application for a Community Small Grant to assist with the project costs.	In progress.
17 December 2019	8.10	252/19	Additional Funding for the Prosser Plains Raw Water Scheme	GM	<p>1. Council resolves to secure a loan for the amount of \$600,000 from TASCORP to be used to pay the costs of completing Stage 1 of the Prosser Plains Raw Water Scheme (eg. completion of the Pumping Station), which in turn will allow Council to meet its obligations under the Water Supply Agreement dated 8 February 2019.</p> <p>2. The General Manager is directed and hereby authorised to take all reasonable and necessary steps to secure the loan referred in</p>	See Report this agenda.



					<p>recommendation 1 set out above, including without limitation making application to TASCORP for the loan, and executing all relevant documents for and on behalf of Council (including applying the common seal of Council if required).</p> <p>3. That Council endorses the General Manager to draw down an additional maximum amount of \$50,000 from Council cash, on receipt of a report to Council in the event that the remaining funds with the \$600,000 additional loan is insufficient to complete the project.</p>	
17 December 2019	8.11	254/19	Transfer of Council Land for Catholic Care Affordable Housing	GM	<p>In accordance with s178 of the Local Government Act 1993 that Council intends to transfer land as per the proposed Centacare Evolve Housing 21 unit development on Lots 30, 31 and 94 Spencer Street, Triabunna.</p> <p>Centacare Evolve Housing are to provide Council with four serviced residential blocks on Council land</p> <p>Centacare Evolve Housing will be obliged to pay Council's rates on the unit development</p> <p>A Community Meeting will be held in January 2020 to answer questions and obtain feedback from community members.</p>	<p>Advertised.</p> <p>Community meeting held.</p> <p>Consultation in progress.</p>



Meeting Date	Item No.	Decision Number	Title	Action Officer	Progress	Completed
14 January 2020	2.1	1/20	Correction of Assessed Annual Valuation of Rates	GM	Council agrees to waive the levying of rates related to the Assessed Annual Valuation of rates as received from the Valuer General's Office in June 2019 for 2019/2020 financial year. The basis of this decision is due to the negative impact on the administration of Council by delaying this matter any further.	In progress.

Action Officer codes: MW = Manager Works, MDC = Manager Development & Compliance, MCD = Manager Community Development, MBMI = Manager Buildings and Marine Infrastructure, MNRM = Manager NRM

Recommendation:

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

Resolved:

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

10. Questions Without Notice

Nil.

11. Confidential Items (Closed Session)

The Mayor to declare the meeting closed to the public in order to endorse:

- Item 1: Confidential Minutes of the ordinary Council meeting held on the 17 December 2019
- Item 2: Confidential Minutes of the Special Council meeting held on the 14 January 2020

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

Please note: The Mayor adjourned the meeting at 4:39pm for a refreshment break. The meeting resumed at 4:53pm.

Decision: 32/20

Moved Deputy Mayor Jenny Woods, seconded Cllr Annie Browning that Council move into closed session at 4:54pm.

**The motion was put and carried unanimously
(6 votes to 0)**

For: Mayor Debbie Wisby, Deputy Mayor Jenny Woods, Cllr Annie Browning, Cllr Keith Pyke, Cllr Michael Symons, Cllr Cheryl Arno

Against: Nil

12. Close

The Mayor declared the meeting closed at 5:07pm.

CONFIRMED as a true and correct record.

Date:

Mayor Debbie Wisby