

Kingborough

PUBLIC MINUTES

These Minutes are provided for the
assistance and information of members
of the public.

MINUTES

25 June 2018



Back (L – R): Cr Paul Chatterton, Cr Mike Percey, Cr Sue Bastone, Cr Dean Winter, Cr Richard Atkinson
Front (L – R): Cr Dr Graham Bury, Cr Flora Fox, Mayor Cr Steve Wass, Deputy Mayor Cr Paula Wriedt, Cr David Grace

TABLE OF CONTENTS

Minute No's		Agenda Page No.	Minute Page No.
	Apologies	1	1
C406/15-18 – C407/15-18	Confirmation of Minutes	1	2
	Workshops Held Since Last Council Meeting	2	2
C408/15-18	Declarations of Interest	2	2
	Transfer of Agenda Items	2	3
	Questions on Notice From the Public	3	3
C409/15-18	Release of Information	3	3
	Questions Without Notice from the Public	4	3
C410/15-19	1 Development of Policy for Best Practice Consultative Processes		3
C411/15-18	2 Kingston Park		4
	Questions on Notice from Councillors	4	4
C412/15-18	1 Staff Resources - Dog Compliance Issues	4	4
C413/15-18	2 Kerbside Collection Contract	4	5
C414/15-18	3 Council Spokesperson	5	5
C415/15-18	4 Councillor Workshops	5	5
	Questions Without Notice from Councillors	6	7
C416/15-18	1 Development Application for Containers at Civic Centre		7
C417/15-18	2 Grader on Bruny Island		7
C418/15-18	3 Cost of Flood Damage		7
C419/15-18	4 National Disaster Relief Fund		8
C420/15-18	5 Southern Outlet Bus Transit Lane		9
C421/15-18	6 Confirmation that AAD to Remain in Kingston		9
C422/15-18	7 Clarity Regarding Announcement of Contract		10

TABLE OF CONTENTS *(cont.)*

Minute No's		Agenda Page No.	Minute Page No.
C423/15-18	8 Delegation to Deputy Mayor		12
	Motions of Which Notice has been Given	7	12
C424/15-18	1 Draft Dog Management Policy	7	12
C425/15-18	2 Southern Tasmanian Council Authority	9	13
	Petitions Received	10	13
	Petitions Still Being Actioned	10	13
	Officers Reports to Planning Authority	11	14
C426/15-18	Delegated Authority for the Period 30 May 2018 to 12 June 2018	11	14
C427/15-18	DA-2018-201 - Development Application for Outbuilding (Shed) at 11 Bonsai Place, Margate for SDC Kit Homes	15	14
C428/15-18	DA-2018-212 - Development Application for Outbuilding (Carport) at 1 Ginseng Court, Kingston for P & J Sheds Pty Ltd	27	15
	Officers Reports to Council	43	17
	Public Art Proposal Within Kingston Park (Report Withdrawn)	43	17
C429/15-18	Kingston Park Borrowings – Community Hub	47	17
C430/15-18	Information Reports	51	17
	Mayor's Communications	52	
	Financial Report for the Period 1 July 2017 to 31 May 2018	55	
	Kingborough Waste Services - Bi-Monthly Report	78	
	Minutes Kingborough Road Safety Committee	91	
C431/15-18	Confirmation of Items to be Dealt With in Closed Session	95	18

AUDIO RECORDING

The Chairperson declared the meeting open at 5.30pm, welcomed all in attendance and read:

“All persons in attendance are advised that it is Council policy to record Council Meetings. The audio recording of this meeting will be made available to the public on Council’s website. In accordance with Council Policy, I now ask staff to confirm that the audio recording has commenced.”

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor paid respect to the traditional and original owners of this land the muwinina people, paid respect to those that have passed before us and acknowledged today’s Tasmanian Aboriginal community who are the custodians of this land.

ATTENDEES

Councillors:

Mayor Cr S Wass	✓
Deputy Mayor Cr P Wriedt	✓
Cr R Atkinson	✓
Cr S Bastone	✓
Cr Dr G Bury	✓
Cr P Chatterton	✓
Cr F Fox	✓
Cr D Grace	✓
Cr M Percey	✓
Cr D Winter	✓

Staff:

General Manager	Mr Gary Arnold
Deputy General Manager	Mr Tony Ferrier
Chief Financial Officer	Mr John Breen
Executive Manager Engineering Services	Mr David Reeve
Manager Governance & Property Services	Mr Daniel Smee
Manager Development Services	Ms Tasha Tyler-Moore
Compliance Coordinator	Mr Scott Basham
Media & Communications Officer	Ms Sarah Wilcox
Executive Assistant	Mrs Amanda Morton

APOLOGIES

There were no apologies.

C406/15-18

(Commences at ± 1 minute of audio recording)

CONFIRMATION OF MINUTES OF 12 JUNE 2018

MOVED Cr Fox
SECONDED Cr Wriedt

That the Minutes of Council Meeting No. 13 (open session) held on 12 June 2018 be confirmed as a true record.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C407/15-18

(Commences at ± 2 minutes of audio recording)

CONFIRMATION OF MINUTES OF 13 JUNE 2018

MOVED Cr Bastone
SECONDED Cr Fox

That the Minutes of Special Council Meeting No. 14 held on 13 June 2018 be confirmed as a true record.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

WORKSHOPS HELD SINCE LAST COUNCIL MEETING

18 June 2018 - New Kingborough Planning Scheme

C408/15-18

(Commences at ± 2 minutes of audio recording)

DECLARATIONS OF INTEREST

The General Manager declared an interest in an item in closed session headed "General Manager's Reappointment"

TRANSFER OF AGENDA ITEMS

There were no agenda items transferred.

QUESTIONS ON NOTICE FROM THE PUBLIC

C409/15-18

(Commences at ± 3 minutes of audio recording)

Release of Information

At the Council meeting on 12 June 2018, **Mr John McDonald** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

“Regarding the Council policy on release of information by questions in this forum compared with requiring release through the RTI process and noting that the latter invokes a fee.”

Officer’s Response:

In the majority of cases, information sought during question time in the form of Questions Without Notice (QWON) relate to current or recent Council activities. Answers are provided either at the time or taken “On Notice” and subsequently provided as written responses, invariably without the need to be considered as an assessed disclosure.

Whilst the assessed disclosure of information is a method of last resort, there are circumstances where its application is appropriate, including:

- Where the interests of third parties need to be properly considered;
- For the purpose of giving detailed consideration as to whether it would be contrary to the public interest for the information to be released;
- To formally explain why the information being sought is considered to be exempt.

Where a QWON requests the release of information that would likely require a decision for release under the RTI Act, then this will need to be identified at the time the question is asked – or more likely after the question has been taken on notice. If the question triggers such matters as listed above then the release of the information would be determined through an application for assessed disclosure.

It should be noted that the fee for an application for assessed disclosure may be waived under certain circumstances.

Fred Moulton - Executive Manager Information Services -

QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

C410/15-18

(Commences at ± 4 minutes of audio recording)

1 Development of Policy for Best Practice Consultative Processes

Ms Tricia Ramsay asked the following question without notice :

“Will Council develop, as a matter of urgency, a policy for its various consultative processes that is based on best practice principles, natural justice and procedural

fairness, for it is the only way that Council can demonstrate its respect for the people who dedicate their valuable time to contributing to better outcomes for this municipality?"

General Manager responds:

Council does have a Corporate Communications Policy but in light of your detailed question I will take your question on notice and provide a written response.

C411/15-18

(Commences at ± 4 minutes of audio recording)

2 Kingston Park

Ms Tricia Ramsay asked the following question without notice:

"We require that you bring to the next council meeting a full accounting of the Kingston Park project, including a summary of the expressions of interest you have sought for the purchase of land within the development. This report should have new and updated future value forecasts based upon actual rather than estimated outcomes. In essence it should be a real report rather than one based on the fantasy land estimates of 3 years ago."

General Manager responds:

Council will recall that there have been regular reports provided to this Council in the open part of the agenda so that it is on the public record. Thank you for the question. I'm more than happy to list those occasions that the Kingston Park development has appeared on the open part of the agenda so that it is on the public record.

QUESTIONS ON NOTICE FROM COUNCILLORS

C412/15-18

(Commences at ± 8 minutes of audio recording)

1 Staff Resources - Dog Compliance Issues

At the Council meeting on 12 June 2018, **Cr Bury** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

"Could the General Manager give us some idea as to how much staff time is spent, roughly, in dealing with dog compliance problems within the municipality and how many officers are involved?"

Officer's Response:

Council has two field-based Compliance Officers who work on a full time basis and spend approximately 70% of their time dealing with dog related activities. One officer is always rostered on for after-hours call-outs, which are almost always to do with dog issues.

Daniel Smee - Manager Governance & Property Services

C413/15-18

(Commences at ± 8 minutes of audio recording)

2 Kerbside Collection Contract

Cr Winter submitted the following question on notice:

“When was Kingborough Council's decision to engage Veolia Environmental Services for its kerbside collection service publicly announced?”

Officer's Response:

Notifications were sent to all tenderers regarding Council's decision to award Kingborough's kerbside collection contract to Veolia Environmental Services on Wednesday 13 June. Kingborough Council publicly announced the decision on Thursday 14 June at 12pm.

Sarah Wilcox - Media & Communications Officer

C414/15-18

(Commences at ± 8 minutes of audio recording)

3 Council Spokesperson

Cr Winter submitted the following question on notice:

“How many times has the Mayor been unavailable to make public comment in 2017? Of those occasions, how many times has the Deputy Mayor been asked to comment on behalf of Council, as per the delegated authority policy?”

Officer's Response:

The media usually contacts the Mayor directly if seeking an interview regarding a Council issue. In cases where the media approaches the Media and Communications Officer for comment, the Mayor is almost always available to respond regarding strategic matters, although no exact records are kept as to when the Mayor has not been available. The Mayor has been unavailable for interview on three occasions this year, 2018. The Deputy Mayor was interviewed on two of these occasions. The first instance was for the Kingborough Awards 2018 (interview with ABC Radio on Wednesday, 3 April 2018) and the second was for community consultation for Kingston Park's Community Hub and public open spaces (interview with ABC Radio on Wednesday, 20 June 2018). The other instance was from Nine News (online interview on Wednesday, 6 June 2018), who wanted a storm damage and clean-up activities update. The Mayor and the General Manager agreed to delegate the Executive Manager Engineering Services to be the interviewee on this matter as per the approved Corporate Communications Strategy 2018 - 4.2 Council Spokesperson, as this was an operational matter.

Sarah Wilcox - Media & Communications Officer

C415/15-18

(Commences at ± 8 minutes of audio recording)

4 Councillor Workshops

Cr Percey submitted the following question on notice:

“It has been implied that discussions at Council Workshops are similar to Closed Council Meetings. i.e. the content should not be discussed with anyone outside of those attending the workshop.”

It has also been implied that Councillors would be in breach of the legislation if they did allow information to go outside of those workshops.

Would you please clarify the situation as I was not aware of such restrictions?"

Officer's Response:

A formal meeting of Council is as described under Section 4 of the *Local Government (Meeting Procedures) Regulations 2015*. A workshop is not considered a formal meeting of Council and is not a closed meeting of Council as per Section 15 of the Meeting Procedures Regulations. The confidentiality restrictions related to closed Council meetings do not apply unless there are documents specifically marked as confidential or presenters have requested commercial in confidence.

Individual Councils are entitled to hold workshops as and when they deem it necessary to enable more detailed informal discussion to occur on certain topics.

The disclosure of confidential information provisions (Sec.338a *Local Government Act 1993*) do apply if a Council meeting is formally closed to the public.

338A. Disclosure of information

[\[Section 338A Inserted by No. 8 of 2005, s. 157, Applied:01 Jul 2005\]](#)

(1) [\[Section 338A Subsection \(1\) amended by No. 29 of 2015, s. 15, Applied:13 Apr 2016\]](#) Except as required, or allowed, by this Act, another Act or any other law, a Councillor must not disclose information –

(a) seen or heard by the Councillor at a meeting or part of a meeting of a council or council committee that is closed to the public that is not authorised by the council or council committee to be disclosed; or

(b) given to the Councillor by the mayor, deputy mayor, chairperson of a meeting of the council or council committee or the general manager on the condition that it be kept confidential.

Penalty: Fine not exceeding 50 penalty units.

(2) In addition to any penalty imposed under [subsection \(1\)](#) , 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; or

(b) dismissing the Councillor.

(3) [\[Section 338A Subsection \(3\) amended by No. 47 of 2017, s. 35, Applied:22 Nov 2017\]](#) [\[Section 338A Subsection \(3\) amended by No. 29 of 2015, s. 15, Applied:13 Apr 2016\]](#) Except as required, or allowed, by this Act, another Act or any other law, a member or a member of an audit panel must not disclose information acquired as such a member on the condition that it be kept confidential.

Penalty: Fine not exceeding 50 penalty units.

(4) [\[Section 338A Subsection \(4\) amended by No. 29 of 2015, s. 15, Applied:13 Apr 2016\]](#) Except as required, or allowed, by this Act, another Act or any other law, an employee of a council, single authority or joint authority must not disclose information acquired as such an employee on the condition that it be kept confidential.

Penalty: Fine not exceeding 50 penalty units.

Tony Ferrier – Acting General Manager

QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

C416/15-18

(Commences at ± 8 minutes of audio recording)

1 Development Application for Containers at the Civic Centre

Cr Grace asked the following question without notice:

“Can you advise whether the Council needed a development application to house the three containers at the Council office? If so, can you please advise when that was advertised in the Mercury?”

Manager Development Services responds:

A planning permit is not required for the placement of the shipping containers for the purposes of buildings and works while they are under construction for the storage of goods.

C417/15-18

(Commences at ± 9 minutes of audio recording)

2 Grader on Bruny Island

Cr Grace asked the following question without notice:

“Could the General Manager please provide the amount of hours that the road grader has clicked up, the one that is going to be replaced? Can we be advised what hours that machine has done?”

General Manager responds:

I will take that question on notice because even though my colleague, Mr Reeve, is in attendance at the meeting I suspect he probably won't know the exact hours off the top of his head.

C418/15-18

(Commences at ± 11 minutes of audio recording)

3 Cost of Flood Damage

Cr Percey asked the following question without notice:

“It was reported in yesterday's Mercury that the cost of the flood damage to Kingborough is \$2million. Could this be confirmed? Also, how much of this is likely to be reimbursed by the State Government? Over what time frame will the repairs be done?”

General Manager responds:

It is co-incidental that you ask as we actually have a meeting scheduled tomorrow morning to go through what will be the first part of, I suspect, a number of claims that have been lodged for the works that we have undertaken in this storm recovery event. In terms of the exact amount, I will ask my colleague, Mr Reeve, and either Mr Reeve or Mr Breen will be able to give you guidance how long it might take before we wrap up this whole process.

Executive Manager Engineering Services responds:

At this stage we are looking at about \$1.7million. There is about \$700,000 of operational works which is things like clearing up table drains, repair roads etc. Most of those works we hope to have completed by the end of financial year so that we are back to business as normal for that side of the operations at the start of the new financial year. We have also been using contractors to do part of those works as well. We are doing some assessment on some of the more serious damaged areas which involve what we call capital works. That could be anything up to about \$1million worth of capital works. These include some road slippages, damage to the break water, damage to tracks and trails, bridge damage and also some damage to some of the stormwater infrastructure as well. We are getting some designs and costings finalised for those aspects. Once we have, that information will come back to Council for their consideration. In terms of funding, we expect that there will be some funding available through the National Disaster Relief Fund but not all of the damage that we incurred will be able to be funded through that source. That will be something that Council will need to find the funds for those and that will form part of that report that will come to Council for their consideration. Most of the operational ones will be finished by year end. The capital works will go a little bit longer and we suspect that they will go into the first half of next financial year. Depending on how we source funds for those sides of things, we don't expect that that would jeopardise us undertaking our normal capital works program.

C419/15-18

(Commences at ± 15 minutes of audio recording)

4 National Disaster Relief Fund

Cr Bury asked the following question without notice:

"From the point of view of Council, the gap between what is claimable and what is not is important. My understanding is that the National Disaster Relief Fund only covers crucial infrastructure?"

General Manager responds:

The meeting that I referred to a few minutes ago that is scheduled for tomorrow is to go through the very criteria to see exactly what we may or may not be eligible for. I don't know the specifics to be able to answer your question tonight. I'm looking to David or John whether they are aware of that specific question that you have just asked.

Executive Manager Engineering Services responds:

We do know that there will be some parts of infrastructure won't be funded so, for example, we had quite a bit of damage to the break water down at Kingston Beach. We don't believe that will be eligible for any funding through that process. The ones that we believe will have funding will be tied up with road infrastructure that is damaged or stormwater infrastructure that is damaged. The ones we don't believe that will be eligible under that funding source would be damage to things like tracks and trails, fire trails, some of the damage that might have been sustained potentially to some of the creeks. That is yet to be determined with any certainty and I'm hoping that meeting that the General Manager alluded to tomorrow will shed some more light on that. But we do believe that there will definitely be a gap between what would be funded through that and what might need to be funded elsewhere.

5 Southern Outlet Bus Transit Lane

Cr Atkinson asked the following question without notice:

In May 2018 the current Minister for Transport released a Concept Options Report from January 2017 on a Bus Transit Lane between Kingston and Hobart.

The report states 'This approach will form part of a broader strategy including a new Kingston Bus 'Park and Ride' interchange and upgraded buses with additional features.'

And further, regarding Kingborough Council Park and ride not confirmed': 'KMC Planning document shows old High School site with approx 25 vehicles for "Park and Ride car park. This is clearly not in alignment with DSG expectations. Should be more like 300-600 vehicles based on 12 bus trips with 50 passengers.'

Has Council had any discussions with the State Government regarding this Bus Transit Lane proposal and the need for Park and Ride facilities in Kingston?

General Manager responds:

The short answer is yes, and that's occurring at every opportunity that Council officers have in discussions with State Government authorities, particularly our counterparts in State Growth. The reality is that we continue to push the point with State Growth that any improvements to the provision of public transport to Kingborough and residents of Kingborough and indeed residents of Huon Valley, must take into account the fact that people need to be able to access the Metro system. A lot of the people that commute daily for work north of Kingborough, and over 60% of our current workforce do that on a daily basis, a lot of those people need somewhere to park a car so that they can in fact access the Metro transport that is made available for the public transport. On that basis, we continue to advocate for appropriate infrastructure and appropriate services. We are not convinced that the current level of Metro service is appropriate.

6 Australian Antarctic Division Headquarters

Cr Atkinson asked the following question without notice:

"Following the recent announcements about an Antarctic precinct at Macquarie Point, has Council received any credible assurances that the Australian Antarctic Division Headquarters will remain in Kingston?"

General Manager responds:

Both the Mayor and myself have received verbal assurances from State and Federal members of the conservative side of politics that continue to say to us that any presence of the Australian Antarctic Division at Macquarie Point will be along the lines of shop front presence, but they are verbal assurances.

7 Clarity Regarding Announcement of Contract

Cr Wriedt asked the following question without notice:

"I want to follow up on the response on page 4 to Cr Winter's question about when Kingborough Council's decision to engage Veolia for its kerbside collection service was publically announced. The response states that the decision was only publically announced on Thursday the 14th June at 12pm, so I'm a little confused as to why the previous evening, at about 6.04pm when we were in the budget session and Cr Winter took a point of order about this matter and you stated in response, Mayor, "that has been released to the public so it is no longer restricted" and I think you went on to say that there was no point of order. Could you clarify for the record which statement is correct?"

Mayor responds:

My belief was that it would have been on Wednesday the 13th, if we had our meeting on the Tuesday.

Cr Wriedt:

No, we had our meeting on Wednesday the 13th.

Mayor:

In that case it would have been the 14th.

Cr Wriedt:

So you are saying that you made an error when you ruled out the point of order because it had already been release?

Cr Chatterton:

Point of order. The meeting was on Tuesday. The finance meeting was on Wednesday and the Council meeting was on the Tuesday when that was discussed in closed session.

Cr Wriedt:

I'm referring to ... (*Mayor interjects - inaudible*) ...during the budget discussions, Cr Winter called a point of order at 6.04pm. The point of order was disallowed because he was told he was wrong because he was given the advice that that information had, at that point, been released to the public when this answer here says that the information was released to the public on Thursday the 14th June at 12pm – the day after.

Mayor:

The Minutes of the 12th June was where the kerbside collection services for household waste and recycling was debated. And Council, at approximately 7.35pm on that night in which you, yourself moved Cr Wriedt and that the items of business in closed session and determined those no it was Cr Bastone and Cr Fox prior to that time, no that's not right ...

Cr Wriedt:

Can I make this a little easier for you. The point I'm trying to make is, we did not make a public announcement on the Tuesday evening nor had we, by the Wednesday evening. We did not make a public announcement, as it says here on the top of page 5 "*Kingborough Council publically announced a decision on Thursday the 14th June at 12pm.*" What I'm asking you to do is to correct the record because the tape at 34.20 shows you clearly disallowing a point of order on the grounds that the information had already been made public.

Mayor:

Thank you. I don't have a time but there was a motion moved by Cr Bastone and seconded by Cr Fox that Council, pursuant to regulation*Mayor reads motion* ... and one of the items in there is kerbside collection services for household waste and recycling to advise that the tender was awarded to Veolia Environmental Services Pty Ltd and the General Manager to negotiate final details and that was carried 9/1. So we made the decision on the Tuesday evening to release that information to the public.

Cr Wriedt:

Ok, so can I have a follow up question? Then why does it say that it was not announced until Thursday the 14th June?

Mayor:

You would need to ask the staff. I do not understand why and I will ask Ms Wilcox if she would like to (*Cr Wriedt interjects*)...

Cr Wriedt:

No, no, this is actually not about that. It's about the advice that you gave to the Council meeting where you clearly said on the tape at 34.20 or thereabouts that the matter has been released. Can you at least concede that you said that not realising that it hadn't gone out yet. The decision had been made to send it out but it did not go out until 12pm on the Thursday.

Mayor:

I remember saying that and yes that's correct and I'm not aware why it was delayed going out for one day.

Cr Fox:

I would like the General Manager to respond please. I think this is a critical point and I don't want any points being scored here.

General Manager:

Cr Fox, the only thing I can say in response is that the answer to Cr Winter's question, the officer's response attributed to my colleague, Sarah Wilcox, is totally factual and accurate.

8 Delegation to Deputy Mayor

Cr Winter asked the following questions without notice:

How many times has the Deputy Mayor been Acting Mayor during this term of Council?

Mayor responds:

I don't believe she has been Acting Mayor at all.

Cr Winter:

How many times has the Mayor left the State during this term of Council?

Mayor:

Several.

Cr Winter:

Given Section 27 (2) (a) of the *Local Government Act* requires the Deputy Mayor to Act as Mayor during periods the Mayor is out of the State, does this mean that Council has been in breach of the *Local Government Act* many times?

General Manager:

I will have to take that question on notice.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

1 Dog Management Policy

MOVED Cr Wass
SECONDED Cr Bury

That the present Dog Management Policy procedure be stopped and withdrawn, to be replaced by an independent committee to produce a draft Dog Management Policy for consideration by the community and Council.

FOR

Cr Grace				
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AGAINST

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Winter	Cr Wriedt	Cr Wass (abstained)	

Lost

2 Southern Tasmanian Council Authority

MOVED Cr Wass
SECONDED Cr Chatterton

That Council conduct a workshop to consider withdrawing its membership of the Southern Tasmanian Council Authority (STCA).

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

PETITIONS RECEIVED

At the time the Agenda was compiled, no petitions had been received.

PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

OPEN SESSION OF COUNCIL ADJOURNS

PLANNING AUTHORITY IN SESSION

Planning Authority Meeting commenced at 6.43pm

OFFICERS REPORTS TO PLANNING AUTHORITY

C426/15-18

(Commences at ± 1 hour, 14 minutes of audio recording)

DELEGATED AUTHORITY FOR THE PERIOD 30 MAY 2018 TO 12 JUNE 2018

MOVED Cr Percey
SECONDED Cr Chatterton

That the report be noted.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C427/15-18

(Commences at ± 1 hour, 18 minutes of audio recording)

DA-2018-201 - DEVELOPMENT APPLICATION FOR OUTBUILDING (SHED) AT 11 BONSAI PLACE, MARGATE FOR SDC KIT HOMES

MOVED Cr Fox
SECONDED Cr Percey

That the Planning Authority resolves that the report of the Manager Development Services be received and that the development application for an outbuilding (shed) at 11 Bonsai Place, Margate for SDC Kit Homes be refused for the following reasons:

- A. The proposal fails to demonstrate compliance with Clause 12.4.2, (P3) (a) because of the detrimental visual impacts caused by the apparent scale, bulk and proportions of the outbuilding when viewed from an adjoining lot;
- B. The proposal fails to demonstrate compliance with Clause 12.4.2, (P3) (b) because the proposed outbuilding provides insufficient separation from the dwellings on adjoining lots.
- C. The proposal fails to demonstrate compliance with Clause 12.4.3 (P1) because it constitutes a substantial over development of the subject site which is contrary to the

provisions of the Low Density Residential zone the 'Local Area Objectives' and 'Desired Future Character Statements' of the Scheme.

- D. The proposal fails to appropriately respond and comply with the 'Local Area Objectives' and 'Desired Future Character Statements' of the Scheme.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

AGAINST

Cr Grace				
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Carried

C428/15-18

(Commences at ± 1 hour, 23 minutes of audio recording)

DA-2018-212 - DEVELOPMENT APPLICATION FOR OUTBUILDING (CARPORT) AT 1 GINSENG COURT, KINGSTON FOR P & J SHEDS PTY LTD

MOVED Cr Fox
 SECONDED Cr Percey

That the Planning Authority resolves that the report of the Manager Development Services be received and that the development application for outbuilding (carport) at 1 Ginseng Court, Kingston for P & J Sheds Pty Ltd be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2018-212 and Council Plan Reference No. P1 and P2 submitted on 23rd April 2018 and 12th June 2018. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.
2. The stormwater runoff from all new impervious areas must be disposed of by gravity to Council's reticulated stormwater system to the satisfaction and approval of the Executive Manager – Engineering Services.
3. Erosion/siltation infiltration control measures must be applied during construction works in accordance with NRM South Soil and Water Management of Construction Sites – Guidelines, Tasmanian Standard Drawings (TSD-SW28) and to the satisfaction of the Executive Manager – Engineering Services.

ADVICE

- A. In accordance with section 53(5) of the Land Use Planning and Approvals Act 1993 this permit lapses after a period of two years from the date on which it is granted if the use

or development in respect of which it is granted is not substantially commenced within that period.

- B. The Plumber is to provide the following documentation to Council after the plumbing work is completed:
- (a) A Plumbing Start of Works Notice;
 - (b) A Form 80;
 - (c) A Form 71B; and
 - (d) An 'As Constructed' drainage plan at a scale of 1:200 in accordance with the Director's Specified List Schedule 3.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Grace	Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

PLANNING AUTHORITY ADJOURNS

OPEN SESSION OF COUNCIL RESUMES

Open session of Council resumed at 6.55pm

OFFICERS REPORTS TO COUNCIL

PUBLIC ART PROPOSAL WITHIN KINGSTON PARK

Report withdrawn.

C429/15-18

(Commences at ± 1 hour, 26 minutes of audio recording)

KINGSTON PARK BORROWINGS – COMMUNITY HUB

MOVED Cr Fox
SECONDED Cr Bury

That the General Manager be authorised to borrow \$2.80 million from TASCORP to fund the Community Hub project at Kingston Park.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Chatterton	Cr Fox
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

AGAINST

Cr Grace				
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Carried

Cr Bastone left the meeting at 7.02pm

C430/15-18

(Commences at ± 1 hour, 32 minutes of audio recording)

INFORMATION REPORTS

MOVED Cr Wriedt
SECONDED Cr Atkinson

That the following information reports be noted:

- 1 Mayor's Communications.
- 2 Financial Report for the period 1 July 2017 to 31 May 2018.

- 3 Kingborough Waste Services Bi-Monthly Report.
- 4 Minutes Kingborough Road Safety Committee.

FOR

Cr Atkinson	Cr Bury	Cr Chatterton	Cr Fox	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

Carried Unanimously

C431/15-18

(Commences at ± 4 minutes of audio recording)

CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

MOVED Cr Winter
 SECONDED Cr Bury

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, move into closed session to consider the following items:

Item	Regulation
Confirmation of Minutes	34(6)
Applications for Leave of Absence	15(2)(h)
Internal Audit Request for Proposals	15(2)(b)
Tender Assessment – AB1613 Snug to Margate Shared Path	15(2)(d)
General Manager’s Reappointment	15(2)(a)

FOR

Cr Atkinson	Cr Bury	Cr Chatterton	Cr Fox	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

Carried Unanimously and by Absolute Majority

In accordance with the Kingborough Council Meetings Audio Recording Guidelines Policy, recording of the open session of the meeting ceased.

Open Session of Council adjourned at 7.24pm

OPEN SESSION OF COUNCIL ADJOURNS

OPEN SESSION OF COUNCIL RESUMES

Open Session of Council resumed at 7.45pm

C438/15-18

MOVED Cr Chatterton
SECONDED Cr Fox

The Closed Session of Council having met and dealt with its business resolves to report that it has determined the following:

Item	Decision
Confirmation of Minutes	Confirmed
Applications for Leave of Absence	Nil
Internal Audit Request for Proposals	Wlf Accounting and Advisory appointed as provider
Tender Assessment – AB1613 Snug to Margate Shared Path	Tender awarded to Stornoway for \$935,237 ex GST
General Manager's Reappointment	Legal Advice Sought

FOR

Cr Atkinson	Cr Bury	Cr Chatterton	Cr Fox	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt	

Carried Unanimously

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.46pm

.....
(Confirmed)

.....
(Date)