

Kingborough

PUBLIC MINUTES

These Minutes are provided for the assistance and information of members of the public, and are a draft until confirmed as a true record at the next Ordinary Meeting of Council.

COUNCIL MINUTES

12 August 2019



Cr Richard Atkinson, Cr Amanda Midgley, Cr Paula Wriedt, Deputy Mayor Jo Westwood, Mayor Dean Winter, Cr David Grace, Cr Flora Fox, Cr Sue Bastone, Cr Christian Street
Absent: Cr Steve Wass

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MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 12 August 2019 at 5.30pm.

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 Welcome to Country was presented by Ms Sarah Wilcox.

ATTENDEES

Councillors:

Mayor Councillor D Winter	✓
Deputy Mayor Councillor J Westwood	✓
Councillor R Atkinson	✓
Councillor S Bastone	✓
Councillor F Fox	✓
Councillor D Grace	✓
Councillor A Midgley	✓
Councillor C Street	✓
Councillor S Wass	✓
Councillor P Wriedt	✓

Staff:

General Manager	Mr Gary Arnold
Deputy General Manager	Mr Tony Ferrier
Chief Financial Officer	Mr John Breen
Executive Manager Governance & Community Services	Mr Daniel Smee
Manager Development Services	Ms Tasha Tyler-Moore
Manager Kingborough Waste Services	Mr Stuart Baldwin
Communications & Engagement Advisor	Ms Sarah Wilcox
Executive Assistant	Mrs Amanda Morton

APOLOGIES

There were no apologies.

C509/16-19

(Commences at ± 2 minutes of audio recording)

CONFIRMATION OF MINUTES

MOVED Cr Fox
SECONDED Cr Midgley

That the Minutes of the open session of Council Meeting No. 15 held on 22 July 2019 be confirmed as a true record.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

WORKSHOPS HELD SINCE LAST COUNCIL MEETING

29 July - State Growth
5 August - 21st Century Councils

C510/16-19

(Commences at ± 3 minutes of audio recording)

DECLARATIONS OF INTEREST

The General Manager declared an interest in an item in closed session headed 'General Manager's Performance Review Committee'.

C511/16-19

(Commences at ± 3 minutes of audio recording)

TRANSFER OF AGENDA ITEMS

MOVED Cr Wass
SECONDED Cr Street

That the report headed 'DA-2019-262 – Development Application for Dwelling at 32 Nubeena Crescent, Tarooma for Smeekes Drafting Pty Ltd' be moved to the front of the Planning Authority section of the Agenda.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

Mr John Maynard asked the following questions on notice:

C512/16-19

(Commences at ± 5 minutes of audio recording)

1 Sewerage Spill, Blackmans Bay

Is Council aware of the sewerage spill that has occurred in recent days on Ocean Esplanade at the northern end of Blackmans Bay Beach.

Mayor responds:

Yes.

Mr Maynard:

What caused the spill and what has been done to stop this from reoccurring?

Mayor:

The sewerage spill is a matter for TasWater being the owners and operators of the sewerage system. I can take it on notice and provide any information that we have.

Mr Maynard:

There was only one orange mesh barrier with a warning sign erected on the footpath adjacent to a walkway to the beach with no warning signs on the beach side of the same walkway or on adjacent walkways. Can Council contact TasWater to advise that the amount of warning is inadequate.

Mayor:

We will take that on notice.

C513/16-19

(Commences at ± 6 minutes of audio recording)

2 Coastal Erosion

Who is responsible for remediating damage caused by coastal erosion within Kingborough?

Mayor responds:

That is an extremely complicated answer. We will take it on notice to give you the best possible answer.

Mr John McDonald as the following question without notice:

C514/16-19

(Commences at ± 7 minutes of audio recording)

3 Biodiversity Offsets

On page 3 of your agenda there is a start of a multi-point question from me to which an answer has been provided. The answer, unfortunately, does not address any of the parts of the question that appears on page 3 of your agenda. Would the General Manager be so kind as to arrange for the appropriate staff member to address those four questions.

General Manager responds:

We will take that one on notice.

C515/16-19

(Commences at ± 8 minutes of audio recording)

Ms Tricia Ramsay asked the following questions without notice:

4 Staff Turnover

At the last Council meeting, Cr Bastone requested all Councillors be notified when staff left Council employment. The councillor also alluded to a rapid turnover of staff evidenced by frequency of positions advertised in the printed media. Any significant staff turnover is a concern for ratepayers in terms of costs associated with recruitment and training. The drain on corporate knowledge is another concern along with the impacts on the remaining staff trying to fill the gaps until new recruits are engaged and become fully operational. To clarify Cr Bastone's observations, would the General Manager:

- 1 Please advise the total number of resignations that have occurred over the last six months?

General Manager responds:

I don't have that figure at my immediate disposal so I would like to take that on notice.

- 2 What departments within Council were those who resigned in the last six months previously employed?
- 3 The total number of resignations that have occurred over the last four years?
- 4 Please detail the dates of the resignations along with the position titles and salaries of the resigning employees at the time of their departure?
- 5 The number of employees who have been retrenched or whose services have been terminated over the last four year period along with their associated position titles and salaries?

Mayor:

Thank you. We will take those on notice.

QUESTIONS ON NOTICE FROM THE PUBLIC

C516/16-19

(Commences at ± 10 minutes of audio recording)

Mr John McDonald submitted the following question on notice:

1 Biodiversity Offsets

Whilst recognising that Council may claim privilege regarding the legal advice given, please advise:

- 1. The name of the legal practitioner who provided the verbal advice;*
- 2. When that advice was provided;*
- 3. To whom it was provided;*
- 4. Who else was present when the advice was provided;*
- 5. What was the nature of the Interim Planning Scheme amendment cited, and where may it be accessed;*
- 6. What were the dates during which the Biodiversity Offsets Policy was operative but not yet amended as above;*
- 7. All of the developments (by DA number and date, and development address) for which biodiversity offsets were applied during the period in (6) above;*
- 8. The amount of the offset (\$) in each case;*
- 9. Whether Council will provide a summary of the contents of the advice given.*

Officer's Response:

The advice provided to the Integrity Commission indicated that Council had commenced the preparation of a housekeeping amendment to the Interim Planning Scheme with respect to all Incorporated Documents.

The aim of the housekeeping exercise is to review all Incorporated Documents to ensure that they are clearly referenced, and to simplify the use and interpretation of the Scheme.

Council is not in a position to provide further details on the housekeeping amendment at this stage. This amendment will be available for review when it is advertised in accordance with the requirements of the Land Use Planning and Approvals Act 1993.

Council seeks legal/expert advice from time to time which is privileged. As would reasonably be expected, Council does not intend to disclose/discuss the content of confidential legal advice in the public domain.

It remains Council's view that The Biodiversity Offset Policy 6.10, as an endorsed policy of Council, is an Incorporated Document as referenced in the current Scheme.

Tasha Tyler-Moore – Manager Development Services

Mr Glenn Jackson submitted the following question on notice:

2 Parking Infringement

I admitted in my earlier correspondence that I did not challenge that my vehicle was illegally parked on the footpath on the 10th May 2019. However I did indicate that the vehicle was parked there for occupational and safety reasons for a trade contractor attending my home.

1. *Did the Reviewing Officer read my correspondence and did he/she take this into consideration?*
2. *Why did the General Manager advise me to request a withdrawal of the infringement notice issued, when my request was not upheld. Surely a waste of my time and Council Staff time.*
3. *When can I expect an answer to the other issues contained in my correspondence?*
4. *Please find attached photos of a Council Vehicle parked on the footpath in Auburn Road on Friday 3rd August 2019. I would like to bring to your attention that the vehicle completely blocked the footpath, had no safety signs or cones near the vehicle. The Council worker was working on the nature strip using a chain saw. This makes me ask the question is there one law for Council and another for a Ratepayer.*

Officer's Response:

- 1 Yes. The reviewing officer did read the correspondence submitted by Mr Jackson and weighted that submission. No defence was identified pursuant to RR.165 of the *Road Rules 2009*. Mr Jackson was also advised of this verbally during a telephone conversation.
2. S.17 of the *Monetary Penalties Enforcement Act 2005* states "A person who is served with an infringement notice that was issued by a fee-paying public sector body must, within the period allowed on the notice and subject to subsection (6) , do one or more of the following: (a) pay the monetary penalty in full to the issuing authority; (b) apply to the issuing authority for withdrawal of the infringement notice; (c) apply to the issuing authority for a variation of payment conditions; (d) lodge with the issuing authority a notice of election to have the offence or offences set out in the infringement notice heard and determined by a court." The General Manager's advice that Mr Jackson apply to the issuing authority for withdrawal of the infringement notice was appropriate.

As each application to withdraw is reviewed on its own merits, without the submission of an application, the General Manger had no ability to assess any likely defence to an offence.

If a person is served with an Infringement Notice, it is there legal right to make application as they deem appropriate. A person appropriately exercising their legal rights is not a waste of time.

- 3 A written response was provided to Mr Jackson on 7 August 2019.
4. Council can and will close footpaths if the works warrant this, however this would be done with appropriate signage and barricades. This matter will be further investigated and actioned.

Scott Basham - Compliance Coordinator

QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Cr Bastone asked the following question without notice:

C518/16-19

(Commences at ± 11 minutes of audio recording)

1 Damage of the Road Leading to the Jetty at Woodbridge

During the replacement of the jetty at Woodbridge, the road leading to the jetty was damaged by the large cranes that went in and the school buses are now having difficulty accessing the marine discovery centre. When will this road be repaired?

Mayor responds:

We will take your question on notice as we don't have Mr Reeve with us.

Cr Wass asked the following questions without notice:

C519/16-19

(Commences at ± 11 minutes of audio recording)

2 Community Hub

- (a) Can Councillors be provided with month by month income generation details for the community hub activities.*
- (b) When will the NBN connection be completed?*
- (c) Is it proposed to install free wi-fi at the Community Hub and, if so, when will this be undertaken?*

Mayor responds:

We will take your questions on notice.

C520/16-19

(Commences at ± 12 minutes of audio recording)

3 General Finance

Are there any outstanding monies owed to Council by the Hobart Huskies Basketball club?

General Manager responds:

The short answer is yes. The total sum is in the vicinity of \$13,640 give or take a few cents.

Cr Wass:

Has action commenced to recover that amount?

General Manager:

Not at this stage. As we are one of an unknown number of creditors, the invoices, I believe, would have gone out but I'm not sure whether they are a 30 day settlement or other arrangements have been put in place.

C521/16-19

(Commences at ± 13 minutes of audio recording)

4 Light Motor Vehicles

How many light vehicles are planned to be traded between now and the end of this financial year?

Mayor responds:

We will take that on notice.

Cr Wass:

In line with Council's recent declaration that we are in a state of climate and biodiversity emergency, what strategy is in place for our light vehicle fleet to change over to electric and/or hybrid vehicles at trade time? What running cost savings have been identified for changing over to electric and/or hybrid vehicles? When is it proposed to install one or more electric vehicle charging points.

Mayor:

We will take that on notice.

Cr Westwood asked the following questions on notice:

C522/16-19

(Commences at ± 14 minutes of audio recording)

5 Land Supply Order, Huntingfield

I noticed that the land supply order for Huntingfield was not tabled in the House of Assembly recently. Has Council had any engagement or communication with the State Government on this issue?

General Manager responds:

Yes, both the Mayor and myself attending a briefing session for the Legislative Council on Thursday of last week and the following day we received an invitation for an officer's meeting with members from the Department of Communities and Department of Housing to discuss the Huntingfield proposal this Thursday afternoon.

C523/16-19

(Commences at ± 15 minutes of audio recording)

6 Ancillary Dwellings

My question relates particularly to the ancillary dwelling that was recently erected in Woodlands Drive. Was this within the planning scheme and is there anything that Council can do to prevent big black boxes like this being built in the back yard of people's houses?

Manager Development Services responds:

The subject ancillary dwelling did not require a permit. It was no permit required. An ancillary dwelling is considered as a single dwelling as defined in the planning scheme set by the State Government. There are certain parameters it needs to meet with respect to its floor area, its use and connection to services, which it met. As it is a new building it must meet

the building requirements under the planning scheme with respect to the building envelope and other restrictions which includes things such as side setbacks, overall height, open space and so forth and the subject building does meet all those requirements, so it still qualifies as no permit required. No, it doesn't need a planning permit and therefore it doesn't need to have public consultation under the planning provisions. It does require a building permit which it does have. The question about is there anything that we can do. No, we administer the planning scheme and it's compliant.

Cr Grace asked the following question without notice:

C524/16-19

(Commences at ± 16 minutes of audio recording)

7 Margate Development

Can Councillor's be supplied with a full copy of the DA which was lodged to Council on the Margate shopping centre?

Manager Development Services responds:

Councillors can be supplied with a copy of the endorsed plans and the planning permit which is relevant to the subject site.

Cr Street asked the following question without notice:

C525/16-19

(Commences at ± 18 minutes of audio recording)

8 Parking of Vehicles, Corner of Channel Highway / Spring Farm Road

I refer to my question on 8 July regarding the parking of vehicles for sale on the corner of Channel Highway and Spring Farm Road. I'm just wondering whether there is any update on this matter?

Mayor responds:

We will take that on notice.

QUESTIONS ON NOTICE FROM COUNCILLORS

C526/16-19

(Commences at ± 18 minutes of audio recording)

Cr Westwood submitted the following questions on notice:

1 Main Street, Margate

Can Council please advise if there is a timeframe for substantial work to have commenced on the vacant land in the main street of Margate? Has Council approached the developer to encourage commencement of construction? If yes, what has been the outcome of any such discussions? What options are available to Council to facilitate substantial commencement of construction?

Local residents are becoming increasingly frustrated with the poor presentation within the streetscape of their main street, which has remained undeveloped for quite some time.

Officer's Response:

There is no timeframe or deadline by which the approved shopping centre development at Margate must be completed. The planning legislation requires that a development must be "substantially commenced" in order for a permit not to expire after two years. The work that was done on site a few years ago does constitute substantial commencement (based on legal precedents). The existing permit is therefore still valid and has no expiry date. Council does not have any statutory power to require the owner of the land to complete the approved development.

Council has contacted the owner on a number of occasions in the past and he has never made any statements as to when on-site construction might resume. Further correspondence has again been sent (following receipt of this question) expressing Council's concerns about the current situation and requesting a meeting with the developer to determine how this matter can be resolved for the benefit of the Margate community.

Tony Ferrier - Deputy General Manager

C527/16-19

(Commences at ± 18 minutes of audio recording)

2 Septic Tank, Middleton

Does Council expect the Middleton septic tank project to be completed in time for the Middleton Country Fair in February 2020?

Officer's Response:

Council Officers are currently working on the designs and it is expected that the project will be completed in time for the Middleton Country Fair in February 2020. Despite the improvements expected with the renewal of the septic system, it is still expected, as is the case with all large events, that some additional facilities for this event may be required. Council Officers will liaise with the fair organisers as regards this once the design for the renewed septic system is completed.

David Reeve - Executive Manager Engineering Services

C528/16-19

(Commences at ± 18 minutes of audio recording)

3 SKM Recycling

Has Council received any advice from SKM Recycling regarding its insolvency? Does Council expect this will have an impact on the operation of kerbside recycling collection services in Kingborough?

Officer's Response:

The advice from SKM (local Recycling Centre) is that at this stage it is business as usual, however Council officers and LGAT are keeping a close watch on any developments and will inform Councillors and the community if there are any changes to this position.

David Reeve - Executive Manager Engineering Services

PLANNING AUTHORITY IN SESSION

Planning Authority commenced at 5.48pm

OFFICERS REPORTS TO PLANNING AUTHORITY

C529/16-19

(Commences at ± 19 minutes of audio recording)

DA-2019-262 - DEVELOPMENT APPLICATION FOR DWELLING AT 32 NUBEENA CRESCENT, TAROONA FOR SREEKES DRAFTING PTY LTD

MOVED Cr Grace
SECONDED Cr Midgley

That the Planning Authority resolves that the development application for dwelling at 32 Nubeena Crescent, Taroom for Sreekes Drafting 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-2019-262 and Council Plan Reference No. P4 submitted on 22 July 2019. 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. Prior to the installation of the porous paving in accordance with condition 3, the following tree protection measures must be adhered to for all areas within the Tree Root Protection Zone of the blue gum tree on the adjoining property to the east (CT 171411/3), as shown in Figure 2 of the Arborist Assessment (Element Tree Services, 13 June 2019):
 - (i) the existing soil level must not be altered around the Tree Root Protection Zone of the tree (including the disposal of fill, placement of materials, excavation or the scalping of the soil); and
 - (ii) the Tree Root Protection Zone must be free from the storage of fill, contaminants or other materials; and
 - (iii) machinery and vehicles are not permitted to access the Tree Root Protection Zone.
3. Plans submitted for building and plumbing approval for the development must show the installation of porous paving between the northwestern edge of the drainage easement 2.5m wide to the southern and eastern boundaries of the subject lot, in accordance with Council Plan reference P4 (received by Council on 22 July 2019) and the Arborist Assessment (Element Tree Services, 13 June 2019).

This porous paving must be installed prior to the commencement of construction works, using 65mm pavers installed on a 40mm bed of 2-5mm aggregate (excluding any fines or sand).

The installation of the paving must be inspected by a qualified arborist after installation has taken place and prior to the commencement of construction to ensure compliance with these requirements.

A written record of this inspection demonstrating compliance with the recommendations in the Arborist's Report and documenting any advice provided must be submitted to Council following the inspection and prior the commencement of construction.

4. A "start works" notice must be lodged with Council fourteen (14) days prior to the commencement of any on-site works, excluding installation of the porous paving, and works must not commence until this notice has been approved by Council.
5. To reduce the spread of weeds or pathogens, all machinery must take appropriate hygiene measures prior to entering and leaving the site as per the Tasmanian Washdown Guidelines for Weed and Disease Control produced by the Department of Primary Industries, Parks, Water and Environment.

Any imported fill materials must be sourced from quarries able to provide documentation as to the weeds present on the source site in order to minimise introduction of new weeds and pathogens to the area.

6. 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.
7. Erosion/siltation infiltration control measures must be applied during construction works 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. An application for Notifiable Plumbing Work must be lodged with Council before commencing any work.
- C. A drainage design plan at a scale of 1:200, designed by a qualified Hydraulic Designer, showing the location of the proposed sewer and stormwater house connection drains; including the pipe sizes, pits and driveway drainage, must be submitted with the application for Plumbing Permit.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

DELEGATED AUTHORITY FOR THE PERIOD 10 JULY 2019 TO 30 JULY 2019

MOVED Cr Wass
 SECONDED Cr Wriedt

That the report be noted.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

PSA-2019-3 – PLANNING SCHEME AMENDMENT – KINGBOROUGH INTERIM PLANNING SCHEME 2015 – AMENDMENT OF THE FORMER KINGSTON HIGH SCHOOL SITE SPECIFIC AREA PLAN

MOVED Cr Wass
 SECONDED Cr Midgley

Cr Grace left the room at 6.32pm
Cr Grace returned at 6.34pm

That:

- (a) Pursuant to section 34(1)(b) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council resolve to initiate Amendment PSA-2019-3 to the *Kingborough Interim Planning Scheme 2015*;
- (b) Pursuant to section 35(1)(a) and section 35(2) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council certify that Amendment PSA-2019-3 to the *Kingborough Interim Planning Scheme 2015* meets the requirements of section 32 of the former provisions of the *Land Use Planning and Approvals Act 1993* and authorise the General Manager to sign the Instrument of Certification;
- (c) Pursuant to section 35(4) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council forward a copy of the draft amendment and the Instrument of Certification to the Tasmanian Planning Commissions within 7 days of certification;
- (d) Pursuant to section 56S of the *Water and Sewer Industry Act 2008*, Council refers Amendment PSA-2019-3 to TasWater; and

- (e) Pursuant to section 38 of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council place Amendment PSA-2019-3 to the *Kingborough Interim Planning Scheme 2015* on public exhibition for a period of at least 28 days following certification.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

PLANNING AUTHORITY SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 6.38pm

C532/16-19

(Commences at ± 1 hour, 8 minutes of audio recording)

PERSONAL EXPLANATION

Cr Atkinson provided a personal explanation in terms of Section 24(1) of the *Local Government (Meeting Procedures) Regulations 2015*.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

C533/16-19

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

Off-Lead Dog Area, Kettering Cricket Oval

MOVED Cr Bastone
SECONDED Cr Street

That the \$7,000 allocated to the fencing of an off-lead dog area be instead used to upgrade the disability access to the public toilets at the rear of the Kettering Hall.

Cr Street left the room at 6.53pm

Cr Street returned at 6.55pm

MOVED Cr Wass
SECONDED Cr Atkinson

That this matter be deferred.

FOR

Cr Atkinson	Cr Fox	Cr Grace	Cr Midgley	Cr Wass
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AGAINST

Cr Bastone	Cr Street	Cr Westwood	Cr Winter	Cr Wriedt
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Lost

The motion was then put.

FOR

Cr Atkinson	Cr Bastone	Cr Grace	Cr Midgley	Cr Street
Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt	

AGAINST

Cr Fox				
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Carried

PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

PETITIONS RECEIVED IN THE LAST PERIOD

C534/16-19

(Commences at ± 1 hour, 49 minutes of audio recording)

1 Save the Bruny Island Boat Club

MOVED Cr Grace
SECONDED Cr Fox

That the petition containing 625 signatures be received and referred to the appropriate Department for a report to Council.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

C535/16-19*(Commences at ± 1 hour, 49 minutes of audio recording)***2 Sealing of Roads**

MOVED Cr Grace
 SECONDED Cr Wriedt

That the petition containing 24 signatures be received and referred to the appropriate Department for a report to Council.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

OFFICERS REPORTS TO COUNCIL

C536/16-19*(Commences at ± 1 hour, 49 minutes of audio recording)*
KINGSTON PARK UPDATE

MOVED Cr Westwood
 SECONDED Cr Atkinson

That Council notes this updated report on the Kingston Park project and the public release of the attached Kingston Park Implementation Report.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

*Meeting adjourned at 7.35pm
 Meeting resumed at 7.46pm*

KERBSIDE GREEN WASTE COLLECTION SERVICE

MOVED Cr Grace
SECONDED Cr Fox

That Council resolves within the 2019/20 financial year:

- a) to implement a fortnightly green waste service to those properties that meet the following criteria:

Properties that are currently on the kerbside general waste and recycling service and are;

- Larger than 400 square metres,
- Smaller than 4,000 square metres,
- Unit complexes that have three or less units.

- b) to allow tenements within the current kerbside general waste and recycling area to opt-in to a green waste service if they do not meet the above criteria.

- c) to allow tenements to opt-out of the green waste service if they can demonstrate they meet the following criteria:

- The property does not produce any green waste or has a private green waste service.
- The financial burden of the service is too great.
- Medical reasons prevent the property owner from presenting and retrieving the bin from the collection point and the property is not suitable for the kerbside assist program.

- d) and, that Council further resolves to notify the petitioners (as referred to in section 2.5 of this report) of this decision.

Amendment:

MOVED Cr Westwood
SECONDED Cr Wriedt

That Council resolves within the 2019/20 financial year:

- a) to implement a fortnightly green waste service to those properties that meet the following criteria:

Properties that are currently on the kerbside general waste and recycling service and are:

- Larger than 400 square metres,
- Smaller than 4,000 square metres,
- Unit complexes that have three or less units.

- b) to allow tenements within the current kerbside general waste and recycling area to opt-in to the green waste service if they do not meet the above criteria;
- c) to allow tenements to opt-out of the green waste service prior to the implementation of this service;
- d) to ensure the green waste service is based on full cost recovery by those using the service; and
- e) that Council further resolves to notify the petitioners (as referred to in section 2.5 of this report) of this decision.

FOR

Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt	
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AGAINST

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street				

Lost

The original motion was then put.

FOR

Cr Atkinson	Cr Bastone	Cr Midgley	Cr Westwood	Cr Wriedt
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AGAINST

Cr Fox	Cr Grace	Cr Street	Cr Wass	Cr Winter
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Lost

C538/16-19

(Commences at ± 2 hours, 44 minutes of audio recording)

PETITION - KERBSIDE WASTE COLLECTION

MOVED Cr Grace
 SECONDED Cr Wass

That the organiser of the petition for kerbside extension to Blackwood Grove be advised that Council will commence investigations into extending the service along Sandfly Road up to and including Blackwood Grove.

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

INFORMATION REPORTS

MOVED Cr Midgley
 SECONDED Cr Wass

Cr Westwood left the room at 8.32pm

Cr Westwood returned at 8.32pm

Cr Street left the room at 8.40pm

Cr Street returned at 8.41pm

That the following information reports be noted:

- 1 Mayor's Communications.
- 2 Financial Report for the period 1 July 2018 to 30 June 2019.
- 3 Councillors Allowances and Expense Table for the period 1 July 2018 to 30 June 2019.
- 4 Councillors Attendance at Meetings for the period 1 July 2018 to 30 June 2019.
- 5 Donations Table for the period 1 July 2018 to 30 June 2019.
- 6 Governance & Community Services Activities Report.
- 7 Infrastructure Works Progress Report

Cr Grace left the room at 8.45pm

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Midgley	Cr Street
Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt	

Carried Unanimously

C540/16-19

CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

MOVED Cr Atkinson
SECONDED Cr Wriedt

Cr Grace returned at 8.46pm

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)
General Manager's Performance Review Committee	15(2)(a)

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Grace	Cr Midgley
Cr Street	Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt

Carried Unanimously

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 8.46pm

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 9.11pm

C546/16-19

MOVED Cr Atkinson
SECONDED Cr Bastone

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	Approved
General Manager's Performance Review Committee	Appointments Made

FOR

Cr Atkinson	Cr Bastone	Cr Fox	Cr Midgley	Cr Street
Cr Wass	Cr Westwood	Cr Winter	Cr Wriedt	

Carried Unanimously

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 9.12pm

.....
(Confirmed)

.....
(Date)