

Kingborough



COUNCIL MEETING MINUTES

22 June 2020

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.

Kingborough Councillors 2018 - 2022



Mayor
Councillor Dean Winter



Deputy Mayor
Councillor Jo Westwood



Councillor Sue Bastone



Councillor Gideon Cordover



Councillor Flora Fox



Councillor David Grace



Councillor Amanda Midgley



Councillor Christian Street



Councillor Steve Wass



Councillor Paula Wriedt

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Public Copy

MINUTES of an Ordinary Meeting of Council
Monday, 22 June 2020 at 5.30pm

1 AUDIO RECORDING

The Mayor declared the meeting open at 5.30pm, welcomed all in attendance and advised that Council meetings are recorded and made publicly available on its website. In accordance with Council's policy the Chairperson requested confirmation that the audio recording had commenced.

2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor paid his respect and Council's respect to the traditional and original owners of this land, the muwinina people. The Mayor acknowledged the contemporary Tasmania aboriginal community who have survived invasion and dispossession and continue to maintain and fight for their identity, their culture and indigenous rights.

3 ATTENDEES

Councillors:

Mayor Councillor D Winter	✓
Deputy Mayor Councillor J Westwood	✓
Councillor S Bastone	✓
Councillor G Cordover	✓
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 Engineering Services	Mr David Reeve
Executive Manager Governance & Community Services	Mr Daniel Smee
Manager Finance	Mr Tim Jones
Manager Development Services	Ms Tasha Tyler-Moore
Manager Compliance & Community Development	Mr Scott Basham
Stormwater & Waterways Engineer	Mr Alex Aronsson
Urban Designer	Mr Paul Donnolly
Communications & Engagement Advisor	Ms Sarah Wilcox
Executive Assistant	Mrs Amanda Morton

4 APOLOGIES

There were no apologies.

C351/12-2020

(commences at ± 5 minutes of audio recording)

5 CONFIRMATION OF MINUTES

Moved: Cr Flora Fox
Seconded: Cr Paula Wriedt

That the Minutes of the open session of the Council Meeting No.10 held on 9 June 2020 be confirmed as a true record.

CARRIED

6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

10 June - Budget

7 DECLARATIONS OF INTEREST

There were no declarations of interest.

8 TRANSFER OF AGENDA ITEMS

There were no agenda items transferred.

9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

There were no questions without notice from the public.

10 QUESTIONS ON NOTICE FROM THE PUBLIC

C352/12-2020

*(commences at ± 5 minutes of audio recording)***10.1 Cost of 'Back Our Businesses' Advertisement**

Ms Caitlin Sly submitted the following question on notice:

What is the total cost of the television advertisements currently airing featuring the Mayor, including production costs and all placements?

Officer's Response:

Airtime	\$2,000 + GST
Production	\$1,175 + GST
Total	\$3,492.50 (inclusive of GST)

Gary Arnold, General Manager

C353/12-2020**10.2 Illegal Parking, Summerleas Road**

Ms Karen Camino submitted the following question on notice:

On 10 March 2020, Council agreed to monitor parking at the Summerleas Road end of Willowbend Road and install 'No Stopping' signs if illegal parking continued.

Illegal parking continued throughout the four-week period, and for the following two months up to the present date. There are often two or more vehicles illegally parked.

In short, nothing has changed, and the area continues to present a significant hazard to pedestrians. For example, a family group with a father pushing a pram, a toddler on his shoulders, and his very young daughter with a dog on a lead, was recently forced out into the road on the blind corner by a truck which blocked the entire footpath for over an hour.

The problem is ongoing and the hazard to pedestrians is very well documented. When will Council install 'No Standing' signs?

Officer's Response:

Section 208 of the *Road Rules 2009* stipulates that if the road has a continuous dividing line or a dividing strip, the driver must position the vehicle at least 3 metres from the continuous dividing line or dividing strip, unless otherwise indicated by information on or with a parking control sign. Willowbend Road is 5.7 metres wide between kerbs. The 110m section of Willowbend Road commencing at the junction of Summerleas Road has a continuous dividing line and has insufficient width to accommodate on street parking.

Council Officers have undertaken numerous patrols of Willowbend Road over the past 3 months. The level of non-compliance was minimal and only one infringement was issued during this period. Notwithstanding, the road was constructed with a rollover type kerb which give motorists a false indication that it is acceptable to straddle the kerb and park partly over the footpath. In the interests of pedestrian safety Council will install NO STOPPING signs along the section of Willowbend Road marked with a continuous dividing line.

Renai Clark, Roads & Stormwater Engineer

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

C354/12-2020

(commences at ± 5 minutes of audio recording)

11.1 Items in the Mayor's Diary

Cr Cordover asked the following questions without notice:

Could you please provide an update about the meeting with Alison Standen regarding the Blackmans Bay Beach and Huntingfield Development issues?

Mayor responds:

In terms of Huntingfield, the discussion was around the infrastructure concerns that Council has raised publically through a Notice of Motion last year. Council has a resolution that says that we would like the soft and hard infrastructure to be upgraded before the development goes through. I was also able to update Ms Standen with the update on Blackmans Bay beach and how we are progressing in re-opening that. Councillors would be aware that the Member for Franklin has run a campaign and petition around getting Blackmans Bay Beach South back up and running for swimming so I wanted to make she that she was informed on all of those issues.

Cr Cordover:

As regards your meeting with Mr Andrew Barry concerning the Margate development, do you have an updated?

Mayor:

Mr Barry recently commenced with the Kalis Group and he reached out to us just before Covid-19 broke out and requested a meeting. We haven't been able to do it until now. I had the General Manager and the Deputy General Manager with me and we discussed the history of the project, especially because Mr Barry is new to that organisation from a planning perspective what the business is looking to do. The good news is that Kalis Group is very enthusiastic about the development and they expressed a desire to go ahead with retail construction in line with what they have been granted the development application for. I don't think we will see anything happening in the immediate future but their suggestion to us is that they are working towards getting the tenants locked in so that that development can proceed.

C355/12-2020**11.2 Watsons Road, Kettering**

Cr Bastone asked the following question without notice:

This is a narrow dirt road with very deep gutters and several blind corners. Would it be possible to have signage similar to what exists on Manuka Road, reminding drivers that this is an area used the community. Kettering walkers use this road often and there is always people riding horses along there. Perhaps we can also have a slow down down to dusk as there is a lot of road kill on the road. Would this be possible?

Executive Manager Engineering Services responds:

I am happy to have a look at this report back.

C356/12-2020**11.3 Trees Being Felled in Margate**

Cr Bastone asked the following question without notice:

There is a large number of trees being felled in the area behind the Margate Oval and the Margate Men's Shed. I believe this is Council land and I'm wondering why this last corridor of vegetation is being cleared?

General Manager responds:

We will take your question on notice.

C357/12-2020**11.4 Pedestrian Access to the Twin Ovals from Spring Farm**

Cr Midgley asked the following question without notice:

Will there be pedestrian access points through to the Twin Ovals and the sports precinct and, if so, can Councillors please be provided with a map for this?

Deputy General Manager responds:

I will take that on notice.

C358/12-2020**11.5 Margate Development**

Cr Grace asked the following question without notice:

I think it would be appropriate if we could get an update when the development does take place, I think you might have mentioned that Council planners are keen to bring the shopping centre right to the street front. That's not what we would like to see. Can we get an update as to what is going to happen there.

Mayor responds:

There is a development application that has been approved some time ago. If the owner of the property wanted to amend those plans or build something other than what has been approved, they would need to meet the requirements of the planning scheme. It wouldn't be up to Council to decide what they build except to administer the planning scheme and to ensure that the build is compliant with the scheme.

C359/12-2020**11.6 Process for Handling Complaints from Ratepayers**

Cr Street asked the following question without notice:

Can the General Manager please explain the process for handling complaints of ratepayers and other interested persons about Council, whether that be Council staff, acts of

General Manager responds:

In relation to complaints about Council staff, in the first instance I would point any member of the community to Council's Customer Service Charter which clearly outlines the process that we undertaken when we receive any complaints from any member of the community whether that relates to a complaint about our infrastructure, for example a pothole which would become a service request or whether it relates to a complaint about a staff member. The Customer Service Charter also outlines not only the process that we would undertake but the way in which we would endeavour to close the loop in any matter that is raised with us.

Cr Street:

Is there any other document apart from the Customer Service Charter that governs how complaints are dealt with? It just seems to me that the Customer Service Charter is particularly light on process. It simply says that we will deal with a complaint within 15 days without providing any process for which we actually deal with that complaint once it's received.

General Manager:

As the Charter outlines, if a complaint is received we will undertake an investigation. Wherever possible we aim to close those investigations quickly and communicate back to the individual or individuals that might have raised the matter with the Council. If there is a specific matter that Cr Street would like me to look into I am happy to do that at any time.

12 QUESTIONS ON NOTICE FROM COUNCILLORS**C360/12-2020**

(commences at ± 17 minutes of audio recording)

12.1 Building Permits

At the Council meeting on 9 June 2020, **Cr Grace** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

Has the building compliance that the Government brought on been extended or not because people are still receiving letters from Council giving them only to June to fix their problem?

Could you please provide us with the number of people who have been issued with these infringement notices for failing to comply and why they are charged so much in costs, and how many have been resolved?

Officer's Response:

To date, Council has not been advised of any extension to the State Government introduced Building Permit Expiry date of 30 June 2020. The expiry date has been introduced for building permits that did not previously have an expiry date specified in the permit. As the date has not yet passed, no person has been issued an infringement notice for non-compliance with the expiry date provisions.

Tasha Tyler-Moore, Manager Development Services

C361/12-2020

12.2 Sealing of the Road from Alonnah to Lunawanna

At the Council meeting on 9 June 2020, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

I thought the original plan for sealing the Alonnah to the Lunawanna Road included from the Lunawanna Hall to the start of the Lighthouse Road, but it appears to have stopped 150m short. Is there a reason for this?

Officer's Response:

The Department of State Growth have responded to say that there were insufficient funds to complete the sealing of that section of the Bruny Island Main Road on the southern edge of Lunawanna.

Tony Ferrier, Deputy General Manager

C362/12-2020

12.3 Dog Poo Bags at Silverwater Park and Signage

At the Council meeting on 9 June 2020, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

I read in the latest online Woodbridge News that the dog poo bags have already been installed at Silverwater Park. I went down and I couldn't find them. Could we therefore know when they will be installed? Will the signs that forbid dogs in Silverwater Park and the beach be removed, rather than be there beside the dispenser of dog poo bags?

Officer's Response:

Council has re-purposed an existing dog bag dispenser at Silverwater Park to serve those using the nearby path with dogs. The existing signage refers to the foreshore which is restricted to dogs on lead at all times and will be amended to reflect the provisions of the Dog Management Policy.

David Reeve, Executive Manager Engineering Services

C363/12-2020**12.4 Dog Ownership in Kingborough**

Cr Westwood submitted the following question on notice:

- 1 *How many dogs are registered in Kingborough as at June 2020 (or latest available data)?*
- 2 *How many dogs were registered in Kingborough as at June 2019 (or similar comparable period)?*
- 3 *Has Council noticed an increasing trend in the number of households owning dogs during Covid-19?*
- 4 *Has there been any impact on Council activities relating to dog ownership as a result of Covid-19? ie, demand for poo bags; number of users at dog parks and dog beaches; number of lost and found dogs.*
- 5 *What percentage of households own dogs in Kingborough?*

Officer's Response:

Due to the Council Agenda timeframe requirements it is not possible to provide the requested data until the next Council meeting to be held on 13 July 2020.

Scott Basham, Manager Compliance & Community Development

OPEN SESSION ADJOURNS

PLANNING AUTHORITY IN SESSION

Planning Authority commenced at 5.48pm

13 OFFICERS REPORTS TO PLANNING AUTHORITY**C364/12-2020***(commences at ± 18 minutes of audio recording)***13.1 PSA-2019-5 PLANNING SCHEME AMENDMENT- REZONING FROM LIGHT INDUSTRIAL TO COMMUNITY PURPOSE AND ASSOCIATED DEVELOPMENT APPLICATION (DA-2019-655) FOR CHANGE OF USE AT 50 HUNTINGFIELD AVENUE, HUNTINGFIELD**

Moved: Cr Steve Wass

Seconded: Cr Flora Fox

That Council resolves that:

- a) Council notes the representations to PSA-2019-5 and DA-2019-655 together with the officer's response;
- b) Council recommend to the Tasmanian Planning Commission, that the conditions of TasWater, provided in Appendix A of Draft Development Permit DA-2019-655, is to be replaced with their amended representation received by Council on 26 May 2020; and
- c) Pursuant to section 39(2)(a) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council forward a copy of this report to the Tasmanian Planning Commission.

CARRIED**PLANNING AUTHORITY SESSION ADJOURNS**

OPEN SESSION RESUMES

Open session resumed at 5.54pm

14 NOTICES OF MOTION

C365/12-2020

(commences at ± 23 minutes of audio recording)

14.1 LIVE STREAMING COUNCIL MEETINGS

Moved: Cr Jo Westwood
Seconded: Cr Gideon Cordover

That Council's relevant policies and procedures be updated to allow for live video streaming of Council meetings held in the Council Chambers.

CARRIED

15 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

16 PETITIONS RECEIVED IN LAST PERIOD

No Petitions had been received in the last period.

17 OFFICERS REPORTS TO COUNCIL

C366/12-2020

(commences at ± 37 minutes of audio recording)

17.1 FINANCIAL HARDSHIP POLICY

Moved: Cr Gideon Cordover
Seconded: Cr Flora Fox

That Council adopt the attached Financial Hardship Policy.

CARRIED

C367/12-2020

(commences at ± 50 minutes of audio recording)

17.2 COMMUNITY GRANTS COVID 19

Moved: Cr Gideon Cordover
Seconded: Cr Amanda Midgley

That Council:

- a) approve the allocation for funding as outlined in the attached table; and
- b) approve an amount of \$300 for Yofence.

CARRIED

C368/12-2020*(commences at ± 1 hour, 5 minutes of audio recording)***17.3 STORMWATER SYSTEM MANAGEMENT PLAN**

Moved: Cr Gideon Cordover
Seconded: Cr Jo Westwood

That Council:

- (a) incorporate the preliminary overland flow mapping from the SSMP as a development trigger for overland flow management as part of Council's planning processes;
- (b) develop a stormwater management policy to support Council's planning process in managing future development and stormwater upgrades;
- (c) undertake detailed flood risk management studies of identified high-risk areas and review, and where applicable implement, the mitigation measures identified in the SSMP (structural and non-structural);
- (d) provide the preliminary overland flow mapping to emergency agencies; and
- (e) increase the depth of details provided in the SSMP through future studies as part of its ongoing strategic planning and improvement of stormwater management.

CARRIED**C369/12-2020***(commences at ± 1 hour, 23 minutes of audio recording)***17.4 HOWDEN PUBLIC OPEN SPACE**

Moved: Cr Amanda Midgley
Seconded: Cr Paula Wriedt

That:

- (a) Council does not pursue the acquisition of land parcels currently for sale in Bonnie Vale Drive, Howden.
- (b) Consideration be given to the establishment of active transport links to Brightwater Road and Howden Road in conjunction with future capital works projects associated with these (and directly adjacent) sites and that planning for such works include:
 - (i) Community consultation activities (as appropriate and in accordance with Council's Communications and Engagement Policy 2020 - 2022), and;
 - (ii) Consultation with the Kingborough Council Bicycle Committee.
- (c) Council continue to work towards identifying acceptable sites for local public open space facilities in Howden.
- (d) Council continue to pursue public open space contributions against applicable development in Howden (and other areas) in accordance with the Public Open Space Contributions Policy, with a view to establishing local public open space facilities in Howden once a suitable and acceptable site is identified and supporting active transport linkages are established.

CARRIED

C370/12-2020*(commences at ± 1 hour, 47 minutes of audio recording)***18 INFORMATION REPORTS**

18.1 FINANCIAL REPORT FOR THE PERIOD 1 JULY 2019 TO 31 MAY 2020

Moved: Cr Steve Wass

Seconded: Cr Paula Wriedt

That the Financial Report for the Period 1 July 2019 to 31 May 2020 be noted.

CARRIED**C371/12-2020****19 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION**

Moved: Cr Flora Fox

Seconded: Cr Sue Bastone

That in accordance with the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, move into closed session to consider the following items:**Confirmation of Minutes**Regulation 34(6) *In confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.***Applications for Leave of Absence**Regulation 15(2)(h) *applications by councillors for a leave of absence***Rate Rebate - Conservation Covenants**Regulation 15 (2)(a) *personnel matters, including complaints against an employee of the council and industrial relations matters.***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 will now cease.

Open Session of Council adjourned at 7.20pm.

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open session resumed at 7.24pm

C372/12-2020

Moved: Cr Sue Bastone
 Seconded: Cr Jo Westwood

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
Rate Rebate - Conservation Covenants	Granted

CARRIED

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.25pm.

.....
 (Confirmed)

.....
 (Date)