

Kingborough



COUNCIL MEETING MINUTES

7 August 2023

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 2022 - 2026



Mayor
Councillor Paula Wriedt



Deputy Mayor
Councillor Clare Glade-Wright



Councillor Aldo Antolli



Councillor David Bain



Councillor Gideon Cordover



Councillor Kaspar Deane



Councillor Flora Fox



Councillor Amanda Midgley



Councillor Mark Richardson



Councillor Christian Street

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MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 7 August 2023 at 5.30pm

1 AUDIO RECORDING

The Chairperson declared the meeting open, 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 received confirmation that the audio recording had commenced.

2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The Chairperson acknowledged the traditional custodians of this land, paid respects to elders past and present, and acknowledged today's Tasmanian Aboriginal community.

3 ATTENDEES

Councillors:

Mayor Councillor P Wriedt	✓
Deputy Mayor Councillor C Glade-Wright	✓
Councillor A Antolli	✓
Councillor D Bain	✓
Councillor K Deane	✓
Councillor F Fox	✓
Councillor A Midgley	✓
Councillor M Richardson	✓
Councillor C Street	✓

Staff:

General Manager	Mr Gary Arnold
Director Engineering Services	Mr David Reeve
Director Governance, Recreation & Property Services	Mr Daniel Smee
Acting Director Environment, Development & Community Services	Ms Heather Salisbury
Manager Finance	Mr Tim Jones
Media & Communications Advisor	Ms Sam Adams
Executive Assistant	Mrs Amanda Morton

C236/15-2023

4 APOLOGIES

Councillor G Cordover

C237/15-2023

5 CONFIRMATION OF MINUTES

Moved: Cr Flora Fox
 Seconded: Cr Clare Glade-Wright

That the Minutes of the open session of the Council Meeting No. 14 held on 17 July 2023 be confirmed as a true record.

CARRIED**6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING**

Date	Topic	Detail
17 July	Kingston Beach Local Area Traffic Management Plan	Presentation and discussion on traffic consultants study prior to community consultation
	Dog Management Policy	Presentation and discussion on preparation of draft policy
31 July	Southern Regional Waste Management Authority & Kingborough Waste Services	Introduction to new Southern Regional Waste Management Authority and presentation from KWS and discussion with KWS Board

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.

C238/15-2023

10 QUESTIONS ON NOTICE FROM THE PUBLIC**10.1 Statewide Planning Scheme**

Mr Dean Winter submitted the following question on notice:

On 9 December 2019, Kingborough Council endorsed the Kingborough Draft Local Provisions Schedule for submission to the Tasmanian Planning Commission (TPC). At the time, Council hoped to advertise the LPS the following year.

As we approach four years since that decision was made, can Council outline the timeline of events since that time which have meant the LPS has still not even been advertised?

Officer's Response:

Council's adopted draft of the Kingborough Local Planning Provisions (LPS) of the Tasmanian Planning Scheme was sent to the Tasmanian Planning Commission (TPC) on 13 December 2019 (additional information was sent on 18 December 2019). A second iteration of the plans (with corrected data) was adopted at the Council Meeting on 11 February 2020 and forwarded to the TPC for their consideration.

The TPC notified Council on 2 March 2020 that the information provided was suitable for an assessment of legislative compliance to be conducted. On 27 April 2020 and 21 May 2020, the TPC requested additional information related to the GIS files for mapping.

Post lodgement meetings were held on 30 October 2020 and 20 November 2020. Following Council submissions, meetings were held on 18 May 2022 and 3 June 2022 with focussed discussion on the proposed SAP's. The most recent post lodgement meeting with the TPC was on 15 December 2022, however it should be noted that there is regular communication (generally weekly) with the TPC about the progress and responses to matters that were raised at post-lodgement meetings including revised submissions provided on 5 June 2023. Council has undertaken significant work in consultation with the TPC which has included redrafting some of the SAPs. There has also been additional mapping work undertaken to support some of the proposed planning instruments.

The TPC proposes a further meeting about drafting. Until the requirements have been satisfied, the TPC will not provide direction for Council to exhibit the draft LPS.

Tasha Tyler-Moore, Manager Development Services

C239/15-2023

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Cr Street asked the following question without notice:

11.1 Policing Parking on State Roads

Could Council staff please explain the arrangements for Council officers policing parking matters on State roads?

Director Governance, Recreation & Property Services responds:

Our compliance staff will respond to matters relating to traffic issues but in relation to State roads, I will probably need more detail as to what the issue was, if it was an abandoned vehicle for example or a breach of road rules, I will probably need more information to be able to respond to the question.

Cr Street:

A parking infringement.

Director Governance, Recreation & Property Services:

It may be best if I take the question on notice and get advice from our compliance staff as to our exact process.

Cr Bain asked the following question without notice:

11.2 Pedestrian Underpass, Summerleas Road

Would it be possible to get an update on the Summerleas Road underpass project, what work has been done to date and any approximate time frames when we hope to get the work underway?

Director Engineering Services responds:

We are still going through the design at the moment. It's a fairly tricky location because of the amount of room that we have to play with and some of the other environmental considerations that we have to manage as well. In terms of construction, we will be looking at trying to minimise inconvenience so we will look at school holiday times, probably early next calendar year is what we are aiming for, for construction.

Cr Midgley asked the following questions without notice:

11.3 Grants Process

There is a 'Providing Better Facilities for Sporting Clubs' grant that we were all alerted to last week. What is the process for us to decide what sporting club we would apply for in regards to this, if we do apply?

Director Governance, Recreation & Property Services responds:

We would like to apply, bearing in mind that the criteria for this grant requires that the project be ready to go and that there is a 20% applicant contribution. Our process would be to go back to our capital bids where all of those projects have been through a scoping and consultation process, they have a business case, they are in effect ready to go and we would either look to go with an existing project where we already have funds allocated and value add to that or for a project that may have missed out. But that would certainly be our process to ensure that we are going with a project that has already been through a fairly rigorous assessment process.

11.4 Bike Racks, Blackmans Bay

I noticed yesterday when I went to park my bike at Blackmans Bay beach near the restaurant precinct area that the bike racks have been removed. There has been some planting and other works there and I'm wondering if the bike racks will be replaced?

Director Engineering Services responds:

I would imagine they have just been taken out temporarily but I'm happy to take that on notice and provide a reply.

Cr Deane asked the following question without notice:

11.5 Metro

Regarding an incident that happened last week on Channel Court and Orana Place where a Metro bus lodged itself on the main road so that traffic at school pick up time was quite affected. This is something that has been happening for many years. Can we have an updated as to any discussions with Metro Tasmania about that?

General Manager responds:

I made contact with the CEO of Metro Tas today. I've received advice back that the operations team at Metro Tas are investigating that particular incident and also looking at more appropriate options and driver awareness moving forward.

Cr Deane:

Did those discussions, apart from driver training, were there any other options discussed with the manager of Metro Tas?

General Manager:

Not specifically but I am mindful that in the last 18 to 24 months there has been a very high turnover rate of drivers at Metro and I suspect that that may play a part in some of these occurrences.

Cr Deane:

The next time discussions happen could it be put to Metro Tas about discussing other options because clearly it's a driver training issue, and I understand your point completely, but are there any other options apart from Metro Tas committing to additional driver training, given that the history shows that it doesn't always work out successfully with other options such as installing signage either up at Baringa Road or Orana Place where drivers are not turning around where they should, so whether that is an issue for us or DSG, I just ask that it be put on the record that that be floated with Metro Tas as a potential option.

General Manager:

I'm happy to float that option.

12 QUESTIONS ON NOTICE FROM COUNCILLORS

There were no questions on notice from Councillors.

13 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

14 PETITIONS RECEIVED IN LAST PERIOD

No Petitions had been received.

15 OFFICERS REPORTS TO COUNCIL

C240/15-2023**15.1 SHORT STAY ACCOMMODATION**

Moved: Cr Aldo Antolli
Seconded: Cr Mark Richardson

That Council advocates to the Tasmanian Government for more active monitoring and regular reporting on the impacts of short stay accommodation on long-term rental markets across Tasmania.

Moved: Cr Amanda Midgley
Seconded: Cr Flora Fox

That this matter be deferred.

In Favour: Crs Clare Glade-Wright, David Bain, Kaspar Deane, Flora Fox and Amanda Midgley

Against: Crs Paula Wriedt, Aldo Antolli, Mark Richardson and Christian Street

CARRIED 5/4

C241/15-2023

15.2 ANNUAL PLAN 2023/2024

Moved: Cr Clare Glade-Wright
Seconded: Cr Amanda Midgley

That in accordance with Section 71 of the *Local Government Act 1993*, Council adopts the Annual Plan for the 2023/24 financial year and instructs the General Manager to:

- a) Make a copy of the Annual Plan available for public inspection at the Civic Centre and on Council's website; and
- b) Provide a copy of the Annual Plan to the Director of Local Government and to the Director of Public Health.

CARRIED

C242/15-2023

15.3 KINGSTON BEACH FLOOD MITIGATION INVESTIGATION

Moved: Cr Amanda Midgley
Seconded: Cr Clare Glade-Wright

That Council:

- (a) adopt the 1% AEP Year 2100 flood extent map for use in future planning and development of the suburb of Kingston Beach; and
- (b) undertake community engagement with residents to communicate the results of this study; and
- (c) further investigate and consider identified options and the proposed flood mitigation scheme presented in the report to mitigate the overall flood risk and to control the impact of future development within Kingston Beach; and
- (d) develop a long-term strategy for the management of flood risk in the susceptible 'hotspot' areas of Kingston Beach.
- (e) agrees to the report and mapping being added to the Flood Studies on Council's website; and
- (f) agrees to the flood extents replacing the existing flood extents on the Kingborough Flood Awareness Map; and
- (g) investigates the establishment of a community education program with SES to provide information on what to do before, during and after a flood event, and to facilitate the communication of existing and future flood risks for flood-prone properties.

CARRIED

C243/15-2023**15.4 FINANCIAL REPORT - JUNE 2023**

Moved: Cr David Bain
Seconded: Cr Amanda Midgley

That Council endorses the attached Financial Report as at 30 June 2023.

CARRIED

C244/15-2023**15.5 APPENDICES**

Moved: Cr David Bain
Seconded: Cr Amanda Midgley

That the Appendices attached to the Agenda be received and noted.

CARRIED

16 NOTICES OF MOTION

There were no Notices of Motion received.

C245/15-2023**17 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION**

Moved: Cr Flora Fox
Seconded: Cr Aldo Antolli

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*

AB2303 Parks and Reserves Mowing and Grass Control Services

Regulation 15(2)(d) *contracts, and tenders, for the supply and purchase of goods and services and their terms, conditions, approval and renewal.*

Tender Assessment - AB2306 Spring Farm to Whitewater Creek Path

Regulation 15(2)(b), and (2)(d) *information that, if disclosed, is likely to confer a commercial advantage on a person with whom the Council is conducting, or proposes to conduct business, and contracts, and tenders, for the supply and purchase of goods and services and their terms, conditions, approval and renewal.*

Southern Waste Solutions

Regulation 15(2)(c)(iii) *commercial information of a confidential nature, that if disclosed, is likely to reveal a trade secret.*

Rates Delegated Authority April to June 2023

Regulation 15(2)(j) *the personal hardship of any person who is resident in, or is a ratepayer in, the relevant municipal area.*

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 6.52pm

Meeting adjourned at 6.52pm

Meeting resumed at 7.01pm

Public Copy

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 7.37pm

C246/15-2023

Moved: Cr Aldo Antolli
 Seconded: Cr Flora 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	Approved
AB2303 Parks and Reserves Mowing and Grass Control Services	Tender awarded to KJC Industrial t/a Nivlek Pty Ltd
Tender Assessment - AB2306 Spring Farm to Whitewater Creek Path	Tender awarded to JRV Civil for \$367,128.73 excl GST
Southern Waste Solutions	Authorised to sign MOU
Rates Delegated Authority April to June 2023	Noted

CARRIED

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.38pm.

.....
 (Confirmed)

.....
 (Date)