

Kingborough



COUNCIL MEETING MINUTES

20 November 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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Public Copy

MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 20 November 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
Chief Financial Officer	Mr David Spinks
Director Governance, Recreation & Property Services	Mr Daniel Smee
Director Engineering Services	Mr David Reeve
Director Environment, Development & Community Services	Ms Deleeze Chetcuti
Acting Director Environment, Development & Community Services	Ms Heather Salisbury
Manager Development Services	Ms Tasha Tyler-Moore
Media & Communications Advisor	Ms Sam Adams
Executive Assistant	Mrs Amanda Morton

C354/22-2023

4 APOLOGIES

Councillor G Cordover

C355/22-2023

5 CONFIRMATION OF MINUTES

Moved: Cr Flora Fox
 Seconded: Cr Amanda Midgley

That the Minutes of the open session of the Council Meeting No.21 held on 6 November 2023 be confirmed as a true record.

CARRIED

6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

Date	Topic	Detail
13 November	LGBTIQA+ Inclusive Leadership Training	Presentation from Dr Lynn Jarvis, CEO of Working It Out, and Rodney Croome (OAM).

C356/22-2023

7 DECLARATIONS OF INTEREST

Cr Midgley declared an interest in the report headed ‘Kingborough Community Awards 2024’.
Cr Street declared an interest in the report headed ‘AFL High Performance Training Centre’.

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.

C357/22-2023

10 QUESTIONS ON NOTICE FROM THE PUBLIC

10.1 The Role of Council

At the Council meeting on 6 November 2023, **Mr Charles Biggins** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

It (Council) is described as a body corporate in the Act and on the Department of Premier’s own website, the function and structure of a Council is a corporate entity and is described as a body corporate, yes or no?

Officer's Response:

S19(1) of the *Local Government Act 1993* states "A council is a body corporate with perpetual succession and a common seal".

Gary Arnold, General Manager

10.2 Biodiversity Offset Policy

Ms Jo Landon submitted the following question on notice:

- 1.1 *What would have been the scope of community consultation on the revised Biodiversity Offset Policy prior to its endorsement by councillors?*
- 1.2 *What would have been negotiable?*
- 1.3 *What would not have been negotiable?*

- 2.1 *What is the scope of the public exhibition process for the planning scheme amendment?*
- 2.2 *What is negotiable?*
- 2.3 *What isn't negotiable?*

Officer's Response:

- 1.1 The scope of the consultation for the review of the Biodiversity Offset Policy would have been limited to the matters there were proposed to be changed as part of that review. Those matters are described in Item 16.1 of Council's Agenda of 15 August 2022. Given the nature of changes that were proposed as part of the review, consultation was limited to the following:
 - Technical consultation with ecologists, government departments and non-government organisations.
 - Separate advice was also sought regarding targeted species from scientific experts.
- 1.2 The provisions in the policy that were proposed to be changed as part of the review.
- 1.3 The provisions in the policy that were not proposed to be changed as part of the review.

- 2.1 The scope of 'consultation' is limited to those matters that relate to the planning scheme amendment and not the revised policy content. To clarify, the scope is limited to how the revised policy operates in the planning scheme.
- 2.2 The matters that deal with the operation of the Biodiversity Offset Policy in the planning scheme. For example, cross referencing of terms and references and how it links with the existing requirements in the planning scheme that allows the application of offsets.
- 2.3 The content of the policy. It should be noted that the Commission may suggest changes to the policy where it feels that those changes will optimise the use of the policy in the scheme and that was the purpose of the report that was presented to Council on 6 November 2023.

Adriaan Stander, Senior Strategic Planner

C358/22-2023

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Cr Bain asked the following question without notice:

11.1 Margate Main Street Masterplan

What stage are we at in terms of engaging someone to undertake the work? What consultation with the Margate community will we be doing? Do we have State Growth on board for this project?

Director Engineering Services responds:

We are reasonably well advanced in terms of awarding the contract. We had quite a good response from a number of the consultants and we have been through the assessment and have come up with a preferred applicant. In terms of State Growth, they have been involved from the day dot in terms of the brief that we sent out and providing some commentary and they have also looked at the shortlist proponents that we have and provided some commentary on that. They will also remain a very important stakeholder as we go through the study, as will the community as well. There will be a number of community workshops, online surveys and the like. We are expecting quite a bit of community input.

Cr Bain:

Are there any approximate time frames on when that is likely to occur or get started?

Director Engineering Services:

We are hoping to get an inception meeting this side of Christmas and they are due to complete the project by the end of the financial year, so it will go for a number of months.

Cr Midgley asked the following questions without notice:

11.2 Margate Main Street

A couple of months ago I asked whether we are going to take a play space type of approach to Margate versus having a masterplan that then goes to the community. Can I please understand what the process is?

Director Engineering Services responds:

It will be a little bit like that in terms of the fact that we will be involving the community from the start in terms of getting their feedback and obviously, as I said, State Growth as well because it's their highway corridor. We would like to gather all that information before putting a draft together, very similar to what we did in Kingston and then provide that information back as a draft to the community to make some final comments on.

11.3 Woodbridge Hall

What is happening regarding the new toilets? They have been finished for a few months but are still not open and the old toilets are starting to deteriorate with one cistern currently leaking.

Director Governance, Recreation & Property Services responds:

The toilets are not quite complete. There are a few fixtures that need to be installed until we can get building surveyor sign off. Hopefully we will get that done soon. The old toilets will be locked

as soon as we can commission the new ones but we will need to put in a capital bid to have them demolished in the new year.

11.4 Textile Waste

A resident has let me know about this business called 'Upparell' and it's basically an organisation that specialises in textile waste collection and recycling. There was a waste forum in Hobart last week and I'm not sure if any of our staff attended, but I'm wondering if there is any kind of movement in the waste area regarding textile waste and knowing that it is a big part of our landfill?

Director Engineering Services responds:

The waste forum was in Launceston and all the members of the KWS Board attended that meeting. It's great to see waste moving ahead in the State and there were attendees from both industry, local government, service authorities etc so a wide spread of people attending it. There was no particular presentations on textiles but I have been to one not too long ago which did talk about textile waste and reprocessing that. There are a number of businesses that are in that space and there are also a number of organisations who have put in a voluntary stewardship scheme associated with textiles which effectively means that they pay a premium to actually then allow for the textiles to be recycled at the end of life. We have had discussions in the past with various organisations in terms of textile reuse for our own particular area. It hasn't come to anything at this stage but we know that it is an issue that sits for the regional group. It has been raised at the regional group in terms of that being one of our waste streams and was recently raised when we were doing the brain storming for the strategy for the regional group. It is on the agenda, just nothing definite at this stage.

Cr Fox asked the following question without notice:

11.5 Ferry Proposal

Are there any historical studies available from a feasibility study particularly that Council undertook historically and also whether there are any studies available which the State Government might have done that might be available to the public?

Mayor responds:

In relation to the ferry discussion paper that the State Government released last Monday, that has been done within the Department of State Growth. There wasn't any consultation with Councils on that. They are now putting it out for comment, which I assume will include comment from greater Hobart Mayors as a group but also individual Councils who would like to make submissions in relation to that. Whilst there had been an attempt to have some engagement with the State Government over that extension of ferry services, they made it clear that it was their work and we have only just become aware of it. There was no ability to provide anything else towards it. But that one is very much focussed on the provision of services under the auspices of transport or the Minister for Infrastructure. You may also be aware that there is some work going on separately that the greater Hobart Mayors have commissioned which is a report on the viability of infrastructure in different locations around the Derwent River to support an extended ferry service. That is due to be released in the coming months.

Cr Fox:

It's just that I'm aware that there was a feasibility study done a long time ago, probably 15 years ago by Council when this matter was raised before and I'm hoping that somebody has a copy of that study.

Mayor:

The General Manager is not aware of it. Can I clarify whether it was a study in relation to the infrastructure or the provision of the service?

Cr Fox:

Both. The feasibility of the actual distance and the time it took and how many passengers would be using it as well as the physical infrastructure in Kingston and whether it would be able to support it as well as the proposal for car parking.

Mayor:

We can certainly have a look for it but from what I have seen the work that both those groups have done, the infrastructure work that has been done by some consultants on behalf of the greater Hobart Mayors has actually done a thorough assessment on the title conditions and so on of all the areas that they looked at but also, from what I have seen from the document that the government put out last week, they seem to have talked about the viability from a financial point of view, the potential number of passengers and travel times etc and that's why some sites were ruled out such as Brighton and further afield because of the length of time it would take to provide it, but what we are really hoping for now is for those two bodies of work to come together so that we can get the full picture because at the moment we have got two separate pieces to it and they need to conjoin to look at the overall feasibility.

Cr Glade-Wright asked the following question without notice:

11.6 Recycling of Milk Caps

Did we have a question recently about the lids for milk bottles and whether or not they could be recycled? My memory was that we had answered yes, that we could recycle them but I just wanted to check that.

Director Engineering Services responds:

Yes, that is correct.

Cr Glade-Wright:

That is contrary to the information that has gone our recently about what can and can't go in the recycle bin so we need to address that for future.

Director Engineering Services:

If that's the case I can have a look at it.

Cr Deane asked the following questions without notice:

11.7 Dog Management Policy

I note that there was a lot of interest in that from the community and consultation ended last month. Do we potentially have a time frame or update for the community about that?

Mayor responds:

Yes, the Dog Management Policy will be coming back to us at the next Council meeting on 4 December.

11.8 Channel Highway/Orana Place, Taroona

Residents will be very familiar that another vehicle has been stuck on that intersection and I asked not that long ago if we could get an update from State Growth and I'm wondering if we might have any news around that to avoid any future vehicles getting stuck?

Director Engineering Services responds:

We are in the process of chasing up State Growth regarding that. I guess the smart money is on the fact that State Growth, about a year ago, overlaid the road, effectively potentially creating an issue there where that may actually happen. We will discuss that with them to see whether there are any options in trying to alleviate that.

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

C359/22-2023**15.1 PROPOSED INDEPENDENT PLANNING DEVELOPMENT ASSESSMENT PANELS (DAP'S)**

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

That Council

- (a) Note the Government's intention to introduce new legislation to allow independent Development Assessment Panels (DAPs) to take over some of Councils' decision-making functions on certain development applications.
- (b) Provide the General Manager with delegation to respond to the position paper as outlined in this report.

CARRIED

C360/22-2023**15.2 SUBMISSION ON DRAFT FIRE AND EMERGENCY SERVICES BILL**

Moved: Cr Kaspar Deane
Seconded: Cr Amanda Midgley

That Council prepare a submission on the draft bill and incorporate the points raised in the Conclusion.

Cr Richardson left the meeting at 6.35pm
Cr Richardson returned at 6.36pm

CARRIED**C361/22-2023****15.3 COMMUNITY GRANTS**

Moved: Cr Amanda Midgley
Seconded: Cr David Bain

That:

- (a) The Guidelines for Quick Response Community Grants be amended, with consequential change to the Community Grants Policy, to allow some flexibility to fund an event or activity more than once. This is achieved by adding the word 'generally' when describing events or activities which are ineligible, as follows: *The Council will not **generally** fund the same or similar project more than once.*
- (b) That the current policy, guidelines and annual budget of \$30,000 for Council's Community Grants Program be reviewed during budget considerations for the 2024/25 financial year.

CARRIED**C362/22-2023****15.4 ANNUAL REPORT 2022/23**

Moved: Cr Kaspar Deane
Seconded: Cr Amanda Midgley
Cr Antolli left the room at 6.43pm

That Council endorse the attached Annual Report 2022/23 and removes pages 4-5 to enable a review and consultation to occur prior to consideration of the 2023/24 Annual Report.

Cr Antolli returned at 6.45pm

CARRIED**C363/22-2023****15.5 FINANCIAL REPORT - OCTOBER 2023**

Moved: Cr David Bain
Seconded: Cr Amanda Midgley

That Council endorses the attached Financial Report as at 31 October 2023.

CARRIED

C364/22-2023**15.6 APPENDICES**

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

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

CARRIED

16 NOTICES OF MOTION

C365/22-2023**16.1 Buy Local Procurement and Tendering Policy**

Moved: Cr Mark Richardson
Seconded: Cr Aldo Antolli

That staff develop a "Buy Local" Procurement and Tendering Policy for submission to Council for approval. This policy should draw inspiration from the current buy local policy established by the Tasmanian Government.

In Favour: Crs Paula Wriedt, Aldo Antolli, David Bain, Mark Richardson and Christian Street

Against: Crs Clare Glade-Wright, Kaspar Deane, Flora Fox and Amanda Midgley

CARRIED 5/4

C366/22-2023**17 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION**

Moved: Cr Amanda Midgley
Seconded: Cr Flora Fox

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*

Kingborough Community Awards 2024

Regulation 15(2)(g) *information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.*

AFL High Performance Training Centre

Regulation 15(2)(c)(ii) *commercial information of a confidential nature, that if disclosed, is likely to confer a commercial advantage on a competitor of the council.*

CARRIED

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 7.09pm

Meeting adjourned at 7.09pm

Cr Fox left the meeting at 7.10pm

Meeting resumed at 7.19pm

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OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 7.57pm

C367/22-2023

Moved: Cr Clare Glade-Wright
 Seconded: Cr David Bain

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
Kingborough Community Awards 2024	Recipients endorsed
AFL High Performance Training Centre	Submission approved

CARRIED

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.58pm

.....
 (Confirmed)

.....
 (Date)