



COUNCIL MINUTES

16 JULY 2024

COUNCIL CHAMBERS
COMMUNITY ADMINISTRATION CENTRE (CAC)



MINUTES

FOR THE COUNCIL MEETING HELD AT THE
COMMUNITY ADMINISTRATION CENTRE (CAC), 47 COLE STREET,
SORELL ON 16 JULY 2024

TABLE OF CONTENTS

| | | |
|------|---|----|
| 1.0 | ACKNOWLEDGEMENT OF COUNTRY – MAYOR GATEHOUSE | 1 |
| 2.0 | ATTENDANCE | 1 |
| 3.0 | APOLOGIES | 1 |
| 4.0 | DECLARATIONS OF PECUNIARY INTEREST | 1 |
| 5.0 | CONFIRMATION OF MINUTES | 1 |
| 5.1 | CONFIRMATION OF MINUTES FROM THE COUNCIL MEETING 18 JUNE 2024 | 1 |
| 5.2 | CONFIRMATION OF MINUTES FROM THE SPECIAL COUNCIL MEETING 25 JUNE 2024 | 2 |
| 6.0 | MAYOR’S REPORT | 2 |
| 7.0 | SUPPLEMENTARY ITEMS | 3 |
| 8.0 | COUNCIL WORKSHOPS REPORT | 4 |
| 9.0 | COUNCILLOR QUESTIONS ON NOTICE | 4 |
| 10.0 | COUNCILLOR MOTIONS ON NOTICE | 4 |
| 11.0 | WORKGROUP REPORTS | 5 |
| 12.0 | PETITIONS STILL BEING ACTIONED | 5 |
| 13.0 | PETITIONS RECEIVED | 6 |
| 14.0 | LAND USE PLANNING | 6 |
| 14.1 | SORELL PLANNING AUTHORITY MINUTES | 7 |
| 14.2 | REGIONAL LAND USE STRATEGY – STATE OF PLAY REPORT | 7 |
| 15.0 | GOVERNANCE | 8 |
| 15.1 | COUNCILLOR REPRESENTATIVES | 8 |
| 15.2 | DISPOSAL OF PUBLIC LAND – AMELIA COURT, SORELL (CT140801/23) | 8 |
| 16.0 | INFRASTRUCTURE AND ASSETS | 9 |
| 17.0 | COMMUNITY RELATIONS | 9 |
| 17.1 | CUSTOMER SERVICE STRATEGY | 9 |
| 18.0 | FINANCE | 9 |
| 18.1 | EXECUTIVE SUMMARY – FINANCIAL REPORT JUNE 2024 YTD | 9 |
| 19.0 | PLANNING | 10 |
| 20.0 | HEALTH AND COMPLIANCE | 10 |
| 21.0 | ROADS AND STORMWATER | 10 |
| 22.0 | FACILITIES AND RECREATION | 10 |
| 23.0 | QUESTIONS FROM THE PUBLIC | 10 |
| 24.0 | CLOSED MEETING | 13 |

| | | |
|-------------|--|-----------|
| 24.1 | CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 18 JUNE 2024 | 14 |
| 24.2 | AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION | 14 |
| 24.3 | WRITING OFF BAD DEBTS AS AT 30 JUNE 2024 | 15 |
| 24.4 | TENDER - SOUTH EAST TRAINING FACILITY AND JOBS HUB | 15 |
| 25.0 | ACRONYMNS | 16 |

The meeting commenced at 6.00 pm.

1.0 ACKNOWLEDGEMENT OF COUNTRY – MAYOR GATEHOUSE

I would like to begin by paying respect to the traditional and original owners of this land the Mumirimina people, to pay respect to those that have passed before us and to acknowledge today's Tasmanian Aboriginal community who are custodians of this land.

2.0 ATTENDANCE

Mayor J Gatehouse
Deputy Mayor C Wooley
Councillor S Campbell – Arrived at 6.18pm
Councillor M Larkins
Councillor B Nichols
Councillor M Reed
Councillor N Reynolds
Councillor C Torenus

3.0 APOLOGIES

Councillor M Miró Quesada Le Roux

4.0 DECLARATIONS OF PECUNIARY INTEREST

The Mayor requested any Councillors to indicate whether they had, or were likely to have, a pecuniary interest in any item on the agenda.

No Councillor indicated they had, or were likely to have, a pecuniary interest in any items on the agenda.

5.0 CONFIRMATION OF MINUTES

5.1 CONFIRMATION OF MINUTES FROM THE COUNCIL MEETING 18 JUNE 2024

RECOMMENDATION

“That the Minutes of the Council Meeting held on 18th June 2024 be confirmed.”

108/2024 NICHOLS/REYNOLDS

“That the recommendation be accepted.”

The motion was put.



For: Reynolds, Torenus, Gatehouse, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

5.2 CONFIRMATION OF MINUTES FROM THE SPECIAL COUNCIL MEETING 25 JUNE 2024

RECOMMENDATION

"That the Minutes of the Special Council Meeting held on 25th June 2024 be confirmed."

109/2024 WOOLEY/LARKINS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

6.0 MAYOR'S REPORT

RECOMMENDATION

"That the Mayor's communication report as listed be received."

110/2024 REED/NICHOLS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



7.0 SUPPLEMENTARY ITEMS

RECOMMENDATION

"That the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the *Local Government (Meeting Procedures) Regulations 2015*."

In accordance with the requirements of Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015*, the Council by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- a) The reason it was not possible to include the matter on the agenda; and
- b) That the matter is urgent; and
- c) That advice has been provided under section 65 of the *Local Government Act 1993*.

8.0 COUNCIL WORKSHOPS REPORT

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The following Council Workshop was held:

| Date | Purpose | Councillor Attendance | Councillor Apologies |
|---------------------------|---|--|----------------------|
| 2 nd July 2024 | <ul style="list-style-type: none"> • Compliance plan presentation <ul style="list-style-type: none"> - Enforcement Policy - Regulatory Compliance Plan - Regulatory Enforcement procedure • Councillor Representatives on committees post-election • Draft Customer Service Strategy | Gatehouse, Wooley, Larkins, Miro Quesada, Nichols, Reed, Reynolds, Torenus | Campbell |

9.0 COUNCILLOR QUESTIONS ON NOTICE

Nil

10.0 COUNCILLOR MOTIONS ON NOTICE

Nil



Councillor Campbell arrived at 6.18pm.

11.0 WORKGROUP REPORTS

RECOMMENDATION

"That the workgroup reports as listed be received."

111/2024 REED/REYNOLDS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

12.0 PETITIONS STILL BEING ACTIONED

| Petition | Tabled at Council Meeting | Status |
|--|---------------------------|--|
| Replacement of Steps at Red Ochre Beach | 17 May 2022 | Approved as a 22/23 capital budget. Project Manager has experienced delays since July 2022 coordinating consensus agreement between stakeholders. Preliminary meeting occurred with local stakeholders March 2024. Further project progress dependent on stakeholder engagement and Council progressing matters through Government agencies. |
| Restricting Vehicular Access to Connelly's Marsh Beach | 16 May 2023 | Council position as per resolution provided to NRE. Response from NRE does not address the resolution matters. The General Manager was seeking a meeting with the Minister. |



| | | |
|---|--------------|---|
| | | General Manager has subsequently forwarded matters to Dep Sec and discussed issues on jurisdiction of Crown beach, private ownership of road reserve and alternate options to physically blocking access ie. signage. Dep Sec to consider and advise in due course. |
| Withdrawal of the Blue Lagoon Draft Management Plan | 18 July 2023 | Council laid on the table for further consultancy on review and investigate options for stormwater management at Blue Lagoon. Variation to the operating budget approved at August 2023 Council meeting to facilitate this - \$50k. Final consultant report received April. Council staff progressing matters with Red Handfish researchers in first instance prior to determining further actions. |

13.0 PETITIONS RECEIVED

At the time of preparation of this agenda no petitions had been received.

14.0 LAND USE PLANNING

The Mayor advised in accordance with the provisions of Part 2 Regulation 25 of the Local Government (Meeting Procedures) Regulations 2015, the intention of the Council to act as a planning authority pursuant to the Land Use Planning and Approvals Act 1993 is to be noted.

In accordance with Regulation 25, the Council will act as a planning authority in respect to those matters appearing under item 14 on this agenda, inclusive of any supplementary items.



14.1 SORELL PLANNING AUTHORITY MINUTES

RECOMMENDATION

"That the minutes of the Sorell Planning Authority ("SPA") Meeting of 11th June be noted and the minutes from 18th June 2024 be confirmed."

112/2024 NICHOLS/REED

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

14.2 REGIONAL LAND USE STRATEGY – STATE OF PLAY REPORT

RECOMMENDATION

"That Council, acting as a Planning Authority, resolve to note the State of Play report and the commencement of stakeholder consultation on the comprehensive review and update to the Southern Tasmanian Regional Land Use Strategy (STRLUS)."

113/2024 REED/CAMPBELL

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



15.0 GOVERNANCE

15.1 COUNCILLOR REPRESENTATIVES

RECOMMENDATION

"That Council resolves to appoint Councillor Representatives as nominated in the accompanying table and to nominate a Councillor Representative to the vacant Sorell Audit Panel."

114/2024 REED/REYNOLDS

"That the recommendation be accepted, with Councillor Nichols being appointed to the vacant position on the Audit Panel."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

15.2 DISPOSAL OF PUBLIC LAND – AMELIA COURT, SORELL (CT140801/23)

RECOMMENDATION

"That Council resolve to dispose of public land described in Certificate of Title Volume 140801 Folio 23 Amelia Court, Sorell pursuant to Section 178 of the Local Government Act 1993."

115/2024 REYNOLDS/LARKINS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



16.0 INFRASTRUCTURE AND ASSETS

Nil reports

17.0 COMMUNITY RELATIONS

17.1 CUSTOMER SERVICE STRATEGY

RECOMMENDATION

"That Council resolve to endorse the revised Customer Service Strategy 2024."

116/2024 LARKINS/REED

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

Councillor Larkins congratulated Customer and Business Support on the percentage of first point resolutions.

18.0 FINANCE

18.1 EXECUTIVE SUMMARY – FINANCIAL REPORT JUNE 2024 YTD

RECOMMENDATION

"That the Executive Summary – FINANCIAL REPORT JUNE 2024 YEAR-TO-DATE be received and noted by Council."

117/2024 NICHOLS/WOOLEY

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



Councillor Reed commended the Finance Team for their work at this busy time of the year.

19.0 PLANNING

Nil reports.

20.0 HEALTH AND COMPLIANCE

Nil reports.

21.0 ROADS AND STORMWATER

Nil reports.

22.0 FACILITIES AND RECREATION

Nil reports.

23.0 QUESTIONS FROM THE PUBLIC

In accordance with Regulation 31 of the Local Government (Meeting Procedures) Regulations 2015, Council will conduct a Public Question Time.

At each meeting the Mayor will invite those members of the public present to ask questions. When requested please:

- Stand up; and
- State clearly your name and address.

This time is allocated for questions from the public. Questions are to be kept brief and specific to the topic to which they relate.

Members of the public are reminded that questions and any answers to such questions are not to be debated.

Questions may be submitted to Council in writing at least seven (7) days before an ordinary Council meeting.



Sharon Fotheringham of Forcett asked for an update on a question asked at a previous meeting by Cathy Minnucci regarding a gravel footpath construction project and adjoining dangerous drain on the corner of Tamarix Road and Nerine Streets Primrose Sands?

The General Manager advised that he had spoken with a staff member on this matter and will follow up with them as he had been advised the enquiry had been resolved.

The General Manager further commented that the issue raised on behalf of the resident may instead relate to a differing view whereby the resident believes a hazard / risk exists whereas the Engineering Officer does not.

Diedre Biggar from Dodges Ferry questioned why the Streetscape Committee was no longer active?

Councillor Torenus advised that it has over a number of years met less frequently to the extent it has become largely dormant.

Dierdre further questioned why doesn't Sorell recognise its past, convicts and people here before us and advertise it?

The Mayor advised that she agrees that we do have the opportunity to do more in this regard and to make Sorell a destination town. This is something that will be discussed further into the future options on how to acknowledge what Sorell is and where it has come from.

Dierdre further questioned what Council is doing in regard to the proposed New Years Eve event currently being considered by a community group?

The General Manager and Director of People and Performance advised that a meeting had been arranged with the group and relevant staff to address requirements to hold a community event.

The open meeting concluded a 6.58 pm.



CLOSED MEETING

Members are advised that items listed below in the CLOSED SESSION AGENDA are classified as CONFIDENTIAL ITEMS in accordance with the provisions of the Local Government Act 1993.

A Councillor must not discuss any item listed in a CLOSED SESSION AGENDA with any person (except another elected member, the General Manager or the author of a report to the closed session of Council or a Council Committee) without a specific resolution of the Council or a Council Committee that considered the report.

Section 338A (1) of the Local Government Act 1993 states that 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.*

Section 338A (3) states that a member must not disclose information acquired as such a member on the condition that it be kept confidential.

Additionally, Section 339 of the Local Government Act 1993 states that:

- (1) A councillor or a member must not make improper use of any information acquired as a councillor or member.*
- (3) Improper use of information includes using the information –*
 - (a) to gain, directly or indirectly, an advantage or to avoid, directly or indirectly, a disadvantage for oneself, a member of one's family or a close associate; or*
 - (b) to cause any loss or damage to any council, controlling authority, single authority, joint authority or person.*



The closed meeting commenced at 6.59pm.

24.0 CLOSED MEETING

The General Manager advised that in his opinion the listing of agenda item/s:

| Reference | Item |
|-----------|---|
| 24.1 | Confirmation of the Closed Council Minutes of the Council Meeting of 18 June 2024 - <i>Regulation 34(3)</i> |
| 24.2 | Disclosure of confidential information – <i>Regulation 15(8)</i> |
| 24.3 | Writing off bad debts as at 30 June 2024 - <i>Regulation 15(2)(d) & (i)</i> |
| 24.4 | Tender Sorell – South East Training Facility and Jobs Hub – <i>Regulation 15(2)(d)</i> |

As prescribed items in accordance with Regulations 15 and 34 of the Local Government (Meeting Procedures) Regulations 2015, and therefore Council may by absolute majority determine to close the meeting to the general public.

RECOMMENDATION

“That the meeting be closed to the public to enable Council to consider agenda items 24.1 - 24.4 which are confidential matters as prescribed in Regulations 34 and 15 of the Local Government (Meeting Procedures) Regulations 2015.”

118/2024 REYNOLDS/LARKINS

“That the recommendation be accepted.”

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



24.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 18 JUNE 2024

RECOMMENDATION

"That the Closed Minutes of the Council Meeting held on 18th June 2024 be confirmed."

119/2024 NICHOLS/REED

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**

24.2 AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION

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RECOMMENDATION

"That in accordance with Regulation 15(9) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor and General Manager be authorised to disclose information from this 'Closed Section' of this meeting in the course of implementing the decisions of Council."

120/2024 REYNOLDS/LARKINS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols, Larkins

Against:

The Motion was **CARRIED**



24.3 WRITING OFF BAD DEBTS AS AT 30 JUNE 2024

121/2024 TORENIUS/LARKINS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols,
Larkins

Against:

The Motion was **CARRIED**

24.4 TENDER - SOUTH EAST TRAINING FACILITY AND JOBS HUB

122/2024 TORENIUS/LARKINS

"That the recommendation be accepted."

The motion was put.

For: Reynolds, Torenus, Gatehouse, Campbell, Wooley, Reed, Nichols,
Larkins

Against:

The Motion was **CARRIED**

The closed meeting concluded at 7.28 pm.

25.0 ACRONYMS

| | |
|--------|---|
| AGM | Annual General Meeting |
| AFL | Australian Football League |
| AIR | Australian Immunisation Register |
| ASU | Australian Services Union |
| ATO | Australian Taxation Office |
| AWTS | Aerated Wastewater Treatment Systems |
| BEST | Business and Employment Southeast Tasmania |
| CAC | Community Administration Centre |
| CEO | Chief Executive Officer |
| CLRS | Councillors |
| CPR | Cardiopulmonary Resuscitation |
| CRM | Customer Request Management |
| CRDSJA | Copping Refuse Disposal Site Joint Authority |
| DEDTA | Department Economic Development, Tourism & The Arts |
| DOE | Department of Education |
| DPAC | Department of Premier & Cabinet |
| DPFEM | Department of Police, Fire and Emergency Management |
| DSG | Department of State Growth |
| DST | Destination Southern Tasmania |
| EBA | Enterprise Bargaining Agreement |
| EOI | Expressions of Interest |
| EOFY | End of Financial Year |
| EPA | Environment Permit Authority |
| EWaste | Electronic Waste |
| FMAC | Fire Management Assessment Committee |
| GM | General Manager |
| ICT | Information Communication Technology |
| LGAT | Local Government Association of Tasmania |
| LPS | Local Provisions Schedule |
| LTFP | Long Term Financial Plan |
| LTI | Lost Time Injury |
| MAST | Marine & Safety Tasmania |
| MEMC | Municipal Emergency Management Committee |
| NBN | National Broadband Network |
| NRE | Department of Natural Resources and Environment Tasmania |
| NRM | Natural Resource Management |
| PWS | Parks and Wildlife Service |
| RACT | Royal Automobile Club of Tasmania |
| RDA | Regional Development Australia |
| RSL | Returned Services League |
| RTI | Right to Information |
| SBIP | School Based Immunisation Program |
| SEI | South East Irrigation |
| SEBA | South East Basketball Association |
| SENA | South East Netball Association |

| | |
|--------|---|
| SERDA | South East Region Development Association |
| SEUFC | South East United Football Club |
| SES | State Emergency Service |
| SFC | Sorell Football Club |
| SFL | Southern Football League |
| SMH | Sorell Memorial Hall |
| SPA | Sorell Planning Authority |
| STCA | Southern Tasmanian Councils Association |
| STRWA | Southern Tasmanian Regional Waste Authority |
| SWSA | Southern Waste Strategy Association |
| SWS | Southern Waste Solutions |
| TasCAT | Tasmanian Civil and Administrative Tribunal |
| TAO | Tasmanian Audit Office |
| TCF | Tasmanian Community Fund |
| TOR | Terms of Reference |
| UTAS | University of Tasmania |

