



COUNCIL MINUTES

15 NOVEMBER 2022

COUNCIL CHAMBERS

COMMUNITY ADMINISTRATION CENTRE (CAC)



MINUTES

FOR THE COUNCIL MEETING HELD AT THE
COMMUNITY ADMINISTRATION CENTRE (CAC), 47 COLE STREET, SORELL ON
15 NOVEMBER 2022

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The meeting commenced at 6.02 pm.

1.0 ATTENDANCE

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Mayor K Vincent
Deputy Mayor C Wooley
Councillor M Brown
Councillor S Campbell
Councillor M Miro Quesada Le Roux
Councillor M Reed
Councillor N Reynolds
Councillor C Torenus

STAFF IN ATTENDANCE

Robert Higgins – General Manager
Russell Fox – Manager, Engineering and Regulatory Services
Jess Hinchin – Manager, HR Customer and Community Services

2.0 APOLOGIES

Councillor J Gatehouse

3.0 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.

4.0 CONFIRMATION OF THE MINUTES OF 18 OCTOBER 2022

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RECOMMENDATION

“That the Minutes of the Council Meeting held on 18th October 2022 be confirmed.”

140/2022 REYNOLDS/REED

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada,
Campbell



Against: None

The Motion was **CARRIED**

5.0 MAYOR'S REPORT ^ RECOMMENDATION

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

- With the addition of attended meeting with GM and CEO of Lady Gowrie.

141/2022 REED/WOOLEY

"That the recommendation be accepted."

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

6.0 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*.



7.0 COUNCIL WORKSHOPS REPORT

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The following Council Workshop was held:

Date	Purpose	Councillor Attendance	Councillor Apologies
8 th Nov 2022	Councillor inductions and declaration of office.	Vincent, Wooley, Brown, Torenius, Miro Quesada, Reynolds, Gatehouse, Campbell, Reed	Nil.

8.0 DEPARTMENTAL REPORTS

^ RECOMMENDATION

“That the Departmental reports as listed be received.”

142/2022 REED/TORENIUS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenius, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

9.0 PETITIONS

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

10.0 LAND USE PLANNING

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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 10 on this agenda, inclusive of any supplementary items.



10.1 DEVELOPMENT ASSESSMENT SPECIAL COMMITTEE MINUTES

[^]
RECOMMENDATION

“That the minutes of the Development Assessment Special Committee (DASC) Meetings of 18 October 2022 be noted.”

143/2022 REYNOLDS/TORENIUS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenius, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

11.0 GOVERNANCE

[^]
11.1 COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY REPORT
SEPTEMBER 2022 QUARTER

RECOMMENDATION

“That the attached Copping Refuse Disposal Site Joint Authority (CRDSJA) Report be received and noted.”

144/2022 REED/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenius, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**



11.2 CERTIFICATE OF ELECTION FOR THE 2022 LOCAL GOVERNMENT ELECTIONS

RECOMMENDATION

1. "That the Certificate of Election for the 2022 Tasmanian Local Government Elections issued by Peter Moore, Returning Officer, Tasmanian Electoral Commission on Monday, 31 October 2022 be received; and
2. That the Declaration of Office, signed by each of the candidates elected to Council in the 2022 Tasmanian Local Government Elections, be acknowledged in accordance with the requirements of Section 321 of the Local Government Act 1993."

145/2022 CAMPBELL/REED

"That the recommendation be accepted."

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

11.3 COUNCIL MEETING TIMES

RECOMMENDATION

"That pursuant to Regulation 6(2) of the Local Government (Meeting Procedures) Regulations 2015, Council resolve to continue the Ordinary Council meetings at 6.00pm on the third Tuesday of each month and the Development Assessment Special Committee meetings at 4.30pm on Tuesdays (as required) for the duration of the four year elected member term."

146/2022 CAMPBELL/TORENIUS

"That the recommendation be accepted."

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell



Against: None

The Motion was **CARRIED**

11.4 COUNCILLOR REPRESENTATIVES ON COMMITTEES RECOMMENDATION

“That Council resolves to appoint Councillor Representatives on various committees as nominated in the accompanying report.”

147/2022 REYNOLDS/REED

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada,
Campbell

Against: None

The Motion was **CARRIED**

12.0 ENGINEERING & REGULATORY SERVICES

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Nil Reports

13.0 HR & COMMUNITY SERVICES

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Nil Reports

14.0 FINANCE

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14.1 EXECUTIVE SUMMARY – FINANCIAL REPORT OCTOBER 2022 YTD

RECOMMENDATION

“That the Executive Summary – FINANCIAL REPORT OCTOBER 2022 YEAR-TO-DATE be received and noted by Council.”

148/2022 REYNOLDS/REED

“That the recommendation be accepted.”



The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

15.0 QUESTIONS FROM THE PUBLIC

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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.

Diedre Biggar of Dodges Ferry questioned if Council were going to spray the bone seed on Reardon's Land.

Diedre further asked if Council have considered putting a limit on the number of weeks elected members can be absent from meetings.

Mayor Vincent advised that this is governed by the Local Government (Meeting Procedures) Regulations 2015 and was out of the control of the Council.

Diedre questioned whether Council were going to consider holding a meeting of like-minded people who are interested in promoting Sorell in some form.

Mayor Vincent advised that he has been working with the Sorell Business Association and that Council brought in a consultant as mentioned last meeting to identify post-bypass options. It was discussed with the previous Council that we would look at further consulting with a Tasmanian company that specialises in



bringing together community interests to address these types of issues. Council has been recording suggestions submitted from residents for future consideration.

Dierdre raised concerns with the closing of businesses and opening of a cigarette shop in Sorell and if there was anything Council could do about this.

Mayor Vincent advised we were unable to interfere with private enterprise. Businesses close for a variety of reasons. We have worked hard as Council with trying to attract business to the town. BEST also are involved in this area across the region.

Graham Evans of Sorell raised concern over being able to hear what is being said during the Council meeting and why Councillors no longer stand up to speak.

Mayor Vincent advised that the practice has lessened across the sector over a number of years, that it wasn't mandated and was up to each Councillor.

Graham further asked where the new playground in Midway Point was to be located.

The General Manager advised that we were intending to put this near the Midway Point Hall / Neighbourhood House / multi-use courts.

Graham raised an ongoing issue with the front door of the Sorell Memorial Hall being broken which still hasn't been resolved.

The Manager HRCCS advised that this has been recorded.

Shadow Soul of Sorell questioned if it was possible to have a permanent Mental Health Community Group in Sorell.

Mayor Vincent advised that the Community Services department at Council will consider this further with our engagement partners who specialise in these services to determine the viability and need to potentially facilitate a group.

Shadow further questioned regarding the Midway Point playground, could the existing playground be improved and utilise the other space for something else.

The General Manger advised that we were open to options and would consider this.

Shadow also raised options for improving signage and promotion of Sorell at the bypass roundabout for instance.



Mayor Vincent advised that there are limitations for Council in this area and that we were still working with the Department of State Growth in improving the look and signage in this area.

The open meeting concluded at 7.01 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 7.15 pm.

16.0 CLOSED MEETING

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

Reference	Item
16.1	Confirmation of the Closed Council Minutes of the Council Meeting of 18 October 2022– <i>Regulation 34(3)</i>
16.2	Disclosure of confidential information – <i>Regulation 15(8)</i>
16.3	Copping Refuse Disposal Site Joint Authority Quarterly Report – <i>Regulation 15(2)(c)</i>
16.4	Audit Panel Meeting Minutes 31 August 2022 – <i>Regulation 15(2)(c)</i>
16.5	Centrelink EOI - <i>Regulation 15(2)(b)(f)</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 16.1 - 16.5 which are confidential matters as prescribed in Regulations 34 and 15 of the Local Government (Meeting Procedures) Regulations 2015.”

149/2022 REYNOLDS/TORENIUS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**



16.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 18 OCTOBER 2022

RECOMMENDATION

“That the Closed Minutes of the Council Meeting held on 18th October 2022 be confirmed.”

150/2022 REED/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**

16.2 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.”

151/2022 REYNOLDS/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada, Campbell

Against: None

The Motion was **CARRIED**



16.3 COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY QUARTERLY REPORT

152/2022 REYNOLDS/WOOLEY

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada,
Campbell, Gatehouse

Against: None

The Motion was **CARRIED**

16.4 AUDIT PANEL MINUTES FROM 31 AUGUST 2022

153/2022 REED/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Miro Quesada,
Campbell, Gatehouse

Against: None

The Motion was **CARRIED**



16.5 CENTRELINK EOI

154/2022 CAMPBELL/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Wooley, Reynolds, Torenus, Reed, Brown, Campbell

Against: Miro Quesada

The Motion was **CARRIED**

The closed meeting concluded at 8.11 pm.



17.0 ACRONYMNS

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
DASC	Development Assessment Special Committee
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
HRCC	HR, Community and Customer Service
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
MERS	Manager Engineering & Regulatory Services
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
SMT	Senior Management Team
STCA	Southern Tasmanian Councils Association
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

