



COUNCIL MINUTES

21 FEBRUARY 2023

COUNCIL CHAMBERS

COMMUNITY ADMINISTRATION CENTRE (CAC)



MINUTES

FOR THE COUNCIL MEETING HELD AT THE
COMMUNITY ADMINISTRATION CENTRE (CAC), 47 COLE STREET, SORELL ON
21 FEBRUARY 2023

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The meeting commenced at 6.02 pm.

1.0 ATTENDANCE

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

STAFF IN ATTENDANCE

Robert Higgins – General Manager
Jess Hinchin – Director People and Performance
Russell Fox – Director Service Delivery
Greg Robertson – Manager Health and Compliance

2.0 APOLOGIES

Nil

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 17 JANUARY 2023

RECOMMENDATION

“That the Minutes of the Council Meeting held on 17th January 2023 be confirmed.”

23/2023 **CAMPBELL / BROWN**

“That the recommendation be accepted.”

The motion was put.



For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

5.0 MAYOR'S REPORT

RECOMMENDATION

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

24/2023 REED / GATEHOUSE

"That the recommendation be accepted."

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

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 Workshops were held:

Date	Purpose	Councillor Attendance	Apologies
24 th Jan	<ul style="list-style-type: none"> Strategic Plan review. Financial Management Strategy. Organisation re-structure and Work Group focus – Planning and Community Relations. LG Reform project Stage 2 report. Councillor committee representations. 	<ul style="list-style-type: none"> Vincent, Wooley, Brown, Torenus, Miro Quesada, Reynolds, Gatehouse, Campbell, Reed 	Nil
7 th Feb	<ul style="list-style-type: none"> Strategic Plan review. Waste Management Strategy. Mid-year budget review. Community grant. Sorell Streetscape upgrade. 	<ul style="list-style-type: none"> Vincent, Wooley, Brown, Torenus, Miro Quesada, Reynolds, Gatehouse, Campbell, Reed 	Nil
14 th Feb	<ul style="list-style-type: none"> LG Reform Project Stage 2 report. RSL project. Community grant. 	<ul style="list-style-type: none"> Vincent, Wooley, Brown, Torenus, Miro Quesada, Reynolds, Gatehouse, Campbell, Reed 	Nil

8.0 COUNCILLOR QUESTIONS ON NOTICE

Nil

9.0 COUNCILLOR MOTIONS ON NOTICE

9.1 MOTION ON NOTICE – COUNCILLOR CARMEL TORENIUS

MOTION

“That Council discuss at a future Council workshop the implementation of a Local Area Plan / Structure / Masterplan for the Southern Beaches.”

25/2023 TORENIUS / REED

“That the recommendation be accepted.”

The motion was put.



For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

10.0 WORKGROUP REPORTS

RECOMMENDATION

“That the workgroup reports as listed be received.”

26/2023 CAMPBELL / REYNOLDS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

11.0 PETITIONS

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

12.0 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 12 on this agenda, inclusive of any supplementary items.



12.1 SORELL PLANNING AUTHORITY MINUTES

RECOMMENDATION

“That the minutes of the Sorell Planning Authority (SPA) Meeting of 7th February 2023 be noted.”

27/2023 MIRO QUESADA LE ROUX / CAMPBELL

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

13.0 GOVERNANCE

13.1 COUNCILLOR REPRESENTATIVES ON COMMITTEES

RECOMMENDATION

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

28/2023 CAMPBELL / MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**



14.0 INFRASTRUCTURE AND ASSETS

Nil

15.0 COMMUNITY RELATIONS

15.1 COMMUNITY GRANTS PROGRAM

RECOMMENDATION

“That Council resolves to approve the Carlton Park Surf Life Saving Club community group grant application under the 2022-2023 Community Grants Program.”

29/2023 REYNOLDS / CAMPBELL

“That the recommendation be accepted.”

A procedural Motion was moved.

30/2023 WOOLEY / GATEHOUSE

“That item 15.1 Community Grants Program lay on the table to enable the matter to be considered further prior to Council making a decision.”

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

16.0 FINANCE

16.1 MID YEAR BUDGET REVIEW

RECOMMENDATION

“That Council resolves to receive and approve the 2022-2023 Mid-Year Budget Review.”

31/2023 BROWN / REED

“That the recommendation be accepted.”

The motion was put.



For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

16.2 EXECUTIVE SUMMARY – FINANCIAL REPORT JANUARY 2023 YTD

RECOMMENDATION

“That the Executive Summary – FINANCIAL REPORT JANUARY 2023 YEAR-TO-DATE be received and noted by Council.”

32/2023 CAMPBELL / BROWN

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

17.0 PLANNING

Nil

18.0 HEALTH AND COMPLIANCE

18.1 WASTE MANAGEMENT STRATEGY

RECOMMENDATION

“That Council resolve to adopt the Sorell Council Waste Management Strategy (as amended) contained in attachment 1 of this report.”

33/2023 GATEHOUSE / MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

The motion was put.



For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

19.0 ROADS AND STORMWATER

Nil

20.0 FACILITIES AND RECREATION

20.1 STADIUM FEES FOR INDIVIDUALS AND SMALL GROUPS

RECOMMENDATION

“That Council resolve to approve the addition of individual and small group fees for casual hire of the South East Stadium courts.”

34/2023 CAMPBELL / BROWN

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

21.0 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 questioned what has happened regarding the motion from the AGM regarding a letter to AirServices Australia?

The General Manager advised that the audio and minutes for the AGM were reviewed and that whilst the matter of a letter was discussed, it was not put nor voted on as a motion. However, he has written to AirServices Australia and will provide a copy of this letter to Sharon.

Sharon asked if the Local Government reform has mentioned anything around the granting of Special Leave for Councillors whilst receiving their full allowance.

Mayor Vincent replied that it hasn't formed part of the reform package and that it comes under the code of conduct and a matter that would be looked at by the Director of Local Government, there has been no other discussions at this stage that he is aware of.

Sharon further questioned if they were still addressing these issues?

Mayor Vincent further advised that they were but it was effectively laid on the table at the moment due to the potential changes and balancing the review of the Act and the reform program.

Sharon questioned regarding the recycling hub mentioned in the Waste Strategy was this for the hardwaste items currently collected at the kerbside.

Mayor Vincent gave an updated regarding the future plans for waste streams and the reuse of hardwaste.

The General Manager further commented regarding the contingency should a contractor not be secured to deliver the kerbside greenwaste and hardwaste collection service. The recycling hub referred to in the strategy is the small hub located in the Council building foyer for small domestic items.

Sharon further questioned around general waste collection moving from weekly to fortnightly, and will there be costs as bigger bins will need to be provided.

The General Manager advised that this still needs to be considered as part of the tender process. Council would make an informed decision around whether there would need to be an increase in waste management charges or not, based on the services to be provided and their cost.

Janette Goss asked regarding community representation with the streetscape and post bypass vision for Sorell.

Mayor Vincent advised that we need to ensure that with new groups being formed that they have an appropriate scope and range of representation.

Dierdre Biggar questioned regarding the bonesed and trees on the foreshore land in front of her property and if anything has progressed with this.

The General Manager advised that this is still in the hands of the Public Trustee.

Dierdre questioned regarding a proposed amalgamation of Councils of what would happen to the existing Councillors.

Mayor Vincent advised that there is no proposal of amalgamation at the moment and submissions from the Local Government reform would need to be collated to



form recommendations. Any changes to be implemented would involve a long lead in time and likely see the current term being completed.

Mike Purdon thanked Council for addressing the acoustics of the Chambers. Mike further questioned regarding the concrete batch plant on Rosendale Road which is omitting atmospheric debris, impacting nearby properties and residents and requested Council contact the owners to rectify the issue.

Mayor Vincent advised that the Director of Service Delivery and Manager of Health and Compliance have noted this and will follow up.

The open meeting concluded at 7.31 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 7.33 pm.

22.0 CLOSED MEETING

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

Reference	Item
22.1	Confirmation of the Closed Council Minutes of the Council Meeting of 17 January 2023– <i>Regulation 34(3)</i>
22.2	Disclosure of confidential information – <i>Regulation 15(8)</i>
22.3	Audit Panel Meeting Minutes 8 November 2022 – <i>Regulation 15(2)(c)</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 22.1 - 22.2 which are confidential matters as prescribed in Regulations 34 and 15 of the Local Government (Meeting Procedures) Regulations 2015.”

35/2023 REYNOLDS / BROWN

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenus, Gatehouse, Miró Quesada Le Roux, Campbell, Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

22.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 17 JANUARY 2023

RECOMMENDATION

“That the Closed Minutes of the Council Meeting held on 17th January 2023 be confirmed.”



36/2023 REYNOLDS / TORENIUS

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenius, Gatehouse, Miró Quesada Le Roux, Campbell,
Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

22.2 AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION**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.”

37/2023 REED / WOOLEY

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenius, Gatehouse, Miró Quesada Le Roux, Campbell,
Wooley, Reed, Brown

Against: None

The Motion was **CARRIED**

22.3 AUDIT PANEL MEETING MINUTES 8 NOVEMBER 2022**38/2023 REED / MIRO QUESADA LE ROUX**

“That the recommendation be accepted.”

The motion was put.

For: Vincent, Reynolds, Torenius, Gatehouse, Miró Quesada Le Roux, Campbell,
Wooley, Reed, Brown

Against: None



The Motion was **CARRIED**

The closed meeting concluded at 7.38 pm.



23.0 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
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 Clube 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
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

