



COUNCIL MINUTES

18 APRIL 2023

COUNCIL CHAMBERS

COMMUNITY ADMINISTRATION CENTRE (CAC)



MINUTES

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

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The meeting commenced at 6:00 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

Jess Hinchin – Director of People and Performance
Russell Fox – Director of Service Delivery
Jo Cooper – Corporate Administration Officer

2.0 APOLOGIES

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 21 MARCH 2023

RECOMMENDATION

“That the Minutes of the Council Meeting held on 21st March 2023 be confirmed.”

56/2023 BROWN/GATEHOUSE

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

5.0 MAYOR’S REPORT

RECOMMENDATION

“That the Mayor’s communication report as listed be received.”

57/2023 REED/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

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

[^]
The following Council Workshop was held:

| Date | Purpose | Councillor Attendance | Councillor Apologies |
|--------------|---|--|----------------------|
| 4 April 2023 | <ul style="list-style-type: none"> • Strategic Plan • 2023/24 Annual Plan & Budget – preparation • 2023/24 Operating Plan – preparation • Committees – Terms of Reference | <ul style="list-style-type: none"> • Vincent, Brown, Torenus, Miro Quesada, Reynolds, Gatehouse, Reed | Wooley, Campbell |

8.0 COUNCILLOR QUESTIONS ON NOTICE

Nil

9.0 COUNCILLOR MOTIONS ON NOTICE

Nil



10.0 WORKGROUP REPORTS

RECOMMENDATION

“That the workgroup reports as listed be received.”

58/2023 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:

The Motion was **CARRIED**

11.0 PETITIONS

11.1 PETITION – HOONING ON CONNELLY’S MARSH BEACH

RECOMMENDATION

“That in accordance with Section 58(2) of the Local Government Act 1993, Council receives the attached petition signed by 59 signatories requesting Council take action to restrict access to Connelly’s Marsh Beach to Emergency Vehicles only.”

59/2023 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:

The Motion was **CARRIED**



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”) Meetings of 21st March 2023 and 4 April be noted.”

60/2023 BROWN/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

13.0 GOVERNANCE

13.1 ADOPTION OF REVISED STRATEGIC PLAN

RECOMMENDATION

“That in accordance with Section 70E of the Local Government Act 1993, Sorell Council resolves to adopt the revised Community Strategic Plan 2019 – 2029.”



61/2023 BROWN/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

14.0 INFRASTRUCTURE AND ASSETS

Nil reports

15.0 COMMUNITY RELATIONS**15.1 COMMUNITY GRANTS APPLICATION****RECOMMENDATION**

“That Council approve a grant application from Okines Community House under the 2022-2023 Community Grants Program.”

62/2023 TORENIUS/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**



16.0 FINANCE

16.1 EXECUTIVE SUMMARY – FINANCIAL REPORT MARCH 2023 YTD

RECOMMENDATION

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

63/2023 REED/BROWN

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

17.0 PLANNING

Nil Reports

18.0 HEALTH AND COMPLIANCE

Nil Reports

19.0 ROADS AND STORMWATER

Nil Reports

20.0 FACILITIES AND RECREATION

20.1 STADIUM FEES FOR SOUTH EAST REGION SCHOOLS

RECOMMENDATION

“That Council resolve to approve the addition of a special stadium hire fee for schools within the South East Region.”



64/2023 REYNOLDS/GATEHOUSE

“That the recommendation be accepted.”

The motion was put.

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

Against:

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.

Geoff Perkins of Sorell questioned if anything can be done with the weeds, rubbish, and garden beds of the main streets as it is looking very untidy.

The Director of Service Delivery advised that the planter boxes and the main street is currently in the process of being upgraded as part of the current streetscape project.

Geoff further advised of damage to the footpath in Devenish Drive Sorell.



The Mayor and Director of Service Delivery advised that we are aware of this damage. Discussion will need to occur with the property owner where this damage has occurred.

Pip Jones of Southern Beaches Landcare Coastcare thanked Council for the full time appointment of NRM Officer Dibas Panta.

Pip questioned if Council would enable the NRM facilitator to work with the local community to ensure the grooming contactor of the Dodges Ferry Recreation area not exceed the required firebreak area, and that works are completed to an acceptable standard?

The Mayor responded, yes. The Mayor further added that the NRM Officer is doing a fantastic job, and doesn't see an issue of consultation taking place with Dibas regarding this area.

Pip further questioned if Council were aware of the long involvement of Community in this reserve, and the historic co-management agreement between the community committee and Council staff? And will the General Manager meet with the group to re-establish this approach?

The Mayor responded, yes. The Director of People and Performance further added that we have a newly appointment Engagement and Partnerships Co-ordinator and that it may be more appropriate to for the committee to meet with Sharon and Dibas as a starting point and they can report back to the General Manager.

Pip questioned regarding the Council Fire Management Plan 2009 and the Dodges Ferry Recreation Reserve Management Plan 2015, and why the monitoring as written into these plans to observe threatened vegetation and animal species hasn't taken place?

The Mayor advised that he would be unable to answer this operational question and that this would be best addressed with the NRM Officer and the Engagement and Partnerships Co-ordinator in the coming weeks.

Pip asked if Council were aware that the use of the groomer was actually increasing the fire risk due to high disturbance promoting growth of highly flammable Bracken Fern?

The Mayor advised that he was not able to answer this technical question. He advised this would also be best addressed with the NRM officer.

Pip thanked Council for the funding provided for the 20 nesting boxes last year.

Sharon Fotheringham of Forcett questioned regarding the new waste disposal routine to be implemented and was this starting as of 1 July?

The Director of Service Delivery advised 1 July 2024, and there was community consultation and education still to occur on this topic before anything is implemented.

Mike Purdon questioned regarding the large amount of graffiti in the town, and where the Police were?

Mayor Vincent advised that Council wrote a letter to the business owner at Giblin Drive and requested that they address the graffiti on the wall facing the new bypass. The owners rectified this quickly by painting with signage.

Mayor Vincent further advised that the Police get frustrated with graffiti tagging, they find the responsible person and tagging stops only to start up again by someone else.

Mike further questioned regarding the unit development in Pelham Street, Sorell and how this was approved by Planning given the shading to the neighbouring property?

Mayor Vincent advised that the development met the criteria of the Statewide Planning Scheme.

Mike raised another question regarding the access road past the Council Offices to Dubs and Co Drive and would this be connected?

The Mayor advised that this would be connected, but will be for the emergency vehicles only as this is not a public road but a private right of access. The Director of Service Delivery further added that pedestrians and cyclists would be able to access it.

Peter Blackwell from Carlton asked if Council were aware that the Dodges Ferry Recycling Centre was being used to dispose of toxic and inappropriate items due to its concealed location. Would Council consider relocating this recycling centre to a more publicly visible area?

Mayor Vincent advised there is a lot of potential changes to occur in the waste area and Council doesn't have a lot of public space to facilitate a facility of this nature. We would be unable to commit to fixing this within the next 12 months but we will be looking to do something better in this area.

A resident questioned regarding the small shed in the vicinity of the recycling centre and whether volunteers could clean up the rubbish that has collected in here and utilise this?



Mayor Vincent advised to put the request in writing to the General Manager for consideration.

The open meeting concluded at 7:07 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 7:10 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 21 March 2023 – <i>Regulation 34(3)</i> |
| 22.2 | Disclosure of confidential information – <i>Regulation 15(8)</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.

65/2023 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:

The Motion was **CARRIED**

22.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 21 MARCH 2023

RECOMMENDATION

“That the Closed Minutes of the Council Meeting held on 21st March 2023 be confirmed.”



66/2023 WOOLEY/BROWN

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

22.2 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.”

67/2023 REED/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

The Closed meeting concluded at 7:11 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 |
| 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 |

