



COUNCIL MINUTES

18 JULY 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 JULY 2023

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The meeting commenced at 6.00 pm.

1.0 ATTENDANCE

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

2.0 APOLOGIES

Councillor M Brown – approved leave of absence
Councillor C Torenus

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 20 JUNE 2023

RECOMMENDATION

“That the Minutes of the Council Meeting held on 20th June 2023 be confirmed.”

111/2023 REED/GATEHOUSE

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**



5.0 MAYOR'S REPORT

RECOMMENDATION

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

This communication is provided as a courtesy, any items that require Council action and/or decision will be listed as separate agenda items. Any Councillor requiring information on any matter contained in the communication report please contact the Mayor at any time.

112/2023 CAMPBELL/REYNOLDS

"That the recommendation be accepted."

The motion was put.

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

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 Workshops were held:

Date	Purpose	Councillor Attendance	Councillor Apologies
27 th June 2023	<ul style="list-style-type: none"> LG Reform project – Council submission 	<ul style="list-style-type: none"> Vincent, Woolley, Brown, Torenius, Miro Quesada Le Roux, Reynolds, Gatehouse, Campbell, Reed 	<ul style="list-style-type: none"> Nil.
4 th July 2023	<ul style="list-style-type: none"> Draft NRM/ Env Group TOR and Draft NRM Strategy Dunalley Hall management LG Reform project – Council submission 	<ul style="list-style-type: none"> Vincent, Woolley, Torenius, Miro Quesada Le Roux, Reynolds, Gatehouse, Campbell, Reed 	<ul style="list-style-type: none"> Brown (Approved Leave of Absence)

8.0 COUNCILLOR QUESTIONS ON NOTICE

9.0 COUNCILLOR MOTIONS ON NOTICE

10.0 WORKGROUP REPORTS

RECOMMENDATION

“That the workgroup reports as listed be received.”

113/2023 CAMPBELL/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**



11.0 PETITIONS

11.1 PETITION – WITHDRAWAL OF DRAFT BLUE LAGOON MANAGEMENT PLAN

RECOMMENDATION

“That in accordance with Section 60(2) of the Local Government Act 1993, Council resolves to:

- i) not withdraw the Draft Blue Lagoon Management Plan;
- ii) to conclude the independent peer review of the proposed Blue Lagoon stormwater management solutions; and
- iii) to review the Draft Blue Lagoon Management Plan taking into account the independent peer review and stakeholder / community feedback.”

114/2023 CAMPBELL/MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

A Procedural Motion was moved.

115/2023 MIRO QUESADA LE ROUX/REED

“That item 11.1 Petition – Withdrawal of Blue Lagoon Management Plan be laid on the table / deferred to enable the motion to be considered further prior to Council making a decision.”

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

Against: Reynolds

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 4th July 2023 be noted.”

116/2023 GATEHOUSE/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

13.0 GOVERNANCE

13.1 DISPOSAL OF PUBLIC LAND – PART OF TRILICK COURT ROAD RESERVE

RECOMMENDATION

“That Council resolve to dispose of public land described in Certificate of Title Volume 106970 Folio 14 Part of Trillick Court Road Reserve, Sorell by sale transfer pursuant to Section 178 of the Local Government Act 1993.”

117/2023 REED/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**



13.2 LG REFORM SUBMISSION

RECOMMENDATION

“That Council resolve to receive and note the report and authorise the General Manager to provide a submission to the Local Government Board as contained in the ‘Report’ section below.”

118/2023 REYNOLDS/REED

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

14.0 INFRASTRUCTURE AND ASSETS

Nil reports.

15.0 COMMUNITY RELATIONS

Nil reports.

16.0 FINANCE

16.1 EXECUTIVE SUMMARY – FINANCIAL REPORT JUNE 2023 YTD

RECOMMENDATION

“That the Executive Summary – Financial Report June 2023 Year-To-Date be received and noted by Council.”



119/2023 CAMPBELL/WOOLEY

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

16.2 SORELL COUNCIL AUDIT PANEL CHARTER**RECOMMENDATION**

“That Council resolves to receive and approve the updated Audit Panel Charter as recommended by the Audit Panel.”

120/2023 REED/MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

17.0 PLANNING**17.1 AMENDMENT TO FEES & CHARGES - PLANNING****RECOMMENDATION**

“That Council resolve to amend the fees and charges for 2023-2024 consistent with attachment 1.”



121/2023 CAMPBELL/GATEHOUSE

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

**17.2 SORELL COUNCIL NATURAL RESOURCE
MANAGEMENT/ENVIRONMENTAL ADVISORY GROUP
RECOMMENDATION**

“That Council resolve to:

- A. Endorse the attached Terms of Reference for the Natural Resource Management/Environmental Advisory Group; and
- B. Commence an expression of interest process for membership.”

#Prior to the recommendation receiving a mover, the General Manager advised a correction was necessary to the Terms of Reference to delete the final sentence of the paragraph from Part 3 Membership as per - “The chairperson of the group will be elected by majority vote of members on an annual basis.”

122/2023 GATEHOUSE/MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**



18.0 HEALTH AND COMPLIANCE

18.1 PLUMBING APPLICATION FEES – REQUEST FOR WAIVER OF FEES

RECOMMENDATION

“That Council resolve pursuant to Section 207 of the *Local Government Act 1993* to remit Plumbing Application Fees of \$1366.00 for 7 Banksia Street, Primrose Sands.”

123/2023 CAMPBELL/MIRO QUESADA LE ROUX

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

19.0 ROADS AND STORMWATER

Nil reports.



20.0 FACILITIES AND RECREATION

20.1 MUNICIPAL EMERGENCY MANAGEMENT COMMITTEE

RECOMMENDATION

“That Council endorses the nomination of the following employees for appointment by the Minister for Police, Fire and Emergency Management to the roles of:

- Municipal Coordinators – Sonia Pullen, Manager Facilities & Recreation and David Reardon, Manager Roads & Stormwater
- Deputy Municipal Coordinator – Joshua Pullen, Facilities Maintenance Coordinator
- Municipal Recovery Coordinator – Sharon James, Engagement & Partnership Coordinator and;
- Deputy Recovery Coordinator – Rebecca Bunyan, Works Support Officer – Facilities & Recreation”

124/2023 REED/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

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.

Mayor Vincent clarified a response to a question asked at the June meeting regarding the opening hours of the Sorell Police Station. The Mayor advised that the station admin counter/front desk at the Emergency Services Hub is open during business hours and phone calls are managed through the Police radio room.

Gwen Egg asked if there will be an opportunity for the community to engage with consultants for the Draft Blue Lagoon Management Plan?

The General Manager advised this is not envisaged at this stage, however, the consultants scope response provides provision for community engagement at an additional cost. A report needs to be presented to Council at the August meeting to authorise the expenditure as this is unbudgeted. This engagement is a technical/peer review of existing recommendations for stormwater management of Blue Lagoon and to provide further assessment and recommendations for stormwater management of the catchment.

Gwen further questioned if the concerns, questions and issues raised by the community on the Draft BLMP will be provided to the consultants? And will there be the opportunity to workshop in person about this?

The General Manager advised that the consultants will have access to all submissions and all reports and designs commissioned to date. Additional costs associated with extending the consultants engagement to include community engagement will form part of the report to Council in August.

Wayne McCarthy questioned if something can be done regarding the new roundabout at the start of the bypass as it needs tidying up?

Mayor Vincent agreed, this roundabout is not owned by Council it is Department of State Growth.



The General Manager added that we have be liaising with DSG on a range of bypass and Midway Point junction matters including timelines on when they are going to provide the landscaping concepts and complete the works. Both projects are still on maintenance between DSG and their contractors.

Sharon Fotheringham asked regarding a discussion some years ago around electorate boundary changes, was anything happening with this?

Mayor Vincent advised this concept was discussed if there was a larger South East Council formed as the population of the area would increase to approximately 85,000 which would allow a submission to be put forward to the Electoral Commission for boundary changes. It has been raised by the Mayor at reform meetings as a positive on how the South East could look (in his opinion). This concept is purely a conversation piece at this point in time.

Sharon further questioned what is happening with the double lanes from the airport to Sorell as there has been conflicting information in the Mercury?

Mayor Vincent advised that funding had not been removed, the media seemed to have the information wrong. He has been assured that engineering design and testing is still taking place and will take some time. There is no official timeline at this stage.

Sharon asked regarding the budget for Arthur Highway upgrades and if Council have been advised which parts are to be upgraded?

The DSD advised that he had been to a couple of sessions with DSG and that it still hadn't been decided as to where the funding will be spent.

Wayne McCarthy further questioned if walkways could be included when land is being developed around the Sorell rivulet?

Mayor Vincent advised that when subdivision proposals are submitted walkways are also considered as part of this process. The rivulet is a delicate area and we need to be careful with how this is developed but it will be considered with any potential future development in this area.

The open meeting concluded at 7.34 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 7.35 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 20 th June 2023 – <i>Regulation 34(3)</i>
22.2	Disclosure of confidential information – <i>Regulation 15(8)</i>
22.3	General Manager Appointment – <i>Regulation 15(2)(a)</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 - 22.3 which are confidential matters as prescribed in Regulations 34 and 15 of the Local Government (Meeting Procedures) Regulations 2015.”

125/2023 REYNOLDS/CAMPBELL

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

22.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 20 JUNE 2023

RECOMMENDATION

“That the Closed Minutes of the Council Meeting held on 20th June 2023 be confirmed.”



126/2023 WOOLEY/REYNOLDS

“That the recommendation be accepted.”

The motion was put.

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

Against:

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.”

126/2023 WOOLEY/REED

“That the recommendation be accepted.”

The motion was put.

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

Against:

The Motion was **CARRIED**

The General Manager and the Director of Service Delivery left the room at 7.36pm.

22.3 GENERAL MANAGER APPOINTMENT**127/2023 REYNOLDS/REED**

“That the recommendation be accepted.”

The motion was put.



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

Against:

The Motion was **CARRIED**

The closed meeting concluded at 7.59 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

