



# Agenda Ordinary Council Meeting

27 September 2023



## CERTIFICATION

"I certify that with respect to all advice, information or recommendation provided to Council with this agenda:

1. The advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation, and;
2. Where any advice is given directly to Council by a person who does not have the required qualifications or experience that person has obtained and taken into account in that person's general advice the advice from an appropriately qualified or experienced person."

Note:

S65(1) of the *Local Government Act 1993* requires the General Manager to ensure that any advice, information or recommendation given to the Council (or a Council Committee) is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation. S65(2) forbids Council from deciding any matter which requires the advice of a qualified person without considering that advice.

Dated this 22<sup>nd</sup> day of September 2023.



Warren Groves  
**GENERAL MANAGER**

## TABLE OF CONTENTS

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1. Acknowledgement of Country .....	4
2. Confirmation of Minutes .....	4
3. Public Question Time .....	4
4. Councillors' Questions Without Notice .....	5
5. Late Agenda Items.....	5
6. Declaration of Pecuniary Interest .....	5
7. Conflict of Interest.....	5
8. Workshops & Information Forums.....	6
9. Publications and Reports Tabled For Council Information.....	6
10. Reports To Be Received.....	7
10.1 Flinders Boating Special Committee .....	7
11. Councillors' Reports.....	7
11.1 Whitemark Community Gym Special Committee.....	7
12. Mayor's Report .....	8
13. Development Services .....	12
13.1 Development Application Report.....	12
13.2 Personal Information contained in Planning representations.....	13
14. Infrastructure.....	15
14.1 Acting Infrastructure Manager's Report – September 2023.....	15
15. Notice of Motion .....	16
15.1 Notice of Motion – Whitemark Gym Membership .....	16
15.2 Notice of Motion – Flinders Boating Special Committee.....	18
16. Finance.....	21
16.1 Fees and Charges amendments.....	21
17. Governance .....	23
17.1 S-G6 Elected Members' Allowances, Reimbursements Equipment Policy Review	23
17.2 Policy Review – Travel Accommodation Policy and Procedure .....	25
17.3 Review Code for Tenders and Contracts .....	26
17.4 Review of Flinders Council Draft 2021-2031 Strategic Plan .....	28
17.5 Housing Working Group Report .....	30
17.6 The Islander Way Project – A Regenerative Framework for Flinders Island.....	31
17.7 Councillor Resolution Report .....	33
18. CLOSED COUNCIL.....	34
18.1 Councillor Closed Resolution Report.....	34
18.2 General Manager Contract.....	34

# FLINDERS COUNCIL ORDINARY MEETING – AGENDA

## WEDNESDAY 27 SEPTEMBER 2023

<b>Venue</b>	Flinders Island Arts and Entertainment Centre
<b>Commencing</b>	1.00 pm
<b>Attendees – Councillors</b>	Mayor Rachel Summers Deputy Mayor Vanessa Grace Aaron Burke Carol Cox Peter Rhodes
<b>Apologies</b>	Garry Blenkhorn Ken Stockton
<b>Attendees- Staff</b>	Warren Groves   General Manager Richard Harley   Acting Infrastructure Manager Sammi Gowthorp   Community Services Coordinator Jacci Smith   Development Services Coordinator Kyra Newman   Executive Assistant Sue Mythen   Executive Officer (minute taker)

### 1. ACKNOWLEDGEMENT OF COUNTRY

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The Mayor will begin by acknowledging the Traditional Owners of the land on which we meet today, the palawa people of the trawulwai Nation. She will recognise their continuing connection to the land, waters and culture of this island, and pay respects to Elders past, present and emerging.

### 2. CONFIRMATION OF MINUTES

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#### RECOMMENDATION

That the Minutes from the Ordinary Council Meeting held 23 August 2023 and Special Council Meeting 18 September 2023 be confirmed.

### 3. PUBLIC QUESTION TIME

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*In accordance with Section 31 (1) of the Local Government (Meeting Procedures) Regulations 2015 and the Flinders Council Public Question Time – Council Meeting Procedure, the following are to be adhered to at public question time.*

*Public Question Time is permitted at Ordinary Council Meetings, during which, members of the public may ask questions of the Council relating to Flinders Council matters.*

The basis on which questions may be asked is:

1. All questions will be addressed through the Chair (being the Mayor in normal circumstances) who will answer them as she/he sees fit. Under no circumstances will members of the gallery be permitted to address or question either elected members or officers of the Council. The Chair may delegate answers to the appropriate Councillor or staff member if required.
2. Persons addressing the Chair must pay the respect due to that office. Failure to do so may mean their address is terminated without notice.
3. Where the answer cannot be provided immediately, it will be provided in writing within 14 days and tabled at the following Ordinary Council Meeting.
4. All questioners are encouraged to register their intent to question with the General Manager before the meeting. Preference will be given to those who have so registered.
5. Question time shall not extend longer than 30 minutes and may be divided into two 15 minute sessions.
6. The actual timing of the session(s) is to be immediately after the opening of the meeting and advertised with the notice of meeting.

#### **4. COUNCILLORS' QUESTIONS WITHOUT NOTICE**

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Regulation 29 of the Local Government (Meeting Procedures) Regulations 2015 specifies that in putting a Question Without Notice a Councillor must not offer an argument or opinion, draw any inference or make any imputations except so far as may be necessary to explain the question. The Chairperson must not permit any debate of a Question without Notice or its answer.

#### **5. LATE AGENDA ITEMS**

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#### **6. DECLARATION OF PECUNIARY INTEREST**

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In accordance with Regulation 8 of the Local Government (Meeting Procedures) Regulations 2015, Councillors are required to declare any pecuniary interest that they, or any of their close associates, may have in any matter appearing on the agenda, or any supplementary item to the agenda, before any discussion on that matter.

#### **7. CONFLICT OF INTEREST**

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In accordance with Part 2, paragraph 6 of the Local Government (Model Code of Conduct) Order 2016, Councillors are required to declare any conflict of interest, be in actual, perceived or potential, that they may have regarding any matter appearing on the agenda, or any supplementary item to the agenda before any discussion on that matter commences.

## 8. WORKSHOPS & INFORMATION FORUMS

File No. COU/0205

### Council Workshop – 13 September 2023

Council held a workshop on the following subjects:

- Item 1 Development Services Discussion
- Item 2 Code for Tenders and Contracts Review
- Item 3 General Manager's Update
- Item 4 Airport Fees, Fuel and Considerations
- Item 5 S-G6 Elected Members' Allowances, Reimbursements Equipment
- Item 6 Cat Management on Flinders Island
- Item 7 Response Letters - FIBI

Councillors	In Attendance
Mayor Rachel Summers	Yes
Deputy Mayor Vanessa Grace	Apology
Councillor Garry Blenkhorn	Apology
Councillor Aaron Burke	Apology
Councillor Carol Cox	Yes
Councillor Peter Rhodes	Yes
Councillor Ken Stockton	Yes

Staff and Consultants	In Attendance
Warren Groves   General Manager	(Items 1 - 7)
Jacci Smith   Development Services Coordinator	(Items 1 - 2)
Mick Purves   Planning Consultant (via Zoom)	(Item 1)
Richard Harley   Acting Infrastructure Manager	(Item 3 - 4)
Dr Lynne Davies   Guest Speaker	(Item 6)
Sammi Gowthorp   Community Services Coordinator	(Item 3)
Kyra Newman   Executive Assistant (Note Taker)	(Items 1 - 7)

### RECOMMENDATION

That the Council Workshop held on 13 September 2023 be noted.

## 9. PUBLICATIONS AND REPORTS TABLED FOR COUNCIL INFORMATION

## 10. REPORTS TO BE RECEIVED

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### 10.1 FLINDERS BOATING SPECIAL COMMITTEE

<b>File Reference</b>	COM/0404
<b>Annexures</b>	10.1.1 Flinders Boating Special Committee 16 June 2023 Notes
	10.1.2 Flinders Boating Special Committee Meeting 6 September 2023 confirmed Minutes
	10.1.3 Flinders Boating Special Committee Meeting 18 September 2023 Unconfirmed Minutes

#### **OFFICER'S REPORT (Warren Groves | General Manager):**

The confirmed minutes of the Flinders Boating Special Committee meeting held Wednesday 6 September 2023 and unconfirmed minutes of the Flinders Boating Special Committee meeting Monday 18 September 2023, and Flinders Boating Special Committee boat ramp inspection notes held 16 June 2023, have been provided for consideration. The minutes and notes outline what the Committee has been working on to date and can now be noted by Council.

#### **RECOMMENDATION**

That the confirmed Minutes of the Flinders Boating Special Committee meeting held 6 September 2023 and unconfirmed minutes of the Flinders Boating Special Committee meeting held 18 September 2023 can now be noted by Council.

## 11. COUNCILLORS' REPORTS

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### 11.1 WHITEMARK COMMUNITY GYM SPECIAL COMMITTEE

<b>File Reference</b>	CDV/0702
<b>Annexures</b>	11.1.1 Whitemark Community Gym Special Committee 14 August 2023 confirmed minutes
	11.1.2 Whitemark Community Gym Special Committee 11 September 2023 unconfirmed minutes

#### **OFFICERS'S REPORT (Rachel Summers | Mayor)**

The confirmed minutes of the Whitemark Community Gym Special Committee meeting held 14 August 2023 and unconfirmed minutes of the Whitemark Community Gym Special Committee meeting held 11 September 2023, have been provided for consideration. The minutes and notes outline what the Committee has been working on to date and can now be noted by Council.

#### **RECOMMENDATION**

That the confirmed Minutes of the Whitemark Gym Special Committee meeting held 14 August 2023 and unconfirmed minutes of the Whitemark Gym Special Committee meeting held 11 September 2023 can now be noted by Council.

## 12. MAYOR'S REPORT

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Mayor R Summers
<b>File Reference</b>	COU/0600
<b>Annexures</b>	Nil

### APPOINTMENTS

DATE	ACTIVITY
14/08/2023	Future of Local Government Hearing
15/08/2023	Early Learning for 3 Year Olds Meeting
15/08/2023	Media Training
25/08/2023	Finance for Directors - Professional Development
28/08/2023	Channel 7 News Interview
05/09/2023	Early Learning for 3 Year Olds Meeting
06/09/2023	Flinders Boating Special Committee
12/09/2023	Whitemark Community Gym Special Committee Meeting
13/09/2023	Council Workshop
13/09/2023	Hydro Tasmania Dinner Meeting
18/08/2023	Special Council Meeting
19/09/2023	Senate Inquiry into Regional Bank Closures hearing

### CORRESPONDENCE IN

DATE	FROM	SUBJECT
14/08/2023	Nicole Schultz - KaLIBA	Sheffield Business Networking Event
14/08/2023	Kamal Pokhrel - Administration & Communications Assistant - Northern Tasmania Development Corporation (NTDC)	Request for Projects of Regional Significance
15/08/2023	Rebecca Carter - Hydro Tasmania	Dinner Invitation
16/08/2023	Kamal Pokhrel - Administration & Communications Assistant - NTDC	NTDC Quarter 4 Report
16/08/2023	Lesley King - Drought Ready Tasmania	Regional Information Sessions
17/08/2023	The Windward Bound Trust	Turning the Tide exhibition
18/08/2023	Judah Morris - Manager Primary Health Care - Royal Flying Doctors Service (RFDS)	Visit to Flinders Island
18/08/2023	Dr Allison Anderson - Chair - NTDC	CEO Advert now on Seek



DATE	FROM	SUBJECT
20/08/2023	Mayor Marcus Blackie - King Island Council	PTAS Scheme
21/08/2023	Andrew Thomson - Acting Chair - Flinders Island Business Incorporated (FIBI)	Safe Harbour
21/08/2023	Tasmanian Audit Office	Submission of Financial Statements
22/08/2023	Rick Ralph - National Waste Recycling Industry Association	Mixed Cardboard and Paper Export Bans
23/08/2023	Neale Scott - Beach Energy	OGV Seabed Assessment EP Info Sheet
23/08/2023	Department of Natural Resources and Environment (NRE) Tasmania	Scalefish Review
23/08/2023	Clem Newton-Brown	Planning Process Corruption Concerns
24/08/2023	Luke Martin - Salmon Tasmania	SMOLT Magazine
24/08/2023	Cassie Lynch - Reconciliation Tasmania	The Collective Forum
25/08/2023	Salmon Tas Admin	Salmon Industry Thank You Day
25/08/2023	Childcare Inquiry Taskforce	Childcare Inquiry Taskforce Roundtables
27/08/2023	Michael Milloy	Lunch with Senator Jacinta Price
29/08/2023	Andrew Thomson - Acting Chair - (FIBI)	Safe Harbour
29/08/2023	Tas Water Community Engagement	Invitation to Bryn Estyn Water Treatment Plant Opening
31/08/2023	Salmon Tasmania Administration	Ales & Salmon Tails - Huon Valley
05/09/2023	Drug Education Network	We need your help to prevent alcohol and other drug related harm in Tasmania
06/09/2023	Local Government Association of Tasmania (LGAT)	LGAT Conference
06/09/2023	Glen Isherwood - National Management Committee - Australian Citizens Party	Bank Closure Inquiry - Senate Hearing in Launceston
07/09/2023	Max Parker	Gunter Street Closure
07/09/2023	Judy Jacques	Debate in Legislative Council next Tuesday re: Salmon Industry
07/09/2023	Arun Kendall - Senior Policy Analyst - Department of State Growth	Aviation Green Paper
07/09/2023	Childcare Inquiry Taskforce	Childcare Inquiry Taskforce Roundtables

DATE	FROM	SUBJECT
11/09/2023	Rachel Williams – North-Eastern Advertiser	Regional Round Up
13/09/2023	University of Tasmania (UTAS)	Campus Transformation
13/09/2023	Tas Larnach	Invitation to appear at a public committee hearing
14/09/2023	Cr. Dr. Julie Sladden – West Tamar Council	Public Postal Banks
14/09/2023	Robert Barwick – Australian Citizens Party	Update: Dramatic Senate Inquiry on bank closures reinforces case for post office People’s Bank solution.
15/09/2023	Emily Whereat	Official Invitation to the prestigious 2023 Tasmanian Community Achievement Awards Gala Presentation Dinner
15/09/2023	Dr Emma Banyer-Principal Research Officer – Rural and Regional Affairs and Transport (RRAT) Committee	Inquiry into Bank Closures in Regional Australia – Final Witness Details
15/09/2023	Clifford Craig Foundation	Inside the Launceston General hospital (LGH) Cath Lab
18/09/2023	Mel Whittle – City of Hobart	Tasmanian Network for Multicultural Programs x 12

#### CORROSPONDENCE OUT

DATE	TO	SUBJECT
18/08/2023	Judah Morris – Manager Primary Health Care – Royal Flying Doctors Service (RFDS)	Visit to Flinders Island
18/08/2023	Mayor Marcus Blackie – King Island Council	PTAS Scheme
06/09/2023	Glen Isherwood – National Management Committee - Australian Citizens Party	Banking Inquiry
07/09/2023	Max Parker	Gunter Street
08/09/2023	Joshua Moore – Principal – Flinders Island District High School	ACCC Childcare Inquiry Round Table
08/09/2023	Amanda Banks – Administrative Officer - Government House Tasmania	Dinner Invitation
08/09/2023	Kylie Clifford	Banking Inquiry

<b>DATE</b>	<b>TO</b>	<b>SUBJECT</b>
11/09/2023	Rachel Williams – North-Eastern Advertiser	Regional Round Up
18/09/2023	Mel Whittle – Multicultural and Inclusion Officer - City of Hobart	Multicultural programs – removal from mailing list

#### **VOTING REQUIREMENTS**

Simple Majority

#### **RECOMMENDATION**

**That the Mayor's report be received.**

## **13. DEVELOPMENT SERVICES**

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### **13.1 DEVELOPMENT APPLICATION REPORT**

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Jacci Smith   Development Services Coordinator
<b>File Reference</b>	PLN/0105
<b>Annexures</b>	13.1.1 Development Applications Report – August 2023

#### **INTRODUCTION**

This report provides Councillors with an overview of the applications for the current period as per motion 249.09.2015, passed at the 24 September 2015 Council Meeting when Council requested monthly data from the West Tamar Council planning consultancy service. As of July 2020, Flinders Council now generates the data and prepares the Development Applications Report monthly.

Permitted applications are assessed under section 58 of the Land Use Planning and Approvals Act 1993 (the Act) and are not advertised. If applications classified as Permitted meet all development and use standards, they must be granted a permit, with or without conditions.

Discretionary applications are assessed under section 57 of the Act and are exhibited for a two-week period during which submissions may be received from the public. If a submission is received, the planner's report for that application is considered by Council. Discretionary applications where no submissions are received, as well as applications with a Permitted pathway, are approved under delegation to the General Manager.

The numbering of applications relates to the electronic filing system. Numbers are allocated to Planning (DA), Building (BA) and Plumbing (PA) applications as they are received. This may mean that planning numbers are not sequential, if for example, a development requires a building application but is exempt from a planning application.

#### **PREVIOUS COUNCIL CONSIDERATION**

Some items may have been considered at meetings of Council while the remainder have been approved under delegation by the General Manager.

#### **OFFICER'S REPORT**

Refer to Annexure 13.1.1 Development Applications Report – August 2023.

#### **VOTING REQUIREMENTS**

Simple Majority

#### **RECOMMENDATION**

**That the Development Applications Report – August 2023 be received.**

## 13.2 PERSONAL INFORMATION CONTAINED IN PLANNING REPRESENTATIONS

<b>Action</b>	<b>Decision</b>
<b>Proponent Officer</b>	Council Officer Development Services Coordinator
<b>File Reference</b>	DSV/0200
<b>Annexures</b>	Nil

### INTRODUCTION

Under section 57(5) of the Land Use Planning and Approvals Act 1993 (LUPAA) representations may be made in relation to an application for a discretionary planning permit.

Council's processes currently include accepting representations as per the requirements of the Act however the Act is silent in certain areas regarding administration of representations and the treatment of personal information.

When representations are received, Council's process is that the application is put before the Council acting as the Planning Authority for their decision. This requires an agenda item to be created in the standard agenda format for Council meetings. The format requires that any relevant documents be attached as annexures. When the agenda material is issued it is deemed that, at that point, Council are publishing material. There is no relationship to the LUPAA legislation when agenda material is published.

In May 2015 a Notice of Motion was passed which nominated that the name of each representor be maintained on the submitted representation which would then form an annexure within the agenda material for a decision of the Planning Authority. Since that time all representations have been published in the agendas with the name of the representor. Acknowledgement letters sent to the representors currently include information that the representors name will be made public via the agenda material.

### PREVIOUS COUNCIL CONSIDERATION

Motion 141.05.2015                      Ordinary Council Meeting

### PREVIOUS COUNCIL DISCUSSION

13 September 2023                      Council Workshop

### OFFICER'S REPORT

Recent legal advice to Council has highlighted that, although Council are required to accept and collate representations to enable the Planning Authority to consider the representations, another process is enacted when the representation leaves the planning office and is actually published by Council within the public agenda documentation. The agenda material is published under the Local Government (Meeting Procedures) Regulations 2015.

The basis of the legal advice is that Council shall be wary of publishing any personal information. Some representors have voiced their dissatisfaction with the current procedure and some have declined to submit representations based on the fact that their details will be published within the agenda material. Removing personal information may also encourage those with planning concerns to submit their concerns to Council.

A current RTI application based on a recent planning matter has declined to identify representor personal information on the basis that the identified information contains personal information and that the exemption in section 36(1) of the Act applies to all of that personal

information. It is further incumbent on Council to protect personal information and to only use it for the purpose for which it was obtained.

#### **STATUTORY REQUIREMENT**

Provisions of the Land Use Planning and Approvals Act 1993 are not affected by this motion.

#### **POLICY/STRATEGIC IMPLICATIONS**

1 Liveability

1.3 Development and land use planning guidelines that promote balance between our built and natural environments.

4. Good Governance

4.1.1 Council meets its statutory obligation to manage risk, achieve financial sustainability and model good governance.

#### **BUDGET AND FINANCIAL IMPLICATIONS**

Nil

#### **RISK/LIABILITY**

Council have received legal advice regarding the risk of publishing personal material in general.

#### **VOTING REQUIREMENTS**

Absolute Majority

#### **RECOMMENDATION**

**That Council rescind motion 141.05.2015 and support amending Council's internal planning process to prevent the publishing of any personal details within representations received regarding discretionary planning applications.**

## **14. INFRASTRUCTURE**

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### **14.1 ACTING INFRASTRUCTURE MANAGER'S REPORT – SEPTEMBER 2023**

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Richard Harley   Acting Infrastructure Manager
<b>File References</b>	WOR/3000
<b>Annexures</b>	14.1.1 Infrastructure Manager's Report – September 2023

#### **INTRODUCTION**

The purpose of this report is to provide Councillors with an update of monthly activities undertaken by the Works and Services and Airport departments.

#### **OFFICER'S REPORT**

This report is provided on a monthly basis at the request of Council.

#### **VOTING REQUIREMENTS**

Simple Majority

#### **RECOMMENDATION**

**That the Acting Infrastructure Manager's Report – September 2023 be received and accepted by Council.**

## 15. NOTICE OF MOTION

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### 15.1 NOTICE OF MOTION – WHITEMARK GYM MEMBERSHIP

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Councillor Rachel Summers (Chair, Whitemark Community Gym Special Committee)
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	CDV/0702
<b>Annexures</b>	Nil

#### NOTICE OF MOTION

That Council approves Megan Tulloch and William Broadbridge joining the Whitemark Community Gym Special Committee as Community Members.

#### COUNCILLOR'S REPORT

Upon the resignation of Justin Graham from the committee, we agreed to advertise for new Community representatives for the Whitemark Community Gym Special Committee.

Our committee is small and as with other similar-sized committees and organisations, there are times when a meeting does not have a quorum. We sometimes do not have the personnel to undertake fund-raising. We have plans for further fundraising for equipment and events to raise awareness around island-specific health issues – an injection of new blood will bring new ideas and ways of achieving our goals.

A call for expressions of interest in the position was advertised in Island News, through the Gym newsletter and on social media. Two expressions of interest were received for the Committee's consideration.

Each candidate spoke of their commitment to fitness, helping to promote health on the island and volunteering their time to assist in fundraising and events. The Committee considered the expressions of interest and resolved to accept both as members.

#### PREVIOUS COUNCIL CONSIDERATION

Nil

#### PREVIOUS COUNCIL DISCUSSION

Nil

#### OFFICER'S REPORT

This Committee is functioning well and facilitates an important community health benefit. The committee's plan to ensure capacity within a small community has strong merit, is practical and appropriate, and recommended for the consideration of Councillors.

#### STATUTORY REQUIREMENTS

*Local Government Act 1993*

#### POLICY/STRATEGIC IMPLICATIONS

1. Liveability - To protect and build upon our islands' way of life.
- 1.2 A harmonious and healthy community actively engaged in employment, recreation, volunteering, arts and culture.



1.2.1 Provide recreational facilities and assist community groups to encourage an active and healthy lifestyle.

**BUDGET AND FINANCIAL IMPLICATIONS**

Nil

**RISK/LIABILITY**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**MOTION**

**Cr Rachel Summers**

**That Council approves Megan Tulloch and William Broadbridge joining the Whitemark Community Gym Special Committee as Community Members.**

## 15.2 NOTICE OF MOTION – FLINDERS BOATING SPECIAL COMMITTEE

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Cr Rachel Summers
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	COU/0404
<b>Annexures</b>	15.2.1 Concept Plans Proposed Whitemark Boat Ramp 39622 Rev B 15.2.2 Boat ramp inspection report 16/6/23

### NOTICE OF MOTION

#### That Council

- a) **Authorises the Acting Infrastructure Manager to arrange with local contractors to inspect the Palana ramp and get advice and costing regarding works as outlined in the inspection report,**
- b) **That due to the urgent nature of the repairs, providing the quotes are less than \$10,000, quotes are presented to council for action,**
- c) **Gets two quotes to extend the Whitemark jetty by 6 metres, and**
- d) **Approves the concept plans for the Whitemark boat ramp for further development so quotes can be sought, noting that there is to be no rock border and to have a timber edge the same as the other side.**

### COUNCILLOR'S REPORT

Prior to the 2021 State Election, \$120,000 was committed to Flinders Council for the purpose of upgrading/maintaining boating facilities on Flinders Island. Flinders Council resources, particularly its cash resources, are scarce, which emphasises the need to spend them with due care.

Council has a very high list of assets with Council costs incurred through depreciation and maintenance.

The Flinders Group Special Boating Committee was formed to provide recommendations to Flinders Council on boating matters, specifically regarding Council-owned boat ramps. This includes recommendations on how to utilise the grant.

The Committee undertook a 'Boat Ramp Survey' in March 2023 to identify usage, concerns, improvements and maintenance issues across Council boat ramps. There were community concerns for safety issues at the Palana and Port Davies Ramps.

A number of committee members undertook boat ramp inspections in June 2023 and the outcomes included that the Palana boat ramp was in need of urgent repairs and should be prioritised due to safety concerns.

At the 6 September 2023 Flinders Group Boating Special Committee meeting the committee voted to request Council approve the Acting Infrastructure Manager obtain quotes from contractors to address the concerns outlined in the inspection report and that due to the urgent nature of the repairs Council approve the works to be undertaken if quotes are under \$10,000.

At the 6 September 2023 Flinders Group Boating Special Committee meeting members reviewed concept plans developed for the Whitemark boat ramp improvements and found them to require amendments. A number of members met the next day to inspect the boat ramp and undertook consultation with the design engineers to amend the drawings which were then presented to the committee at the 18 September 2023 Flinders Group Boating Special

Committee meeting. The concept plans were considered to suit requirements and committee members proposed a three-stage process being:

- Stage 1 – Repairs to the existing ramp fix big hole;
- Stage 2 – A ramp on northern side; and
- Stage 3 – Extension of current jetty by 6 metres.

The committee recommends that Council approve the development of the concept plans to full design plans to allow quotes to be obtained for the construction of the north-side boat ramp and the jetty extension.

This is not approval for the construction of said boat ramp and jetty extension, which will come to council for a decision after the required financial analysis and community consultation has been completed.

### **PREVIOUS COUNCIL CONSIDERATION**

31.02.2023 Council Meeting

### **PREVIOUS COUNCIL DISCUSSION**

Nil

### **OFFICER'S REPORT**

The purpose of the Flinders Boating Special Committee is stated within the Terms of Reference (TOR) is "... to provide recommendations to Flinders Council regarding boating matters and associated infrastructure, as they apply to the Flinders Municipality."

At section 1.11 of the TOR, it states that, "All recommendations are to be moved and seconded and recorded in the minutes. The Chair is to take all recommendations to Council for consideration via a Notice of Motion."

Accordingly, the minuted recommendation subject of this Notice of Motion is within the TOR of the Flinders Boating Special Committee and open to Councillors for consideration.

### **STATUTORY REQUIREMENTS**

*Local Government Act 1993*

### **POLICY/STRATEGIC IMPLICATIONS**

2. Accessibility/Infrastructure – Quality infrastructure and services for community benefit.

2.1 Quality public infrastructure, roads and footpaths

2.1.2 Create townships that are attractive and welcoming through improvements to community infrastructure.

2.2 Safe and reliable air and sea access to the islands.

2.2.2 Engage with key stakeholders to support and improve commercial and community sea access.

### **BUDGET AND FINANCIAL IMPLICATIONS**

Minimal budget implications are anticipated, largely in the area of administration and officer time.

Sufficient grant funding remains available to fund the proposed actions.

### **RISK/LIABILITY**

Inspection has highlighted safety concerns in relation to infrastructure at the Palana boat ramp.

## **VOTING REQUIREMENTS**

Simple Majority

## **NOTICE OF MOTION**

**Mayor Rachel Summers**

**That Council:**

- a) Authorises the Acting Infrastructure Manager to arrange with local contractors to inspect the Palana ramp and get advice and costing regarding works as outlined in the inspection report,
- b) That due to the urgent nature of the repairs, providing the quotes are less than \$10,000, quotes are presented to council for action,
- c) Gets two quotes to extend the Whitemark jetty by 6 metres, and
- d) Approves the concept plans for the Whitemark boat ramp for further development so quotes can be sought, noting that there is to be no rock border and to have a timber edge the same as the other side.

## 16. FINANCE

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### 16.1 FEES AND CHARGES AMENDMENTS

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Kate Blyth   Senior Finance Officer
<b>File Reference</b>	FIN/0701
<b>Annexures</b>	16.1.1 Fees & Charges Schedule 2023/2024 amended September 2023

#### INTRODUCTION

Under Section 205 of the *Local Government Act 1993*, Council can impose fees and charges with respect to the listed activities within the Act. These activities include the use of any property or facility owned by Council; and any application, licence, permit or registration granted by the Council.

#### PREVIOUS COUNCIL DISCUSSION

12 April 2023	Council Workshop
10 May 2023	Council Workshop
13 September 2023	Council Workshop

#### PREVIOUS COUNCIL CONSIDERATION

24 May 2023	144.05.2023
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#### OFFICER'S REPORT

Fees and charges and their methodologies of cost structure have been reviewed in the last few years and benchmarked to other Tasmanian Councils, so several cost segments have been recommended to be changed.

Fees and charges have been further reviewed in line with cost increases to reflect procedural and legislated requirements.

Council adopted the schedule of fees and charges at the 24 May 2023 Council Ordinary meeting. Subsequent amendments are required to maintain compliance with Legislation, consistent support and uphold Council's reputation in delivering community services.

#### STATUTORY REQUIREMENT

*Local Government Act 1993*

#### POLICY/STRATEGIC IMPLICATIONS

No policy exists on this matter.

#### BUDGET AND FINANCIAL IMPLICATIONS

The adoption of Fees and Charges 2023/2024 amendments are required to align with the Budget for 2023/2024.

#### RISK/LIABILITY

Maintaining Council in a sound financial position is a critical function of a Council.

#### VOTING REQUIREMENTS

Simple Majority

**RECOMMENDATION**

That Council, Pursuant to Section 205 of the *Local Government Act 1993*, adopts the Fees & Charges 2023/2024 amended September 2023, as per the attached schedule annexure 16.1.1.

## 17. GOVERNANCE

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### 17.1 S-G6 ELECTED MEMBERS' ALLOWANCES, REIMBURSEMENTS EQUIPMENT POLICY REVIEW

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	PER/0300, COU/0600
<b>Annexures</b>	17.1.1 G6 Elected Members' Allowances, Reimbursements Equipment 2023.08.30 DRAFT

#### INTRODUCTION

Council's Policy Manual is an important document of Council as it provides direction to Staff, Management and Councillors. Many of the policies are required by, or relate to, legislation and in most instances help manage Council's exposure to risk.

#### PREVIOUS COUNCIL CONSIDERATION

12 October 2000	161.10.00
13 December 2001	301.12.01
25 August 2005	486.08.05
08 December 2005	749.12.05
19 January 2006	031.01.05
23 September 2010	290.09.10
26 March 2015	80.03.2015
20 October 2020	212.10.2020

#### PREVIOUS COUNCIL DISCUSSION

6 October 2020	Council Workshop
13 September 2023	Council Workshop

#### OFFICER'S REPORT

Council's Policy Manual is an important document of Council as it provides direction to Staff, Management and Councillors. Many of the policies are required by, or relate to, legislation and in most instances, help manage Council's exposure to risk.

Schedule 5, section 1 (1) (a) of the *Local Government Act 1993* requires councils to maintain a policy in respect of payment of expenses incurred by Councillors and other expenses incurred by Councillors in carrying out their duties of office. The Elected Members' Allowances, Reimbursements and Equipment Policy fulfills this requirement.

This Policy has been reviewed and additional feedback has been considered from Councillors at the 13 September workshop. The reviewed Elected Members' Allowances, Reimbursements and Equipment Policy is presented for council consideration.

#### STATUTORY REQUIREMENT

*Local Government Act 1993*

#### POLICY/STRATEGIC IMPLICATIONS

Nil

**RISK/LIABILITY**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**RECOMMENDATION**

That Council accepts the amended Elected Members' Allowances, Reimbursements and Equipment Policy and allows the Policy to lay on the table for 28 days for public comment.



## 17.2 POLICY REVIEW – TRAVEL ACCOMMODATION POLICY AND PROCEDURE

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	FIN/1300
<b>Annexures</b>	17.2.1 S-F8 Travel Accommodation Policy 2023.08.31 17.2.2 S-F8-P Travel Accommodation Procedure 2023.08.28

### INTRODUCTION

Council's Policy Manual is an important document of Council as it provides direction to Staff, Management and Councillors. Many of the policies are required by, or relate to, legislation and in most instances help manage Council's exposure to risk.

### PREVIOUS COUNCIL CONSIDERATION

26 March 2015	80.03.2015
16 August 2022	160.08.2022

### PREVIOUS COUNCIL DISCUSSION

2 August 2022	Council Workshop
13 September 2023	Council Workshop

### OFFICER'S REPORT

The Travel and Accommodation Policy and Procedure has been reviewed and amended to reflect current practice and details procedures for staff and elected members as well as reimbursement amounts.

### POLICY/STATUTORY REQUIREMENT

Elected Members Allowances, Reimbursements and Equipment Policy (G6)  
*Income Tax Assessment Act 1997*  
*Local Government Act 1993*  
Travel and Accommodation Procedure (F6-P)

### STRATEGIC IMPLICATIONS

- 4. Good Governance - Effective, efficient and transparent management and operations.
- 4.1 An organisation that provides good governance, effective leadership and high-quality services, within our means.
- 4.1.1 Ensure Council meets its statutory obligations to manage risk, achieve financial sustainability and model good governance.

### RISK/LIABILITY

Adoption of this policy and ensuring that Management, Staff and Councillors are aware of and follow this policy and procedure will help to reduce Council's exposure to risk in this area.

### VOTING REQUIREMENTS

Simple Majority

### RECOMMENDATION

**That Council adopts the Travel and Accommodation Policy and Procedure and allows the policy to lay on the table for 28 days for public comment.**

## 17.3 REVIEW CODE FOR TENDERS AND CONTRACTS

<b>Action</b>	<b>Decision</b>
<b>Proponent Officer</b>	Council Officer Warren Groves   General Manager
<b>File Reference</b>	ADM/0900, WOR/300
<b>Annexures</b>	17.3.1 F2- Code for Tenders and Contracts - September 2023

### INTRODUCTION

Council's Policy Manual is an important document as it provides direction to staff, management and Councillors. Many of the policies and procedures are required by, or relate to, legislation and in most instances, help manage Council's exposure to risk and aid in the improved governance and management of the Municipality.

Within the policy manual sits the Code for Tenders and Contracts (the Code). Under s333B(2)(d) of the *Local Government Act 1993* (the Act), Council is required to review the Code every 4 years.

The recently revised document is presented to Council to adopt in accordance with s333B of the Act.

### PREVIOUS COUNCIL DISCUSSION

2 February 2017	Council Workshop
5 April 2017	Council Workshop
6 July 2017	Council Workshop
3 August 2017	Council Workshop
7 September 2021	Council Workshop
13 September 2023	Council Workshop

### PREVIOUS COUNCIL DECISION

16 July 2009	263.07.09
21 January 2016	05.01.2016
17 August 2017	204.08.2017
16 November 2021	227.11.2021
23 August 2023	249.08.2023

### OFFICER'S REPORT

The Code has been reviewed for clarity and suitability and replaces F2 - Code for Tenders and Contracts as amended 16 November 2021.

The Code, as presented, has been reviewed and updated to enable a more streamlined methodology to be adopted when the Code is applied. This approach aims to provide clarity for all users of the code and to improve internal costs and processes. Other updates, such as legislative alignment and formatting issues have also been addressed.

### STATUTORY REQUIREMENT

*Division 2A of the Local Government Act 1993 (Act)*  
*Local Government (General) Regulations 2015*

### POLICY/STRATEGIC IMPLICATIONS

4. Good Governance – Effective, efficient and transparent management and operations.

**RISK/LIABILITY**

Adoption of a Code for Tenders and Contracts is a mandatory requirement under *Local Government Act 1993* and will help to reduce Council's exposure to risk in this area.

**VOTING REQUIREMENTS**

Simple Majority

**RECOMMENDATION**

**That Council adopts the F2 - Code for Tenders and Contracts - September 2023.**

## 17.4 REVIEW OF FLINDERS COUNCIL DRAFT 2021-2031 STRATEGIC PLAN

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	FIN/0100
<b>Annexures</b>	17.4.1 Draft Flinders Council 2021-2031 Strategic Plan – revised August 2023

### INTRODUCTION

Section 66 of the *Local Government Act 1993* requires Council to prepare a Strategic Plan for the municipal area in respect of at least a ten-year period. Each year, Council reports progress on meeting its strategic objectives via the Annual Plan and the Annual Report.

The 2021 - 2031 Strategic Plan was developed with community consultation throughout the 2020 year and formally adopted by Council in December 2020. With a new council being elected in November 2022, it was determined timely to review the 2021 – 2031 Strategic Plan to embrace new opportunities and to confirm that Council is on track and meeting community expectations.

### PREVIOUS COUNCIL CONSIDERATION

Council Meeting	26 July 2023
Council Meeting	23 August 2023

### PREVIOUS COUNCIL DISCUSSION

11 February 2020	Council Workshop
10 March 2020	Council Workshop
24 March 2020	Council Workshop
5 May 2020	Council Workshop
12 May 2020	Council Workshop
19 May 2020	Council Workshop
2 June 2020	Council Workshop
9 June 2020	Council Workshop
23 June 2020	Council Workshop
30 June 2020	Council Workshop
14 July 2020	Council Workshop
4 August 2020	Council Workshop
8 September 2020	Council Workshop
6 October 2020	Council Workshop
10 November 2020	Council Workshop
1 December 2020	Council Workshop
3 May 2023	Council Workshop
12 April 2023	Council Workshop
12 July 2023	Council Workshop

### OFFICER'S REPORT

At the 26 July 2023 Ordinary Council Meeting, Council adopted the Draft 2021-2031 Strategic Plan – revised July and allowed it to lay on the table until 8 August 2023 for public inspection, consideration and comment. One submission was received, and amendments were considered at the 23 August 2023 Ordinary Council meeting. The finalised document is presented for adoption by Council.

## **STATUTORY REQUIREMENT**

*Local Government Act 1993*

## **POLICY/STRATEGIC IMPLICATIONS**

4. Good Governance - Effective, efficient and transparent management and operations.
- 4.1 An organisation that provides good governance, effective leadership and high-quality services, within our means.

## **BUDGET AND FINANCIAL IMPLICATIONS**

The Strategic Plan informs the organisational direction of the Council as a whole and is the lead document to direct the development of the Annual Plan and subsequent budget allocations to tasks and actions.

## **RISK/LIABILITY**

Nil

## **VOTING REQUIREMENTS**

Simple Majority

## **RECOMMENDATION**

**That Council adopts the Draft 2021-2031 Strategic Plan as presented, Annexure 17.4.1.**

## 17.5 HOUSING WORKING GROUP REPORT

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	GOV/1102
<b>Annexures</b>	Nil

### INTRODUCTION

At the 25 January 2023 council meeting, council resolved to form a Housing Working Group with the membership being D/Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Peter Rhodes, Cr Ken Stockton, the General Manager, and the Development Services Coordinator. At this meeting, Council also requested a monthly report from the working group.

### PREVIOUS COUNCIL CONSIDERATION

18.01.2023                      25 January 2023

A report will be presented monthly.

### PREVIOUS COUNCIL DISCUSSION

25 January 2023              Council Workshop

### STATUTORY REQUIREMENT

*Local Government Act 1993*

### POLICY/STRATEGIC IMPLICATIONS

1. Liveability - To protect and build upon our island's way of life.
  - 1.1 A viable population that enables the necessary services and activities required for the Community to prosper.
    - 1.1.1 Encourage and support an increased supply of affordable accommodation for long-term residential rental and purchase.
- AP-3 Identify Council land/assets for potential sale and improved land utilisation.

### OFFICER'S REPORT

There have been no meetings during August 2023. No report has been provided for this agenda item.

### VOTING REQUIREMENTS

Simple Majority

### RECOMMENDATION

Council notes that no report has been provided for this agenda item.

## 17.6 THE ISLANDER WAY PROJECT – A REGENERATIVE FRAMEWORK FOR FLINDERS ISLAND

<b>Action</b>	<b>Decision</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	CSV/1706
<b>Annexures</b>	17.6.1 Hosting Visitors the Islander Way, A Regenerative Framework for Flinders Island, Tasmania

### INTRODUCTION

In 2021, under the leadership of then-Premier Peter Gutwein, the Tasmanian Liberal Government allocated \$300,000 to the Islander Way project, with Flinders Council and Visit Northern Tasmania (VNT) in partnership roles. This initiative aimed to positively transform tourism and visitor experiences on Flinders Island. The need for the project was accentuated by a spike in tourism during the COVID-19 lockdowns, which heightened concerns within the Island's communities.

The project was officially launched in September 2021. It was managed by the Launceston-based firm 'Designing Tourism,' led by Dr. Dianne Dredge and Sarah Lebski. They engaged extensively with the local community to develop a framework centred on regenerative tourism and the Flinders Brand Story, known as the Islander Way.

The funding concluded in June 2023 and the initiative has successfully fostered a collective understanding of how to positively impact hosting practices and has laid the groundwork for a transformed relationship with tourism on the Island.

### PREVIOUS COUNCIL CONSIDERATION

103.6.2021	15 June 2021
149.08.2021	17 August 2021
150.08.2021	17 August 2021
190.09.2021	30 September 2021

### PREVIOUS COUNCIL DISCUSSION

30 March 2021	Council Workshop
20 July 2021	Council Workshop
3 August 2021	Council Workshop
17 August 2021	Council Workshop
25 January 2023	Council Workshop
22 March 2023	Council Workshop
28 June 2023	Council Workshop
09 August 2023	Council Workshop
13 September 2023	Council Workshop

### OFFICER'S REPORT

The Islander Way project has served as a two-year "Living Lab," funded by the Tasmanian Government and supported by both Flinders Council and Visit Northern Tasmania. The community has generously contributed over 1,000 hours of their collective time to this initiative.

Born out of rising concerns about tourism during the COVID-19 pandemic, the Islander Way project addressed the influx of a new, more particular type of visitor to the island. This surge

impacted local lifestyles and raised questions about environmental stewardship. It also highlighted the challenges of catering to an increased tourist volume.

While tourism triggered the project, it soon became apparent that the community had other, broader concerns. These included waste management, food security, housing, and the implications of an ageing population on the island.

With limited infrastructure and resources, questions emerged about how tourism could be a part of the island's future, particularly if underlying issues related to resilience and sustainability were not addressed. In response, the Islander Way's 'Ideas Incubator' guided the Community to focus on six key sub-projects. The resulting framework document identifies 20 additional action points, underscoring the Community's ongoing commitment and desire to keep the momentum going.

This final framework has been presented to Council as an advocacy document. It serves as a roadmap for the community, who aim to cultivate a regenerative style of tourism that harmonises with both people and the environment. The stage is now set for the community to assume leadership and guide the way forward..

#### **STATUTORY REQUIREMENTS**

Nil

#### **POLICY/STRATEGIC IMPLICATIONS**

1. Liveability - To protect and build upon our islands' way of life.

1.4 Our natural environment protected and enhanced through land management activities -

1.3.1 Promote and support sustainable activities to conserve the islands' natural and agricultural environments.

3. Economy / Business – An economy where a variety of businesses can thrive and integrate.

3.3 A Visitor economy that embraces regenerative tourism principles.

3.3.1 Encourage and support positive impact and regenerative visitor experiences that create conditions for people and places to thrive.

#### **BUDGET AND FINANCIAL IMPLICATIONS**

Nil

#### **RISK/LIABILITY**

Low

#### **VOTING REQUIREMENTS**

Simple Majority

#### **RECOMMENDATION**

That Council endorses the “Hosting Visitors the Islander Way” A Regenerative Framework for Flinders Island (September 2023) document at annexure 17.6.1.



## **17.7 COUNCILLOR RESOLUTION REPORT**

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager
<b>File Reference</b>	GOV/0300
<b>Annexures</b>	17.7.1 Councillor Resolution Report September 2023

### **INTRODUCTION**

The Councillor Resolution Report identifies resolutions passed by elected members and the actions taken to implement the decisions.

### **PREVIOUS COUNCIL CONSIDERATION**

The Report is presented on a monthly basis.

### **OFFICER'S REPORT**

Please read Annexure 17.7.1- Councillor Resolution Report September 2023.

### **VOTING REQUIREMENTS**

Simple Majority

### **RECOMMENDATION**

**That the Councillor Resolution Report September 2023 be noted.**

## 18. CLOSED COUNCIL

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### 18.1 COUNCILLOR CLOSED RESOLUTION REPORT

### 18.2 GENERAL MANAGER CONTRACT

<b>Action</b>	<b>Information</b>
<b>Proponent</b>	Council Officer
<b>Officer</b>	Warren Groves   General Manager

#### REASON FOR CLOSED COUNCIL

Item 18.1 is **CONFIDENTIAL** in accordance with Section 15(2)(a)(b)(c)(d)(f)(g) and (i) of the Local Government (Meeting Procedures) Regulations 2015

Item 18.2 is **CONFIDENTIAL** in accordance with Section 15(2)(a) of the Local Government (Meeting Procedures) Regulations 2015.

#### VOTING REQUIREMENTS

Absolute Majority

#### RECOMMENDATION

That Council moves into Closed Council.

## MEETING CLOSED

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