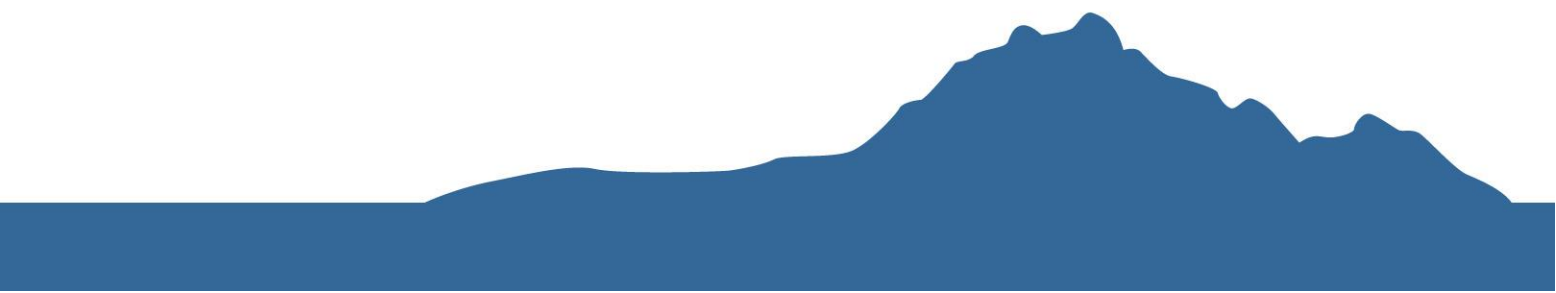




Agenda Ordinary Council Meeting 23rd March 2017



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 17th day of March 2017.



Bill Boehm
GENERAL MANAGER

FLINDERS COUNCIL ORDINARY MEETING

AGENDA

DATE: Thursday 23rd March 2017
VENUE: Furneaux Arts and Entertainment Centre, Whitemark
COMMENCING: 1.00 pm

PRESENT

Mayor Carol Cox
Deputy Mayor Marc Cobham
Cr Chris Rhodes
Cr Peter Rhodes
Cr Ken Stockton
Cr Gerald Willis

APOLOGIES

Cr David Williams

STAFF IN ATTENDANCE

Bill Boehm - General Manager
Vicki Warden - Executive Officer (Minute Taker)

CONFIRMATION OF MINUTES

That the Minutes from the Ordinary Council Meeting and the Closed Council Meeting held on the 16th February 2017 be confirmed.

PUBLIC QUESTION TIME

In accordance with Section 31 (1) of the Local Government (Meeting Procedures) Regulations 2015 and the Flinders Council Policy the following procedures be adhered to at public question time:-

It is the policy of the Flinders Council to allow a 'Question Time' 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 appropriate.*
- 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.*

RESPONSE TO PUBLIC QUESTIONS

16th February 2017 Council Meeting

Question 1: David Grutzner

Would I be correct in assuming that there is little that Council can do in regard to the new 'TRAINING LEVY' which has recently been introduced by the State Government as yet another additional cost associated with all future development applications on Flinders Island?

Mayor's Response:

The "training levy" is a levy that has been charged since the early 2000's. Previously all building works over \$12,000 were charged two levies, one being the Building Permit Levy and the other the Training Levy. They appear on our schedule of fees and charges as Tas Building and Construction Industry Training Board, charged at 0.2% of the value of works, and Building Permit levy, charged at 0.1% of the value of works. The only change to these two levies is that they are both now only charged on works over \$20,000 – this has been reflected in the schedule of fees and charges as per the December amendments.

Question 3: Deputy Mayor Marc Cobham on behalf of Margaret Goss

When will the road signage be installed that relates to cyclists overtaking distances of 1.5meters? Council approved this initiative some time ago.

Mayor's Response:

The signs have not been forgotten. They are on order and expected to arrive on the Island in the near future. Their erection will then be fitted into the schedule of the Works and Services staff, taking into account the gravel road and long runway stabilisation work that is being undertaken during late February and March. Your concern is appreciated for the safety of cyclists on our roads, a growing occupation, and that the motoring public needs to adjust accordingly.

COUNCILLOR'S QUESTIONS WITHOUT NOTICE

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.

RESPONSE TO COUNCILLOR'S QUESTIONS WITHOUT NOTICE

16th February 2017 Council Meeting

Question 2: Deputy Mayor M Cobham

Some residents are concerned at the arrangements TasWater has in place for the storage of water supplies at Lady Barron i.e. the use of a number of poly tanks. Their concern relates to the suitability of these in a high risk bushfire zone. Is Council satisfied that the location and placement of the tanks is appropriate?

Mayor's Response:

As Council understands it, the arrangement for clear water storage in tanks on Vinegar Hill, has to date involved the installation of a new tank and some temporary storage in poly tanks. The local concern about the site being in a high fire risk area has been raised within TasWater.

Question 5: Cr Chris Rhodes

Is the Lughrata gravel pit in use?

Mayor's Response:

I can now advise that the General Manager has informed me that "the pit is operational. Council informed Mineral Resources Tasmania that it would commence operating from Lughrata Pit as of 1/2/2017."

LATE AGENDA ITEMS

Nil

DECLARATION OF PECUNIARY INTEREST

In accordance with Part 2 Regulation 8 (7) of the Local Government (Meeting Procedures) Regulations 2015, the Chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.

Accordingly, Councillors are requested to advise of a pecuniary interest they may have in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the Council has resolved to deal with, in accordance with Part 2 Regulation 8 (6) of the Local Government (Meeting Procedures) Regulations 2015.

LEAVE OF ABSENCE

Nil

PETITIONS

Nil

POLICIES

The Information Management Policy was available for public consultation for 28 days. No submissions were received therefore, as per the Flinders Council Policy Manual Policy, the policy can now be considered as adopted.

WORKSHOPS & INFORMATION FORUMS

File No: COU/0205

Council Workshop held on 9th March 2017

Council held a Workshop on the following subjects:

- Item 1 Professional Development
- Item 2 Budget Review
- Item 3 Dates for Annual Plan/Budget Workshops
- Item 4 Accelerated LG Capital Program
- Item 5 Related Parties Transactions and Declarations by Councillors and Key Management Personnel
- Item 6 Wharf Shed Project
- Item 7 Audit Panel Recommendations
- Item 8 General Manager's Update
- Item 9 The Gums Development Application
- Item 10 Airport Hangars Project
- Item 11 General Manager's Performance Review Process

Councillors Present:

Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Peter Rhodes, Cr Ken Stockton, Cr Gerald Willis and Cr David Williams (Items 1-8).

Apologies:

Cr Chris Rhodes

Staff and Consultants Present:

Bill Boehm (General Manager), Marc Edwards (Page Segar) (Item 1), Sophie Pitchford (Corporate Services Manager) (Items 2 - 5), Jo Youl and Sean McArdle (TasPorts) (Item 6), Vicki Warden (Executive Officer) (Items 7 - 11) and Jacci Viney (Development Services Coordinator) (Item 9).

As workshops and information sessions are for information and discussion purposes only, no decisions are made or foreshadowed at these proceedings.

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That the Council Workshop held on 9th March 2017 be noted.

DECISION:

PUBLIC MEETINGS

Nil

PUBLICATIONS/REPORTS TABLED FOR COUNCIL INFORMATION

Nil

REPORTS TO BE RECEIVED

Furneaux Group Aviation Special Committee

File No: COM/0104

Annexure 1: *Furneaux Group Aviation Special Committee 21st February 2017 Unconfirmed Minutes*

OFFICER'S REPORT (Bill Boehm, General Manager):

The unconfirmed minutes of the Furneaux Group Aviation Special Committee meeting held 21st February 2017 have been provided for consideration. The minutes outline what the committee has been working on to date and can now be received by Council.

OFFICER'S RECOMMENDATION

That the unconfirmed minutes of the Furneaux Group Aviation Special Committee meeting held 21st February 2017 be noted.

DECISION:

Furneaux Group Shipping Special Committee

File No: COM/0403

Annexure 2: *Furneaux Group Shipping Special Committee 21st February 2017 Unconfirmed Minutes*

OFFICER'S REPORT (Bill Boehm, General Manager):

The unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 21st February 2017 have been provided for consideration. The minutes outline what the committee has been working on to date and can now be received by Council.

OFFICER'S RECOMMENDATION

That the unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 21st February 2017 be noted.

DECISION:

Furneaux (Emita) Hall Special Committee

File No: AME/0502

Annexure 3: *Furneaux (Emita) Hall and Recreational Ground Special Committee 21st February 2017 Unconfirmed Minutes*

OFFICER'S REPORT (Bill Boehm, General Manager):

The unconfirmed minutes of the Furneaux (Emita) Hall and Recreational Ground Special Committee meeting held 21st February 2017 have been provided for consideration. The minutes outline what the committee has been working on to date and can now be received by Council.

OFFICER'S RECOMMENDATION

That the unconfirmed minutes of the Furneaux (Emita) Hall and Recreational Ground Special Committee meeting held 21st February 2017 be noted.

DECISION:

COUNCILLORS' REPORTS

Deputy Mayor Marc Cobham's Monthly Report

File No: COU/0600

ACTIVITIES:

DATE	ITEM
16.02.17	Council Meeting
16.02.17	Attended Flinders Island Regional Arts Meeting re future of the local group
20.02.17	Community consultation re Badger Corner boat ramp, on site
20.02.17	Enquiry from community member re illegal damage done to Stackey's Bight track, allegedly by a local resident
21.02.17	Furneaux Group Shipping Special Committee Meeting
24.02.17	Travel to Hobart for Elected Member Professional Development
25.02.17	Elected Member training
26.02.17	Elected Member training
27.02.17	Return from Hobart
27.02.17	Enquiry from resident re re-surfacing of Port Davies Rd, Emita
02.03.17	Meeting re future of Flinders Island Regional Arts group sub-committee
03.03.17	Attended Strait Works gallery exhibition opening
03.03.17	Phone enquiry from resident re considerable damage to Stackey's Bight walking track
09.03.17	Council Workshop

RECOMMENDATION:

That the Deputy Mayor's report be received.

DECISION:

Report from Councillor Gerald Willis as the Flinders Council Representative on the TasWater Owners' Committee
File No: COU/0312

CORRESPONDENCE IN:

DATE	WHO	SUBJECT
20.02.17	Stephanie Watson, Communications Manager, Local Government Association of Tasmania (LGAT) via Carol Cox, Mayor	Media release by Doug Chipman, Chairman Local Government Association, in relation to a statement made that day about TasWater by Treasurer Peter Gutwein.
20.02.17	Emma Ford, Executive Officer, Treasury via Ailsa Sypkes, General Manager Legal and Governance for TasWater	Email to David Downie, Chief Representative Owners' Representative, with a letter from the Treasurer proposing that all Owners' Representatives meet in Hobart on Friday 24 February to discuss issues relating to TasWater.
20.02.17	Stephanie Watson, Communications Manager, LGAT via Bill Boehm, General Manager	Media release by David Downie, Chief Representative Owners' Representative, in relation to a statement made that day about TasWater by Treasurer Peter Gutwein.
21.02.17	Amy Brittain, Administration Officer, Office of Hon P Gutwein MP via Carol Cox, Mayor	Letter to Carol Cox, Mayor, from the Treasurer advising he has written to David Downie, Chief Representative Owners' Representative requesting all Owners' Representatives meet in Hobart on Friday 24 February to discuss issues relating to TasWater.
21.02.17	Stephanie Watson, Communications Manager, LGAT via Carol Cox, Mayor	Copy of speech made by Minister Gutwein at a CEDA conference on 20 February 2017. Note that this is the speech referred to in previous documents.
22.02.17	Ailsa Sypkes, General Manager Legal and Governance for TasWater	Email setting out some details of the meeting scheduled with the Treasurer for Friday 24 February.
23.02.17	Katrina Stephenson, Chief Executive Officer, LGAT via Carol Cox, Mayor	Email advising that a letter and agenda for the meeting scheduled Friday 24 February is on its way to Owners' Representatives from the Treasurer and that because of logistical reasons only Owners' Representatives may attend the meeting.
23.02.17	Emma Ford, Executive Officer, Treasury via Kelly Blundstone, receptionist	Email with letter from Treasurer Peter Gutwein plus an agenda for the meeting scheduled Friday 24 February.
23.02.17	Stephanie Watson, Communications Manager, LGAT	Media Release dated 23 February from LGAT.

DATE	WHO	SUBJECT
24.02.17	Distributed at a meeting of interested parties prior to the meeting set with the Treasurer	Media Release dated 23 February from LGAT; Media release dated 20 February from LGAT; Media release dated 22 February from Labor; Media release dated 20 February from Greens; Treasurer's speech to the Committee for Economic Development Australia dated 20 February.
24.02.17	Stephanie Watson, Communications Manager, LGAT	Media Release dated 23 February from LGAT, following meeting with the Treasurer.
26.02.17	Katrina Stephenson, Chief Executive Officer, LGAT via Carol Cox, Mayor	Email advising that LGAT will now take a lead in responding to the Treasurer's announcements about TasWater.
27.02.17	Carol Cox, Mayor to Craig Perkins, member General Management Committee, LGAT	Email setting out the Mayor's comments for consideration by the General Management Committee plus an attached summary of matters prepared by Cr Willis.
27.02.17	Katrina Stephenson, Chief Executive Officer, LGAT via Bill Boehm, General Manager	Email with a communique from the General Management Committee plus a media release by TasWater dated 27 February.
06.03.17	Lynn Luckock, Executive Assistant to Mike Brewster, Chief Executive Officer, TasWater	Email with a briefing note setting out TasWater's preliminary views to the potential halving of the time frame for the 10 year plan from Miles Hampton, Chairman, TasWater.
08.03.17	Juliet Mercer, General Manager – Corporate and Community Relations, TasWater	Email providing more information further to the email from Mike Brewster (per Lynn Luckock of 6 March 2017).
08.03.17	Stephanie Watson, Communications Manager, LGAT	Press release from LGAT in response to statements re TasWater made in parliament on 8 March 2017 by Bryan Green, Opposition Leader
09.03.17	Stephanie Watson, Communications Manager, LGAT	Press release dated 9 March from LGAT.

I attended a meeting of Owners' Representatives of TasWater called by Treasurer Peter Gutwein in Hobart on Friday 24th February 2017. The Treasurer repeated statements he had previously made in an address to the CEDA (Committee for Economic Development Australia) conference in Hobart on 20th February about his perception of the state of the water and sewerage industry in Tasmania as it applies to TasWater. One of the options presented was that the Tasmanian State Government takes over the ownership of TasWater. The objective of this option would be to shorten the current 10 year plan adopted by TasWater to one of around 6 years to repair infrastructure, remove "boil water alerts" currently in place in 19 towns and improve efficacy of sewerage plants.

TasWater, the Owners' Representatives and the Local Government Association of Tasmania (LGAT) have objected to the manner of delivery of the stance by the Treasurer and have expressed their opinions that the objectives set by the Treasurer are unable to be met without considerable cost to either users of TasWater's services or the citizens of Tasmania. There have been considerable media releases and discussion since the Treasurer's address.

On 26th February 2017, LGAT issued an announcement that it would be handling matters on the ownership of TasWater on behalf of the owner councils. Since that time promulgations have been sent to Mayor Cox as representative for Flinders Council on LGAT. As a consequence the list of communications above may not include all of those sent by the Local Government Association of Tasmania.

RECOMMENDATION:

That the Report from Councillor Gerald Willis as the Flinders Council Representative on the TasWater Owners' Committee be received.

DECISION:

MAYOR'S REPORT:

ACTION	Information
PROPONENT	Mayor C Cox
FILE REFERENCE	COU/0600
ASSOCIATED PAPERS	Nil

REPORT:**APPOINTMENTS:**

15.02.17	Met with P Duffy
16.02.17	Council Meeting
17.02.17	Local Government Association of Tasmania (LGAT) General Meeting
17.02.17	Tasmanian Audit Office workshop re reporting on Related Parties Transactions
19.02.17	Farmer's Market at the Furneaux Tavern
20.02.17	Visit to Cannes Hill re Development Application
20.02.17	Badger Corner boat ramp community meeting
21.02.17	Furneaux Group Shipping Special Committee Meeting
21.02.17	Furneaux Group Aviation Special Committee Meeting
21.02.17	Funeral of Mr Don Bailey
23.02.17	Met with Mr P Hodgen, CEO Launceston Airport
25-26.02.17	LGAT professional development weekend for Councillors
27.02.17-06.03.17	Working remotely for family reasons
06.03.17	Lady Barron Hall and Recreational Special Committee Meeting
08.03.17	International Women's Day breakfast
09.03.17	Council Workshop
11.03.17	Lions Club market
11.03.17	Don Chorale concert for the Royal Flying Doctor Service

Professional Development Weekend:

This was a great opportunity to liaise with other elected members who were keen to hear from high profile presenters Ian Ploughman and Dr Seth Nicholls on how to improve meeting participation and decision outcomes. There was also an interesting segment from Donna Bain, President of the Launceston Chamber of Commerce.

International Women's Day Breakfast:

The inaugural Island event was very well attended with a huge breakfast and provocative food for thought about the treatment of women, and in particular the life story of one woman overcoming adversity to help others. Thank you to Kaye Doyle and the CWA for arranging this inaugural event.

Building Better Regions Grant application:

Council, with the support of Telstra and the State Government, has again applied to the Federal Government major grants program for funding to ensure a major overhaul and upgrade of the telecommunications service.

I thank Minister Michael Ferguson and his fellow members of the State Government for the substantial support and commitment of funds to this project should the grant application be successful.

Council recognises the need to have an improved telecommunications service in the Municipality. Even though we have a vibrant and forward looking community, the low population makes it economically unfeasible for the service provider to complete the required upgrade to infrastructure. Council, the State Government and Telstra have committed funds to the project should the grant application be successful.

State-wide Planning Schemes:

The Tasmanian Planning Scheme State-wide Planning Provisions (SPPs) were released by the Minister for Local Government and Planning on the 22nd February.

The 498 page document can be downloaded at:

http://www.justice.tas.gov.au/tasmanian_planning_reform/downloads/state_planning_provisions

The SPPs include the administrative, zone and code provisions and the requirements for Local Provisions Schedules (LPSs) that are to apply in the Tasmanian Planning Scheme.

Council staff now have the enormous task of drafting the Local Provisions Schedule (LPS) and applying the zones and codes in a manner acceptable to the Tasmanian Planning Commission (TPC). Once accepted by the TPC and endorsed by the Minister, the LPS will combine with the SPPs to form the Tasmanian Planning Scheme that applies to the Flinders Municipality.

Although the SPPs come into effect on 2nd March 2017 as part of the Tasmanian Planning Scheme, they will have no practical effect until an LPS is in effect in the Municipal area.

Until all that happens the current planning scheme still applies.

Reporting on Related Parties Transactions:

For the first time, Financial Reports for the Year ending 30.6.17 must include the reporting of payments between Council & Related Parties of Councillors and key management personnel (KMPs).

Related parties include family members who are close to the Councillor or KMP and who undertake, or have controlling interests in companies or businesses that undertake, transactions with Council, that are not transactions normally undertaken with Council by Community members i.e. rates transactions are not included.

Council staff will work on providing elected members with the detail and registry requirements to enable Council to comply with this reporting requirement.

Badger Corner Boat Ramp Community Meeting:

A well-attended meeting of users of the ramp was held in February. Please refer to the Agenda item for this project.

CORRESPONDENCE IN:

DATE	WHO	SUBJECT
03.02.17	K Stephenson, Local Government Association of Tasmania (LGAT)	Air BnB
08.02.17	Maree Tetlow, Chief Executive Officer (CEO) Northern Tasmania Development Corporation (NTDC)	Constituent documents and commentary
10.02.17	Alex Tay, Director of Local Government	Pecuniary interest query
14.02.17	Tracey Clark, Executive Support and Comms, NTDC	Resignation from position
15.02.17	Alison Lai, CEO, Volunteering Tasmania	Accepting nominations for the Volunteering Tasmania Awards
16.02.17	Leez Robertson, Program Manager - Womensport and Recreation Tasmania	Get Active Program
17.02.17	Michael Brewster, CEO, TasWater	Response to query re water storage issues for Whitemark
20.02.17	Hon Barnaby Joyce MP and Hon Fiona Nash	Australian Senate inquiry on the relocation of government bodies to regional areas
20.02.17	P Gutwein MP, Minister for Planning and Local Government	Findings of the Auditor-General's report on Local Government authorities and transparency
20.02.17	Mayor David O'Loughlin, President, Australian Local Government Association (ALGA)	Call for Motions – 2017 National General Assembly of Local Government
21.02.17	Hon P Gutwein MP, Treasurer	Tasmania's water and sewerage infrastructure
22.02.17	Stephanie Watson, LGAT	Media release issued by LGAT welcoming the release of the State Planning Provisions and the independent report from the Tasmanian Planning Commission
22.02.17	K Stephenson, LGAT	Arrangements for the LGAT strategy meeting
23.02.17	K Stephenson, LGAT	Notification of meeting with the Treasurer
23.02.17	Hon Peter Gutwein MP	The draft State Planning Provisions by the Tasmania Planning Commission
24.02.17	K Stephenson, LGAT	Communique from TasWater re meeting and press release
26.02.17	K Stephenson, LGAT	LGAT taking a lead in responding to the Treasurer's announcements about TasWater
26.02.17	D Butler	Boundary fence at Palana
27.02.17	Peter Guichelaar	Marshall Bay breakwater
27.02.17	TasWater	Media Release from TasWater

DATE	WHO	SUBJECT
01.03.17	Scouts Tasmania	Scouts Tasmania - March Branch Newsletter
01.03.17	K Stephenson	Articles relating to the Government's TasWater Proposition
01.03.17	Her Excellency Professor the Honourable Kate Warner AM, Governor of Tasmania	Invitation to attend reception to celebrate the Ten Days on the Island Festival 2017
01.03.17	Stephanie Commons, Awards Administration Assistant, Tasmanian Young Achiever Awards	Invitation to Tasmanian Young Achiever Awards - Gala Presentation Dinner
02.03.17	K Stephenson, LGAT	Treasurer's message re Taswater and Mercury newspaper article
03.03.17	Alan Robinson	Progress report on proposal to acknowledge first Warden
07.03.17	K Stephenson, LGAT	Premier's Address 2017 – Building Tasmania's Future
07.03.17	A Robinson	Progress report on Huitfeldt recognition proposal
07.03.17	K Stephenson, LGAT	State Government takeover of TasWater
07.03.17	K Stephenson, LGAT	Media release outcomes of the discussion of the General Manager's Committee this afternoon
08.03.17	Juliet Mercer, TasWater	TasWater service delivery initiatives update
09.03.17	Elaine Stratford, Director, Peter Underwood Centre	Possible research project discussion follow up
13.03.17	Daryl Butler	New fence
14.03.17	Mayor David O'Loughlin, President, ALGA	Australian Local Government Association submission re 2017-18 Federal Budget – Investment in Tomorrow's Communities
14.03.17	Lynn Luckock Executive Assistant to Mike Brewster, Chief Executive Officer TasWater	Notes prepared by TasWater Chairman Miles Hampton for his interview with Leon Compton on ABC Radio this morning
15.03.17	Juliet Mercer, TasWater	Media Release re: Whitemark treatment plant
15.03.17	Juliet Mercer, TasWater	Update on diverting water to Whitemark treatment plant

CORRESPONDENCE OUT:

DATE	WHO	SUBJECT
23.02.17	J Lynch	Boundary fence at Palana
01.03.17	D Butler	Boundary fence at Palana
15.03.17	David Grutzner	Answer to public question re training levy
15.03.17	D Butler	Boundary Fence at Palana
07.03.17	Cr G Willis	Operating hours of Lady Barron Port
03.03.17	Peter Guichelaar	Marshall Bay breakwater
13.02.17	Alex Tay	Pecuniary Interest query

DATE	WHO	SUBJECT
17.01.17	S Richardson, Ochre Health	Properties available for rent in Whitemark
27.02.17	Cr C Rhodes	Response to Question without Notice re Lughrata gravel pit
26.02.17	M Goss	Response to public question re cycling awareness
02.03.17	Shannon Lovell, Furneaux Freight	Thank you for early notice of dry docking of the Matthew Flinders III
16.03.17	Cr Marc Cobham	Response to Councillor question without notice re water tanks at Vinegar Hill

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That the Mayor's report be received.

DECISION:

OPERATIONAL BUSINESS OF COUNCIL
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A. DEVELOPMENT SERVICES AND PLANNING APPLICATIONS

Item A1: Development Application Report
File No: DSV/0300
Annexure 4: *Planner's Information Report – February 2017*

B. NOTICE OF MOTIONS

Item B1: Notice of Motion from Cr Ken Stockton – Restructure of Audit Panel
File No: FIN/0401

C. CORPORATE SERVICES

Item C1: Half Yearly 2016-17 Budget Review
File No: FIN/0701
Annexure 5: *2016-17 Budget Review*

D. GOVERNANCE

Item D1: Councillor Resolution Report
File No: COU/0600
Annexure 6: *Councillor Resolution Report March 2017*

Item D2: Badger Corner Boat Ramp
File No: ASM/0100

Meeting Closed

A. DEVELOPMENT SERVICES AND PLANNING APPLICATIONS
--

Item A1: Development Application Report

ACTION	Information
PROPONENT	Council Officer
OFFICER	Jacci Viney, Development Services Coordinator
FILE REFERENCE	DSV/0300
ASSOCIATED PAPERS	<i>Annexure 4: Planner's Information Report - February 2017</i>

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of the applications which have been dealt with by the Planning Department for the month of October as per the council motion 249.09.2015, passed at the 24th September 2015 Council Meeting.

Council has requested that the planning consultancy service (West Tamar Council) provide this detail to Council on a monthly basis.

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 4 - Planner's Information Report - March 2017, provided by West Tamar Council.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That the Planner's Information Report - March 2017 report be received.

DECISION:

B. NOTICE OF MOTIONS

Item B1: Notice of Motion from Cr Ken Stockton – Restructure of Audit Panel

ACTION	Decision
PROPONENT	Councillor Ken Stockton
OFFICER	Bill Boehm, General Manager
FILE REFERENCE	FIN/0401
ASSOCIATED PAPERS	<i>Nil</i>

NOTICE OF MOTION:

1. That Council accepts the advice of Council's Audit Panel such that the Flinders Council Audit Panel membership be altered so that it be made up of an independent Chairperson from off-island, to include the two current independent members and that the two Councillor members step down from the Panel.
2. That Councillor Willis be appointed as Council's observer representative on the Audit Panel and that any other Councillor has a standing invitation to attend any meeting as an observer.
3. That Council authorises the General Manager to seek out suitable candidates for presentation to Council for review and decision.
4. That Council allocates an appropriate budget to support the Panel's work.
5. That Chair, John Dick, remains as Audit Panel Chair until an appointment is made.
6. That Council allocates appropriate secretarial support to assist the Panel in its work.

COUNCILLOR'S REPORT:

The Audit Panel meeting on 3rd February 2017 discussed the composition of the Panel and its modus operandi.

It was agreed that the question of perception of independence was desirable and that the Panel would be better served without elected members. This change would align with the suggestion from the Auditor General that some independence was encouraged at Council Audit Panel level.

The Audit Panel also highlighted the benefits of having an off-island Chairperson who has the level of expertise in Local Government and how Council can learn from this knowledge and insight. Council is looking at ways to resource share with the northern councils and this may assist with this process.

The Audit Panel Committee has recommended that:

"Flinders Council Audit Panel membership to be altered so that it be made up of an independent chairperson from off Island and it is to include the two current independent members. The two Councillor members step down from the Panel. Further it is recommended that the Mayor or any another Councillor have a standing invite to attend the meetings as an observer."

The Notice of Motion as presented essentially accepts and puts into effect the Audit Committee's recommendation and also addresses the Council delegate nomination going forward as well as any transitional arrangements.

PREVIOUS COUNCIL CONSIDERATION:

This is essentially the first review of the operation of the Audit Panel since its inception.

OFFICER'S REPORT:

The notice of motion as presented puts into effect the recommendations of Council's Audit Panel and is a positive move to continually improve the Council's financial and governance performance. The benefits to Council by inclusion of an independent "off-island Chair" are potentially significant and again demonstrate that the Council is serious about obtaining quality advice concerning its performance. There may need to be some minor alterations to the Audit Panel's Terms of Reference, which for practical reasons needs to be also carried out in conjunction with the new independent Chair, once the appointment is finalised.

STATUTORY REQUIREMENTS:

Local Government Act 1993

Local Government (Miscellaneous Amendments) Act 2013

Ministerial Order – Local Government (Audit Panels) 2014

POLICY/STRATEGIC IMPLICATIONS:

4.0 Strategic, Efficient and Effective Organisation - Responding to risks and opportunities.

4.3 Ensure Council meets its statutory obligations and manages corporate and community risk.

4.3.15 Flinders Council Audit Panel functions effectively and efficiently.

4.2 Support processes, accountability and project delivery through transparent reporting.

4.2.1 Priorities, actions and achievements are planned and reported through an integrated governance and management framework.

BUDGET AND FINANCIAL IMPLICATIONS:

Current Council budget of \$5,000 will need to be increased to \$15,000 in the new financial year. The increase is entirely justified as it will further enhance Council's creditability.

RISK/LIABILITY:

The action will further reduce the potential of any perceived reputational damage.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That the Notice of Motion be supported.

DECISION:

C. CORPORATE SERVICES

Item C1: Half Yearly 2016-17 Budget Review

ACTION	Decision
PROPONENT	Council Officer
OFFICER	Sophie Pitchford, Corporate Services Manager
FILE REFERENCE	FIN/0701
ASSOCIATED PAPERS	<i>Annexure 5: 2016-17 Budget Review</i>

INTRODUCTION:

The half yearly budget estimates were reviewed at 31st December 2016 and are now presented to full Council. This enables a revision of Council's overall financial performance to date as well as an opportunity for budget items to be amended if necessary.

PREVIOUS COUNCIL CONSIDERATION:

Council adopted the 2016-17 Budget on 14th July 2016
Councillor Workshop 9th March 2017

OFFICER'S REPORT:

Budget items have been revised to reflect actual income or expenditure which Council is expected to incur for the remainder of the financial year. Other items of expenditure or capital works previously approved by Council during the first half of 2016-17 have also been included.

Council does have limited cash and reserve funds that have not been transferred within this revised budget to offset any increase in expenditure and this should be considered when approving a budget variation. The proposed variation will still record an estimated deficit balance at year end.

STATUTORY REQUIREMENTS:

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS:

4.0 Strategic, Efficient and Effective Organisation - Responding to risks and opportunities.

4.3 Ensure Council meets its statutory obligations and manages corporate and community risk.

4.3.12 Annual budget estimates and reviews.

BUDGET & FINANCIAL IMPLICATIONS:

Annual Plan – all areas

RISK/LIABILITY:

No foreseen risks or legal obligations identified as a result of this Budget Review.

VOTING REQUIREMENTS:

Absolute Majority

OFFICER'S RECOMMENDATION:

That Council adopts the half yearly 2016-17 Budget Review at 31st December 2016 as the Budget for 2016-17.

DECISION:

D. GOVERNANCE

Item D1: Councillor Resolution Report

ACTION	Information
PROPONENT	Council Officer
OFFICER	Bill Boehm, General Manager
FILE REFERENCE	COU/0600
ASSOCIATED PAPERS	<i>Annexure 6: Councillor Resolution Report March 2017</i>

INTRODUCTION:

This report identifies the actions taken and actual costs associated with implementing resolutions passed by elected members up to March 2017.

PREVIOUS COUNCIL CONSIDERATION:

The report is presented on a monthly basis.

OFFICER'S REPORT:

Please read Annexure 6 – Councillor Resolution Report March 2017.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That the Councillor Resolution Report March 2017 be noted.

DECISION:

Item D2: Badger Corner Boat Ramp

ACTION	Decision
PROPONENT	Council Officer
OFFICER	Bill Boehm, General Manager
FILE REFERENCE	ASM/0100
ASSOCIATED PAPERS	Nil

INTRODUCTION:

The finalisation of a series reports on the matter of the potential construction of a Boat Ramp to upgrade the existing community constructed facility at Badger Corner.

PREVIOUS COUNCIL CONSIDERATION:

Motion 319.12.2016

1. That Council actively pursue acquiring a Crow land lease over the relevant section of land that will allow legal public access of the area that historically has been known as Badger Corner boat ramp.
2. That Council consults with a community “user group” at a one-off on-site meeting to be held no later than early February 2017.
3. That Council, via the relevant application process, actively pursues a co-funded grant via Marine and Safety Tasmania’s(MAST) recreational boating fund prior to 31st March 2017 if possible.
4. That two infrastructure options (basic and enhanced) be costed to inform Council of the commitment of the capital funding required and to enable Council to provide confirmation to MAST, in the form of a motion, that it will provide the balance of the capital funding required should Council consider the cost appropriate.

Moved: Deputy Mayor M Cobham

Seconded: Cr P Rhodes

CARRIED UNANIMOUSLY (7-0)

OFFICER’S REPORT:

The matter of the potential construction of a boat ramp at Badger Corner is the subject of previous Council consideration, a part of which involved a community user meeting on site. This meeting was held on the 20th February 2017 with good community representation. The Mayor and several Councillors were in attendance along with the General Manager and Council’s Works and Services Manager.

At the meeting the problems and desires of those users present concerning an upgrade to the boat ramp was discussed. There was a very good open discussion and acknowledgement that the existing concrete ramp, which was put in by locals a number of years ago, was functional, although a slight extension would be preferable, but what was really needed was a pedestrian access ramp / pontoon as the main priority with an overlay to the current ramp of lesser order. There are also a considerable amount of rocks in the area which create an issue with respect to accessibility therefore the pontoon arrangement requires a right angle bend to facilitate the tying up of boats.

At the community meeting it was also advised that the ramp was widely used by the Community but also by Police and mutton birders. The land on which the boat ramp is built is crown land but is able to be legally transferred to Council upon an application.

Preliminary survey / levels have been undertaken but no detailed design. Given the amount of rock present and potential wave action for the pontoon arrangement desired by locals, it was recommended that this element (detailed design) be included in the overall project with a view that a floating and ridged option be explored with a final decision depending on the outcomes of detailed investigation.

Council's previous motion called for costings for a basic and enhanced alternative. At this stage there has been no detailed designs and there is no time to undertake detailed investigations prior to the 31st March 2017 close off date for Marine and Safety Tasmania's (MAST) recreational boating fund applications so only estimates based on previous installations can be provided.

Although not clearly defined what each actually consists of, it has been assumed that the following two alternatives would apply.

Option		Est. Cost
Basic	Regrade and surface existing track entrance. Construct floating or ridged walkway with small 4-5m right angle section.	\$95,000
Enhanced	Regrade and surface existing track entrance. Construct floating or ridged walkway with small 4-5m right angle section. Extend existing concrete approximately 5m and place concrete overlay onto existing concrete ramp.	\$112,000

I understand that in order to maximise chances of a successful application an amount in the vicinity of a 50:50 split is usually applied for with this type of project. Council may wish to nominate a fixed amount given the lack of a detailed design.

STATUTORY REQUIREMENT:

Not applicable. Discretionary as existing ramp is not Council's responsibility.

POLICY/STRATEGIC IMPLICATIONS:

2.1 Plan, deliver and operate community infrastructure to provide levels of service that align with community needs and demand.

2.1.1 Recreational and community facilities upgraded as recommended by the Recreational and Community Facilities Assessment and Infrastructure Plan

2.1.5 Crown owned land is obtained for Council / Community need.

3.1 Maintain or better the sea access to the islands.

BUDGET AND FINANCIAL IMPLICATIONS:

If successfully funded this project would be included in Council's 2017/18 budget. The estimated costs have some variability built in as neither option has been subject to any detailed design. The project once completed would be included in Council's asset base and incur some, but not likely significant, annual maintenance and depreciation.

RISK/LIABILITY:

Currently no risk apart from reputation as the ramp is not Council's responsibility. If constructed there would be a slight increase but still considered low.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That Council resolves to proceed with an application for MAST funding on the basis of the basic option as identified; namely regrade and surface existing track entrance and construct floating or ridged walkway with small 4-5m right angle section.

DECISION:

Meeting Closed