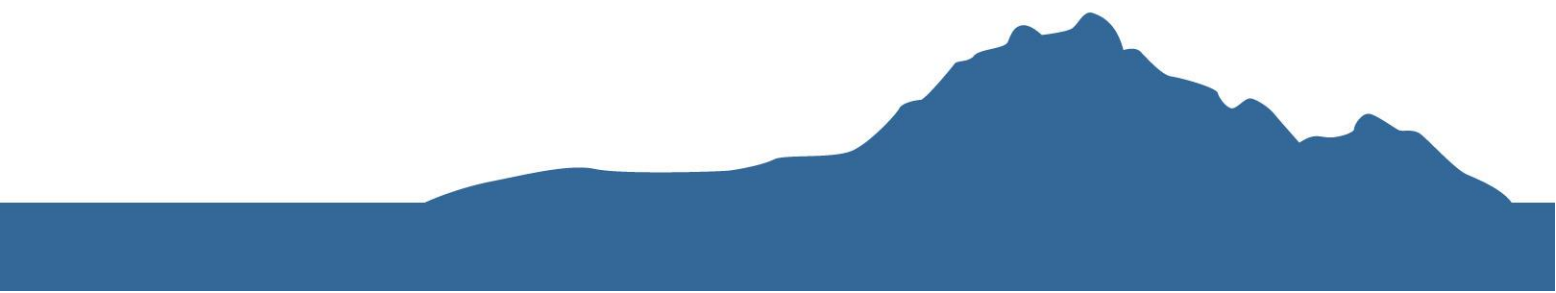




Agenda  
Ordinary Council Meeting  
25 January 2018



## 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 19 day of January 2018.

A handwritten signature in blue ink, appearing to be 'Bill Boehm', is centered within a light blue rectangular box.

Bill Boehm  
**GENERAL MANAGER**

# FLINDERS COUNCIL ORDINARY MEETING

## AGENDA

**DATE:** Thursday 25 January 2018  
**VENUE:** Flinders Arts and Entertainment Centre, Whitemark  
**COMMENCING:** 1.00 pm

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### 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  
Kelly Blundstone - Executive Assistant

### CONFIRMATION OF MINUTES

That the Minutes from the Ordinary Council Meeting held on the 14 December 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.*

#### **COUNCILLOR'S QUESTIONS ON NOTICE**

Nil

#### **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**

**14<sup>th</sup> December 2017 Council Meeting**

##### **Question 1: Cr Gerald Willis**

I refer to a comment in the Council News section of "Island News" (8 December) that the Lady Barron Transfer Station is closed for the dumping of green waste due to the implementation of the need for a fire permit by the Tasmanian Fire Service and I ask Mr Bill Boehm, General Manager:

What is the connection between obtaining an aforementioned fire permit and dumping green waste in the transfer station?

If the green waste (when dried) is to be set on fire during the restrictive period would that not be a criminal act subject to review by police?

Why are residents who use the transfer station to dispose of green waste suffering because of the possible future criminal activity by a person or persons who may engage in criminal activity and light a fire?

Are not the law-abiding citizens being penalised?

##### **General Manager's Response**

The primary reason for the closure of a green waste deposit facility at the Lady Barron Transfer Station during the fire restriction period relates to the prudent management of risk. At Lady Barron and Killiecrankie the transfer stations are open 24/7, are not manned and there is no control over who goes there and when. There would be significant risk to Council if a fire were to start on our property, spread and cause damage to others, with Council likely to be found liable, particularly given that in the past there has been at least one previous instance of a fire emanating from the Lady Barron green waste site. The fact that any fire set could be subject to Police action is a secondary consideration. Accordingly, as per last year, Council took steps to mitigate the risk and unlike last year, ample notice was given to the Community.

There is no green waste facility at Killiecrankie Transfer Station. The Whitemark Tip is manned so that an accidental fire would be noticed in the early stages giving the best possible chance to control and extinguish it. Council's liability in these circumstances is greatly diminished.

Council's advertisement in the Island News citing the implementation of the need for fire permits by the Tasmania Fire Service as the trigger for closing green waste dumping at the Lady Barron Transfer Station, is, in hindsight, worded incorrectly as it was meant to indicate the timing for the change rather than be seen as a reason. Although not preferred, if Council were to burn waste at this site during the fire season, significant controls would need to be imposed which could also impact on other users of the Transfer Station.

#### **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 Waiver of Fees Policy and Citizen of the Year Award Policy were available for public consultation for 28 days. No submissions were received therefore, as per the Flinders Council Policy Manual Policy, these two policies can now be considered as adopted.

## WORKSHOPS & INFORMATION FORUMS

File No: COU/0205

### Council Workshop held on 13 December 2017

Council held a Workshop on the following subjects:

- Item 1 Introduction of Audit Panel Chair
- Item 2 Council Investments and Investment Policy

#### **Councillors Present:**

Mayor Carol Cox, Cr Ken Stockton and Cr Gerald Willis

#### **Apologies:**

Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes and Cr David Williams

#### **Staff and Consultants Present:**

Bill Boehm (General Manager), Vicki Warden (Executive Officer) and Mark Scanlon (Flinders Council Audit Panel Chair)

### Council Workshop held on 18 January 2018

Council undertook a bus tour of the Island to the following strategic locations:

1. Manns Pit
2. Lady Barron Harbour
3. Lady Barron Gym / West St
4. Summer Camp
5. Emita Hall
6. NE River Camp Ground
7. Palana Boat Ramp
8. Palana / Killiecrankie / Emita Drainage issues
9. Lughrata Gravel Quarry
10. Whitemark Showgrounds

#### **Councillors Present:**

Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Peter Rhodes, Cr Ken Stockton and Cr David Williams.

#### **Apologies:**

Cr Chris Rhodes and Cr Gerald Willis.

#### **Staff and Consultants Present:**

Bill Boehm (General Manager), Brian Barnewall (Works and Services Manager), Robyn Cox (Strategic Planner) and Jacci Viney (Development Services Coordinator).

*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 Workshops held on 13 December 2017 and 18 January 2018 be noted.

**DECISION:**

**PUBLIC MEETINGS**

Nil

**PUBLICATIONS/REPORTS TABLED FOR COUNCIL INFORMATION**

Nil

## REPORTS TO BE RECEIVED

### Flinders Council Audit Panel

File No: CDV/0702

**Annexure 1:** *Flinders Council Audit Panel 13 December 2017 Unconfirmed Minutes*

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

The unconfirmed minutes of the Flinders Council Audit Panel meeting held 13 December 2017 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

### OFFICER'S RECOMMENDATION

That the unconfirmed minutes of the Flinders Council Audit Panel meeting held 13 December 2017 be noted.

### DECISION:

### Whitemark Community Gym Special Committee

File No: CDV/0702

**Annexure 2:** *Whitemark Community Gym Special Committee 18 December 2017 Unconfirmed Minutes*

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

The unconfirmed minutes of the Whitemark Community Gym Special Committee meeting held 18 December 2017 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

### OFFICER'S RECOMMENDATION

That the unconfirmed minutes of the Whitemark Community Gym Special Committee meeting held 18 December 2017 be noted.

### DECISION:



**Furneaux Group Aviation Special Committee**

**File No:** COM/0104

**Annexure 3:** *Furneaux Group Aviation Special Committee 9 January 2018 Unconfirmed Minutes*

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

The unconfirmed minutes of the Furneaux Group Aviation Special Committee meeting held 9 January 2018 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

**OFFICER'S RECOMMENDATION**

That the unconfirmed minutes of the Furneaux Group Aviation Special Committee meeting held 9 January 2018 be noted.

**DECISION:**

**Furneaux Group Shipping Special Committee**

**File No:** COM/0403

**Annexure 4:** *Furneaux Group Shipping Special Committee 16 January 2018 Unconfirmed Minutes*

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

The unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 16 January 2018 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

**OFFICER'S RECOMMENDATION**

That the unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 16 January 2018 be noted.

**DECISION:**

**MAYOR'S REPORT:**

<b>ACTION</b>	Information
<b>PROPONENT</b>	Mayor C Cox
<b>FILE REFERENCE</b>	COU/0600
<b>ASSOCIATED PAPERS</b>	<i>Nil</i>

**REPORT:****APPOINTMENTS:**

09.12.2017	Lions Santa visit
09.12.2017	Quickshear event
13.12.2017	Council Workshop
14.12.2017	Council Meeting
14.12.2017	Council Annual General Meeting
15.12.2017	Launch of the CWA Flinders Island Cook Book
17.12.2017	Sausages in the Park
17.12.2017	Carols by Candlelight
19.12.2017	Flinders Island District High School Final Assembly
21.12.2017	Council Christmas party
06.01.2018	Emita Sports (brief attendance)
09.01.2018	Furneaux Group Aviation Special Committee meeting
13.01.2018	Met with Cr Williams – update on current council activity
13.01.2018	Music in the Vines
16.01.2018	Furneaux Group Shipping Special Committee meeting
18.01.2018	Council Workshop – Island Bus Tour

**Tas Audit Office – Audit Fees**

Written advice regarding the cost of the annual audit for 2018 was received from the Tas Audit Office. “..... an audit fee will be charged for the audit of the financial report of Flinders Council for the year ending 30 June 2018. The amount of that fee is \$22,850 (GST exclusive). I have made this determination under Section 27 of the *Audit Act 2008*(the Audit Act).

The audit fee was adjusted this year by 6%. This follows the Office reassessing its local government audit fees based on actual costs incurred and having regard to increasing salary related costs, as the main driver of the Office’s expenditure, as well as other operating costs. This reassessment indicated significant fee increases would be required for the 2017-18 financial year in order for the Office to break-even on its local government audits. However, to reduce the impact on local government entities, the increase in fees has been capped at 6% for 2017-18 with future increases to be reassessed before fees are determined for 2018-19.” Travel related costs, out of pocket expenses and costs associated with changes in transactions, balances, systems or operations or other additional audit work are extra.

## Island News

There is a glitch in the Mayor's Report in this week's Island News. The contact information for submissions on the Review of Elected Member Allowances is wrong. That section of the report should have read:

***"Councillor Allowances Review: (Submissions due 16/2/18)***

*The Tasmanian Industrial Commission is undertaking a review of councillor allowances has released the Issues paper identifying the issues which need to be determined as outlined in the Terms of Reference which are:*

*The Terms of Reference for the review are:*

- (a) The statutory roles of the respective offices of mayor, deputy mayor and councillor;*
- (b) The appropriateness of setting allowances by council type/size given the need to ensure good governance while balancing councils' financial sustainability and the interests of ratepayers;*
- (c) Any significant changes to the role or functions of local government since the last review;*
- (d) The method of indexing allowances each year;*
- (e) Whether an additional allowance should be made available to councillors who undertake training in governance relevant to local government or who have recognised experience in governance relevant to local government;*
- (f) The capacity of local government to attract potential future candidates; and*
- (g) Any other factors considered relevant.*

*The Board is to have regard to the range of allowances it will recommend being effective for a period of four years.*

*Full information can be found at [www.tic.tas.gov.au](http://www.tic.tas.gov.au) or by contacting Ms Alex Johnston (Primary contact)  
Ph: (03) 6165 6775  
Email: [tic@justice.tas.gov.au](mailto:tic@justice.tas.gov.au)"*

The correct information will be in the next Island News.

## Flinders Island Tourism and Business Incorporation

Congratulations to Flinders Island Tourism and Business Incorporation who has been nominated for the Destination Marketing Tourism Award in the 2017 Qantas Australian Tourism Awards.

### CORRESPONDENCE IN:

DATE	WHO	SUBJECT
07.12.2017	Van Diemen Project	Support for FertISLE Business
12.12.2017	Flinders Island Harriers	Gunn Bequest Acquittal
12.12.2017	Senator David Bushby	Building Better Regions Fund open for applications
15.12.2017	Guy Barnett MP, Minister for Resources	Parliament Charity Toolkit

DATE	WHO	SUBJECT
18.12.2017	Northern Tasmanian Development Corporation (NTDC)	December E-News
18.12.2017	Geoffrey Brown OAM, First Assistant Secretary, Department of Prime Minister and Cabinet	Letter re: per- and poly-fluoroalkyl substances (PFAS) and the PFAS taskforce
18.12.2017	Katrena Stephenson, Local Government of Tasmania (LGAT)	Letter re: Link to communique for Premier's Local Government Committee meeting
18.12.2017	Katrena Stephenson, LGAT	Australian Local Government Association pre-budget submission
19.12.2017	Bill Lawson	Furneaux Islands Festival & Australia Day 2018
19.12.2017	Miriam Rule, LGAT	Invitation to Elected Members Professional Development Weekend
19.12.2017	Guy Barnett MP, Minister for Resources	Letter re: National Institute for Forest Products Innovation hub
20.12.2017	Katrena Stephenson, LGAT	LGAT stakeholder function
21.12.2017	Eve Addis	Letter commending Council on the beautiful state of the Island.
03.01.2018	Michael Buck, Flinders Island Tourism and Business Inc (FITBI) Executive	Thankyou letter for inviting FITBI to appoint a member to the Furneaux Group Shipping Special Committee and nominates Mick Rose.
08.01.2018	Rod Whitehead, Auditor-General	Determination of Audit Fees for year end 30 June 2018
10.01.2018	Jo Youl	2017 Qantas Australian Tourism Awards
10.01.2018	Miriam Rule, LGAT	Invitation to LGAT's New Year's Celebration
10.01.2018	Jo Youl, FITBI Executive	Letter re: Attending and Support for Tourism Awards in Perth 2018
14.01.2018	Alan Stackhouse	Landing Fees
15.01.2018	Holly Monery, Fairfax Media	Northern Local Government Outlook - Top 3 goals for 2018
15.01.2018	Maddie White, Department of Police, Fire and Emergency Management	Invitation to Graduation of Trainee Course 2/2017

#### CORRESPONDENCE OUT:

DATE	WHO	SUBJECT
07.12.2017	Will Hodgman, MP, Premier of Tasmania	RSVP Premier's Northern Christmas Luncheon

DATE	WHO	SUBJECT
07.12.2017	Maree Tetlow, Northern Tasmania Development Corporation (NTDC)	Re: Follow up on Cluster Week for NTDC Council Members
19.12.2017	Bill Lawson	Furneaux Festival & Australia Day 2018
11.01.2018	Jo Youl	2017 Qantas Australian Tourism Awards
11.01.2018	Miriam Rule	Invitation to LGAT's New Year's Celebration
14.01.2018	Alan Stackhouse	Landing fees
15.01.2018	Maddie White, Department of Police, Fire and Emergency Management	RSVP to invitation for Graduation of Trainee Course 2/2017
17.01.2018	Holly Monery, Fairfax Media	Northern Local Government Outlook - Top 3 goals for 2018

**VOTING REQUIREMENTS:**

Simple Majority

**RECOMMENDATION:**

That the Mayor's report be received.

**DECISION:**

## OPERATIONAL BUSINESS OF COUNCIL

### A. DEVELOPMENT SERVICES AND PLANNING APPLICATIONS

**Item A1:** Development Application Report  
**File No:** DSV/0300  
**Annexure 5 :** Planner's Information Report – December 2017

### B. NOTICES OF MOTIONS

**Item B1:** Notice of Motion from Mayor Carol Cox – Furneaux Group Shipping Special Committee Membership  
**File No:** COM/0403  
**Annexure 6:** Furneaux Group Shipping Special Committee DRAFT Terms of Reference

**Item B2:** Notice of Motion - Furneaux Group Aviation Special Committee Recommendation  
**File No:** COM/0104  
**Annexure 7:** Recommendation from the Furneaux Group Aviation Special Committee

### C. GOVERNANCE

**Item C1:** Airport Fees and Charges Minor Amendment  
**File No:** FIN/3000  
**Annexure 8:** Council Fees and Charges 2017/18 Extract

**Item C2:** Flinders Island Tourism and Business Incorporated (FITBI) Request  
**File No:** CSV/1704  
**Annexure 9:** Request letter from FITBI

**Item C3:** Quarterly Report on the Northern Tasmania Development Corporation  
**File No:** COU/0305  
**Annexure 10:** Northern Tasmania Development Corporation's Quarterly Report December 2017

**Item C4:** Use of the Flinders Council Common Seal  
**File No:** GOV/1000  
**Annexure 11:** Common Seal Register 06.10.17 – 16.01.18

**Item C5:** Council's 2<sup>nd</sup> Quarterly Report  
**File No:** COU/0600  
**Annexure 12:** Council's 2nd Quarterly Report (October - December 2017)

**Item C6:** Councillor Resolution Report  
**File No:** COU/0600  
**Annexure 13:** Councillor Resolution Report - January 2018

**D. CLOSED COUNCIL**

**Item D1: Closed Council Item – Mayor’s Report / Personnel Matter**  
**File No: COU/0600**

**Meeting Closed**

<b>A. DEVELOPMENT SERVICES AND PLANNING APPLICATIONS</b>
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**Item A1: Development Application Report**

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Jacci Viney, Development Services Coordinator
<b>FILE REFERENCE</b>	PLN/0105
<b>ASSOCIATED PAPERS</b>	<i>Annexure 5: Planner's Information Report - December 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 24 September 2015 Council Meeting.

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

Permitted applications are assessed under s58 of the *Land Use Planning and Approvals Act 1993* and as such are not advertised nor are the applicant's details made public. Applicants retain the right to privacy having met all development and use standards applicable within the current planning scheme. Applications made under this section must be granted a permit, with or without conditions.

The numbering of applications relates to the allocation provided by the 'Regulatory Applications' (RegApps) electronic filing system. Numbers are allocated in order to Planning (DA), Building (BA) and Plumbing (PA) applications. This may mean that planning numbers are not sequential.

**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 5 - Planner's Information Report - December 2017, provided by West Tamar Council.

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

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

**DECISION:**



<b>B. NOTICES OF MOTIONS</b>
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**Item B1: Furneaux Group Shipping Special Committee Membership**

<b>ACTION</b>	<b>Decision</b>
<b>PROPONENT</b>	Mayor Carol Cox (Furneaux Group Shipping Special Committee Chair)
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	COM/0403
<b>ASSOCIATED PAPERS</b>	<i>Annexure 6: DRAFT Terms of Reference</i>

**NOTICE OF MOTION:**

That the Council approves the recommendation from the Furneaux Group Shipping Special Committee to appoint Mr Grant Hall to the Committee to fill the vacant Farmers Representative position; and

that the Council approves the recommendation from the Furneaux Group Shipping Special Committee to amend the Terms of Reference to extend the membership to add one Community Representative position; and

that the Terms of Reference be amended to include the “Flinders Island Tourism and Business Incorporated” in the list of non-council entities that select a member to represent them on the Committee.

**COUNCILLOR'S REPORT:**

I bring this Notice of Motion to Council as the Chair of the Furneaux Group Shipping Special Committee of Council, following a meeting of the Committee on the 16 January 2018, the unconfirmed minutes of which have been presented to be noted by Council earlier in this meeting. (*Annexure 4*)

Following the approval of a change to the Committee's Terms of Reference at the 16 November Council Meeting to make the Tasmanian Farmers and Graziers Association (TFGA) Representative position on the Shipping Committee redundant and replace it with a Farmer Representative, the vacancy for a representative from the farming community was advertised in the Island News, resulting in two candidates nominating for the position.

At the 16 January 2018 meeting of the Furneaux Group Shipping Special Committee, the Committee considered the two nominations for the vacant position with a closed ballot of voting committee members resulting in the following motion.

*“Moved: Cr M Cobham                      Seconded: D Madden  
That the Furneaux Group Shipping Special Committee recommends to Council that Grant Hall be appointed as the Farmers’ Sector representative on the Committee. ”*

The two nominees were both considered to have strong attributes to bring to the Committee and there was considerable debate by committee members as to the qualities each candidate would bring to the table. It was during this debate that it was identified that there was no Community Representative on the Committee and that the Terms of Reference should be

extended to include a Community Representative, given the role that having an efficient, reliable and effective shipping service plays in the wellbeing of the Community. The committee thus unanimously supported the following motion:

*“Moved: S Wood    Seconded: J Phillips*

*That the Furneaux Group Shipping Special Committee recommends to Council that a Community Representative be added to the membership of the Committee.”*

In reviewing the Terms of Reference for this agenda item it was noted that the “Flinders Island Tourism and Business Incorporated” (FITBI) was omitted from the list of members which appoint a person to represent them on the Committee and it is therefore recommended by the Committee Chair that the paragraph “*Those members representing non-council entities shall be selected by the entity they represent (Cape Barren Island, TasPorts, Department of State Growth)*” in the Terms of Reference be changed to read “*Those members representing non-council entities shall be selected by the entity they represent (Cape Barren Island, TasPorts, Department of State Growth, Flinders Island Tourism and Business Incorporated).*”

The efficient, reliable and economic movement of sea freight is extremely important to the social and economic wellbeing of the Island and it is in Council’s interest to be informed and to assist the flow of information between users and providers.

The purpose of the committee is “... to provide recommendations to Flinders Council on shipping matters, including port and associated infrastructure where it relates to shipping” and by supporting this Notice of Motion Council will be supporting the Shipping Committee in undertaking this role.

**PREVIOUS COUNCIL CONSIDERATION:**

20 October 2016	252.10.2016
16 November 2017	274.11.2017

**PREVIOUS COUNCIL DISCUSSION:**

Nil

**OFFICER’S REPORT:**

The Councillor’s Report accurately explains the situation. Whilst membership of the Committee has only been recently updated, the proposed addition of an additional dedicated community stakeholder representative would potentially enhance the Committee’s coverage and provide additional valuable input.

**STATUTORY REQUIREMENTS:**

Nil

**POLICY/STRATEGIC IMPLICATIONS:**

3. Access and Connectivity – Work with service providers and other relevant stakeholder to improve security, reliability and cost effectiveness.
  - 3.1 Maintain or better the standard of sea access to the Islands.
    - 3.1.1 Advocacy for improved port and freight operations.

3.1.1.1 Furneaux Group Shipping Special Committee of Council advocates on behalf of the Community.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Nil

**RISK/LIABILITY:**

Nil

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

The Motion as written.

**DECISION:**

**Item B2: Notice of Motion - Furneaux Group Aviation Special Committee Recommendation**

<b>ACTION</b>	<b>Decision</b>
<b>PROPONENT</b>	Mayor Carol Cox (Chair, Furneaux Group Aviation Special Committee)
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	COM/0104
<b>ASSOCIATED PAPERS</b>	<i>Annexure 7: Recommendation from the Furneaux Group Aviation Special Committee</i>

**NOTICE OF MOTION:**

That the Council receives the recommendation from the Furneaux Group Aviation Special Committee to inform Council's submission to the Rural and Regional Affairs and Transport Reference Committee Inquiry; and

That a working group be convened with the authority to finalise Council's submission to the Inquiry.

**COUNCILLOR'S REPORT:**

I bring this Notice of Motion to Council as the Chair of the Furneaux Group Aviation Special Committee of Council, following a meeting of the Committee on the 9 January 2018, the unconfirmed minutes of which have been presented to be noted by Council earlier in this meeting (Annexure 3).

In November 2017, a Senate inquiry into the operation, regulation and funding of air route service delivery to rural, regional and remote communities was announced. The terms of reference for the Rural and Regional Affairs and Transport Reference Committee Inquiry, which can be found at [https://www.aph.gov.au/Parliamentary\\_Business/Committees/Senate/Rural\\_and\\_Regional\\_Affairs\\_and\\_Transport/RegionalAirRoutes](https://www.aph.gov.au/Parliamentary_Business/Committees/Senate/Rural_and_Regional_Affairs_and_Transport/RegionalAirRoutes). Submissions are due on 5 February 2018.

At the 9 January 2018, Furneaux Group Aviation Special Committee meeting, members considered the terms of reference for the Inquiry and prepared a recommendation as a starting point for Council's submission to the Inquiry.

**PREVIOUS COUNCIL CONSIDERATION:**

Nil

**PREVIOUS COUNCIL DISCUSSION:**

Nil

**OFFICER'S REPORT:**

The Flinders Island Airport and aviation in relation to Flinders Council generally is of significant importance to Council and the Community. The Parliamentary enquiry provides an excellent opportunity for Council to provide direct input into the Parliament of Australia in relation to this important issue.

The work undertaken by Council's Aviation Special Committee provides important information that is extremely useful to assist Council in preparing a submission. Given the short time frame and time of the year, additional staff input into the submission has yet to be obtained.

Submissions close on 5 February 2018 prior to the next Council Meeting so the ability to provide a draft submission for formal review is not possible. For the submission to have greater clarity and authority the proposal to have a working group of councillors and staff formed to finalise Council's submission has merit.

**STATUTORY REQUIREMENTS:**

Nil

**POLICY/STRATEGIC IMPLICATIONS:**

3. Access and Connectivity – Work with service providers and other relevant stakeholder to improve security, reliability and cost effectiveness.
  - 3.2 Maintain air access to the Island and improve performance of the airport.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Nil

**RISK/LIABILITY:**

There is significant risk of a lost opportunity if Council does not provide a submission.

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That the Council receives the recommendation from the Furneaux Group Aviation Special Committee to inform Council's submission to the Rural and Regional Affairs and Transport Reference Committee Inquiry; and

That a working group be convened with the authority to finalise Council's submission to the Inquiry.

**DECISION:**

<b>C. GOVERNANCE</b>
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**Item C1: Airport Fees and Charges Minor Amendment**

<b>ACTION</b>	<b>Decision</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	FIN/3000
<b>ASSOCIATED PAPERS</b>	<i>Annexure 8: Council Fees and Charges 2017/18 Extract</i>

**INTRODUCTION:**

At the November 2017 Council Meeting a formal consolidated update report was provided in relation to a raft of actions that have been and continue to be undertaken with respect to the strategic development of the Airport.

In receiving and noting the report, including information noted as “Commercial in Confidence”, Council authorised staff to continue to work in progressing actions as identified and report progress back on a regular basis.

One of these actions affects one aspect of Council’s Fees and Charges that were adopted at the August Council Meeting, which could now be considered to be in conflict with the most recent updated November 2017 Council Decision.

This report identifies this potential conflict and recommends a minor change to Council’s adopted fee schedule.

**PREVIOUS COUNCIL DISCUSSION:**

9 March 2017	Council Workshop
1 June 2017	Council Workshop
25 October 2017	Council Workshop

**PREVIOUS COUNCIL DECISION:**

30 April 2015	129.04.2015
20 October 2016	250.10.2016
20 October 2016	251.10.2016
16 November 2017	269.11. 2017

*“Moved: Cr K Stockton    Seconded: Deputy Mayor M Cobham*

*That Council*

- 1. Receives and notes the Officers Report including the relevant information as provided which is noted as ‘Commercial in Confidence’*
- 2. Authorises staff to continue to work on progressing actions as identified and report progress back on a regular basis.*

*CARRIED UNANIMOUSLY (4-0) For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Peter Rhodes and Cr Ken Stockton.”*

## **OFFICER'S REPORT:**

Summary Item 4 of the November 2017 Report to Council noted that:

4. *"The aim of the costings review is to provide an understanding of how this Airport stands in comparison with other airports in the country so that amendments to current fees and charges may be made with sound consideration for both the business model and the users of the site.*

*It has become clear that separating landing fees from any future commercial or private development is essential to avoid future issues of equity."*

The report also indicated that *"any future amendments to the schedule of fees and charges with relation to airport fees will be based on a holistic review of other airports as well as all operational requirements."*

In progressing negotiations with prospective commercial users of the Airport, it has become apparent that, notwithstanding Council's most recent updated and adopted consolidated review of Airport Operations which included a raft of actions, one aspect, namely the potential consideration by negotiation of an annualised rate for Air Landing Fees, has the potential to comprise future negotiations.

At the time of adopting Council's 2017/18 Fees and Charges Schedule, this aspect was recognised as potentially redundant but could not be formally ratified by Council until a formal report was prepared and adopted by Council. This occurred at the November 2017 Council Meeting. The actual wording of "negotiable" in the adopted fee is also open to interpretation.

In these circumstances, it is recommended that this aspect be removed from Council's adopted fee schedule.

## **STATUTORY REQUIREMENT:**

*Local Government Act 1993*

Local Government (General) Regulations

## **POLICY/STRATEGIC IMPLICATIONS:**

3. Access and Connectivity
  - 3.2 Maintain air access to the Island and improve performance of the airport.
    - 3.2.1 Improved operation and financial performance of airport.

## **BUDGET AND FINANCIAL IMPLICATIONS:**

Any future amendments to the schedule of fees and charges with relation to airport fees will be based on a holistic review of other airports as well as all operational requirements. Any discounted landing fees would significantly undermine the financial performance of the airport in the short and long term. Council is not in a financial position to provide discounted landing fees given the current operating loss of around \$180,000 per annum.

## **RISK/LIABILITY:**

There is no precedent locally for the differential pricing of landing fees for commercial operators except by size of aircraft, but what is clear is that from a business, operational and equity perspective, landing fees and charges must be consistent across all operators who use

the Airport. To do otherwise would also create significant mistrust between existing and future operators. Each commercial operator may present a case for dispensation which would need careful evaluation, however it is more appropriate that any incentive be extended to lease fees or some other similar matter.

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That Council approves the removal of the current negotiable 'Locally Based Charter Operators - Annual Fee' from Council's 2017/18 Schedule of Fees and Charges.

**DECISION:**



**Item C2: Flinders Island Tourism and Business Incorporated Request**

<b>ACTION</b>	<b>Decision</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	CSV/1704
<b>ASSOCIATED PAPERS</b>	<i>Annexure 9: Request letter from FITBI</i>

**INTRODUCTION:**

This report relates to a letter of request from the Flinders Island Tourism and Business Incorporation (FITBI) where they have invited a Councillor or Council representative to attend the 2017 Qantas Australian Tourism Awards in Perth, Western Australia with a FITBI representative and have also requested Council assistance with airfares.

**PREVIOUS COUNCIL CONSIDERATION:**

Nil

**PREVIOUS COUNCIL DISCUSSION:**

Nil

**OFFICER'S REPORT:**

On the 27 March 2017 the Flinders Island Destination Action Plan was launched to the public by the Tasmanian Premier Will Hodgman. The Flinders Island Destination Action Plan is a 3-year plan for tourism management, marketing and development on Flinders Island. The plan was facilitated by Tourism Northern Tasmania in line with the State Government's Tasmanian Visitor Economy Strategy 2015-2020.

In November of last year, Tourism Tasmania awarded FITBI winners of their Destination Marketing Award. This category recognises creativity and innovation in fully integrated destination marketing activities. This category is open to Regional Tourism Organisations, Local Tourist Associations, Visitor Information Centres, local government and organisations that are marketing on behalf of a destination. At the award ceremony Council was invited to and did send a representative.

FITBI is now one of the finalists for a Destination Marketing Tourism Award to be presented in Perth, Western Australia in February 2018. They are wishing to send a representative from the FITBI Executive along to this National Awards function and have also invited Council to nominate a representative themselves, either a Councillor or other representative to attend (see Annexure 9).

As the airfares to and from Perth, Western Australia, are substantial, the FITBI Executive is asking Council if it could assist with the flights as they will be representing the Island on such a large stage.

Council will need to indicate if they are interested in attending as well as the possibility of helping support a FITBI member attend the Awards celebration on the 23 February 2018.

In priority terms, the request has merit in that it does showcase a strong supportive arrangement between Council and FITBI. In a large organisation, such a request would often be agreed to but obviously the impacts on a small budget such as ours are more significant with community perception also more acute.

If funded in part or in full it should be seen in governance terms and not as a community development expense as funds in this area are scarce.

#### **STATUTORY REQUIREMENT:**

*Local Government Act 1993*

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

1.4.3 Promotion of the region's natural and cultural environment.

1.4.3.1 Continued relationship with Flinders Island Tourism and Business Incorporated and Flinders Regional Arts

1.4.5 Tourism and development is promoted through a focus on high quality food production, niche enterprises and clean, green image and sustainable farming practices associated with Flinders Island.

1.4.5.1 Through association with FITBI, support the delivery of the Flinders Island Destination Action Plan (DAP) 2017-2020.

4.1 Remain actively engaged with internal and external stakeholders providing regional leadership

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

As a guide, estimated costs are as follows:

<b>Item</b>	<b>No</b>	<b>Rate</b>	<b>Est Cost</b>
Return Airfares: Flinders Island - Perth	2	\$1100	\$2200.00
Accommodation 3 nights	2	\$270	\$ 540.00
Car Hire per day (3 days)	3	\$85	\$ 255.00
<b>Total</b>			<b>\$2995.00</b>

There is no formal budget allocation for participating in this event as such. Depending on Council's decision to send a representative and/or assist FITBI in sending a representative, Council will need to provide additional financial resources with a budget allocation, preferably in the Governance / Corporate Area.

#### **RISK/LIABILITY:**

Liability of Council is low as it's a discretionary allocation.

#### **VOTING REQUIREMENTS:**

Simple Majority

#### **OFFICER'S RECOMMENDATION:**

For Council to decide.

#### **DECISION:**

**Item C3: Quarterly Report on the Northern Tasmania Development Corporation**

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	COU/0305
<b>ASSOCIATED PAPERS</b>	<i>Annexure 10: Northern Tasmania Development Corporation's Quarterly Report December 2017</i>

**INTRODUCTION:**

As permitted under Section 21 (c), Enterprise Powers of the *Local Government Act 1993*, Flinders Council became a member of the Northern Tasmania Development Corporation (NTDC) on 1 January 2017. The *Local Government Act 1993* also requires the General Manager to provide a quarterly report to Council on the activities of the NTDC and any adverse developments that may affect the entity's financial viability.

Annexure 10, NTDC LTD Quarterly Organisation Progress Report to Council Members – December 2017, is the second report provided to all member councils since the establishment of the organisation.

**PREVIOUS COUNCIL CONSIDERATION:**

This is the second formal report provided to all member councils since the establishment of the NTDC. The Chair also briefed Council at the 12 January 2017 Council Workshop.

**OFFICER'S REPORT:**

As permitted under Section 21 (1c), Enterprise Powers of the *Local Government Act 1993*, Council became a member of the NTDC as from 1 January 2017. The NTDC was officially formed in March 2017 with the following primary objectives:

- a) provide pro-active, engaged and strategic regional economic leadership;
- b) consolidate an agreed vision for the development, sustainability and prosperity of the geographic region that the Organisation's Members encompass;
- c) implement a strategic economic action plan based on the Northern Regional Futures Plan framework or similar; and
- d) to provide effective representation and advocacy to State and Federal Government and other stakeholders.

Section 21 (5) of the *Local Government Act 1993* states the following:

*"The general manager is to report to the council–*

- a) at least once every 3 months in respect of the performance of any activities carried out pursuant to (section 21 (1)) and any strategic issues related to those activities; and*
- b) any adverse developments that significantly affect or are likely to significantly affect the financial viability, the operating viability or any other aspect of any of those activities.*

As indicated in the attached report there is positive and strategic progress. Importantly, discussions with Councils in the region continue to indicate positive rapport. Council being a

part of this new structure continues to be a positive initiative and it is pleasing that the NDTC saw fit to include the Safe Harbour Project at Lady Barron as one of its four regional priorities.

**STATUTORY REQUIREMENT:**

*Local Government Act 1993*

**POLICY/STRATEGIC IMPLICATIONS:**

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

4.1 Remain actively engaged with internal and external stakeholders providing regional leadership.

4.1.1.2 Contribute to technical reference group work program of Northern Tasmania Development Corporation.

**RISK/LIABILITY:**

Nil

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That Council notes the General Manager's quarterly report on the activities of the Northern Tasmania Development Corporation and the December 2017 report provided to all member councils.

**DECISION:**

**Item C4: Use of the Flinders Council Common Seal**

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	GOV/1000
<b>ASSOCIATED PAPERS</b>	<i>Annexure 11: Common Seal Register 06.10.17 - 16.01.18</i>

**INTRODUCTION:**

The purpose of this report is to provide Councillors with an update on the use of the Flinders Council Common Seal, as per the council motion 216.09.2016 passed at the 22 September 2016 Council Meeting.

**PREVIOUS COUNCIL CONSIDERATION:**

216.09.2016 22 September 2016

From January 2017, considered quarterly.

**OFFICER'S REPORT:**

The use of the Flinders Council Common Seal binds the Council to act in accordance with the provisions of the document to which it is attached, and it is important that Councillors know the details of those documents so that they are aware of commitments to which the Council has become obligated. The Flinders Council Common Seal Register was created on 26 September 2016 and is available to Councillors on request at any time. A report on the use of the Flinders Council Common Seal will be included in Council Meeting Agendas on a quarterly basis. Annexure 11 details the use of the Flinders Council Common Seal from the 6 October 2017 to 16 January 2018.

**STATUTORY REQUIREMENT:**

*Local Government Act 1993*

**POLICY/STRATEGIC IMPLICATIONS:**

No policy exists on this matter.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Nil

**RISK/LIABILITY:**

Minimum

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That the report on the use of the Flinders Council Common Seal from 6 October 2017 to 16 January 2018 be received.

**DECISION:**

Item C5: Council's 2<sup>nd</sup> Quarterly Report

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	COU/0600
<b>ASSOCIATED PAPERS</b>	<i>Annexure 12: Council's 2<sup>nd</sup> Quarterly Report (October - December 2017)</i>

**INTRODUCTION:**

The purpose of this report is to provide Councillors with progress updates on the various Annual Plan actions undertaken by the whole of Council for the first quarter of the financial year.

**PREVIOUS COUNCIL CONSIDERATION:**

Previously provided as departmental monthly reports then departmental quarterly reports.

**OFFICER'S REPORT:**

Council has engaged the Institute of Project Management (IPM) to develop a new quarterly reporting system for Council that adds value to what has previously been generated. The report, Annexure 12 – Council's 2<sup>nd</sup> Quarterly Report (October – December 2017), is the second report to be generated via the new process. The reporting process is still in development and Councillors are again encouraged to provide feedback on this the second report of its type.

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That the Council's 2<sup>nd</sup> Quarterly Report (October – December 2017) be received and accepted by Council.

**DECISION:**

**Item C6: Councillor Resolution Report**

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Council Officer
<b>OFFICER</b>	Bill Boehm, General Manager
<b>FILE REFERENCE</b>	COU/0600
<b>ASSOCIATED PAPERS</b>	<i>Annexure 13: Councillor Resolution Report January 2018</i>

**INTRODUCTION:**

This report identifies the actions taken and actual costs associated with implementing resolutions passed by elected members up to January 2018.

**PREVIOUS COUNCIL CONSIDERATION:**

The report is presented on a monthly basis.

**OFFICER'S REPORT:**

Please read Annexure 13 – Councillor Resolution Report January 2018.

**VOTING REQUIREMENTS:**

Simple Majority

**OFFICER'S RECOMMENDATION:**

That the Councillor Resolution Report January 2018 be noted.

**DECISION:**

<b>D. CLOSED COUNCIL</b>
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Item D1: Closed Council Item – Mayor’s Report / Personnel Matter

<b>ACTION</b>	<b>Information</b>
<b>PROPONENT</b>	Mayor C Cox
<b>OFFICER</b>	
<b>FILE REFERENCE</b>	COU/0600
<b>ASSOCIATED PAPERS</b>	<i>Nil</i>

**PREVIOUS COUNCIL DISCUSSION:**

Nil

**PREVIOUS COUNCIL DECISION:**

Nil

**REASON FOR CLOSED COUNCIL:**

Item D1 Mayor’s Report / Personnel Matter is **CONFIDENTIAL** in accordance with Section 15(2) (a) of the *Local Government (Meeting Procedures) Regulations 2005*.

**VOTING REQUIREMENTS**

Absolute Majority

**OFFICER’S RECOMMENDATION:**

That Council moves into Closed Council.

**DECISION:**

**Meeting Closed**