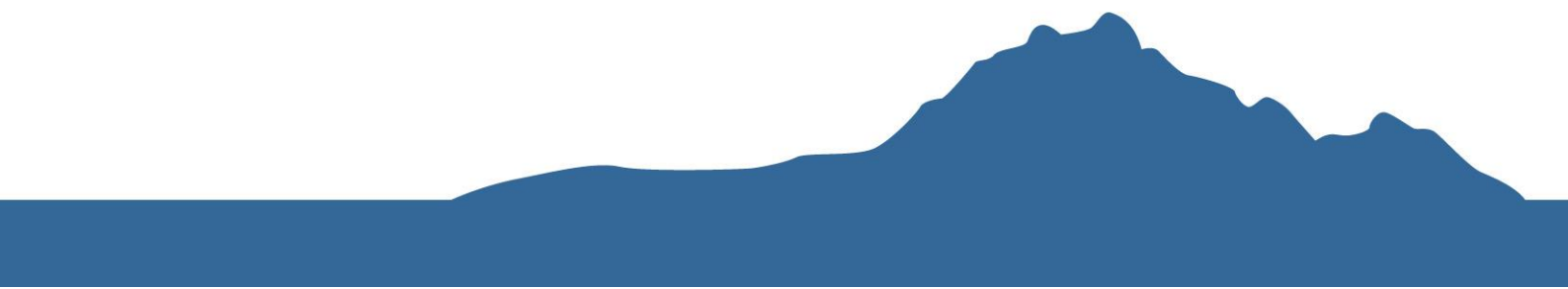




Confirmed Minutes
Ordinary Council Meeting
20th August 2015



FLINDERS COUNCIL ORDINARY MEETING CONFIRMED MINUTES

DATE: Thursday 20th August 2015
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 David Williams
Cr Gerald Willis

APOLOGIES

Nil

STAFF IN ATTENDANCE

Brian Barnewall	- Works and Services Manager	2:02 – 2:47pm
Kelly Blundstone	- Reception/Finance Officer	1.00 – 3.16pm
Ben Foot	- Airport Operations Officer	2:02 – 2:47pm
Raoul Harper	- General Manager	1.00 – 3.16pm
Sophie Pitchford	- Corporate Services Manager	1.00 – 3.16pm
Jacci Viney	- Development Services Coordinator	1.00 – 1:20pm and 2:19 – 3:05pm

CONFIRMATION OF MINUTES

211.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr D Williams
That the Minutes from the Ordinary Council Meeting and the Closed Council Meeting held on the 16th July 2015 be confirmed.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

PUBLIC QUESTION TIME

Question 1: Cr K Stockton on behalf of Jon Davison

I have been informed that an important position was available to advise Council on strategies for economic and tourism development in the Furneaux group and particularly Flinders Island. Considering the importance of this position and the conclusions necessary to the future directions and decisions of Council, why

was the position not advertised extensively in both Island News and other relevant media, in order to encourage the widest cross section of applicants? I am concerned that this appointment if not advertised fails to inform and encourage the best to apply. I would appreciate that this matter be raised at Council at the next available opportunity.

General Manager's Response

1. Councillors received a memo from the Acting General Manager on the 10th of August that clearly outlined the process followed.
2. The process to engage a consultant fully complies with the existing Code of Tender and Contracts Policy.
3. The engagement of a consultant to undertake specific tasks agreed within the approved 2015/2016 Annual Plan was discussed by Council at budget workshops and an allocation to support such was approved within the 2015/2016 Budget.
4. Council has not previously utilised newspaper advertising to alert the consulting industry of opportunities. Very few, if any, Councils in Tasmania advertise such opportunities. The specialist consulting industry comprises a small number of firms and individuals and a targeted approach to these service providers was undertaken via industry networks that included, Tourism Northern Tasmania, Northern Tasmania Development and the Department of State Growth to assist in disseminating the opportunity as broadly as possible to the best candidates currently working in the industry.
5. An independent assessment panel, utilising a detailed selection criteria and assessment methodology, reviewed three candidates, one individual and two consultancy firms. The panel provided the Manager of Community and Economic Development with their independent assessments and a recommendation as to the consultant to engage was put to the Acting General Manager.
6. An independent assessment panel was utilised when two individuals known to staff applied for the consultancy.
7. These relationships to staff were registered in the Register of Interests the day the applications closed and the staff member recommended an independent assessment panel be formed to select the consultant. The staff member played no role in the assessment or the appointment.
8. The engagement of a contractor or consultant is an operational matter and the memo advising Councillors of the engagement is a new initiative. The process followed has been clearly communicated to Councillors and a consultant with a genuine connection to the Island and its people has been engaged as opposed to a large Tasmanian or mainland based firm.

LATE AGENDA ITEMS

Nil

DECLARATION OF PECUNIARY INTEREST

Nil

LEAVE OF ABSENCE

Nil

PETITIONS

Nil

WORKSHOPS & INFORMATION FORUMS

File No: COU/0205

No Council workshops were held during this reporting period.

PUBLIC MEETINGS

Nil

COUNCILLOR'S QUESTIONS ON NOTICE

Question 1: Cr Chris Rhodes

Is the General Manager aware of the \$8.8 million funding from the Federal Government for councils to assist in feral cat control/eradication? Is the Council going to apply for funding to employ a person/persons to control/eradicate feral cats on Flinders Island?

Acting General Manager's Response

As a result of this question, I contacted Craig Elliot at the Department of Primary Industries, Parks, Water and Environment to find out whether there is funding that Council could apply for to control/eradicate the feral cat problem on the Island.

Craig informed me that at the Threatened Species Summit held in Melbourne last month, it was announced that federal funding for pest management would become available however there have been no further announcements.

I have asked Craig Elliot to keep Council informed of any developments.

Question 2: Cr Chris Rhodes

At the conclusion of the last meeting of the Council on the 16th of July 2015 all Councillors in attendance met to discuss the response of Flinders Council to Notices of Motion to be considered at the then up-coming General Meeting of Local Government Association of Tasmania (LGAT) and decided, before making a decision on the motion of future land handbacks, to consult with the local Aboriginal Community prior to making a decision on which way to vote. I now ask the General Manager why there was no consultation, as instructed, before the Notice of Motion was put to the LGAT meeting?

Acting General Manager's Response

The Mayor has supplied the following answer to the Acting General Manager: The motions in the agenda for the 22nd July Local Government of Tasmania General Meeting were discussed by Councillors after the close of the 16th July Ordinary Meeting of Council, including the motion being put forward on future land handback within Tasmania. No formal resolution was made. During that discussion there was a commitment made to discuss the motion with Ms Maxine Roughly at the Flinders Island Aboriginal Association Inc. Unfortunately

there was confusion between the General Manager, Raoul Harper and myself as to who was contacting Maxine, resulting in neither of us doing so. Given that, I then abstained from voting on this motion when it was considered, and formally requested that Flinders be noted as abstaining due to not having consulted with the Community. The motion on land handbacks was lost by a large number of votes.

On returning to Flinders, Raoul emailed Maxine on the 27th of July, outlining what had happened and the meeting outcome regarding this particular motion. Maxine responded on the 3rd of August and the two are planning to catch up after Raoul's return from holidays.

Question 3: Cr Gerald Willis

When will the Council arrange to re-paint the centre line on Lady Barron Road between Whitemark and Lady Barron given that it is invisible in many parts along that road?

Acting General Manager's Response

The line marking of the Lady Barron road between Whitemark and Lady Barron is the responsibility of the Department of State Growth. The Works and Services Manager, Brian Barnewall, has scheduled a meeting with them to discuss the line marking, along with a number of other issues that need to be addressed.

Question 4: Cr Gerald Willis

Has the Council considered providing bins for recycling plastic at the newly constructed Lady Barron Transfer Station and if not, why not, given that in this day and age most plastic is labelled with the intent that it be able to be sorted and recycled?

Acting General Manager's Response

Currently there is no plastic recycling on the Island. We are presently focusing on ensuring that the Whitemark landfill is compliant with EPA requirements. Once compliance is achieved, recycling options will be further explored.

Question 5: Cr Gerald Willis

Can Councillors be provided with an update on developments towards quarrying blue metal on Flinders Island?

Acting General Manager's Response

At this stage, the progress with the Blue Rocks quarry is slow and uncertain and we cannot confirm if we will be able to obtain our blue metal requirements from this source. Council is currently exploring an alternate site. These investigations are ongoing.

RECOMMENDATION:

That the questions and answers provided be noted.

DECISION:

212.08.2015 Moved: Cr D Williams **Seconded:** Cr C Rhodes

That the questions and answers provided be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Question 1: Cr D Williams

Has the Mayor been able to determine when Westpac intends to inform their staff and our Community of their future intentions for the existing sub-branch? If not, would the Mayor consider writing to Westpac expressing our disappointment in this lack of communication and lack of regard for our Community?

Mayor's Response

Despite attempting to contact the Regional Manager (Tasmania) for the past week it was not until yesterday morning that Council was advised she is on extended sick leave and unavailable. A new contact was given that we will follow up on. I have suggested Council further discusses the banking situation at the next workshop.

Cr P Rhodes asked the Mayor's permission to provide a personal explanation during Councillors' Questions without Notice and the Mayor agreed.

Cr P Rhodes

There is talk in the community that the Council, or Councillors, are inactive or not contributing to local governance. Despite having been overseas for the last meeting, I disavow this sentiment and can only surmise that it is being spread by those either unsure of the Council's activities and achievements or to purposely disrespect Elected Members. Or perhaps it is a perception resulting from our current, essentially laissez faire, management style. By way of personal explanation Madam Mayor, I am happy to accept those comments as a call for change.

PUBLICATIONS/REPORTS TABLED FOR COUNCIL INFORMATION

Nil

REPORTS TO BE RECEIVED

Flinders Council Audit Panel

File No: FIN/1300

Annexure 1: *Flinders Council Audit Panel 31st July 2015 Unconfirmed Minutes*

OFFICER'S REPORT (Sophie Pitchford, Acting General Manager):

The unconfirmed minutes of the Flinders Council Audit Panel meeting held on Friday 31st July 2015 have been provided for consideration. The minutes outline what the panel 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 on Friday 31st July 2015 be noted.

DECISION:

213.08.2015 Moved: Cr G Willis **Seconded:** Cr K Stockton

That the unconfirmed minutes of the Flinders Council Audit Panel meeting held on Friday 31st July 2015 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

General Manager Performance Review Committee

File No: PER/1500

Annexure 2: *General Manager Performance Review Committee 9th July 2015
Unconfirmed Minutes (For Elected Members only)*

OFFICER'S REPORT (Sophie Pitchford, Acting General Manager):

The unconfirmed minutes of the General Manager Performance Review Committee meeting held Thursday 9th July 2015 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 General Manager Performance Review Committee meeting held Thursday 9th July 2015 be noted.

DECISION:

214.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr D Williams

That the unconfirmed minutes of the General Manager Performance Review Committee meeting held Thursday 9th July 2015 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

COUNCILLORS' REPORTS

**Report from Deputy Mayor Marc Cobham on the Coast to Coast Conference
11th and 12th June 2015
File No: CDV/0301**

This annual conference was organised by the National Australia Day Council and was held on the Gold Coast on the 11th and 12th June 2015. My attendance was mostly sponsored by the Department of Premier and Cabinet (DPAC).

I accompanied Council's Community and Economic Development Manager, Jana Harper who presented at the conference. Jana had been invited to present "Reconciliation and Australia Day on Flinders Island". The presentation highlighted the history and settlement of the Furneaux Islands and the last two years of the Furneaux Festival followed by a day of reflection on Australia Day. The positive and negative reactions to this format were highlighted and the presentation was warmly received by conference delegates. Jana is to be congratulated for the excellent presentation and all the work that had gone into the preparation.

The conference had some high profile speakers and presenters including the current Australian of the Year, Rosie Batty who spoke passionately about raising the national awareness of Domestic Violence issues. An inspiring panel discussion with four "Australia's Local Hero" recipients highlighted the contribution that people at a grass roots level make to communities all over Australia. Kristen Collier, the CEO of Saltwater Freshwater Festival, spoke about the hugely successful event that is an indigenous Australia Day festival held on the NSW north coast.

"Showcasing a City through Culture" was presented by Robyn Archer AO. Robyn, who is well known for events such as "10 days on the Island" and many others, is currently involved with the cultural and arts development of the Gold Coast ahead of the Commonwealth Games 2018. Other presenters spoke of ways to make events relevant, fresh and popular; Australia's history of Community and Inclusiveness; the use of social media to raise the profile of an event; sponsorship and engaging young people.

There were a considerable number of Tasmanian delegates at the conference and it was useful to hear their experiences of Australia Day. Many conference attendees from all over Australia were interested in finding out more about the Furneaux Islands.

I found the conference very informative and inspiring and hopefully this will help when planning further local events.

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That the Deputy Mayor Marc Cobham's report on the Coast to Coast Conference be received.

DECISION:

215.08.2015 Moved: Cr D Williams **Seconded:** Cr K Stockton

That the Deputy Mayor Marc Cobham's report on the Coast to Coast Conference be received.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Report from Councillor Gerald Willis as the Flinders Council Representative on TasWater
File No: WAT/0200

CORRESPONDENCE IN:

DATE	SUBJECT
19 June 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with draft minutes of a meeting of the Board Selection Committee held 11 June 2015.
26 June 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with attached CV of Nick Burrows, recently appointed director of TasWater.
26 June 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with Notice of Meeting and papers and proxy form for a general meeting to be held Tuesday 28 July 2015.
2 July 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with suggested timeline for selecting new directors.
3 July 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, advising that she will be on annual leave from today (3 July) until Monday 20 July.
21 July 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with Quarterly Report to Owners' Representatives, progress update to 30 June 2015 attached. This report forms part of the agenda for the General Meeting of Shareholders of TasWater on 28 July 2015.
2 August 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with timetable for director recruitment programme.
3 August 2015	Email from Ailsa Sypkes, General Manager Legal and Governance, with draft minutes of the General Meeting held 28 July.

GENERAL MEETING OF OWNERS' REPRESENTATIVES

I attended a General Meeting of Owners' Representatives (shareholders) of TasWater in Launceston on Tuesday 28th July. The following matters were addressed at the meeting. Flinders Council voted "yes" to all motions.

Corporation Matters:

Quarterly Report to Owners – Progress update to 30 June 2015

The meeting received the quarterly report.

Board Resolution – Distributions

The meeting was advised that the TasWater board has resolved to hold dividend distributions at \$30 million per annum.

Board Resolution – Appeal against OTTER’s (Office of the Tasmanian Economic Regulator) Final Report and Price Determination

The meeting was advised that the board of TasWater has resolved not to appeal a decision of OTTER’s Final Report and Price Determination.

Owners’ Matters:

Report from Chief Representative

The meeting received a verbal report from the Owners’ Chief Representative. There were no matters of significance that have not already been included in the public arena.

Proposed Amendments to the Constitution

The following amendments to the constitution were passed by the meeting. They are a bit tedious, but are included in their entirety, as are amendments later in the report to the Shareholder’s Letter of Expectation, on the basis that full disclosure is better than limited or no disclosure.

9.2(f) A person may not serve as a Chief Representative or Deputy Chief Representative for a period exceeding 3 years unless re-elected by an Ordinary Majority of the Owners’ Representatives.

9.2(g) The number of times a person may be appointed as Chief Representative or Deputy Chief Representative is not limited.

10.1(e) The Selection Committee members may elect by Ordinary Majority one of the Selection Committee members to act as the Chair of the Selection Committee.

10.1(g) If the chair of the Selection Committee is absent from a meeting, the Selection Committee members present may elect another Selection Committee member who is present and willing to act to chair the meeting.

10.2(c) A person may not serve as the chair of the Selection Committee for a period exceeding 3 years unless re-elected by an Ordinary Majority of the Selection Committee members.

10.2(d) The numbers of times a person can be appointed as chair of the Selection Committee is not limited.

Appointment of Deputy Chief Representative

The meeting elected Mayor David Downie (mayor of Northern Midlands) unopposed as Deputy Chief Representative.

TasWater Corporate Plan 2016-18

The meeting received and endorsed the TasWater Corporate Plan 2016-18.

Proposed Amendments to the Shareholders’ Letter of Expectations

The meeting approved the following amendments to the Shareholders' Letter of Expectation:

1.1 Change "*commences*" to "*commenced*"; Change "*revoked*" to "*replaced*".

2.1 Add "*and give guidance in relation to*" after "*The purpose of this Letter of Expectations is to communicate*".

3.2 Add "*, the Mayors (where the Owners' Representatives are not also the Mayors) and the General Managers*" after "*Where this document sets out expectations in relation to the provision of information, the Corporation shall forward such information to the Owners' Representatives*".

4.3 Amend the fifth dot point by replacing it with the following two dot points:

- *establish and maintain compliance with the ASX Corporate Governance Principles and Recommendations (as amended from time to time) to the extent that they apply to the Corporation's circumstances;*
- *develop clear and unambiguous guidelines which allow the Shareholders to provide advice and guidance to the Board on matters that fall beyond the scope of the Board;*

5.2 Delete

5.3 Delete

6.1 Incorporate in clause 1.1 and renumber remaining clauses accordingly.

8.2 Amend "*The Corporate Plan should*" and "*Each Corporate Plan should*" to read "*The Corporate Plan shall*" and "*Each Corporate Plan shall*" respectively. Amend the fourth dot point by deleting "*10 Year Capital Works forecast*" and substituting "*10 Year Capital Program and cost estimate*". Amend the fifth dot point by adding "*for a 10 year period*" after "*Forecast Profit and Loss, Balance Sheet, Cash Flow and Owners Distributions statements*".

8.3 Delete and insert the following in substitution:

The Corporation shall provide a draft of the annual Corporate Plan to the Owners' Representatives at least six weeks prior to the Annual Planning Meeting. The Owners' Representatives will ensure that the annual Corporate Plan is adopted by no later than 31 July each year.

10. Add a new clause 10.6 as follows:

The Chairman and CEO shall make themselves available to meet with the Shareholders as and when requested.

26.2 Delete

Schedule A - Add the following definition:

'AEIRFS' means the Australian Equivalents to International Financial Reporting Standards.

New clause - Add a new clause 27 as follows:

27. External Funding Assistance

27.1 The Corporation and the Shareholders will work collaboratively with a view to obtaining external funding assistance to facilitate the timely delivery of

the Corporation's capital program whilst ensuring that the prices imposed by the Corporation on its customers are affordable.

Review of the Owners' Representatives Code of Conduct

The meeting noted the Owners' Representatives Code of Conduct.

Review of the Board Selection Committee Travel and Business Expenses Policy

The meeting resolved to approve the Board Selection Committee Travel and Business Expenses Policy.

Review of the Board Selection Committee Charter

The meeting noted the Board Selection Committee Charter with the comment that the Charter should be reviewed in the near future.

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That Councillor Gerald Willis' report as the Flinders Council Representative on TasWater be received.

DECISION:

216.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr P Rhodes
That Councillor Gerald Willis' report as the Flinders Council Representative on TasWater be received.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Report from Councillor Gerald Willis of the Local Government Association Tasmania Annual General Meeting, General Meeting and Annual Conference – July 2015

File No: COU/0303

I was one of the Councillors and staff who represented Flinders Council at the Annual General Meeting and a General Meeting of the Local Government Association Tasmania (LGAT) held in Launceston on Wednesday 22 July and the Annual Conference for the organisation on Thursday 23 and Friday 24 July.

The Annual Meeting was mainly procedural and did not take long to complete. The General Meeting addressed a number of remits submitted by many of the 29 Tasmanian councils and took longer. I expect a report on the results of those remits will be provided in this agenda by the Mayor.

The conference was a two day event. There were a number of presenters of various topics including the results of attempting amalgamation of local councils in Western Australia and the consequences of the earthquakes in Christchurch, New Zealand. There was also a panel discussion chaired by Tim Cox, well-known as a radio broadcaster, which addressed many of the issues faced by local government. The presentations and the panel provided good insight into the working of local government and the way they interact with their local communities. In addition to the presentations, delegates were also able to visit around 30 trade exhibitions provided by organisations who supply goods and services to councils. I found these exhibitions to be very informative and relevant to the council's business.

I was not invited to join the Flinders Council contingent for dinner on the first night. However, I teamed up with Cr Bill McArthur, president of the Municipal Association of Victoria (MAV). Bill attended the conference as a stand-in for Mayor Troy Pickard, president of the Australian Local Government Association, and also as chairman of MAV Insurance, the key sponsor of the conference. We discussed a number of matters. The major topic was the way in which local organisations which do not have an affiliation with state or federal governing bodies might be able to tap into council insurances to obtain cover for public liability insurance for small one off events. The cost of obtaining this type of insurance has long been a concern of mine because it makes it difficult for small organisations to hold events which are open to the public. Bill was able to give some advice on ways this might be addressed and I will follow them up. There were many benefits from attending the conference, but for me this was the major achievement.

The thanks of Flinders Council and its Councillors go to LGAT for subsidising travel for Island Councillors to attend the event.

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That Councillor Gerald Willis' report on the Local Government Association Tasmania Annual Meeting, General Meeting and Annual Conference be received.

DECISION:

217.08.2015 Moved: Cr P Rhodes **Seconded:** Cr C Rhodes

That Councillor Gerald Willis' report on the Local Government Association Tasmania Annual Meeting, General Meeting and Annual Conference be received.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

MAYOR'S REPORT:

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

APPOINTMENTS:

09/07/15	General Manager Performance Review Committee Meeting
16/07/15	Council Meeting
18/07/15	Met with prospective resident re medical services
20/07/15	Healthy Change – Local Government as a Change Agent
20/07/15	Dined with Tourism North Tasmania Board members and other northern Mayors
21/07/15	Local Government Research Symposium
21/07/15	Meeting of Northern Councils on Benchmarking and Shared Services
22/07/15	Local Government Association of Tasmania (LGAT) AGM
22/07/15	LGAT General Meeting
22/07/15	Jardine Lloyd Thompson (JLT) (sponsor) Night at the Museum - networking
22/07/15	Dined with West Tamar Councillors and Staff
23/07/15	C8 Breakfast
23/07/15	LGAT Conference
23/07/15	LGAT Dinner
24/07/15	LGAT Conference
28/07/15	Meeting with two property owners re drainage and access
30/07/15	Met with Graham Edgely & Mark Henson for update on their proposed Bass Strait shipping activity
31/07/15	Music recital
03/08/15	Telephone link with the Acting Principal to C Pettit, Education Department, regarding the Review of the Education Act (In lieu of Mayor's meeting with the Minister for Education in Devonport)
03/08/15	Met with resident regarding Visa assistance in the form of a supporting letter
05/08/15	Met with Acting General Manager, Emergency Management Co-Ordinator and Mhairi Revie (SES) re Satellite phones
05/08/15	Municipal Emergency Management Committee Meeting
07/08/15	Northern Tasmania Development (NTD) meeting of the Local Government Committee at Riverside
7- 9/08/15	Phone call conversations with ratepayer re rates increases (led to my investigating discrepancy in rates being levied)
11/08/15	Executive briefing regarding airport infrastructure

11/08/15	Telephone link with the Acting General Manager to the Valuer General's Office re Adjustment Factors used in 2015-16 rates
11/08/15	School Association Meeting
12/08/15	Furneaux Community Health Special Committee Meeting
12/08/15	Met with Community Member alerting me to the washing of the Whitemark foreshore and loss of access to the beach

A week in July in Launceston:

Food Security (Monday):

There is no single definition of food security and it certainly means different things to different people. There was a lot of discussion on community gardens and education on eating healthily. Most councils are doing work in this area as is Flinders through its youth programs and simple actions that promote healthier eating i.e. including salads etc. at Council BBQs. Biosecurity was not high in the mind set of many of the attendees, a lot of whom were council officers whose work linked to community. As an elected member I saw biosecurity and also land use planning as having a large impact on food security and Professor David Adams raised the issue of city and agricultural land boundaries and the conflicts that can occur in these areas.

I feel this is still a space that needs a lot more work, but that it is a state and federal issue and not one that councils should be tasked with.

Tourism Northern Tasmania (Monday):

It was my pleasure to be invited, with other Northern Region Mayors, to dine with the Board of Tourism Northern Tasmania. This was an opportunity to share information directly with the board members and for me to learn of the issues affecting tourism in the north of the bigger island.

The impressive skills of the waiter were commented on during the night, and I was proud to be able to claim he was an export from Flinders and an example of the professionalism we can develop here. Thank you Peter Blyth.

Local Government Research Symposium (Tuesday):

The emphasis was on delivering the message that research is the best foundation for decisions. Researchers and council staff need to find innovative ways to engage with people involved in projects in order to encourage information flow.

The "LGAT 2014 Tasmanian Local Government Elected Member Census" can be found on the LGAT website www.lgat.tas.gov.au as can the "Statewide Community Satisfaction Survey Research Report 2015".

Bench Marking – Shared Services (Tuesday):

Raoul and I attended a meeting of representatives from the Northern Region Councils and it was agreed to undertake a process of benchmarking the current services provided by each council, including understanding why services might differ in each Council, i.e. comparing apples with apples. The learnings from this will then assist in guiding future discussions on resource sharing, shared services and cost savings within individual councils.

LGAT – Annual General Meeting, General Meeting (Wednesday):

I was pleased that when LGAT extended the registration period, Cr. Willis decided to join the Deputy Mayor and I at the meetings and conference, both of which are extremely good for networking and information gathering. Also in attendance at the meetings was the General Manager with staff members Sophie Pitchford and Jana Harper taking advantage of the Conference whilst undertaking other Council business in Launceston.

The Agendas and unconfirmed minutes of the meetings are or will become available on the LGAT website. I have sent a more detailed report on each meeting to Councillors.

West Tamar Council (Wednesday):

Flinders Council contracts West Tamar Council to do our Planning and Building. Whilst in Launceston, we took the opportunity for the two Councils to connect over dinner.

Conference (Thursday & Friday):

The conference provided the opportunity for professional development, networking and discussions with Local Government and broader community service providers in the trades centres. The contacts made and information gleaned has empowered us to do more in serving the communities of the Furneaux Group.

We managed to organise the Conference Dinner table seating so that, amongst others, Gerald and I were at the same table as the King Island General Manager, his wife and Cr. Cooper whilst Sophie, Jana, Marc and Raoul shared a table with the King Island Mayor. We all found this social meeting to be informative and will endeavour to strengthen our relationship with King Island at an elected member level.

Flinders Island District High School Association Meeting 11/8/15:

The Council Representative, Cr. Peter Rhodes, was an apology to the meeting and in his absence I would like to report that the Acting Principal, Ms Holly Barnewall, acknowledged the contribution the Council makes to the School Transition Program. The assistance so far this year includes, organising and supporting Newstead Students to do work experience on Flinders. These same students had met our students during the transition trip that was undertaken

by 5 of our high school students this year in Launceston. Council support has included 1st driving lessons in the city and other activities that occurred during the trip. The Transition Program is a joint activity between the School and Council and is also utilising funds received as state winners of the NAB Schools First Award in 2012. The newly appointed Principal Mr. Stuart Dwyer starts on the 24th of August.

Rates:

A letter from the Acting Valuer General has been sent to property owners advising of the error in application of the Adjustment Factor to the Assessed Annual Value of properties within the Flinders Municipality. The letter includes the following message from the Mayor.

“Whilst I would have preferred that this error had not occurred, the Valuer-General’s team has been proactive in working with Council staff to fix the problem and identify exactly which property owners are affected and by how much. It may take a little time to resolve the issue and ensure that the rating base is accurate and that rates are correctly applied to property values.

In the meantime, I ask you to hold off paying your rates until corrected rates notices are issued. If you have already paid your rates and your corrected rates notice indicates you have overpaid, a refund will be issued.”

I would like to thank the Acting General Manager, Ms Sophie Pitchford, for her immediate action and diligence in following this matter through when I raised the discrepancies with her last Monday morning. Once the Valuer General’s office confirmed there had been an error in applying the Adjustment Factors to their file that holds the data for each property, Sophie began the process of working through the issue of how best to make the corrections within the systems used.

Whitemark Drainage:

Property owners raised with me the issue of drainage from Whitemark and the effect it has on their properties. I plan to list this topic for workshop discussion.

Shipping:

I met with the directors of Port & Coastal Marine Services on their visit to Flinders. They acknowledged their visit was too short and that they would have liked to have met with more Community members. They also advised that they would shortly have an updated document outlining their intention for shipping in Bass Strait. This will be a public document and I will distribute it through the Furneaux Group Shipping Special Committee. I understand they have other Island contacts that will also circulate the document.

CORRESPONDENCE IN:

DATE	WHO	SUBJECT
09/07/15	C Richards, CEO, Bicycle Network	Invitation to Bike Futures Conference 19/10/15
10/07/15	The Hon Elise Archer	Invitation to the Tuxedo Junction Charity Ball for Cancer Council Tasmania
10/07/15	Chris Griffin, CEO, Tourism Northern Tasmania	Key Insights including Tourism Tasmania Winter Campaign 2015
10/07/15	M Ferguson MP, Minister for Health	Release of White Paper on Delivering Safe & Sustainable Services and update on other Health Decisions
10/07/15	G Smith, TasPorts	Response to query about re-installation of Fisherman's Memorial
10/07/15	P Gutwein MP, Minister for Planning and Local Government	Local Government Road Hierarchy & Depreciation
14/07/15	A Nikolic MP	Funding Opportunity – Stronger Communities Program
14/07/15	F Madigan, LGAT	The Future of Australia's Federation Survey: Australian Policymakers & Practitioners Study
15/07/15	J Rockliff MP, Deputy Premier & Minister for Education	Review of the <i>Education Act 1994</i> and invitation to meet with Mayors
15/07/15	RPM Garwood, Wing Commander (Australian Air Force Cadets)	Newly appointed and priority is to grow and develop Tasmanian youth through AAFC
15/07/15	General Manager	Annual leave
15/07/15	A Nikolic MP	S Giles Funding and Stronger Communities Program funding opportunity
16/07/15	C Scarth, CEO, AMES	New research – Report on the Small Towns Big Returns, the Economic and Social Impact of the Karen Resettlement at Nhill
16/07/15	Master Builders Association of Tasmania	Awards for Excellence Presentation 15/8
18/07/15	Community Member	Killiecrankie Community Centre
24/07/15	Scouts Tasmania	Invite to presentation awards 11/9/15
21/07/15	TasWater	Quarterly Report to June 30 th 2015
22/07/15	Regional Telecommunications Independent Review Committee (RTIRC)	Acceptance of submission
22/07/15	Tasmanian Audit Office	Annual Audit Arrangements for Financial Year Ended 30 June 2015
24/07/15	The Australian Lions Drug Awareness Foundation	Resilience and Ice – Newsletter
24/07/15	TasRail	Underlying value to Tasmania of TasRail's

		statewide freight services
24/07/15	Fuel Tax Credits Coalition	Powering Regional Australia: The Case for Fuel Tax Credits
24/07/15	Australian Local Government Association (ALGA)	ALGA 2015 Local Roads and Transport Congress, Ballarat, 17-19 November
24/07/15	New Forests	Invite to reception with the Board of Directors of Forest Trends, 19/10/15 Launceston
24/07/15	Scouts Tasmania	Invite to AGM, 11/9/15 Latrobe
27/07/15	Tasmania Taskforce	Taskforce Northern Tasmania Industry Roundtable 31/7/15
27/07/15	Tas Audit Office	Interim Management Letter- Financial Report for Year ended 30 June 2015
28/07/15	J McDonnell, Hydro Tasmania	Update on the Flinders Island Renewable Energy Project
28/07/15	Department of Premier and Cabinet	Local Government Division Bulletin (Code of Conduct Bill)
28/07/15	Government News	Australian Waste & Recycling Expo
31/07/15	Northern Tasmanian Development (NTD)	Link to NBN Strategies – follow on from C8 Meeting
31/07/15	LGAT	Nominations for LGAT President announced
03/08/15	Examiner, Copy of Media Release from the Minister for Energy, Matthew Groom MP	Business boost as Flinders Island Hybrid Energy Hub gets underway
03/08/15	M Brewster, CEO, TasWater	Water & sewerage prices
03/08/15	Minister for Information Technology & Innovation	State Government Submission to the Regional Telecommunications Independent Review Committee's inquiry (Inc. copy of submission)
04/08/15	Planet Ark	Make it Wood
04/08/15	Dr K. Stephensen, CEO LGAT	Tasmanian Taskforce (Labor Government) – submissions due 31/8/15
04/08/15	D. K. Stephensen, CEO LGAT	Code of Conduct Legislation query on timeframes for lodging complaints
04/08/15	Tracey Clarke, Communications Manager, NTD	Agenda & information for Local Government Committee Meeting to be held on 7 th August
05/08/15	Chris Griffin, CEO, Tourism Northern Tasmania	Staff appointments
09&11/08/15	Land owner & prospective developer	Letter re valuation issues on Flinders
10/08/15	Community member	Crayfish Management Rules Review

CORRESPONDENCE OUT:

DATE	WHO	SUBJECT
09/07/15	Mr G Smith, TasPorts	Query re installation of Fisherman's Memorial
15/07/15	Councillors	Extra Roads to Recovery Funding Update
17/07/15	G Edgely, Port and Coastal Marine Services	Some contact information in the Furneaux Group
21/07/15	Councillors	General Manager on Leave
22/07/15	RTIRC	Submission to Australian Regional Telecommunications Review 2015
29/07/15	Householder	Council Draft Strategic Plan out for comment
30/07/15	Councillors	Update on Killiecrankie possible toilet site after testing
03/08/15	Two community members	Follow up information on Killiecrankie toilet placements
03/08/15	Alexandra Humphries, Examiner	Comments on Government Release of information on Flinders Renewable Energy Hub
03/08/15	Councillors	Update on Port & Coastal Marine Service visit
05/08/15	Minister for Planning and Local Government	Flinders Council inclusion in regional investigations into resource sharing and/or shared service options
09/08/15	Land owner & prospective developer	Response to letter received
11/08/15	Councillors	Update on investigation into anomalies in general rates charged
11/08/15	Angela Miller, Westpac	Query re August 20 th proposed visit
11/08/15	Two property owners	Re Whitemark drainage
12/08/15	Property owners	Joint letter from the Acting Valuer General and Mayor re error in rate demands

VOTING REQUIREMENTS:

Simple Majority

RECOMMENDATION:

That the Mayor's report be received.

DECISION:

218.08.2015 Moved: Deputy Mayor M Cobham

Seconded: Cr P Rhodes

That the Mayor's report be received.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

A. DEVELOPMENT SERVICES

Item A1: Planning Applications Report

ACTION	Information
PROPONENT	Council Officer
OFFICER	Jacci Viney, Development Services Coordinator
FILE REFERENCE	PLN/0105
ASSOCIATED PAPERS	<i>Nil</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 period January – July 2015.

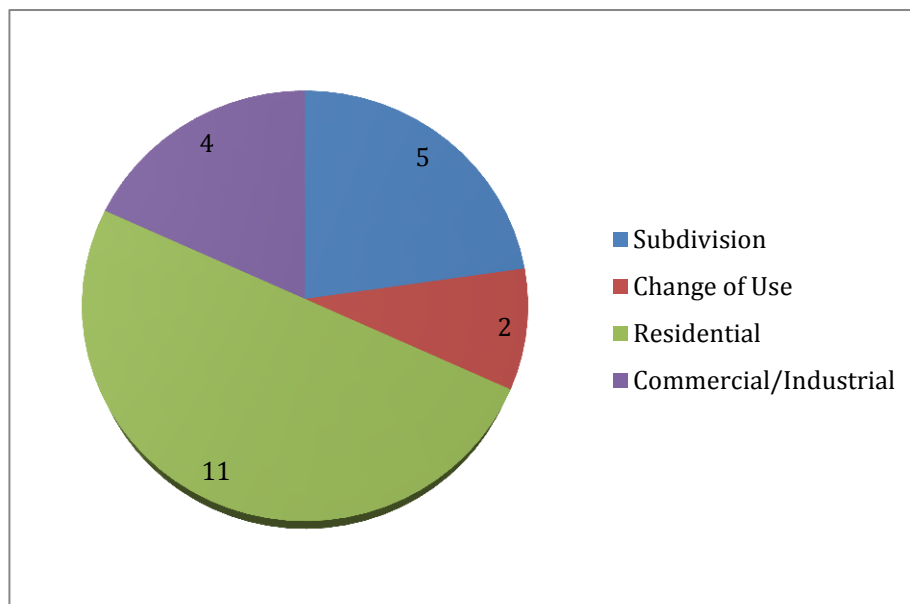
PREVIOUS COUNCIL CONSIDERATION:

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

OFFICER'S REPORT:

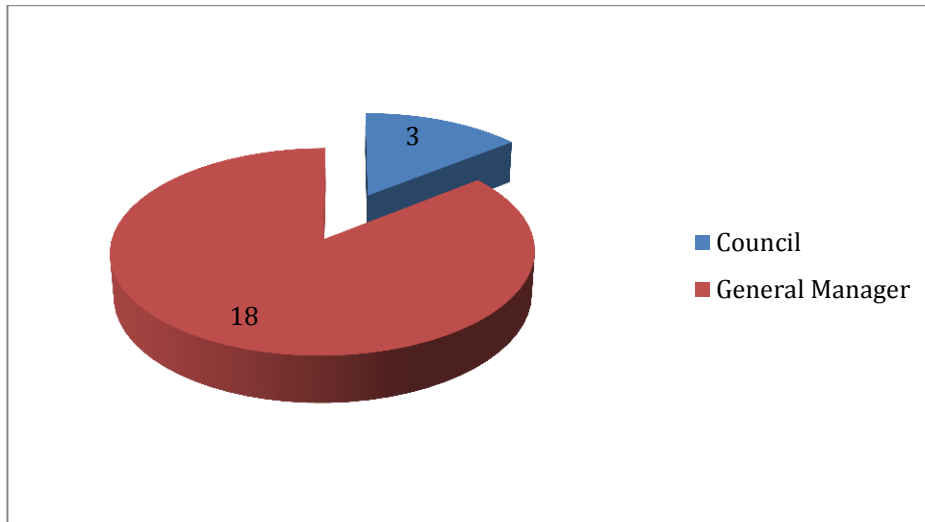
The amount of applications approved during the January – July period of 2015 was 21. The varying types of development applied for during the period are shown in the following graph:

Types of development approved



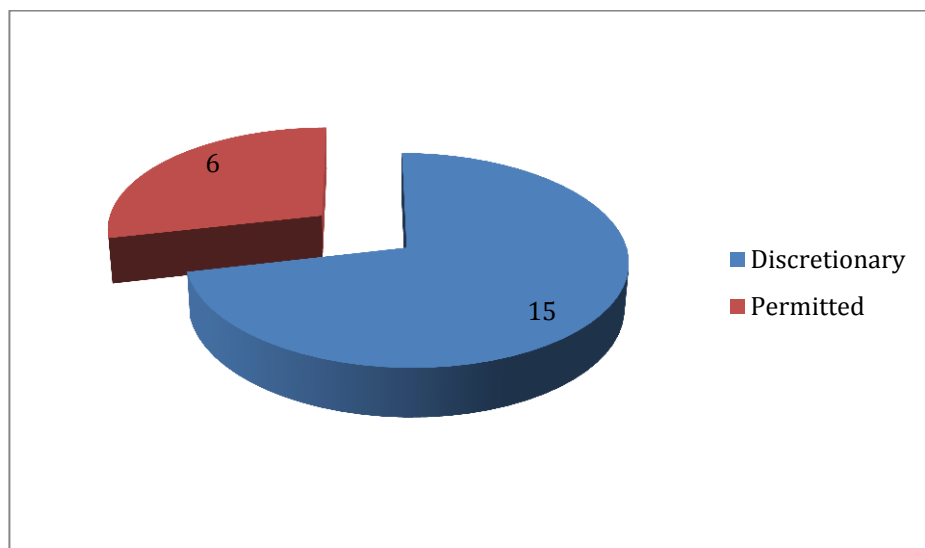
The following pie graph shows the number of applications that were referred to a Council meeting and those that were approved by Council's General Manager by delegation:

Council approved and delegated applications



As a matter of interest the following chart shows the ratio of applications which were treated as permitted. Unfortunately the current scheme, although somewhat light on detail, policy and direction, often calls in basic applications as a discretionary use.

Proportion of discretionary permits and permitted permits



VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That the report be received.

DECISION:

219.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr D Williams
That the report be received.

AMENDMENT

220.08.2015 Moved: Cr P Rhodes **Seconded** Cr G Willis
That the report be resubmitted with more information included.

CARRIED (4-3)

For: Cr C Rhodes, Cr P Rhodes, Cr K Stockton and Cr G Willis.
Against: Mayor C Cox, Deputy Mayor M Cobham and Cr D Williams.

SUBSTANTIVE

219.08.2015 Moved: Cr P Rhodes **Seconded** Cr G Willis
That the report be resubmitted with more information included.

CARRIED (4-3)

For: Cr C Rhodes, Cr P Rhodes, Cr K Stockton and Cr G Willis.
Against: Mayor C Cox, Deputy Mayor M Cobham and Cr D Williams.

Mayor Carol Cox passed the Chair to Deputy Mayor Marc Cobham at 1:20pm.

B. NOTICE OF MOTIONS

Item B1: Notice of Motion – Code of Conduct – Notification Period

ACTION	Decision
PROPONENT	Mayor Carol Cox
OFFICER	Sophie Pitchford, Corporate Services Manager
FILE REFERENCE	COU/0303
ASSOCIATED PAPERS	<i>Nil</i>

NOTICE OF MOTION:

That the Flinders Council considers the following 5 options in relation to the timeframe for Code of Conduct complaints and advises the Local Government Association of Tasmania (LGAT) on the option they would like LGAT to advocate for:

1. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days.

OR

2. Allow for complaints regarding incidents/matters that have happened in the preceding 6 months.

OR

3. Allow for complaints to be lodged within 60 days after the general public or complainant become aware of the alleged contravention of the code of conduct as long as the alleged contravention is within the current term of office.

OR

4. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days, but clearly provide the ability for the Code of Conduct Panel to consider related matters that precede the 90 days but are within the current term.

OR

5. Other as described in a separate motion by Council.

COUNCILLOR'S REPORT:

I offer the following based on information from Dr Katrena Stephensen, the CEO of LGAT, as the report to this Notice of Motion.

“Further to the item at the 22 July General Meeting of LGAT, it was agreed that LGAT would seek feedback from councils out of session, but ahead of the Legislative Council returning and continuing the debate on the Code of Conduct Amendment Bill.

The recommendation put forward by LGAT based on the experience of the Association as Registrar of the Standards Panel was:

“Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days.”

At the General Meeting in July it appeared that some Members had concerns similar to those raised in the Legislative Council.

Currently a complaint must be lodged within 90 days of an incident occurring. Some members of the Legislative Council have suggested that this be amended to within sixty days after the general public or the complainant become aware of the alleged contravention of the code of conduct (whomever first became so aware).

The Association is concerned that there is a risk the proposed amendment would mean that a code of conduct complaint could be lodged at any time, for example years after the alleged contravention. It would also be significantly difficult to define ‘awareness’ and has potential to be used maliciously. Administratively it might be easier just to extend the timeframe for lodging a complaint, but again there is potential for this to be used maliciously, for example, around election time when an incident has long been known about.

The main concern from LGAT members appeared to relate in relation to the ‘straw that broke the camel’s back’ type incident where only the latest matter could be considered not anything that happened prior to that even if strongly related. This could be dealt with differently, as outlined in Option 4. At the General Meeting some alternatives were mooted that went some way to address the concerns. Four options are presented below for consideration by Councils.

Options

- 1. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days.***
- 2. Allow for complaints regarding incidents/matters that have happened in the preceding 6 months.***
- 3. Allow for complaints to be lodged within 60 days after the general public or complainant become aware of the alleged contravention of the code of conduct as long as the alleged contravention is within the current term of office.***
- 4. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days, but clearly provide the ability for the Code of Conduct Panel to consider related matters that precede the 90 days but are within the current term.***

Thank you Katrena.”

PREVIOUS COUNCIL CONSIDERATION:

Motion 202.07.2015 – 16th July 2015 Ordinary Council Meeting – Supported 90 days. (No variations were given to consider)

OFFICER'S REPORT:

The motion is supported.

STATUTORY REQUIREMENTS:

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS:

5.0 Corporate Governance and Intergovernmental Relations

5.4 Actively participate in local government, industry and regional organisations.

BUDGET AND FINANCIAL IMPLICATIONS:

Nil

RISK/LIABILITY:

Nil

VOTING REQUIREMENTS:

Absolute Majority – Local Government (Meeting Procedures) Regulations 2015 - *“to overturn a decision passed at a previous meeting held since the last ordinary election.”*

OFFICER'S RECOMMENDATION:

That the Flinders Council considers the following 5 options in relation to the timeframe for Code of Conduct complaints and advises the Local Government Association of Tasmania (LGAT) on the option they would like LGAT to advocate for:

1. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days.

OR

2. Allow for complaints regarding incidents/matters that have happened in the preceding 6 months.

OR

3. Allow for complaints to be lodged within 60 days after the general public or complainant become aware of the alleged contravention of the code of conduct as long as the alleged contravention is within the current term of office.

OR

4. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days, but clearly provide the ability for the Code of Conduct Panel to consider related matters that precede the 90 days but are within the current term.

OR

5. Other as described in a separate motion by Council.

DECISION:

221.08.2015 Moved: Mayor C Cox **Seconded:** Cr D Williams

That the Flinders Council considers the following 5 options in relation to the timeframe for Code of Conduct complaints and advises the Local Government Association of Tasmania (LGAT) on the option they would like LGAT to advocate for:

1. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days.

OR

2. Allow for complaints regarding incidents/matters that have happened in the preceding 6 months.

OR

3. Allow for complaints to be lodged within 60 days after the general public or complainant become aware of the alleged contravention of the code of conduct as long as the alleged contravention is within the current term of office.

OR

4. Only allow for complaints regarding incidents/matters that have happened in the preceding 90 days, but clearly provide the ability for the Code of Conduct Panel to consider related matters that precede the 90 days but are within the current term.

OR

5. Other as described in a separate motion by Council.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Deputy Mayor Marc Cobham passed the Chair back to Mayor Carol Cox at 1:23pm.

222.08.2015 Moved: Cr G Willis **Seconded:** Cr P Rhodes

That the Local Government Association of Tasmania be advised that Flinders Council recommends complaints to be received up to six months after completion of the final term of the subject.

CARRIED (4-3)

For: Cr C Rhodes, Cr P Rhodes, Cr K Stockton and Cr G Willis.

Against: Mayor C Cox, Deputy Mayor M Cobham and Cr D Williams.

Mayor Carol Cox passed the Chair to Deputy Mayor Marc Cobham at 1:41pm.

Item B2: Notice of Motion – Local Government Association of Tasmania (LGAT) – 2015 Election of President

ACTION	Decision
PROPONENT	Mayor Carol Cox
OFFICER	Sophie Pitchford, Acting General Manager
FILE REFERENCE	COU/0303
ASSOCIATED PAPERS	<i>Annexure 3: Letter from Tasmanian Electoral Commission 4/8/15</i>

NOTICE OF MOTION:

That Council considers and approves in Closed Council the candidate preference order for Flinders Council's vote for the LGAT President.

And:

That this motion acts as recognition in the minutes of Open Council that the decision on the candidate preference order for the election of the LGAT President was made in Closed Council.

COUNCILLOR'S REPORT:

Due to the unfortunate death of Mayor Barry Jarvis the position of President of the Local Government Association of Tasmania has become vacant and a by-election is being undertaken by the Tasmanian Electoral Commission.

Nominations have closed and postal votes are to reach the Returning Officer by 10am Tuesday the 8th September. The votes are confidential and must be returned in the sealed envelope distributed with the Ballot Paper. The Ballot Paper must be marked 1-4 in order of preference.

Four Nominations were received and the candidates are as follows:

- Arnol, Cheryl – Glamorgan Spring Bay Council
- Chipman, Doug – Clarence City Council
- Quillam, Daryl Herbert – Circular Head Council
- Tucker, Michael Wayne – Break O'Day Council

At the time of writing no information had been received from any of the candidates.

PREVIOUS COUNCIL CONSIDERATION:

Nil

OFFICER'S REPORT:

LGAT is the general representative body of all Council across Tasmania. By virtue of its membership of LGAT, Council is required to vote on the vacated position of President. In accordance with the rules of the association, the Tasmanian Electoral Commission is conducting the election and postal ballot

material has been forwarded to the Mayor for that purpose. Council is required to determine the candidate preference order for the position of president.

STATUTORY REQUIREMENTS:

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS:

Nil

BUDGET AND FINANCIAL IMPLICATIONS:

Nil

RISK/LIABILITY:

Nil

VOTING REQUIREMENTS:

Absolute Majority

OFFICER'S RECOMMENDATION:

That Council considers and approves in Closed Council the candidate preference order for Flinders Council's vote for the LGAT President.

And:

That this motion acts as recognition in the minutes of Open Council that the decision on the candidate preference order for the election of the LGAT President was made in Closed Council.

DECISION:

223.08.2015 Moved: Mayor C Cox **Seconded:** Cr P Rhodes

That Council considers and approves in Closed Council the candidate preference order for Flinders Council's vote for the LGAT President.

And:

That this motion acts as recognition in the minutes of Open Council that the decision on the candidate preference order for the election of the LGAT President was made in Closed Council.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Deputy Mayor Marc Cobham passed the Chair to Mayor Carol Cox at 1:45pm.

C. COMMUNITY SERVICES

Item C1: Strait Works Gallery Revitalisation

ACTION	Information
PROPONENT	Council Officer
OFFICER	Jana Harper, Community and Economic Development Manager
FILE REFERENCE	AME/0300
ASSOCIATED PAPERS	<i>Nil</i>

INTRODUCTION:

In June 2013, Flinders Council, in recognising art and culture are key aspects to the future development of our Community and potential business enterprise, agreed to purchase the commercial building in Whitemark to lease to the local Tasmanian Regional Arts Branch to continue operating as a not-for-profit gallery outlet, consistent in principle with the situation applying to the Furneaux Museum. Subsequently, Council purchased the building in September 2013.

During the 2014 – 2015 financial year, in response to a building report on the gallery building that Council commissioned prior to purchasing, a number of immediate building maintenance issues were completed to ensure the building was fit for occupancy.

The Flinders Island Tasmanian Regional Arts branch would like to further invest in some additional maintenance by repainting the external walls and areas of the building with funds they have raised utilising their members as volunteers.

This information agenda item is intended to provide Elected Members with an update to the gallery revitalisation maintenance works and to acknowledge the significant funds and volunteer time that the Flinders Island Regional Arts Branch has, and will be, providing to a Council owned community infrastructure asset.

PREVIOUS COUNCIL CONSIDERATION:

575.06.2013 20th June 2013 (Closed Council)

OFFICER'S REPORT:

During the 2014 – 2015 financial year the following maintenance issues were completed to ensure the Strait Works Gallery building was fit for occupancy:

1. Replacement of steel lintels on all windows and front door. Repair of mortar work as a result of the severe steel corrosion of lintels which had caused adjacent brickwork to lift and caused cracking of the walls along the mortar joints;

2. Replacement of the front door;
3. New guttering and downpipe linked to a ground pipe discharging at the curb - storm water was being discharged directly onto the ground at the rear of the building;
4. Installation of a water tank to provide water to the building;
5. Access provided at the rear of the building by installation of steps; and
6. Installation of a sink in the back room.

In addition to these works, the local Tasmanian Regional Arts Branch invested in blinds for the windows and door to a total of \$775 including freight. Installation, including modification of front door handle to accommodate the blind, was done free of charge by Guy Ireland assisted by David Grutzner.

The Flinders Island Tasmanian Regional Arts Branch would like to further invest in some additional maintenance by repainting the external walls and areas of the building with funds they have raised utilising their members as volunteers.

Further planned works by the Flinders Island Tasmanian Regional Arts Branch include the installation of signage, replacing the current laminate flooring, painting the internal walls and installation of track lighting.

STATUTORY REQUIREMENT:

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS:

2.0 Infrastructure - Efficient and reliable infrastructure that supports and protects production, services and lifestyle.

2.1.3 Review community facility portfolio with the view of developing a profile that matches contemporary and emerging needs.

2.2 Optimise infrastructure to support existing settlements and enhance sustainable development opportunities and remove impediments to growth.

4.0 Community Safety, Engagement and Enterprise - Through positive Council-Community partnerships, enhance people's security, inclusion and well-being.

BUDGET AND FINANCIAL IMPLICATIONS:

Nil

RISK/LIABILITY:

No perceived risk to Council.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That Council notes the Officer's update on the Strait Works Gallery revitalisation and acknowledges the significant financial and in-kind

contribution that the Flinders Island Branch of the Tasmanian Regional Arts has made, and will be making in the future, to this community infrastructure asset for the benefit of the residents of Flinders Island.

DECISION:

224.08.2015 Moved: Cr D Williams **Seconded:** Deputy Mayor M Cobham
That Council notes the Officer's update on the Strait Works Gallery revitalisation and acknowledges the significant financial and in-kind contribution that the Flinders Island Branch of the Tasmanian Regional Arts has made, and will be making in the future, to this community infrastructure asset for the benefit of the residents of Flinders Island.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

D. CORPORATE SERVICES**Item D1: Review of Code of Tender and Contracts Policy**

ACTION	Decision
PROPONENT	Council Officer
OFFICER	Sophie Pitchford, Corporate Services Manager
FILE REFERENCE	ADM/0900, WOR/0300
ASSOCIATED PAPERS	<i>Annexure 4: DRAFT Code of Tender and Contracts Policy</i>

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:

16th July 2009 263.07.09 (Adopted)

OFFICER'S REPORT:

The Code for Tender and Contracts Policy was adopted in 2009 in order to provide a framework for best practice tendering and procurement methods in line with the legislative requirements of the *Local Government Act 1993* (the Act), and the *Local Government (General) Regulations 2005*.

In 2015 the *Local Government (General) Regulations 2005* were amended and remade and the *Local Government (General) Regulations 2015* took effect on 29th June 2015.

Under Part 3 of the Regulations - Tenders and Contracts - the new Regulations increase the threshold for which councils are required to undertake a public tender process, from \$100,000 to \$250,000. This is in line with the threshold applied to State Government public tender processes. The Regulations also encourage Councils to consider conducting a public tender process involving amounts below the prescribed threshold, to ensure that the best value is obtained for goods and services.

The Code for Tender and Contracts Policy has been reviewed and updated to reflect these changes and is now presented for Councillors' consideration.

STATUTORY REQUIREMENT:

Local Government Act 1993

Local Government (General) Regulations 2015

POLICY/STRATEGIC IMPLICATIONS:

5.0 Corporate Governance and Intergovernmental Relations - decisions are professionally and transparently made, communicated and implemented to achieve defined outcomes in the interest of the community.

5.1.3 Achieve a sustainable balance of income, investment and recurrent expenditure.

RISK/LIABILITY:

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

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That Council adopts the Code of Tender and Contracts Policy and allows it to lay on the table for 28 days for public comment.

DECISION:

225.08.2015 Moved: Cr G Willis **Seconded:** Deputy Mayor M Cobham

That Flinders Council notes the change to the legislation whereby the amount where tenders are required has been raised to \$250,000 and resolves that the Code of Tender and Contracts Policy be brought to the next Council workshop for discussion with the intention of bringing it to the September meeting of Council for consideration.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

E. GOVERNANCE

Item E1: Councillor Resolution Report

ACTION	Information
PROPONENT	Council Officer
OFFICER	Sophie Pitchford, Acting General Manager
FILE REFERENCE	COU/0600
ASSOCIATED PAPERS	<i>Annexure 5: Councillor Resolution Report August 2015</i>

INTRODUCTION:

This report identifies the actions taken and actual costs associated with implementing resolutions passed by elected members up to August 2015.

PREVIOUS COUNCIL CONSIDERATION:

The report is presented on a monthly basis.

OFFICER'S REPORT:

Please read Annexure 5 – Councillor Resolution Report August 2015.

VOTING REQUIREMENTS:

Simple Majority

OFFICER'S RECOMMENDATION:

That the Councillor Resolution Report August 2015 be noted.

DECISION:

226.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr G Willis
That the Councillor Resolution Report August 2015 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

227.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr P Rhodes
Pending Council entering into a lease with the bike group, the bike track will remain closed to the public.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

F. CLOSED COUNCIL

Item F1 and F2: Closed Council Items

ACTION	Decision
PROPONENT	Council Officer
OFFICER	Sophie Pitchford, Acting General Manager
FILE REFERENCE	EN2015/0001, AER/0902
ASSOCIATED PAPERS	<i>Annexures 6 - 9: For Elected members Only</i>

PREVIOUS COUNCIL CONSIDERATION:

Nil

REASON FOR CLOSED COUNCIL:

Item F1 is **CONFIDENTIAL** in accordance with Section 15(2) (i) of the *Local Government (Meeting Procedures) Regulations 2015*.

Item F2 is **CONFIDENTIAL** in accordance with Section 15(2) (e) (ii) of the *Local Government (Meeting Procedures) Regulations 2015*.

VOTING REQUIREMENTS

Absolute Majority

OFFICER'S RECOMMENDATION:

That Council move into Closed Council.

DECISION:

228.08.2015 Moved: Deputy Mayor M Cobham **Seconded:** Cr K Stockton
That Council move into Closed Council.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Council moved into Closed Session at 2:09pm.

Council moved out of Closed Session at 3.15pm.

In Closed Session, Council discussed items relating to the airport runway and illegal building works.

236.08.15 Moved: Cr G Willis **Seconded:** Cr P Rhodes

That the items and motions discussed in Closed Council remain confidential.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Carol Cox, Deputy Mayor Marc Cobham, Cr Chris Rhodes, Cr Peter Rhodes, Cr Ken Stockton, Cr David Williams and Cr Gerald Willis.

Meeting Closed 3:16pm