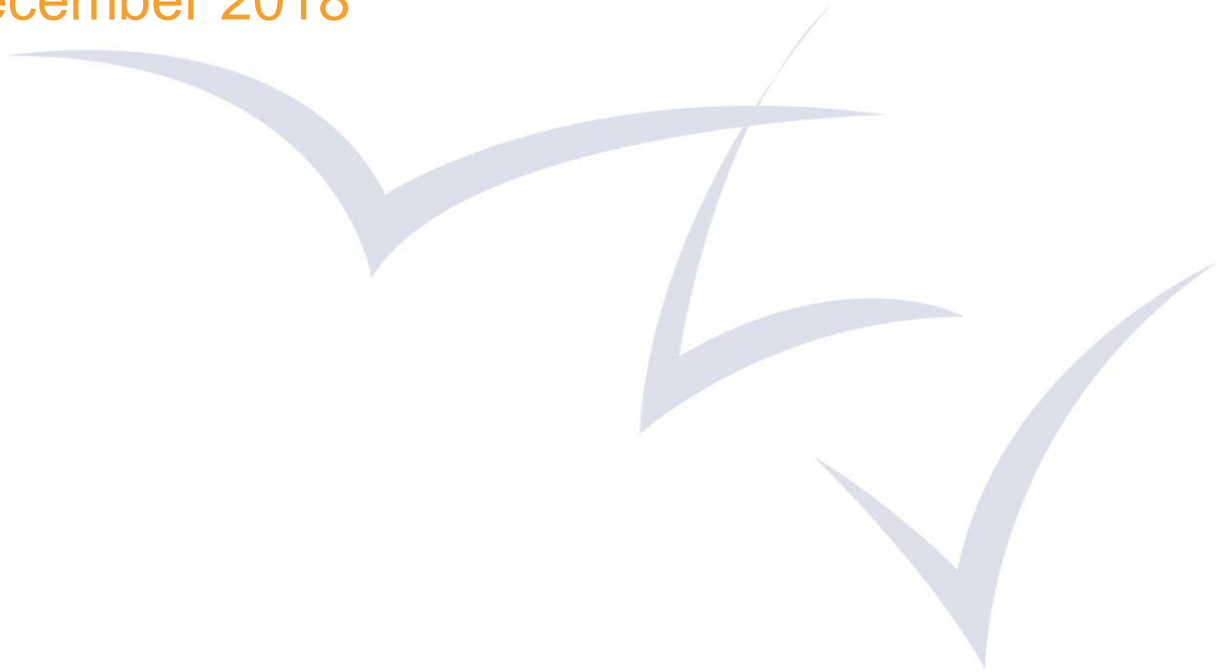




Unconfirmed Minutes
Ordinary Council Meeting
18 December 2018



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FLINDERS COUNCIL ORDINARY MEETING UNCONFIRMED MINUTES

Date Tuesday 18 December 2018
Venue Flinders Arts and Entertainment Centre, Whitemark
Commencing 9.03am

Attendees - Councillors Mayor Annie Revie
Deputy Mayor David Williams
Sharon Blyth
Vanessa Grace
Peter Rhodes
Rachel Summers

Apologies Aaron Burke

Attendees - Staff Bill Boehm | General Manager (9.03 – 10.37am)
Vicki Warden | Executive Officer (minute taker) (9.03 – 10.37am)
Brian Barnewall | Works and Airport Manager (9.03 – 9.55am)
Daniel Pitcher | Community Development Team Leader (9.30 – 9.43am)
Jacci Viney | Projects, Assets and Environmental Health Officer (9.03 – 9.55am)

CONFIRMATION OF MINUTES

DECISION

326.12.2018 Moved: Cr V Grace Seconded: Deputy Mayor D Williams
That the Minutes from the Ordinary Council Meeting held on the 22 November 2018 be confirmed.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

PUBLIC QUESTION TIME

Question 1: David Tresemer

As "Safe Harbour" is an international standard with many criteria and many economic benefits to the Island, has Council estimated the cost of coming up to that standard?

Mayor's Response

Applications have been lodged for funding which to date have not yet been successful. The General Manager is working with the Community to reodge the funding application within 12-18 months.

Question 2: Roy McCormick

Can Council explore options for a new drain cleaning machine that may be more suitable than the current methods to maintain roadside table drains?

Mayor's Response

The question was taken on notice.

Question 3: Roy McCormick

Can Council explore and investigate methods where rolled glass could be used to assist in maintenance on Council's roads?

Mayor's Response

The question was taken on notice.

Question 4: Cr S Blyth on behalf of John and Lorraine Langdon

As a long-time resident of Bluff Road, it has come to my attention that on any given school day there can be up to 9 children walking to and from the bus stop, as Bluff Road has no footpaths, most children choose to walk on the road. Next year when Sam Edmunds comes to live on the Island the number of children may exceed 15. Bluff Road also has many tourists walking up and down to the beach from the Cabin Park, especially during the peak tourist season. There are also a number of over 70's residing on Bluff and Boyes Road who also use the street to walk on as there are no footpaths.

As concerned residents of Bluff Road we ask that Council consider signage such as "Beware Children", "Slow Down" be erected at the entry of Bluff Road. It is also suggested that the 50 km/hr sign be changed to either 30 or 40km/hr and that it be relocated to a more see-able location?

Mayor's Response

The question was taken on notice.

RESPONSES TO PUBLIC QUESTIONS

22 November 2018 Meeting

Question 1 Deputy Mayor D Williams on behalf of the Furneaux Community Shed

The Furneaux Community Shed is anxious to finalise the lease of land at the Showgrounds in order to build a new facility. Could Council please expedite the process and finalise the matter promptly?

Mayor's Response

Every effort will be undertaken to assist the Furneaux Community Shed in an expeditious manner. It needs to be noted that Council staff must undertake this in accordance with the following October Council Meeting resolution:

"286.10.2018

That the Council

- 1. Receives and notes the Furneaux Community Shed formal proposal dated 29 September 2018 and the Officer's Report; and*
- 2. Favorably supports the Furneaux Community Shed's desire to relocate their operation to the Whitemark Showgrounds, as identified in the proposal, subject to further evaluation and a successful relocation of the existing netball operation to the Flinders Island Sports and RSL Club."*

Council staff will undertake the necessary work to prepare a draft lease and to obtain details so as to not delay the process. They will also arrange to meet with Community Shed representatives to ascertain what the precise nature of the development will be. Regular progress reports will be, at a minimum, via the monthly Councillor Resolution Update Report as part of the monthly Council Meeting Agenda.

RECOMMENDATION

That the response to the public question from the 22 November 2018 Council Meeting be noted.

DECISION

327.12.2018 Moved: Cr P Rhodes

Seconded: Deputy Mayor D Williams

That the response to the public question from the 22 November 2018 Council Meeting be noted.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

COUNCILLOR'S QUESTIONS ON NOTICE

Question 1. Cr Vanessa Grace

It has been brought to my attention by one of the Sharp Airline staff that there is now a real issue with the disposal of rubbish as our tourists leave the Island. With the bins at the entrance to the Whitemark Tip being removed, there are very few places for tourists to dispose of rubbish. There are only 4 small bins around Whitemark and the Sharp Airline bins are being overfilled continually, causing a mess and an issue for Staff. The person concerned asked could the Whitemark Tip bins please be reinstated. He also said that not everyone that works can get to the tip during the current opening hours.

My question is, can the Whitemark Tip bins please be reinstated? I understand there was an issue with them before, but the Sharp Airlines staff member said that this issue could be resolved by emptying the bins more often. If the bins at the tip cannot be reinstated, is it possible to issue one to the Airport in an appropriate location?

General Manager's Response

The issues Council had with bins at the front gate of the landfill site were that people were using them even when the tip was open (even though the landfill was only about 150 metres away); lids were left open causing windblown and bird litter along Memana Road; and all streams of waste were dumped together. Over very busy periods, even as bins were filled, people would keep overflowing them and dumping all sorts of waste on the ground at the front gate. As this placed extra burden on the workforce time and budget, it was decided to remove the bins and open the landfill an extra 2 days a week at the earlier time of 7.00am to provide those working with a time to drop off waste. This option also worked out cheaper than wages and plant to empty bins. To replace the bins would be a step backwards for Council; would put Council at risk of noncompliance with the Environmental Protection Authority regarding litter scatter; and would also be an additional cost which is not budgeted for. Staff will provide a wheelie bin for waste collection at the Airport to be checked daily by airport staff.

RECOMMENDATION

That the Councillor's question on notice and the response provided be noted.

DECISION

328.12.2018 Moved: Cr S Blyth

Seconded: Cr P Rhodes

That the Councillor's question on notice and the response provided be noted.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

COUNCILLOR'S QUESTIONS WITHOUT NOTICE

Question 1: Cr Peter Rhodes

What is the current status in relation to the Community Shed's request for use of land at the showgrounds?

Mayor's Response

A letter containing Council's resolution from the November Council Meeting in relation to this matter was sent to the Community Shed after with that meeting. Staff will meet with Shed members to discuss the matter further.

LATE AGENDA ITEMS

Nil

DECLARATION OF PECUNIARY INTEREST

Nil

CONFLICT OF INTEREST

Nil

LEAVE OF ABSENCE

Nil

PETITIONS

Nil

WORKSHOPS & INFORMATION FORUMS

File No COU/0205

Council Workshop - 20 November 2018

Council held a Transition Workshop on the following subjects:

- Item 1 Meeting Procedure

Councillors in Attendance

Mayor Annie Revie

Cr Sharon Blyth

Cr Aaron Burke

Cr Vanessa Grace

Cr Peter Rhodes

Cr Rachel Summers

Apologies

Deputy Mayor David Williams

Staff and Consultants in Attendance

Bill Boehm General Manager

Lyn Mason

Vicki Warden Executive Officer

Council Workshop – 5 December 2018

Council held a Transition Workshop on the following subjects:

Item 1 Safe Harbour Working Group

Item 2 Plastic Recycling Initiative

Item 3 General Manager's Update

Item 4 Good Governance

Session 1 *Local Government Act 1993*

Local Government Division & the Director of Local Government

Duties and functions of councillors

Good governance

Session 2 Code of conduct and amendments

Complying with the Act

Session 3 Closed meetings of Council (if required)

Plans & reporting strategic plan, long-term financial management plan,
annual plan

Councillors in Attendance

Mayor Annie Revie

Deputy Mayor David Williams

Cr Aaron Burke

Cr Vanessa Grace

Cr Rachel Summers

Apologies

Cr Sharon Blyth

Cr Peter Rhodes

Staff and Consultants in Attendance

Bill Boehm General Manager

Vicki Warden Executive Officer

Chris Fenner Safe Harbour Working Group

Item 1

Andrew Thompson Safe Harbour Working Group

Item 1

Aronn Daw Production Manager Flinders Island, Hydro Tasmania

Item 2

Lauren Maher Environmental Policy Analyst, Hydro Tasmania

Item 2

Brian Barnewall	Works & Airport Manager	Item 1 - 3
Jacci Viney	Projects, Assets & Environmental Health Officer	Item 1 - 3
Alex Tay	Director of Local Government Local Government Division	Item 4
Lucy Schluter	Senior Policy and Project Officer Local Government Division	Item 4

Council Workshop – 12 December 2018

Council held a Transition Workshop on the following subjects:

- Item 1 Councillors and Land Use Planning
- Item 2 Community Development Items
- Item 3 Finance

Councillors in Attendance

Mayor Annie Revie	Cr Vanessa Grace
Deputy Mayor David Williams	Cr Peter Rhodes
Cr Sharon Blyth	Cr Rachel Summers

Apologies

Cr Aaron Burke

Staff in Attendance

Bill Boehm	General Manager	
Dion Lester	Policy Director, Local Government Association of Tasmania	Item 1
Robyn Cox	Manager Strategic Planning and Development	Item 1
Kara Hallas	Development Services Administration Officer	Item 1
Dan Pitcher	Community Development Team Leader	Item 2
Heidi Marshall	Accountant	Item 3

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 20 November, 5 and 12 December 2018 be noted.

DECISION

329.12.2018 Moved: Deputy Mayor D Williams Seconded: Cr R Summers
That the Council Workshops held on 20 November, 5 and 12 December 2018 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

PUBLIC MEETINGS

Nil

PUBLICATIONS/REPORTS TABLED FOR COUNCIL INFORMATION

Nil

REPORTS TO BE RECEIVED

Whitemark Community Gym Special Committee

File No CDV/0702

*Annexure 1: Whitemark Community Gym Special Committee Meeting 4 December 2018
Unconfirmed Minutes*

Officer's Report (Bill Boehm, General Manager)

The unconfirmed minutes of the Whitemark Community Gym Special Committee Meeting held Tuesday 4 December 2018 are provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

RECOMMENDATION

That the unconfirmed minutes of the Whitemark Community Gym Special Committee Meeting held Tuesday 4 December 2018 be noted.

DECISION

330.12.2018 Moved: Cr S Blyth

Seconded: Cr P Rhodes

That the unconfirmed minutes of the Whitemark Community Gym Special Committee Meeting held Tuesday 4 December 2018 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

COUNCILLORS' REPORTS

Nil

MAYOR'S REPORT

Action	Information
Proponent	Mayor A Revie
File Reference	GOV/0900
Associated Papers	Nil

APPOINTMENTS

17/11/18	Parks & Wildlife Meeting
20/11/18	Councillors' Workshop with Lyn Mason
21/11/18	Meetings with Executive Officer & General Manager
22/11/18	Meeting with Peter Rhodes and Peter Guichelaar
22/11/18	Ordinary Council Meeting
27/11/18	Training with Executive Officer & General Manager
27/11/18	Follow up on tasks from Council Meeting
28/11/18	Destination Action Plan Meeting
30/11/18	Meeting with Community Members re aspects of planning
03/12/18	Speech to open Illuminatnextgen Challenge, enterprise education course for school students
03/12/18	Meeting with Carol Cox
04/12/18	Hour long interview with professor from the Catholic University re Furneaux Islands Festival
04/12/18	Speech and certificates Flinders Volunteers re International Volunteers' Day
05/12/18	Councillors' Workshop with Alex Tay
05/12/18	Fly to Launceston
06/12/18	New Mayors & Mayors' Workshops with Local Government Association of Tasmania (LGAT)
07/12/18	LGAT Meeting
09/12/18	Fly to Whitemark
10/12/18	Writing Notices of Motions for Ordinary Council Meeting
11/12/18	Report writing re meeting with community members
11/12/18	Work with Executive Officer re various items
12/12/18	Councillors' Workshop with Dion Lester

CORRESPONDENCE IN

20/11/18	Cr P Rhodes	Auditor General Report
20/11/18	Aronn Daw, Hydro Tasmania	Plastic waste recycling initiative
20/11/18	Michelle Riley, Department of State Growth	Invitation to open Illuminatnextgen Challenge
23/11/18	LGAT	Congratulations and introduction to LGAT
26/11/18	Tasmania Audit Office	Audit Closing Report
26/11/18	Mark Chou, Australian Catholic University	Consent Form re interview
27/11/18	Department of Home Affairs	70 th Anniversary of Australian Citizenship
27/11/18	Flinders Island District High School (FIDHS)	Invitation to present dux prize on Awards Evening
28/11/18	LGAT	Invitation to Mayor's professional development

05/12/18	NDA	Future meeting to discuss Flinders initiatives
06/12/18	Primary Health Tas	Update on Primary Healthcare
07/12/18	David Grutzner	Expression of interest for Furneaux Community Health Special Committee
10/12/18	R Amos	Requesting release of land for sale in Whitemark
10/12/18	LGAT	State Budget Priority Statement

CORRESPONDENCE OUT

19/11/18	Cr D Williams and D Wells	Response to Public Question – Community Shed
24/11/18	C Cox	Response to letter of congratulations
26/11/18	FIDHS	Response to request for \$500 for dux award
26/11/18	M Chou	Accepting invite re phone interview Furneaux Festival history
29/11/18	Furneaux Community Health Special Committee members	Re new councillor member / chair
29/11/18	Furneaux Group Aviation Special Committee	Re new councillor member / chair
29/11/18	Furneaux Group Shipping Special Committee	Re new councillor member / chair
29/11/18	Community Shed	Response to their letter - council meeting
29/11/18	Flinders Island Business Inc.	Re new Council Representative
29/11/18	Municipal Emergency Management Committee	Re new councillor member / chair
29/11/18	LGAT	Re new Council Representative
29/11/18	A Wheatley	Council Representative on FIDHS Association
29/11/18	Northern Tasmania Development Corporation	Re new councillor member
29/11/18	TasWater	Re new councillor member
29/11/18	TasPorts	Re new councillor member
06/12/18	FIDHS	Response to invitation

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Mayor's report be received.

DECISION

331.12.2018 Moved: Deputy Mayor D Williams

Seconded: Cr P Rhodes

That the Mayor's report be received.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

A. DEVELOPMENT SERVICES AND PLANNING APPLICATIONS

Item A1 Development Application Report

Action	Information
Proponent Officer	Council Officer Robyn Cox Manager Strategic Planning and Development Services
File Reference	PLN/0105
Associated Papers	<i>Annexure 2: Planner's Information Report – November 2018</i>

INTRODUCTION

This report provides Councillors with an overview of the applications for the current period as per motion 249.09.2015, passed at the 24 September 2015 Council Meeting when Council requested monthly data from the West Tamar Council planning consultancy service.

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

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

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

PREVIOUS COUNCIL CONSIDERATION

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

OFFICER'S REPORT

Refer to Annexure 2, Planner's Information Report – November 2018, provided by West Tamar Council.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Planner's Information Report – November 2018 be received.

DECISION

332.12.2018 Moved: Cr S Blyth Seconded: Cr R Summers
That the Planner's Information Report – November 2018 be received.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

B. COUNCILLORS' NOTICES OF MOTIONS

Item B1 Notice of Motion – Cr Rachel Summers - Whitemark Community Gym Special Committee Terms of Reference

Action	Decision
Proponent	Councillor Rachel Summers (Chair of Whitemark Community Gym Special Committee)
Officer	Bill Boehm General Manager
File Reference	CDV/0702
Associated Papers	<i>Annexure 3: Terms of Reference – Whitemark Community Gym Special Committee</i>

NOTICE OF MOTION

That the changes recommended by the Whitemark Community Gym Special Committee to the Committee's Terms of Reference be accepted by Council.

COUNCILLOR'S REPORT

On 4 December 2018, the Whitemark Community Gym Special Committee met (minutes provided earlier in this Agenda). At the meeting, Committee members discussed the relevance and effectiveness of the Committee and agreed that the Committee is still required.

Members of the Committee felt it was a good opportunity to revise the Whitemark Community Gym Special Committee's Terms of Reference in full and made changes as noted in Annexure 3.

Whilst the majority of changes are minor, the two most significant are

- 4.b Council no longer employs a Physical Health Worker, however, the inclusion in the membership of someone with qualification and experience in the health field was deemed important. The word Council was replaced with Qualified in the clause and a definition for Qualified Physical Health Worker was added.
- 4.1.c/4.2.c As Council is the manager and chief stakeholder in the Whitemark Community Gym, the Committee felt it was important that the Community Development Team Representative be able to vote.

PREVIOUS COUNCIL CONSIDERATION

255.10.17 12 October 2015

PREVIOUS COUNCIL DISCUSSION

Nil

OFFICER'S REPORT

The changes are appropriate and minor in nature.

STATUTORY REQUIREMENTS

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

5 Liveability

5.1 Improve the health and wellbeing of the Island communities through leadership and co-ordination.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the changes recommended by the Whitemark Community Gym Special Committee to the Committee's Terms of Reference be accepted by Council.

DECISION

332.12.2018 Moved: Cr R Summers Seconded: Cr S Blyth

That the changes recommended by the Whitemark Community Gym Special Committee to the Committee's Terms of Reference be accepted by Council.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Mayor Annie Revie passed the Chair to Deputy Mayor David Williams at 9.26am.

Item B2 Notice of Motion – Mayor Annie Revie – Councillor Values

Action	Decision
Proponent	Councillor Annie Revie
Officer	Bill Boehm General Manager
File Reference	COU/0204
Associated Papers	Nil

NOTICE OF MOTION

That Council adopts the following values as a guide to Councillors' actions and council-based relationships: Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency; Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring.

COUNCILLOR'S REPORT

As part of an ongoing leadership development program for Councillors, at a Council Workshop on 16 November 2018 facilitated by Paul Muller from the Institute of Project Management, Councillors discussed how best to work with each other as a team and identified the following values to guide Councillors' actions and council-based relationships:

Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency; Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring.

It is considered prudent to formally adopt these values.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

16 November 2018 Council Workshop

OFFICER'S REPORT

At the 16 November Council Workshop, with the assistance of Paul Muller from the Institute of Project Management, all Councillors discussed how to best work with each other in a collegiate manner. In doing so there was also discussion on aspirations of what success will look like going forward; a summary of which is as follows:

Council Values	What Success Will Look Like
Humour	Community Engagement
Forgiveness	Happiness
Truthfulness	Positive feedback
Critical Thinking	Wealth
Honesty	Understanding
Skillful Decision Making	Engagement
Respect Mutual and Unconditional	Financial sustainability
Welcoming	Industry
Courage (Confidence)	Development

Council Values

Supportive
Engagement
Openness / Transparency
Politeness
Efficiency
Communication
Positivity
Teamwork
Integrity
Caring

What Success Will Look Like

Liveability
Population
Housing
Engagement

The proposed Notice of Motion encapsulates this strong desire for a collegiate partnership going forward.

STATUTORY REQUIREMENTS

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

No policy exists on this matter.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Whilst there is no risk associated with the proposal, adoption of such a set of values will enhance Council's reputation.

VOTING REQUIREMENTS

Simple Majority

MOTION

Mayor A Revie

That Council adopts the following values as a guide to Councillors' actions and council-based relationships: Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency; Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring.

DECISION

Moved: Mayor A Revie Seconded: Cr R Summers

That Council adopts the following values as a guide to Councillors' actions and council-based relationships: Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency; Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring.

AMENDMENT

333.12.2018 Moved: Cr P Rhodes Seconded: Cr R Summers

That Council adopts the following values as an initial guide to Councillors' actions and council-based relationships: Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency;

Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring; and that this matter be further discussed at the next available workshop.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

SUBSTANTIVE MOTION

334.12.2018 Moved: Mayor A Revie Seconded: Cr R Summers

That Council adopts the following values as an initial guide to Councillors' actions and council-based relationships: Humour; Forgiveness; Truthfulness; Critical Thinking; Honesty; Skillful Decision Making; Respect Mutual and Unconditional; Welcoming; Courage (Confidence); Supportive; Engagement; Openness / Transparency; Politeness; Efficiency; Communication; Positivity; Teamwork; Integrity; and Caring; and that this matter be further discussed at the next available workshop.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Daniel Pitcher, Community Development Team Leader, joined the meeting at 9.30am.

Item B3 Notice of Motion – Mayor Annie Revie – Safe Harbour Working Party

Action	Decision
Proponent	Councillor Annie Revie
Officer	Bill Boehm General Manager
File Reference	COM/0402
Associated Papers	Nil

NOTICE OF MOTION

1. That Council calls for nominations from Councillors to be council representatives on the Safe Harbour Working Party, a working party formed under the Destination Action Plan Development Group of Flinders Island Business Inc.
2. That Council confirms that the Safe Harbour Working Party is recognised as an advisory group to Council on how this project will be achieved.

COUNCILLOR'S REPORT

The Safe Harbour Project is the second priority on Council's list of Priority Projects. The Project was initiated by Flinders Island community members in March 2010 who formed the Lady Barron Safe Harbour Group. Since that time there has been a history of positive council support for the Project. A grant application to the federal government's Building Better Region's Fund was submitted by Council earlier in 2018 for part funding of the project which was unsuccessful. Council intends to reapply to this fund in 2019.

At the 5 December Council Workshop, representatives of the Lady Barron Safe Harbour Working Group briefed Council on the history to date of the Flinders Island Safe Harbour project and presented information and willingness to progress this work. A Safe Harbour Working Party has now been formed as a sub-committee of the Flinders Island Business Inc.'s (FIBI) Destination Action Plan Development Group. The main tasks of the working party will be

1. To host a new grant application as soon as possible;
2. To update and improve the previous grant application by identifying additional benefit potential; progressing 'shovel-ready' preparations; and sourcing additional letters of support; and
3. To explore additional sources of funding to support the Council's application.

The Lady Barron Safe Harbour Working Group has invited interested Councillors to join the Group and has also asked that Council provide official advice that the Working Group would act as an advisory group to Council on this project going forward.

PREVIOUS COUNCIL CONSIDERATION

57.02.2011	17 February 2011
120.04.2011	21 April 2011
128.04.2011	21 April 2011 Closed Council
598.07.2013	18 July 2013
232.09.2017	21 September 2017
282.10.2018	11 October 2018

PREVIOUS COUNCIL DISCUSSION

6 July 2017	Council Workshop
31 August 2017	Council Workshop
5 December 2018	Council Workshop

OFFICER'S REPORT

The Motion has merit as it recognises the historical desirability of ongoing community involvement in this project. The Safe Harbour Working Party, as a working party formed under the Destination Action Plan Development Group of FIBI has a stronger status than just as community group.

The Motion is also consistent with Council's previous submission under the Building Better Regions Program where Council indicated that such a group would be formed to assist in this project. It is also not inconsistent with similar approaches elsewhere such as Eden on the southern NSW coast where their safe harbour project is being driven by a Community Association.

STATUTORY REQUIREMENTS

Nil

POLICY/STRATEGIC IMPLICATIONS

3. Access and Connectivity

3.1 Maintain or better the standard of sea access to the Islands.

3.1.2 Economic viability of developing an all-weather recreational and leisure vessel harbour investigated.

3.1.2.1 Continue to advocate and explore opportunities to advance the adopted Flinders Island Marine Access and Safe Harbour Project.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

1. That Council calls for nominations from Councillors to be council representatives on the Safe Harbour Working Party, a working party formed under the Destination Action Plan Development Group of Flinders Island Business Inc.
2. That Council confirms that the Safe Harbour Working Party is recognised as an advisory group to Council on how this project will be achieved.

DECISION

335.12.2018 Moved: Mayor A Revie

Seconded: Cr S Blyth

- 3. That Council calls for nominations from Councillors to be council representatives on the Safe Harbour Working Party, a working party formed under the Destination Action Plan Development Group of Flinders Island Business Inc.**
- 4. That Council confirms that the Safe Harbour Working Party is recognised as an advisory group to Council on how this project will be achieved.**

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

DECISION

336.12.2018 Moved: A Revie Seconded: Cr P Rhodes
That Crs Sharon Blyth, Vanessa Grace and Peter Rhodes be appointed as Council
representatives to the Safe Harbour Working Party.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa
Grace, Cr Peter Rhodes and Cr Rachel Summers.

Deputy Mayor David Williams returned the Chair to Mayor Annie Revie at 9.40am.

C. COMMUNITY DEVELOPMENT

Item C1 Playground Equipment

Action	Decision
Proponent	Council Officer
Officer	Daniel Pitcher Community Development Team Leader
File Reference	ASM/0201
Associated Papers	Nil

INTRODUCTION

Council's Whitemark Playground has recently been upgraded and a few pieces of old equipment were salvageable. The Sports Club has written to the Council requesting the old pieces of equipment for their intended playground at the Club, including the piece of equipment that was donated by a community group on behalf of a community member. This report gives the background in order to respond to this request.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

12 December 2018 Council Workshop

OFFICER'S REPORT

The Whitemark Playground has recently been upgraded and has been well received within the Community. One piece of the old equipment was donated to the Council on behalf of Jim Xypteras and a plaque exists acknowledging this donation. The Flinders Lions Club played a large role in this donation in recognition of Jim's contribution to the Community.

It was suggested that the old playground pieces be installed at the Showgrounds. If this were to happen, Council would be responsible for the installation and maintenance of aging pieces of equipment.

The Sports Club has expressed interest in taking over the ownership of the equipment and assuming all responsibility for installation and on-going maintenance. The equipment would continue to be a community asset with no impost on the Council. With the new tennis and netball court soon to be located at the Club, a playground to keep children entertained while parents and older siblings are playing would be a great asset. This proposal has the support of the Lions Club on the proviso the plaque is installed with the equipment.

For nothing more than a donation of second-hand equipment left otherwise unused, Council would be supporting several community clubs - the Sports Club, Golf Club (ladies and men's), Bowls Club, Netball Association and the soon to be Tennis Club.

STATUTORY REQUIREMENT

Workplace Health & Safety Act 2012

POLICY/STRATEGIC IMPLICATIONS

1. Population Growth
- 1.3 Value-add to local commodities
5. Liveability

5.2 Support cultural activities that foster social engagement and emotional wellbeing and provide opportunities for creative expression.

5.2.2 Community events and activities are supported, encouraged and delivered.

5.2.2.2 Develop a policy, manage, coordinate and deliver the Furneaux Islands Festival.

BUDGET AND FINANCIAL IMPLICATIONS

A small, positive, budget implication would be realised due to removal of an aging asset from our books.

RISK/LIABILITY

Low risk to Council budget and reputation. Some community members may feel the piece of equipment that was donated to Council should stay with Council.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council gifts the playground equipment removed from the Whitemark Playground to the Sports Club on the following conditions:

- That the Sports Club assumes all responsibility for the equipment including transport, installation and ongoing maintenance; and
- That the plaque recognising the donation of a piece of equipment on behalf of Jim Xypteras be installed with the relevant piece of equipment.

DECISION

337.12.2018 Moved: Cr S Blyth Seconded: Deputy Mayor D Williams

That Council gifts the playground equipment removed from the Whitemark Playground to the Sports Club on the following conditions:

- **That the Sports Club assumes all responsibility for the equipment including transport, installation and ongoing maintenance; and**
- **That the plaque recognising the donation of a piece of equipment on behalf of Jim Xypteras be installed with the relevant piece of equipment.**

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Item C2 Furneaux Islands Festival 2018 Report

Action	Decision
Proponent	Council Officer
Officer	Daniel Pitcher Community Development Team Leader
File Reference	CDV/0301
Associated Papers	Nil

INTRODUCTION

The Furneaux Islands Festival 2018 report is provided to Council as an overview of the project. The draft report was initially discussed at a workshop in March 2018 at which time Councillor's requested more detail, especially around budget expenses.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

1 March 2018 Council Workshop
12 December 2018 Council Workshop

OFFICER'S REPORT

The Furneaux Islands Festival, now in its 5th year, is a major community event held annually by Flinders Council. The festival highlights our local history, embodies our community spirit and provides an opportunity to come together and celebrate our unique island lifestyle.

Each year, Flinders Council aims to deliver an event that highlights our local history, celebrates the diverse cultural and community spirit, increases local participation and creative expression, provides local economic benefit and stimulates tourism. Since it began in 2014, the Festival has become one of the most important community events conducted on Flinders Island. The Flinders Island Aboriginal Association Inc. (FIAAI) has also been a creative and financial partner in the delivery of the Festival since 2016.

The 2018 Festival was delivered on 19, 20 and 21 January.

Acoustic Supper

- Attendance - 100 guests plus performers.
- Local community / business opportunities - Catering provided by a local business; the bar was run by the Emita Hall Committee; floral arrangements supplied locally and local musician exposure.

Market Day

- Attendance - Estimated approximately 350 people. Survey captured 249.
- Local community / business opportunities - 28 local stalls. Stallholders were happy with sales with many stalls selling out of product. Stallholders were a mix of existing local businesses, locally handmade craft, locally made and grown produce and community groups raising money and or awareness.

Verandah Music

- Attendance - Approximately 200. Survey captured 130.
- Local community / business opportunities - The event was hosted by the Furneaux Tavern and helped boost their usual Saturday night trading. Local musicians had the chance to play in front of a crowd - a fantastic opportunity for young performers to gain exposure and the chance to play with and in front of accomplished musicians.

Festival Finale

- Attendance - Approximately 250. Survey captured 191.
- Local community / business opportunities - Great family fun day for the Community to come together. The school holiday tie-in of the puppet show and the Island story was generally well received by the Community and the children enjoyed it. The visiting chefs that prepared the community BBQ mentored two local youths. Once again there was an opportunity for local performers.

Festival Figures

The 2018 Festival was the first year we surveyed the festival goers. This was done as part of an entry in a raffle for a basket of local produce. The survey was available to be filled out at the Market Day and the Festival Finale. The results were as follows:

Total number of survey responses 280

Total Festival attendance across all four events 631

Percentage of Festival goers from Flinders Island
56%

Percentage of Festival goers who were visitors
41%

Attendance by age cohort from survey results.

Under17	17-25	25-35	35-45	45-55	55-65	over 65
8%	6%	12%	15%	13%	21%	20%

Attendance at each separate Festival Event (from Survey Results)

Acoustic Supper	Veranda Music	Finale Festival	Market Day
61*	130	191	249

*100 tickets were sold meaning that 61 people from the night filled out a survey.

Advertising and marketing

Some people were exposed to more than one form of marketing or advertising, hence the results show more than a combined 100%.

Word of Mouth	Festival Website	Social Media	Print Media	Council Website	Other
56%	11%	23%	23%	1%	17%

These results give us an indication of how the general community receives communication from Council. Given that word of mouth is the highest, it is clear that we need community champions that have been properly briefed, out in the Community helping us with our communications.

Festival Profit and loss

Furneaux Islands Festival			
	Debit	Credit	Local Portion
flights	\$ 5,997.17		
accommodation and car hire	\$ 3,436.91		\$ 3,291.46
marketing	\$ 2,909.18		\$ 1,620.00
performers	\$ 12,568.19		
materials	\$ 7,120.71		\$ 5,281.78
freight	\$ 160.38		
food permits	\$ 56.36		
contractor	\$ 10,700.00		\$ 8,500.00
sponsorship		\$ 6,613.65	
grant		\$ 3,500.00	
tickets		\$ 6,681.67	
merchandise		\$ 53.18	
credit		\$ 363.64	
market income		\$ 1,009.09	
Council budget		\$ 25,000.00	
Total	\$ 42,948.90	\$ 43,221.23	\$ 18,693.24
Net position overall		\$ 272.33	

The Festival provided a great economic boost for business on the Island. The local portion of festival costs have been separated as an example. Council directly spent \$18,693.24 with local suppliers for the three-day event. The event is a great platform for locals to take advantage of the increased visitor numbers.

STATUTORY REQUIREMENT

Workplace Health & Safety Act 2012

POLICY/STRATEGIC IMPLICATIONS

1. Population Growth

1.3 Value-add to local commodities

1.4 Foster and support entrepreneurial activity.

5. Liveability

5.2 Support cultural activities that foster social engagement and emotional wellbeing and provide opportunities for creative expression.

5.2.2 Community events and activities are supported, encouraged and delivered.

5.2.2.2 Develop a policy, manage, coordinate and deliver the Furneaux Islands Festival.

BUDGET AND FINANCIAL IMPLICATIONS

Nil. The Festival budget has been set for 2019 and this report has no bearing on it.

RISK/LIABILITY

The Festival is a low risk to Council reputation, it covers several strategic objectives and provides the Community with a great event and actually enhances Council reputation. The \$25,000 budget allocation is low risk with great outcomes from an economic viewpoint for the Island.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council receives and accepts the Furneaux Islands Festival 2018 Report.

DECISION

338.12.2018 Moved: Deputy Mayor D Williams Seconded: Cr R Summers
That Council receives and accepts the Furneaux Islands Festival 2018 Report.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Daniel Pitcher, Community Development Team Leader, left the meeting at 9.43am.

D. GOVERNANCE

Item D1 Waste Management Update

Action	Decision
Proponent	Council Officer
Officer	Brian Barnewall Works & Airport Manager
File Reference	WAS/0400
Associated Papers	Nil

INTRODUCTION

Council staff are continually working on the matter of waste management and it is considered prudent to provide a brief update to the new Council rather than wait till the quarterly Annual Plan update.

This report aims to serve as one of many waste management updates to be provided.

PREVIOUS COUNCIL CONSIDERATION

October 2016

June 2017

May 2018

PREVIOUS COUNCIL DISCUSSION

The matter of waste management is discussed at most workshops and was one of the agenda items for the 5 December 2018 Council Workshop where a presentation was made to Council by Hydro Tasmania.

OFFICER'S REPORT

Waste management comprises a number of elements that need to be addressed, one of which is compliance. The Whitemark waste management (tip) site operates under an Environmental Protection Notice (EPN) which is issued and audited by the Environmental Protection Agency (EPA) Tasmania.

EPA Compliance

An audit of the waste management site was conducted by EPA officers on 8 August resulting in a mandate to address several requirements. The following is an update of action taken since the August audit

EPA Requirements	Date Required	Progress so far
An annual report for the 2017/18 reporting period.	24 Oct 2018	Report sent.
Collect litter on a weekly basis and begin a record of dates. Provide photographic and documented evidence.	14 Oct 2018	Started and ongoing.
Provide a template and method for recording hazardous waste.	24 Oct 2018	Provided in Operations Manual.
Provide written evidence to show daily cover is being applied to the putrescible landfilling area.	14 Nov 2018	Written evidence supplied.

EPA Requirements	Date Required	Progress so far
Provide a detailed Leachate Management Plan for the site including options for current landfilling activities and the proposed landfill.	10 Dec 2018	Impossible timeframe. An extension has been requested as further discussion and negotiations are needed.
Submit a detailed design for the proposed new landfill including perimeter drainage and provide a timeline for construction.	10 Dec 2018	Impossible timeframe. An extension has been requested as further discussion and negotiations are needed.
Provide a plan for the inert waste area which includes options for the current stockpile and the proposed future management of the ongoing receipt of inert waste.	14 Dec 2018	Impossible timeframe. An extension has been requested as further discussion and negotiations are needed.
Provide a letter to the Director which details a method and timelines for implementation for improved recyclable material management.	14 Dec 2018	Impossible timeframe. An extension has been requested as further discussion and negotiations are needed.
Submit an Operations Manual, which takes into account current operations and the proposed new landfill.	14 Jan 2019	Submitted for current operations but not for proposed new landfill until operations known.
Provide a template and method for receiving and recording wastes in accordance with the "Approved Management Methods for Clinical and Related Wastes".	14 March 2019	Timeframe will be met.
Provide a written plan to the Director which includes a preferred option for the management of tyres, including the current stockpile.	14 March 2019	Timeframe should be met.

Baler Purchase

Council has \$120,000 in the current budget for the purchase and installation of a Waste Baler to further compact and wrap the waste in order to reduce or negate the need for cover over the putrescible waste cell. Tenders will be issued in January for a horizontal baler that would be suitable for our needs.

In light of the current financial position and the continual requirements of the EPA, staff are in the process of canvassing the market for both new and refurbished second hand balers. The baler will be housed in the machinery shed at the landfill which will require 3 phase power and the fitting of a 3.6 metre roller door for the loading of waste into the hopper.

Leachate Management and Putrescible Cell Design and Build

We have now engaged a suitably qualified engineer from Coffey Services Australia to design the putrescible cell and drainage to the leachate collection cell. Another engineer from EHS Support will be completing a Leachate Management Plan for the landfill site. Both plans are to be compatible and submitted to the EPA as soon as possible. Although the cost of almost \$40,000 for these consultants exceeds our expectations, it is an expense that cannot be avoided. At this stage it is expected that the completed works will be within budget.

Inert Waste

An opportunity exists to be able to bale recoverable inert waste (steel, whitegoods, electrical, etc.) to alleviate the need for burial. A car crusher can crush inert waste into blocks of approximately 1 cubic metre which can then be baled and stored for potential cost recovery. With the current waste volume in excess of 400 bales could be produced. The remainder of unrecoverable inert waste will need to be buried or covered. This can be done by using the material dug out for the new putrescible cell. Costs associated with this proposal will be identified in time but hopefully will still fall within the current Waste Capital Budget. This is an unexpected addition to our workload but, as identified by EPA, this will then form part of the future Inert Waste Management Plan.

Partnership with Hydro & Community

At the 5 December 2018 Council Workshop, Hydro Tasmania presented a range of potential recycling solutions that, if implemented, would potentially see a reduction in waste. Suggestions included recycling of aluminum cans and certain plastics and turning cardboard into mulch.

Hydro Tasmania is seeking a partnership approach with Council, which is extremely welcome, especially if it leads to greater community involvement at a grass roots level. Indeed, it is this element that has the greatest potential saving for the Community as Flinders has, relative to elsewhere, an underdeveloped waste management operation with significant operational logistics that require innovative solutions.

In the first instance, a formal partnership with Hydro is a welcome and recommended action, but there is also a real opportunity to expand this with direct community involvement, the form and operation of which can evolve and develop over time.

STATUTORY REQUIREMENT

Environmental Management & Pollution Control Act 1993
EPN 7191/2

POLICY/STRATEGIC IMPLICATIONS

2. Infrastructure and Services

2.3 Minimise environmental and health risks from waste collection and disposal and maximise opportunities to reduce, reuse or recycle resources.

BUDGET AND FINANCIAL IMPLICATIONS

As noted, previously budgeted.

RISK/LIABILITY

Nil. This report is presented as an update. Any partnership arrangement with Hydro Tasmania that may arise would be effectively managed through each organisation's operational framework.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council:

1. Receives and accepts the Officer's Update Report on Waste Management.
2. Agrees to form a partnership with Hydro Tasmania to investigate and improve waste management and recycling efforts generally with the view that this partnership can be extended to include interested councillors and members of the Community.

DECISION

339.12.2018 Moved: Deputy Mayor D Williams Seconded: Cr R Summers

That Council:

- 1. Receives and accepts the Officer's Update Report on Waste Management.**
- 2. Agrees to form a partnership with Hydro Tasmania to investigate and improve waste management and recycling efforts generally with the view that this partnership can be extended to include interested councillors and members of the Community.**

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Item D2 General Operational Project Update

Action	Decision
Proponent	Council Officer
Officer	Bill Boehm - General Manager
File Reference	GOV/0800
Associated Papers	Nil

INTRODUCTION

Council staff are continually working on a range of projects and for some elements it is considered prudent to provide a brief update to the new Council rather than the brief summary contained within the Councillor Resolution Report or waiting for the quarterly Annual Plan update.

PREVIOUS COUNCIL DISCUSSION

5 December 2018 Council Workshop

PREVIOUS COUNCIL CONSIDERATION

282.10.2018 11 October 2018 (Priority Projects)

OFFICER'S REPORT

Priority Projects

Council's Priority Projects Document is, amongst other things, essentially a lobbying tool for Council to advance funding opportunities with State and Commonwealth Governments.

The following actions have been recently taken with respect to the adopted October Priority Projects Document:

- Documents have been sent to the Federal Liberal Party, the National Party and Australian Labor Party ahead of the pending Federal election. The former Mayor and I also attended a Regional Workshop in October where these documents were provided to the Federal Liberal Party and National Party with the former Mayor advancing the Airport and Safe Harbour Projects in a question and answer session at the Workshop; and
- Documents have been sent to the Treasurer Peter Gutwein and local members Michael Ferguson and Sarah Courtney. Separate advice was also sent updating them with respect to Council's October decision regarding the Safe Harbour Project.

Since this time and following discussions with the Treasurer's staff, Council was very recently advised of a formal State Government budget submission process which closed on Friday 7 December. Following this advice, as recommended, formal submissions were lodged for both the Airport and Safe Harbour Projects.

Funding Submissions

Following advice from Treasurer Gutwein's Office, the following formal submissions have been lodged with the State Government as part of their 2019 Budget process.

Airport	Seeking ongoing operational funding in line with Council's Long Term Financial Plan. Hopefully this will lead to further discussion.
Safe Harbour	Seeking \$900,000 commitment to a future Building Better Regions Funding Application and lobbying assistance with the Commonwealth Government.
Vet Services	Follow up submission to secure veterinarian services on Flinders.

In addition, we brought the matter of the formal budget process to the attention of Flinders Island Business Incorporated (FIBI) who had previously lodged a submission with Minister Gutwein's Office for the funding of a Business Development Officer. Work was undertaken to assist FIBI in presenting a revised submission along with an amended letter of support.

Meanwhile, a second application has been lodged with the Commonwealth Department of Infrastructure, Regional Development and Cities Remote Airstrip Upgrade Program for rehabilitation of Council's main runway. A \$1.8m contribution is being requested for a \$3.6m capital cost. If successful, works and budget will need to be incorporated into the 2019/20 Budget.

Whitemark Coastal Inundation Flood Study and Structure Plan

After considerable time and investigation, the final report of coastal inundation and flooding in and around Whitemark has been received from GES – Environmental Solutions and JMG Engineers and Planners. Given its complexity, a simplified summary overview has been prepared by Dock4 Architects who are engaged to prepare the Whitemark Structure Plan. The report has been forward to councillors for pre-reading prior to discussion at a future workshop.

Until this work was completed, Dock4 could not start their prime task; hence the delay. Dock4 has since started some analysis on the Whitemark Structure Plan and, as was foreshadowed at the 5 December Council Workshop, they will be able to present their findings early in the new year, tentatively at the February Council Workshop. The GES consultant may also attend. Once this has occurred and Council has formally considered the reports, it is suggested that these become publicly available.

STATUTORY REQUIREMENT

Nil

POLICY/STRATEGIC IMPLICATIONS

1. Population Growth
- 1.4 Foster and support entrepreneurial activity.
 - 1.4.2 Build local entrepreneurial capability.
 - 1.4.2.1 Work with FITBI and other stakeholders to develop a partnership that links, supports and empowers community economic developments with other Flinders organisations.
- 1.5 A Planning Scheme that facilitates population growth.
 - 1.5.1 Planning Scheme provides facilitating environment for population growth.
 - 1.5.1.5 Finalise Whitemark Structure Plan.
4. Strategic, Efficient and Effective Organisation
 - 4.1 Remain actively engaged with internal and external stakeholders providing regional leadership.
 - 4.1.1 The Furneaux Islands' unique circumstances, isolated community and specific financial needs are understood by key external stakeholders
 - 4.1.1.5 Continue to advocate and advance Council's Priority Projects.

BUDGET AND FINANCIAL IMPLICATIONS

As noted, previously budgeted.

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council receives and notes the Officer's General Operational Project Update Report relating to Council's Priority Projects, Funding Submissions and Whitemark Coastal Inundation Flood Study and Structure Plan.

DECISION

340.12.2018 Moved: Cr S Blyth

Seconded: Cr R Summers

That Council receives and notes the Officer's General Operational Project Update Report relating to Council's Priority Projects, Funding Submissions and Whitemark Coastal Inundation Flood Study and Structure Plan.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Brian Barnewall, Works and Airport Manager, and Jacci Viney, Projects, Assets and Environmental Health Officer, left the meeting at 9.55am.

Item D3 Furneaux Group Shipping Special Committee Councillor Representation

Action	Decision
Proponent	Council Officer
Officer	Bill Boehm General Manager
File Reference	COM/0403
Associated Papers	Nil

INTRODUCTION

At the November Council Meeting, Councillors discussed allocations for portfolios for various Committees and representative groups. In the discussion relating to the Furneaux Group Shipping Special Committee, Councillors were given incorrect information relating to the existing members. As such, this may have led to some Councillors not nominating as a representative.

This report highlights this issue and provides an opportunity for the matter of portfolio allocations to be revisited if desired.

PREVIOUS COUNCIL CONSIDERATION

312.11.2018 11 November 2018

OFFICER'S REPORT

The current councillor members of the Furneaux Group Shipping Special Committee are as follows:

- Mayor Annie Revie (Chair);
- Cr Aaron Burke; and
- Cr Peter Rhodes.

Revisiting the current allocation is a matter for Council. If nominations are to be re-called and are received, a ballot may be required, depending on interest.

STATUTORY REQUIREMENT

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

3. Access and Connectivity – Work with service providers and other relevant stakeholder to improve security, reliability and cost effectiveness.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

For Council to decide.

DECISION

341.12.2018 Moved: Cr P Rhodes Seconded: Deputy Mayor D Williams

That Council notes Cr P Rhodes' resignation from the Furneaux Group Shipping Special Committee leaving a vacancy and that Cr V Grace be appointed to fill that vacancy.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Item D4 Signatories to the Use of the Common Seal

Action	Decision
Proponent	Council Officer
Officer	Bill Boehm General Manager
File Reference	GOV/1000
Associated Papers	Nil

INTRODUCTION

This report has been prepared for the purposes of updating the current administrative arrangements regarding the keeping and use of Council's common seal.

PREVIOUS COUNCIL CONSIDERATION

203.08.2017 17 August 2017

OFFICER'S REPORT

Section 19 of the *Local Government Act 1993* (Act) relevantly provides that:

1. councils are body corporates with perpetual succession and a common seal;
2. a council's common seal is to be kept and used as authorised by that council;
3. the execution of a document sealed by a council is to be attested by such persons as that council determines; and
4. all courts and persons acting judicially must take judicial notice of the use of council's common seal on a document and presume that the document was duly sealed by council.

Use of the common seal is a matter which should not be taken lightly.

The common seal lends a sense of security and legitimacy when used to execute a document and indicates that Council has authorised and supports the relevant undertaking.

It is not necessary to use the common seal for all business transactions. Indeed, a Council officer can enter into a legally binding arrangement on Council's behalf provided they have been duly authorised to do so (e.g. via a delegation).

In many cases use of the common seal is not generated by a specific Council decision. In the main, the common seal is used in response to a request from an external party, such as the Government. There are however certain situations in which the seal must be used, two examples being

1. the sealing of a final plan of subdivision under section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*; and
2. the making of a by-law under section 161 of the Act.

Legal advice received indicates that it is common practice for councils to authorise their General Manager under section 19(3) and section 19(5) of the Act to keep and use the common seal as and when required in order to give effect to Council's decision making. Such authorisation can also be extended to other council officers as can witnessing of the affixing.

These authorisations are not delegations made pursuant to section 22 of the Act; they are documented authorisations made for the purposes of section 19 of the Act which remain in force unless amended or revoked. As such, these authorisations must be granted to positions (e.g. General Manager) rather than named individuals.

In the normal course of events this is all that is required. However, in relation to the authorisation of certain instruments the Land Titles Office requires the Mayor and one other Councillor to witness the affixing of the common seal. Council's authorisations under section 19 of the Act concerning the keeping and use of the common seal need to address these specific requirements.

At the 17 August 2017 Council Meeting, Council authorised the following to witness the use of the Flinders Council Common Seal on the following basis

General Manager and Corporate Services Manager	All transactions duly authorised by Council or within the power of the officer excepting the sealing of final plans for the purposes of section 89 of the <i>Local Government (Building and Miscellaneous Provisions) Act 1993</i> .
Mayor or Deputy Mayor and one other Councillor	The sealing of final plans for the purposes of section 89 of the <i>Local Government (Building and Miscellaneous Provisions) Act 1993</i> .

As a result of a recent organisational review, the Corporate Services Manager position no longer exists therefore this authorisation requires amendment. It is recommended that the positions of Executive Officer and Finance Officer be authorised to witness the use of the Flinders Council Common Seal instead of the Corporate Services Manager.

STATUTORY REQUIREMENT

Local Government Act 1993, s.19

POLICY/STRATEGIC IMPLICATIONS

No policy exists on this matter.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Minimum

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council authorises the following to witness the use of the Flinders Council Common Seal on the following basis:

General Manager, Executive Officer and Finance Officer	All transactions duly authorised by Council or within the power of the officer excepting the sealing of final plans for the purposes of section 89 of the <i>Local Government (Building and Miscellaneous Provisions) Act 1993</i> .
Mayor or Deputy Mayor and one other Councillor	The sealing of final plans for the purposes of section 89 of the <i>Local Government (Building and Miscellaneous Provisions) Act 1993</i> .

DECISION

342.12.2018 Moved: Cr S Blyth Seconded: Cr R Summers

That Council authorises the following to witness the use of the Flinders Council Common Seal on the following basis:

General Manager, Executive Officer and Finance Officer

All transactions duly authorised by Council or within the power of the officer excepting the sealing of final plans for the purposes of section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

Mayor or Deputy Mayor and one other Councillor

The sealing of final plans for the purposes of section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

DECISION

Moved: Deputy Mayor D Williams Seconded: Cr P Rhodes

That Council suspends the provisions of Regulation 22 in accordance with Regulation 22 (9) of the Local Government (Meeting Procedures) Regulations 2015 to discuss this item.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

AMENDMENT

343.12.2018 Moved: Cr P Rhodes Seconded: Cr R Summers

That Council authorises the following to witness the use of the Flinders Council Common Seal on the following basis:

General Manager, and either Executive Officer and Finance Officer

All transactions duly authorised by Council or within the power of the officer excepting the sealing of final plans for the purposes of section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

Mayor or Deputy Mayor and one other Councillor

All other instances including the sealing of final plans for the purposes of section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

CARRIED (5-1)

For: Mayor Annie Revie, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Against: Deputy Mayor David Williams

SUBSTANTIVE MOTION

344.12.2018 Moved: Deputy Mayor D Williams Seconded: Cr P Rhodes

That Council authorises the following to witness the use of the Flinders Council Common Seal on the following basis:

General Manager, and either Executive Officer and Finance Officer

All transactions duly authorised by Council or within the power of the officer excepting the sealing of final plans for the purposes of section 89

Mayor or Deputy Mayor and one other Councillor

of the *Local Government (Building and Miscellaneous Provisions) Act 1993.*

All other instances including the sealing of final plans for the purposes of section 89 of the *Local Government (Building and Miscellaneous Provisions) Act 1993.*

CARRIED (5-1)

For: Mayor Annie Revie, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Against: Deputy Mayor David Williams

Item D5 Exemption from Pecuniary Interest for Council Committee Members

Action	Decision
Proponent	Council Officer
Officer	Bill Boehm General Manager
File Reference	COU/0600
Associated Papers	<i>Nil</i>

INTRODUCTION

Flinders Council currently has a number of special committees that were established to allow communication, discussion and community input into decision-making on specific areas or activities of community and Council importance.

Special Committees include community members who are often nominated for membership due to their expertise in an activity and their involvement in the activity could be perceived as a pecuniary interest. Under the *Local Government Act 1993*, councils are able to provide exemption for community committee members for a period of 12 months.

PREVIOUS COUNCIL DISCUSSION

Council Workshop 1 December 2016

PREVIOUS COUNCIL CONSIDERATION

326.12.2016 15 December 2016
297.12.2017 14 December 2017

OFFICER'S REPORT

The membership of all Special Committees also includes community members who are often nominated for membership due to their expertise in a business, community group or activity specifically related to the Special Committee. Under the *Local Government Act 1993*, this expertise could be perceived as a potential pecuniary interest in which case the committee member would not be entitled to vote on matters being dealt with by the Committee.

Section 52(3) of Part 5 of the *Local Government Act 1993* enables a council to exempt community members who are Special Committee members from pecuniary interest for a period of 12 months if the community member has a potential pecuniary interest in a matter only because of being appointed as a member due to expertise arising from direct involvement in an activity that gives rise to that potential pecuniary interest.

Providing community members on Special Committees with exemption from pecuniary interest supports their right to vote on matters being dealt with that might otherwise appear as though an interest should be declared.

Council resolved to grant exemption from pecuniary interest for Special Committee community members for a period of 12 months at the December 2016 and 2017 Council Meetings and it is again time to consider this matter.

STATUTORY REQUIREMENT

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

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

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Absolute Majority

RECOMENDATION

1. That Council agrees to grant exemption from pecuniary interest to the community members appointed to all of its Special Committees for a period of 12 months, from December 2018 to December 2019.
2. That Council again considers the pecuniary interest of community members on its Special Committees at the December 2019 Ordinary Meeting of Council.

DECISION

344.12.2018 Moved: Deputy Mayor D Williams Seconded: Cr S Blyth

- 1. That Council agrees to grant exemption from pecuniary interest to the community members appointed to all of its Special Committees for a period of 12 months, from December 2018 to December 2019.**
- 2. That Council again considers the pecuniary interest of community members on its Special Committees at the December 2019 Ordinary Meeting of Council.**

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Item D6 Councillor Resolution Report

Action	Information
Proponent	Council Officer
Officer	Bill Boehm, General Manager
File Reference	COU/0600
Associated Papers	<i>Annexure 4: Councillor Resolution Report December 2018</i>

INTRODUCTION

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

PREVIOUS COUNCIL CONSIDERATION

The report is presented on a monthly basis.

OFFICER'S REPORT

Please read Annexure 4 – Councillor Resolution Report December 2018.

VOTING REQUIREMENTS

Simple Majority

RECOMMEDATION

That the Councillor Resolution Report December 2018 be noted.

DECISION

344.12.2018 Moved: Cr R Summers Seconded: Cr P Rhodes

That the Councillor Resolution Report December 2018 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Mayor Annie Revie, Deputy Mayor David Williams, Cr Sharon Blyth, Cr Vanessa Grace, Cr Peter Rhodes and Cr Rachel Summers.

Meeting Closed 10.37am
