



Confirmed Minutes Ordinary Council Meeting

24 October 2019

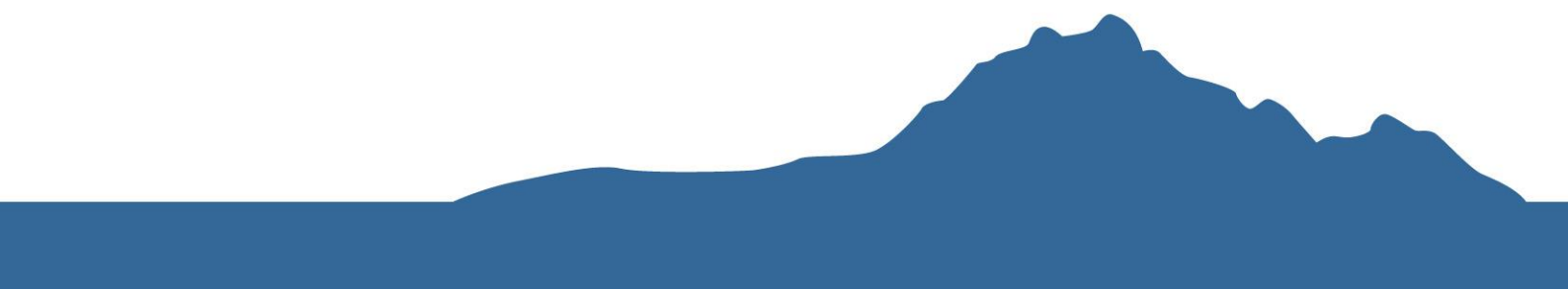


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Flinders Council Ordinary Meeting – Unconfirmed Minutes

Thursday 24 October 2019

Venue	Flinders Arts and Entertainment Centre, Whitemark
Commencing	9.30am
Attendees - Councillors	Deputy Mayor David Williams Sharon Blyth Aaron Burke Vanessa Grace Peter Rhodes Rachel Summers
Apologies - Councillors	Mayor Annie Revie
Attendees - Staff	Heidi Marshall A/General Manager 9.30am – 11.19am Brian Barnewall Works and Airport Manager 10.20am – 11.19am Vicki Warden Executive Officer (minute taker) 9.30am – 11.19am

1 Acknowledgment of Country

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

2 Confirmation of Minutes

DECISION

271.10.2019 Moved: Cr R Summers Seconded: Cr V Grace

That the open and closed Minutes of the Ordinary Council Meeting held on 17 September 2019, and the open and closed Minutes of the Special Council Meeting held on 8 October 2019, be confirmed.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

3 Public Question Time

Question 1: Andrew Thomson

One month ago, on 17 September, Council passed the Motion 250.09.2019 that “appoints Burbury Consulting as the initial Project Manager to coordinate and deliver the design phase of the project, up to and including the preparation of a business case and associated actions to allow a ‘shovel-ready’ request to Government for \$3 million funding.”

Why hasn't Burbury Consulting received any communication or instruction from Council notifying them of this decision or to initiate their commencement of the task?

Acting Mayor's Response:

Until Council has been authorised by the Deputy Prime Minister to allocate part of the original grant to the airport runway revamp, we are unable to instruct Burbury Consulting on exactly what is required in the Safe Harbour development. It would not be an efficient use of time or effort to change our instructions part way through the design and business case phases if the funding allocation permitted differs from our proposal.

Furthermore, we all understand that the "shovel ready" deadline expires in December 2019 and that, if the project is to proceed in any format, an extension of time will be essential. We have previously already applied for two extensions, and currently applying for a further extension beyond December 19. Until that is granted, it would be inappropriate to incur what will be substantial costs.

Council has this project as an important priority but working within the Government's protocols necessarily slows the process.

4 Responses to Public Questions

17 September 2019 Meeting

Question 1: Michael Buck

What plans does the Council have to respond to the Productivity Commissions draft report into remote area tax concessions and payments? Feedback to the draft is open until 11 October 2019. Flinders could lose its current status.

Acting Mayor's Response

Due to the short timeframe for responses to be submitted, Council was unable to hold a workshop on this matter. However, a submission was lodged emphasising that any changes should not be of detriment to remote communities such as those of the Furneaux Group and pointing out some of the comparative disadvantages faced by our community to those of mainland Tasmania and Australia. Peter Gutwein has said that the Hodgman Government "will not support changes that leaves any Tasmanian community worse off."

RECOMMENDATION

That the response to the public question from the 17 September 2019 Council Meeting be noted.

DECISION

272.10.2019 Moved: Cr R Summers

Seconded: Cr V Grace

That the response to the public question from the 17 September 2019 Council Meeting be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

5 Councillor's Questions on Notice

None received.

6 Councillor's Questions Without Notice

Nil

7 Late Agenda Items

Nil

8 Declaration of Pecuniary Interest

No pecuniary interest was declared.

9 Conflict of Interest

No conflict of interest was declared.

10 Leave of Absence

Nil

11 Petitions

File Reference: ASM/0200
Annexure: 11.1 Petition from Marcia O'Connell

A petition to Flinders Council from Marcia O'Connell with 71 signatories regarding the Marine Access and Safe Harbour Project was received by the General Manager on 17 October 2019. The petition complies with section 57 of the *Local Government Act 1993* and is tabled as per section 60 of the Act. The wording of the petition is as follows:

"We, the undersigned, request that Flinders Council does not use rate payers' funds for planning, constructing, operating or for any other purposes associated with the Marine Access and Safe Harbour Project."

The petition will be considered at the next available Council Meeting.

RECOMMENDATION

That Council notes that the petition has been tabled.

DECISION

273.10.2019 Moved: Cr R Summers Seconded: Cr P Rhodes

That Council notes that the petition has been tabled.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

12 Policies

The Credit Card Policy and Procedure was adopted at the 20 August 2019 Ordinary Council Meeting and no submissions were received throughout the 28 day public consultation period. As per the requirements of the Flinders Council Policy Manual Policy, the Credit Card Policy and Procedure can now be adopted.

RECOMMENDATION

That the Credit Card Policy and Procedure be adopted.

DECISION

274.10.2019 Moved: Cr V Grace Seconded: Cr S Blyth

That the Credit Card Policy and Procedure be adopted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

13 Workshops & Information Forums

File No. COU/0205

Council Workshop – 1 October 2019

Council held a Workshop on the following subject:

- Item 1 General Manager Recruitment

Councillors in Attendance

Deputy Mayor David Williams

Cr Vanessa Grace

Cr Rachel Summers

Apologies

Mayor Annie Revie

Cr Sharon Blyth

Cr Aaron Burke

Cr Peter Rhodes

Consultants in Attendance

Kristy Scott hrisesp Human Resources Consulting (via phone)

RECOMMENDATION

That the Council Workshop held on 1 October 2019 be noted.

DECISION

275.10.2019 Moved: Cr P Rhodes Seconded: Cr A Burke

That the Council Workshop held on 1 October 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

14 Public Meetings

Nil

15 Publications/Reports Tabled for Council Information

Nil

16 Reports to be Received

16.1 Furneaux Group Shipping Special Committee

File Reference COM/0403

Annexures 16.1 Furneaux Group Shipping Special Committee Meeting 18 September 2019 Unconfirmed Minutes

OFFICER'S REPORT (Heidi Marshall, A/General Manager):

The unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held Wednesday, 18 September 2019 have been 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 Furneaux Group Shipping Special Committee Meeting held 18 September 2019 be noted.

DECISION

276.10.2019 Moved: Cr V Grace

Seconded: Cr S Blyth

That the unconfirmed minutes of the Furneaux Group Shipping Special Committee Meeting held 18 September 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

16.2 Furneaux Community Health Special Committee

File Reference CSV/0912

Annexure 16.2 Furneaux Community Health Special Committee meeting 4 July 2019
Unconfirmed Minutes

OFFICER'S REPORT (Heidi Marshall, A/General Manager):

The unconfirmed minutes of the Furneaux Community Health Special Committee meeting held Thursday, 4 July 2019 have been 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 Furneaux Community Health Special Committee meeting held 4 July 2019 be noted.

DECISION

277.10.2019 Moved: Cr P Rhodes Seconded: Cr S Blyth

That the unconfirmed minutes of the Furneaux Community Health Special Committee meeting held 4 July 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

16.3 Lady Barron Hall and Recreational Special Committee

File Reference AME/0503

Annexure 16.3 Lady Barron Hall and Recreational Special Committee meeting 19 September 2019 Unconfirmed Minutes

OFFICER'S REPORT (Heidi Marshall, A/General Manager):

The unconfirmed minutes of the Lady Barron Hall and Recreational Special Committee meeting held Thursday, 19 September 2019 have been 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 Lady Barron Hall and Recreational Special Committee meeting held 19 September 2019 be noted.

DECISION

278.10.2019 Moved: Cr S Blyth Seconded: Cr V Grace

That the unconfirmed minutes of the Lady Barron Hall and Recreational Special Committee meeting held 19 September 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

16.4 Furneaux Islands Festival Special Committee

File Reference CDV/0302

Annexure 16.4 Furneaux Islands Festival Special Committee meeting 16 October 2019
Unconfirmed Minutes

OFFICER'S REPORT (Heidi Marshall, A/General Manager):

The unconfirmed minutes of the Furneaux Islands Festival Special Committee meeting held Wednesday, 16 October 2019 have been 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 Furneaux Islands Festival Special Committee meeting held 16 October 2019 be noted.

DECISION

279.10.2019 Moved: Cr R Summers Seconded: Cr P Rhodes

That the unconfirmed minutes of the Furneaux Islands Festival Special Committee meeting held 16 October 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

17 Councillors' Reports

None received.

18 Mayor's Report

Action	Information
Proponent	Acting Mayor R Summers
File Reference	COU/0600
Annexures	Nil

APPOINTMENTS

2 October	Mayor Annie Revie took sick leave and appointed Deputy Mayor David Williams as Acting Mayor. Mayor Revie's appointments and correspondence for the period will be reported in the 19 November 2019 Council Meeting Agenda.
3 October	Acting Mayor David Williams attended ABC television and radio interviews. The ABC visited Flinders Island to investigate the recent FTI Consultant's report on the future need of the Island to increase the number of younger working aged people. It was a very interesting series of interviews with people from all walks of life here, including a radio interview with John Hizzard who performed a "live" juggling routine. Overall the ABC productions highlighted how beautiful the Island is and our young entrepreneurs provided well-reasoned thoughts on the benefits of living and developing businesses here.
7 October	Acting Mayor David Williams took sick leave on 7 October and Mayor Annie Revie resumed the role.
8 October	Special Council Meeting held and Cr Rachel Summers was appointed Acting Deputy Mayor. After the meeting, Mayor Annie Revie appointed Acting Deputy Mayor Summers as Acting Mayor until 23 October.

CORRESPONDENCE IN

12.09.2019	Carol Cox	Thanks to Council for fee waiver on behalf of Hospital Auxiliary
19.09.2019	Department of Home Affairs	New Australian Citizenship Ceremonies Code
24.09.2019	Department of Education	Invitation to the 2019 Frank MacDonald Memorial Prize Ceremony
04.10.2019	A Holloway	James Court
19.09.2019	P Guichelaar	Quarry access
29.09.2019	Roads Australia	Introduction to Roads Australia
11.10.2019	Productivity Commission	Submission on Productivity Commission's report

CORRESPONDENCE OUT

12.09.2019	Carol Cox	Thank you Hospital Auxiliary
02.10.2019	V Warden	Appointment of Acting Mayor
07.10.2019	V Warden	Resuming role of Mayor
08.10.2019	A Holloway	Response re James Court
08.10.2019	V Warden	Appointment of Acting Mayor
11.10.2019	Productivity Commission	Submission on Productivity Commission Draft Report
14.10.2019	M buck	Response to public question – Productivity Commission Report

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Mayor's report be received.

DECISION

280.10.2019 Moved: Cr S Blyth

Seconded: Cr R Summers

That the Mayor's report be received.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

19 Development Services and Planning Applications

19.1 Development Application Report

Action	Information
Proponent	Council Officer
Officer	Kara Hallas Regulatory Services Officer
File Reference	PLN/0105
Annexures	19.1.1 Planner's Information Report – September 2019

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 19.1.1, Planner's Information Report – September 2019, provided by West Tamar Council.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Planner's Information Report – September 2019 be received.

DECISION

281.10.2019 Moved: Cr S Blyth Seconded: Cr P Rhodes
That the Planner's Information Report – September 2019 be received.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

20 Governance

20.1 Use of the Flinders Council Common Seal

Action	Information
Proponent	Council Officer
Officer	Heidi Marshall Acting General Manager
File Reference	GOV/1000
Annexures	20.1.1 Common Seal Register July – September 2019

INTRODUCTION

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

PREVIOUS COUNCIL CONSIDERATION

216.09.2016 22 September 2016
From January 2017, considered quarterly.

OFFICER'S REPORT

The use of the Flinders Council Common Seal binds the Council to act in accordance with the provisions of the document to which it is attached and it is important that Councillors know the details of those documents so that they are aware of commitments to which the Council has become obligated.

The Flinders Council Common Seal Register was created on 26th September 2016 and is available to Councillors on request at any time. A report on the use of the Flinders Council Common Seal will be included in Council Meeting Agendas on a quarterly basis.

Annexure 20.1.1 details the use of the Flinders Council Common Seal from July to September 2019.

STATUTORY REQUIREMENT

Local Government Act 1993

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the report on the use of the Flinders Council Common Seal from July to September 2019 be received.

DECISION

282.10.2019 Moved: Cr P Rhodes

Seconded: Cr R Summers

That the report on the use of the Flinders Council Common Seal from July to September 2019 be received.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

20.2 Council's 2019/20 1st Quarter Report against the Annual Plan

Action	Information
Proponent	Council Officer
Officer	Heidi Marshall Acting General Manager
File Reference	COU/0600
Annexures	20.2.1 Council's 2019/20 1st Quarter Report (July - September 2019) 20.2.2 Briefing Notes Annual Plan

INTRODUCTION

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

PREVIOUS COUNCIL CONSIDERATION

Provided as quarterly reports.

OFFICER'S REPORT

For the 2019/20 year, Council has moved to an in-house quarterly reporting system. The report, Annexure 20.2, is the first report to be generated via the new process. Supplementary briefing notes on some of the Annual Plan actions, Annexure 20.2.2, have been compiled by staff to provide background information to the progress report.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Council's 2019/20 1st Quarter Report (July - September 2019) and supplementary briefing notes be received and accepted by Council.

DECISION

283.10.2019 Moved: Cr S Blyth Seconded: Cr A Burke

That the Council's 2019/20 1st Quarter Report (July - September 2019) and supplementary briefing notes be received and accepted by Council.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

284.10.2019 Moved: Cr P Rhodes Seconded: Cr V Grace

That Council authorises Councillor Rhodes, as Council's owner's representative on TasWater, to raise the Council's interest at the next TasWater Owners' meeting, in working collaboratively to investigate potential solutions for the Municipality's black water treatment.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

20.3 Chair of the Furneaux Islands Festival Special Committee

Action	Decision
Proponent	Council Officer
Officer	Sammi Gowthorp Community Development Officer
File Reference	CDV/0302
Annexures	20.3.1 Terms of Reference

INTRODUCTION

The Furneaux Islands Festival Special Committee was formed in Sept 2018 to assist Council with the planning and delivery of the Furneaux Islands Festival. Due to recent staffing changes, the position of Chair is currently vacant. This report calls for Council to appoint a Chair of the Committee.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

Nil

OFFICER'S REPORT

The first meeting of the Furneaux Islands Festival Special Committee was in June 2019. Community Development Officer, Debbie Steer, chaired the meeting. Since that time, Council has undergone an organisational change and there is currently no Chair of the Committee.

Recent changes in Festival partners also means the role of the Furneaux Islands Festival Special Committee requires a full review at the next council workshop. Until that time, the Committee requires a Chair to be appointed.

Under section 4.6 of the Committee's Terms of Reference, it states:

"Once appointed, Council will elect from amongst the membership of the Committee persons to the positions of:

- (a) Chairperson; and*
- (b) Deputy Chairperson.*

At the 16 October 2019 meeting of the Committee (unconfirmed minutes as Annexure 20.3.1 to this agenda), the Committee carried the following motion:

*"Moved: S Donati Seconded: A Killengray
That as per the Furneaux Islands Festival Special Committee Terms of Reference, the Committee recommends that Council appoints a Chair person
CARRIED"*

Given that the Special Committee is a committee of Council and the Festival is a Council event, it is logical that the Chair be a Council representative.

STATUTORY REQUIREMENT

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

AP1920-7 Engage with community groups to deliver the Furneaux Islands Festival program of economic, community, collective events.

BUDGET AND FINANCIAL IMPLICATIONS

Nil

RISK/LIABILITY

Low

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council appoints Sammi Gowthorp as the Chairperson for the Furneaux Islands Special Committee until the Council reviews all the Special Committees in a workshop.

DECISION

285.10.2019 Moved: Cr S Blyth

Seconded: Cr A Burke

That Council appoints Sammi Gowthorp as the Chairperson for the Furneaux Islands Special Committee until the Council reviews all the Special Committees in a workshop.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

20.4 Councillor Resolution Report

Action	Information
Proponent Officer	Council Officer Heidi Marshall A/General Manager
File Reference	GOV/0300
Annexures	20.4.1 Councillor Resolution Report October 2019

INTRODUCTION

This report identifies the actions taken and actual costs associated with implementing resolutions passed by elected members up to October 2019.

PREVIOUS COUNCIL CONSIDERATION

The report is presented on a monthly basis.

OFFICER'S REPORT

Please read Annexure 20.4.1 – Councillor Resolution Report October 2019.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Councillor Resolution Report October 2019 be noted.

DECISION

286.10.2019 Moved: Cr R Summers Seconded: Cr P Rhodes

That the Councillor Resolution Report October 2019 be noted.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

Acting Mayor David Williams called a break in the meeting at 10.20am and resumed the meeting at 10.28am.

Brian Barnewall, Works and Airport Manager, joined the meeting at 10.20am.

21 CLOSED COUNCIL

21.1 Flinders Island Airport Runway Rehabilitation Project

21.2 Acting General Manager's Confidential Briefing

Action	Information
Proponent	Council Officer
Officer	Heidi Marshall A/General Manager

REASON FOR CLOSED COUNCIL

Item 21.1 is **CONFIDENTIAL** in accordance with Section 15(2) (d) of the *Local Government (Meeting Procedures) Regulations 2015*.

Item 21.2 is **CONFIDENTIAL** in accordance with Section 15(2) (a) of the *Local Government (Meeting Procedures) Regulations 2015*.

VOTING REQUIREMENTS

Absolute Majority

RECOMMENDATION

That Council moves into Closed Council.

DECISION

287.10.2019 Moved: Cr P Rhodes Seconded: Cr A Burke

That Council moves into Closed Council.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

Council moved into Closed Session at 10.27am.

Council moved out of Closed Session at 11.19am.

The following motions for the Open Minutes were passed in Closed Council:

**“289.10.2019 Moved: Cr R Summers Seconded: Cr V Grace
That for item 21.1 Flinders Island Airport Runway Rehabilitation Project, the discussions held and motions passed in Closed Council remain confidential except that Council approved the contractor for the Airport Runway Rehabilitation Project.**

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.

291.10.2019 Moved: Cr S Blyth Seconded: Cr P Rhodes
That for item 21.2 Acting General Manager’s Confidential Briefing, the discussions held and motions passed in Closed Council remain confidential.

CARRIED UNANIMOUSLY (6-0)

For: Deputy Mayor D Williams, Cr S Blyth, Cr A Burke, Cr V Grace, Cr P Rhodes and Cr R Summers.”

Acting Mayor David Williams declared the meeting closed.

Meeting Closed 11.19am
