



GEORGE TOWN COUNCIL CONFIRMED MINUTES

Minutes of the Ordinary Council Meeting
held on **Tuesday 28 May 2024**

in the Council Chambers,
16-18 Anne Street, George Town,

commencing at **1:00 pm.**

All documents presented, and recordings (audio) of this meeting are made available to the public in accordance with the Local Government Act 1993, and Local Government (Meeting Procedures) Regulations 2015.

The public are requested to pre-register if attending this meeting of Council.

Shane Power
GENERAL MANAGER

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Meeting Commencing at 1:00 pm

Acknowledgement of Country

George Town Council acknowledges the palawa people from the litarimirina tribe from Port Dalrymple as the traditional custodians of the land.

We honour and give thanks for the caring of country, seas and skies of kinimathatakinta and surrounds.

We pay respect to the elders past, present and future for they hold the memories, traditions, culture and hope of pakana people in lutruwita.

AUDIO RECORDING OF COUNCIL MEETINGS

The public is advised that it is **Council Policy** to record the proceedings of meetings of Council on digital media to assist in the preparation of Minutes, and to clarify any queries relating to the Minutes that is raised during a subsequent meeting under the section "Confirmation of Minutes".

The recording does not replace the written Minutes and a transcript of the recording will not be prepared.

All meetings of the Council shall be digitally recorded as provided for by Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015 except for the proceedings of meetings or parts of meetings closed to the public in accordance with Regulation 15(2).

In accordance with the requirements of Council's Audio Recording of Council Meetings Policy GTC 1, members of the public are not permitted to make audio recordings of Council meetings.

The community are requested to pre-register to attend this meeting of Council.

All documents presented, and recordings (audio) of this meeting are made available to the public in accordance with the above Act and Notice, and the standard applicable provisions of the Local Government Act 1993, and Local Government (Meeting Procedures) Regulations 2015.

1 PRESENT

Mayor Cr Greg Kieser, Chairperson
Deputy Mayor Cr Greg Dawson
Cr Winston Archer
Cr Heather Ashley
Cr Heather Barwick
Cr Tim Harris
Cr Simone Lowe
Cr Winston Mason
Cr Jason Orr

1.1 APOLOGIES AND LEAVE OF ABSENCE

Nil.

1.2 IN ATTENDANCE

General Manager - Mr S Power
Director Corporate & Community - Mrs C Hyde
Director Operational Performance, Strategy & Engagement - Mr R Dunn
Director Infrastructure & Development - Mr A McCarthy
Senior Executive Support and Governance Officer - Ms L Dickenson

2 CONFIRMATION OF MINUTES

2.1 ORDINARY COUNCIL MEETING HELD 23 APRIL 2024

Minute No. 67/24

DECISION

Moved: Cr Harris
Seconded: Cr Dawson

That the Minutes of Council's Ordinary Meeting held on 23 April 2024 numbered 42/24 to 59/24 as provided to Councillors be received and confirmed as a true record of proceedings.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

Cr Barwick requested to speak. The Chair granted Cr Barwick the opportunity to speak.

Cr Barwick apologised to Cr Lowe on the comments she made which may have offended Cr Lowe regarding Cracker Night at the last Ordinary Council meeting.

3 LATE ITEMS

3.1 AGENDA REPORT - CONSIDERATION OF LATE ITEM

REPORT AUTHOR:	General Manager - Mr S. Power
REPORT DATE:	28 May 2024
FILE NO:	66.106
ATTACHMENTS:	Nil

Minute No. 68/24

DECISION

Moved: Cr Dawson
Seconded: Cr Mason

That Council:

1. Resolves to receive the late item Agenda Report (Closed Agenda Item 3.2) from the General Manager to consider a 13% additional contingency for Dalrymple and The Glen Road Junction Upgrade Project (RFT 08/2023) to cover potential latent conditions during remaining construction work.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Harris, Cr Lowe, Cr Mason
and Cr Orr
Against: Cr Barwick
Abstained: Nil

CARRIED 8 / 1

4 PUBLIC QUESTION TIME

4.1 PUBLIC QUESTION TIME PROCEDURE

[Refer to Minute No. 243/16. The period set aside for public question time will be at least 15 minutes. Questions given on notice will be addressed first. Once questions on notice have been addressed, persons who have registered their interest to ask a question will be called to do so in the order in which they have registered. Persons attending Council meetings will have the opportunity to register their interest to ask a question without notice prior to the commencement of the meeting. Council staff will be on hand to assist with this process.

Participants cannot ask more than 2 questions in a row with a maximum of 2 minutes per question. If a person has more than (2) questions, they will be placed at the 'end of the queue' and may, if time permits, ask their further questions once all other persons have had an opportunity to ask questions. Persons who have not registered their interest to ask a question will be given an opportunity to do so following all those who have registered. All questions must be directed to the Chairperson.

For further information on Council's Public Question Time Rules and Procedure, please refer to George Town Council Public Question Time Policy GTC13.

Questions asked and answers provided may be summarised in the Minutes of the meeting.

Council requests that members of the public pre-register to attend meetings of Council.

4.2 PUBLIC QUESTIONS ON NOTICE

George Hack

I request that the following questions be included in the Agenda for this month's Council meeting:

1. In relation to the Manganese (slag) pile in the Bell Bay Advanced Manufacturing Zone currently growing at 150,000 tonnes per annum, what are the next steps and timing in place to address the underlying issue of there is no current method to remove the waste from the site, nor any plan for the reuse of the waste product?
2. Is there a Decommissioning and Rehabilitation Plan in place for the cleanup of the Manganese (slag) pile on conclusion of operations at the Bell Bay Advanced Manufacturing Zone and has any financial bond been paid by the company to secure the funds for such an event?
3. In relation to the change in zoning from Rural Resource to Open Zone and Light Industrial in the Bell Bay Advanced Manufacturing Zone, what engagement has taken place with neighbouring councils and timing did it occur?

Response

1. The Liberty Bell Bay Manganese Smelter is an active Level 2 Activity and the site is regulated by the Environment Protection Authority (EPA). Questions regarding environmental impacts, the generation, storage and disposal of waste are better directed to the EPA or Liberty Bell Bay.
2. It is Council's understanding that a rehabilitation plan is in place and certainly there is an obligation for the site to be rehabilitated. For detailed information, this question would be better directed to the EPA or to Liberty Bell Bay.
3. Council was directed by the Tasmanian Planning Commission to prepare a draft amendment to the George Town Local Provision Schedule. Advertising was undertaken from the 04/12/2023 – 11/01/2024. This was undertaken in accordance with the legislation and included two appearances in the Examiner, advertising on Council's and the Tasmanian Planning Commission's websites and statutory notification letters to particular State authorities. Following advertising, the mechanism for further engagement was/is the hearing process undertaken by the Tasmanian Planning Commission.

Gail Hack

I request that the following questions be included in the Agenda for this month's Council meeting:

1. On the Local Government Association Tasmania (LGAT) website, it states under the topic of Planning, that "Councils work closely with their local areas and manage development to deliver liveable communities now and into the future", and that "These

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objectives include sustainable development of our natural and physical resources, public involvement in resource management and planning, facilitating economic development following these objectives, and importantly, the sharing of responsibility for resource management and planning between the different spheres of government, the community and industry.” Based on this, how has the George Town Council worked with both West Tamar and Launceston Councils’ to create a wholistic approach to managing both residents and business concerns in relation to impacts on health and wellbeing, businesses and environments as a result of any current and future developments, specifically the SunCable proposal in the Bell Bay Advanced Manufacturing Zone?

2. How can George Town Council improve engagement of neighbouring councils’ residents and businesses (large and small) to ensure that the opportunity to respond to applications can occur in a timely manner without the expectation of residents and businesses constantly looking for advertising in newspapers or checking government websites for new applications?
3. A community consultation session held in Trevallyn – 50kms away from proposed development was attended by 4 residents of Clarence Point plus SunCable representatives compared to a public information meeting held by residents themselves with attendance of 40 plus. Is George Town Council satisfied that the community consultation conducted by SunCable is enough to establish “Social Licence” based on the above?

Response

1. It is important to understand that Council has not received a planning application for the SunCable development. As such, Council at this time does not know the specific details of the proposal, its environmental impacts, any proposed mitigation or management of environmental impacts. While there is potential for impacts, it is the responsibility of the developer to address these impacts, and Council does not have sufficient information on the proposal to consider how well this has or has not been done, nor to undertake any further meaningful consultation. Without confirmed details of the proposal and rigours investigation of the potential impacts, such consultation is premature. Until an application is submitted containing all the necessary information Council cannot commence any assessment or decision making process.
2. Planning is a statutory process and the mechanisms for consultation are stipulated in State legislation. Council’s engagement processes include website, newspapers and social media. In this instance, the SunCable proposal has also made national newspapers and television news. If West Tamar Council would like to explore additional opportunities for engagement, Council would be happy to discuss this further.
3. While a “Social Licence” is a desirable thing to have, it is not a legislative requirement with respect to land use planning. Any consultation currently being undertaken by SunCable is being undertaken entirely voluntarily. George Town Council does not discourage voluntary consultation being undertaken by developers. The effectiveness of their consultation and “social licence” will likely become apparent if/when an application is lodged and the formal assessment and consultation processes commence.

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Colette Barnes

I would like to submit a Question on Notice for the next George Town Council meeting.

My question is: Did the George Town Council notify the West Tamar Council of the rezoning application from Rio Tinto regarding the land at 135 Bell Bay Rd, George Town and if so, when and how was the West Tamar Council notified?

Response

All Tasmanian Councils, including West Tamar Council, were notified of the Draft Amendments on the 1st December 2023 via letter addressed to the General Manager.

For the sake of clarity, the Amendments to the zoning at the land identified, do not result from an application made by Rio Tinto. Council was directed to prepare Draft Amendments by the Tasmanian Planning Commission following the advertising of the Draft LPS and conducting a hearing with a number of stakeholders who raised an interest in the first consultation period. The consultation process was repeated for the Draft Amendments.

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4.3 PUBLIC QUESTION TIME

Commenced at: 1.12 pm

Concluded at: 1.28 pm

Cr Dawson left the meeting at 1:27 pm.

Cr Dawson returned to the meeting at 1:29 pm.

Tracey Sherlock, Clarence Point

Q1. I am aware that Council is required to advertise new developments and have been advised that Council has fulfilled its legal obligations in this regard. Could Council please provide me with physical evidence of the newspaper article and the dates of the advertisement of 135 Bell Bay Road rezoning. Also how many residents, the name and number of the streets which were sent notification?

The Chair, invited the Senior Planner to enter the meeting at 1.13 pm.

The Senior Planner requested point of clarity that the development has not been advertised.

Ms Sherlock advised that she was speaking about the rezoning.

The Senior Planner advised that the rezoning was advertised from the 4th.

Ms Sherlock requested that she would like the physical notice and notification to the surrounding residents.

The Chair took the question on notice.

Charlie Sherlock, Clarence Point

Mr Sherlock stated that he has been asking the West Tamar Councillors if they could advocate on behalf of residents with regards to the slag pile - "the Blue Mountain" that they can see opposite Bell Bay. He believes that there has been some correspondence in that regard. We understand that Council has made some inquiries about what might be happening. We are in contact with the EPA. Mr Sherlock would like to know what avenues might be available to Council to advocate on behalf of residents close by, but also across the river, with regards to the slag heap and the accumulation at a rather alarming rate of that slag heap over the last couple of years?

The Chair advised that it would be regulated by the EPA and Council's involvement would be limited but Council could furnish some advice on how we could advocate.

Through the Chair, the General Manager thanked Mr Sherlock for the question. The General Manager advised outside of the regulatory processes, which the question in the agenda has been answered, is through the EPA as a regulator for environmental control, Council has been working in the past with Liberty Bell Bay and its previous owners Temco South32, around what the potential uses of that material might be and then trying to connect them to other businesses that may be able to take some of that stock. The General Manager advised he does not know of the exact level of clearance but that the EPA has cleared use of the material in certain circumstances. The question might be best put to Liberty Bell Bay on whether they are seeking

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a market for the material. It is the General Manager's understanding that the material does not have any environmental concerns.

Mr Sherlock advised that for Council's information that he is aware that they are looking for alternative uses for the slag. It is just that there is a bit of a growing concern amongst the community and will be making other enquiries and we thank you for your response.

Q2. West Tamar Council has been advocating for residents in relation to the Suncable development. They've been advocating for local residents as George Town Council has, to attend Suncable briefing sessions, which is much appreciated. Our concern is that, being as they haven't submitted a formal DA yet and they don't own the land or have a formal agreement that we're aware of, what accountability do they have? Or does Council have in advocating for them, for the accuracy of that information?

Specifically in regards to the fact that they're seeking social licence for the project and that may be partially obtained from information that the community gets now and makes a judgement on, but in the future that may change and so is there some mechanism of accountability for information that's given out now that might significantly change?

The Chair advised that before this formally undergoes planning, it is almost impossible for any proponent to guarantee what the outcome will be, and so there may well be a shift in the substantial information based on the planning outcome.

Council does not have a formal position because Council has not received a DA and there is nothing to decide. From a planning point of view, Council also does not know the path that the project will go, whether it will be considered under the local planning scheme or as a project of state significance. Until this is resolved, Council's position is Council does not have a position.

But my overall observation is that Suncable is going well beyond the statutory requirements in providing information to the community and consulting on the project before there's even a DA submitted. So from that point of view, the Chair commend Suncable that they can do the best that they can with a project that will probably be contentious with some members of the public.

Until Council have a formalised DA, there's not a lot to assess except the expectation that things may change and it may change for things that are beyond Suncable's control.

Gail Hack

Q1. Ms Hack advised that her question is a follow-up question from the question provided on notice and Council's response around the engagement with both the West Tamar and Launceston Councils. Will the Council commit to ensuring that engagement with neighbouring councils for future developments in the Bell Bay Advanced Manufacturing Zone take a more holistic approach in identifying and managing residential and business concerns raised?

The Chair advised that it is Council's intent, but until Council has received a DA to comment on and what the planning pathway for any project is going to be, it is difficult to provide commentary because having a position may well jeopardise the planning process.

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Once Council has received a DA, Council intends to engage wholeheartedly and transparently as possibly can. Council intends to engage in consultation.

Q2. The second question is another follow on question. It was in relation to the General Manager of the West Tamar Council has advised that contact was made with George Town Council in an attempt to foster a meeting between Council and residents. Residents have been since notified in writing that this attempt has been declined by George Town Council. This seems to contradict the response that is provided to a question on notice in today's agenda. The question is why was the request declined?

The Chair advised that he indicated early on that until Council receives a DA to Consider Council does not have a position. Council have in good faith, engaged with every proponent who comes to Bell Bay but until a DA is received it is difficult to formally respond. And secondly, if it is assessed under the local planning scheme, Council is the local planning authority and would have to consider the DA. By having a position, it would contradict the whole planning pathway. So Council will be neutral.

Through the Chair, the General Manager advised that his response to the CEO of West Tamar Council was along those lines that the Mayor has just outlined it, it is premature to be coming across and having consultation sessions (on behalf of Council).

The Chair stated that once Council has received clarity consultation will occur and Council will provide the information so that residents can be informed with the facts.

Craig Mitchell, Clarence Point

Mr Mitchell advised that he has a follow up question that was partially answered. The question is did the George Town Council notify the West Tamar Council of the rezoning application regarding the land at 135 Bell Bay Road, and if so, when and how was the West Tamar Council notified?

As a follow-up question, we have been advised in person as well as in writing that the West Tamar Council has not received notification from the George Town Council about any rezoning application. So can you please provide evidence and communication of the notification sent to all Tasmanian councils?

The Chair took the question on notice.

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Mrs L. Wootton, Low Head

A post on the Council's Facebook page on 5 April last year announced the Future Impact Group's Parklet Pilot Project to activate the space along Macquarie St and increase dining opportunities in George Town.

It called for Expressions of Interest from businesses interested in having [quote]: *a parklet to complement and provide additional dining and seating space to their premises.*

The parklets will be situated in parking spaces outside local businesses to act as an additional outdoor dining area and can be configured to take up the space of one or two street-side parking spaces and may be modified with different components.

I must admit I had concerns about these taking up valuable parking spaces in the main street. We were later advised they would be installed prior to Christmas.

Q1. Could you explain why these parklets, that were obviously made to fit against an elevated pavement, were not installed as they were promoted, next to businesses that requested them?

Through the Chair, the General Manager advised that Council has three parklets in our possession. Two have been installed in the streetscape, but as you have rightly pointed out, not on the street or the road carriageway, where parking is. There is a third that is intended to be installed at the western end of Macquarie Street, which would be in the parking lane at the front of Don Marios. The reason Council have not put all the parklets on the roadside to date as intended is Council had some concerns around safety. Patrons sitting in there are in a traffic environment. Council received advice on how it might be able to make the roadway safer to protect patrons when they're in the parklet environment. That is the reason why they haven't been installed kerbside.

As it is a pilot program, Council is looking at what utilisation those parklets will get and what sort of future they may have whether in it is in the current construction form of a little bit more robust.

4.4 RESPONSE TO QUESTIONS FROM PREVIOUS PUBLIC QUESTION TIME

(Refer to Minute No. 425/00, which states in part, "that a copy of all written replies to questions from the Public Gallery be included in the following Council Agenda.")

Nil.

5 DECLARATIONS OF INTEREST

Mayor Greg Kieser declared an interest in Agenda Items 8.4 and 8.5.

Greg Dawson wished to disclose that he is an employee of Liberty Bell Bay

6 GENERAL MANAGER'S DECLARATION

I certify that with respect to all advice, information or recommendations provided to Council with this Agenda:

- the advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- where any advice is given directly to Council by a person who does not have the required qualifications of experience, that person has obtained and taken into account in that person's general advice, the advice from an appropriately qualified or experienced person.



Shane Power
GENERAL MANAGER

LOCAL GOVERNMENT ACT 1993 – SECTION 65

65. Qualified persons

- (1) A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
- (2) A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless –
 - (a) the general manager certifies, in writing –
 - (i) that such advice was obtained; and
 - (ii) that the general manager took the advice into account in providing general advice to the council or council committee; and
 - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

The General Manager advised that there are errors in the Agenda, being:

- Pages 45 and 64 do not include the wording "Officer's Recommendation"; and
- Table of Contents does not include the Cat Management Policy.

These errors will be corrected.

7 PLANNING AUTHORITY

7.1 DA 2024/04 - 77B ARNOLD STREET, GEORGE TOWN - SUBDIVISION (1 LOT TO 5 LOTS)

REPORT AUTHOR: Senior Town Planner - Mr J. Simons
REPORT DATE: 15/05/2024
FILE NO: DA 2024/04

Minute No. 69/24

DECISION

Moved: Cr Archer
Seconded: Cr Lowe

That the application for development, Subdivision (1 lot to 5 lots and road) at 77B Arnold Street, George Town (CT 181938/2) and the adjoining road reserve be **APPROVED** subject to the following conditions:

1. ENDORSED PLANS

The use and/or development must be carried out as shown on the endorsed plans and described in the endorsed documents:

- a) MDC Design and Drafting, Project No. 2400, Sheet A01, Issue B, dated 16/01/2023;
- b) Hydrodynamica, Memo Re: Onsite Stormwater Disposal Requirements, dated 7/4/2024;
- c) Geoton Pty Ltd, Preliminary Onsite Wastewater Disposal Evaluation, dated 4/12/2023;
- d) Rebecca Green and Associates, Bushfire Hazard Assessment Report & Bushfire Hazard Management Plan, dated 10/01/2024;

to the satisfaction of the Council, unless provided for otherwise by the conditions below or as directed By Council's Director Infrastructure and Development, following detailed assessment of the engineering design drawings. Any other proposed development and/or use will require a separate application to and assessment by the Council.

2. SUBMISSION AND APPROVAL OF ENGINEERING PLANS

Prior to the commencement of works, detailed engineering drawings and specifications must be submitted for an 'Assessment of Public Works' to the satisfaction of Council's Director Infrastructure and Development. Such drawings and specifications must include the following:

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- a) Include all infrastructure works shown on the endorsed plans and specifications or otherwise specified by the conditions below, including:
- I. Roads, crossovers and drainage infrastructure;
 - II. All necessary line marking and traffic signage;
 - III. Electricity infrastructure including street lighting where required;
 - IV. Communications infrastructure.
- b) All roads are to be designed in accordance with the Austroads Guide to Road Design, LGAT Standard Drawings and where applicable the Tasmanian Subdivision Guidelines, except where deviations are strictly necessary and approved or directed by Council's Director Infrastructure and Development. The Guidelines are available at www.lgat.tas.gov.au
- c) The newly proposed roads are to be a sealed rural road with a seal width of 6m comprising 35mm asphalt as wearing surface. The seal at the intersection with Davis Street shall be sawcut and joined with the new road with a neat finish.
- d) The cul-de-sac is to have sufficient dimensions to meet the requirements of the endorsed bushfire hazard management plan and is to be sealed.
- g) The internal road reserves are to be graded to ensure a walkable and mowable verge with minimum width of 1.5m.
- h) All road designs are to include a planting corridor with a minimum width of 3m, free of infrastructure and not encroaching on the 1.5m walkable verge, suitable for the future installation of street trees.
- i) Separation of 1.5m is to be maintained between driveway crossovers and any pole mounted electricity infrastructure or stormwater side entry pit.
- j) The means of connection to power reticulation services to each lot and street lighting in accordance with a design approved by TasNetworks. A copy of the approved design must be submitted to Council upon approval by TasNetworks.
- k) The means of connection for all lots to telecommunications. Where physical infrastructure is provided, services are to be underground. Written advice regarding the preferred means of connection and/or a plan approved by Telstra or other approved supplier must be submitted to Council upon approval by the supplier.
- m) All drawings are to be prepared by a suitably qualified and experienced engineer or Engineering Consultancy.

In all instances where the detailed design requires deviation from the standards identified above, approval must be sought from Council's Director Infrastructure and Development. Any such request for approval must be accompanied by supporting evidence prepared by a suitably qualified engineer.

Once approved by Council's Director Infrastructure and Development, engineering design drawings are valid for a period of five (5) years from the date of such approval, following which they will automatically lapse if they have not been carried into effect via works. Where any engineering design drawings have lapsed, Council may require the re-submission and review of the relevant engineering design drawings, any associated calculations and any other

relevant information to ensure compliance with current infrastructure standards and applicable legislation.

4. CONSTRUCTION OF WORKS

Prior to the sealing of the Final Plan, all private and public infrastructure works must be constructed in accordance with the engineering design drawings approved by the Council's Director Infrastructure and Development in accordance with Condition 3.

All works, including infrastructure and landscaping, must be commenced under the direct supervision of a civil engineer and completed to the satisfaction of the Council's Director Infrastructure and Development. Certification from the supervising engineer that all works have been carried out in accordance with the approved engineering design plans and to Council standards will be required prior to issue of the Certificate of Practical Completion.

5. DRIVEWAY CROSSOVERS

Prior to the sealing of the Final Plan, the driveway crossovers servicing each lot are to be constructed in accordance with the endorsed plans, LGAT Standard Drawings TSD R03 and TSD R04 and to the satisfaction of Council's Director Infrastructure and Development.

6. CONSTRUCTION DOCUMENTATION

At the time of practical completion of the infrastructure, Council must be provided with construction documentation sufficient to show that the works are completed in accordance with Council standards and are locatable for maintenance or connection purposes. The construction documentation is to consist of:

- a) An "As Constructed" plan in AutoCAD compatible format (.dwg) and Adobe (.pdf), including the following essential information:
 - I. All dimensions, levels and connection details of the Works.
 - II. All equipment dimensions, connections, etc.
 - III. Dimensions relative to boundaries for all pipes, pits, manholes, junctions and service connection points, fire plugs, stop valves, etc.
 - IV. Diameter, material, joint type and flow direction.
 - V. Depth of cover for pipes.
 - VI. Surface RLs and invert RLs of all inlet and outlet pipes at all stormwater nodes.
- b) Compaction and soil test results for all earthworks or pavement works.
- c) An engineer's certificate that each component of the works comply with the approved engineering plans and Council standards.

7. CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN

Prior to the commencement of works a construction environmental management plan is to be submitted to the satisfaction of the Director Infrastructure and Development. The plan is to include plans and procedures for the management of:

- a) dust;
- b) erosion, including stabilisation of exposed soils within reshaped drains;
- c) soil and water management to minimise discharge of polluted or sediment laden runoff
- d) directly or indirectly into Council's drains and watercourses; and
- e) noise,

during construction. The plan is also to include a plan and procedure for receiving and addressing complaints from surrounding land owners. All works are to be undertaken in accordance with the approved soil and water management plan.

8. COVENANTS ON SUBDIVISIONS

Covenants or similar restrictive controls must not be included on or otherwise imposed on the titles to the lots created by the subdivision permitted by this permit unless:

- a) such covenants or controls are expressly authorised by the terms of this permit; or
- b) such covenants or similar controls are expressly authorised by the consent in writing of the Council.

9. CONTRIBUTION IN LIEU OF PUBLIC OPEN SPACE

Pursuant to section 117 of the Local Government (Building and Miscellaneous Provisions) Act 1993, Council has determined that the subdivision will, or is likely to, increase the demand for public open space and, as no or no sufficient or acceptable provision has been made in the plan of subdivision for public open space, Council has determined that payment of a cash contribution (the Contribution) in lieu of public open space is appropriate.

The Contribution must be in an amount equal to five percent (5%) of the value of the area of land in the approved plan of subdivision (excluding Lot 1).

The amount of the Contribution is to be determined by a valuation (the Valuation) of the specified lots prepared by a registered land valuer. The Valuation must be procured at the subdivider's expense. Unless otherwise specified in this condition, the Valuation is to determine the value of the relevant land as at the date of lodgment with Council of the Final Plan of subdivision for sealing (the Final Plan), following the completion of all works required by this permit, including but not limited to all private and public infrastructure and landscaping works.

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The subdivider must pay the Contribution to Council before the Final Plan will be sealed by Council.

References in this permit condition to payment of a Contribution includes the provision of security for the same in the form of a bond by the landowner to pay the Contribution which is supported by a bank guarantee, in accordance with the requirements of sub-section 117(4) of the Local Government (Building and Miscellaneous Provisions) Act 1993. Each of the bond and the guarantee must be in a form acceptable to Council.

10. EASEMENTS AND NOTATIONS

All lots which cannot be serviced by a gravity connection servicing the majority of the lots surface area are to include notation on the title, as per Section 83 (5) of the *Local Government Building and Miscellaneous Provisions) Act 1993*, that Council will not provide a gravity connection and an alternative onsite stormwater management system is required for all buildings and hardstand areas.

Easements are required over all Council and third-party services located in private property. The minimum width of any easement must be 3 metres for Council (public) stormwater mains. A greater or lesser width may be approved/required in appropriate circumstances.

11. DEFECT LIABILITY PERIOD

Prior to the sealing of the Plan of Survey, the person responsible must lodge with Council a bond and bank guarantee/cash deposit for the duration of the Defect Liability Period for the amount of 5% of the construction value of the public works.

12. BUSHFIRE HAZARD MANAGEMENT

The land is to be maintained at all times in accordance with the endorsed Bushfire Hazard Management Plan.

13. NO POLLUTED RUNOFF

No polluted and/or sediment laden runoff must be discharged directly or indirectly into Council's drains, watercourses or the foreshore during and after development.

14. DAMAGE TO PUBLIC INFRASTRUCTURE

Any damage to public infrastructure shall be repaired at the owners cost. If any repairs are necessary, they will be undertaken in accordance with the requirements and to the satisfaction of the Director Infrastructure and Development.

15. TASWATER

All works are to be completed in accordance with TasWater's Submission to Planning Authority Notice.

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Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2024/04. You should contact Council with any other use or development, as it may require the separate approval of Council. Council's planning staff can be contacted on 6382 8800.
2. This permit does not imply that any other approval required under any other by-law, covenant or legislation has been granted. The following additional approvals from Council may be required before construction commences:
 - a. Infrastructure Design Approval.

All enquiries should be directed to Council's Infrastructure Department, via 6382 8800.

3. Prior to undertaking any work within the Crown Road Reserve, further application must be made to Property Services for approval to undertake works as per the requirements of the *Crown Lands Act 1976*. This is separate from the consent obtained to lodge the Development Application. Contact may be made via ph: 6169 9015 or email: propertyervices@parks.tas.gov.au
4. Prior to undertaking any work within the Tasmanian Gas Pipeline Easement, contact must be made via Before You Dig Australia at www.byda.com.au
5. This permit takes effect after:
 - i. the 14 day appeal period expires; or
 - ii. any appeal to the Tasmanian Civil and Administrative Tribunal is abandoned or determined; or.
 - iii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or any other required approvals under this or any other Act are granted.
6. A planning appeal may be instituted by lodging a notice of appeal with the Tasmanian Civil & Administrative Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Tasmanian Civil & Administrative Tribunal website www.tascat.tas.gov.au.
7. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted at Council's discretion if a request is received within 6 months of the expiration.
8. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.

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9. It is the responsibility of the applicant to ensure that they are acting in accordance with any Section 71 (Part 5) Agreement or Covenant registered to the title. These matters are not taken into account as part of an assessment against the planning scheme. A permit issued under the *Land Use Planning and Approvals Act 1993* does not undermine or absolve any individual from any obligation imposed by such agreements. The obligations and risks associated with Section 71 (Part 5) Agreements and Covenants should be discussed with a solicitor.
10. If any Aboriginal relics are uncovered during works:
- a. All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
 - b. The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au; and
 - c. The relevant approval processes will apply with state and federal government agencies.

The applicant is requested to remove any planning advertising signs from the property boundary, and to dispose of it in a thoughtful and sustainable manner.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

The Senior Planner left the meeting at 1.37 pm.

8 OFFICE OF GENERAL MANAGER

8.1 COUNCIL WORKSHOPS APRIL AND MAY 2024

REPORT AUTHOR: General Manager - Mr S. Power
REPORT DATE: 15 May 2024
FILE NO: 14.10

Minute No. 70/24

DECISION

Moved: Cr Dawson
Seconded: Cr Orr

That Council:

1. Receives the report on the Council Workshops held on the 23 April 2024 and 14 May 2024.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

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8.2 QUARTERLY REPORT - QUARTER 3 - 1 JANUARY - 31 MARCH 2024

REPORT AUTHOR:	General Manager – Mr S. Power
REPORT DATE:	7 February 2024
FILE NO:	14.21

Cr Barwick asked the status of the gravel resheeting program.

The General Manager took the question on notice.

Minute No. 71/24

DECISION

Moved: Cr Mason
Seconded: Cr Ashley

That Council:

1. Receives the George Town Council 3rd Quarterly Performance Report 1 January 2024 – 31 March 2024; and
2. Provide public access to the report as part of Council's commitment to ongoing good governance.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Harris, Cr Lowe, Cr Mason and Cr Orr
Against: Cr Barwick
Abstained: Nil

CARRIED 8 / 1

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8.3 REVIEW OF GEORGE TOWN COUNCIL'S COMMUNITY STRATEGIC PLAN 2024-2030

REPORT AUTHOR:	General Manager - Mr S. Power
REPORT DATE:	8 April 2024
FILE NO:	17.6

Minute No. 72/24

DECISION

Moved: Cr Mason
Seconded: Cr Lowe

That Council:

1. Adopts the George Town Community Strategic Plan 2024 – 2030; and
2. Provide public access to the report as part of Council's commitment to ongoing good governance.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe, Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

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**8.4 LOCAL GOVERNMENT CODE OF CONDUCT - DETERMINATION REPORT NEILSEN
V KIESER**

REPORT AUTHOR: General Manager - Mr S. Power
REPORT DATE: 2 May 2024
FILE NO: 14.25

The Chair invited the Deputy Mayor to take the Chair at 2:02 pm.

The Deputy Mayor assumed the role of Chair at 2:02 pm.

Cr Kieser left the meeting at 2:02 pm.

Minute No. 73/24

DECISION

Moved: Cr Mason
Seconded: Cr Orr

That Council:

- a) Receives and notes the Local Government Code of Conduct Panel's Determination Report attached to this report and relating to the Code of Conduct complaint from Mr Graeme Neilsen against Councillor Greg Kieser; and
- b) Notes the tabling of the Determination Report in accordance with s.28ZK(4) of the Local Government Act 1993

VOTING

For: Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe, Cr Mason
and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 8 / 0

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**8.5 LOCAL GOVERNMENT CODE OF CONDUCT - DETERMINATION REPORT ARCHER
V KIESER**

REPORT AUTHOR: General Manager - Mr S. Power
REPORT DATE: 2 May 2024
FILE NO: 14.25

Minute No. 74/24

DECISION

Moved: Cr Mason
Seconded: Cr Lowe

That Council:

- a) Receives and notes the Local Government Code of Conduct Panel's Determination Report attached to this report and relating to the Code of Conduct complaint from Cr Winston Archer against Councillor Greg Kieser; and
- b) Notes the tabling of the Determination Report in accordance with s.28ZK(4) of the Local Government Act 1993.

VOTING

For: Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe, Cr Mason
and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 8 / 0

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8.6 TAMAR ESTUARY AND ESK RIVERS (TEER) PROGRAM AGREEMENTS 2024 - 2028

REPORT AUTHOR: General Manager - Mr S. Power
REPORT DATE: 20 May 2024
FILE NO: 32.4

Mayor Kieser returned to the meeting at 2:07 pm.

The Deputy Mayor vacated the Chair at 2:07 pm.

The Mayor resumed the Chair at 2:07 pm.

Minute No. 75/24

DECISION

Moved: Cr Orr
Seconded: Cr Dawson

That Council:

1. Authorise the General Manager to execute the Tamar Estuary and Esk Rivers (TEER) Program Collaboration Agreement 1 July 2024 – 30 June 2028; and
2. Authorise the General Manager to execute the Tamar Estuary and Esk Rivers (TEER) Program Collaboration and Data Sharing Agreement 1 July 2024 – 30 June 2028.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

9 INFRASTRUCTURE AND DEVELOPMENT

9.1 TRANSFER OF ASSETS AND MEMORANDUM OF UNDERSTANDING - STATE EMERGENCY SERVICE (SES)

REPORT AUTHOR:	Director Infrastructure & Development – Mr A. McCarthy
REPORT DATE:	20 May 2024
FILE NO:	45.6

The Director Infrastructure & Development entered the meeting at 2:16 pm.

Minute No. 76/24

DECISION

Moved: Cr Mason
Seconded: Cr Harris

That Council:

1. Authorises the General Manager to execute a Memorandum of Understanding with the Tasmania State Emergency Service for three years, starting 1 July 2024 in accordance with the terms and conditions of the attached MoU.
2. Writes down the assets identified in Appendix A of the Memorandum of Understanding as at 1 July 2024 and recognise a "loss on disposal" of \$5,000.

VOTING

For: Cr Kieser, Cr Dawson, Cr Ashley, Cr Harris, Cr Lowe, Cr Mason and Cr Orr
Against: Cr Archer and Cr Barwick
Abstained: Nil

CARRIED 7 / 2

The Director Infrastructure & Development left the meeting at 2.23 pm

10 CORPORATE AND COMMUNITY

10.1 HEALTH AND WELLBEING STRATEGY

REPORT AUTHOR: Director Corporate & Community - Ms C. Hyde
REPORT DATE: 6 May 2024
FILE NO: 21.25

The Director Corporate and Community entered the meeting at 2.23 pm.

Minute No. 77/24

DECISION

Moved: Cr Harris
Seconded: Cr Ashley

That Council:

1. Endorses the George Town Health and Wellbeing Strategy 2024-2030.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Harris, Cr Lowe, Cr Mason
and Cr Orr
Against: Cr Barwick
Abstained: Nil

CARRIED 8 / 1

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10.2 POTENTIAL SALE OF COUNCIL PUBLIC OPEN SPACE

REPORT AUTHOR: Director Corporate & Community - Ms C. Hyde
REPORT DATE: 28 May 2024
FILE NO: 32.36

Minute No. 78/24

DECISION

Moved: Cr Archer
Seconded: Cr Dawson

That Council:

1. Rescinds motions -

041/18 POTENTIAL COUNCIL LAND SALES

That Council resolve to sell Gerzalia Drive (PID 1737346) with proceeds from the sale to be invested into public open space within the community with the proposed sale to be held in abeyance until public access to the water has been confirmed. And,

045/18 POTENTIAL COUNCIL LAND SALES

That the Council investigates an amalgamation of the titles of Gerzalia Drive (PID 2048374) to the adjoining land under private ownership.

2. Instructs the General Manager to continue to include PID 1737346 and PID 2048374 on the register of public land owned by Council.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

The Director Corporate and Community left the meeting at 2.28 pm.

11 ORGANISATIONAL PERFORMANCE, STRATEGY & ENGAGEMENT

11.1 CAT MANAGEMENT POLICY

REPORT AUTHOR: Director Organisational Performance, Strategy & Engagement
- Mr R. Dunn

REPORT DATE: 6 May 2024

FILE NO: 43.7

The Director Organisational Performance, Strategy & Engagement entered the meeting at 2.28 pm.

Minute No. 79/24

DECISION

Moved: Cr Barwick
Seconded: Cr Dawson

That Council:

1. Adopts the Cat Management Policy; and
2. that the policy lay on the table for one month for public consultation.

VOTING

For: Cr Dawson, Cr Archer, Cr Barwick, Cr Harris and Cr Lowe
Against: Cr Kieser, Cr Ashley, Cr Mason and Cr Orr
Abstained: Nil

CARRIED 5 / 4

FORESHADOWED MOTION

Moved: Cr Orr
Seconded: Cr Lowe

That Council:

1. Adopts the Cat Management Policy.

The Director Organisational Performance, Strategy & Engagement left the meeting at 2.44 pm.

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12 MAYOR

12.1 MATTERS OF INVOLVEMENT - MAYOR, DEPUTY MAYOR AND COUNCILLORS

REPORT DATE: 20 May 2024

FILE NO: 14.11, 14.15

Mayor Cr Greg Kieser		
<i>April</i>	22	Met with Labor Party members
	23	Chaired Council workshop
	23	Chaired Ordinary Council meeting
	24	Interview Tamar FM
	25	Attended George Town ANZAC Service
	29	Attended Bell Bay Impact Brief Workshops
	30	Attended NTDC Board meeting
<i>May</i>	1	Attended NTDC Strategy Workshop
	1	Attended Youth Impact Council
	7	ABC Radio Interview
	14	Part Chaired Council Workshop
	15	Met with SunCable representatives and General Manager
	15	Presented at GTC Roadshow – Hillwood
	16	Attended Reconciliation Action Plan meeting
	18	Presented at GTC Roadshow - Weymouth
	18	Presented at GTC Roadshow – Pipers River
	20	Presented at GTC Roadshow – George Town
Deputy Mayor Cr Greg Dawson		
<i>April</i>	25	Attended George Town ANZAC Service
<i>May</i>	14	Part Chaired Council Workshop
	15	Attended GTC Roadshow – Hillwood
	20	Attended GTC Roadshow – George Town
Cr Orr		
<i>April</i>	25	Weymouth Anzac Day Service
<i>May</i>	4	Weymouth Progress Association Committee Meeting
	7	Destination Action Group Meeting
	15	GTC Roadshow - Hillwood
	18	GTC Roadshow - Weymouth
	18	GTC Roadshow – Pipers River
	20	GTC Roadshow – George Town
	20	George Town & District Historical Society Inc.
Cr Ashley		
<i>May</i>	1	Attended Youth Impact Council
	15	GTC Roadshow - Hillwood

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	17	Attended Raising of the IDAHOBIT Flag
	18	GTC Roadshow - Weymouth
	18	GTC Roadshow – Pipers River
	20	GTC Roadshow – George Town
Cr Mason		
May	1	Attended Youth Impact Council
	15	GTC Roadshow - Hillwood
	17	Attended Raising of the IDAHOBIT Flag
	18	GTC Roadshow - Weymouth
	18	GTC Roadshow – Pipers River
	20	GTC Roadshow – George Town

Minute No. 80/24

DECISION

Moved: Cr Mason
Seconded: Cr Ashley

That the information report from the Mayor, Deputy Mayor and Councillors on Matters of Involvement be received and the information noted.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

13 PETITIONS

Nil.

14 NOTICES OF MOTIONS

14.1 GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW - CR ARCHER

Moved: Cr Archer

That the General Manager's annual performance review be conducted in either a closed Ordinary Council Meeting; or closed Special Council Meeting.

Reason:

No reason provided.

MOTION

Moved: Cr Archer

Seconded: Cr Barwick

That the General Manager's annual performance review be conducted in either a closed Ordinary Council Meeting; or closed Special Council Meeting.

Cr Barwick called a point of order at 3.01 pm and stated that the review of the General Manager is conducted by an outside adjudicator with an agenda, not run by meeting regulations.

The Chair advised that this is not correct and the meeting is governed by the meeting procedures and continued with the previous question asked by Cr Dawson.

Cr Dawson called a Point of Order at 3.16 pm against Cr Archer 23 (1)(e) references to Councillors wrongdoing.

The Chair agreed with Cr Dawson.

VOTING

For: Cr Archer and Cr Barwick

Against: Cr Kieser, Cr Dawson, Cr Ashley, Cr Harris, Cr Lowe, Cr Mason and Cr Orr

Abstained: Cr Lowe and Cr Orr

LOST 2 / 7

14.2 WEYMOUTH COMMUNITY HALL DISHWASHER - CR ORR

Moved: Cr Orr

The George Town Council to install a SW5000 Eswood Smartwash Dishwasher and associated costs plus \$875 towards the price of the dishwasher for the Weymouth Community Hall 18-20 Major Street Tasmania.

The dishwasher valued at \$3650 will be from the \$2000 from Commonwealth Volunteers Grant , \$875 from the Weymouth Progress Association and \$875 plus installation from the George Town Council Community Grants.

Quote attached.

Reason:

The Hall is situated in the beautiful coastal town of Weymouth. Once a quiet little village has now been discovered by many "Sea-Changers" The kitchen has recently been upgraded to meet current health standards thanks to a large grant obtained by the Weymouth Progress Association and a small shortfall by the Council. The welcome upgrade has resulted in more events being booked and more usage of the kitchen. The WPA uses the kitchen for their larger events such as the Weymouth Sandcastle Competition Day, Christmas in July, Winter Solstice walk, annual Birthday Celebration, Xmas – New Year get togethers, trivia nights, Anzac Day Service, and the Weymouth Easter Market. Smaller gatherings include Book Club, monthly committee meetings, four association and annual general meetings. Other groups regular book the hall via the WPA like Tamar NRM and a dance club that hire the hall for a four-day event plus members regular hire the hall for gatherings like kid's parties.

The WPA are happy to assist with the installation of the dishwasher, contribute \$875 of their members funds and have obtained a grant of \$2000 with the assistance of Bridget Archer. Total of \$2875 plus in-kind support. This is a great opportunity for further investment in a Council owned building, at a very small cost to the Council.

The Director Corporate & Community entered the meeting at 3.31 pm.

Minute No. 81/24

DECISION

Moved: Cr Orr

Seconded: Cr Dawson

The George Town Council to install a SW5000 Eswood Smartwash Dishwasher and associated costs plus \$875 towards the price of the dishwasher for the Weymouth Community Hall 18-20 Major Street Tasmania.

The dishwasher valued at \$3650 will be from the \$2000 from Commonwealth Volunteers Grant , \$875 from the Weymouth Progress Association and \$875 plus installation from the George Town Council Community Grants.

Quote attached.

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VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

The Director Corporate & Community left the meeting at 3.34 pm.

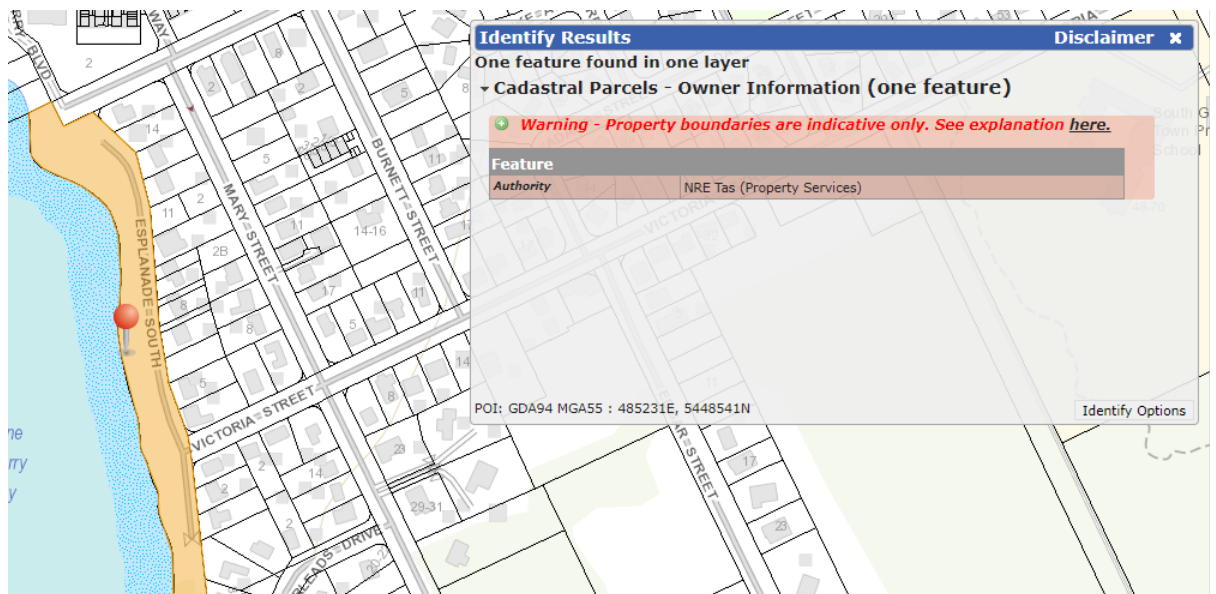
15 COUNCILLORS' QUESTIONS WITH OR WITHOUT NOTICE

15.1 CROWN LAND, AUDIO RECORDING GUIDELINES POLICY, QUARTERLY REPORT - CR ORR

- Q1. Is the roadway and land (CID 1141431) adjacent to the property boundary of No.1 and No.15 Esplanade South, Crown Land?

Response

The subject land in the image below is Crown Land.



- Q2. Does the George Town Council have a licence or Lease on this section of land or is NRE Tas – Property Services the authority Land Manager?

Response

George Town Council does not have a Crown lease or license over the subject area. NRE are the land owner, however as the Local Government (Highways) Act 1982 designate Council as the road authority, which in turn enables us to undertake maintenance and construction works in relation to the road infrastructure, which includes drains, bridges, and pathways.

Division 1 - General powers and duties of corporations

21. General responsibility of corporations

(1) Subject to this Act, the corporation of a municipality is charged with the duty of maintaining the local highways in the municipality that are maintainable by the corporation as shown on its municipal map, and, in any particular case,

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it shall discharge that duty in such manner as, having regard to all the circumstances of the case, it considers practicable and appropriate.

- Q3. At the April Council Meeting, Councillors were presented with a working document of the Council Meetings Audio Recording Guidelines Policy. This working document was adopted as per Minute No. 50/24 with a major amendment. Will the final draft of the Council Meetings Audio Recording Guidelines Policy be presented to Councillors for final adoption?

Response

As stated in your question, Council adopted the Council Meetings Audio Recording Guidelines Policy excluding audio recording of workshops (Minute No. 50/24). This motion has been enacted by Council officers with the policy being in force and publicly available.

“Once a decision has been made by a current council, the outcome of that decision can only be changed firstly by way of a rescission motion and if passed the subsequent determination of an alternative course of action. The General Manager must provide specific advice to a council prior to determination of a revocation matter. A rescission motion must be given either “on notice” by a councillor at least 7 days before the meeting at which it is to be considered.” LGAT Best Practice Minute Taking for Local Government.

If the intent is not to alter the motion but rather to view the final draft policy, this can be provided to Councillors at a Council workshop in hardcopy or accessed via Councils website.

- Q4. Re Quarterly Report.

Under Infrastructure and development, Minute No. 22/23 was noted as completed in the report received at the February meeting. It is still listed in the Jan – March report where it should now be off the list.

Response

Minute No. 22/23 has been completed and has been removed from the 1 January – 31 March 2024 Quarterly Performance report.

16 CLOSED MEETING

16.1 INTO CLOSED MEETING

Minute No. 82/24

DECISION

Moved: Cr Lowe
Seconded: Cr Mason

That Council move into closed meeting at 3.35 pm to discuss the following items:

Agenda Item 16.2 Minutes of the Closed Ordinary Council Meeting held on 23 April 2024

As per the provisions of Regulation 34(6) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.3 Local Government Code of Conduct – Determination Report Archer V Kieser

As per the provisions of Regulation 15(2)(g) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.4 Leave of Absence – Mayor Cr Greg Kieser

As per the provisions of Regulation 15(2)(h) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.5 Purchase of New Loader

As per the provisions of Regulation 15(2)(d) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.6 Rates Recovery for Rate Debts More than Three Years in Arrears

As per the provisions of Regulation 15(2)(f) and (j) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.7 Legal Expenditure

As per the provisions of Regulation 15(2)(a) (b) (d) (e) (f) (g) (i) (j) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.8 Confidential Councillors' Questions With or Without Notice – Dalrymple and Old Bangor Tram Road Junction Upgrade – Cr Orr

As per the provisions of Regulation 15(2)(g) of the Local Government (Meeting Procedures) Regulations 2015.

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VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Ashley, Cr Barwick, Cr Harris, Cr Lowe,
Cr Mason and Cr Orr
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 9 / 0

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17 CLOSURE

There being no further business, the meeting closed at 4:18 pm.


Cr Greg Kieser
MAYOR