



MINUTES

Ordinary Meeting

TUESDAY, 19 MARCH 2019

7.00PM

**RIDGLEY PRIMARY SCHOOL
904 RIDGLEY HIGHWAY, RIDGLEY**

ORDER OF BUSINESS

OPEN SESSION

Min No.	Business	Page No
AO054-19	COUNCILLOR DECLARATIONS OF INTEREST	6
AO055-19	CONFIRMATION OF MINUTES OF THE 'OPEN SESSION' MEETING OF COUNCIL HELD ON 19 FEBRUARY 2019	10
<i>MOTIONS ON NOTICE</i>		
AO056-19	MOTION ON NOTICE - COMMUNITY 'THINK-TANK'	11
AO057-19	MOTION ON NOTICE - JORGENSEN STREET RESERVE	13
AO058-19	MOTION ON NOTICE - WATERFRONT PARKING	28
AO059-19	MOTION ON NOTICE - REDUCTION OF FERAL CATS	33
<i>PUBLIC QUESTION TIME</i>		
AO060-19	PUBLIC QUESTION TIME	37
<i>PLANNING AUTHORITY</i>		
AO061-19	TASMANIAN PLANNING SCHEME DRAFT BURNIE LOCAL PROVISIONS SCHEDULE	40
<i>OFFICERS' REPORTS</i>		
<i>WORKS AND SERVICES</i>		
AO062-19	PUBLIC LAND REGISTER - REVIEW	50
AO063-19	LAND DISPOSAL - PROPOSAL TO DISPOSE OF A PORTION OF LAND TO BURNIE SURF LIFE SAVING CLUB - NORTH TERRACE, BURNIE	92
AO064-19	LAND DISPOSAL - PROPOSAL TO DISPOSE OF A PORTION OF LAND TO GIRL GUIDES ASSOCIATION (TASMANIA) - HOWE STREET, BURNIE	101
<i>LAND AND ENVIRONMENTAL SERVICES</i>		
AO065-19	BURNIE PLANNING SCHEME 10 SMITH STREET, WIVENHOE	109
<i>COMMUNITY AND ECONOMIC DEVELOPMENT</i>		
AO066-19	2019 FEDERAL ELECTION PROJECTS	124

ORDER OF BUSINESS

OPEN SESSION

Min No.	Business	Page No
<i>GENERAL MANAGER</i>		
AO067-19	GENERAL MANAGER'S REPORT - OPEN SESSION	136
AO068-19	GENERAL MANAGER'S INFORMATION REPORT FOR LAND AND ENVIRONMENTAL SERVICES FEBRUARY 2019	148
AO069-19	GENERAL MANAGER'S INFORMATION REPORT FOR WORKS AND SERVICES FEBRUARY 2019	158
AO070-19	GENERAL MANAGER'S INFORMATION REPORT COMMUNITY AND ECONOMIC DEVELOPMENT FEBRUARY 2019	166
AO071-19	GENERAL MANAGER'S INFORMATION REPORT CORPORATE AND BUSINESS SERVICES FEBRUARY 2019	177
<i>COUNCIL COMMUNICATIONS</i>		
AO072-19	COMMUNICATIONS JOURNAL MARCH 2019	197
AO073-19	COMMUNICATIONS JOURNAL - DARWIN FOOTBALL ASSOCIATION - GROUND RENTAL FEE INCREASES	206
AO074-19	COMMUNICATIONS JOURNAL - TASMANIAN ELECTORAL COMMISSION - LGAT GENERAL MANAGEMENT COMMITTEE NOMINATIONS	211
<i>MINUTES AND REPORTS OF COMMITTEES</i>		
AO075-19	BURNIE AUSTRALIA DAY SPECIAL COMMITTEE CONFIRMED MINUTES OF MEETING HELD ON 17 DECEMBER 2018	215
AO076-19	BURNIE REGIONAL ART GALLERY SPECIAL ADVISORY COMMITTEE UNCONFIRMED MINUTES OF MEETING HELD ON 25 FEBRUARY 2019	218
AO077-19	BURNIE SPORTS CENTRE SPECIAL COMMITTEE UNCONFIRMED MINUTES OF MEETING HELD ON 21 FEBRUARY 2019	226
AO078-19	UPPER NATONE RESERVE SPECIAL COMMITTEE UNCONFIRMED MINUTES OF MEETING HELD ON 25 FEBRUARY 2019	229
AO079-19	CRADLE COAST WASTE MANAGEMENT GROUP UNCONFIRMED MINUTES OF MEETING HELD ON 13 FEBRUARY 2019	232

ORDER OF BUSINESS

OPEN SESSION

Min No.	Business	Page No
<i>NON AGENDA ITEMS</i>		
AO080-19	NON AGENDA ITEMS	241

**MINUTES OF THE OPEN SESSION ORDINARY MEETING
OF THE BURNIE CITY COUNCIL
HELD AT THE RIDGLEY PRIMARY SCHOOL ON TUESDAY, 19 MARCH 2019**

HOUR: 5.31 pm- 5.33 pm
7.00 pm – 8.15 pm

TIME OCCUPIED: 1 hour 17 minutes

PRESENT: Mayor S Kons, Deputy Mayor G Simpson, Cr A Boyd, Cr T Brumby, Cr T Bulle, Cr K Dorsey, Cr A Keygan, Cr S Kons, Cr C Lynch, Cr D Pease.

Officers in Attendance:

General Manager (A Wardlaw), Director Community and Economic Development (R Greene), Director Land and Environmental Services (P Earle), Director Works and Services (G Neil), Executive Manager Corporate Finance (M Smith), Executive Manager Corporate Governance (M Neasey), Governance Officer (M Knight) and Media and Communications Officer (F Loughran).

APOLOGIES: There were no apologies tendered.

AO054-19 COUNCILLOR DECLARATIONS OF INTEREST

The Mayor requested Councillors to declare any interest that they or a close associate may have in respect of any matter appearing on the agenda.

There were no declarations of interest.

‘CLOSED SESSION’: COUNCIL

The General Manager advised that in his opinion, the agenda items listed below are prescribed items in accordance with Clause 15 of the *Local Government (Meeting Procedures) Regulations 2015* (i.e. confidential matters), and therefore Council may by absolute majority determine to close the meeting to the general public.

	Meeting Regulations Reference
AC033-19 COUNCILLOR DECLARATIONS OF INTEREST	15(2)(g)
AC034-19 CONFIRMATION OF MINUTES OF THE 'CLOSED SESSION' MEETING OF COUNCIL HELD ON 19 FEBRUARY 2019	15(2)(g)
AC035-19 APPLICATIONS FOR LEAVE OF ABSENCE	15(2)(h)
AC036-19 GENERAL MANAGER'S REPORT - CLOSED SESSION	15(2)(i)
AC037-19 PERSONNEL REPORT FEBRUARY 2019	15(2)(a)
AC038-19 OUTSTANDING DEBTORS	15(2)(j)
AC039-19 COMMUNICATIONS JOURNAL - MARCH 2019	15(2)(g)
AC040-19 CRADLE COAST AUTHORITY BOARD MEETING UNCONFIRMED MINUTES OF MEETING HELD ON 21 FEBRUARY 2019	15(2)(g)
AC041-19 NON AGENDA ITEMS	15(2)(f)
AC042-19 AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION	15(2)(f)
AC043-19 COMPLETION OF CLOSED SESSION / MEETING ADJOURNMENT	15(2)(f)

RECOMMENDATION

“THAT the meeting be closed to the public to enable Council to consider agenda items AC033-19 to AC043-19 which are confidential matters as prescribed in Clause 15 of the Local Government (Meeting Procedures) Regulations 2015.”

COUNCIL RESOLUTION

Resolution number: MO048-19

MOVED: ***Cr C Lynch***

SECONDED: ***Cr G Simpson***

“THAT the meeting be closed to the public to enable Council to consider agenda items AC033-19 to AC043-19 which are confidential matters as prescribed in Clause 15 of the Local Government (Meeting Procedures) Regulations 2015.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Reg	Confidential Reason
------------	----------------------------

- | | |
|----------|--|
| 15(2)(a) | Personnel matters, including complaints against an employee of the council and industrial relations matters |
| 15(2)(b) | Information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the council is conducting, or proposes to conduct, business |
| 15(2)(c) | Commercial information of a confidential nature that, if disclosed, is likely to (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret |
| 15(2)(d) | Contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal |
| 15(2)(e) | The security of (i) the council, councillors and council staff; or (ii) the property of the council |
| 15(2)(f) | Proposals for the council to acquire land or an interest in land or for the disposal of land |
| 15(2)(g) | Information of a personal and confidential nature or information provided to the council on the condition it is kept confidential |
| 15(2)(h) | Applications by councillors for a leave of absence |
| 15(2)(i) | Matters relating to actual or possible litigation taken, or to be taken, by or involving the council or an employee of the council |
| 15(2)(j) | The personal hardship of any person who is resident in, or is a ratepayer in, the relevant municipal area |

RESUMPTION

At 7.00 pm the Meeting of Council resumed in Open Session.

PRESENT:

Mayor S Kons, Deputy Mayor G Simpson, Cr A Boyd, Cr T Brumby, Cr T Bulle, Cr K Dorsey, Cr A Keygan, Cr S Kons, Cr C Lynch, Cr D Pease.

Officers in Attendance:

General Manager (A Wardlaw), Director Community and Economic Development (R Greene), Director Land and Environmental Services (P Earle), Director Works and Services (G Neil), Executive Manager Corporate Finance (M Smith), Executive Manager Corporate Governance (M Neasey), Governance Officer (M Knight) and Media and Communications Officer (F Loughran).

ACKNOWLEDGEMENT OF COUNTRY

The Mayor commenced the Open Session with the Acknowledgement of Country.

The Burnie City Council acknowledges Tasmanian Aborigines as the traditional owners of the land on which we are meeting and on which this building stands.

PRAYER

The meeting was opened with prayer by Belinda Smith from the Salvation Army.

**AO055-19 CONFIRMATION OF MINUTES OF THE 'OPEN SESSION' MEETING
OF COUNCIL HELD ON 19 FEBRUARY 2019****RECOMMENDATION:**

“THAT the minutes of the ‘Open Session’ of the Burnie City Council, held at the City Offices on 19 February 2019, be confirmed as true and correct.”

COUNCIL RESOLUTION

Resolution number: MO049-19

MOVED: Cr A Keygan

SECONDED: Cr D Pease

“THAT the minutes of the ‘Open Session’ of the Burnie City Council, held at the City Offices on 19 February 2019, be confirmed as true and correct.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

MOTIONS ON NOTICE**AO056-19 MOTION ON NOTICE - COMMUNITY 'THINK-TANK'****FILE NO: 15/5/2****PREVIOUS MIN:**

Councillor David Pease has given notice that he would move the following motion at this meeting:-

“THAT Council incorporates community think-tanks on a quarterly basis in to the regular Tuesday night workshops. The sessions to be moderated by the Executive of the Burnie Chamber of Commerce and Industry (BCCI), to last no longer than 1.5 hours, and be held in an easily accessible venue other than the Council Chambers.”

COUNCILLOR’S COMMENTS

Burnie is fortunate to have a large number of individuals and community groups heavily invested in advancing our City. Many of these people have positive ideas and thoughts. The purpose of the think-tanks is to provide a forum to voice these initiatives and visions, including details such as photographs and diagrams, and to allow Councillors to ask questions and comment on the ideas. The think-tanks could also incorporate a short, concise ‘brickbats and bouquets’ section.

The important element is that Council can be addressed as a collective, not individually, ensuring that the majority of elected Members have a primary understanding of the matter. In order to create a forum that is clearly without bias or influence from Council the BCCI is to act as the moderator, determining the ideas to be spruiked, number and length of presentations etc. it would be necessary for the BCCI and Council to develop a framework for the forums.

It is suggested that a venue such as The Point or RSL would provide a less formal venue than the Council Chambers, and as such generate greater community involvement. That is, people will be more likely to attend and express themselves in a more relaxed environment.

GENERAL MANAGER’S COMMENTS

This concept can provide a good opportunity for residents of Burnie, who may not normally have the opportunity, to share their ideas and initiatives with Council in a structured but informal process.

The establishment of a Framework would be important, so that expectations of all parties are clear, as well as providing some guidance to participants to assist in their presentations to Council.

If this Notice of Motion is passed it is proposed that Council officers meet with representatives of the Burnie Chamber of Commerce and Industry to draft a Framework for the “think tanks”, for workshopping with Councillors and tabling at the May meeting of Council, with the first event to be rolled out early in the third quarter of 2019. The concept would be incorporated into the 2019-20 Annual Plan and Budget Estimate.

COUNCIL RESOLUTION

Resolution number: MO050-19

MOVED: Cr D Pease

SECONDED: Cr K Dorsey

“THAT Council incorporates community think-tanks on a quarterly basis in to the regular Tuesday night workshops. The sessions to be moderated by the Executive of the Burnie Chamber of Commerce and Industry (BCCI), to last no longer than 1.5 hours, and be held in an easily accessible venue other than the Council Chambers.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

MOTIONS ON NOTICE**AO057-19 MOTION ON NOTICE - JORGENSEN STREET RESERVE**

FILE NO: 15/5/2
PREVIOUS MIN:

Councillor Ken Dorsey has given notice that he would move the following motion at this meeting:-

“That Council reassess the need to maintain the Jorgensen Street Reserve with the view to disposing a portion of the park.”

COUNCILLOR’S COMMENTS

The Jorgensen Street Reserve has seen a fair amount of angst and issues over the past 4 years with the area used for hooning and rarely used as a park. It is an area of constant maintenance by Council with little intrinsic value.

It has a small playground and a large area of underutilised space.

Reasons to sell are numerous:

- 1) It is rarely used (driving past it over the last 4 years, I have yet to see it in use)
- 2) The space is not proportional to the playground area
- 3) The park was used for soccer prior to the development of the soccer grounds
- 4) The sale of blocks and development of the area will change the dynamics of the neighbourhood with the intent of increasing property values for all residents.
- 5) Good people live in the area and have victimised by inconsiderate use in the surrounding streets.
- 6) The money raised can be used for the enhancement of Burnie through a city art project, more activities or continued reduction of rates.

“One of the key factors in the choice of the Jorgensen Street Reserve is that the land is easily subdivided and as it is a level block, civil works costs associated with construction can be kept to a minimum.”

“There are a number of positive financial impacts from surplus land sales, including immediate cash flow on sale, provisions of an ongoing rate and charge stream and removal of the ownership cost to Council of administration and maintenance.”

As noted above the idea was floated in 2009 and subsequently defeated following public pressure, however, following numerous incidences, it may be the right time to reassess the value of the park to the local residents. Subdividing will still leave adequate area for a small more manageable park that meets the needs of the residents whilst changing the dynamics of the area.

GENERAL MANAGER’S COMMENTS

Background

There is a large parcel of Council land located in Jorgensen Street, currently used in part for a playground and part general open play area.

Refer to **attached** site plan. The reserve is identified as public land on Council’s Public Land Register.

As noted in the Cr’s comments there was a previous exploration of a partial disposal of the subject land by Council in 2009. A copy of the relevant report is **attached**.

Legislative Requirements

The *Local Government Act 1993* provides direction to Council in respect to the processes it must follow should it be of a mind to dispose of land it owns.

For land designated as Public Land (for the purposes of the *Act*) a prescribed public process must be followed in respect to the disposal of land.

Policy Considerations

Council periodically reviews lands which it owns to consider whether they may be higher or more beneficial uses for such lands.

Financial Impact

The motion at hand has no direct financial implications in that it seeks for a review of the function, purpose and possible alternate uses of a parcel of land to occur.

A further report on the outcomes of such an exploration would be provided to Council for consideration.

Discussion

The motion at hand seeks Officers to review the function, purpose and possible alternate uses for a portion of the Jorgensen Street Reserve. The motion however also states that assessment be taken with a view to the disposal of a portion of the land.

It is suggested to Council that it should not predicate the outcome of the review of the land i.e. potential disposal of a portion of the land, at this early time.

A suggested alternate motion would be:

“THAT Council reassess the need to maintain the Jorgensen Street Reserve in a workshop setting and a subsequent report be presented to Council”

As part of the conduct of a review of the function and purpose of the subject land, consideration would need to be given to a range of matters including:

- Current utilisation of the land;
- rationale for the disposal of the land or part thereof;
- planning scheme considerations;
- site services and access;
- public land disposal process; and
- like matters.

Should the alternate motion be supported, relevant information would be collated, the findings workshopped with Council.

Were disposal of part or all of the land in question the preferred outcome of this review, Council would need to formally progress a public land disposal process, commencing with a decision of Council advising its intention to dispose of the land (or part thereof), invite public submissions in respect to its intention to dispose and consider any submissions made in a subsequent report to Council.

To inform that process it is appropriate that the community is made aware as to the rationale for the disposal of the land i.e. to be sold, to be developed for other uses.

Risk

The community took some interest in the previous investigations related to the potential disposal of a portion of the Jorgensen Street Reserve.

It would be expected that there would be a range of views in the community as to the merits of using part or all of the Jorgensen Street Reserve for other than the current use. Potentially such concerns will be raised once the motion is considered in the Chamber.

Such matters would be considered as part of a formal disposal of land process, should there be a decision of Council to progress such a processes.

Consultation

While this report does not progress a public land disposal process, it is noted that should such a process be progressed, there is opportunity for the community to put their views forward and be considered by Council.

Alternative Motion

“THAT Council reassess the need to maintain the Jorgensen Street Reserve in a workshop setting and a subsequent report be presented to Council.”

ATTACHMENTS

- 1 [!\[\]\(9bf097d682561b2ffd12d57a40ca73b1_img.jpg\)](#). Ordinary Meeting of Council - Tuesday 16 June 2009 - Disposal of Public Land - Jorgensen Street Reserve
- 2 [!\[\]\(51d3868eac81c232f6ef399d2bd16077_img.jpg\)](#). Map of Jorgensen Street Reserve Location

COUNCIL RESOLUTION

Resolution number: MO051-19

MOVED: Cr K Dorsey

SECONDED: Cr T Brumby

“That Council reassess the need to maintain the Jorgensen Street Reserve in a workshop setting and a subsequent report be presented to Council.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009**DIRECTOR COMMUNITY AND ECONOMIC DEVELOPMENT**

890

**DISPOSAL OF PUBLIC LAND
JORGENSEN STREET RESERVE**

FILE REF: 6126595/1

MIN REF: 834

STRATEGIC PLAN REFERENCE:

Goal	Progressive Regional Centre Enhance and promote Burnie as a progressive regional centre to fulfil community aspirations.
Objective	1.3 Initiate and support activities that enhance the growth of Burnie's business and industry sectors.
Strategy	1.3.6 Provide an environment conducive to employees wanting to live and work in Burnie.

OFFICER	DCE	
ACTION		
REPORT	<input type="checkbox"/>	REPLY <input type="checkbox"/>
INFORMATION	<input checked="" type="checkbox"/>	RTF <input type="checkbox"/>

1.0 RECOMMENDATION*"THAT Council either*

- A. Proceed with the disposal of a portion of public land at the Jorgensen Street Reserve and initiate a Scheme Amendment for the rezoning of a portion of the Jorgensen Street Reserve from Public Open Space to Residential "A" under the Burnie Planning Scheme to create SIX housing lots to be available for first home owners,*

OR

- B. Initiate a new process for the disposal of a portion of public land at the Jorgensen Street Reserve and initiate a Scheme Amendment for the rezoning of a portion of the Jorgensen Street Reserve from Public Open Space to Residential "A" under the Burnie Planning Scheme, to create FOUR housing lots to be available for first home owners,*

OR

- C. Not proceed with the disposal of public land at the Jorgensen Street Reserve."*

2.0 SUMMARY

Council agreed in January to initiate a disposal of public land process for a portion of land at the Jorgensen Street Reserve. Following the receipt of numerous objections to the disposal of the land, Council then agreed to undertake further consultation with local residents to further explain Council's decision and to gain a greater understanding of resident's concerns.

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

Council now has three options in dealing with this matter:-

- a) To proceed with the disposal of a portion of the reserve to create six lots
- b) To initiate a new process for the disposal of a portion of the Reserve to create only four lots
- c) To not proceed with the disposal of public land at the Reserve

3.0 BACKGROUND

At its meeting in January 2009 Council resolved to initiate a process for the disposal of public land on the Jorgensen Street Reserve and initiate a Scheme Amendment for the rezoning of a portion of the Jorgensen Street Reserve from Public Open Space to Residential "A" under the Burnie Planning Scheme, on the basis that the land be available to first home owners only. This process was initiated to take advantage of the Federal Government's *Housing Affordability Fund* which aims to create affordable housing through subsidising the cost of subdivisions.

One of the key factors in the choice of the Jorgensen Street Reserve is that the land is easily subdivided and as it is a level block, civil works costs associated with construction can be kept to a minimum.

Council received a significant number of objections – eighty five (85) individual letters and a petition - to the disposal of a portion of the reserve, however many of the objections appeared to be based on the belief that Council was disposing of the entire reserve.

Council considered this issue at its meeting in March and resolved to:-

"... undertake a public consultation process in relation to the proposed disposal of a portion of the Jorgenson Street Reserve and that the objections to the proposed disposal be formally considered after the public consultation process is completed."

Aldermen and Council staff met local residents on-site at the Jorgensen Street Reserve on Tuesday, 28 April 2009.

4.0 LEGISLATIVE REQUIREMENTS

Sections 178, 178A and 178B of the *Local Government Act 1993* detail the procedures that Council must follow in respect to the disposal of public land:

"178. Sale, exchange and disposal of public land"

- (1) A Council may sell, lease, donate, exchange or otherwise dispose of public land owned by it in accordance with this section.*
- (2) Public land that is leased for any period by a Council remains public land during that period.*
- (3) A resolution of the council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority.*

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

- (4) If a council intends to sell, lease, donate, exchange or otherwise dispose of public land, the General Manager is to:-
- (a) Publish that intention on at least 2 separate occasions in a daily newspaper circulating in the municipal area; and
 - (ab) Display a copy of the notice on any boundary of the public land that abuts a highway; and
 - (b) Notify the public that objections to the proposed sale, lease, donation, exchange or disposal may be made to the general manager within 21 days of the date of the first publication.
- (5) If the general manager does not receive any objections under subsection (4) and an appeal is not made under section 178A, the council may sell, lease, donate, exchange or otherwise dispose of public land in accordance with its intentions as published under subsection (4)
- (6) The council must-
- (a) consider any objection lodged; and
 - (b) by notice in writing within 7 days after making a decision to take or not to take any action under this section, advise any person who lodged an objection of-
 - (i) that decision; and
 - (ii) the right to appeal against that decision under section 178A.
- (7) The council must not decide to take any action under this section if-
- (a) any objection lodged under this section is being considered; or
 - (b) an appeal made under section 178A has not been determined; or
 - (c) the appeal tribunal has made a determination under section 178b (b) or (c)
- (8) **178A. Appeal**
- (1) Any person who lodges an objection under section 178 may appeal to the Appeal Tribunal against the decision of a council under section 178(6) within 14 days after receipt of notice of that decision under section 178(6)
 - (2) An appeal must be made in accordance with the Resource Management and Planning Tribunal Act 1993
 - (3) An appeal may only be made on the ground that the decision of council is not in the public interest in that-
 - (d) the community may suffer undue hardship due to loss of access to, and use of the public land; or
 - (e) there is no similar facility available to the users of that facility.
 - (4) The appeal tribunal is to hear and determine an appeal in accordance with the Resource Management and Planning Tribunal Act 1993.
 - (5) The decision of the Appeal Tribunal on hearing an appeal is final and section 25 of the Resource Management and Planning Appeal Tribunal Act 1993 does not apply.

178B. Determination of appeal

In hearing an appeal against a decision of a council, the Appeal Tribunal may-

- (a) confirm that decision; or
- (b) set aside that decision; or
- (c) set aside that decision and –
 - (i) substitute another decision; or
 - (ii) remit the matter to the council for reconsideration."

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

In respect to petitions the Section 57 and 58 of the *Local Government Act 1993* state:

57. Petitions

- (1) a person may lodge a petition with a Council by presenting it to a councillor or to the General Manager.
- (2) a person lodging a petition is to ensure that the petition contains –
 - (a) a clear and concise a statement identifying the subject matter; and
 - (b) a heading on each page indicating the subject matter; and
 - (c) a brief statement on each page of the subject matter and the action requested; and
 - (d) a statement specifying the number of signatories; and
 - (e) the full printed name, address and signature of the person lodging the petition at the end of the petition.

58. Tabling a Petition

- (1) A councillor who has been presented with a petition is to –
 - (a) table the petition at the next ordinary meeting of Council; or
 - (b) forward it to the General Manager within seven (7) days after receiving it.
- (2) A General Manager who has been presented with a petition or receives a petition under subsection (1)(b) is to table the petition at the next ordinary meeting of council.
- (3) A petition is not to be tabled if:
 - (a) it does not comply with section 57 or
 - (b) it is defamatory; or
 - (c) any action proposed is unlawful.
- (4) The General Manager is to advise the lodger of the petition that it is not tabled the reason for not tabling it within 21 days after lodgement.

The petition lodged does not comply with the definition of a petition as defined by the *Act*.

5.0 POLICY CONSIDERATIONS

Council has determined to progressively examine its portfolio of land, and to consider disposal of land that is surplus to need or where benefit to Council or to the community is identifiable.

Action has been taken in this regard, with a number of land disposals, either completed or in progress. Council should seek to obtain the best available return on disposal of land within its ownership. The *Act* requires that a contemporary valuation be obtained.

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009**6.0 FINANCIAL IMPACT**

There are a number of positive financial impacts from surplus land sales, including immediate cash flow on sale, provisions of an ongoing rate and charge stream and removal of the ownership cost to Council of administration and maintenance.

7.0 DISCUSSION

Council advertised its intention to dispose of the land located off Jorgensen Street on two (2) instances in The Advocate newspaper. Although the advertisement referred to the plan which could be viewed at the City Offices, the notice itself could be interpreted as a disposal of the entire reserve area.

During the twenty one (21) day submission period, Council received eighty five (85) individual objections to the disposal of the land and a petition containing 281 signatures.

A proforma objection with a cover page had been distributed to the residents of the Montello area, requesting that residents sign the letter and send it to the Council as their objection to the disposal of the land.

Of the eighty three (83) proforma objections received, forty nine (49) of the objections received were a signed copy of the cover page rather than the proforma letter. However, it has been interpreted that the objection made is as per the detail on the proforma letter.

Two (2) other separate objections were received with slightly different concerns being raised to those on the proforma letter.

There appeared to be considerable confusion with many residents under the belief that Council intended to dispose of the entire Jorgenson Street Reserve area and not just a portion as intended.

The matters raised in the individual objections are summarised in the following table and are considered in turn below.

Submission From	Safety Concerns	Rezoning/ Disposal not Supported	Reserve Used by Children	Use of Alternate Area	Adequate Subdivisions Available for Affordable Housing
Mr G.J Woodhouse		X	X	X	
Mrs F Crawford	X		X		
Proforma letter		X	X		X

"OPEN SESSION"**MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009**

Comment in regard to each of the issues raised follows:

(a) Safety Concerns

One (1) objection received was in relation to the creation of a laneway between the existing residences in Jorgensen Street and Truganini Street and the new proposed blocks. There is concern that this walkway would provide an area for anti-social behaviour to occur and create major safety issues for residents and children.

Officer's Comments

It is intended that no walkway be created between the existing properties and the proposed new blocks. A footway is identified on the Title Plan of the Jorgensen Street Reserve.

However, it is intended that this footway would be removed from the title during any subdivision process.

(b) Rezoning of the Reserve

Objection received concerning the rezoning of the Reserve. Many objectors believed the entire 8,800m² will be re-zoned.

Officer's Comments

The majority of objections concern the rezoning of the Reserve. It is Council's intention to re-zone an area of 3,900m², to accommodate the six (6) proposed blocks; the remaining 4,900m² would remain as Open Space. However, this process can only occur after Council has dealt with the public land disposal process.

Rezoning of the land is a separate statutory process and submissions can be made by the community in respect to the merits or otherwise of a rezoning application.

(c) Reserve Used by Children

All objections state that the Reserve is utilised extensively by children in the area and creation of the proposed blocks would diminish the area and prevent children playing there.

Officer's Comments

Council's intention is to retain more than half of the existing Reserve as Open Space to allow children to play in the area. The development of the land will result in the relocation of some play equipment; however the Reserve will still be substantial in size and suitable for a range of recreational activities.

Should Council wish to ensure that there is sufficient land available for recreation it could agree to only proceed with the creation of four lots rather than

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

six. This would decrease the land available for subdivision to 2,600 m² and leave a balance of 6,200 m² for the Reserve. **Please see the attached plan.** Should Council decide to make this change, a new process for the Disposal of Public Land will be initiated.

(d) Utilise Other Areas for the Creation of Residential Blocks

It has been suggested that Council should consider the disposal of other Reserves such as the Sampson Street Reserve for development of affordable housing.

Officer's Comments

Council has reviewed its public land portfolio and identified a number of parcels of land suitable for disposal. The land that has been disposed of in recent years has been put to various uses, depending upon the nature of the land, its zoning, etc.

In this instance the possible provision of land to support an affordable housing initiative has been identified. The land in question has been selected because of its location, nature of the services available and level aspect for development.

(e) Sufficient Land Subdivided in Burnie Which Should be Used for Affordable HousingOfficer's Comments

The amount of land already available for housing will be assessed in the rezoning application. It is at this time, that a decision will be made as to the requirement for further subdivision to be created or the merits of the proposed housing blocks being proposed.

As noted previously a petition has also been received by Council. The petition does not comply with the provisions of the *Act* as it does not contain all the relevant information required.

However, the document is included as a multiple signature objection. The aim of the 'petition' appears to reinforce the need for recreational Open Space in the Montello area.

The 'petition' has been analysed for in the following tables:

TABLE A Breakdown of 'Petition' Signatures by Regions			
Tasmanian Other than Burnie	Burnie	Jorgensen, Truganini, Oates, Talina Streets	TOTAL
17	190	74	281

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

Table B Jorgensen, Truganini, Oates and Talina Streets	
Number of Signatures on Petition	74
Number of Households Represented on Petition	54
Number of Total Households in Area	103
% of local Households Represented on Petition	52%

Table B analyses the signatures on the 'petition' further for the immediate area of Jorgensen Street, Truganini Street, Oates Street and Talina Street area. The number of households represented by the signatures and the total number of households in the streets are noted (where identifiable). This assessment shows that 52% of households in the immediate area of the Reserve signed the petition.

It should be noted that a section of Public Open Space is also located at the southern end of Jorgensen Street, 300 metres from the Jorgensen Street Reserve. This area of land currently comprises the Montello Soccer Grounds and covers an area of 2,000m² and provides additional recreational space.

It was evident from the objections received that there was a desire in the community for the Reserve to be maintained; however to what extent was not fully clear. At the on-site meeting residents confirmed their objections to the disposal of any of the Reserve due to the loss of playground space for children.

The residents also believed Council should explore other options for residential development, including land at Shorewell. Council is currently considering other options for this land.

8.0 RISK

With all land disposals and particularly in relation to public land, it is possible that there could be some community opposition.

The determination of Council to give notice of its intention to dispose of land under Section 177 of the Local Government Act 1993 commences a process that provides the community with an opportunity to object to the proposed disposal and for submissions to be considered by Council before a final decision is made.

9.0 CONSULTATION

The disposal of public land by Council must be carried out in accordance with the provision of the relevant sections of the *Local Government Act 1993*.

The *Act* provides an orderly process for the notifying of Council's intent to dispose of public land, receiving objections, considering objections.

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009

Given the apparent misunderstanding of Council's intent from the earlier objections received, a further consultation process has been undertaken to fully understand the objections.

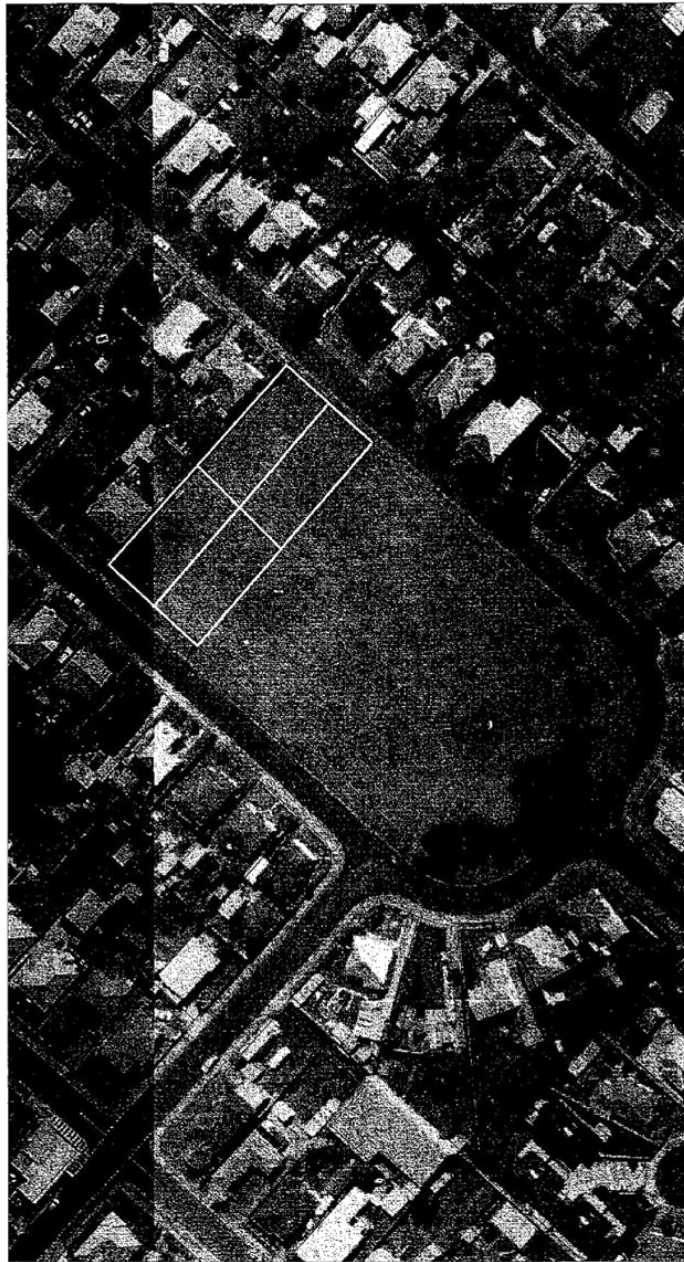
COUNCIL RESOLUTION**MOVED:** Ald C B Winter**SECONDED:** Ald D W Hodgetts***"THAT Council not proceed with the disposal of public land at the Jorgensen Street Reserve."******CARRIED UNANIMOUSLY***

For: Ald J D Munro, Ald M S Ryan, Ald S Green, Ald R E Bentley, Ald S A French, Ald D W Hodgetts, Ald A J Dow, and Ald C B Winter.

Against: Nil.

"OPEN SESSION"

MINUTES – ORDINARY MEETING OF COUNCIL
TUESDAY, 16 JUNE 2009



Jorgensen Street Reserve



MOTIONS ON NOTICE**AO058-19 MOTION ON NOTICE - WATERFRONT PARKING****FILE NO:** 15/5/2**PREVIOUS MIN:**

Councillor Ken Dorsey has given notice that he would move the following motion at this meeting:-

“THAT Council instigate angle parking on the waterfront in the redevelopment of the parking on West Beach.”

COUNCILLOR’S COMMENTS

Numerous submissions have been made to me re angle parking on West Beach. I have attempted to highlight the fact that from the information provided to Councillors, it will result in the loss of approximately 12 spaces in an area that many times has inadequate spaces for users.

The following has been highlighted as reasons for angle parking:

- 1) Accidents associated with cars backing into parked cars on the opposite side of the road
- 2) Poor visibility due to back straight out onto a public road
- 3) Reduces the potential for further development by businesses on the waterfront
- 4) It works extremely well at Wivenhoe and why do the same principles not apply to the waterfront
- 5) Residents do not believe the submission made by Council officers?

GENERAL MANAGER’S COMMENTS**Background**

Council has previously considered reports in relation to the conversion of the 90 degree parking bays on North Terrace, Alexander Street to east of Wilson Street, to angled parking.

The table below notes the parking opportunities under various parking configurations as noted in those past reports.

Parking Configuration	Number of Parking Bays	Comment
90 degree parking	56	Current situation.
60 degree Parking	42	Reduction of 12 spaces.
45 degree parking	30	Reduction of 26 spaces

The various parking configurations can be accommodated within the established parking bay infrastructure footprint.

There are 10 marked parallel parking opportunities on the south side of North Terrace adjacent to the 90 degree angle parking opportunity on North Terrace.

Australian Standard AS 2890 provides that traffic aisles in 90 degree parking facilities may be as narrow as 5.7m to provide sufficient space for entry and exit movements. Many of the off-road and enclosed parking areas in Burnie are constructed to that standard.

By comparison, the aisle width between the rear of a vehicle occupying an existing 90° space on the north side and the edge of a parallel parking space on the opposite side of North Terrace is in the order of 6.0 – 7.0m.

This additional width was provided to facilitate the reverse parking manoeuvre in the knowledge of greater activity along North Terrace and greater potential for conflict.

To date Council has determined to retain the existing parking configuration.

Legislative Requirements

The various parking configurations noted above can be accommodated within the area set aside for parking on the north side of North Terrace.

Were changes to be made to the angle of parking, appropriate signage would need to be installed to reflect the new parking arrangements.

Policy Considerations

Council has considered the potential to change the angle of parking on North Terrace, Alexander Street to west of Wilson Street, a number of times in the past and determined to retain the current situation as a means to maximise the parking opportunities available.

Angle parking has been installed at various locations across the City.

Financial Impact

Provided that no structural changes are required to be implemented to modify the parking bay infrastructure on the north side of North Terrace, it would be relatively inexpensive to make a change to angled parking (60 degree or 45 degree), requiring only line marking and new parking signage.

This could be accommodated within the operational budget.

The broader implication for Council would be the loss of parking revenue associated with the reduction of parking spaces being available.

The reduction in car parking spaces will be 25% for 60 degree angled spaces, and 46% for 45 degree angled spaces.

The Hilder Parade Car Park is a popular mid-term car park with a 3-hour maximum and a relatively high occupancy rate. Competition for space is apparent during peak periods, including outside controlled parking times.

The budget forecast for parking revenue for 2018/19 is \$66,000. Loss of available parking space will result in a fall in revenue of \$16,500 for 60 degree angled spaces, and \$30,360 for 45 degree angled spaces.

Discussion

There have been concerns in the past related to vehicle collisions, between motorists leaving the 90 degree parking bays on North Terrace and parallel parked motor vehicles on the south side of North Terrace.

However the parking situation on North Terrace is not unique. The majority of off street parking in the City and in many other communities, consists of 90 degree parking with a shared access aisle for access, egress and manoeuvring.

As such it is common for motorists to be required to reverse out of a parking space, where there is a potential obstruction behind them in the form of a parked car, through traffic, pedestrians and the like.

It is suggested that the issue with parking concerns on North Terrace is more related to driver inattention, rather than lack of manoeuvring space or the parking situation being unique.

Were changes made to the permitted angle of parking on the north side of North Terrace, the consequence will be a reduction in parking opportunities for the community, in an area where there is significant parking demand.

In regard to the implementation of an angled parking scheme, this would be relatively straight forward and would afford the more cautious motorist with some additional comfort when reversing. However a reversing manoeuvre will still occur; as such there continues to be potential conflict with through traffic and traffic parked on the south side of North Terrace.

There may be dissatisfaction expressed by the local businesses, users of the facilities at West Beach, and the general community, to Council in relation to a reduction in parking opportunities on North Terrace.

Officers recommend that an alternate motion be retained:

"That the information be noted."

Risk

The motion at hand seeks to address the concerns of some motorists associated with the need to reverse out of the 90 degree parking spaces on North Terrace, and potential conflict with through and parked vehicles.

Motorists must contend with such a manoeuvre in any off street carpark in the City, i.e. reverse out of a 90 degree parking bay into through traffic, with obstructions behind them.

The existing parking arrangement is compliant with relevant standards and it is suggested that the issue at hand is related to driver inattention rather than a design or infrastructure issue.

Were the parking arrangements changed on North Terrace it is to be expected that there would be concerns raised with Council as to the loss of parking opportunities.

Further, a reduction in parking spaces will have a financial impact as noted in the finance section of this report.

The inconvenience and likely community opposition to a reduction in available parking space and increased competition is probably a bigger consideration than loss in potential revenue. The attraction of the Burnie Waterfront is in large part dependent on the proximity of available parking space.

Consultation

No specific consultation has occurred with the community in regard to potential changes to parking arrangements on North Terrace nor the consequential loss of parking.

Officers are aware of various concerns that have been expressed in the past in regard to the current parking arrangements on North Terrace.

Alternative Motion

“That the information be noted”

COUNCIL RESOLUTION**Resolution number: MO052-19*****MOVED:*** *Cr K Dorsey****SECONDED:*** *Cr D Pease****“THAT Council instigate angle parking on the waterfront in the redevelopment of the parking on West Beach.”*****For:** Cr K Dorsey.**Against:** Cr S Kons, Cr A Boyd, Cr T Brumby, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.***LOST***

MOTIONS ON NOTICE**AO059-19 MOTION ON NOTICE - REDUCTION OF FERAL CATS**

FILE NO: 15/5/2
PREVIOUS MIN:

Councillor Ken Dorsey has given notice that he would move the following motion at this meeting:-

“THAT Council work with the Circular Head Council, the Cradle Coast Authority and the State Government to reduce the number of feral cats in the municipality and region.”

COUNCILLOR’S COMMENTS

This motion has arisen following contact by a local resident concerned about kittens being found on the South Burnie Beach. I contacted Council Officers and was provided the following detail:

“Council has no particular jurisdiction in relation to cats.

There is a Cat Management Act but it does not operate in the same way as the Dog Control Act. The State has a focus on developing arrangements to manage feral cats, and has appointed a facilitating officer for the Cradle Coast Region to assist Councils in determining an approach to cat management. It is not the role of that person to engage in the collection of feral cats.

Council has for various reasons resisted assuming a direct role in cat management.

Council is not authorised under the Animal Welfare Act to address concerns about the health or safety of animals. The best bet is the RSPCA.”

The resident subsequently contacted the RSPCA who advised that they did not have the resources to collect the cats. The Office is located in Devonport.

The following scenarios are the likelihood conclusion of leaving the cats there to fend for survival:

- 1) They slowly starve to death (some will)
- 2) They kill native animals for survival
- 3) They breed and create a crisis of population control
- 4) Breeding increases numbers and they eventually obliterate the native wildlife in the area

- 5) They expand their territory wreaking the same havoc on nearby areas

The National Geographic reported the following with regards to cats in Australia:

“The startling conclusion is that cats are the biggest human-linked cause of death for native animals in the US, with a bigger impact than habitat destruction, pesticides, pollution and collisions with cars – all regarded as more pressing conservation issues.”

No such large studies have been made of the impact of cats in Australia. But the Australian Wildlife Conservancy (AWC), which runs private conservation reserves across the nation, released a report in December which estimated the impact of the 5-18 million feral cats on native species such as bilbies and numbats.

“Each cat takes 5-30 animals a night, says the AWC, so (using a conservative population estimate of 15 million) they conclude that a minimum of 75 million native animals are killed daily. In a country struggling to conserve its unique fauna, the scale of this figure should not be underestimated.”

The only conclusion that can be drawn from the facts is that action needs to be taken to curb the breeding and spread of feral cats.

GENERAL MANAGER’S COMMENTS

Governments and communities around Australia have variously considered how to reduce the number and impact of stray and feral cats on agriculture, human health and native animal populations, and the nuisance impact of wandering domestic cats on residents of urban and rural areas.

The scientific evidence for the impact of cats at large in native and cultural environments is considerable. It is agreed there is need for a coordinated and effective program to address the number of cats at large.

The Tasmanian Cat Management Plan outlines a revised approach to cat management by the Tasmanian government, including for feral and stray cats. The Plan involves three major elements – responsible cat ownership to minimise risk of cats moving beyond the boundaries of the owners property; increased responsibility on local government to enforce compliance to statutory obligation on cat owners; and direct action to reduce the current population of wandering, stray and feral cats. All three elements are necessary to a successful outcome.

The Cradle Coast Authority hosts a regional cat management coordinator funded by the State government to support implementation of the Tasmanian Cat Management Plan to promote responsible cat ownership.

The Burnie City Council has not to date engaged with the regional coordinator on cat management within the Burnie municipal area.

The current *Tasmanian Cat Management Act 2009* requires all cats must be microchipped, de-sexed (unless the owner is a registered breeder), and confined to the property of the owner. The sale of cats is regulated.

There is currently no obligation on a council to engage in cat management or to enforce compliance to requirements on cat owners.

The Act allows a council may declare areas in which cats are prohibited, and areas where cats are to be managed. A council has a power to seize cats in a prohibited or cat management area. Seized cats must be held in a cat management facility, and may be destroyed if the owner does not collect the cat.

The Act does not expressly specify a power to deal with feral cats. Council would need to declare prohibited and cat management areas in order to establish an appropriate head of power.

The Tasmanian Cat Management Plan includes recommendations to amend the *Cat Management Act 2009* to introduce obligations on a council to undertake cat management.

Local government has objected to the proposed legislation for reasons that it is not resourced to adequately address the proposed requirements. Cat management is a function with requirements and skills that are not consistent with the duties and tasks of other council officers. Additional staff and assets, including a cat management facility or cat pound, are necessary to undertake the proposed responsibilities.

While dog control is now well accepted and expected by the community, the same cannot be said for cat control. To be effective, there must be a comprehensive community education program.

It is therefore recommended that Council invite the Regional Cat Management Coordinator to discuss the Tasmanian Cat Management Plan, the powers available to a council to undertake action to reduce the number of feral cats, and the resources required to be effective.

Alternative Motion

“That Council invite the Regional Cat Management Coordinator to discuss the Tasmanian Cat Management Plan, the powers available to a council to undertake action to reduce the number of feral cats, and the resources required to be effective.”

COUNCIL RESOLUTION**Resolution number: MO053-19****MOVED:** *Cr K Dorsey***SECONDED:** *Cr C Lynch*

“That Council invite the Regional Cat Management Coordinator to discuss the Tasmanian Cat Management Plan, the powers available to a council to undertake action to reduce the number of feral cats, and the resources required to be effective.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

PUBLIC QUESTION TIME**AO060-19 PUBLIC QUESTION TIME****FILE NO: 15/5/5**

In accordance with Clause 31 of the Local Government (Meeting Procedures) Regulations 2015 Council conduct a Public Question Time.

What to do?

Council has adopted a procedure whereby any person wishing to ask a question must write it out on the form provided (available at www.burnie.net and at the entry to the Meeting Room).

This form must be given to the General Manager prior to the commencement of the meeting.

At each meeting the Mayor will invite those members of the public who have provided written questions to ask their questions.

When requested please:-

- Stand up
- State clearly your name and address
- Ask your question(s) as written (limit two (2) per meeting)
- Please ask your questions clearly and as briefly as possible)

Please note:-

- Parliamentary Privilege does not apply at Council Meetings
- If it is not possible to answer the question at the meeting, the General Manager will provide a written answer within 10 days
- The question and answer cannot be debated
- The Mayor may refuse to accept a question

Kylie Green of Burnie asked the following question:

- 1) Would the council be willing to put into place a plan of action to recover stray cats/kittens if they are made aware of their location? Correct me if I am wrong but dogs are collected by the BCC, why not cats? My concerns: The welfare of the native wildlife and the devastation these cats could inflict to survive. The lives of the kittens, especially the ones near the beach and the busy highway - roadkill. After stumbling across the kittens, I am shocked that the RSPCA and the council can not help.*

The Mayor responded that the previous Item AO059-19, passed a resolution confirming that Council will investigate further by seeking a session with the Regional Cat Management Coordinator to discuss the Tasmanian Cat Management Plan, and that having received an invitation to join the Cat Management Committee, Patrick Earle had indicated he would accept this invitation.

The Director Land and Environmental Services Patrick Earle added that the Cat Management Plan has three primary aims: to increase responsible cat ownership; to address the impact of cats on the native population, agriculture and human health; and to increase the powers available to Council to deal with cats. While there is draft legislation for cat management being development, there are currently no powers available to Councils to deal with cats.

COUNCIL MEETING AS A PLANNING AUTHORITY

The Mayor advised that for items AO061-19 to AO061-19 Council is acting as a Planning Authority under the provisions of the *Land Use Planning and Approvals Act 1993*.

The Mayor advised that the following provisions apply with respect to motions relating to recommendations on a land use planning process:

- (a) a councillor moving a motion contrary to the recommendation is to:-
 - (i) provide the motion in writing; and
 - (ii) provide in writing supporting reasons for approval or refusal;
- (b) the motion and supporting reasons for approval or refusal are to be provided to the general manager at least 24 hours prior to the meeting to allow for circulation and consideration by all members of the planning authority;
- (c) the general manager is to ensure that the supporting reasons provided under paragraph (a)(ii) are recorded in the minutes, in accordance with regulation 25 of the Local Government (Meeting Procedures) Regulations 2015.

PLANNING AUTHORITY**AO061-19 TASMANIAN PLANNING SCHEME
DRAFT BURNIE LOCAL PROVISIONS SCHEDULE****FILE NO: 20/5/6****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.3	Council is compliant in all areas and carries out the role of regulatory enforcement in a fair and effective manner.
Strategy	7.3.1	Ensure Council remains compliant with all its statutory and regulatory obligations and contributes to the regulatory environment which affects our community.

1.0 RECOMMENDATION:***“THAT the Council in its role as planning authority –***

- 1) Determine in accordance with section 35(7) of the Land Use Planning and Approvals Act 1993 that it is satisfied the draft Burnie Local Provisions Schedule meets the local provision schedule criteria in section 34 of the Act; and***
- 2) Submit the draft Burnie Local Provisions Schedule and a supporting information report to the Tasmanian Planning Commission in accordance with section 35(1) of the Act.”***

2.0 SUMMARY

The Tasmanian government has legislated there is to be a Tasmanian Planning Scheme to replace the current arrangement of individual planning schemes for each municipal area.

A planning authority is required to prepare a Local Provisions Schedule to be inserted in the Tasmanian Planning Scheme to establish how the provisions of the State planning scheme will apply for the use, development and protection of land within the municipal area.

This report presents a draft Burnie Local Provision Schedule and recommends the planning authority determine to submit the draft instrument to the Tasmanian Planning Commission in accordance with the requirements of the *Land Use Planning and Approvals Act 1993*.

A draft Burnie Local Provisions Schedule and a supporting report have been circulated under separate cover Doc 914691.

3.0 BACKGROUND

The current planning scheme for the Burnie municipal area is the Burnie Interim Planning Scheme 2013.

The interim planning scheme came into to effect in October 2013 as part of a program of State-wide planning scheme reform. Objectives for the program were to establish municipal planning controls that reflect a regional perspective on relevant land use planning issues, and improve the level of consistency between municipal areas in relation to the rules that apply for the use, development and protection of land.

In December 2015 the government passed the *Land Use Planning and Approvals (Tasmanian Planning Scheme) Act 2015* to set up the requirement for a Tasmanian Planning Scheme.

The Tasmanian Planning Scheme is a single planning instrument that will apply for all land managed under the land use planning processes of Tasmania. The Scheme will replace the current and historic arrangement of a single planning scheme for each municipal area.

The Act details the Tasmanian Planning scheme is to consist of two parts –

- (a) State Planning Provisions (SPPs) establish the rules that will be common for controlling the use, development and protection of land in all municipal areas.

The SPPs establish –

- (i) meaning for terms and words used within the Tasmanian Planning Scheme;
- (ii) the circumstances in which the planning scheme is enforceable, including for when a permit application is required, and the matters that are relevant to determination of a permit application;
- (iii) 24 x zones, each of which has a particular function to set the strategic purpose for which land may be utilised, the uses that are permissible if the zone applies, and the standards and criteria that must be satisfied in order to lawfully commence and carry out a permissible use or development;
- (iv) 16 x separate Code provisions to deal with matters requiring a common outcome for the protection of infrastructure, natural, cultural and landscape assets, and for the management of natural and environmental hazards; and
- (v) the format and structure for a Local Provisions Schedule

The SPP rules were approved by the Minister for Planning in May 2017 following a process of community comment and independent review by the Tasmanian Planning Commission.

- (b) Local Provision Schedule (LPS) for each municipal area to establish how the common rules in the Tasmanian Planning Scheme will apply to the land within the municipal area.

An LPS must include –

- (i) a written instrument citing its identity, and containing –
 - a. any list or table required to assist application of the SPP rules;
 - b. any provision of a kind permitted to add to, modify or substitute for an SPP provision; and
 - c. any provision in the current planning scheme the Minister has directed must be a provision included in the LPS
 - d. a series of maps to indicate the spatial application of the SPP zone and code provisions, any overriding and modifying provision, and any transitional provision applicable to the circumstances of the municipal area.

In late 2018 the Minister for Planning wrote to each planning authority to indicate an expectation that the planning authority will prepare and submit a draft LPS by the end of June 2019.

The Minister suggested that in order to minimise delay and complication, the preparation of each draft LPS seek to convert rather than significantly change the strategic purpose of the existing municipal planning scheme, and that the process for preparation and approval adhere to and not embellish the relevant statutory requirements.

4.0 LEGISLATIVE REQUIREMENTS

The relevant legislative provisions are in the *Land Use Planning and Approvals Act 1993*, and require –

- Section 8A provides the Tasmanian Planning Commission may issue guidelines in relation to the preparation and amendment of an LPS.

The Commission has issued Guideline No 1 dated June 2018 setting out the criteria to be used for application of each of the SPP zones and codes.

- Section 35 – a planning authority must prepare a draft LPS and submit it to the Tasmanian Planning Commission

Section 35A provides the Minister may direct a planning authority who fails to submit or unreasonably delays the submission of a draft LPS to make a submission by a specified date, non-compliance to which allows the Minister may direct the TPC to prepare a draft LPS for that municipal area.

- Section 34 requires a draft LPS must satisfy the LPS criteria specified in section 34 of the Act.

Section 35(7) instructs a planning authority must not submit a draft LPS unless satisfied the draft will meet the LPS criteria.

The criteria in section 34 require an LPS must –

- a. comply with the requirements for content and structure set out in the SPPs;
- b. comply to the requirements for purpose and provisions of an LPS set out in section 32;
- c. further the statutory objectives for the resource management and land use planning system and processes of Tasmania;
- d. be consistent with each State Policy;
- e. as far as practicable, be consistent with the relevant regional land use strategy;
- f. have regard for the municipal strategic plan adopted in accordance with section 66 *Local Government Act 1993*;
- g. as far as is practicable, be consistent and coordinated with the planning schemes than apply to adjacent municipal areas; and
- h. have regard to the safety requirements under the *Gas Pipelines Act 2000*

A draft LPS must also conform to the instructions for zone and code application set out in Guideline No 1 issued by the TPC in accordance with section 8A of the Act.

- Section 35C requires the TPC must review a draft LPS, and if satisfied in meets the LPS criteria approve the exhibition of the draft LPS;
- Section 35D requires a planning authority must exhibit a draft LPS and all the information relied on to demonstrate compliance to the LPS criteria for a period of 60 days;
- Section 35E allows that any person may make a representation in relation to the draft LPS during the exhibition period.

There is no ownership, residential or material interest qualification to be eligible to make a representation;

- Section 35F require that at conclusion of the exhibition period a planning authority must provide a report to the TPC detailing its views and opinions on the merit of each representations received during the exhibition period that is relevant to the draft LPS,

and any recommendation it seeks to make on how the draft LPS should be determined, including whether any part of the draft LPS should be modified;

- Section 35H requires the TPC must make an independent assessment of the draft LPS having regard to the matters in each representation and the views, opinions and recommendations of the planning authority, and may hold a hearing to obtain further information, advice and opinion from any relevant party or other source;
- Section 35J and 35K allow the TPC may consider whether there are any matters of a technical nature or otherwise relevant to the draft LPS that may require the LPS to be modified or substituted, in which event a further exhibition and assessment process may be required;
- Section 35L allows the TPC may, with the agreement of the Minister, approve an LPS.
- Section 35M requires the TPC must give notice of its decision to the planning authority and in the Government Gazette, after which the LPS becomes effective and the TPS will replace the current planning scheme; and
- Schedule 6 provides that the Minister for Planning may direct that an LPS must include or exclude particular provisions contained in the current planning scheme

The Act provides that the provisions of the Burnie Interim Planning Scheme will continue to apply for use and development of land within the Burnie municipal area until the Burnie LPS is approved and integrated into the Tasmanian Planning Scheme.

The draft Burnie LPS has no legal status or application until it is approved in accordance with section 35L.

5.0 POLICY CONSIDERATIONS

A planning scheme is a regulatory instrument for translating strategic and policy considerations relevant to the use, development and protection of land into enforceable rules.

The scope and purpose of the policy considerations that may properly inform the preparation of a draft LPS are set out as the LPS criteria in section 34(2).

6.0 FINANCIAL IMPACT

A council in its role as a planning authority has an obligation as a planning authority to prepare and maintain currency of a planning scheme for the municipal area.

It is incumbent upon a council to provide the resources necessary to adequately and properly meet that statutory obligation.

There is an additional financial impost to prepare, exhibit, and determine a draft LPS for implementation of the Tasmanian Planning Scheme to the Burnie municipal area in

circumstances where there is no apparent flaw in operation or relevance of the current scheme.

The majority of costs may be absorbed within the operational budget of Council as tasks undertaken by incumbent staff, albeit to distraction from other duties.

There will also be a foregone cost associated with redundancy of information and materials prepared and published to support administration and enforcement of the current planning scheme.

The government has provided some funding to the Cradle Coast Region to assist preparation of the LPS.

Portion of those funds have been used to source expert advice to prepare a standard State-wide approach to mapping of priority vegetation areas for application of the SPP Natural Assets Code.

The balance has been distributed evenly between the nine (9) Councils of the region and will provide each with some \$9,500 to off-set incidental costs to prepare a draft LPS.

7.0 DISCUSSION

There must be a Local Provisions Schedule for the Burnie municipal area in order that the Tasmanian Planning Scheme may replace the Burnie Interim Planning Scheme 2013.

The need to replace the BIPS 2013 is not driven by any inherent shortcoming in the strategic or operational capacity of the current scheme.

Rather, it is a requirement consequential upon a legislated policy position of the government that the objectives and outcomes for the land use planning system of Tasmania will be better served if there is a single planning instrument under which the rules for the use, development and protection of land are consistent in purpose and criteria for all municipal areas.

The suggested approach to preparation of a draft Burnie LPS is to convert the strategic intentions and spatial allocation of opportunity for use and development under the Burnie Interim Planning Scheme into the required LPS format and structure in a manner that will–

- (a) use the SPP zone with a purpose that most corresponds to the purpose of a BIPS 2013 zone on the same spatial application as the BIPS 2013 zone unless modification is required because –
 - (i) of an error, omission or anomaly in the application of a zone under the BIPS 2013;
 - (ii) of an instruction contained in Guideline No 1 issued by the TPC for zone and code application;

- (iii) there is no SPP zone with a comparable purpose, and an alternate SPP zone is required;
- (iv) the compliance criteria in a standard for an SPP zone or code will result in an outcome that is significantly different and inconsistent with the nature of use and development permitted under the BIPS 2013 zone with the most corresponding purpose;
- (b) apply the SPP codes in accordance with the instructions in clause LP 1.7 of the SPPs and Guideline No 1;
- (c) only include provisions that add to, modify, or substitute for an SPP provision if necessary to protect a planning outcome in the BIPS particular to the Burnie municipal area; and
- (d) include any transitional matter instructed by the Minister for planning in accordance with Schedule 6 of the Act

The approach will minimise need for change, and provide a relatively simple and non-contestable pathway to approval of the LPS.

A draft Burnie Local Provision Schedule (BUR LPS) has been prepared and circulated for consideration as part of this report.

A written submission to describe and justify the approach to preparation of the draft BUR LPS in accordance with the requirements of the Act and the SPPs has also been prepared and circulated.

The report explains how the SPP zones and codes have been applied, why it is necessary to include provisions that override or modify an SPP provision, and how the draft Burnie LPS will meet each of the LPS criteria in section 34 of the Act.

8.0 RISK

The risks association with preparation and submission of the draft BUR LPS are –

- (a) *Low in relation to likelihood that approval to notify and exhibit will be refused for reasons of non-compliance to relevant statutory requirements for purpose, content and structure.*

The TPC assessment and approval prior to exhibition allows that the TPC may request further information to clarify any matter in a draft LPS.

The TPC may require modification of a draft LPS to address any non-compliance matter prior to exhibition; and in some circumstances may approve exhibition of a draft LPS subject to requirements that further information on specific compliance matters must be provided after the exhibition period.

- (b) *Low in relation to a significant change from the purpose for which land may be used, developed and protected under the Burnie Interim Planning Scheme*

The approach to preparation of the draft BUR LPS is to convert the strategic intentions underpinning provisions of the current BIPS 2013 into the most corresponding Tasmanian Planning Scheme provision.

There will, however, be unavoidable change. The available Tasmanian Planning Scheme provisions are not directly equivalent to those in the BIPS 2013 in terms of zone and code purpose, permissible use tables, and use and development standards.

While an LPS may contain provisions that add to, modify, or substitute for an SPP provision, it may only do so if necessary to provide a significant benefit or to address a matter requiring a unique provision. It is not possible for an LPS to change the SPPs in order that an LPS may be the same as the former interim planning scheme.

The process to change an SPP provision is entirely separate from that for an LPS.

A planning authority is not accountable for the changes that result from an obligation to replace the current planning scheme with the rules required under the TPS.

- (c) *Extremely low in relation to impact on the current rights and interests of owners, occupiers, and the community to use and develop land.*

A draft LPS has no operational status until it is approved.

The approval process requires the draft must be exhibited, and that any person, including a landowner and occupier, may make representations in relation to the draft LPS.

The planning authority must state its opinion on the merits of each representation received during the exhibition period and report to the TPC.

The TPC must independently consider both the representation and the planning authority's opinion before making any decision on whether to approve, change or reject the LPS.

The Burnie Interim Planning Scheme will continue to function as the valid planning instrument for the municipal area until the draft LPS is approved and included in the Tasmanian Planning Scheme.

- (d) *Extremely low in relation to exclusion of an opportunity for the community to contribute to the preparation and assessment of a draft LPS.*

There is a mandatory statutory process that must be observed in the preparation and approval of a draft LPS.

A planning authority must prepare and submit a draft. The TPC must review the draft for likely compliance before approval for exhibition. The test for compliance is always whether the draft LPS will meet the LPS criteria.

Exhibition of a draft LPS provides the public with a 60-day period in which to consider the draft LPS and to provide the planning authority with a written statement of facts and reasons in support of or in opposition to any matter in relation to the draft LPS.

The purpose of public exhibition is to test the veracity of the draft LPS before a wider audience.

The exhibition material must include the draft LPS and all supporting information relied upon by the planning authority

The planning authority must consider the merits of each representation and its effect on the draft LPS, and report to the TPC. The planning authority may recommend modifications to the draft LPS.

The TPC must make an assessment of the draft LPS and each representation, and may conduct open hearings at which it may seek further information, advice and opinion from the planning authority and persons who have made a representation. It may also call other witnesses to assist the assessment.

The TPC may decide at conclusion of the assessment that aspects of the draft LPS are not satisfactory in the light of matters raised in a representation. It may require the schedule be modified or rejected in whole or part, in which event the exhibition, representation and hearing process may be repeated.

The process for making an LPS is therefore inclusive and transparent.

9.0 CONSULTATION

This matter has been discussed with relevant Council officers and with Councillors at workshop.

COUNCIL RESOLUTION**Resolution number: MO054-19****MOVED:** *Cr K Dorsey***SECONDED:** *Cr G Simpson****“THAT the Council in its role as planning authority –***

- 1) Determine in accordance with section 35(7) of the Land Use Planning and Approvals Act 1993 that it is satisfied the draft Burnie Local Provisions Schedule meets the local provision schedule criteria in section 34 of the Act; and***
- 2) Submit the draft Burnie Local Provisions Schedule and a supporting information report to the Tasmanian Planning Commission in accordance with section 35(1) of the Act.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

WORKS AND SERVICES**AO062-19 PUBLIC LAND REGISTER - REVIEW**

FILE NO: 5/14/1
PREVIOUS MIN: AO040-18

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.5	A sustainable long term future is planned through the management of Council's infrastructure and assets.
Strategy	7.5.2	Ensure assets are adequately developed, maintained and renewed.

1.0 RECOMMENDATION:

“Council endorse the revision to the Public Land Register and maps as attached to this report.”

2.0 SUMMARY

This report discusses a review of the Public Land Register maintained by Council.

3.0 BACKGROUND

Council owns a large portfolio of land and this land is used for a variety of purposes.

The *Local Government Act 1993* provides guidance as to Council's obligations and responsibilities in relation to the purchase and sale of land.

For a particular class of land, “public land”, Council is required to maintain a register of such land and must follow a formal process where it intends to dispose of public land.

To maintain currency, the register is periodically reviewed and amended, should new land be acquired, the status of land changes or land is disposed of by Council.

However, the absence of a parcel land from the Public Land Register does not mean that the land may not be considered as public land for the purposes of the *Act*.

The reasons land may not be listed could include:

- The use of the land has changed since the last review of the register.
- Council has acquired the land in the period since the register was reviewed.

When the disposal of land by Council is considered, an assessment of the land against the tests within the *Local Government Act 1993* is carried out to confirm whether or not the land is in fact “public land”.

4.0 LEGISLATIVE REQUIREMENTS

In accordance with the provisions of the *Local Government Act 1993*, Council is required to keep a list or maps of all public land within the municipal area.

Section 177A of the *Local Government Act 1993* provides guidance as to what land would be considered public land. This section is reproduced below:

177A. Public land

- (1)** *The following land owned by a council is public land:*

 - (a)** *a public pier or public jetty;*
 - (b)** *any land that provides health, recreation, amusement or sporting facilities for public use;*
 - (c)** *any public park or garden;*
 - (d)** *any land acquired under section 176 for the purpose of establishing or extending public land;*
 - (e)** *any land shown on a subdivision plan as public open space that is acquired by a council under the Local Government (Building and Miscellaneous Provisions) Act 1993;*
 - (f)** *any other land that the council determines is public land;*
 - (g)** *any other prescribed land or class of land.*
- (2)** *The general manager is to –*

 - (a)** *keep lists or maps of all public land within the municipal area; and*
 - (b)** *make the lists and maps available for public inspection at any time during normal business hours.*

A list of public land and an electronic map containing same is available on the Council website for viewing.

The absence of a parcel land from the Public Land Register does not mean that the land may not be considered as public land for the purposes of the Act.

5.0 POLICY CONSIDERATIONS

This report presents no policy implications for Council.

Council has a legislative requirement to maintain a Public Land Register and the considerations for determining whether land is “public land” are contained in the relevant section of the *Act*.

6.0 FINANCIAL IMPACT

This report does not present any financial implications to Council.

7.0 DISCUSSION

As noted in the background section of this report, Council owns a large portfolio of land and this land is used for a variety of purposes.

In respect to land classed as public land, Council is required to maintain a register of such land.

Council’s register is available on Council’s website as a list of land as well as a map. The register was last updated in February 2018.

A review of the register and associated maps has occurred.

No disposal of public land has occurred in the intervening period.

It is noted that in late 2016 Council determined to dispose of a parcel of public land located on Mussen Close, to Possability. The sale agreement for the land had a number of conditions precedent and the organisation must address each condition before the formal transfer of land occurs.

There are a number of proposed additions to the Public Land register as follows:

Location	Description of Land	Map Reference	Reason for Inclusion on Public Land Register
Camdale Reserve	CT 65830/1 and CT 65830/2	Map 27	Land has been owned by Council for a period of time. Preferred use for the land has now been determined by Council i.e. public recreation, as such the land meets the definition of public land.
View Road Reserve	CT 1999876/2	Map 4	Open space along a creek. Land previously donated by a deceased estate.
Janet Drive	CT 173166/200 and CT 173166/201	Map 7	Open spaces created by a recent subdivision process.

Copies of relevant maps are **attached**.

Council has recently acquired the former Burnie Show Society lands in Wivenhoe.

Council is working through a process to determine the future use of the site. Until that process is concluded, it would be premature to make a decision on whether the lands are to be considered public land.

The designation of the subject land is proposed to be reviewed during the next public land review process

The Public Land map also notes lands owned by Council, which is not public land.

The former Burnie Show Society Lands at Wivenhoe have been noted as Council land on Map 14, copy **attached**.

8.0 RISK

The preparation of a Public Land Register enables Council to comply with the requirements of Section 177A of the *Local Government Act 1993*.

A potential risk in respect to public land may relate to maintaining a current register of relevant land. This report notes that an annual review of the register occurs, and the action is included in the Compliance Register.

9.0 CONSULTATION

The review of the Public Land Register required the input of various officers in Council.

ATTACHMENTS

- 1 [↓](#). Proposed Additions to Public Land Register Maps
- 2 [↓](#). Public Land Register Maps
- 3 [↓](#). Public Land Register

COUNCIL RESOLUTION

Resolution number: MO055-19

MOVED: Cr T Brumby

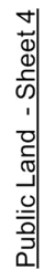
SECONDED: Cr D Pease

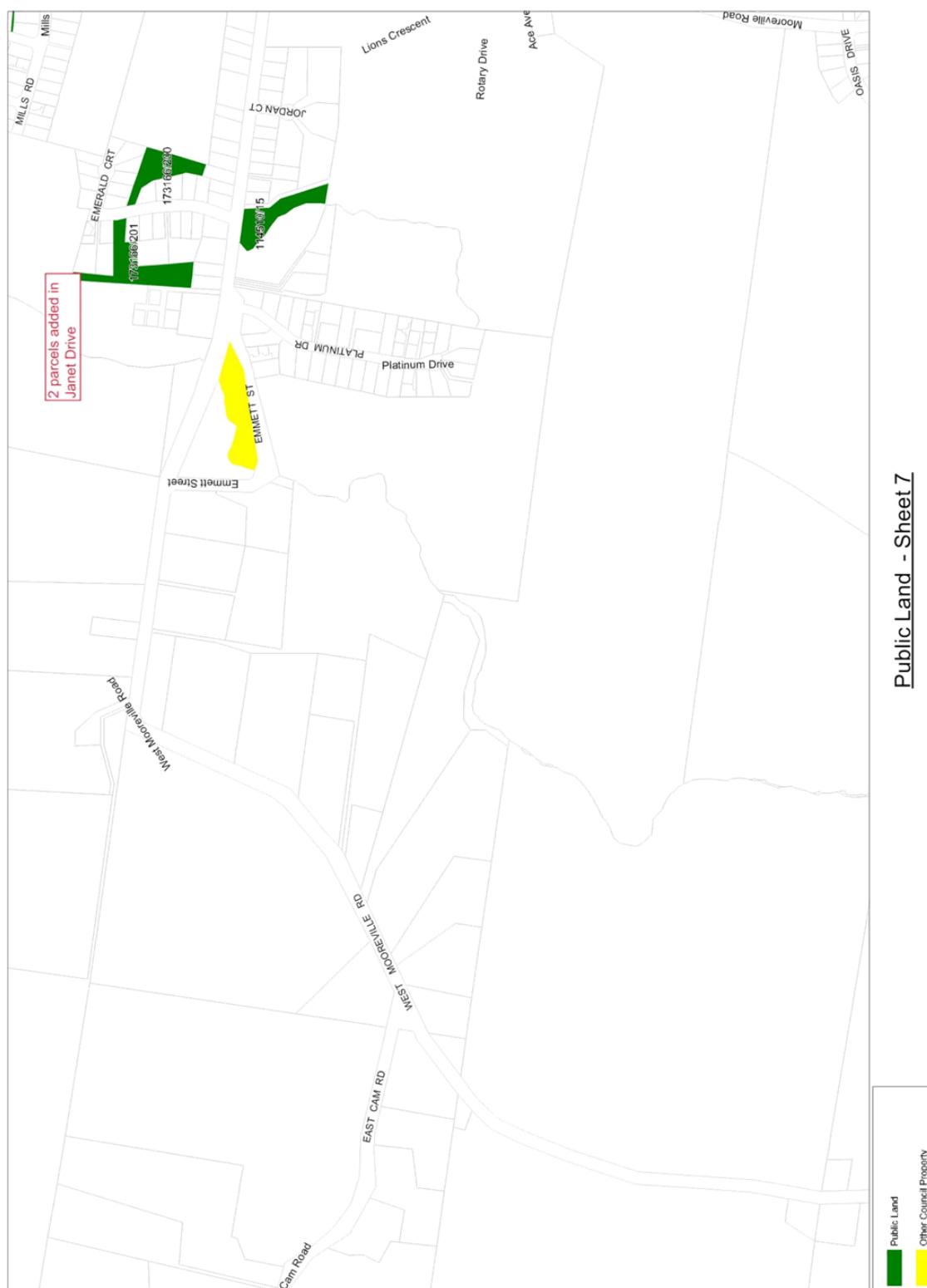
“Council endorse the revision to the Public Land Register and maps as attached to this report.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

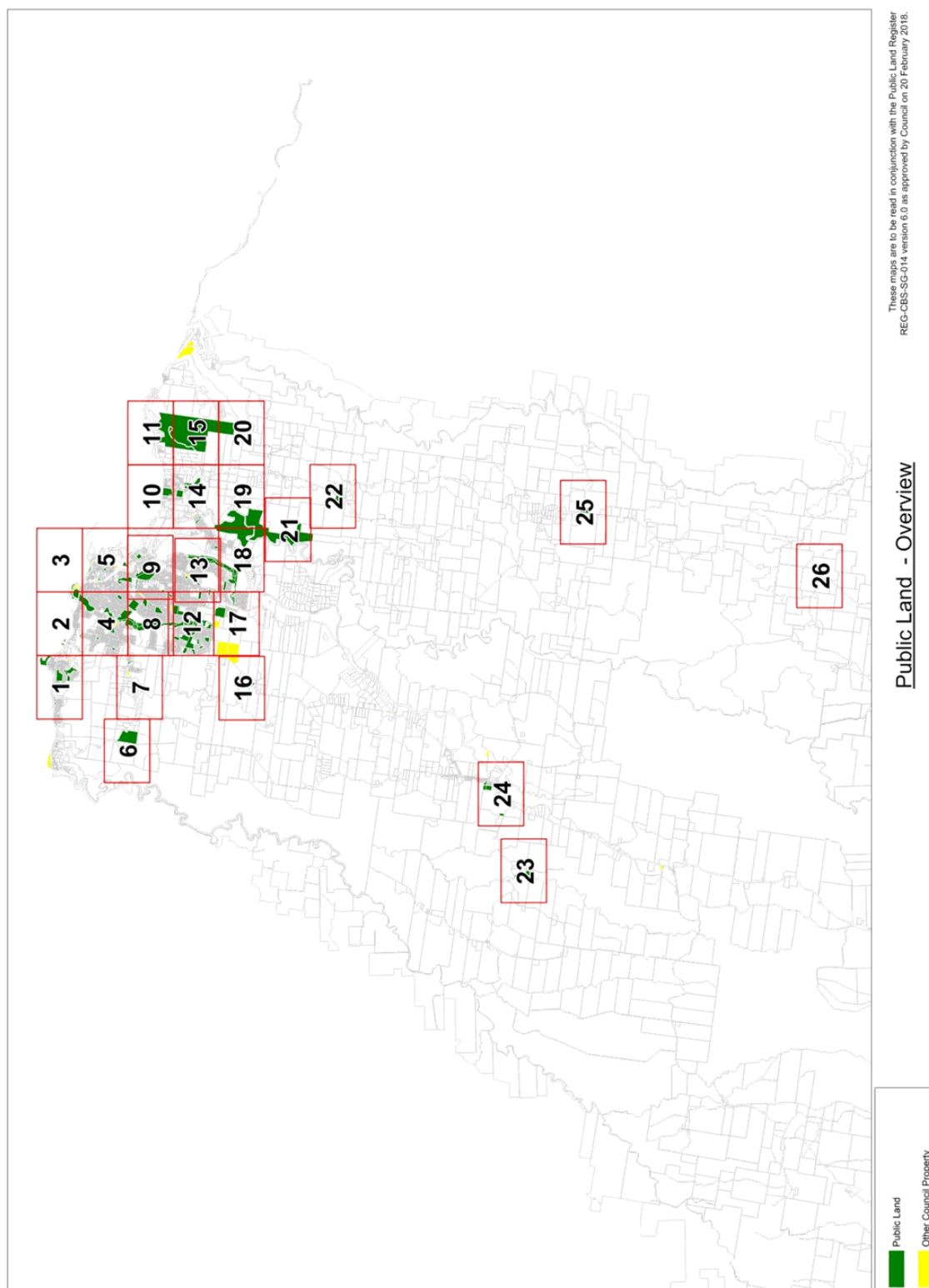
CARRIED UNANIMOUSLY





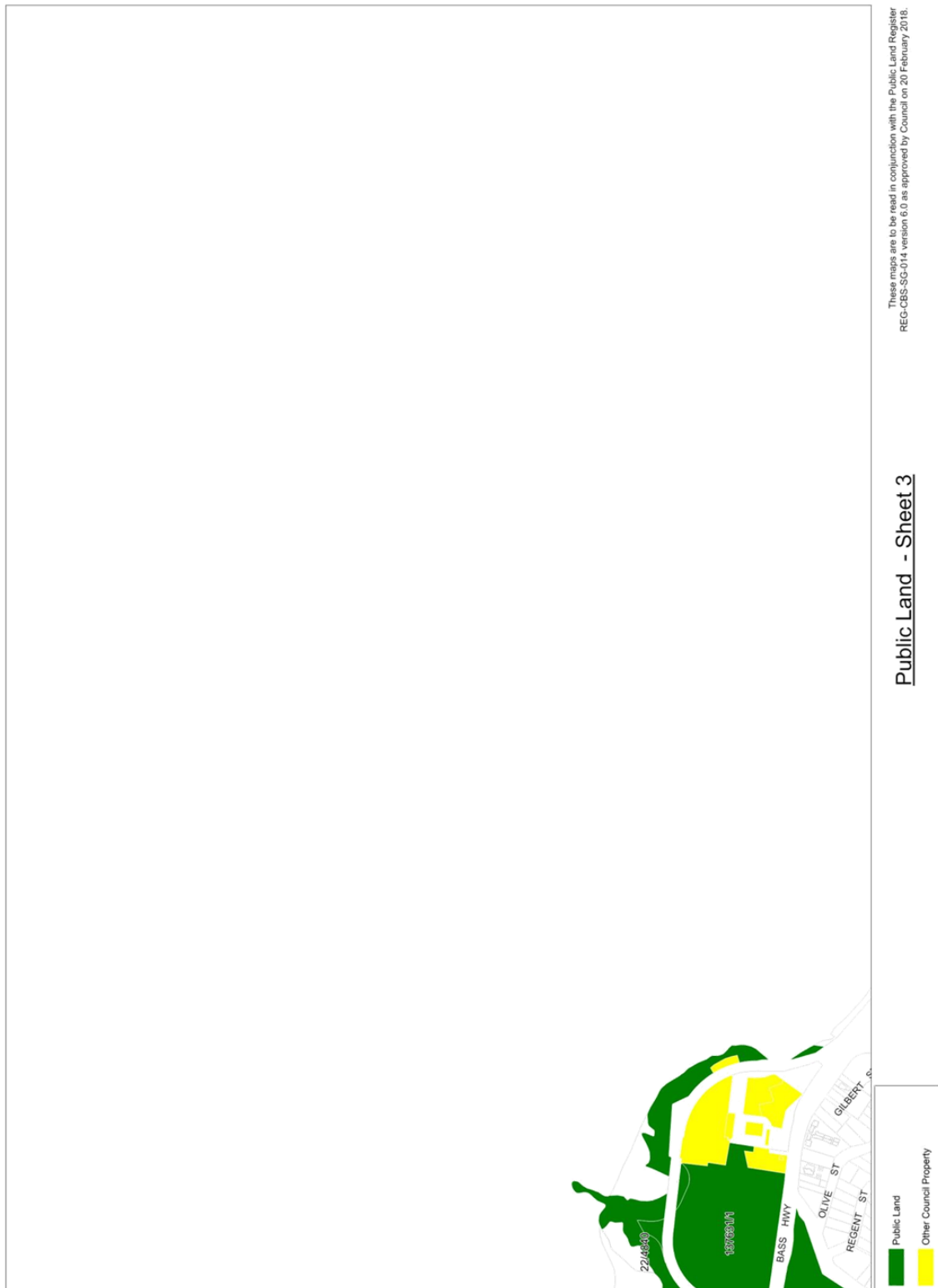












These maps are to be read in conjunction with the Public Land Register
REG-CBS-SG-014 version 6.0 as approved by Council on 20 February 2018.

Public Land - Sheet 3



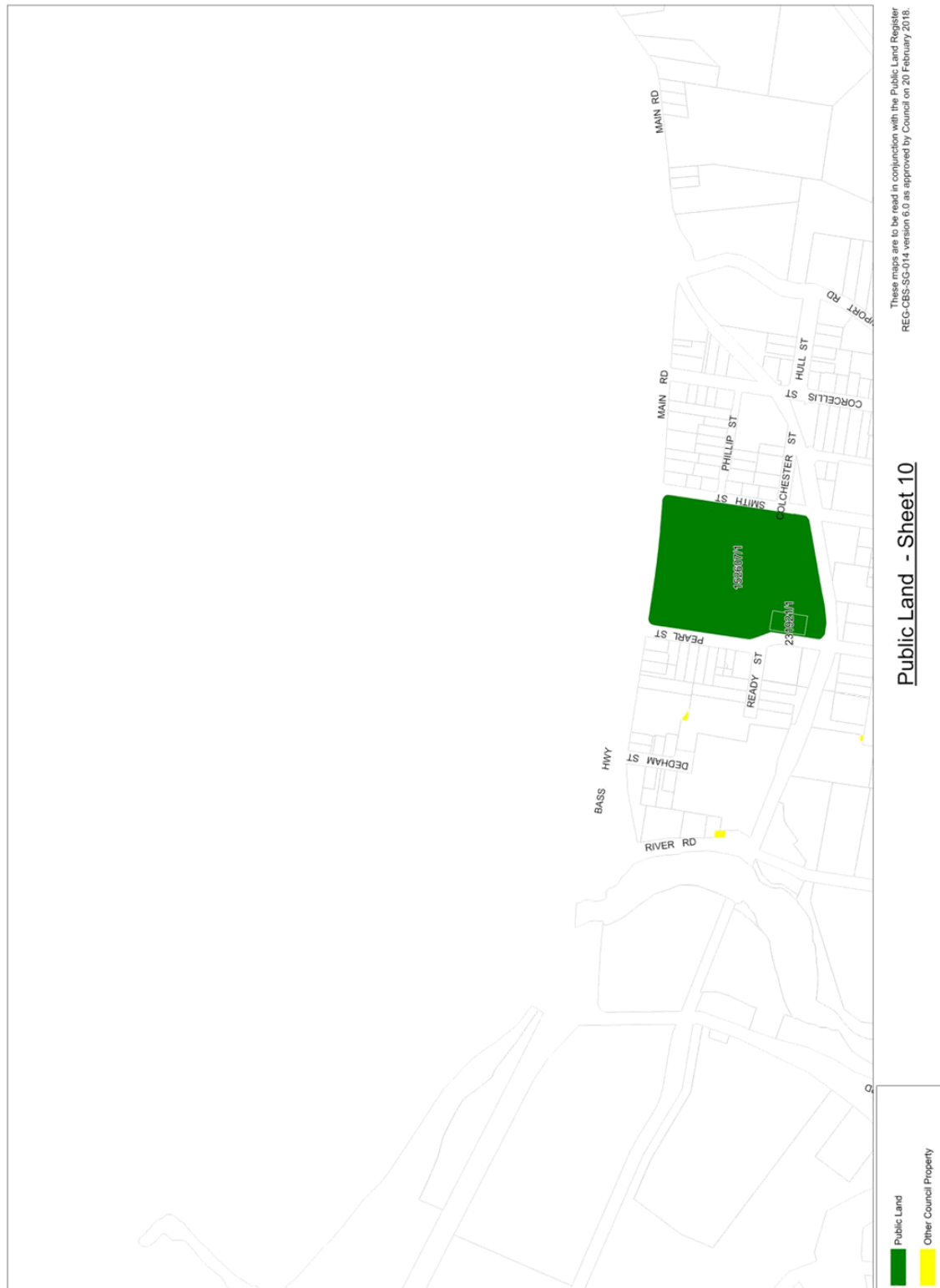










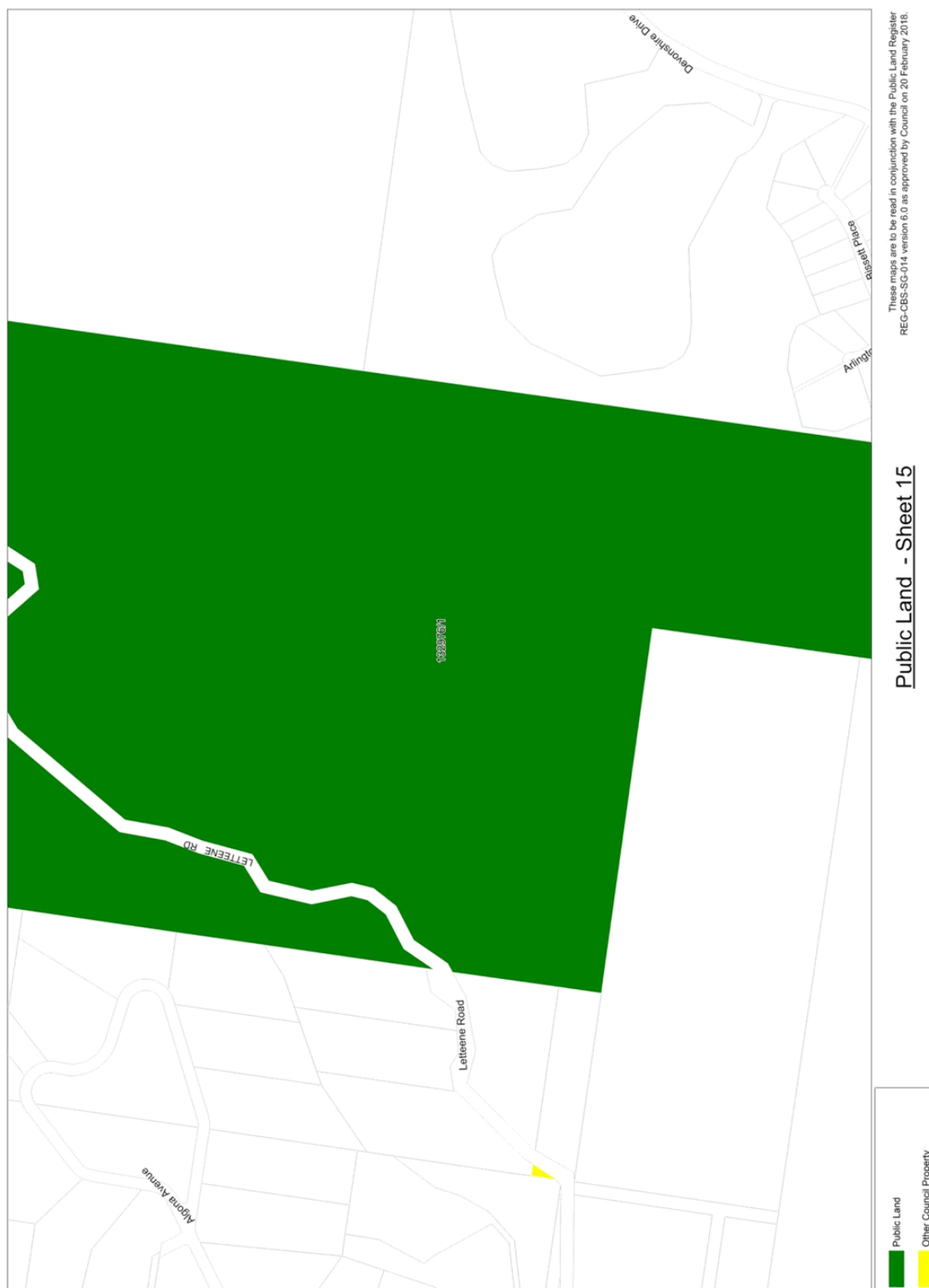




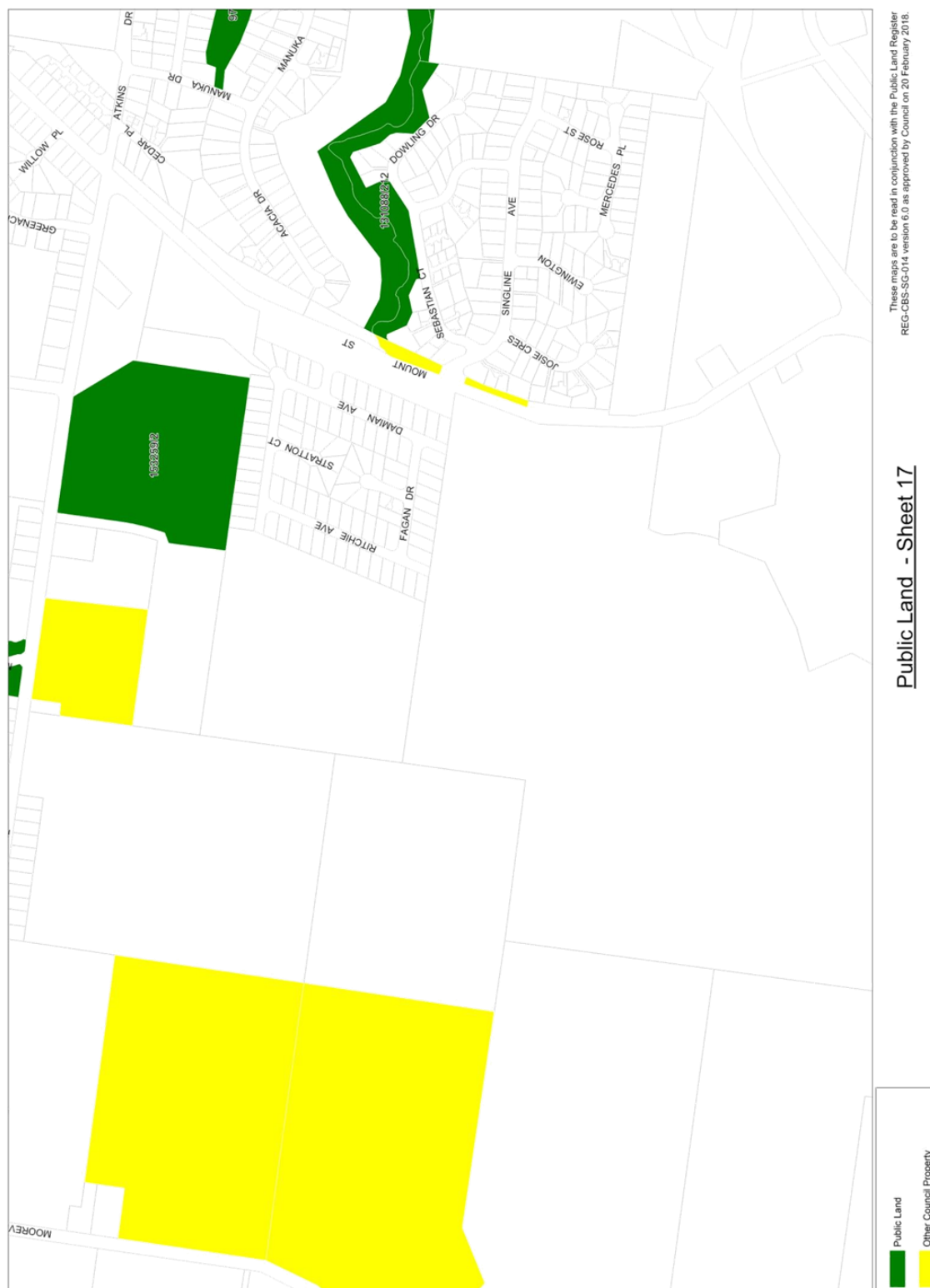






























Public Land Register - Burnie City Council						
Approved By: Council		Document Code: REG-CBS-SG-014				
Document Controller: General Manager		Version: 6.0				
File: 5/14/1		Approved Date: 20-Feb-18				
		Next Review Date: 20-Feb-19				
Property Name	Location	PID	CT	Area (ha)	Type of Public Land	Map
Acton Recreation Ground Clubrooms	91 Payne Street	7,460,966	214858/1	3.02	Health, recreation, amusement or sporting facilities	12
Acton Recreation Ground Oval	Payne Street	7,204,903	235251/1	2.41	Health, recreation, amusement or sporting facilities	12
Aileen Crescent - Car Park	Aileen Crescent	6,129,892	114204/1	0.13	Other	8
Aileen Crescent - Car Park	Aileen Crescent	6,129,892	55517/91	0.24	Other	9
Aleeka Court - Playground	28-30 Aleeka Court	7,620,843	29275/18	0.09	Health, recreation, amusement or sporting facilities	18
Aleeka Court - Playground	28-30 Aleeka Court	7,620,843	29275/19	0.13	Health, recreation, amusement or sporting facilities	18
Alma Place - Playground	Alma Place	2,859,476	152645/2	0.21	Health, recreation, amusement or sporting facilities	1
Appleby's Road - Playground	Appleby's Road	7,906,737	104686/1	0.43	Health, recreation, amusement or sporting facilities	26
Aquatic Centre	1-5 Terrylands Street	3,017,465	158965/1	1.70	Health, recreation, amusement or sporting facilities	8
Arts & Function Centre	77 Wilmot Street	3,444,758	120072/3	0.05	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	168095/1	0.04	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,678	171332/1	0.24	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	221433/1	0.04	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	224694/1	0.04	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	248229/1	0.04	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	70766/1	0.06	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	70766/2	0.05	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	8007/1	0.09	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	88414/4	0.08	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	88415/4	0.07	Health, recreation, amusement or sporting facilities	5
Arts & Function Centre	77 Wilmot Street	3,444,758	88416/4	0.10	Health, recreation, amusement or sporting facilities	5
Barker Street - Playground	Barker Street	6,158,300	61385/51	0.46	Health, recreation, amusement or sporting facilities	13
Bathurst Street - Reserve	9 Bathurst Street	6,158,538	62664/30	0.55	Health, recreation, amusement or sporting facilities	13
Belton Street - Park	Belton Street	6,131,757	236098/1	0.43	Park or Public Garden	12
Bird Street - Reserve	Lot 6 Bird Street	2,943,168	156291/6	0.56	Park or Public Garden	5
Brickport Road - Reserve	Brickport Road	3,198,526	121561/279	0.34	Park or Public Garden	4
Brickport Road - Reserve	Brickport Road	3,198,526	153767/50	0.02	Park or Public Garden	4
Brickport Road - Reserve	Brickport Road	3,198,526	156273/40	0.09	Park or Public Garden	4
Brooklyn Road - Reserve	Brooklyn Road	6,132,899	54693/2	0.12	Park or Public Garden	9

Property Name	Location	PID	CT	Area (ha)	Type of Public Land	Map
Burnie Greens Bowls Club	15 Fidler Street	3,104,964	13555/1	4.12	Health, recreation, amusement or sporting facilities	1
Burnie Park	Bass Highway	7,585,806	48493/1	0.04	Park or Public Garden	4
Burnie Park	Bass Highway	7,585,806	48493/2	0.13	Park or Public Garden	4
Burnie Park	Burnie Park	7,585,806	17/6980	8.20	Park or Public Garden	4
Burnie Sports Centre	93 - 97 Mount Street	7,629,792	149149/1	0.23	Health, recreation, amusement or sporting facilities	9
Burnie Tennis Centre	1 Eastwood Drive	7,404,569	50302/1	1.54	Health, recreation, amusement or sporting facilities	4
Byworth Street - Playground	Byworth Street	1,665,426	34099/1	0.36	Health, recreation, amusement or sporting facilities	4
Coastal Pathway	Port Road	3,194,269	139528/2	0.40	Health, recreation, amusement or sporting facilities	9
Coastal Pathway	Port Road	3,432,108	163575/1	0.09	Health, recreation, amusement or sporting facilities	5
Coastal Pathway	Port Road	3,194,277	163575/2	0.21	Health, recreation, amusement or sporting facilities	5
Coastal Pathway	Port Road	3,432,108	169800/2	0.05	Health, recreation, amusement or sporting facilities	5
Coote Car Park & Toilet	94 Bass Highway	6,112,396	207515/1	0.08	Acquired under section 176	1
Coote Car Park & Toilet	94 Bass Highway	6,112,396	251890/1	0.10	Acquired under section 176	1
Coote Foreshore Reserve	Bass Highway Coote	1,754,963	149142/1	0.86	Park or Public Garden	2
Coote Point Reserve	2 Coote Point Road	7,609,484	117536/2	3.92	Park or Public Garden	1
Coronation Park	14 Charles Street	2,837,883	152605/2	0.07	Park or Public Garden	5
Council Chambers	80 Wilson Street	7,623,526	47625/1	0.36	Other	5
Curraghmore Avenue - Reserve	Curraghmore Avenue	1,805,521	136406/3	3.09	Park or Public Garden	8
Durham Road - Open Space	26 Durham Road	7,535,067	10771/11	2.27	Park or Public Garden	1
Durham Road - Open Space	26 Durham Road	7,535,067	118591/101	2.30	Park or Public Garden	1
Euroka Court - Reserve	Euroka Court	6,163,660	13477/17	0.30	Park or Public Garden	13
Fernglade Reserve	Fern Glade Road	6,176,613	32/5191	45.44	Park or Public Garden	18
Fernglade Reserve	Stowport Road	7,635,631	32042/4	40.96	Park or Public Garden	19
Fernglade Reserve	Stowport Road	7,635,631	39151/1	2.66	Park or Public Garden	21
Fernglade Reserve	Stowport Road	7,635,631	41094/1	18.00	Park or Public Garden	21
Garner Court - Park	19 Garner Court	7,407,700	32913/1001	0.91	Park or Public Garden	12
Greenacre Street - Reserve	Lot 1 Greenacre Street	3,214,282	164153/1	0.63	Park or Public Garden	13
Greenacre Street Reserve	Lot 1 Greenacre Street	2,951,715	86613/1	0.21	Park or Public Garden	13
Greenacre Street Reserve	Lot 369 Greenacre Street	2,951,707	55652/369	0.31	Park or Public Garden	13
Grenville Street - Park	Grenville Street	6,138,027	197546/1	0.36	Park or Public Garden	9
Guide Falls Reserve	245 West Ridgley Road	2,071,072	152604/1	0.44	Park or Public Garden	23
Guide Falls Reserve	245 West Ridgley Road	7,429,547	30548/5	6.29	Park or Public Garden	23
Hayes Street - Reserve	1 Hayes Street	6,139,097	54880/103	0.08	Park or Public Garden	8
Hilder Parade & Surf Club	2 North Terrace	2,745,778	147506/1	0.98	Health, recreation, amusement or sporting facilities	5
Hutchinson Street - Vacant land	Hutchinson Street	7,617,820	32913/1004	0.49	Other	12
Jacobs Crescent - Reserve	Jacobs Crescent	7,611,656	55652/368	1.42	Park or Public Garden	13
Jago Reserve	Bass Highway/Arthur Street	6,184,023	198939/1	0.21	Park or Public Garden	1

Property Name	Location	PID	CT	Area (ha)	Type of Public Land	Map
Lawn Cemetery	Laird Road	2,780,555	150778/1	15.16	Other	6
Lorymer Place - Park	Lorymer Place	7,183,583	24315/2006	0.06	Park or Public Garden	12
Lyons Street - Park	1 Lyons Street	6,141,218	119947/1	0.40	Park or Public Garden	8
Madden Street Reserve	Madden Street	7,609,046	55652/370	0.26	Park or Public Garden	12
Manuka Drive - Reserve	Manuka Drive	6,169,958	9784/109	1.41	Park or Public Garden	18
McKenna Park Hockey Complex	11 Three Mile Line Road	2,862,413	153259/2	6.80	Health, recreation, amusement or sporting facilities	17
Montello Soccer Complex	46-46A Terrylands Street	3,015,742	158953/1	5.01	Health, recreation, amusement or sporting facilities	8
Mooreville Road Community Hall	420 Mooreville Road	6,187,996	212874/1	0.43	Health, recreation, amusement or sporting facilities	16
Mount Street - Landcare Reserve	Mount Street to Aileen Crescent	6,144,099	147474/1	0.89	Park or Public Garden	9
Mussen Close - Reserve	1 Mussen Close	3,029,853	159534/1	11.67	Park or Public Garden	12
Mylan Crescent - Reserve	Mylan Crescent	7,609,492	9994/298	0.30	Park or Public Garden	12
Mylan Crescent - Reserve	Mylan Crescent	7,609,492	9994/299	0.13	Park or Public Garden	12
Natone Football Clubrooms	133 Upper Natone Road	7,254,652	223526/1	0.54	Health, recreation, amusement or sporting facilities	25
Natone Football Ground	Upper Natone Road	7,254,644	223526/1	2.70	Health, recreation, amusement or sporting facilities	25
Netball Centre	15-23 Howe Street	2,199,930	139435/3	0.53	Health, recreation, amusement or sporting facilities	4
Netball Centre	15-23 Howe Street	2,199,930	199550/1	1.83	Health, recreation, amusement or sporting facilities	4
Netball Centre	15-23 Howe Street	2,199,930	83556/1	1.10	Health, recreation, amusement or sporting facilities	4
Netball Centre	15-23 Howe Street	2,199,930	8509/22	0.07	Health, recreation, amusement or sporting facilities	4
Oakleigh Park	1 Brickwell St	6,142,210	125115/7	0.24	Park or Public Garden	5
Oakleigh Park	Marine Terrace	6,142,202	252463/1	0.83	Park or Public Garden	5
Ormsby Street - Vacant Land	Ormsby Street	2,071,451	251733/1	0.96	Other	14
Ormsby Street - Vacant Land	Ormsby Street	2,071,451	74319/8	0.09	Other	14
Panorama Crescent - Easement	Panorama Crescent	2,105,826	137258/101	0.01	Public Open Space from Subdivision	1
Richardson Crescent - Reserve	Richardson Crescent	7,404,577	50302/1	1.36	Park or Public Garden	4
Richardson Crescent - Reserve	Richardson Crescent	7,404,577	61745/12	0.24	Park or Public Garden	4
Ridgley Bowls Club	4 Parker Court Ridgley	7,525,205	27710/3	1.18	Health, recreation, amusement or sporting facilities	24
Ridgley Bowls Club	4 Parker Court Ridgley	7,525,205	48719/1	0.39	Health, recreation, amusement or sporting facilities	24
Ridgley Cemetery	44 West Ridgley Road	6,197,887	3177519	0.81	Other	24
Ridgley Community Centre	2 Parker Court Ridgley	7,525,192	27710/2	0.11	Health, recreation, amusement or sporting facilities	24
Ridgley Community Centre	2 Parker Court Ridgley	7,525,192	49309/3	0.57	Health, recreation, amusement or sporting facilities	24
Ridgley Highway/Circular Road - Reserve	Ridgley Highway/Circular Road	3,017,510	155022/2	0.15	Other	24
Ridgley Highway/Circular Road - Reserve	Ridgley Highway/Circular Road	3,017,510	81799/1	0.00	Other	24
Ridgley Sports Ground	2 George Street	7,710,590	1576646	1.94	Health, recreation, amusement or sporting facilities	24
Romaine Reserve	13 Amanda Court	1,928,900	131820/2	0.04	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	14195/128	3.81	Park or Public Garden	18
Romaine Reserve	13 Amanda Court	1,928,900	14450/1	2.50	Park or Public Garden	13

Property Name	Location	PID	CT	Area (ha)	Type of Public Land	Map
Romaine Reserve	13 Amanda Court	1,928,900	155736/1	3.06	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	155736/2	2.50	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	18108/32	2.50	Park or Public Garden	18
Romaine Reserve	13 Amanda Court	1,928,900	40951/1	0.03	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	40951/2	1.59	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	40951/3	3.58	Park or Public Garden	18
Romaine Reserve	13 Amanda Court	1,928,900	40951/4	0.49	Park or Public Garden	18
Romaine Reserve	13 Amanda Court	1,928,900	40951/5	1.55	Park or Public Garden	18
Romaine Reserve	13 Amanda Court	1,928,900	54930/27	0.08	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	54930/28	0.08	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	54930/29	0.08	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	54930/30	0.08	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	54930/31	0.08	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	63205/43	0.11	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	63205/54	0.28	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	72882/1	0.68	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	72883/1	0.30	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	85795/1	1.18	Park or Public Garden	13
Romaine Reserve	13 Amanda Court	1,928,900	9246/1	0.79	Park or Public Garden	13
Romaine Reserve	Sebastian Court	1,666,533	131088/212	1.42	Park or Public Garden	17
Roundhill Reserve	Letteene Road	1,942,323	132976/1	139.80	Park or Public Garden	15
Rouse Place - Park	Rouse Place	1,914,672	195534/1	1.40	Park or Public Garden	12
Sampson Street - Vacant Land	Sampson Street	6,149,025	202136/1	2.30	Subdivision as open space	8
Senior Citizens	6 Jones Street	3,444,678	171332/2	0.10	Health, recreation, amusement or sporting facilities	5
Senior Citizens	6 Jones Street	3,444,678	171332/3	0.09	Health, recreation, amusement or sporting facilities	5
Skate Park	Bass Highway	7,460,835	22/4840	2.07	Health, recreation, amusement or sporting facilities	2
South Burnie Bowls Club	38 Strahan Street	7,595,609	153938/2	1.14	Health, recreation, amusement or sporting facilities	9
Stowport Hall	580 Stowport Road	6,191,119	216840/1	0.09	Health, recreation, amusement or sporting facilities	22
Stowport Recreation Ground	574 Stowport Road	6,191,100	216840/1	3.18	Health, recreation, amusement or sporting facilities	22
Stowport Road - Vacant Land	Stowport Road	7,601,597	149316/1	1.53	Other	14
Stowport Road - Vacant Land	Stowport Road	1,893,111	149318/3	2.06	Other	14
Stowport Road - Vacant Land	Stowport Road	1,893,111	149318/4	0.07	Other	14
Truganini Street - Playground	Truganini Street	6,126,595	211501/1	0.91	Health, recreation, amusement or sporting facilities	4
Uplands Place - Reserve	28 Uplands Place	7,609,441	7755/39	0.35	Park or Public Garden	2
Upper Burnie Hall	242 Mount Street	6,144,515	54953/5	0.07	Health, recreation, amusement or sporting facilities	13
VDL Hill	Mount Street	6,144,072	/0	3.56	Park or Public Garden	5
View Road - Reserve	View Road	7,193,386	116689/2	0.67	Park or Public Garden	8

Page 5 of 6

Corporate Document Endorsement	
Responsibility:	It is the responsibility of the Director Works and Services to review and update the Public Land Register with Council. It is the responsibility of the Governance Unit to maintain the Public Land Register in the corporate document system.
Strategic Plan Reference:	Strategy 7.1.1 Formulate policy that is equitable, inclusive and responsive to current needs, and ensure decision-making is informed and accountable.
Publication of Document:	This document and the corresponding maps may be accessed on Council's website at www.burnie.net.au
Record of Amendments and Approvals	
Version 3.0	Approved by Council AO232/14 16-Sep-14
Revision 3.1	Amendment of Council AO316/14 17-Dec-14
Version 4.0	Approved by Council AO058-16 15-Mar-16
Version 5.0	Approved by Council AO058-17 21-Mar-17
Version 6.0	Approved by Council AO040-18 20-Feb-18

WORKS AND SERVICES**AO063-19 LAND DISPOSAL - PROPOSAL TO DISPOSE OF A PORTION OF LAND
TO BURNIE SURF LIFE SAVING CLUB - NORTH TERRACE, BURNIE****FILE NO: 5/2/5; 2745778****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.5	A sustainable long term future is planned through the management of Council's infrastructure and assets.
Strategy	7.5.2	Ensure assets are adequately developed, maintained and renewed.

RECOMMENDATION:

“THAT Council determines its intention to dispose (via a lease) of a portion of public land, located at 2 North Terrace, Burnie, being part of CT Volume 147506 Folio 1, the area identified on the plans attached, to the Burnie Surf Life Saving Club, and that a further report be presented to Council as to the outcome of the submission process.”

2.0 SUMMARY

During a previous review of policy Property Leases to Community Groups CP-CBS-SG-36, Council was advised of the need to progress a public land disposal process where a community lease is to be granted for a period greater than five years.

The current lease with the Burnie Surf Life Saving Club will need to be renewed in the near future and triggers the need to progress a public land disposal process, as the lease term will be greater than five years.

Progressing the public land disposal process as noted in this report enables Council to meet its statutory obligations under the *Local Government Act 1993*.

3.0 BACKGROUND

The Burnie Surf Life Saving Club has leased premises on Council land at West Beach (part of 2 North Terrace CT Volume 147506 Folio 1) for many years. The current lease is due for renewal and Officers will progress discussions with the Club in regard to the lease renewal in accordance with the provisions of Council's policy *Property Leases to Community Groups*, noting the footprint of the building will need to be modified to reflect the current redevelopment work occurring.

The plans **attached** show the indicative footprint of the building at completion of the redevelopment works. Noting that the Club occupies a lower and upper level of the building.

The land occupied by the Burnie Surf Life Saving Club can be designated as public land under the relevant provisions of the *Local Government Act 1993* and the land is listed as such on Council's Public Land Register.

Council must follow the processes under the *Local Government Act 1993* for the disposal of public land, including the lease of land, where the period of the lease term is greater than five years. Refer to the legislative section of this report for the relevant sections of legislation.

Council's policy *Property Leases to Community Groups* permits a community lease term to be a maximum of 10 years. It is expected that the lease term with the Burnie Surf Life Saving Club will be the maximum permitted under the policy. A longer term requires a resolution of Council.

The purpose of this report is to progress the public land disposal process in respect to the proposed lease renewal with the Burnie Surf Life Saving Club.

4.0 LEGISLATIVE REQUIREMENTS

The Act details specific requirements in relation to the sale and disposal (including lease) of land, as follows:

177. Sale and disposal of land

(1) A council may sell, lease, donate, exchange or otherwise dispose of land owned by it, other than public land, in accordance with this section.

(2) Before a council sells, leases, donates, exchanges or otherwise disposes of any land, it is to obtain a valuation of the land from the Valuer-General or a person who is qualified to practise as a land valuer under section 4 of the Land Valuers Act 2001.

(3) A council may sell –

(a) any land by auction or tender; or

(b) any specific land by any other method it approves.

(4) A council may exchange land for other land –

(a) if the valuations of each land are comparable in value; or

(b) in any other case, as it considers appropriate.

(5) A contract pursuant to this section for the sale, lease, donation, exchange or other disposal of land which is public land is of no effect.

(6) A decision by a council under this section must be made by absolute majority.

A separate and additional process for the disposal of public land is provided for under the Act. Section 177A of the Act (reproduced below) describes public land.

177A. Public land

(1) *The following land owned by a council is public land:*

- (a) a public pier or public jetty;*
- (b) any land that provides health, recreation, amusement or sporting facilities for public use;*
- (c) any public park or garden;*
- (d) any land acquired under section 176 for the purpose of establishing or extending public land;*
- (e) any land shown on a subdivision plan as public open space that is acquired by a council under the Local Government (Building and Miscellaneous Provisions) Act 1993;*
- (f) any other land that the council determines is public land;*
- (g) any other prescribed land or class of land.*

(2) *The general manager is to –*

- (a) keep lists or maps of all public land within the municipal area; and*
- (b) make the lists and maps available for public inspection at any time during normal business hours.*

The land which is the subject of this report is public land.

Section 178 of the Act (reproduced below) details the procedural steps that must be undertaken in respect to a proposal to dispose of public land (including leases greater than five years).

178. Sale, exchange and disposal of public land

- (1)** *A council may sell, lease, donate, exchange or otherwise dispose of public land owned by it in accordance with this section.*
- (2)** *Public land that is leased for any period by a council remains public land during that period.*
- (3)** *A resolution of the council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority.*
- (4)** *If a council intends to sell, lease, donate, exchange or otherwise dispose of public land, the general manager is to–*
 - (a) publish that intention on at least 2 separate occasions in a daily newspaper circulating in the municipal area; and*
 - (ab) display a copy of the notice on any boundary of the public land that abuts a highway; and*
 - (b) notify the public that objection to the proposed sale, lease, donation, exchange or disposal may be made to the general manager within 21 days of the date of the first publication.*

(5) If the general manager does not receive any objection under subsection (4) and an appeal is not made under section 178A, the council may sell, lease, donate, exchange or otherwise dispose of public land in accordance with its intention as published under subsection (4).

(6) The council must –

(a) consider any objection lodged; and

(b) by notice in writing within 7 days after making a decision to take or not to take any action under this section, advise any person who lodged an objection of –

(i) that decision; and

(ii) the right to appeal against that decision under section 178A.

(7) The council must not decide to take any action under this section if –

(a) any objection lodged under this section is being considered; or

(b) an appeal made under section 178A has not yet been determined; or

(c) the Appeal Tribunal has made a determination under section 178B(b) or (c).

(8)

The purpose of this report is to commence the statutory process as outlined in Section 178.

Guidance on the process to follow in the disposal of public land is provided in an information sheet produced by the Local Government Division titled “Sale of Public Land”.

(It is noted that for the purposes of the Act, the term disposal includes a lease greater than five years. The subject land is not proposed for sale).

Reference has been made to that document in the preparation of this report.

5.0 POLICY CONSIDERATIONS

The Burnie Surf Life Saving Club has occupied the land and premises as noted in this report for many years under a lease with Council.

The renegotiated lease with the Burnie Surf Life Saving Club will be in accordance with Council’s policy *Property Leases to Community Groups*.

6.0 FINANCIAL IMPACT

Section 177 of the *Local Government Act 1993* requires that a valuation for land be obtained before Council disposes of the land through a lease.

Council has engaged a company to provide valuations for Council’s buildings for building assets revaluation and insurance purposes.

As part of this valuation process, lease values for various premises have been sought.

The Valuers have indicated an annual rental figure for the facility occupied by the Burnie Surf Life Saving Club as \$163,030 per annum.

However, it is noted that the proposed lease arrangement with the Burnie Surf Life Saving Club would be in accordance with the Council's policy *Property Leases to Community Groups*.

The lease fee payable by an eligible community organisation is specified in the policy. For 2018-2019 the applicable annual lease fee is \$351.75, including GST.

In addition, the organisation must reimburse Council the cost of the building insurance premium associated with the facility occupied.

7.0 DISCUSSION

There are no apparent reasons why the occupation and use of the Council land and facility at West Beach, by the Burnie Surf Life Saving Club should not continue, subject to a suitable lease arrangement being negotiated.

The focus of this report is to progress a public land disposal process related to the disposal (via a lease) of a portion of land owned by Council at West Beach.

This is a process required under the *Local Government Act 1993* to ensure the community has a say in the use of public land that is intended to be placed into a medium-long term lease.

The rationale for the disposal (via lease) of the public land is to facilitate the ongoing occupation and use of a portion of the land by a community group.

In regard to the public land disposal process, the following steps need to occur:

- a) Council determines its intention to dispose of the subject land.
- b) Council's determination is published as a public notice, twice, in a local newspaper advising interested parties of Council's intention to dispose of the land.
- c) A notice is required to be placed at the property boundary advising of Council's intention to dispose of the land.
- d) Submissions are invited from interested parties in respect to Council's intention to dispose of the subject land.

In providing the public notification, staff will refer to the Department of Local Government's information sheet "Sale of Public Land" (albeit noting that this is a lease disposal not a sale).

Any submissions received within the specified time frame will be considered by Council following the completion of the statutory period.

The Act contains appeal provisions should a person who lodges a submission, be aggrieved by the subsequent Council decision.

8.0 RISK

The specific risk associated with the public land disposal process relates to ensuring the appropriate procedural steps are implemented and the necessary information to inform the community of the process is readily available.

Officers have reviewed the best practice guidelines issued by the Department of Local Government in the preparation of this report.

A general exploration of risk matters in relation to the subject land, the public land disposal process and development generally are noted for information.

RISK CATEGORY	COMMENT	MITIGATION STRATEGY
<i>Assets and Infrastructure</i>	No Council assets are impacted by the current use and occupation of the subject land.	No issue to manage.
<i>Corporate Business Systems</i>	Lease terms not complied with.	Lease, when executed, would be included on the lease register and compliance actions entered in the compliance register.
<i>Emergency Management</i>	The occupation of the land has no impact on such a risk.	None proposed.
<i>Environmental</i>	The occupation of the Council land presents no specific environmental risks.	None proposed.
<i>Financial</i>	The lease value will be in accordance with Council policy. Roles and responsibilities in terms of building management are contained in lease agreement.	Apply the lease provisions.
<i>Political</i>	Continuation of an existing an existing occupation arrangement. No identified issues.	None proposed.
<i>Public Safety</i>	No identified issues.	None proposed.
<i>Strategic</i>	Council has developed the facility at West Beach to support the specific activities of the Burnie Surf Life Saving Club.	None proposed.
<i>Regulations and Compliance</i>	The public land disposal process is a statutory process and Council must demonstrate it has met all the proscribed elements of the process.	Council reports, records of notices and photos of site notices.

RISK CATEGORY	COMMENT	MITIGATION STRATEGY
Workers	No identified issues.	None proposed.

9.0 CONSULTATION

The Burnie Surf Life Saving Club has been advised of Council's intention to commence a public land disposal process.

The public land disposal process provides an opportunity for the community to make a submission in respect to the proposed disposal (lease) of land.

The Act provides for a 21 day submissions period from the date of first publication of the notice. In addition to the public notice, the same information is posted on the boundaries of the subject land.

Subject to the decision of Council, the required notice will be published on Saturday, 23 March 2019.

ATTACHMENTS

1. [Burnie Surf Life Saving Club Leased Area Maps](#)

COUNCIL RESOLUTION

Resolution number: MO056-19

MOVED: Cr A Boyd

SECONDED: Cr T Bulle

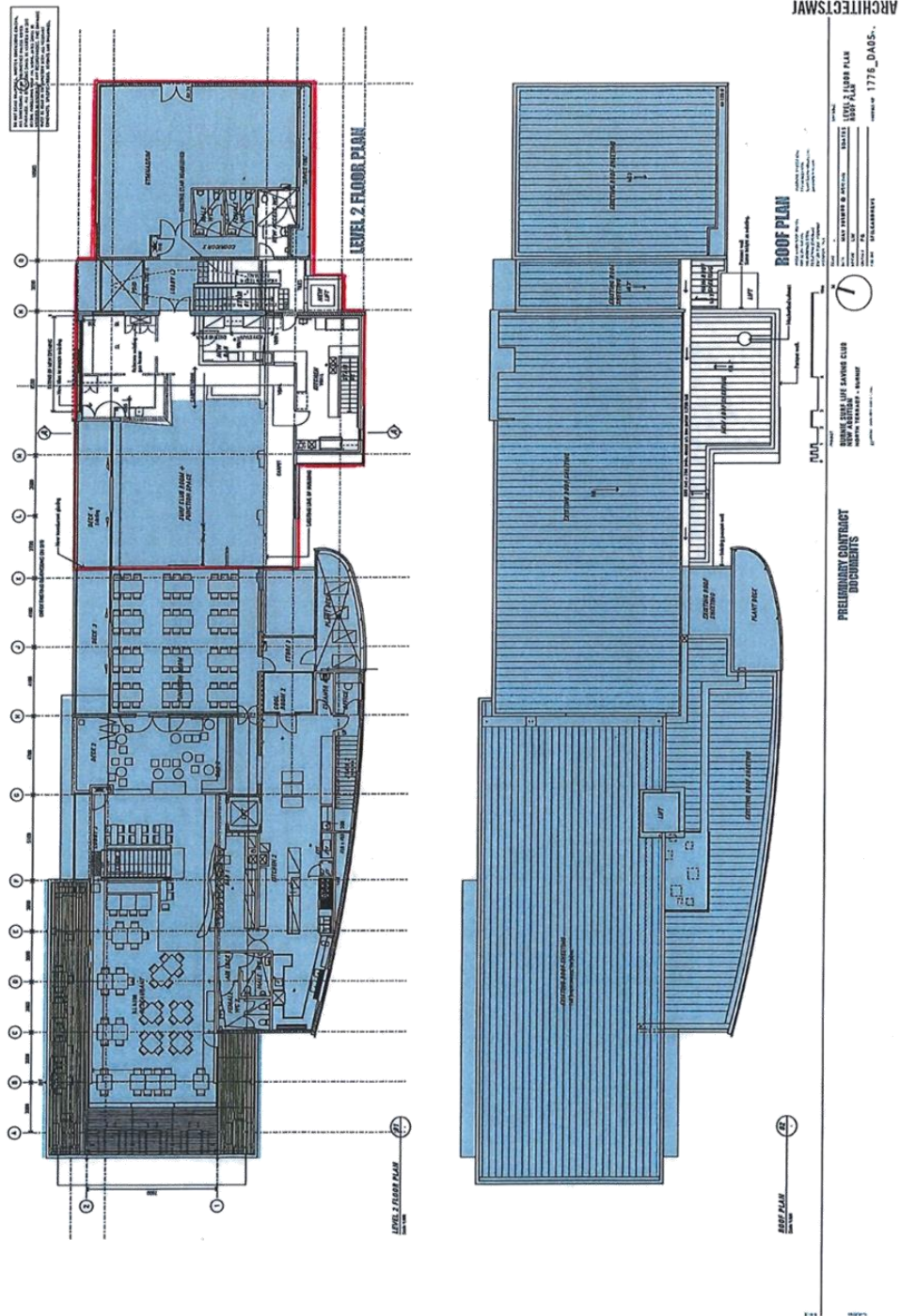
"THAT Council determines its intention to dispose (via a lease) of a portion of public land, located at 2 North Terrace, Burnie, being part of CT Volume 147506 Folio 1, the area identified on the plans attached, to the Burnie Surf Life Saving Club, and that a further report be presented to Council as to the outcome of the submission process."

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY





WORKS AND SERVICES**AO064-19 LAND DISPOSAL - PROPOSAL TO DISPOSE OF A PORTION OF LAND TO GIRL GUIDES ASSOCIATION (TASMANIA) - HOWE STREET, BURNIE****FILE NO: 5/2/5; 2199930****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.5	A sustainable long term future is planned through the management of Council's infrastructure and assets.
Strategy	7.5.2	Ensure assets are adequately developed, maintained and renewed.

1.0 RECOMMENDATION:

“THAT Council determines its intention to dispose (via a lease) of a portion of public land, located on 15 Howe Street, Burnie, being parts of CT Volume 199550 Folio 1 and CT Volume 139435 Folio 3, the area identified on the plan attached, to Girl Guides Association (Tasmania), and that a further report be presented to Council as to the outcome of the submission process.”

2.0 SUMMARY

During a previous review of policy Property Leases to Community Groups CP-CBS-SG-36, Council was advised of the need to progress a public land disposal process where a community lease was to be for a period greater than five years.

The current lease with the Girl Guides Association (Tasmania) will need to be renewed in the near future and triggers the need to progress a public land disposal process, as the lease term will be greater than five years.

Progressing the public land disposal process as noted in this report enables Council to meet its statutory obligations under the *Local Government Act 1993*.

3.0 BACKGROUND

The Burnie Girl Guides (Girl Guides Association Tasmania) has leased premises on Council land at Howe Street for many years. The current lease is due for renewal and Officers will progress discussions with the Association in regard to the lease renewal in accordance with the provisions of Council's policy *Property Leases to Community Groups*.

The plan **attached** shows the footprint of the land occupied including building and common area.

The land occupied by the Girl Guides Association (Tasmania) can be designated as public land under the relevant provisions of the *Local Government Act 1993* and the land is listed as such on Council's Public Land Register.

Council must follow the processes under the *Local Government Act 1993* for the disposal of public land, including the lease of land, where the period of the lease term is greater than five years. Refer to the legislative section of this report for the relevant sections of legislation.

Council's policy *Property Leases to Community Groups* permits a community lease term to be a maximum of ten years. It is expected that the lease term with the Girl Guides Association (Tasmania) will be the maximum permitted under the policy. A longer term requires a resolution of Council.

The purpose of this report is to progress the public land disposal process in respect to the proposed lease renewal with the Girl Guides Association (Tasmania).

4.0 LEGISLATIVE REQUIREMENTS

The Act details specific requirements in relation to the sale and disposal (including lease) of land, as follows:

177. Sale and disposal of land

(1) A council may sell, lease, donate, exchange or otherwise dispose of land owned by it, other than public land, in accordance with this section.

(2) Before a council sells, leases, donates, exchanges or otherwise disposes of any land, it is to obtain a valuation of the land from the Valuer-General or a person who is qualified to practise as a land valuer under section 4 of the Land Valuers Act 2001.

(3) A council may sell –

(a) any land by auction or tender; or

(b) any specific land by any other method it approves.

(4) A council may exchange land for other land –

(a) if the valuations of each land are comparable in value; or

(b) in any other case, as it considers appropriate.

(5) A contract pursuant to this section for the sale, lease, donation, exchange or other disposal of land which is public land is of no effect.

(6) A decision by a council under this section must be made by absolute majority.

A separate and additional process for the disposal of public land is provided for under the Act. Section 177A of the Act (reproduced below) describes public land.

177A. Public land

(1) *The following land owned by a council is public land:*

- (a) a public pier or public jetty;*
- (b) any land that provides health, recreation, amusement or sporting facilities for public use;*
- (c) any public park or garden;*
- (d) any land acquired under section 176 for the purpose of establishing or extending public land;*
- (e) any land shown on a subdivision plan as public open space that is acquired by a council under the Local Government (Building and Miscellaneous Provisions) Act 1993;*
- (f) any other land that the council determines is public land;*
- (g) any other prescribed land or class of land.*

(2) *The general manager is to –*

- (a) keep lists or maps of all public land within the municipal area; and*
- (b) make the lists and maps available for public inspection at any time during normal business hours.*

The land which is the subject of this report is public land.

Section 178 of the Act (reproduced below) details the procedural steps that must be undertaken in respect to a proposal to dispose of public land (including leases greater than five years).

178. Sale, exchange and disposal of public land

- (1)** *A council may sell, lease, donate, exchange or otherwise dispose of public land owned by it in accordance with this section.*
- (2)** *Public land that is leased for any period by a council remains public land during that period.*
- (3)** *A resolution of the council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority.*
- (4)** *If a council intends to sell, lease, donate, exchange or otherwise dispose of public land, the general manager is to–*
 - (a) publish that intention on at least 2 separate occasions in a daily newspaper circulating in the municipal area; and*
 - (ab) display a copy of the notice on any boundary of the public land that abuts a highway; and*
 - (b) notify the public that objection to the proposed sale, lease, donation, exchange or disposal may be made to the general manager within 21 days of the date of the first publication.*

(5) If the general manager does not receive any objection under subsection (4) and an appeal is not made under section 178A, the council may sell, lease, donate, exchange or otherwise dispose of public land in accordance with its intention as published under subsection (4).

(6) The council must –

(a) consider any objection lodged; and

(b) by notice in writing within 7 days after making a decision to take or not to take any action under this section, advise any person who lodged an objection of –

(i) that decision; and

(ii) the right to appeal against that decision under section 178A.

(7) The council must not decide to take any action under this section if –

(a) any objection lodged under this section is being considered; or

(b) an appeal made under section 178A has not yet been determined; or

(c) the Appeal Tribunal has made a determination under section 178B(b) or (c).

(8)

The purpose of this report is to commence the statutory process as outlined in Section 178.

Guidance on the process to follow in the disposal of public land is provided in an information sheet produced by the Local Government Division titled “Sale of Public Land” (It is noted that for the purposes of the Act, the term disposal includes a lease greater than five years. The subject land is not proposed for sale).

Reference has been made to that document in the preparation of this report.

5.0 POLICY CONSIDERATIONS

The Girl Guides Association (Tasmania) has occupied the land and premises as noted in this report for many years under a lease with Council.

The renegotiated lease with the Girl Guides Association (Tasmania) will be in accordance with Council’s policy *Property Leases to Community Groups*.

6.0 FINANCIAL IMPACT

Section 177 of the *Local Government Act 1993* requires that a valuation for land be obtained before Council disposes of the land through a lease.

Council has engaged a company to provide valuations for Council’s buildings for building assets revaluation and insurance purposes.

As part of this valuation process, lease values for various premises have been sought.

The Valuers have indicated an annual rental figure for the Guide Hall and surrounding land as \$36,500 per annum.

However, it is noted that the proposed lease arrangement with the Girl Guides Association (Tasmania) would be in accordance with the Council's policy *Property Leases to Community Groups*.

The lease fee payable by an eligible community organisation is specified in the policy. For 2018-2019 the applicable annual lease fee is \$351.75, including GST.

In addition, the organisation must reimburse Council the cost of the building insurance premium associated with the facility occupied.

7.0 DISCUSSION

There are no apparent reasons why the occupation and use of the Council land and facility at Howe Street, by the Girl Guides Association (Tasmania) should not continue, subject to a suitable lease arrangement being negotiated.

The focus of this report is to progress a public land disposal process related to the disposal (via a lease) of a portion of land owned by Council at Howe Street, Burnie.

This is a process required under the *Local Government Act 1993* to ensure the community has a say in the use of public land that is intended to be placed into a medium-long term lease.

The rationale for the disposal (via lease) of the public land is to facilitate the ongoing occupation and use of a portion of the land by a community group.

In regard to the public land disposal process, the following steps need to occur:

- a) Council determines its intention to dispose of the subject land.
- b) Council's determination is published as a public notice, twice, in a local newspaper advising interested parties of Council's intention to dispose of the land.
- c) A notice is required to be placed at the property boundary advising of Council's intention to dispose of the land.
- d) Submissions are invited from interested parties in respect to Council's intention to dispose of the subject land.

In providing the public notification, staff will refer to the Department of Local Government's information sheet "Sale of Public Land" (albeit noting that this is a lease disposal not a sale).

Any submissions received within the specified time frame will be considered by Council following the completion of the statutory period.

The Act contains appeal provisions should a person who lodges a submission, be aggrieved by the subsequent Council decision.

8.0 RISK

The specific risk associated with the public land disposal process relates to ensuring the appropriate procedural steps are implemented and the necessary information to inform the community of the process is readily available.

Officers have reviewed the best practice guidelines issued by the Department of Local Government in the preparation of this report.

A general exploration of risk matters in relation to the subject land, the public land disposal process and development generally are noted for information.

RISK CATEGORY	COMMENT	MITIGATION STRATEGY
<i>Assets and Infrastructure</i>	No Council assets are impacted by the current use and occupation of the subject land.	No issue to manage.
<i>Corporate Business Systems</i>	Lease terms not complied with.	Lease, when executed, would be included on the lease register and compliance actions entered in the compliance register.
<i>Emergency Management</i>	The occupation of the land has no impact on such a risk.	None proposed.
<i>Environmental</i>	The occupation of the Council land presents no specific environmental risks.	None proposed.
<i>Financial</i>	The lease value will be in accordance with Council policy. Roles and responsibilities in terms of building management are contained in lease agreement.	Apply the lease provisions.
<i>Political</i>	Continuation of an existing an existing occupation arrangement. No identified issues.	None proposed.
<i>Public Safety</i>	No identified issues.	None proposed.
<i>Strategic</i>	Council has permitted the land at Howe Street to be used for community purposes.	None proposed.
<i>Regulations and Compliance</i>	The public land disposal process is a statutory process and Council must demonstrate it has met all the proscribed elements of the process.	Council reports, records of notices and photos of site notices.
<i>Workers</i>	No identified issues.	None proposed.

9.0 CONSULTATION


The Girl Guides Association (Tasmania) has been advised of Council's intention to commence a public land disposal process.

The public land disposal process provides an opportunity for the community to make a submission in respect to the proposed disposal (lease) of land.

The Act provides for a 21 day submissions period from the date of first publication of the notice. In addition to the public notice, the same information is posted on the boundaries of the subject land.

Subject to the decision of Council, the required notice will be published on Saturday, 23 March 2019.

ATTACHMENTS

1  Girl Guides Association (Tasmania) Leased Area Map

COUNCIL RESOLUTION

Resolution number: MO057-19

MOVED: Cr C Lynch

SECONDED: Cr A Keygan

"THAT Council determines its intention to dispose (via a lease) of a portion of public land, located on 15 Howe Street, Burnie, being parts of CT Volume 199550 Folio 1 and CT Volume 139435 Folio 3, the area identified on the plan attached, to Girl Guides Association (Tasmania), and that a further report be presented to Council as to the outcome of the submission process."

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Girl Guides Association (Tasmania) Leased Area



LAND AND ENVIRONMENTAL SERVICES**AO065-19 BURNIE PLANNING SCHEME
10 SMITH STREET, WIVENHOE****FILE NO: 3041449
PREVIOUS MIN: AC025-19**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.3	Council is compliant in all areas and carries out the role of regulatory enforcement in a fair and effective manner.
Strategy	7.3.1	Ensure Council remains compliant with all its statutory and regulatory obligations and contributes to the regulatory environment which affects our community.

1.0 RECOMMENDATION:

“THAT Council as landowner request in accordance with section 33 of the former provisions of Land Use Planning and Approvals Act 1993 that the planning authority for the Burnie municipal area initiate under section 34 of the former provisions of the Act the preparation of a draft amendment to the Burnie Interim Planning Scheme 2013 that will change the provisions of the scheme to permit use and development for the Community meeting and entertainment use class and the Sports and recreation use class on land described as 10 Smith Street, Wivenhoe in addition to the use and development currently permitted on land to which the General Industrial zone applies.”

2.0 SUMMARY

The Burnie City Council has recently acquired land at 10 Smith Street, Wivenhoe with a view to providing facilities that will support a range of community groups and associations.

The land is currently assigned to the General Industrial zone under the Burnie Interim Planning Scheme 2013.

The General Industrial zone provisions under the Scheme impose significant restriction on use and development of land for community and recreation purposes.

This report examines what is required in order that the land may lawfully be used in the proposed manner.

3.0 BACKGROUND

Land bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network comprises 12 separate titles and contains a total area of approximately 2 ha.

The land forms part of an extensive area located between the Bass Highway, the Emu River, Stowport Road, and slightly south of Ormsby Street that is known as the Wivenhoe industrial area, and is currently assigned to the General Industrial zone under provisions of the Burnie Interim Planning Scheme 2013.

The land includes a single holding comprised of several titles and containing an area of 1.2932 ha.

The balance area of the land bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network comprises three (3) separate titles at 17, 9 and 21 Anglesea Street, each of which contains an existing single dwelling in residential use. Three (3) titles at the corner of Anglesea Street and Smith Street form a parcel used by a single occupant as a transport depot.

The 1.29 ha holding has until recently been owned by the Burnie Agricultural and Pastoral Society, and was used continuously over a period of some 100 years as part of the site for the annual Burnie Agricultural Show and for occasional related activity.

The former Show Society site contains a number of utilitarian buildings for the display and storage of animals and other exhibits of a show.

There is a relatively recent conversion of one building on the Smith Street frontage to provide a facility for gymnastics. A second building has recently been occupied to provide accommodation for the Burnie Men's shed organisation.

The land has recently been sold, and is no longer to be used as a site for the annual show and other activities of the Burnie Agricultural and Pastoral Society.

Notwithstanding the site was offered for sale as an industrial holding in accordance with the opportunities available for land assigned to the General Industrial zone under the Burnie Interim Planning Scheme 2013 (BIPS 2013), the purchaser has a desire to use the site in support of local community groups and associations.

The exact nature of such activity has not yet been determined. It is anticipated the existing pavilions and sheds on the land may be converted or replaced to provide activity, meeting and storage space, and facilities to accommodate a number of different groups.

The former Burnie Planning Scheme 1989 applied the then Community Purpose zone to the land from 1992 until 1997.

Purpose of the zone was to provide for institutional and community use.

In 1997 the Burnie Agricultural and Pastoral Society requested the Council amend the Burnie Planning Scheme 1989 to delete the Community Purpose zone as it applied to the land bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network and replace it instead with the then Industry zone.

The Show Society then explained the land was surplus to the requirements of the Society, and that the land could be better used for purposes consistent with use of the greater part of the land at Wivenhoe as an industrial estate.

The Council agreed to support a scheme amendment on grounds that the site as a whole provides an area attractive for large scale industrial activity, and was advantageously located within Burnie's major industrial precinct with good access to transport and utility services and relative remoteness from primary residential areas.

The Burnie Planning Scheme 1989 was amended in June 1997 and the land became part of the Wivenhoe industrial estate.

The site has remained in ownership and use of the Show Society until early 2019.

The Burnie Interim Planning Scheme 2013 was required to translate the former Burnie Planning Scheme without any change to the existing rights and interests of owners and occupiers.

The BIPS 2013 intentionally applied the General industrial zone to all the industrial land at Wivenhoe, including the land bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network.

Purpose of the BIPS 2013 General Industrial zone is to provide land for use by undertakings for manufacturing, processing, repair, and the storage and distribution of goods and materials in a manner that may have adverse impact on neighbouring non-industrial use.

The provisions of the BIPS 2013 for the General Industrial zone prohibit the Community meeting and entertainment use class for social, religious and cultural activities, entertainment and meetings, including such use as an art and craft centre, church, cinema, civic centre, function centre, library, museum, public art gallery, public hall, theatre and the like.

The Scheme also prohibits Sports and recreation use class for organised or competitive recreation or sporting purposes including associated clubrooms for activities such as bowling alley, fitness centre, firing range, golf course or driving range, gymnasium, outdoor recreation facility, public swimming pool, race course and sports ground.

No representations were received in relation to zoning of the land during the exhibition period for the BIPS 2013.

The current provisions of the BIPS 2013 impose significant restriction on ability to lawfully use the land in the manner identified by the purchaser.

It is open to suggest the former Show Society site has continuing existing use rights under both the Community meeting and entertainment use class and the Sports and recreation use classes.

However, while the provision of the *Land Use Planning and Approvals Act 1993* protect an existing continuing use, there are limits on the ability to lawfully change the nature of such use, or to intensify or relocate that use within a site.

The landowner cannot reasonably rely on any alleged existing continuing use right to lawfully redevelop the site and introduce activity that was not previously conducted from the land.

Any intention to re-use the site as a general purpose community facility for occupation by a range of community groups and associations requires a change to the provisions of the planning scheme as they apply to use of the land.

4.0 LEGISLATIVE REQUIREMENTS

The *Land Use Planning and Approvals Act 1993* provides the statutory arrangements and considerations relevant to the preparation, approval, and amendment of a planning scheme.

A planning authority may of its own volition, or on the request of a third party, initiate an amendment to change the manner in which land is zoned or the provisions that apply to regulate the use, development and protection of land.

A decision on whether to initiate an amendment to a planning scheme is a strategic consideration which must be made without regard for any specific and subsequent use or development.

A decision on whether to approve and implement a planning scheme amendment is ultimately made by the Tasmanian Planning Commission.

The statutory role of a planning authority is to assist the Tasmanian Planning Commission by determining against prescribed criteria whether it is appropriate to initiate a draft amendment.

The *Land Use Planning and Approvals Act* as amended currently provides in Schedule 6 that during the transitional period between introduction of legislation to create the Tasmanian Planning Scheme and the making of a local planning schedule to replace the current interim planning scheme, a planning authority may continue to initiate amendments to the current planning scheme.

The relevant statutory requirements are those which applied under s20 and s32 of the *Land Use Planning and Approvals Act 1993* as it operated immediately prior to the amendments which introduced the arrangements for making of the Tasmanian Planning Scheme.

A draft amendment to an interim planning scheme must satisfy the following criteria –

- (a) contain any applicable mandatory provisions that must be contained in an interim planning scheme;
- (b) be for the purpose and be in the format prescribed by section 32 of the Act;

- (c) further the statutory objectives for the Tasmanian land use planning system and land use processes;
- (d) be consistent with each State policy;
- (e) be consistent with the Cradle Coast Regional Land Use Strategy;
- (f) be consistent with the strategic plan, prepared under section 66 of the *Local Government Act 1993*, that applies in relation to the land to which the relevant planning instrument relates;
- (g) as far as practicable, be consistent with and coordinated with any planning scheme in force for the municipal areas that are adjacent to the municipal area to which the relevant planning instrument relates; and
- (h) have regard to the safety requirements set out in the standards prescribed under the *Gas Pipelines Act 2000*
- (i) must, as far as practicable, avoid the potential for land use conflicts with use and development permissible under the planning scheme applying to the adjacent area; and
- (j) must not conflict with any mandatory provision required to be in the planning scheme by instruction of a Planning Directive; and
- (k) must have regard to the impact that the use and development permissible under the amendment will have on the use and development of the region as an entity in environmental, economic and social terms

If a planning authority is satisfied a proposed draft amendment meets all legislative requirements, and has determined to initiate the scheme amendment, it must prepare and certify the draft amendment documents under its common seal in accordance with the requirements of the former s35.

The planning authority must then conduct a public exhibition period and provide the draft amendment for community consideration and comment for a period of not less than 28 days.

The planning authority must provide the Tasmanian Planning Commission with a report under section 39 at conclusion of the exhibition period, in which it is to detail its views and opinions on all matters in any representation received during the exhibition period; and indicate whether the draft amendment should be approved, modified or abandoned.

The Commission must independently assess and determine the draft amendment for compliance to statutory purpose. It is to be assisted in this task by the information provided in the application, any matter in a representation, and the advice and opinion of the planning authority.

The Commission is not bound to the opinion of the planning authority and may decide an outcome which is entirely different.

There is no right of appeal on the Commission's decision.

Where a planning authority decides not to initiate an amendment of the planning scheme, a person may not request the authority to initiate an amendment which is substantially the same as the first-mentioned amendment within a period of 2 years from the date on which the planning authority made its decision.

5.0 POLICY CONSIDERATIONS

A proposal to amend a planning scheme requires assessment against any applicable State, regional and local policy to determine whether it is appropriate to initiate a draft scheme amendment.

The planning authority must also consider the policy objectives embedded in the legislation which require planning decisions based on sound strategic planning and which provide a long-term benefit to the community, environment and economy.

Policy in relation to matters outside the scope of the planning process is not relevant.

6.0 FINANCIAL IMPACT

There are no financial impacts directly associated with the requirement for a planning authority to make a decision on whether to initiate a draft planning scheme amendment.

There is no likelihood for appeal costs because the decision cannot be called for reconsideration by the Appeals Tribunal or a court unless for judicial review on grounds of failed process of misuse of power.

There may be costs incurred if the Commission assumes the planning authority's responsibilities because it fails to make a decision or to complete an action within the prescribed timeframes.

There are some costs likely in any appearance before the Planning Commission at any hearing held to assist determination.

These are administrative costs associated with the Council's functions as a planning authority and its obligation to comply with the statutory requirements of the land use planning system.

The financial interests of the landowner in relation to obtaining a return on an investment in property are not relevant or proper considerations in any decision to amend a planning scheme.

7.0 DISCUSSION

The then owner of the land at 10 Smith Street, Wivenhoe requested, and the Burnie City Council in its capacity as a planning authority initiated, an amendment in 1997 that resulted in a conversion of the regulatory purpose under the former Burnie Planning Scheme 1989

from community purposes to industrial for the land at Wivenhoe bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network.

The industrial zone was intentionally carried into the Burnie Interim Planning Scheme in 2013 to retain the strategic purpose of the former scheme.

There is no error or omission in the current provisions of the Burnie Interim Planning Scheme 2013 that requires correction.

The industry zone has applied to the land for marginally more than 20 years, albeit without release from the prevailing use of the previous owner or redevelopment to an industrial purpose.

There is a new owner with an ambition to use the land in a way that cannot adequately or confidently be accommodated within the provisions of the planning scheme as they currently apply for the land.

It will be necessary to make a successful amendment to the provisions of the planning scheme before any change in use may lawfully occur.

The scheme amendment process requires a two stage examination in which matters of strategic significance are to be addressed and resolved in advance of any decision on suitability of the land to meet a particular alternate purpose.

The strategic considerations are to examine whether it is appropriate to release the land from its current zoning before contemplating any alternative zone.

The planning authority is on record as having supported a change in the strategic purpose of the land from community to industry.

The planning authority must have sound strategic reason for reversing that position.

The Burnie Settlement and Investment Strategy was initially adopted in 2007 to guide development and investment decisions in Burnie in a manner that will provide a pattern of settlement and infrastructure provision that is achievable, orderly, economic and sustainable, and that will be relevant to future needs, capabilities and potentials.

The Strategy examined the demand for and the suitability of land in Burnie to accommodate industrial activity.

The Strategy concluded land at Wivenhoe represented the most appropriate location for continued and expanded industrial use given it contained a large area of relatively flat and highly accessible serviced land in a location relatively remote for major residential areas, and contained a significant number of undeveloped or non-industrial site that could be converted to future industrial use.

The strategy suggested the Council actively engage in land acquisition to consolidate sites to create larger more practical parcels, and to prevent continued alienation of non-industrial site from industrial use.

The Strategy was reviewed in 2017, and contains a conclusion that there is no requirement to modify the approach to the identification and regulation of land at Wivenhoe as the prime site for new and intensified industrial use.

The Council adopted the revised strategy in July 2017.

While the review noted large and long-established industries have respectively ceased or markedly scaled back operations, and the uptake of industrial land was relatively modest at about 1,900 m² per annum, it reported that Burnie's greater reliance on the manufacturing and resources, utilities, and construction sectors distinguishes the city from the balance of Tasmania.

The review particularly noted –

Burnie has a legacy of uncoordinated, fragmented industrial development that predates the adoption of town planning. The resultant pattern has adverse impacts on supply, function and amenity.

Manufacturing, processing and bulk storage and handling activities are to be encouraged to cluster in locations where there is a clear advantage for industry through the availability of large, suitable land sites, proximity to resource or workforce, secure access to available or planned transport and utility infrastructure, an established pattern of industrial use and a reasonable ability to buffer against impact on other land uses.

It is intended that the remainder of the former paper mill site at South Burnie be retained for industrial purposes in accordance with a General Industrial zone.

The conversion of residual residential uses in Wivenhoe to industrial is to be encouraged.

Transport and storage activities are to be promoted in locations with access to strategic transport infrastructure and main freight corridors including sea and airports, major road junctions and rail yards.

The Strategy does not indicate any need to increase the area of land available in the Burnie municipal area for community purposes.

Any change to the provisions of a planning scheme must be consistent, as far as is practicable, with the Cradle Coast Regional Land Use Strategy (CCR LUS).

The CCR LUS is a statutory document made by the Minister for Planning under the *Land Use Planning and Approvals Act 1993* in October 2011, and provides a regional planning perspective for the considerations that are relevant to management of natural resources and values, and for the provision of land for community and economic activity.

There are specific objectives in the CCR LUS that address the provision and protection of employment land, including industrial land.

The Settlement and Investment Strategy Review in Section 7 addressed the considerations contained in the CCR LUS as –

Land Use planning processes for economic activity is intended to facilitate the supply of employment land in all settlement areas for industrial, business and institutional use. It is to ensure locations for employment use accommodate new forms and changing patterns of economic activity.

Employment land should be provided in locations where the land is physically capable of development, transport access and utilities can be provided at reasonable economic, social and environmental cost, where there is access to resource, energy, communication and workforce and sufficient separation can be provided to buffer impact on natural values, economic resources and adjoining settlement.

Economic activity and employment lands should be protected against intrusion by alternate forms of use or development.

Employment land should only be converted to non-employment use only where the land is not required, is incapable of effective use for employment purposes over the long term, conversion will not adversely affect the overall efficiency of other employment land in the vicinity, there is a need for conversion and the land is suitable for the proposed alternative use.

The strategic objectives contained in the adopted 2017 Strategy in relation to industrial land include –

To consolidate industrial uses and development at appropriate locations.

To ensure that industrial land supply addresses the specific contemporary industrial site requirements as to area, dimensions, slope, services and location

To ensure the adequate provision of appropriately located and suitable industrial land.

The objectives are to be met through strategic actions that will –

Limit the conversion of Industrial land to non-employment use to circumstances where the land is not required, is incapable of effective use for employment purposes over the long term, conversion will not adversely affect the overall efficiency of other employment land in the vicinity, there is a need for conversion and the land is suitable for the proposed alternative use.

Protect industrial land from encroachment by sensitive non-industrial uses.

The 2017 Strategy also established that the Council has an objective to *transition obsolete and inappropriate industrial sites to more appropriate alternative uses* by actions that will *select and target rezoning of obsolete industrial land to more appropriate alternate purposes.*

The Strategy did not identify land at Wivenhoe as obsolete or inappropriate for industrial purposes.

The 2017 Strategy also addressed requirements for community and recreation facilities. However, the Strategy does not include any requirement to increase the provision of land or facilities for new or relocated community infrastructure.

There is no compelling reason within the adopted land use strategy of the Burnie City Council that will allow a planning authority to conclude there is a need to release 2.0 ha of land known as 10 Smith Street, Wivenhoe from the current General Industrial zone.

It is therefore unproductive to examine an alternate zone for the land.

The current provisions of the BIPS 2013 prohibit community and recreation purposes on land assigned to the General Industrial zone.

It is open to consider whether it is appropriate to amend the use provisions for the General Industrial zone to also permit community and recreation purposes without loss of potential for industrial use.

There are two possible approaches –

- (a) a general amendment that would permit community and recreation use in addition to the existing permissible industry uses on any land within the municipal area to which the zone applies; or
- (b) a site specific amendment to permit community and recreation use in addition to the existing permissible industry uses on the 1.2932 ha of land known as 10 Smith Street, Wivenhoe

A general amendment would open all zoned industrial land to potential for community and recreation use. The proposition is contrary to the regulatory purpose of the General Industrial zone to provide land on which industrial undertakings may confidentially undertake routine operations without risk of conflict and interference from adjoining non-industry use.

It is also inconsistent with the strategic considerations contained in both the CCR LUS and the Settlement and Investment Strategy to protect the availability and use of industrial land against intrusion and conversion by incompatible and non-industry activity.

Council must also consider the longevity of any regulatory amendment to the BIPS 2013 that would permit community and recreation use on industry land.

There is to be a Tasmanian Planning Scheme that will replace the Burnie Interim Planning Scheme some time during 2020. The land use controls that will apply under the Scheme have already been set.

The Tasmanian Planning Scheme provisions for an industrial zone will prohibit use within the Community meeting and entertainment and the Sports and recreation use classes.

It will be difficult for the reasons set out above for the Tasmanian Planning Scheme to abandon the current application of a zone for industry purposes and apply an alternate zone for the land at Wivenhoe.

Application of the Tasmanian Planning Scheme will eliminate any general provision for how land may be used and developed under the BIPS 2013.

A general amendment would therefore be relatively short-lived. The benefit of any general change in the provisions of the BIPS 2013 would be lost, and the restrictions currently experienced on community and recreation use of the land would again apply.

Any subsequent proposal to amend the Tasmanian Planning Scheme to recover the advantage contained in any general amendment of the BIPS 2013 will require compliance to the criteria now in section 34 of the Act, and be able to establish any change will have significant social, economic or environmental benefit to the State, region and municipal area, or is necessary because the site has unique qualities that cannot be adequately managed under the standard provisions of the Tasmanian Planning Scheme.

The alternate approach is to propose an amendment to the BIPS 2013 that will apply only to the 1.29 ha site and permit community and recreation use in addition to the full scope of activity permitted by the General Industrial zone.

Such an amendment will not destroy the General Industrial zone, and therefore does not immediately run-foul of the regional and municipal strategies for provision and protect of industrial land. It will remain open at any time for the land to be put to industry use.

The land has a long history as a particular community and recreation use, and has not previously been used for industry purposes. An opportunity for new and different community and recreation activity is not inconsistent with the unique history of the site.

The 1.29 ha site is bound by Pearl Street and Smith Street, and is located between two larger holdings, each of which has historically and currently been used for non-industrial purposes.

Land to the north between the Bass Highway and the railway line is assigned to the BIPS 2013 Recreation zone and is public land for purposes of the *Local Government Act 1993* as the Wivenhoe recreation ground. The site provides facilities for football, cricket and harness racing. The recreation ground has been used annually in conjunction with the 1.29 ha site to accommodate the arena and sideshow alley components of the Burnie Show.

The two sites are separated by the railway alignment. Internal access between the two is dependent on there being a current level crossing licence issued under the *Rail Infrastructure Act 2007*. However, it is possible for the 1.29 ha site to operate independently of the Wivenhoe Recreation Ground for community and recreation purposes.

Land to the south of Anglesea Street to Ormsby Street contains the Wivenhoe Cemetery, and is assigned to the BIPS 2013 Open Space zone. The first burial occurred in 1900, and plots reserved under the exclusive right of burial system remain available for interment of human remains. Recent changes to the *Burial and Cremation Act 2002* provide that the cemetery cannot be converted to passive recreation purposes until the expiration of a period of 100 years from the last interment. The current law of Tasmania instructs the cemetery site can never be redeveloped for industrial purposes.

The land bounded by Pearl Street, Anglesea Street, Smith Street and the Western Line of the TasRail network therefore forms an intermediate bridge of industrial land between that part of the Wivenhoe industrial estate located between the Emu River and Pearl Street, and that part between Smith Street and Stowport Road. However, the unique history of the site, and the nature of former use and existing improvements mean it has never formed an active part of the industrial estate.

A specific area plan amendment to the BIPS 2013 may be proposed to change the provisions in the Use Table in clause 25.2 to include as a permitted use any use in the Community meeting and entertainment use class and the Sports and recreation use class.

All other provisions for application and operation of the general industrial zone as it applies to the 1.29 ha site would remain undisturbed.

Again, introduction of the Tasmanian Planning Scheme will effectively repeal the BIPS 2013 and the benefit of its provisions will be lost.

The ability to retain a specific area plan as part of the Tasmanian Planning Scheme will require the Minister for Planning must agree the provision be transitioned into the Scheme in accordance with Schedule 6 clause 8A of the Act. A decision to do so is at discretion of the Minister on the advice of the Tasmanian Planning Commission.

The introduction of a specific area plan for the purpose discussed will be more challenging after the Tasmanian Planning Scheme takes effect.

It is therefore important that the landowner act quickly to request the planning authority initiate a draft amendment to the BIPS 2013 to introduce a specific area plan that will permit use and development for community and recreation purposes in addition to uses permitted under the General Industrial zone on the 1.29 ha site known as 10 Smith Street, Wivenhoe.

It is also important, if a scheme amendment is successful, that the landowner make application for a land use permit and undertake any change of use and associated development described in that permit before the Tasmanian Planning Scheme takes effect.

In the event the Tasmanian Planning Scheme does not include a transitional provision, future use and development of the site for community and recreation purposes will be limited to the activity described in any permit issued and commenced during currency of the amended BIPS 2013.

The land is considered suitable for community and recreation use. It is relatively level, vehicular access may be achieved from Pearl, Anglesea and Smith Street, and the land may be fully serviced with a water supply and arrangements for drainage and disposal of sewage and stormwater. There are no known contamination that would preclude re-use for sensitive use.

The observations as to suitability do not include any position in relation to whether the existing buildings and improvements on the land may be occupied in accordance with the relevant standards for a community use building in relation to structural adequacy,

accessibility, sanitation, light and ventilation, and fire safety. These are matters independent of the land use planning process, and must be separately examined.

8.0 RISK

There is a high level of risk to the integrity of the Council in how it deals with any scheme amendment process.

A council in its role as a planning authority has an obligation as a planning authority to prepare and maintain currency of a planning scheme for the municipal area.

There is no statutory restriction on a planning authority seeking to amend a planning scheme as it applies to land owned by the Council for the municipal area to which the planning scheme applies.

However, a planning authority engaged in such a process must be careful to manage risk to its credibility, integrity, and reputation.

The *Land Use Planning and Approvals Act 1993* in section 48 requires a planning authority must within the ambit of its powers observe and enforce the observation of that scheme in relation to all use and development within the municipal area by the planning authority or any other person. The Act is very specific on the duty of a planning authority to observe a planning scheme in relation to its own actions to use and develop land.

Section 63A provides that a planning authority that does not take all reasonable steps to ensure compliance to the municipal planning scheme is guilty of an offence punishable on summary conviction to an initial fine of up to \$80,000 and a further fine of up to \$8,000 per day during with the breach continues.

The duty created by the Act means the Council must be a model applicant, model landowner, and a model occupier in relation to use and development on the former Showground site.

The Council as a planning authority must be a model regulator in relation to how it observes and enforces compliance to applicable planning scheme requirements.

Both roles require a full and independent observation of all the proprietaries of procedural fairness and compliance with all aspects of statutory process to avoid any actual or perceived bias or conflict.

In this regard the roles of the applicant and the planning authority must be separated such that –

- (a) the Council as landowner must make an application to the Council as the planning authority for the municipal area requesting that the planning authority initiate a scheme amendment to include provisions that will permit use and development of land at 10 Smith Street, Wivenhoe for community and recreation purposes;

- (b) the application and supporting information to address the relevant statutory considerations for a draft scheme amendment must be prepared by a person who is not employed by the Council to assist or advise its functions as a planning authority;
- (c) the Council as a planning authority must separately and independently receive and determine the application to initiate a draft scheme amendment;
- (d) the Council as the applicant and the Council as the planning authority must be separately represented in any proceedings in relation to the hearing and determination of a draft scheme amendment by the Tasmanian Planning Commission.

The landowner cannot under the current provisions of the Burnie Planning Scheme 2013 lawfully obtain a permit or take any action on the site that will introduce or change the nature, intensity or location of community or recreation use on the land.

There must be a change to the provisions of the planning scheme before the site may be properly used and developed in the manner described by the Council's intentions in Minute ACO25-19 of 19 February 2019 .

The risks associated with a need to change the planning scheme are -

- (a) a moderate level of risk for the strategic reasons set out in the CCR LUS and the Settlement and Investment Strategy 2017 that the TPC will not agree to any amendment that has potential to alienate availability or access to industrial land or to consolidate potential for non-industrial use in a location where it may conflict or constrain existing and future industrial use;
- (b) a moderate level of risk that any amendment made to the BIPS 2013 will be lost when the Tasmanian Planning Scheme takes effect in the Burnie municipal area, and that the future use and development of the land after that date will be limited to such activity as may have been approved and commenced under a permit issued during currency of the amendment; and
- (c) a low level of risk that a third party or State agency may make a representation on a draft amendment that identifies matters sufficient to defeat the amendment

There is also a high level of risk to the credibility and statutory duty of the Council as a planning authority to observe and enforce compliance to the Burnie Interim Planning Scheme 2013 if it is to invite and permit use and development on the land in any manner that is contrary to the requirements of the scheme.

9.0 CONSULTATION

This report has been prepared in consultation with the relevant officers of the Council.

COUNCIL RESOLUTION**Resolution number: MO058-19****MOVED:** *Cr K Dorsey***SECONDED:** *Cr A Boyd*

“THAT Council as landowner request in accordance with section 33 of the former provisions of Land Use Planning and Approvals Act 1993 that the planning authority for the Burnie municipal area initiate under section 34 of the former provisions of the Act the preparation of a draft amendment to the Burnie Interim Planning Scheme 2013 that will change the provisions of the scheme to permit use and development for the Community meeting and entertainment use class and the Sports and recreation use class on land described as 10 Smith Street, Wivenhoe in addition to the use and development currently permitted on land to which the General Industrial zone applies.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

COMMUNITY AND ECONOMIC DEVELOPMENT**AO066-19 2019 FEDERAL ELECTION PROJECTS****FILE NO: 16/5/7****PREVIOUS MIN: NIL**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.2	Council and the community are informed and engaged on issues of local importance.
Strategy	7.2.2	Inform the community of key decisions and actions of Council.

1.0 RECOMMENDATION:

“THAT Council endorse the following projects for submission preceding and during the 2019 Federal Election campaign:

- ***Aquatic Centre Outdoor Upgrade***
- ***Coastal Pathway – Emu to Blythe River section***
- ***Camdale Point – Stages One and Two***
- ***Mount Street Covered Pedestrian Arch***
- ***Walking Trails – South Burnie, Brooklyn and Three Mile Line***
- ***Visitor Signage***
- ***Energy Efficiency Projects – LED Streetlights, BAFC Battery Storage.”***

2.0 SUMMARY

A Federal Election is due to be conducted in May 2019, with expectations that the Prime Minister will call the election in the first week of April.

Council has been considering a number of projects for submission to all political parties in the lead up to, and during the Election Campaign.

An overview of each of the Projects is provided below.

3.0 BACKGROUND

The presentation of the 2019 Federal Election Projects to Council is responding to a decision of Council at its meeting on 16 October 2019 to develop a prospectus.

4.0 LEGISLATIVE REQUIREMENTS

There are no Legislative Requirements impacting on this Report.

5.0 POLICY CONSIDERATIONS

There are no Policy Considerations impacting on this Report. The Projects and Election Funding have not been included in Council's ten year projections in the Financial Management Strategy.

6.0 FINANCIAL IMPACT

Council is seeking the Federal Government to contribute approximately 65% of the funding for the Projects to be submitted. In the case of larger projects Council will seek a 50% contribution from the Federal Government, and also seek a state government contribution of 25%.

The financial impact of the projects can only be determined after financial commitments are made to specific projects, and will be dependent on who forms government, and the level of funding committed.

7.0 DISCUSSION

A brief outline of each Project is provided below:

7.1 Aquatic Centre

During the redevelopment of the Burnie Aquatic Centre, it was identified that there was medium term need to upgrade the existing 50 metre pool, as it was getting toward the end of its useful life.

With this knowledge, the upgrade of the existing water treatment plant and filtration systems associated with the 50 metre pool was deferred until a firm plan for an upgrade was developed.

During the redevelopment process, there was significant community interest in developing a water slide on the site. Operation of a water slide would also require the existing 50 metre pool water treatment plant to be upgraded.

The advice to the community at that time was that the provision of a water slide would be considered as part of the redevelopment of the 50 metre pool.

A five to ten year planning horizon was indicated at the time of the redevelopment works for the works above.

The 50 m pool is not performing as well as anticipated from a structural perspective, and renewal/upgrade in the shorter term is seen as a key project for Council.

The Project has a number of elements:

- 1) The upgrade of the 50 metre pool.

- 2) The replacement of the primary water heating system for the pool. The current boiler is reaching its useful life and Council is reviewing the operation from an energy cost perspective. The use of contemporary solar heater system is being considered as a replacement system. The system installed for the 25 metre indoor pool is performing very well in reducing energy use.
- 3) During community consultation for the 25 metre indoor pool, there was significant interest in the provision of a water slide.
- 4) Since the opening of the 25 metre indoor pool facility, there has been strong community interest in the facility in access to a wading pool/shallow learn to swim pool for younger children.

Indicative costs for the elements noted above are as follows

Project element	Cost indication
50 m pool up grade	\$3,000,000
50 m pool plant room renewal	\$2,000,000
Heating system	\$500,000
Wading pool	\$450,000
Water slide	\$1,500,000
Total Construction Cost	\$7,450,000
Project management / design / consultants / contingency	\$1,500,000
Total Cost	\$8,950,000

Contribution Sought from Federal Government = \$4,475,000

Contribution to be sought from State Government = \$2,237,500

Council Contribution = \$2,237,500

7.2 Coastal Pathway

The North West Coastal Pathway plan outlines the construction of approximately 85 km of shared walking / cycling pathway to connect the communities of the North West coast of Tasmania. The North West Coastal Pathway has the potential to deliver benefits in:

- Tourism and the regional economy.
- Health and wellbeing; and
- Environmental outcomes, particularly as an alternative mode of transport

The Pathway will link the towns and cities of Wynyard, Somerset, Burnie, Penguin, Ulverstone, Turners Beach, Devonport and Latrobe connecting a catchment population of approximately 79,000 people.

Investment in the construction of the cycle trail is likely to bring significant socio- economic benefit to the region and state. These benefits have been quantified by other trails in Australia and New Zealand.

The most challenging stage of the Coastal Pathway is the section from the Emu River in Wivenhoe to the Blythe River at Heybridge. This is due to the proximity of the steep coastal escarpment to the coastline, and the presence of the dual lane Bass Highway and an active rail corridor.

Previous investigations have demonstrated the significant engineering and safety issues associated with this section of the Coastal Pathway, due to the need to share a narrow corridor with significant vehicular and rail traffic.

As a result, Council is investigating the opportunity to construct the majority of this stage of the Pathway via an inland route. While the pathway will still be within two kilometres of the coastline, it will pass through a bush environment on land owned by Burnie City Council and the Crown.

The pathway will be designed to maintain a gradient of approximately 4%, to ensure it can be easily accessed by cyclists.

This stage will be approximately 8.7km from the Emu River at Fern Glade Reserve to Chasm Creek on the Bass Highway, and a further 2 km section from Chasm Creek to the Blythe River Bridge.

The majority of the pathway passes through Council and Crown Land, however private land owner permission will be required for two small sections.

Section One: Emu River to Chasm Creek

This section of the Pathway will commence from the end of the Cycle Path currently being constructed to Fern Glade Reserve climbing to Stowport Road, then descending to the south of Round Hill to Chasm Creek. The Pathway will be designed to maintain a 4% gradient for ease of access.

The pathway will be 2.6 metres wide, and constructed of compressed gravel, with some elevated walkways and bridges across creeks. Drainage works will be required to ensure the Pathway is maintained at a safe standard.

<u>Round Hill Shared Pathway</u>			
Preliminary Costing			
Elevated walkways	900 m	\$3,000.00	\$2,700,000.00
Gravel pavements (inc. material & compaction)	20800 Sq. m	\$20.00	\$416,000.00
Bulk Excavations	8 km	\$30,000.00	\$240,000.00
Bridges	5 items	\$40,000.00	\$200,000.00
Revegetation etc.	1 item	\$200,000.00	\$200,000.00
Furniture & Signs	1 Item	\$150,000.00	\$150,000.00
Stormwater cross drains	300 each	\$350.00	\$105,000.00
Excavator final trimming etc	60 days	\$1,200.00	\$72,000.00
Stormwater table drain (inc. rock lining)	6000 m	\$10.00	\$60,000.00
Engineering Consultants	1 item	\$40,000.00	\$40,000.00
Miscellaneous consultants	1 item	\$15,000.00	\$15,000.00
Environmental Consultants	1 item	\$10,000.00	\$10,000.00
Contingencies			\$420,800.00
Total			\$4,628,800.00

Section Two: Chasm Creek to Blythe River

The section requires the construction of a protected high-level path from Chasm Creek across Titan Point accessed by an elevated bridge to the west of Heybridge.

The Pathway will then pass under the Bass Highway utilising a disused rail underpass, before proceeding to the north of the Bass Highway along the Heybridge coastline.

It will join the existing cycleway at Heybridge via a new shared bridge passing under the existing rail and highway bridges at the Blythe River.

<u>Chasm Creek - Blythe River Shared Pathway</u>			
Preliminary Costing			
Eagle Street, 300 metre path and bridge			\$1,040,000.00
High level path Titan Point			\$921,000.00
Rail Underpass at Heybridge			\$262,000.00
Coastal Path Heybridge Beach			\$385,000.00
Blythe River Shared Path Bridge			\$1,048,000.00
Consultants 11.5%			\$420,400.00
Contingencies 10%			\$365,600.00
			\$4,442,000.00

The Total Projected Cost of the Project is **\$9.1 million**.

<p>Contribution Sought from Federal Government = \$4,550,000 Contribution to be sought from State Government = \$2,275,000 Council Contribution = \$2,275,000</p>
--

7.3 Camdale Point

Development of Camdale Point to complement the Coastal Pathway and the Anzac Park playground development, through creating a passive recreation space with links to the coastal environment.

It is proposed to develop three picnic areas and associated landscaping, road access and car parking, together with pedestrian accesses to the beaches and Cam River.



Contribution Sought from Federal Government = \$130,000
Council Contribution = \$70,000

Council is also proposing to build upon the proposed play concept for Anzac Park and encourage interaction between the two spaces through provision of an additional “adventure play” opportunity, integrating into the natural vegetation in the reserve.

Council is seeking **\$35,000** to complete a full concept design.

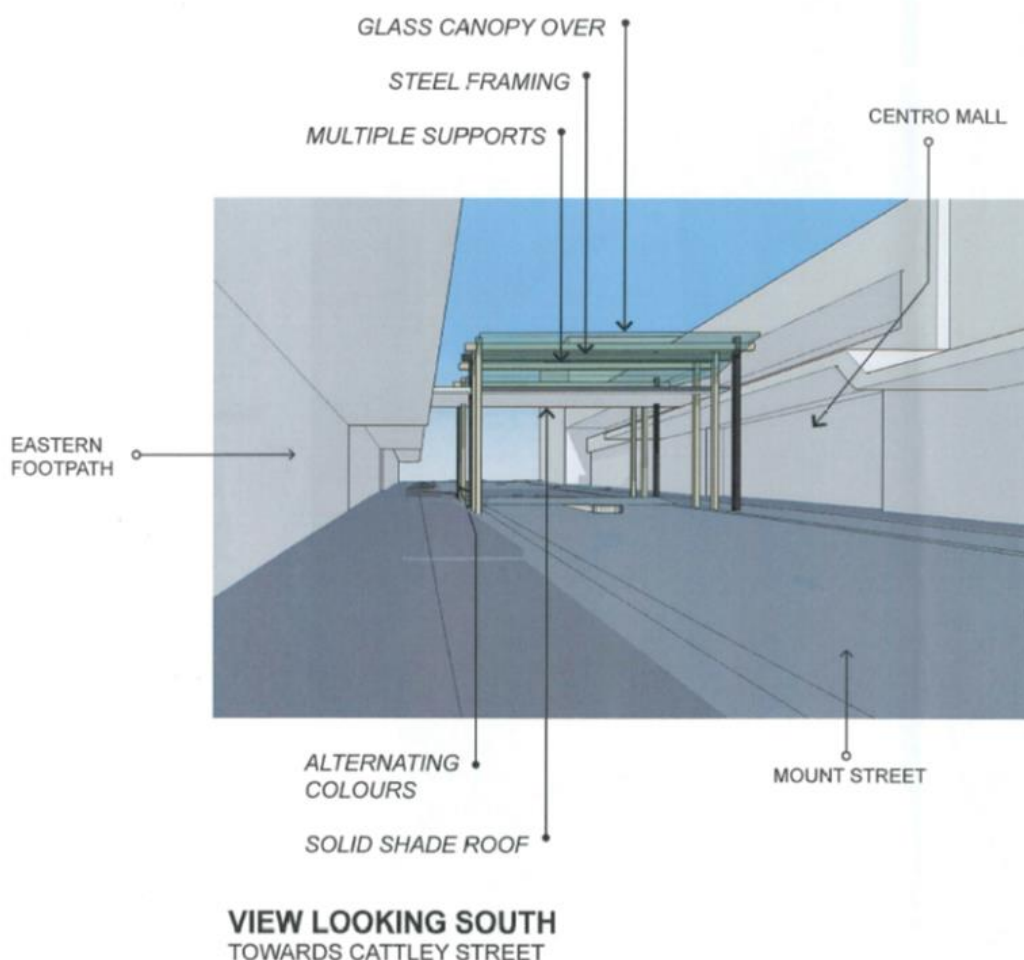
7.4 Covered Pedestrian Arch

The Burnie City Centre Master Plan identified a number of actions and strategies to revitalise the Burnie CBD and address community concerns on various matters.

An action identified was the construction of a covered arch over Mount Street, linking the Burnie Plaza to the shopping areas and arcades on the east side of Mount Street.

The intention of this project is to provide an all-weather access from the Marine Terrace Multistorey Carpark through to the Burnie Plaza complex, creating improved pedestrian linkages through the Burnie City Centre.

A draft concept of the covered arch has been developed.



It is estimated that the total cost of construction would be **\$550,000**.

Contribution Sought from Federal Government = \$357,500

Council Contribution = \$192,500

7.5 Walking Trails

Burnie City Council has developed a network of walking / cycling trails within the city over time to support connection of the community, provide access to parks and reserves and encourage healthy lifestyles.

This Project will allow the development of three new formed walking trails;

These projects would provide for an upgrade to an appropriate standard of unformed tracks, to address a number of safety concerns in the community and improve community linkages.

- Brooklyn to Upper Burnie; Total cost \$200,000
- Mount Road to South Burnie– 500 m of path; Total cost \$75,000
- Three Mile Line to Mooreville Road - 300 m length @ \$200 per m = \$60,000

The total anticipated project cost is **\$335,000**.

Contribution Sought from Federal Government = \$220,000

Council Contribution = \$115,000

7.6 Signage Strategy

A challenge Council has is informing the local community and visitors of the existence of the track, trails and paths; and giving them interpretive information and signage markers about the facilities they can visit such as Burnie Park.

Routes that have been identified include:

- Coastal Pathway and Fernglade Pathway
- Loop trail – CBD Master Plan
- Existing walking tracks and trails linking Burnie Park , View Road Reserve , Shorewell Reserve and Romaine Reserve and the Coastal Pathway

Some work has occurred in developing a signage concepts for reserves and the Coastal Pathway however there is a need for a holistic signage strategy so that a consistent experience is provided to users of the walking track facilities

There is a need for a signage strategy to be developed, with the interpretive content prepared. Implementation would be a separate program.

The types of signage include:

- Park naming signage

- Park map / features signage. Similar style to be used for Coastal Pathway and tracks/trails . These signs explain the link to other areas and features available.
- Interpretative panels
- Track markers – to guide the experience

The total cost of the Project to develop a signage strategy would be approximately **\$100,000**.

Contribution Sought from Federal Government = \$65,000

Council Contribution = \$35,000

7.7 Energy Efficiency

CBD Lighting

Council's CBD lighting (private lighting system) is relatively old and the technology used is getting close to the end of its useful life. The CBD streets where lighting will be upgraded are

- Mount Street – Wilmot to North Terrace
- Mount Street – Cattley Street to Wilmot street
- Cattley Street – Mount Street to Wilson street
- Cattley Street – Wilson Street to Marine terrace
- Wilmot Street – Wilson Street to Marine Terrace
- Wilmot Street – Wilson Street to Mount Street
- Wilson Street - Cattley Street to Wilmot street
- Wilson Street – Wilmot to North Terrace

The replacement of the existing Council lighting with contemporary LED lighting technology will provide benefit to the community through:

- Reduced energy costs with an expect energy reduction of at least 70 to 80%. Current energy cost is in the order of \$33,000. As such an expected saving of \$26,400 per annum.
- Reduced maintenance costs, estimated annual maintenance cost in the order of \$12,000
- Total savings in the order of \$38,400 per annum
- The existing lights are relatively poor in term of lighting levels and this can present added risk to members of our community using the CBD at night
- Contemporary LED lighting incorporates capacity to integrate control systems that can be used for a variety of purposes eg: light management, data collection , and as such provide a platform to aid council in implementing smart city application in the central CBD.

Project Cost

There are approximately 250 lamps in the CBD and preliminary indications are that the cost to replace the lamps will be in the order of \$750 per unit. With an estimated cost of \$187,500.

The lamps to be used will be consistent with the broader LED lighting in the public lighting network.

In addition, there will be costs associated with project design, documentation and management, as well as provision for upgrade of switch gear as required. It is proposed to allow 25% to fund such matters.

The estimated project cost is **\$ \$235,000**

Contribution Sought from Federal Government = \$155,000
--

Council Contribution = \$80,000

Battery Storage:

A number of Council facilities generate excess energy via the solar systems installed. This excess energy is exported to the electricity grid, however the price paid is much less than the price of purchasing energy from the grid

With the ongoing development of battery technology, it is becoming more cost effective to capture the excess energy generated and use this to offset energy needs, when the solar system is not generating energy.

Council has recently installed a 100 kw solar system at the Arts and Function Centre. Daily average energy consumption at the BAFC is in the order of 1250 kw per day or around 52 kw per hour. The maximum generation capacity of the solar system is 100 kw/h

The facility operates during the day and night. Actual energy consumption would be greater during the day with more people on site, however there are facility systems operating over the 24 hr cycle

The installation of battery storage system at the facility would aid in offsetting the cost of energy further at the facility and provide an opportunity to prove the merits of the technology for wider use across council.

The cost of battery storage will vary depending upon the unit chosen. A popular manufacturer can supply a 14 kw unit for the installed cost of approximately \$12,500.

Four units could be installed for a cost of **\$50,000**, with a storage capacity of 56 kw.

Contribution Sought from Federal Government = \$50,000

8.0 RISK

The preparation of submissions during State and Federal Elections is a regular part of Council's processes.

Detailed risk assessments will be developed for each successful Project, when funding applications are completed.

9.0 CONSULTATION

The Federal Election Projects have been prepared in consultation with Councillors at a number of workshops.

COUNCIL RESOLUTION

Resolution number: MO059-19

MOVED: Cr A Keygan

SECONDED: Cr A Boyd

"THAT Council endorse the following projects for submission preceding and during the 2019 Federal Election campaign:

- ***Aquatic Centre Outdoor Upgrade***
- ***Coastal Pathway – Emu to Blythe River section***
- ***Camdale Point – Stages One and Two***
- ***Mount Street Covered Pedestrian Arch***
- ***Walking Trails – South Burnie, Brooklyn and Three Mile Line***
- ***Visitor Signage***
- ***Energy Efficiency Projects – LED Streetlights, BAFC Battery Storage."***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

GENERAL MANAGER**AO067-19 GENERAL MANAGER'S REPORT - OPEN SESSION**

FILE NO: 4/18/2
PREVIOUS MIN:

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.2	Council and the community are informed and engaged on issues of local importance.
Strategy	7.2.1	Enhance the level of community and organisational engagement across a range of Council operations.

1.0 RECOMMENDATION:

“THAT Council note the information contained in the General Manager’s Report.”

2.0 SUMMARY

This report includes the following items:

- 2.1 General Manager’s Communications
- 2.2 Council Meeting Action List

2.1 GENERAL MANAGER'S COMMUNICATIONS

The General Manager advises Council the following functions and meetings were attended, since the last Council Meeting report:

Date	Meeting / Function
12 February	Meeting with Anita Dow MP
	Meeting with Catherine Murdoch, Office of the Tasmanian Coordinator General
	Meeting with the Burnie Clay Target Club Inc
13 February	BCCI Breakfast – Guest Speaker Phil McCulloch, Cancer Council Tasmania
	Meeting with Amber Mignot - National Redress Scheme
	UTAS – Regional Emersion Visit – Panel Participant
	UTAS - Northern Transformation Program Event
	Burnie Tourism Association - General Meeting
14 February	Local Government Legislative Review Session
15 February	Meeting with Alan Johnson and Rick Aitken, Burnie Athletics Club
17 February	Toll Shipping - Naming Ceremony: Tasmanian Achiever II
	Targa North West 2019 Official Finish and Presentations
19 February	State Grants Commission - 2019 Visit – North Western Region
20 February	Australian Institute of Company Directors - Directors Briefing
	Shared Services Working Group Meeting
21 February	Cradle Coast Authority Board Meeting
	Teleconference - Hans van Pelt, Tourism Tasmania
22 February	Meeting with Anita Dow MP
25 February	Meeting with Theresia Williams and David Martin
26 February	Cradle Coast Authority – Futures Plan Meeting
	General Manager's Meeting
27 February	BCCI Breakfast – Guest Speaker Warren Moore of Moore Consulting
	Meeting with James Lantry, Hermal Group
28 February	Cradle Coast Authority Representatives Meeting
	Meeting with Stephen Dowling, Burnie Dockers
2 March	Burnie Farmers Market – Welcome BBQ
4 March	LPS Regional Steering Committee Meeting
7 March	Meeting with John Magrath, Equity Boost Property Solutions
	Ten Days on the Island: Launch of Lola Greeno's exhibition
	Ten Days on the Island: Launch of in Pursuit of Venus [infected]
8 March	Ten Days on the Island Launch in Devonport
	International Women's Day Award Luncheon

Disclosure of Councillor Expenses

Following the announcement by the Tasmanian Leaders Program (TLP) of the 2019 participants, the following resolution from Closed Session on 11 December 2018, is now disclosed. Matters of this nature are normally considered in open session but the TLP had an embargo over the announcing of participants. It was agreed that the matter be disclosed once the embargo was lifted. The following resolution was carried.

“THAT Council:

- 1) Approve a sum of \$5,600 for professional development for Cr Brumby, toward the purpose of participating in the Tasmanian Leadership Program in 2019, and***
- 2) Refer the consideration of a set professional development allowance for all councillors to the review of the Aldermen’s Expenses and Allowances Policy in the first half of 2019.”***

2.2 COUNCIL MEETING ACTION LIST

The action lists from Council Meetings in Open Session are attached.

ATTACHMENTS

1. [Open Session - All Actions - 19 February 2019](#)
2. [Open Session - Outstanding Actions - Sep 2015 - Jan 2019](#)

COUNCIL RESOLUTION

Resolution number: MO060-19

MOVED: Cr D Pease

SECONDED: Cr A Keygan

“THAT Council note the information contained in the General Manager’s Report.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Council Meeting Action Report**All Actions for Open Session of 19 February 2019**

Date From: 19/02/2019
Date To: 19/02/2019
Printed: Tuesday, 12 March 2019 8:31 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO032-19	MOTION ON NOTICE - SHOPPING TROLLEY MANAGEMENT	20 Feb 2019 RES: Contact representatives from Coles and Kmart to discuss options for reducing or collecting shopping trolleys left across the CBD, in accordance with the resolution of Council AO032-19.	Land and Environmental Services	
Council 19/02/2019				
AO033-19	MOTION ON NOTICE - PROMOTING BURNIE PHOTO OPPORTUNITIES	20 Feb 2019 RES: Work toward developing a series of photo opportunities for Burnie in accordance with the report AO033-19. 4 Mar 2019 NOTE: Meeting to be held with Tourism representatives on 15/3/19	Community and Economic Development	
Council 19/02/2019				
AO034-19	MOTION ON NOTICE - TABLE TENNIS ART PIECES	20 Feb 2019 RES: Provide Council with an update on usage and value of the table tennis pieces of art in the city and recommend options going forward, in accordance with the resolution of Council AO034-19. 4 Mar 2019 Action Complete: Discussions held with Parklands High School. Collecting information on current usage.	Community and Economic Development	4/03/2019
Council 19/02/2019				
AO038-19	CRADLE COAST WASTE MANAGEMENT GROUP GOVERNANCE MODEL	20 Feb 2019 ACT: Send acknowledgement to the Cradle Coast Waste Management Group regarding the Governance Model and Council's endorsements as per AO038-19. 4 Mar 2019 Action Complete: Letter sent to chair of CCWMG advising of Council decision 20 February 2019	Works and Services	4/03/2019
Council 19/02/2019				
AO039-19	POLICY REVIEW - PUBLIC ART POLICY	20 Feb 2019 ACT: Finalise the Public Art Policy in the corporate document framework and make it available to the public. 22 Feb 2019 Action Complete: Policy finalised and published.	Corporate and Business Services	22/02/2019
Council 19/02/2019				
AO041-19	POLICY REVIEW - COUNCILLORS' CODE OF CONDUCT	22 Feb 2019 RES: Advise the Director of Local Government that Council has adopted the new Model Code of Conduct, AO041-19.	Corporate and Business Services	
Council 19/02/2019				
AO041-19	POLICY REVIEW - COUNCILLORS' CODE OF CONDUCT	20 Feb 2019 ACT: Finalise the Code of Conduct Policy in the corporate document framework and make available to the public. 22 Feb 2019 Action Complete: Policy finalised and published.	Corporate and Business Services	22/02/2019
Council 19/02/2019				
AO042-19	GENERAL MANAGER'S REPORT - OPEN SESSION	20 Feb 2019 QON: Circulate further information to Councillors on the progress of plans for the Upcycle Your World event. 4 Mar 2019 Action Complete: Email sent to Councillors 4/3/19	Community and Economic Development	4/03/2019
Council 19/02/2019				

Council Meeting Action Report**All Actions for Open Session of 19 February 2019**

Date From: 19/02/2019
Date To: 19/02/2019
Printed: Tuesday, 12 March 2019 8:31 AM

Key: **RES** = Action arising from Resolution; **ACT** = Action required in addition;
QON = Question on Notice; **NOTE** = Progress Note

Item Number	Report Title	Action	Department	Completed
AO047-19	COMMUNICATIONS JOURNAL FEBRUARY 2019	22 Feb 2019 ACT: Send an acknowledgement to Mr Francis Williams for his letter regarding the bus shelter at Singlines Avenue Estate. 22 Feb 2019 Action Complete: DOC ID 912352	Office of the General Manager	22/02/2019
Council 19/02/2019				
AO047-19	COMMUNICATIONS JOURNAL FEBRUARY 2019	20 Feb 2019 ACT: Send an acknowledgement to Mrs Suzanne Simpson for her letter on the statue of David, per AO047-19. 22 Feb 2019 Action Complete: DOC ID 911013	Office of the General Manager	22/02/2019
Council 19/02/2019				
AO049-19	COMMUNICATIONS JOURNAL - NOTICE OF LGAT ANNUAL GENERAL MEETING AND GENERAL MEETING ON 3 JULY 2019	20 Feb 2019 RES: Submit any agreed motions to LGAT Annual General Meeting if received by Councillors, as per the resolution AO049-19.	Office of the General Manager	
Council 19/02/2019				
AO050-19	BURNIE REGIONAL MUSEUM SPECIAL ADVISORY COMMITTEE UNCONFIRMED MINUTES OF MEETING HELD ON 4 FEBRUARY 2019	20 Feb 2019 RES: Introduce free entry to the Burnie Regional Museum for residents of the Cradle Coast region from 1 July 2019, in accordance with the resolution of Council AO050-19. 4 Mar 2019 Action Complete: Arrangements in place for fee change from 1 July.	Community and Economic Development	4/03/2019
Council 19/02/2019				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO011-18	MOTION ON NOTICE - PROPOSED RECREATIONAL PIER	31 Jan 2018 RES: Write to the State Government to request financial support to complete a feasibility study for a recreational pier at West Beach, in accordance with the resolution of Council AO011-18. 7 Feb 2018 NOTE: Letter prepared for Minister Hidding. Awaiting comment from State Government. 11 May 2018 NOTE: Awaiting response from the State government 25 Jun 2018 NOTE: Awaiting advice from SG. 2 Oct 2018 NOTE: Follow up letter sent to Minister's office 14 Dec 2018 NOTE: No response to date 4 Mar 2019 NOTE: No response received as at 4Mmarch	Works and Services	
Council 30/01/2018				
AO013-19	GENERAL MANAGER'S REPORT - OPEN SESSION	30 Jan 2019 QON: Provide an update to Councillors on progress with the Durham Road trees matter, as listed in Action Sheet from AO013-19. 8 Feb 2019 NOTE: BCC Officers are negotiating with EPBC to remove trees under the EPBC Act. Changes to EPBC personnel has resulted in delays. Advice from EPBC is expected during February 2019, with the objective of gaining a permit to remove up to 10 trees.	Works and Services	
Council 29/01/2019				
AO017-19	GENERAL MANAGER'S INFORMATION REPORT COMMUNITY AND ECONOMIC DEVELOPMENT DECEMBER 2018	30 Jan 2019 QON: Investigate whether a community group may be interested in taking on a restoration project with the David Statue. 5 Feb 2019 NOTE: Councillors inspecting Statue at Workshop on 5 February 4 Mar 2019 NOTE: Expression of Interest for David has been advertised. Closes 15/3/19	Community and Economic Development	
Council 29/01/2019				
AO018-19	GENERAL MANAGER'S INFORMATION REPORT CORPORATE AND BUSINESS SERVICES DECEMBER 2018	30 Jan 2019 QON: Provide councillors with an update on why the Natone Ground amenities are not progressing (as noted in the GM's CBS report commentary on WS). 8 Feb 2019 NOTE: Project not progressing - Engagement with Natone Football Ground user groups indicates they are not in a position to progress any works associated with new or a change to amenities at the ground.	Works and Services	
Council 29/01/2019				
AO074-18	CONTROLLED ENTITIES - AUDIT REQUIREMENT	21 Mar 2018 RES: Write to the Auditor-General and request dispensation from the requirement for an audit for BAC and TC, in accordance with the resolution of Council AO074-18.	Corporate and Business Services	
Council 20/03/2018				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO102-18	GENERAL MANAGER'S INFORMATION REPORT CORPORATE AND BUSINESS SERVICES MARCH 2018	17 Apr 2018 QON: Provide a response to Ald Kons' query on cap ex variances, by providing aldermen with a report on variances +/- 20K, out of session.	Corporate and Business Services	
Council 17/04/2018				
AO105-18	COMMUNICATIONS JOURNAL - BURNIE ATHLETIC CLUB INC - WEST PARK CLUB ROOMS	17 Apr 2018 RES: Work with the appointed interim Working Group for West Park Sports Ground to develop the draft Terms of Reference for a West Park Special Advisory Committee, incorporating members as per the resolution of Council AO105-18. 3 Aug 2018 NOTE: To be considered at next Working Group meeting in late August 9 Nov 2018 NOTE: Funding application submitted for BAC Clubroom extension and other improvements at West Park	Community and Economic Development	
Council 17/04/2018				
AO120-18	MOTION ON NOTICE - PIGEONS IN THE CBD	18 May 2018 RES: Commence a process of eradicating pigeons in the CBD in accordance with the resolution of Council AO120-18. 28 May 2018 NOTE: Control program to be developed and discussion with property owners to occur 22 Jun 2018 NOTE: Contractor engaged to undertake work. August commencement. Access to properties has been discussed with relevant owners. 2 Oct 2018 NOTE: Program in progress	Works and Services	
Council 15/05/2018				
AO124-18	MOTION ON NOTICE - UPCYCLE YOUR WORLD	18 May 2018 ACT: Prepare a proposal for local charities to do an Upcycle Your World event with Council assistance, and provide an update to Council. 8 Jun 2018 NOTE: Contact made with a number of stakeholders regarding an event 5 Sep 2018 NOTE: Event planned for February 2019 5 Feb 2019 NOTE: Event now being held at BAFC on 13 April	Community and Economic Development	
Council 15/05/2018				
AO126-18	BURNIE LOOP TRAIL	18 May 2018 RES: Progress signage and marketing collateral and implement the Burnie Loop Trail as endorsed by Council resolution AO126-18. 14 Dec 2018 NOTE: Route identified. Signage plan in development	Works and Services	
Council 15/05/2018				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO165-17	COOEE POINT - TRUCK WASH FACILITY	<p>18 Jul 2017 RES: Work with the DPIPWE on relation of Cooe Truck Wash in accordance with the resolution of Council AO165-17.</p> <p>1 Aug 2017 NOTE: Letter sent to Secretary of Department of Primary Industries, Parks, Water and Environment</p> <p>11 Nov 2017 NOTE: Meeting scheduled with Secretary of DPIPWE on 15 November</p> <p>4 Dec 2017 NOTE: Meeting held with Secretary of DPIPWE. Waiting on further information on State Strategy from Department.</p> <p>5 Jul 2018 NOTE: State Government has announced funding for wash down facilities for north west region</p> <p>8 Nov 2018 NOTE: DPIPWE has advised its first priority for a North West Truck Wash facility will be at Smithton.</p> <p>13 Dec 2018 NOTE: DPIPWE have advised that a study is currently being completed on refurbishment of the Smithton wash-down facility and this will be the primary focus for the next financial year. It is not yet known when the next stage of the state strategy will be implemented, however the State Government has allocated \$2 million over the next 4 years to continue implementation.</p>	Community and Economic Development	
Council 18/07/2017				
AO193-17	DURHAM ROAD RESERVE TREE MANAGEMENT	<p>15 Aug 2017 RES: Progress referral process under the EPBC Act for tree removal and trimming works and provide a subsequent report to Council in accordance with the resolution of Council.</p> <p>26 Aug 2017 NOTE: Discussions occurring with Arborist to develop referral documentation</p> <p>19 Nov 2017 NOTE: Arborist report in progress to support a referral process</p> <p>25 Jun 2018 NOTE: Arborist report completed. Application being prepared to EPBC. Tree safety work being progressed</p> <p>24 Sep 2018 NOTE: Application lodged under EPBC for tree removal</p> <p>14 Dec 2018 NOTE: Followed up with the department. No advice as to determination on the request to undertake works. Continuing to engage with Department.</p> <p>4 Mar 2019 NOTE: Application still with EPBC - Officers awaiting a response</p>	Works and Services	
Council 15/08/2017				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO194-17	CAMDALE POINT	15 Aug 2017 RES: Commence planning for Camdale Point in accordance with the resolution of Council (AO194-17). 6 Sep 2017 NOTE: Council officers have completed an initial scoping of the Project 3 Aug 2018 NOTE: 50,000 in the 2018/19 capital budget for the Camdale site. The plan is to progress with a low key site development - as per the West Burnie Strategy, Discussions held with Waratah-Wynyard Council so that work is complimentary to the Anzac Park development Linked to that is the coastal pathway running by and the development of a node at the river 14 Dec 2018 NOTE: Design work progressing. Natural values assessment and survey works has been carried out. Links to Coastal pathway project as well	Works and Services	
Council 15/08/2017				
AO198-18	MOTION ON NOTICE - SINGLE USE PLASTICS	23 Aug 2018 RES: Develop and communicate a council-wide approach to the banning of single use plastics at all Council-run events, and encourage the same by external events on council property in accordance with the resolution of Council AO198-18. 5 Sep 2018 NOTE: Initial discussion of ban workshopped with Aldermen 28 August. Council officers to present draft policy in early 2019. 18 Jan 2019 NOTE: A working group established to develop policy	Community and Economic Development	
Council 21/08/2018				
AO231-18	MOTION ON NOTICE - RECYCLING BINS	21 Sep 2018 RES: Refer information from report AO231-18 into the development of a Waste Wise Event Policy. 4 Mar 2019 NOTE: Working group to be established in March 2019	Works and Services	
Council 18/09/2018				
AO235-18	MOTION ON NOTICE - SINGLE USE PLASTICS WORKSHOP	21 Sep 2018 RES: Arrange a representative from Kingborough Council to meet at a workshop with aldermen on single use plastics, in accordance with the resolution of Council AO235-18. 2 Oct 2018 NOTE: Letter of invite sent 9 Nov 2018 NOTE: To present at workshop in the new year	Works and Services	
Council 18/09/2018				
AO237-18	MOTION ON NOTICE - BIKE TRACK VIEW ROAD	21 Sep 2018 RES: Arrange a workshop visit to View Road Bike Track and seek interest in a working group for improvements in 2019-20 budget, in accordance with the resolution of Council AO237-18. 9 Nov 2018 NOTE: To be arranged for a workshop in the new year	Works and Services	
Council 18/09/2018				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO240-18	TASWATER MEMORANDUM OF UNDERSTANDING	21 Sep 2018 ACT: Seek a briefing from the Taswater Regulator on how they undertake the job of setting rates, in accordance with the resolution of Council AO240-18. 2 Oct 2018 NOTE: Enquiry made as to the possibility of a briefing session being provided	Works and Services	
Council 18/09/2018				
AO241-18	POLICY REVIEW - PARKING POLICY	21 Sep 2018 ACT: Schedule a workshop session to overview all Council policies for awareness. 11 Nov 2018 NOTE: Session to be scheduled in the new year.	Corporate and Business Services	
Council 18/09/2018				
AO263-17	MOTION ON NOTICE - PROPOSED MOTOR CYCLE PARKING	21 Nov 2017 RES: Provide a report to Council on opportunities for dedicated motor cycle parking bays, in accordance with the information listed under resolution of Council AO263-17.	Land and Environmental Services	
Council 21/11/2017				
AO268-17	MOTION ON NOTICE - PROPOSED FUTURE FUND	21 Nov 2017 RES: Develop a draft Future Fund strategy for consideration by Council, in accordance with the resolution of Council, and work through the steps outlined in the alternative recommendation under AO268-17. 10 Sep 2018 NOTE: The Executive Manager Corporate Finance provided a presentation to Aldermen at the workshop on the 7th August 2018. Aldermen requested further investigation be conducted which will be brought to Council at a future workshop.	Corporate and Business Services	
Council 21/11/2017				
AO277-18	MOTION ON NOTICE - ALDERMEN REFER MOTIONS TO STRATEGIC PLAN	18 Oct 2018 RES: Create a form for Motions on Notice which allows aldermen to reference a section of the Strategic Plan, in accordance with AO277-18.	Corporate and Business Services	
Council 16/10/2018				
AO278-17	BURNIE TOWN CENTRE MASTER PLAN	22 Nov 2017 RES: Commence negotiations with DSG to access areas in or adjacent to the highway corridor to install art and sculpture features, and request the Public Art Committee to develop concepts for entry features (Note: concept plan to be developed for consideration by Council in the 2019/20 capital works budget) in accordance with the resolution of Council AO278-17 8 Jun 2018 NOTE: Discussions held with DSG. DAP Working group to develop a proposal for detailed consideration 3 Aug 2018 NOTE: Draft signage plan developed. Now attempting to link in with a broader regional branding strategy.	Community and Economic Development	
Council 21/11/2017				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
 Date To: 31/01/2019
 Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
 QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO279-18	MOTION ON NOTICE - PROSPECTUS FOR FEDERAL AND STATE GRANT FUNDING	18 Oct 2018 RES: Prepare a prospectus of projects which would qualify for Federal and State funding and schedule a workshop with aldermen to discuss potential projects and ideas, in accordance with the resolution of Council AO279-18. 1 Mar 2019 NOTE: Potential list for prospectus workshopped with Councillors 26.2.2019. Projects to be endorsed at March meeting.	Office of the General Manager	
Council 16/10/2018				
AO282-18	MOTION ON NOTICE - PROPOSED VC MEMORIAL WALK FOR BURNIE	18 Oct 2018 RES: Schedule a workshop with representatives of the Burnie RSL to receive and update and discuss ideas going forward, in accordance with the resolution of Council AO282-18. 11 Nov 2018 NOTE: Workshop will be scheduled for new year, due to limited availability in November and December. 20 Dec 2018 NOTE: Workshop scheduled with RSL for end Feb 2019.	Corporate and Business Services	
Council 16/10/2018				
AO303-18	MOTION ON NOTICE - INVESTIGATE WATERSLIDE COSTS	22 Nov 2018 RES: Investigate the cost to install a waterslide at the Aquatic Centre, and a timeline for 50m pool upgrade, in consultation with working with the Aquatic Centre Working Group, Youth Council and Aquatic Centre operator, per AO303-18. 4 Mar 2019 NOTE: Indicative costs being developed as part of federal election prospectus. Engagement with Aquatic centre working group to occur	Works and Services	
Council 20/11/2018				
AO305-18	MOTION ON NOTICE - PROPOSAL FOR COUNCIL TO ADOPT THE TERM COUNCILLOR	22 Nov 2018 RES: Undertake a process to convert terminology from Alderman to Councillor throughout council, in accordance with the resolution of council AO305-18. 27 Nov 2018 NOTE: Updates in progress, most documentation may take over 12 months as documents come due for review.	Corporate and Business Services	
Council 20/11/2018				
AO310-18	MOTION ON NOTICE - ENHANCEMENT OF BURNIE LOOKOUT	22 Nov 2018 RES: Prepare a potential plan and costing to improve the viewing area on the Upper Burnie lookout, in accordance with the resolution of Council AO310-18. 4 Mar 2019 NOTE: Work occurring as part of budget process	Works and Services	
Council 20/11/2018				
AO311-18	MOTION ON NOTICE - WALKING TRAILS	22 Nov 2018 RES: Review the opportunity to create two walking trails - a cultural Red Line trail, and an environmental Green Line trail in accordance with the resolution of Council AO311-18; and provide an update to councillors on current walking trail plans in progress.	Works and Services	
Council 20/11/2018				

Council Meeting Action Report**Outstanding Actions for Open Session Sep 2015 – Jan 2019**

Date From: 1/09/2015
Date To: 31/01/2019
Printed: Tuesday, 12 March 2019 8:47 AM

Key: RES = Action arising from Resolution; ACT = Action required in addition;
QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO335-18	MOTION ON NOTICE - UPPER BURNIE SPORTS CENTRE	13 Dec 2018 RES: Undertake a review of the Upper Burnie Sports Centre building in terms of current and future needs and a comparison of costs for upgrading versus replacing the facility, in accordance with the resolution of Council AO335-18. 20 Feb 2019 RES: Incorporate subsequent resolution AO031-19 on 19 Feb 2019 to explore requirements, benefits, cost and location for an indoor multi-sport facility prior to the federal election. 4 Mar 2019 NOTE: Developing an improvement plan discussed as part of 25 Feb workshop.	Works and Services	

Council 11/12/2018

GENERAL MANAGER**AO068-19 GENERAL MANAGER'S INFORMATION REPORT FOR LAND AND ENVIRONMENTAL SERVICES FEBRUARY 2019****FILE NO: 4/18/2****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.3	Council is compliant in all areas and carries out the role of regulatory enforcement in a fair and effective manner.
Strategy	7.3.2	Resource the reasonable enforcement of the legislative and regulatory provisions for which Council is responsible within its financial resources, and ensure the community is well informed of their obligations.

1.0 RECOMMENDATION:

“THAT the General Manager’s Information Report for Land and Environmental Services for February 2019 be noted.”

2.0 SUMMARY

The report includes the following items:-

- 2.1 Health
- 2.2 Building Applications
- 2.3 Planning
- 2.4 Parking
- 2.5 Cemetery Statistics

2.1 HEALTH**2.1.1 Environmental Enquiries / Investigations**

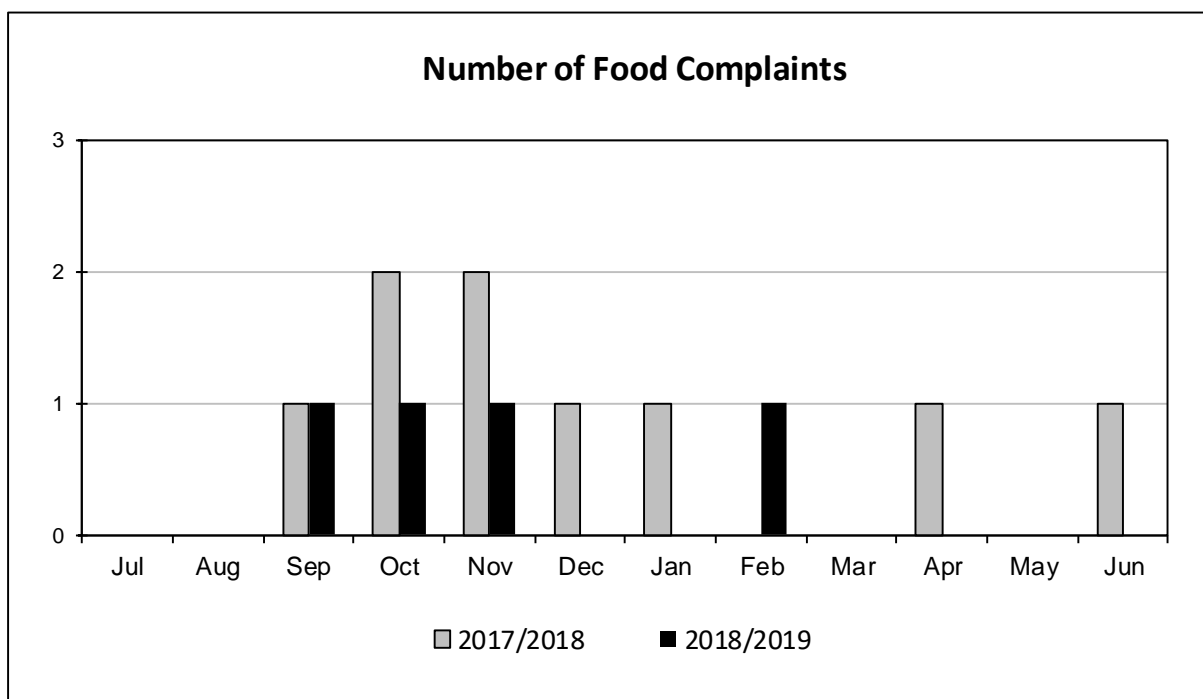
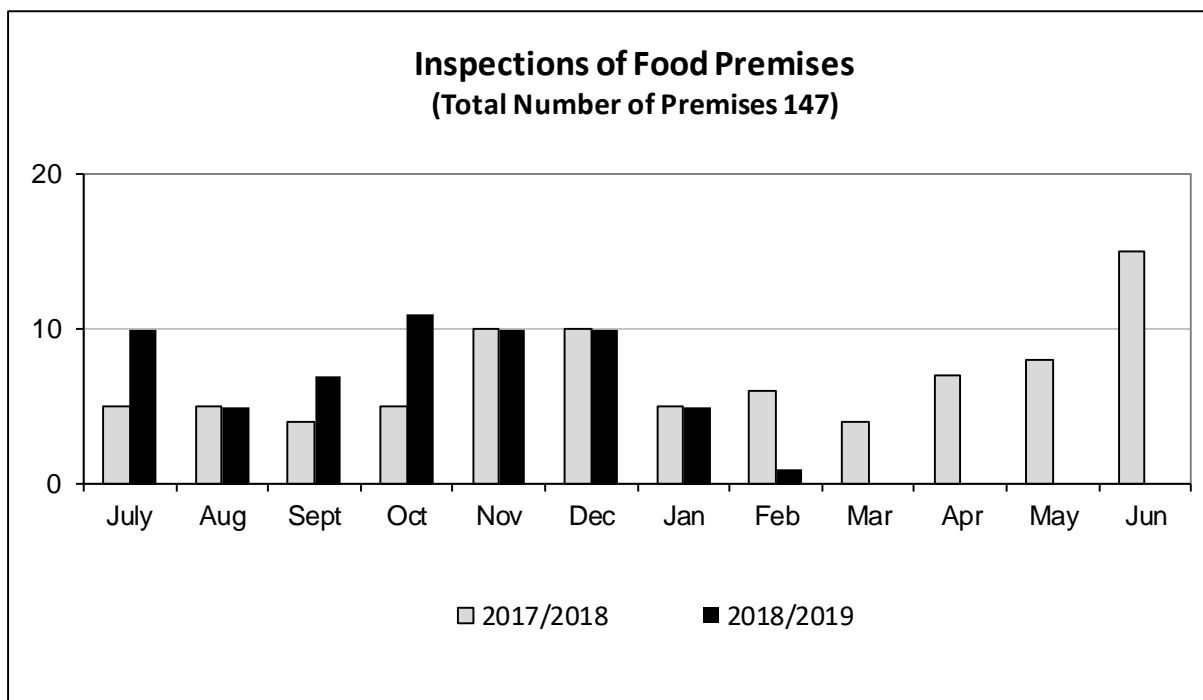
Type	Number of Enquiries / Investigations	
	February 2019	YTD Total
Air	0	7
Water	1	2
Noise	2	17
Solid Waste	0	2
Other	1	7

YTD is measured from 1 July each year.

2.1.2 Environmental Sampling

Type	Number of Samples Taken	
	February 2019	YTD Total
Beach Water Samples (summer months only)	10	40
Public Swimming Pool samples	6	44

YTD is measured from 1 July each year.

2.1.3 Food

Zero food complaints for July & August 2017. Nil complaints in February, March, May, July, August and December 2018. Nil complaints in January 2019.

2.2 BUILDING APPLICATIONS

Permit Authority Applications - 2018												
Month	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec
Notifiable Plumbing	4	9	3	6	11	4	8	11	7	5	3	3
Notifiable Building	6	8	9	11	7	9	8	17	11	10	7	6
Permit Plumbing	3	3	2	0	2	5	0	4	2	3	4	2
Permit Building	3	7	2	2	6	5	3	8	4	3	0	7
Substantial Compliance	0	1	0	0	2	1	2	0	0	0	0	2
Notifiable Demolition	0	0	0	0	0	0	0	2	0	0	0	0
Permit Demolition	0	0	1	0	1	0	0	1	0	1	0	0
Permit Refused	0	0	0	0	0	0	0	0	0	0	0	0
Application Value \$	5,035,168	4,107,085	2,459,856	2,958,652	2,683,319	2,227,180	2,522,141	5,871,485	1,705,925	2,137,527	357,624	2,625,655
Cumulative Total \$	5,035,168	9,142,253	11,602,109	14,560,761	17,244,080	19,521,260	22,043,401	27,914,886	29,620,811	31,758,338	32,115,962	34,741,617

Permit Authority Applications - 2019												
Month	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec
Notifiable Plumbing	3	3										
Notifiable Building	7	13										
Permit Plumbing	2	3										
Permit Building	2	5										
Substantial Compliance	2	0										
Notifiable Demolition	0	0										
Permit Demolition	0	0										
Permit Refused	0	0										
Application Value \$	3,166,007	1,796,148										
Cumulative Total \$	3,166,007	4,962,155										

2.3 PLANNING**2.3.1 Summary Land Use and Development Applications**

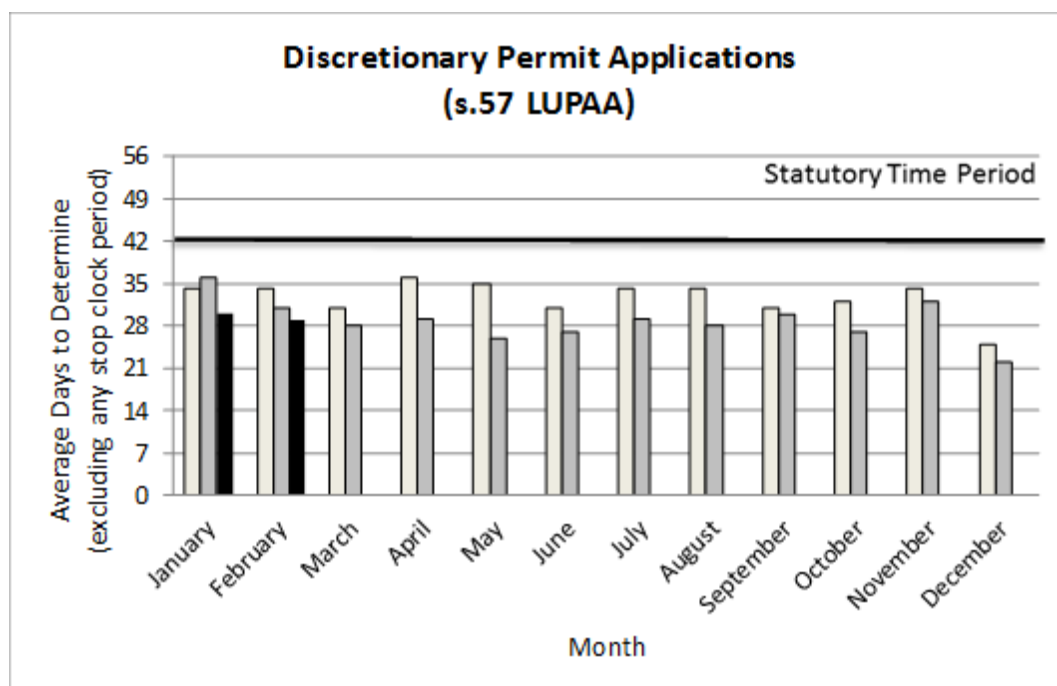
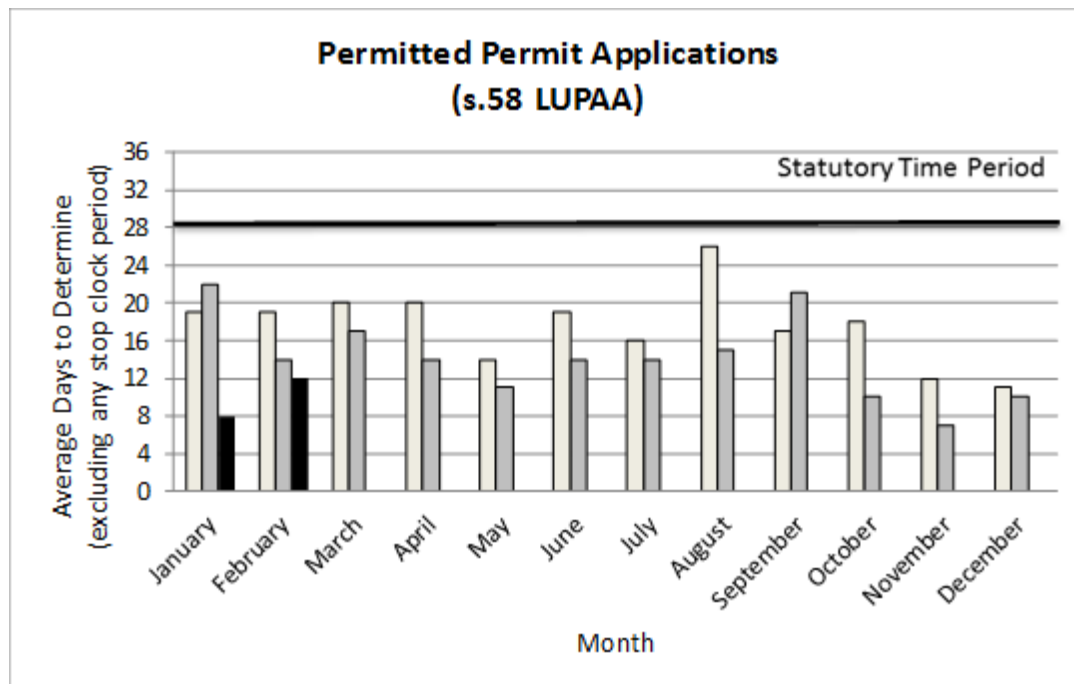
LAND USE AND DEVELOPMENT APPLICATIONS	Feb 18	Mar 18	Apr 18	May 18	Jun 18	Jul 18	Aug 18	Sept 18	Oct 18	Nov 18	Dec 18	Jan 19	Feb 19
Permitted Use & Development	7	2	2	10	3	0	3	5	3	7	4	0	4
Discretionary Use & Development	6	12	2	12	4	11	8	6	6	13	10	6	8
Subdivisions	2	0	0	1	0	1	2	1	0	0	0	1	2
TOTAL APPLICATIONS	15	14	4	23	7	12	13	12	9	20	14	7	14
Determined by Delegation	16	16	7	12	12	7	10	12	13	8	10	8	10
Determined by Council	0	0	0	0	1	0	1	1	0	0	0	1	2
Withdrawn	0	2	0	1	0	3	2	0	2	0	0	0	0
Applications Cancelled by Planning Authority	0	0	0	0	0	0	0	0	1	0	0	0	0
Consent Decisions	0	0	0	0	0	0	0	0	0	0	0	0	0
Application Approved by Tasmanian Planning Commission	0	0	0	0	0	0	0	0	0	0	0	0	0
Applications Appealed and Approved by Resource Management & Planning Appeals Tribunal	0	0	0	0	0	0	0	0	0	0	0	0	0
PLANNING SCHEME AMENDMENTS													
Amendment requests	0	0	0	0	0	0	0	0	0	0	0	0	1
Amendment finally approved	0	0	0	0	0	0	0	0	0	0	0	0	0
Amendment Refused by Tasmanian Planning Authority	0	0	0	0	0	0	0	0	0	0	0	0	0
Applications Appealed and Refused by Resource Management & Planning Appeals Tribunal	0	0	0	0	0	0	0	0	0	0	0	0	0

2.3.2 Development Applications

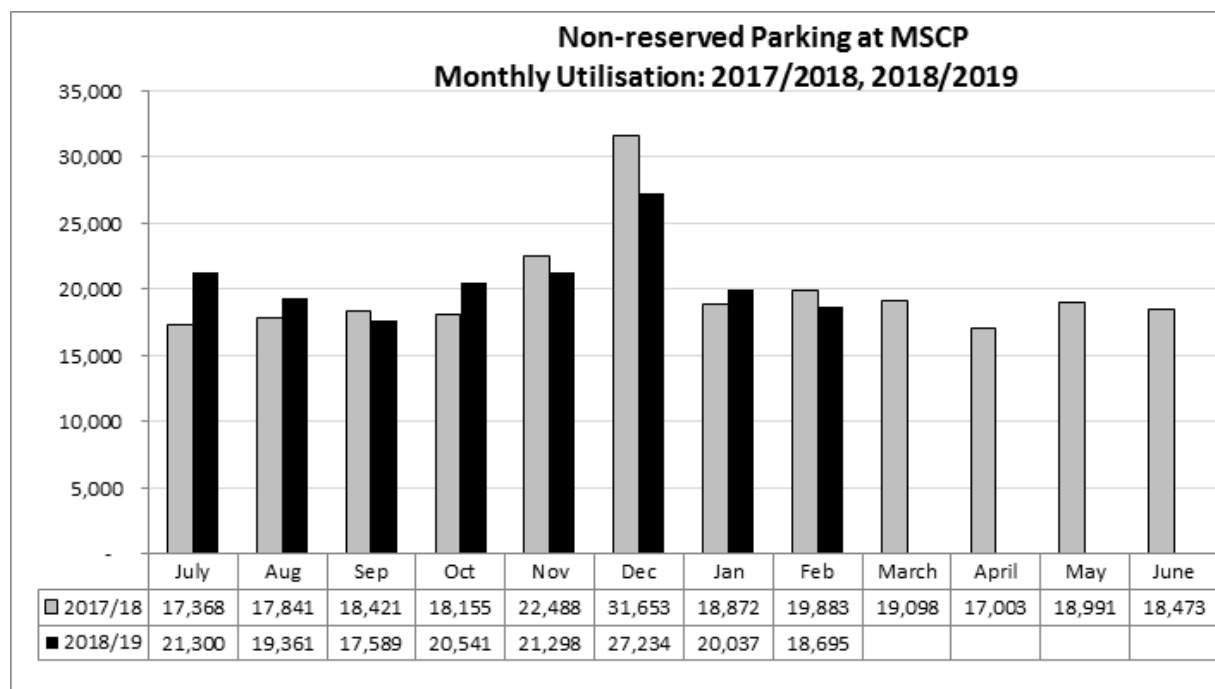
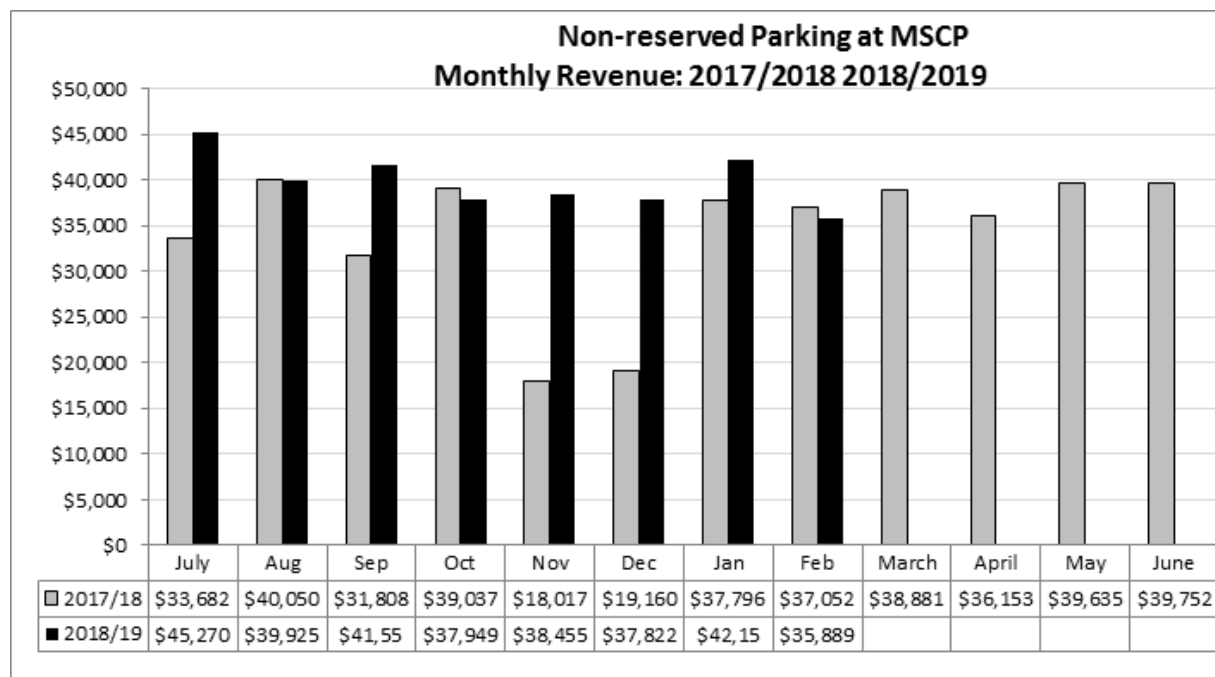
DATE	PERMIT NO.	LOCATION	TYPE OF DEVELOPMENT	PUBLIC NOTIF. DATE	EXPIRY DATE	DECISION / DATE
1/11/18	2018/117	2/13 Lorrie Place, Park Grove	Dwelling to form part of a Multiple Dwelling Development containing two (2) dwellings. Grant of Permit reliant on Performance Criteria under Clause 10.4.2 (P3), Clause 10.4.3 (P2) and E9.5.1 (P1)	26/1/19	12/2/19	Approved 14/2/19
19/11/19	2018/125	7-15 Reeves Street, South Burnie	Storage use (Wind Turbine Components)	N/A	N/A	Approved 19/2/19
28/11/19	2018/134	3 Emerald Court, Park Grove	Multiple Dwelling Development containing two (2) Dwellings. Grant of Permit reliant on Performance Criteria under Clauses 12.4.1 (P1), 12.4.2 (P1), 12.4.3 (P2 & P4), 12.4.4 (P1 & P4), 12.4.5 (P1 & P3) and E9.5.1 (P1)	12/1/19	29/1/19	Refused - C 19/2/19
29/11/19	2018/135	13 Seaview Avenue, Parklands	Outbuilding (Garage) associated with an existing Single Dwelling. Grant of Permit reliant on assessment against Performance Criteria under Clause 10.4.2 (P1 & P3)	5/1/19	21/1/19	Approved – C 19/2/19
7/12/81	2018/139	1 Prior Crescent, Heybridge	Dwelling and Outbuilding. Reliant on assessment against Performance Criteria for grant of Permit – Clause 14.4.1 (P5) and Clause 14.4.3 (P2)	23/1/19	7/2/19	Approved 14/2/19
13/12/18	2018/141	4 Charles Street, Burnie	Deck associated with an existing Single Dwelling. Grant of Permit reliant on Performance Criteria under Clause 10.4.2 (P3), Clause 10.4.6 (P1) and Clause 10.4.9 (P2)	12/1/19	29/1/19	Approved 12/2/19
19/12/19	2018/146	3 Prior Crescent, Heybridge	Single Dwelling and associated Outbuilding. Reliant on Performance Criteria for grant of Permit – Clause 14.4.3 (P2 & P4)	2/2/19	18/2/19	Approved 26/2/19
21/12/18	2018/150	147-153 Bass Highway, Cooeee	Awning (Portico) to be located on the south-eastern side of the existing building used for Bulky Goods Sales and Service Industry	N/A	N/A	Approved 19/2/19
4/1/19	2019/1	Lot 1, West Mooreville Road, Park Grove	Change in Ground Level and Retaining Wall. Reliant on assessment against Performance Criteria for grant of Permit – Clause E4.6.1 (P1)	23/1/19	7/2/19	Approved 13/2/19
9/1/19	2019/3	1092 West Mooreville Road, Ridgley	Outbuilding (Shed). Reliant on Performance Criteria for grant of Permit – Clause 26.4.2 (P1)	19/1/19	5/2/19	Approved 14/2/19
23/1/19	2019/6	13 Whitford Street, Upper Burnie	Outbuilding (Carport). Grant of Permit reliant on assessment against Clause 10.4.2 (P3)	26/1/19	12/2/19	Approved 19/2/19

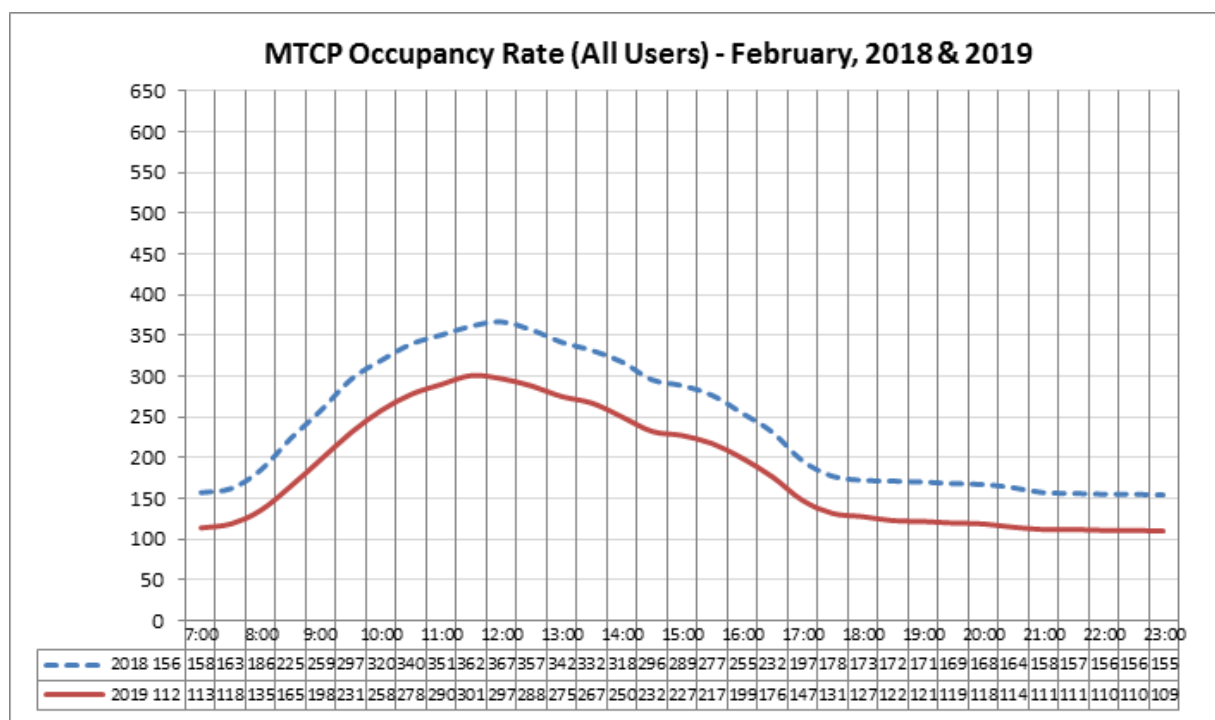
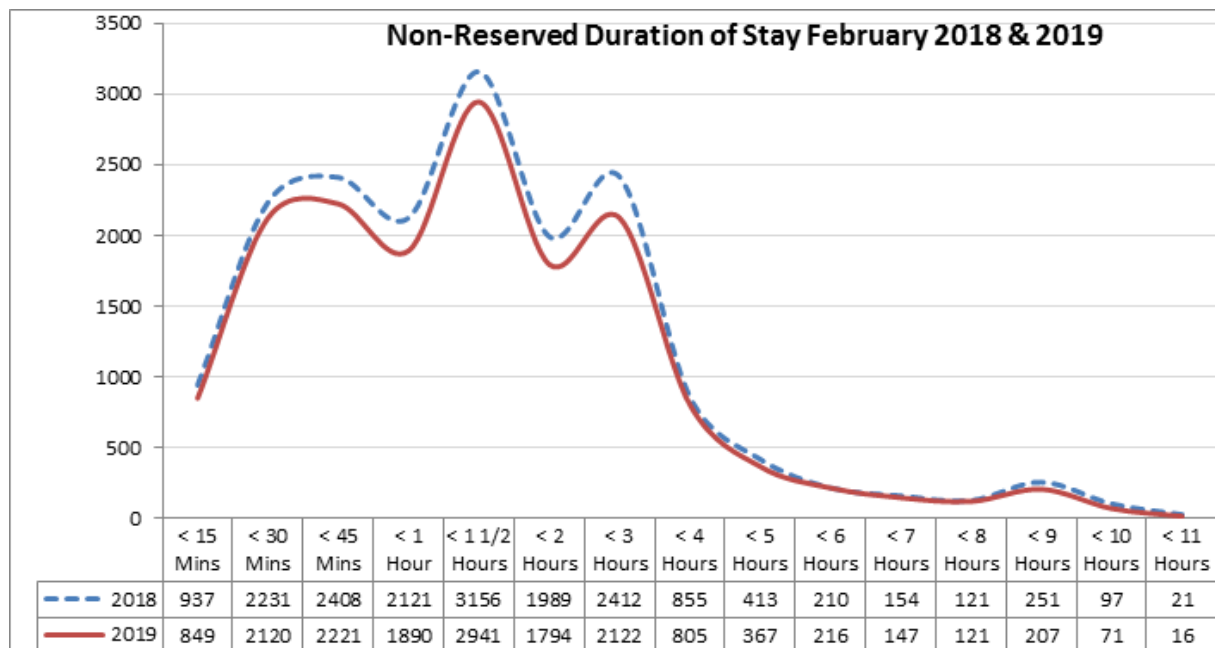
2.3.3 Subdivision Applications

DATE	PERMIT NO.	LOCATION	TYPE OF DEVELOPMENT	PUBLIC NOTIF. DATE	EXPIRY DATE	DECISION / DATE
13/8/18	SD 1286	16-20 Mooreville Road, Park Grove	Subdivision to restructure boundaries. Grant of Permit reliant on Performance Criteria under Clause 17.4.5 (P1 & P2)	12/1/19	29/1/19	Approved 5/2/19



Average time for determination of permit applications decided by month.

2.4 PARKING



Calculated on remaining spaces – 137 Reserved spaces for 2018, 98 Reserved spaces for 2019.

2.5 CEMETERY STATISTICS

Burials	February 2019	YTD Total
Lawn Cemetery	7	58
Wivenhoe / Ridgley	0	0
Other	0	0
Total	7	58

YTD is measured from 1 July each year.

Ashes Interred	February 2019	YTD Total
Lawn Cemetery	2	20
Wivenhoe / Ridgley	0	0
Total	0	20

YTD is measured from 1 July each year.

COUNCIL RESOLUTION

Resolution number: MO061-19

MOVED: *Cr T Bulle*

SECONDED: *Cr G Simpson*

“THAT the General Manager’s Information Report for Land and Environmental Services for February 2019 be noted.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

GENERAL MANAGER**AO069-19 GENERAL MANAGER'S INFORMATION REPORT FOR WORKS AND SERVICES FEBRUARY 2019****FILE NO:** 4/18/2**PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.5	A sustainable long term future is planned through the management of Council's infrastructure and assets.
Strategy	7.5.2	Ensure assets are adequately developed, maintained and renewed.

1.0 RECOMMENDATION:

“THAT the General Manager’s Information Report for Works and Services February 2019 be noted.”

2.0 SUMMARY

The report includes the following items:-

- 3.0 Capital Works
 - 3.1 Request for Expressions of Interest, Quotations, Tenders and Contracts
 - 3.2 Civil Construction and Stormwater
 - 3.3 Buildings
 - 3.4 Parks, Reserves, Sporting Grounds and Cemeteries
- 4.0 Operations and Maintenance
 - 4.1 Civil Construction and Stormwater
 - 4.2 Buildings
 - 4.3 Parks, Reserves, Sporting Grounds and Cemeteries
 - 4.4 Waste Management
- 5.0 Vandalism and Reported Incidents
- 6.0 Private Works
- 7.0 SES and Burnie Emergency Management Committees Activity Reports
- 8.0 Energy Management

3 CAPITAL WORKS

3.1 Request for Expressions of Interest, Quotations, Tenders and Contracts

3.1.1 Expressions of Interest

a) Electric Vehicle Fast Charging Station

Council's legal representative is reviewing the draft agreement with Electric Highway Tasmania.

3.1.2 Quotations

a) Quotation 2620 – Burnie Tennis Centre Resurfacing

Quotations closed on Friday, 11 January 2019. Council received two quotations to undertake acrylic surface remediation and recoating works. The works, awarded to Sport and Recreation Surfaces, began on Thursday, 7 March 2019 and are expected to be complete by the end of March 2019.

b) Quotation 2621 – Menai Street Stormwater Upgrade

Quotations closed on Friday, 13 February 2019. Council received three quotations and awarded the works to CBB Contracting, which began on Wednesday, 27 February 2019 and are progressing on schedule and expected to be complete by the end of March 2019.

c) Quotation 2618 – Waterfront – Boardwalk Staircase Remediation

Works to repair storm damage to the footing system and reconstruct the stair structure are progressing reasonably well within the constraints of tidal movement. The works are expected to be complete by the end of March 2019.

3.1.3 Tenders

a) Contract 2625 – Supply and Delivery of One (1) 10.4t GVM GVM SWB Tip Truck

Tenders closed on Friday, 8 March 2019. Tender assessment in progress.

b) Contract 2626 – Supply and Delivery of One (1) 7.5t GVM Single Cab Truck

Tenders closed on Friday, 8 March 2019. Tender assessment in progress.

c) Contract 2627 – Supply and Delivery of One (1) 6.5t GVM SWB Crew Cab Tip Truck

Tenders closed on Friday, 8 March 2019. Tender assessment in progress.

3.1.4 Contracts**d) Contract 2616 – Fern Glade Road Upgrade and Pathway – Stage 2 (Wattle Avenue – Emu River)**

Works began on Monday, 18 February 2019 and are progressing well. The formation and base material for the pathway above the road and sub-surface drainage along the top of the embankment are complete. Foundation work for the elevated section of pathway is in progress and the project is due to be substantially complete prior to Easter.

e) Contract 2613 – Burnie Surf Life Saving Club Redevelopment and Waterfront Eastern Promenade

Works are progressing reasonably well although there is a one month delay on the expected Surf Club lift installation timeline.

Land use conditions (from State agencies) for construction of the Eastern Promenade are resolved and Officers are awaiting final approvals to progress the works.

Progress update on the Surf Club Redevelopment follows:

- Lift structural steelwork complete.
- Rendering of eastern wall complete.
- Brickwork southern wall complete.
- Window installation commenced.
- Northern door frames installed.
- Main internal stairway complete.
- Electrical, hydraulic and mechanical rough-in complete.
- Anticipated project completion date (excluding lift) is Friday, 12 April 2019.
- Lift installation and commissioning is delayed until around the end of April 2019.

f) Contract 2609 – Bitumen Surfacing Services 2018-2019

Overall the program, works are approximately 80 % complete. Rural Roads Illoura and Cascade and urban Streets, Three Mile Line Road and Wiseman Street are due for completion in March.

g) Contract 2606 – CBD Paver Replacement (Waterfront Parking Bays)

Works began on Monday, 4 March 2019 and are progressing well. To minimise disruption to businesses and the public, the project will be split into three (3) stages by constructing two bays simultaneously in each works zone. Works are due for completion prior to Easter.

3.2 Civil Construction and Stormwater

- Annual gully pit upgrade program – 40% complete.
- CBD paver replacements (major maintenance) – 30% complete.
- Rural road re-sheeting program – 50% complete.

- Kerb ramp upgrade program – 10% complete.
- Mooreville Road Upgrade Stage 2 – 99% complete. Line marking and grass sewing remaining.
- Driveway and crossover replacements – 10% complete.
- Circular Road Reseals – 95% complete.
- Queen Street Upgrade – 35% complete.

3.3 Buildings

- Trade Waste plumbing compliance works – 98% complete.
- Barker Street BBQ Shelter – 80% complete.
- Oakleigh Park pedestrian overpass stairs – 90% complete.
- Wivenhoe Grandstand recladding – 5% complete.
- Burnie Park bridge abutment repairs – complete.

3.4 Parks, Reserves, Sporting Grounds and Cemeteries

- Playground soft-fall replacement at Marine Plaza – awaiting quotations.
- Fernglade Reserve pathway – awaiting DA approval and quotations.
- Queen Street Upgrade Landscaping – 5% complete.
- Oakleigh Park pedestrian overpass stairs landscaping – 5% complete.
- Hodgman Street retaining wall landscaping – 60% complete.

4 OPERATIONS AND MAINTENANCE

4.1 Civil Construction and Stormwater

Operation and maintenance in accordance with the Service Level Document, including:

- Customer Request Module (CRM) works – as required.
- Road signage repairs and installation – ongoing 65% complete.
- Rural and urban hotmix patching and monitoring of road shoulder hotspots – ongoing.
- Manhole maintenance – as required.
- Footpath maintenance program – 45% complete.
- CBD paver maintenance – ongoing.
- Stormwater hotspot inspections and monitoring – ongoing.
- Driveway maintenance – 15% complete.
- Gravel roads and shoulders grading – 30% complete.
- Kerb and channel maintenance – 30% complete.
- Hotmix patching – 70% complete.
- Annual gross pollutant trap cleaning – 85% complete.
- Annual rural and urban roads weed spraying program – first spray completed. Second spray due in May 2019.
- Roadside verge slashing – commenced on Monday, 7 January 2019 – 75% complete.

4.2 Buildings

Planned and reactive maintenance and minor works in accordance with the Service Level Document and maintenance program, including:

- CRM works – as required.
- Building gutters clean out – seasonal.
- Electrical testing and tagging – numerous Council locations – ongoing.
- Plumbing maintenance and inspections of public amenities and Council facilities – ongoing (grease traps, backflow prevention devices, valves, etc.).
- CBD line marking – as required.
- Vandalism repairs and painting – as required.
- Depot fire hose reel leak repairs – 50% complete.
- CBD street furniture and fixtures painting – Stage 3, 98% complete.
- City Offices Soils Lab shelving – complete.
- Burnie Park irrigation repairs – 80% complete.
- West Park water main leak repairs – complete.
- Burnie Sports Centre damaged door replacements – complete.
- Burnie Park toilet repainting – complete.
- Romaine Reserve repairs to tree damaged Rotary rotunda – complete.
- Burnie Inn exterior painting – 80% complete.
- Tennis Centre steelwork painting – 10% complete.

4.3 Parks, Reserves, Sporting Grounds and Cemeteries

Maintenance and minor works in accordance with the Service Level Document, including:

- CRM works – as required.
- Preventative tree maintenance – ongoing.
- Dangerous tree assessments/removal – as required/identified.
- Grass care and ground and feature care schedules – ongoing.
- Sports grounds maintenance and mowing schedules – ongoing.
- Walking track annual maintenance program – ongoing.
- Routine playground maintenance and statutory inspections – in accordance with SLD and regulations. Soft-fall mulch replacement 65% complete.
- West Park Oval and sports grounds maintenance and wicket preparation – ongoing.
- Sports grounds maintenance – ongoing.
- Vegetation management – Durham Road, Mount Street to Southwell Street, Mount Street to Brooklyn Road in progress - 60% complete.

4.3.1 Durham Road Reserve

Council is aware of ongoing concerns raised by some residents in relation to the trees in the Durham Road Reserve. Council is also aware that the reserve has previously been identified as habitat for the endangered Swift Parrot, as such appropriate approvals are required to be obtained for removal of potential foraging and habitat trees in the reserve.

It is understood from more recent discussion with residents that the primary concern is the row of trees (approximately seven) located along the southern boundary of the reserve, which abuts residential properties.

Resident concern has been related to fire hazards associated with the trees and potential damage to property or person due to tree and limb fall.

It is noted that the trees are not a fire hazard as there is an appropriate fire hazard management plan for the reserve which is implemented annually. However it is acknowledged that limb fall is a concern for the residents.

Removal of the seven identified trees would address the on-going resident concerns related to perceived safety risks.

Officers have been working with the Department of Environment and Energy to confirm that a previous approval to remove a number of trees in the reserve under the EPBC legislation is still valid. These discussions have been supported by appropriate arboriculture report.

Recent advice from the Department is that the approval is still valid and based on the information provided by Council the removal of the seven trees is permitted. Some additional material has been sought to confirm the scope of past works

Based on this advice Officers will write to the property owners abutting the proposed tree removal works, advising of the planned works and seeking any comment or concerns.

If no significant issues arise the works will be progressed.

4.4 Waste Management

Waste data and information is reported quarterly and due next in the May agenda

5 VANDALISM AND REPORTED INCIDENTS

Vandalism and reported incidents to Council property are as follows:

DATE	LOCATION	VANDALISM AND REPORTED INCIDENTS	POLICE REPORT FILED	MONTHLY SUMMARY TO POLICE	CCTV FOOTAGE	OUTCOME	ESTIMATED MONTHLY COST	PROGRESSIVE ANNUAL TOTAL
FEBRUARY								
	Facilities	Aggregate of incidents reported or identified from inspections - Remediation by painting, cleaning or general repairs		Yes	No	Damage made good and surfaces cleaned, repaired and repainted as necessary	\$1,100.00	
4/02/19	Oakleigh Park	Graffiti on BBQ Shelter	No	Yes	No	Paint Out Graffiti	\$150.00	
4/02/19	Stoney Creek Boardwalk	Smashed 6m Section of Handrail	No	Yes	No	Replace Damages Section of Handrail	\$325.00	
6/02/19	Acton Sports Club	Kicked in Roller Door	No	Yes	No	Refit Roller Door & Tracks	\$200.00	
6/02/19	Guide Falls	Stolen Signs from BBQ Shelter and Toilets	No	Yes	No	Install New Signs	\$450.00	
15/02/19	Burnie Park Toilets	Smashed Toilet Cistern Button and Toilet Roll Holders	No	Yes	No	Replace Toilet Cistern Button and Toilet Roll Holders	\$500.00	
20/02/19	Fern Glade Reserve	BBQ Shelter Fencing Removed and thrown into River	No	Yes	No	Retrieve Section of Fencing and Repair and Reinstall	\$300.00	
25/02/19	Alma Place Reserve, Ocean Vista	Wheel Vehicle Damage to playground soft fall (caused by Nuflow Contractor)	No	Yes	No	Raked Out and Levelled Wheel Rut damage in playground soft fall	\$50.00	
25/02/19	Multi Storey Carpark Toilets	Smashed Toilet Roll Holders & Taps in Shower & Disabled Toilet	No	Yes	No	Replace taps & Toilet Roll Holders	\$600.00	
28/02/19	Guide Falls	Bollard & Chain Removed to Gain Access to Bush	No	Yes	No	Replace Bollard	\$350.00	
TOTAL							\$4,025.00	\$29,229.00

6 PRIVATE WORKS

No information to report.

7 SES AND BURNIE EMERGENCY MANAGEMENT COMMITTEES ACTIVITY REPORTS

North Western Regional Emergency Management Committee (NWREMC) meeting held on Wednesday, 13 February 2019 at Ulverstone Fire Station.

Western Emergency Management Committee (WEMC) meeting held Thursday, 21 February 2019 at Circular Head Council.

Council is working with Tas Fire Bushfire Risk Unit (formerly Fuel Reduction Unit) to plan fuel reduction burns in Havenview and Round Hill areas.

8 ENERGY MANAGEMENT

No information to report.

COUNCIL RESOLUTION

Resolution number: MO062-19

MOVED: Cr A Keygan

SECONDED: Cr T Brumby

“THAT the General Manager’s Information Report for Works and Services February 2019 be noted.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

GENERAL MANAGER**AO070-19 GENERAL MANAGER'S INFORMATION REPORT COMMUNITY AND ECONOMIC DEVELOPMENT FEBRUARY 2019****FILE NO: 4/18/2****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	2	AN INCLUSIVE AND HEALTHY COMMUNITY
Objective	2.3	A place where everyone feels accepted and participates freely in community activities.
Strategy	2.3.4	Promote inclusiveness and participation within identifiable groups.

1.0 RECOMMENDATION:

“THAT the General Manager’s Information Report for Community and Economic Development February 2019 be noted.”

2.0 SUMMARY

This report provides the past month’s updates under the following areas:

Community and Economic Development

- 2.1 Business and Recreation
- 2.2 Community / Cultural Development
- 2.3 Burnie Regional Museum
- 2.4 Burnie Regional Art Gallery
- 2.5 Makers’ Workshop – Visitor Information Centre
- 2.6 Marketing and Events
- 2.8 Collective Impact
- 2.8 Youth Development
- 2.9 Burnie Arts and Function Centre

2.1 BUSINESS AND RECREATION

In February invitations were sent out to various ground users for applications for their upcoming winter 2019 seasons.

Business and Recreation focus was on preparing for the Burnie Challenge in March.

The Burnie Challenge is an event to engage the community in physical activity and in particular the benefits of cross training. It is a sporting event consisting of trail running mixed with various types of obstacles, set to challenge teams and individuals.

Apart from a large contingent of individuals, the event is comprised of teams from corporate, sporting clubs and families. Specifically this project targets families and teams from the local area.

The course involves the Shorewell Creek area from the Three Mile Line to Hellyer College. There are obstacles to complete before returning through the course to the finish line. There are several obstacles along the course to physically challenge each individual. There are various levels of obstacles to cater for different age groups.

The event course is prepared by qualified cross-fitness trainers who have experience in running this type of course.

The Challenge is on Sunday 31 March and is supported by a number of community groups and organisations including SES, Tas Fire Service, Burnie Rotary, St John Ambulance, a small army of volunteers and Council staff.

Apart from traditional outlets, our social media promotion continues to be a leading avenue to promote the event while we are also targeting a number of local Coastal schools with visits, posters and entry forms.

2.2 COMMUNITY / CULTURAL DEVELOPMENT

Upcycle Event

This event will be held on Saturday 13 April from 10am till 1pm at the Arts and Function Centre Town Hall and Foyer area.

The event organiser has approached the second hand clothing stores explaining expectations for the day. Promotion of the event will include posters and social media.

Financial Assistance

Round One opened 1 February and closes on 13 March. Letters and emails were sent to local community groups and sporting organisations, as well as promotion on council's Facebook page.

Letters were sent to organisations whose three year funding has expired advising them to reapply in Round One.

Reminder letters to spend grant money was sent to the Burnie Highland Pipe Band and the City of Burnie Brass Band. A letter was also sent to the Burnie Youth Choir.

Evacuation Centre – Burnie

On Friday 25 January due to the bushfire emergency on the West Coast, an Evacuation Centre was established at The Point from noon until 7pm.

Four family groups registered at the centre and accommodation was arranged in Burnie for that night.

Adventure Fun Day – 10 February

There were 27 interactive activities on the day.

General feedback from those running activities: the location was ideal; the reserve was spacious and user friendly; more advertising and marketing is needed.

Suicide Prevention and Mental Wellbeing Initiative - Relationships Australia – Tasmania

Working with Relationships Australia, Tasmania and LifeSpan Integrated Suicide Prevention on a Community Suicide Prevention and Wellbeing Initiative for the Burnie, Central Coast and Devonport municipalities.

The North West Suicide Prevention trial focuses on men aged 40-64, and people aged 65 and over.

Round One of grants will open early March and will close on 5 April with successful applications announced on 6 May. Round Two will open on 8 April and closes on 31 May with successful applicants announced on 28 June, 2019.

Volunteer Awards

The Awards will be held on Tuesday 21 May at the Arts and Function Centre.

Letters and emails calling for nominations have been sent out to local community organisations and sporting clubs within the Burnie area and also promoted on Council's Facebook page.

DPAC Funding for Burnie Rugby Union Club

Burnie City Council agreed to auspice funding from DPAC on behalf of the Burnie Rugby Union club to install a fence to prevent balls from rolling down the hill.

The fence was installed at the end of January and the acquittal has been completed.

Burnie Farmers Market

Council officers are working with the Burnie Men's Shed with the changeover process.

A BBQ will be held after the Burnie Farmer's Market on 2 March for stallholders and members of the Men's Shed for a meet and greet with council staff and Councillors.

2018/2019 Financial Assistance Grants (as at 5/3/19)**Round One 2018-19**

Name/Organisation	Committed	Paid	Description of Project
McKenna Park Hockey Complex	\$1,337	\$1,337	To purchase a new computer and IT equipment.
Australian Red Cross	\$1,200	\$1,200	For two extra kerbside collections a week.
Burnie Community House	\$3,954	\$0	To provide an outreach service that focusses on activities based on learning through Science, Technology, Engineering & Arts and Mathematics.
Friends of Burnie Penguins	\$7,994	\$7,994	To establish a Penguin Rehab facility in Burnie.
Produce to the People	\$5,500	\$5,000	To purchase a timer irrigation system for the produce garden and hot house.
Tasmanian Family History Society – Burnie Branch	\$3,250	\$3,250	To upgrade heating and electrical items.
Encore Performing Arts Studio	\$1,500	\$1,500	To assist with costs for the 'Big Sing Workshop and Performance'.
Total	\$24,735	\$20,281	

Round Two 2018-19

Name/Organisation	Committed	Paid	Description of Project
Zodiac Gymnastics	\$7,500	\$0	To purchase 'Uneven Bars and Mini Horizontal Bars' for the club.
Burnie Basketball Association	\$7,772	\$0	To refurbish social club bar area.
Pain Revolution, University of South Australia	\$599	\$0	Assistance for hire fees for the AFC.
Tas Conservation Trust	\$3,000	\$0	To assist with the costs of producing a Penguin Tourism Viewing Translation Website.
Total	\$19,308	\$0	

Committed Three Year Sponsorship (2016-2019)

Cooee to Camdale Coastcare (\$6,353 over 3yrs)	\$2,117	\$626	To purchase equipment, clothing and assist with insurance and telephone costs.
Burnie Amateur Swimming Club (\$5,000 over 3yrs)	\$1,666	\$1666	To assist with the costs of hiring the Burnie Aquatic Centre.
Burnie Athletic Club (\$9,000 over 3yrs)	\$3,000	\$3,000	To assist with costs of television coverage for the New Year's Day Carnival.
Total	\$6,783	\$5,292	

Committed Three Year Sponsorship (2017-2020)

Burnie Men's Shed (\$1,716 over 3yrs)	\$572	\$381	Assist with costs for kerbside collection.
Stowport Community Morning Tea Group (\$608 over 3yrs)	\$202	\$176	Exemption of hall hire and kitchen fees for annual Great Big Community Morning Tea and Christmas Luncheon for seniors.
Total	\$774	\$557	

Other Annual Community Group Assistance

Name/Organisation	Committed	Paid
Morning Melodies	\$1,460	\$1,247
Tasmanian Special Children's Christmas Party	\$1,500	\$1,500
Koori Kids - NAIDOC Week	\$400	\$400
Total	\$3,360	\$3,147

State Representatives Allowance

	Budget	Paid
State Representatives	\$10,000	\$5,550

Mayor Financial Assistance Minor Sponsorship Requests

	Budget	Paid
Minor Sponsorship Requests	\$2,500	\$0

Food License Permits Requests

	Budget	Paid
Rotary Club of Burnie – 12mths	\$1,000	\$138
Cancer Council		\$26
Total		\$164

Community Bands Assistance

Name/Organisation	Committed	Paid
Burnie Concert Band	\$2,500	\$2,500
Burnie Highland Pipe Band	\$2,500	\$0
Burnie Youth Choir	\$2,500	\$0
City of Burnie Brass Band	\$2,500	\$0
EMUsicians	\$2,500	\$2,500
Stringalong Music Programme	\$2,500	\$946
Total	\$15,000	\$5,946

Other - Annual Assistance

Name/Organisation	Committed	Paid
Carols by Candlelight	\$4,500	\$4,500
Total	\$4,500	\$4,500

Waste Disposal Costs for Charitable & NFP Organisations

Name/Organisation	Committed	Paid
Australian Red Cross	\$912	\$20
Launceston City Mission	\$1,000	\$1,000
The Salvation Army	\$1,000	\$106
Total	\$2,912	\$1,126

YTD Totals

Name/Organisation	Budget	Committed	Paid
Financial Assistance Grants Round 1		\$24,735	\$20,281
Financial Assistance Grants Round 2		\$19,308	\$0
Committed Three Year Sponsorship (2016-2019)		\$6,783	\$5,292
Committed Three Year Sponsorship (2017-2020)		\$774	\$557

Name/Organisation	Budget	Committed	Paid
Other Annual Community Group Assistance		\$3,360	\$3,147
State Representatives Allowance		\$10,000	\$5,550
Minor Sponsorship Grants by Mayor		\$2,500	\$0
Food License Permits		\$1,000	\$164
Total Financial Assistance Grants	\$70,500	\$49,152	\$34,991
Community Bands		\$15,000	\$5,946
Other – Annual Assistance		\$4,500	\$4,500
Waste Disposal Costs for Charitable & NFP Organisations	\$5,000	\$2,912	\$1,126

2.3 BURNIE REGIONAL MUSEUM

BRM Total Admissions

Month	2018	2019
Feb	4,160	2,747

BRM Total Attendance

Month	2018	2019
Feb	5,002	2,946

BRM Total Revenue

Month	2018	2019
Feb	13,094	9,182

2.4 BURNIE REGIONAL ART GALLERY

BRAG Attendance Figures

Month	2018	2019
Feb	3,295	2,489

2.5 MAKERS' WORKSHOP – VISITOR INFORMATION CENTRE

Visitor Numbers –February 2019

Makers Workshop Door Count	12,476 people
Visitor Centre Count	2,510 people (Cruise Ship days not counted)
Cruise ships	5

Creative Paper Tasmania –February 2019

Hand Made Paper Tour Experience	1131 entries
Coach/School Groups	13 coaches
Creative Paper Website	7 enquiries. 11 online sales.

2.6 MARKETING AND EVENTS**Kids in the Park 2019**

Planning has continued on the 2019 Kids in the Park Easter event, the event will be held Easter Sunday 21 April 2019.

Burnie Shines

Some work has begun on planning for the 2019 Burnie Shines Festival, this planning commenced with a collaborative planning meeting with a number of staff within CED.

Ten Days on the Island

Officers have been working with various teams from Ten Days on the Island and other groups assisting with the 2019 TDOI festival. Council has been able to provide assistance by way of the loan of equipment for 2 events held in Burnie: - The Pursuit of Venus and Shorewell Presents.

2.7 COLLECTIVE IMPACT**LEG**

The LARC4U My Choice App was launched on 14 February 2019. The LEG acted as a reference group for the LARC4U project.

Dream Big

Dream Big Higher Education will be held 5- 8 March 2019.

BIG

BIG will hold Up Close and BIG... with Alison Watkins on 21 March 2019.

2.8 YOUTH DEVELOPMENT**Burnie Youth Council (BYC)**

Burnie Youth Councils first meeting is planned for 28 March, nominations are opened.

NWAY

There was a meeting of NWAY on the 28 February at Burnie City Council and dates were set for upcoming meetings.

- May 2 – “The Junction” YFCC Devonport
- June 27 – Waratah-Wynyard Council
- August 29 – Burnie City Council
- October 24 – Circular Head Council
- December 5 – “The Junction” YFCC Devonport

YMCAB (Youth Making Changes Around Burnie)

A meeting of YMCAB was held on 18 February in which was discussed the Youth Week event Party in the Park, a potential colour run and the anti bullying project driven by Speak Out member, Kiara Lavin.

The funds raised from last years Colour Run has been spent on wrist bands and pins to hand out on the National Day of Action Against Bullying and Violence on 15 March. Knights Frank will be approached to support the application for a permit to distribute anti bullying material near the entrance to Burnie Plaza.

Councils Youth Development Officer visited National Joblink to talk to young people attending in regard the creation of graphics for social media posts for distribution on the YMCAB page in the lead up to the event.

Two volunteers are required on each colour station for a Colour Run, the event requires 10 volunteers as a bare minimum. Only two members of YMCAB showed at last years event on the day due to a number of circumstances. There was discussion around hosting an event after school hours on a weekday which may be more appealing for young people from National Joblink to volunteer and make up numbers.

Young people from National Joblink visited Council on 12 February to discuss opportunities within YMCAB and volunteering, along with being shown around the building. They got to see the various jobs that are encompassed within Council and how administration skills formed a base in all professions. Staff in various areas spoke to the young people and explained what they did and how the administrative tasks form a foundational skillset for their careers.

Youth Week

Planning is underway for Youth Week in Burnie with the a successful grant application supporting Councils budget. "Party in the Park" for Burnie Youth Week is an open air themed entertainment evening at Burnie Park on the 13 April 2019 with bands from Burnie High, a cosplay event and followed by the film Avengers: Infinity War (M).

We are working on getting some stalls run by young people of local groups such as sporting, social and cultural clubs to promote what there is to do around Burnie and to get involved.

395 have currently responded to the Facebook event.

<https://www.facebook.com/events/611352439324903>

General

Council's partnering with 'Safe In Oz' in the delivery of the training 'An Introduction To Working With Individuals Who Have Self-Destructive Behaviours' has been moved from the March to a September date due to the trainer now being unavailable on those dates.

Council's YDO is helping source an MC and young people to manage YNOT's 6 March "Meet the Pollies" event at University of Tasmania Cradle Coast Campus.

The Youth Development Officer attended the launch of Family Planning Tasmania's new My Choice App and the promotion of National Condom Day at "The Junction", Burnie YFCC. The

launch is part of a major project that FPT has been undertaking in North-West Tasmania to decrease the unplanned pregnancy rate for teenagers, that is currently two and a half times the national average.

Last year's successful Narragunnawali workshop is booked to run again at Council for Wednesday 7th August 2019. Narragunnawali is a professional learning workshop to build school staff awareness and understanding of Aboriginal and Torres Strait Islander histories, cultures, and contributions, and to support the implementation of reconciliation initiatives.

2.9 BURNIE ARTS AND FUNCTION CENTRE

Financial Report is attached for the last month.

ATTACHMENTS

1 [↓](#). BAFC Financial Report February 2019

COUNCIL RESOLUTION

Resolution number: MO063-19

MOVED: *Cr G Simpson*

SECONDED: *Cr D Pease*

"THAT the General Manager's Information Report for Community and Economic Development February 2019 be noted."

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Burnie Arts & Function Centre Operational Performance

Sub No	Account Description	YTD Actual 2017-18	YTD Actual 2018-19	YTD Budget	\$ YTD Variance	% YTD Variance	Annual Budget	Forecast	\$ Forecast Variance	% Change
Burnie Arts & Function Centre Administration & Building										
Internal Charges	Financial Services OH	10,976	11,904	11,896	8	0.1%	17,850	17,850	-	0.0%
Internal Charges	Organisational Development OH	20,288	14,568	14,560	8	0.1%	21,850	21,850	-	0.0%
Internal Charges	Information Technology OH	39,224	36,472	36,464	8	0.0%	54,713	54,713	-	0.0%
Internal Charges	Facilities Management OH	26,088	22,376	25,184	-2,808	-11.1%	37,793	37,793	-	0.0%
Materials and Contracts	Building Essential Services	36,426	37,920	31,456	6,464	20.5%	47,200	47,200	-	0.0%
Materials and Contracts	Water Rates	4,541	4,819	6,192	-1,373	-22.2%	9,294	9,294	-	0.0%
Materials and Contracts	Sewer Rates	5,153	5,364	7,008	-1,644	-23.5%	10,522	10,522	-	0.0%
Materials and Contracts	Trade Waste	448	467	664	-197	-29.7%	1,000	1,000	-	0.0%
Materials and Contracts	Cleaning	1,589	1,990	1,736	254	14.6%	2,600	2,600	-	0.0%
Materials and Contracts	Contracts	869	722	664	58	8.7%	1,000	1,000	-	0.0%
Materials and Contracts	Gas	16,793	16,305	19,584	-3,279	-16.7%	29,393	29,393	-	0.0%
Materials and Contracts	Electricity	29,586	33,944	19,848	14,096	71.0%	29,784	44,000	14,216	47.7%
Materials and Contracts	Insurance	17,135	19,675	12,056	7,619	63.2%	18,087	19,675	1,588	8.8%
Materials and Contracts	Non Hire Plant Expenses	838	1,773	832	941	113.1%	1,253	2,659	1,406	112.2%
Materials and Contracts	License Fees	-	-	264	-264	-100.0%	400	400	-	0.0%
Materials and Contracts	Maintenance, Repairs & Replacements	210	282	664	-382	-57.5%	1,000	1,000	-	0.0%
Materials and Contracts	Security Services	3,034	3,310	3,496	-186	-5.3%	5,250	5,250	-	0.0%
Materials and Contracts	Telephone	2,262	1,861	2,640	-779	-29.5%	3,960	3,960	-	0.0%
Materials and Contracts	Vehicle Costs	3,266	3,425	3,416	9	0.3%	5,130	5,130	-	0.0%
Materials and Contracts	Levies and Contributions	8,780	8,780	8,960	-180	-2.0%	13,447	13,447	-	0.0%
Borrowing Costs	Land Tax	6,455	5,762	7,240	-1,478	-20.4%	10,865	10,865	-	0.0%
Depreciation and Amortisation	Borrowing Costs	112,949	116,778	121,544	-4,766	-3.9%	182,389	179,794	(2,595)	-1.4%
Employee Costs	Depreciation and Amortisation	-	-	-	0	#DIV/0!	-	-	-	#DIV/0!
Employee Costs	Fringe Benefits Tax	50,243	50,824	50,300	524	1.0%	77,732	77,732	-	0.0%
Employee Costs	Wages	1,378	1,572	1,369	203	14.9%	2,116	2,116	-	0.0%
Employee Costs	Overtime Wages	-	-	-	-	0.0%	-	-	-	0.0%
Total Administration & Building		398,532	400,892	388,037	12,855	0.0%	584,628	599,243	14,615	2.5%
Kiosk										
Sales Income	Sales	(19,820)	(16,445)	(17,552)	1,107	-6.3%	(26,340)	(26,340)	-	0.0%
Employee Costs	Wages	1,377	2,505	2,525	(20)	-0.8%	3,907	3,907	-	0.0%
Employee Costs	Overtime Wages	572	581	-	581	#DIV/0!	581	581	581	#DIV/0!
Cost of Sales	Stock Purchases	10,235	8,083	8,424	(341)	-4.0%	12,638	12,638	-	0.0%
Total Kiosk		(7,037)	(5,276)	(6,603)	1,327	-20.1%	(9,795)	(9,214)	581	-5.9%
Purchases as % of Sales		51.6%	49.2%	48.0%			48.0%	48.0%		
GPM		35.5%	32.1%	37.6%			37.2%	35.0%		
Bar & Catering										
Bar										
User Charges	Sales	(27,812)	(29,532)	(25,944)	(3,588)	13.8%	(38,937)	(38,937)	-	0.0%
Bar Cost of Goods Sold	Purchases	10,770	10,483	10,168	315	3.1%	15,263	15,263	-	0.0%
Bar Cost of Goods Sold	Stock Movement	(455)	(124)	-	(124)	#DIV/0!	-	(124)	(124)	#DIV/0!
Bar Cost of Goods Sold	Wages	11,088	11,042	11,087	(45)	-0.4%	17,130	17,130	-	0.0%
Bar Gross Profit		(6,408)	(8,130)	(6,689)	(3,441)	73.4%	(6,344)	(6,668)	(124)	1.9%
Purchases as % of Sales		35.9%	37.8%	42.7%			44.0%	44.0%		
GPM		23.0%	27.5%	18.1%			16.8%	17.1%		

Burnie Arts & Function Centre Operational Performance

Sub No	Account Description	YTD Actual 2017-18	YTD Actual 2018-19	YTD Budget	\$ YTD Variance	% YTD Variance	Annual Budget	Forecast	\$ Forecast Variance	% Change
Catering										
01	User Charges	(99,424)	(107,750)	(105,168)	(2,582)	2.5%	(157,818)	(157,818)	-	0.0%
02	Catering Cost of Goods Sold	24,596	29,613	26,504	3,109	11.7%	39,767	39,767	-	0.0%
03	Catering Cost of Goods Sold	(1,977)	(460)	-	(460)	#DIV/0!	-	(460)	(460)	#DIV/0!
04	Catering Cost of Goods Sold	81,979	85,753	73,738	12,015	16.3%	113,959	113,959	-	0.0%
05	Catering Gross Profit/Loss	5,654	7,156	(4,916)	12,082	-245.3%	(4,092)	(4,552)	(460)	11.2%
06	Purchase as % of Sales	24.7%	27.5%	25.2%	2.2%	25.2%	25.2%	25.2%	-	0.0%
07	GPM	-5.7%	-6.6%	4.7%	-	4.7%	2.6%	2.9%	-	2.9%
Room Hire										
08	User Charges	(26,408)	(36,959)	(37,848)	889	-2.3%	(56,790)	(56,790)	-	0.0%
09	User Charges	(8,986)	(12,701)	(6,664)	(6,037)	90.6%	(10,000)	(15,000)	(5,000)	50.0%
10	User Charges	-	720	3,336	(2,616)	-78.4%	5,000	5,000	-	0.0%
11	Room Hire Cost of Goods Sold	986	1,782	1,168	614	52.6%	1,750	1,782	32	1.8%
12	Room Hire Cost of Goods Sold	42,184	46,210	34,956	11,254	32.2%	54,026	54,026	-	0.0%
13	Room Hire Cost of Goods Sold	-	-	-	-	#DIV/0!	-	-	-	#DIV/0!
14	Room Hire Gross Profit/Loss	7,777	(948)	(5,032)	4,104	-81.2%	(6,014)	(10,982)	(4,968)	82.6%
15	GPM	-29.5%	2.6%	13.3%	-	13.3%	10.6%	19.3%	-	19.3%
Other Income & Expenditure										
16	User Charges	(10,196)	(13,763)	(9,032)	(4,731)	52.4%	(13,556)	(13,763)	(207)	1.5%
17	User Charges	(11,386)	(18,295)	(10,568)	(7,727)	73.1%	(15,855)	(18,295)	(2,440)	15.4%
18	Materials and Contracts	900	957	1,000	(43)	-4.3%	1,500	1,500	-	0.0%
19	Employee Costs	12,907	14,949	14,116	833	5.9%	21,813	21,813	-	0.0%
20	Maintenance, Repairs & Replacements	(7,774)	(16,153)	(4,484)	(11,669)	260.2%	(6,098)	(8,745)	(2,647)	43.4%
21	Total Other Income & Expenditure	(751)	(18,075)	(19,151)	1,076	-5.6%	(22,748)	(30,947)	(8,199)	36.0%
Theatre Hire										
22	User Charges	(30,129)	(25,347)	(27,216)	1,869	-6.9%	(40,840)	(40,840)	-	0.0%
23	User Charges	(61,299)	(55,878)	(53,312)	(2,566)	4.8%	(80,000)	(90,000)	(10,000)	12.5%
24	User Charges	(45,748)	(23,466)	(43,312)	19,846	-45.8%	(65,000)	(65,000)	-	0.0%
25	User Charges	(53,583)	(53,438)	(43,984)	(9,454)	21.5%	(66,000)	(75,000)	(9,000)	13.6%
26	User Charges	(1,818)	-	(608)	608	-100.0%	(909)	-	909	-100.0%
27	Materials and Contracts	8,624	6,148	6,664	(516)	-7.7%	10,000	10,000	-	0.0%
28	Materials and Contracts	9,860	11,349	10,664	685	6.4%	16,000	16,000	-	0.0%
29	Materials and Contracts	6,002	9,138	10,792	(1,654)	-15.3%	16,200	16,200	-	0.0%
30	Materials and Contracts	205	80	336	(256)	-76.2%	500	500	-	0.0%
31	Materials and Contracts	2,108	933	2,000	(1,067)	-53.4%	3,000	3,000	-	0.0%
32	Materials and Contracts	7,477	7,196	8,000	(804)	-10.1%	12,000	12,000	-	0.0%
33	Materials and Contracts	23,452	45,125	36,720	8,405	22.9%	55,100	55,100	-	0.0%
34	Materials and Contracts	7,500	-	-	-	#DIV/0!	-	-	-	#DIV/0!
35	Materials and Contracts	5,882	6,060	6,944	(884)	-12.7%	10,424	10,424	-	0.0%
36	Materials and Contracts	2,130	423	4,000	(3,577)	-89.4%	6,000	6,000	-	0.0%
37	Employee Costs	872	-	1,464	(1,464)	-100.0%	2,200	2,200	-	0.0%
38	Employee Costs	64	307	536	(229)	-42.7%	800	800	-	0.0%
39	Employee Costs	3,231	7,890	2,137	5,753	269.2%	3,301	10,000	6,699	202.9%
40	Employee Costs	295,919	341,050	310,927	30,123	9.7%	480,528	480,528	-	0.0%
41	Wages	180,550	277,570	232,752	44,818	19.3%	363,304	351,912	(11,392)	-3.1%
42	Theatre Hire	571,294	655,111	595,035	60,076	10.1%	915,389	910,994	(4,395)	-0.5%
43	Burnie Arts & Function Centre Total									

GENERAL MANAGER**AO071-19 GENERAL MANAGER'S INFORMATION REPORT CORPORATE AND BUSINESS SERVICES FEBRUARY 2019****FILE NO: 4/18/2****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.4	A sustainable, viable financial future is assured and accountability is demonstrated through open and transparent processes.
Strategy	7.4.2	Demonstrate financial accountability and ensure strong internal controls underpin performance.

1.0 RECOMMENDATION:

“THAT the General Manager’s Information Report for Corporate and Business Services for February 2019 be noted.”

2.0 SUMMARY

The report includes the following items:

Corporate and Business Services

- 2.1 Summary Financial Statements
- 2.2 Schedule of Investments
- 2.3 Operational Report by Directorate/Department
- 2.4 Receivables Analysis
- 2.5 Rates Analysis
- 2.6 Capital Expenditure Report
- 2.7 Contracts Awarded
- 2.8 Consultants Engaged
- 2.9 Governance – Use of Council Seal

2.1 SUMMARY FINANCIAL STATEMENTS**Statement of Comprehensive Income**

This report provides the draft YTD operating results for the period ending 28 February 2019.

YTD Comprehensive Income Statement

	YTD Actual	YTD Budget	YTD Variance to Budget	Annual Budget 2019	Annual Forecast 2019	Forecast Variance to Budget	
	\$'000	\$'000	\$'000	\$'000	\$'000	\$'000	
Recurrent Income							
Rates and charges	22,700	22,439	✓ (261)	22,514	22,717	✓ (203)	F
Statutory fees and fines	721	665	✓ (56)	999	1,039	✓ (39)	F
User fees	2,881	3,153	✗ 272	4,734	4,721	! 13	U
Grants	1,102	944	✓ (157)	1,417	1,442	✓ (25)	F
Reimbursements	251	190	✓ (61)	286	308	✓ (23)	F
Other income	510	597	✗ 87	896	909	✓ (14)	F
Investment income	487	751	✗ 265	1,127	1,174	✓ (47)	F
Total recurrent income	28,651	28,739	✗ 88	31,972	32,309	✓ (337)	F
Recurrent Expenses							
Employee benefits	7,247	7,288	✓ (41)	11,253	11,266	! 12	U
Materials and services	6,488	7,013	✓ (526)	10,524	10,690	✗ 166	U
Depreciation and amortisation	5,147	5,283	✓ (136)	7,928	7,725	✓ (203)	F
Finance costs	38	48	✓ (10)	73	73	✓ -	F
Other expenses	2,050	2,272	✓ (222)	3,409	3,421	! 12	U
Total recurrent expenses	20,970	21,905	✓ (935)	33,187	33,174	✓ (13)	F
Operating surplus/(deficit)	7,681	6,834	✓ (846)	(1,215)	(864)	✓ (350)	F
Capital Items							
Capital grants	788	1,977	✗ 1,189	2,967	2,967	✓ -	F
Expenditure on assets not owned by Council	-	-	✓ -	-	-	✓ -	F
Developer Contributions	-	-	✓ -	-	-	✓ -	F
Net gain/(loss) on disposal of assets	(214)	-	✗ 214	(269)	(269)	✓ -	F
	574	1,977	✗ 1,403	2,698	2,698	✓ -	F
Surplus/(deficit)	8,255	8,812	✗ 556	1,483	1,834	✓ (350)	F
Operating Margin	1.37	1.31		0.96	0.97		

- ✓ A favourable variance
- ! An unfavorable variance < \$50k
- ✗ An unfavorable variance > \$50k

F = YTD favourable variance to budget U = YTD unfavourable variance to budget

Council is budgeting for an underlying deficit of \$1.215m in 2018-19.

Council is currently forecasting to have a favourable operational variance to budget of \$0.350m. This is predominately due higher than budgeted supplementary rates and charges revenue and lower than budgeted depreciation expenditure due to the review of a number of asset useful lives.

Statement of Financial Position

The Statement of Financial Position provides a snapshot of Council's financial position at the end of the reporting period.

The current ratio line is an indicator of Council's liquidity and ability to pay its debts when they fall due. A ratio of more than 1.00 or more indicates that there is more cash and short terms assets than short term liabilities. Council is forecasting to have a current ratio of 1.36 as at 30 June 2019.

Statement of Financial Position

	Actual 2019 \$'000	Budget 2019 \$'000	Forecast 2019 \$'000
Assets			
Current assets			
Cash and cash equivalents	9,815	4,078	4,332
Trade and other receivables	5,221	1,592	1,592
Inventories	126	138	138
Other assets	8	46	46
Total current assets	15,170	5,854	6,108
Non-current assets			
Investment in water corporation	66,151	66,151	66,151
Investments in subsidiaries	2,103	2,103	2,103
Investment in joint venture	3,329	3,329	3,329
Property, infrastructure, plant and equipment	328,570	333,989	334,085
Total non-current assets	400,153	405,572	405,668
Total assets	415,323	411,426	411,776
Liabilities			
Current liabilities			
Trade and other payables	301	2,601	2,601
Trust funds and deposits	132	135	135
Interest-bearing loans and borrowings	310	340	340
Employee provisions	2,313	2,489	2,489
Total current liabilities	3,056	5,565	5,565
Non-current liabilities			
Interest-bearing loans and borrowings	1,111	923	923
Employee provisions	161	166	166
Total non-current liabilities	1,271	1,089	1,089
Total liabilities	4,327	6,654	6,654
Net Assets	410,996	404,772	405,122
Equity			
Accumulated surplus	273,697	273,698	273,698
Surplus/(deficit)	8,255	1,483	1,834
Reserves	129,043	129,590	129,590
Total Equity	410,996	404,772	405,122
CURRENT RATIO	5	1.05	1.10

Statement of Cash Flows

This report details cash and investment movements and balances as at the end of the reporting period.

Council's cash and investments balance as at 28 February 2019 is \$9,815m.

Burnie City Council
Statement of Cash Flows

	Actual 2019 \$'000	Budget 2019 \$'000	Forecast 2019 \$'000
Cash flows from operating activities			
Rates and charges	19,018	22,514	22,663
Statutory fees and fines	721	946	1,039
User fees	2,881	4,811	4,721
Grants	1,102	1,343	1,442
Reimbursements	251	285	308
Other income	510	889	909
Payments to suppliers	(8,918)	(10,459)	(10,623)
Payments to employees	(7,360)	(11,122)	(11,197)
Other payments	(2,050)	(3,481)	(3,421)
Net cash provided by (used in) operating activities	6,154	5,726	5,842
Cash flows from investing activities			
Payments for property, infrastructure, plant and equip	(4,289)	(11,997)	(11,906)
Dividends and distributions	487	1,127	1,174
Capital grants	788	2,967	2,967
Proceeds from sale of property, infrastructure, plant and equipment	228	-	-
Net cash provided by (used in) investing activities	(2,787)	(7,903)	(7,765)
Cash flows from financing activities			
Finance costs	(38)	(73)	(73)
Repayment of interest bearing loans and borrowings	(153)	(310)	(310)
Net cash provided by (used in) financing activities	(191)	(383)	(383)
Net increase (decrease) in cash and cash equivalents	3,176	(2,560)	(2,306)
Cash and cash equivalents at the beginning of the financial year	6,638	6,638	6,638
Cash and cash equivalents at the end of the period	9,815	4,078	4,332

2.2 SCHEDULE OF INVESTMENTS

A schedule of Council's investments is provided as at 28 February 2019:

Investments Schedule as at 28/02/19							
<u>Institution</u>	<u>Term</u>	<u>Rate</u>	<u>S&P Rating</u>	<u>Lodgement Date</u>	<u>Maturity</u>	<u>Amount</u>	<u>Total</u>
ANZ	At Call	1.90%	A1+			425,593	425,593
MyState	365 Days	2.90%	A2	02-09-18	02-09-19	500,000	
MyState	270 Days	2.80%	A2	02-09-18	02-06-19	1,000,000	
My State	365 Days	2.80%	A2	08-08-18	08-08-19	500,000	2,000,000
Bendigo	270 Days	2.80%	A2	08-08-18	08-05-19	1,000,000	1,000,000
ME Bank	365 Days	2.85%	A2	23-07-18	23-07-19	1,000,000	
ME Bank	365 Days	2.85%	A2	08-08-18	08-08-19	1,000,000	2,000,000
Suncorp	123 Days	2.65%	A1	30-11-18	02-04-19	500,000	500,000
Bank of Queensland	150 Days	2.65%	A2	30-11-18	29-04-19	500,000	500,000
Bankwest	30 Days	2.30%	A1+	19-02-19	21-03-19	1,000,000	
Bankwest	270 Days	2.75%	A1+	30-08-18	27-05-19	1,000,000	2,000,000
NAB	90 Days	2.70%	A1+	03-01-19	03-04-19	1,000,000	1,000,000
							9,425,593

Investment Allocation by Credit Rating

<u>Credit Rating</u>	<u>%</u>	<u>Amount</u>	<u>WAIR</u>
A1+	36%	\$3,425,593	2.50%
A1	5%	\$500,000	0.24%
A2	58%	\$5,500,000	2.81%
	100%	\$9,425,593	

Investment Allocation by Bank

<u>Bank</u>	<u>%</u>	<u>Amount</u>
ANZ	5%	\$425,593
MyState	21%	\$2,000,000
Bendigo	11%	\$1,000,000
ME Bank	21%	\$2,000,000
Suncorp	5%	\$500,000
Bank of Queensland	5%	\$500,000
Bankwest	21%	\$2,000,000
NAB	11%	\$1,000,000
	100%	\$9,425,593

Council's Treasury Management Policy CP-CBS-SG-038 sets the parameters for management of Council's investment portfolio.

Cash reserves require careful management to both achieve optimum investment incomes and to ensure that cash is available when needed for planned expenditures. Funds are

invested in a manner that allows Council to earn interest on community funds for as long as possible while retaining flexibility in accessing those funds for Council operations.

The primary tool for deciding on how much and how long to invest is the cash flow budget. A buffer of funds is retained in an interest bearing at call account to ensure funds are available to meet the Council's commitments.

Council's risk from exposure to any individual institution is restricted through diversification of the investment portfolio. No more than 40% of Council's total investment portfolio will be invested in any one institution. Council is also mindful of limiting its exposure to institutions with a credit rating of less than A1 and will not invest more than \$3,000,000 with any one institution with a credit rating of less than A1.

2.3 OPERATIONAL REPORT BY DIRECTORATE/DEPARTMENT

This section provides an overview of the operational performance of each department. Forecasts are provided for each department highlighting anticipated variances to budget identified to date.

Explanations are provided for forecast budget variances of \$20,000 or more.

Department	28-Feb	Annual Budget	Forecast	Forecast Variance to Budget	Note
Community & Economic Development					
Burnie Arts & Function Centre	655,111	915,389	910,994	(4,395) Favourable	
Burnie Regional Art Gallery	354,116	583,662	576,813	(6,849) Favourable	
Burnie Regional Museum	145,757	273,527	278,899	5,372 Unfavourable	
Business & Recreation	192,535	223,120	297,427	74,307 Unfavourable	1
CED Management	260,776	373,762	388,665	14,903 Unfavourable	
City Link	5,145	-	-	- Favourable	
Community & Youth	234,176	378,077	374,379	(3,698) Favourable	
Marketing & Events	337,454	514,284	520,391	6,107 Unfavourable	
Visitor Information Centre	270,876	370,935	378,144	7,209 Unfavourable	
Community & Economic Development Total	2,455,946	3,632,756	3,725,712	92,956 Unfavourable	
Corporate & Business Services					
Accounting Services	(35,937)	-	6,624	6,624 Unfavourable	
Information Management	127,776	148,486	171,762	23,276 Unfavourable	2
Information Technology Services	(19,653)	-	16,271	16,271 Unfavourable	
Revenue Services	263,130	423,942	393,661	(30,281) Favourable	3
Strategic and Governance	(15,747,670)	(14,985,538)	(15,169,644)	(184,106) Favourable	4
Corporate & Business Services Total	(15,412,354)	(14,413,110)	(14,581,326)	(168,216) Favourable	
Employee Oncost Recovery					
Oncosts	(167,854)	-	-	- Favourable	
Employee Oncost Recovery Total	(167,854)	-	-	- Favourable	
Land & Environmental Services					
Compliance Support	(378,518)	(724,524)	(711,254)	13,270 Unfavourable	
Development Services	397,602	729,235	698,796	(30,439) Favourable	5
Management LES	209,745	319,693	320,338	645 Unfavourable	
Land & Environmental Services Total	228,829	324,404	307,880	(16,524) Favourable	
Office of the General Manager					
Executive Management	310,903	477,020	476,120	(900) Favourable	
Organisational Development	(7,934)	-	16,698	16,698 Unfavourable	
Office of the General Manager Total	302,968	477,020	492,818	15,798 Unfavourable	
Works & Services					
Cemetery Services	18,438	683	683	- Favourable	
Facilities Management	1,308,423	2,134,398	2,067,606	(66,792) Favourable	6
Management WS	(75,179)	(25,234)	33,218	58,452 Unfavourable	7
Parks & Reserves	1,262,894	2,009,202	1,922,780	(86,422) Favourable	8
Sporting Grounds	934,102	1,477,999	1,423,189	(54,810) Favourable	9
Stormwater Services	(846,182)	(506,073)	(479,958)	26,115 Unfavourable	10
Transport Services	3,839,769	6,098,264	5,968,719	(129,545) Favourable	11
Waste Management	(1,530,786)	4,509	(16,906)	(21,415) Favourable	12
Works & Services Total	4,911,478	11,193,748	10,919,331	(274,417) Favourable	
Total	(7,680,986)	1,214,818	864,415	(350,403) Favourable	

Community & Economic Development***1. Business and Recreation***

Provides support to business groups in the city, coordination of cruise ship support, management of recreational sporting grounds and facilities; and manages major sporting events.

The unfavourable variance to budget of \$74k for Business and Recreation is predominately due to higher than budgeted losses on a number of Council's events, including Burnie Ten (\$44k), 321 Go (\$10k) and Burnie Challenge (\$4k). The losses relate to lower than budgeted entry income and also some one off expenses relating to the rebranding of Burnie Ten.

Corporate & Business Services***2. Information Management***

This business unit manages business information systems and processes to centralise collection, storage, disposal and retrieval of Council information and records for all areas of Council.

The unfavourable variance to budget of \$23k for Information Management is due to lower than budgeted income for 132 and 337 certificates.

3. Revenue Services

The Revenue Services department levies and collects all Council revenue including rates and charges. The department provides a first point of contact for all customers' enquiries and plays a key role in ensuring that the community is able to access information in a professional, informative and expedient manner.

The favourable forecast variance to budget of \$30k for Revenue Services is due to lower than budgeted employee benefits due to a staff vacancy.

4. Governance and Strategic

This business unit provides the overall governance focus for Council. General rate revenue and costs associated with the Aldermen, the compilation of Council agendas and minutes, the facilitation of civic and ceremonial events, the oversight of insurance, organisational policies and by-laws, as well as attendance to Council's legislative imperatives are captured here.

The favourable forecast variance to budget of \$184k for Strategic & Governance is due to higher than budgeted supplementary rates (\$132k) and higher than budgeted investment income (\$47k).

Land & Environmental Services***5. Development Services***

The development services business unit includes land use planning, building compliance and environmental health.

The favourable forecast variance to budget of \$30k for Development Services is due to higher than budgeted permit application fees.

Works & Services***6. Facilities Management***

Facilities Management is responsible for the management of Council's buildings to ensure long term sustainability.

The favourable forecast variance to budget of \$67k for Facilities Management is due to lower than budgeted depreciation.

7. Management WS

The Management WS business unit provides management and strategic support, coordination and advice in relation to Council's significant investment in infrastructure including engineering services.

The unfavourable forecast variance to budget of \$58k for Management WS is due to higher than budgeted depreciation.

8. Parks & Reserves

Parks & Reserves carries the responsibility for management of parks and reserves and related assets in accordance with established service levels. Includes public open space, natural bush, feature parks for community usage and cemeteries.

The favourable forecast variance to budget of \$86k for Parks & Reserves is due to lower than budgeted depreciation.

9. Sporting Grounds

The sporting grounds business unit is responsible for maintenance of sporting grounds, playing surfaces and ancillary infrastructure in accordance with established services levels.

The favourable forecast variance to budget of \$55k for Sporting Grounds is due to lower than budgeted depreciation.

10. Stormwater Services

Stormwater services is responsible for the maintenance of Council's stormwater reticulation systems including street, easement and trunk drainage networks, pits and entry/exit structures, and natural waterways that form part of the drainage networks.

The unfavourable forecast variance to budget of \$26k is due to higher than budgeted depreciation (\$67k) however this is offset by higher than budgeted rates income from supplementary rates valuations (\$43k).

11. Transport Services

Transport services is where the costs relating to construction and maintenance of Council's local roads network, maintenance and management of road reservations is captured.

The favourable forecast variance to budget of \$129k for Transport Services is due to lower than budgeted depreciation.

12. Waste Management

The Waste Management business unit provides waste management services including domestic garage collection, recycling, commercial garbage and litter bin collections and operation of the Burnie Waste Management Centre. This area includes maintenance and management of Burnie's CBD and street cleaning.

The favourable forecast variance to budget of \$21k for Waste Management is due to higher than budgeted rates income \$34k, lower than budgeted depreciation \$4k which is offset by higher than budgeted contract expenses (\$18k).

2.4 RECEIVABLES ANALYSIS

The receivables analysis summarises all current amounts owed to Council as at the end of the reporting period. Graphical analysis is provided for the breakup of main receivable categories.

Receivables Analysis as at 28 February 2019

	<u>Total</u>	<u>Current</u>	<u>30-60 Days</u>	<u>60-90 Days</u>	<u>90+ Days</u>
Trade Debtors					
Sundry Debtors	38,301	12,669	16,873	392	8,367
Reserved Parking Spaces	9,780	7,018	1,407	209	1,145
Burnie Venues & Catering	11,717	9,922	713	-	1,082
Lease Debtors	10,782	4,195	6,587	-	-
Business & Recreation Debtors	51,212	46,686	665	3,548	314
Waste Debtors	41,834	40,221	2,384	390	(1,162)
Total Trade Debtors	163,626	120,713	28,629	4,539	9,745
Goods & Services Tax	1,833				
Infringements & Parking	1,281,539				
Other Receivables	1,556,480				
Rates & Charges	3,283,403				
Allowance for Impaired Debts	(1,065,369)				
Total Receivables	5,221,511				

Infringements & parking

	Feb-19		Feb-18		Movement	
	Count	Balance	Count	Balance	Count	Balance
Issued 2019	2,320	159,459			2,320	159,459
Issued 2018	1,359	114,331	2,159	135,592	(800)	(21,261)
Issued 2017	1,702	70,709	1,862	111,211	(160)	(40,502)
Issued 2016	1,017	46,040	1,080	58,090	(63)	(12,049)
Issued 2015	627	41,313	705	48,189	(78)	(6,876)
Issued 2014	566	38,536	625	44,212	(59)	(5,676)
Issued 2013	676	41,668	729	46,911	(53)	(5,243)
Issued 2012	558	35,533	593	38,466	(35)	(2,933)
Issued 2011	580	35,731	628	40,193	(48)	(4,461)
Issued 2010	686	26,383	719	29,293	(33)	(2,910)
Issued 2009	804	56,198	890	62,948	(86)	(6,750)
Issued 2008	1,470	74,473	1,503	78,859	(33)	(4,386)
Issued 2007	2,031	79,554	2,046	85,583	(15)	(6,029)
Issued Pre-2006	9,900	472,187	9,910	476,161	(10)	(3,974)
	24,296	1,292,116	23,449	1,255,708	847	36,409

2.5 RATES ANALYSIS

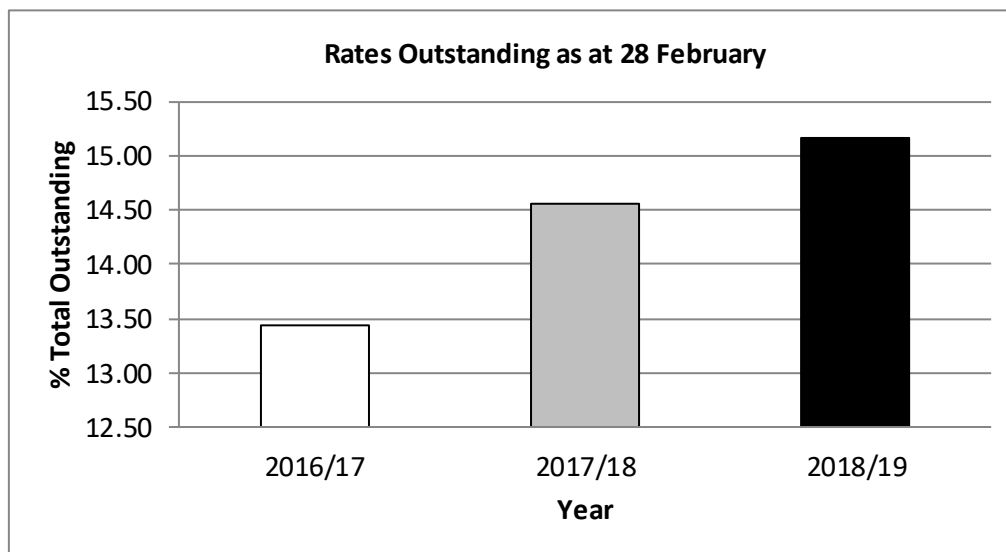
The rates analysis contains a summary of rating transaction movements for 2018/19 including the total levied, the total paid to date and the total unpaid as at the end of the reporting period. Rates are levied in July each year.

Rates Outstanding as at 28/02/2019

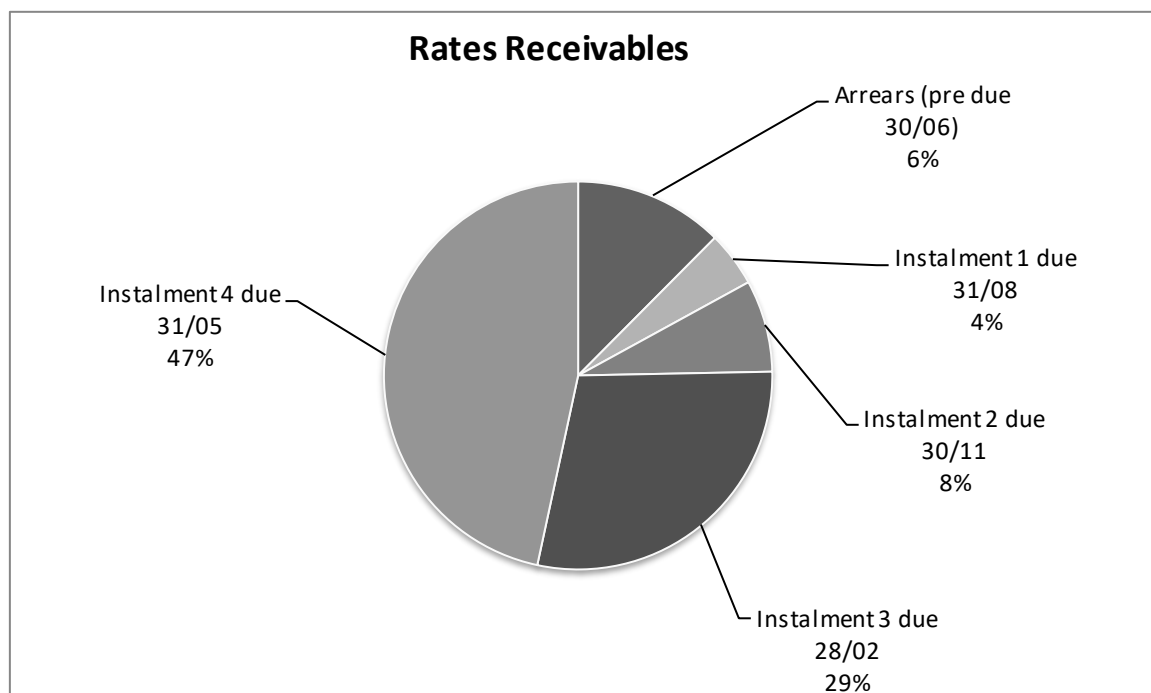
	This Financial Year 28 Feb 2019		Last Financial Year 28 Feb 2018		Change
		\$		\$	\$
Arrears Brought Forward as at July 1	5.32%	1,239,630	5.06%	1,172,182	67,448
Credit Brought Forward	-2.97%	(692,968)	-2.51%	(580,636)	(112,332)
Add Current Rates & Charges					
Levied	96.19%	22,416,540	96.98%	22,444,285	(27,745)
Penalty	0.25%	58,994	0.21%	47,545	11,449
	1.22%	283,333	0.26%	60,368	222,965
Gross Rates and Charges Demanded	100.00%	23,305,529	100.00%	23,143,743	161,786
Less: Rates & Charges Collected	79.83%	18,605,322	80.34%	18,592,916	12,406
Pension Remission	3.02%	703,914	3.08%	713,577	(9,663)
Residential Waste Remission	0.08%	18,144	0.08%	18,624	(480)
Hardship Interest Remission	0.00%	269	0.00%	499	(230)
Private Conservation	0.00%	105	0.00%	165	(60)
Misc Remissions	0.06%	12,988	0.11%	25,977	(12,989)
Services Remissions	0.00%	-	0.00%	-	-
Stormwater Remission	0.03%	8,133	0.04%	8,153	(20)
General Rate Remission	0.02%	4,611	0.03%	6,045	(1,434)
- Legal Fees	-0.01%	(1,638)	0.00%	(711)	(927)
- Discounts	1.81%	421,059	1.77%	409,288	11,771
- Roundings/Adjustments	0.00%	(2)	0.00%	1	(3)
Sub Total	84.84%	19,772,906	85.44%	19,774,535	(1,628)
Unpaid Rates & Charges as at 28/02/2019	15.16%	3,532,623	14.56%	3,369,209	163,414

	<u>2018/2019</u>		<u>2017/2018</u>	
Outstanding as at 28 February		3,965,507		3,767,484
Rates in credit		(432,884)		(398,275)
		3,532,623		3,369,209
Total number of assessments		10,025		9,954
Assessments outstanding	44.43%	4,454	46.4%	4,617
Credit Rates	-12.3%	(432,884)	-11.8%	(398,275)
Arrears (pre due 30/06)	14.0%	493,346	15.2%	513,169
Instalment 1 due 31/08	5.1%	181,553	5.6%	187,528
Instalment 2 due 30/11	8.6%	304,101	9.1%	306,382
Instalment 3 due 28/02	32.2%	1,137,558	25.3%	853,250
Instalment 4 due 31/05	52.3%	1,848,950	56.6%	1,907,156
	100.00%	3,532,623	100.00%	3,369,209

There were 4,454 assessments outstanding as at 28 February 2019 compared to 4,617 as at 28 February 2018.



The following graph provides a breakdown of total rates outstanding by instalment.





2.6 CAPITAL EXPENDITURE REPORT

The following report outlines council's YTD capital expenditure compared to budget as at 28 February 2019. Explanations are provided below for project forecast variances to budget of \$20,000 or more.

YTD Capital Expenditure 2018/19						
	YTD Expenditure	Annual Budget	Balance Unspent	Forecast	Forecast Variance to Budget	Note
ROADS						
RURAL ROADS						
Upgrade Programme	695,635	1,416,880	721,245	1,116,550	● (300,330)	1
Rural Roads Resealing	13,235	90,780	77,545	102,146	● 11,366	
Rural Roads Major Patching & Resealing	360,963	443,695	82,732	552,720	✗ 109,025	2
Rural Roads Bridges Programme	7,239	100,910	93,671	100,910	● -	
TOTAL RURAL ROADS	1,077,072	2,052,265	975,193	1,872,326	● (179,939)	
URBAN ROADS						
Car Parking Improvements	2,623	69,690	67,067	69,690	● -	
Driveways, Footpaths and Channel	82,850	98,180	15,330	113,346	● 15,166	
Retaining Walls	82,487	366,670	284,183	404,370	✗ 37,700	3
Urban Infrastructure	186,145	1,498,828	1,312,683	386,460	● (1,112,368)	4
Urban Road Renewal & Upgrades	449,438	995,403	545,965	992,834	● (2,569)	
Urban Road Resealing	283,768	515,393	231,625	458,644	● (56,749)	5
TOTAL URBAN ROADS	1,087,311	3,544,164	2,456,853	2,425,344	● (1,118,820)	
TOTAL ROADS	2,164,383	5,596,429	3,432,046	4,297,670	● (1,298,759)	
STORMWATER						
Storm Water Upgrades & Replacements	194,396	589,800	395,404	503,377	● (86,423)	6
TOTAL STORMWATER	194,396	589,800	395,404	503,377	● (86,423)	
PARKS, RESERVES AND SPORTING FACILITIES						
General Parks and Reserves	188,042	1,195,466	1,007,424	973,540	● (221,926)	7
Cemeteries	38,406	5,166	(33,240)	43,406	✗ 38,240	8
Sporting Grounds & Facilities	166,029	321,198	155,169	421,739	✗ 100,541	9
TOTAL PARKS, RESERVES & SPORTING FACILITIES	392,477	1,521,830	1,129,353	1,438,685	● (83,145)	
WASTE						
Garbage and Recycling	17,401	23,720	6,319	17,401	● (6,319)	
Waste Management Centre	14,160	55,214	41,054	55,214	● -	
TOTAL WASTE MANAGEMENT	31,562	78,934	47,372	72,615	● (6,319)	
BUILDINGS						
Sporting Facilities	376,973	1,382,737	1,005,764	1,330,310	● (52,427)	10
Public Amenities	22,158	118,600	96,442	118,600	● -	
Burnie Arts & Function Centre	131,198	174,266	43,068	170,116	● (4,150)	
Burnie Regional Museum	27,212	31,500	4,288	27,212	● (4,288)	
Other Buildings	53,930	93,435	39,505	112,710	● 19,275	
TOTAL BUILDINGS	611,471	1,800,538	1,189,067	1,758,948	● (41,590)	
PROPERTY, PLANT & EQUIPMENT (PPE)						
Computer Equipment	12,361	203,773	191,412	203,773	● -	
Vehicles	45,247	97,000	51,753	97,000	● -	
Plant	618,931	1,326,149	707,218	1,326,149	● -	
Other	123,523	507,966	384,443	533,692	✗ 25,726	11
Parking Equipment	48,100	106,414	58,314	106,414	● -	
Furniture & Fittings	46,132	147,750	101,618	77,750	● (70,000)	12
Heritage Assets	544	20,000	19,457	30,000	● 10,000	
TOTAL PLANT/EQUIPMENT/VEHICLES	894,837	2,409,052	1,514,215	2,374,778	● (34,274)	
TOTAL	4,289,125	11,996,583	7,707,458	10,446,073	● (1,550,510)	


Note 1 - Upgrade Programme

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Fernglade Road Upgrade & Pathway Stage 2 (Wattle Ave - Emu River)	107,200	608,000	508,000	 -100,000	-16%
West Ridgley Road and Culvert Upgrade (Provisional)	0	212,000	0	 -212,000	-100%

Fernglade Road Upgrade & Pathway Stage 2 (Wattle Ave - Emu River) – The project was originally proposed to be completed internally, but has now been put out to contract resulting in some savings for depot and tech services overhead.


West Ridgley Road and Culvert Upgrade (Provisional) – Project was provisional on receiving Government funding. Project not expected to progress in 2018/19.

Note 2 Rural Roads Major Patching & Resealing

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Circular Rd Reseal - East from Ridgley Hwy for 2.2km	336,803	316,200	436,000	 119,800	38%



Circular Rd Reseal – East from Ridgley Hwy for 2.2km – Significant additional paver repairs.

Note 3 – Retaining Walls

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Retaining Walls - 19 Aileen Cres	21,586	62,300	100,000	 37,700	61%

Retaining Walls – 19 Aileen Cres – Additional cost in the main due to the need to relocate a sewer main.



Note 4 - Urban Infrastructure

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Coastal Pathway Marine Terrace	32,440	0	32,440	 32,440	0%
Coastal Pathway - Cooee to Somerset	14,088	1,211,648	50,000	 -1,161,648	-96%

Coastal Pathway Marine Terrace – Works from 2017-18, project costs paid in current financial year.

Coastal Pathway - Cooee to Somerset – Project on hold due to discussions with the State Government regarding erosion issues within the rail corridor.

Note 5 – Urban Road Resealing

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Ormsby St Reseal - West of Pearl Street	71,523	89,760	71,523	 -18,237	-20%
Three Mile Line Road Reseal - Woniora Rd to Mooreville	105,424	174,420	131,000	 -43,420	-25%

Ormsby St Reseal – West of Pearl Street - Competitive rates. Not all of the surface preparation allowance required.

Three Mile Line Road Reseal – Woniora Rd to Mooreville - Scope of works modified. Future roundabout at Woniora road, works in the intersection deferred. Will coordinate with the developer.

Note 6 – Stormwater Upgrades & Replacements

Project Description	YTD Actual	Annual Budget	Forecast Forecast	Forecast Variance	% Variance
Ridgley Drainage Study/Imp - Stage 1	43,653	189,760	130,000	● -59,760	-31%
Stormwater Main - 11-17 Old Surrey Road	5,135	66,180	5,135	● -61,045	-92%
Menai Street Stormwater Upgrade	9,217	47,440	80,000	● 32,560	69%

Ridgley Drainage Study/Imp – Stage 1 – Scope of work reviewed. Small pipe to be installed. Trenchless technology to be applied.

Stormwater Main – 11-17 Old Surrey Road – Alternate design solution needs to be explored.

Menai Street Stormwater Upgrade – Increased scope of works.

Note 7 - General Parks and Reserves

Project Description	YTD Actual	Annual Budget	Forecast Forecast	Forecast Variance	% Variance
Romaine Reserve Playground Reinstatement	52,252	0	52,252	● 52,252	0%
Camdale Point Strategic Masterplan Works	11,392	59,300	25,000	● -34,300	-58%
Parks Furniture Replacement Program	4,970	17,790	4,970	● -12,820	-72%
Skate Park Upgrade	0	25,000	0	● -25,000	-100%
Waterfront - Rail Corridor Integration	2,058	161,676	140,000	● -21,676	-13%
Waterfront - Eastern Promenade	21,039	745,500	550,000	● -195,500	-26%

Romaine Reserve Playground Reinstatement – Last years budget.


Camdale Point Strategic Masterplan Works - Design and investigation work. Balance to be carried forward.

Parks Furniture Replacement Program – Street furniture installed as part of the Romaine Reserve project.

Skate Park Upgrade – In discussion with UTAS as to potential alternate locations for skate park.




Waterfront - Rail Corridor Integration & Eastern Promenade – Cost expected to be lower than budget due to favourable tender pricing.

Note 8 – Cemeteries

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Lawn Cemetery Stage 5 Irrigation	38,240	0	38,240		38,240 0%

Lawn Cemetery Stage 5 Irrigation – Works from 2017-18, project costs paid in current financial year.

Note 9 – Sporting Grounds & Facilities





Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
West Park Upgrade	107,255	0	107,255		107,255 0%
Natone Ground Amenities	0	12,000	0		-12,000 -100%
Upper Burnie Sports Centre Footpath	16,326	6,523	16,326		9,803 150%

West Park Upgrade – Grant funding is being sort for this project.

Natone Ground Amenities – Project is not progressing.

Upper Burnie Sports Centre Footpath - Scope of works increased including installation of lighting. Some site challenges also led to extra time being required on site.

Note 10 - Sporting Facilities

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Tennis Court Remediation	53,460	0	129,000		129,000 0%
PCYC Old Stadium - Painting & Linings	22,655	8,108	22,655		14,547 179%
Surf Club - Lift Installation	0	107,969	0		-107,969 -100%
Surf Life Saving Club - Redevelopment	255,601	1,208,700	1,128,000		-80,700 -7%



Tennis Court Remediation – Scope of works and contingency/site issues, budgeted 2016-2017, estimated additional costs 2017-2018 carried forward.

PCYC Old Stadium - Painting & Linings – Actual cost of works greater than funds available from carry forward.

Surf Club - Lift Installation – Project has been incorporated with the Surf Club Building upgrade.

Surf Life Saving Club – A saving is anticipated due to the final tender price being lower than budgeted.

Note 11 – Property Plant & Equipment - Other

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
Asset Failure Contingency	97,126	30,000	97,126		67,126 224%
Building Revaluation	0	50,000	16,600		-33,400 -67%

Asset Failure Contingency – Due to a number of asset failure during 2018-19 the Asset Failure Contingency budget has been exceeded. The unfavourable variance has been offset by a number of other savings across the capex budget.

Building Revaluation - Quotation much less than previous valuation process.

Note 12 Furniture & Fittings

Project Description	YTD Actual	Annual Budget	Forecast	Forecast Variance	% Variance
BAFC - Fire Curtain or Alternative	0	70,000	0	-70,000	-100%

BAFC – Fire Curtain or Alternative - Reviewing options.

2.7 CONTRACTS AWARDED

The following table shows contracts awarded over \$100,000 (full contract value) during February 2019.

Contract Number	Contract Title	Contractor Registered Business Name and Address	Awarded Date	Initial Term	Value of Contract (Ex GST)
-----------------	----------------	---	--------------	--------------	----------------------------

Nil to report

2.8 CONSULTANTS ENGAGED

The following table lists consultants engaged throughout the current financial year for a cost greater than \$10,000. For the purpose of this table, a consultant is defined as a person or organisation that provides Council with professional advice in areas of strategy, planning or engineering. Consultants are engaged in accordance with Council's policy *C12 Code for Tenders and Contracts*.

Reasons that consultants may be engaged:

- A Lack of resource within Council
- B Specialist expertise required
- C Independence
- D Value for money (where Council cannot provide the service as efficiently)
- E Legal requirement

Project	Consultant	Description	Committed \$	Actual \$ LTD	Reason	Funded from	Complete
Romaine Dam Stage 2 Raising	K Moore & Associates	Construction phase services.	20,000 (Fee estimate)	43,661	B	Capital Works Allocation	Yes
Marine Terrace Coastal Pathway	Rare Innovation	Structural design and documentation for the elevated walkway sections.	20,800	33,992	B	Capital Works Allocation	Yes

Project	Consultant	Description	Committed \$	Actual \$ LTD	Reason	Funded from	Complete
South Burnie Breakwater Bund	Water Technology	Wave/coastal processes modelling, design and document reconstruction for tender, inspections.	21,650	19,809	B	Capital Works Allocation	Yes
Surf Club Lift	GHD	Investigate lift options, prepare concept plans for consultation, detail design for tender. No further work required, included in Surf Club Redevelopment.	23,080	1,200	B	Capital Works Allocation	Yes
Environmental Design	ES&D	Contaminated Soils, detailed site investigation	26,000	20,383	B	Cost of Sale	Yes
Adventure Playground Consultancy	Playstreet	Adventure Playground	15,000	10,440	B	Capital Works Allocation	Yes
Burnie Surf Club Redevelopment	Jaws Architects	Design and Project Delivery Services	74,797	51,599	B	Capital Works Allocation	No
Ridgley Drainage Study	Pitt & Sherry	Consultant Brief 188 – Stormwater Investigations and Reporting	26,730	29,403	B	Capital Works Allocation	Yes
Emu River Flood Study	Entura	Consultant Brief 191 – Investigation and reporting (Additional fee for analysis, research and property owner workshop)	49,800	56,010	B	Annual Plan Action	Yes
Parking Audit	Crowe Horwath	Scheduled audit commissioned by BCC Audit Committee	5,000	5,000	C	Audit Committee Budget	Yes
Romaine Dam	Entura	Dam Safety management plan and surveillance report	25,000	25,000	B	Strategic Initiatives	Yes
Credit Card Internal Audit	KPMG	Scheduled audit commissioned by BCC Audit Committee	7,000	7,000	C	Audit Committee Budget	Yes

2.9 GOVERNANCE – USE OF COUNCIL SEAL

21 February 2019	Agreement for Sale between Burnie Agricultural and Pastoral Society and Burnie City Council for the Burnie Farmers Market
25 February 2019	Adhesion Order – 69-71 Manuka Drive Romaine
27 February 2019	Contract 2606 Construction of CBD Paver Replacement (Waterfront Parking Bays)

COUNCIL RESOLUTION**Resolution number: MO064-19****MOVED:** *Cr A Boyd***SECONDED:** *Cr G Simpson****“THAT the General Manager’s Information Report for Corporate and Business Services for February 2019 be noted.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

AO072-19 COMMUNICATIONS JOURNAL MARCH 2019

FILE NO: 2/17/3
PREVIOUS MIN:

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.2	Council and the community are informed and engaged on issues of local importance.
Strategy	7.2.2	Inform the community of key decisions and actions of Council.

1.0 RECOMMENDATION:

“THAT Council note the information contained in the Communications Journal as listed.”

2.0 SUMMARY

The purpose of the Communications Journal section of the Agenda is to provide Council with relevant general communication items received that need to be brought to the attention of Councillors.

Items contained in this monthly report are generally for noting. Any specific correspondence items which require an officer’s comment and a recommendation are tabled in the reports immediately following this one.

3.0 MAYOR’S COMMUNICATIONS

The Mayor advised that the following meetings, events or appointments were attended since the last Council Meeting report:

- Meeting with the Burnie Clay Target Club Inc
- Cruise Ship – Pacific Eden
- Local Government Legislative Review
- Meeting with Alan Johnson and Rick Aitken, Burnie Athletics Club
- Cruise Ship – Astor
- Toll Shipping – Naming Ceremony: Tasmanian Achiever II
- Targa North West 2019 Official Finish and Presentations

The Mayor advised that the following meetings, events or appointments were attended by Acting Mayor Giovanna Simpson since the last Council Meeting report:

- Meeting with Nick Jeffrey
- Burnie Farmers Market – Welcome BBQ
- Ten Days on the Island: Launch of Lola Greeno’s exhibition
- Ten Days on the Island: Launch of in Pursuit of Venus [infected] exhibition
- Burnie City Council International Women’s Day Award Luncheon

The Mayor advised that the following meetings, events or appointments were attended on his behalf since the last Council Meeting report:

- Burnie Community House – Adventure Fun Day at the Park – attended by Councillor Teeny Brumby
- Cricket North West / NWTCA Hall of Fame Function 2019 – attended by Councillor Ken Dorsey
- Cruise Ship Maiden Visit – Queen Elizabeth – attended by Councillor Alwyn Boyd
- Cruise Ship – Sun Princess – attended by Councillor Alwyn Boyd
- BCCI General Meeting – attended by Councillor Ken Dorsey
- BRAG Advisory Committee Meeting – attended by Councillor Chris Lynch
- Cruise Ship – Astor – attended by Councillor Alwyn Boyd
- Cradle Coast Authority Representatives Meeting – attended by Councillor Chris Lynch
- Double Sulky Novelty Race – attended by Councillor Teeny Brumby
- Cruise Ship – Pacific Eden – attended by Councillor Alwyn Boyd
- LGAT International Women’s Day / Women’s Award Luncheon – attended by Councillor Ken Dorsey

4.0 NOTIFICATION OF COUNCIL WORKSHOPS

Workshop	26 February 2019	
Councillors in attendance	Acting Mayor Simpson, Cr Boyd, Cr Brumby, Cr Bulle, Cr Dorsey, Cr Lynch, Cr Pease	
Apologies	Mayor Kons, Cr Keygan	
Items Discussed	Quarterly Works Update	Discussion with Councillors
	Emu River Flood Study	Presentation from Entura and SES representatives
	Municipal Emergency Management	Presentation from SES representative
	Realty Developments	Presentation from Realty Developments representative
	General Manager’s Update	Discussion with Councillors

Workshop	5 March 2019	
Councillors in attendance Apologies	Acting Mayor Simpson, Cr Boyd, Cr Brumby, Cr Bulle, Cr Dorsey, Cr Keygan, Cr Lynch, Cr Pease Mayor Kons	
Items Discussed	Municipal Emergency Management	Presentation from SES representative
	Tasmanian Planning Scheme – Draft Burnie Local Provisions Schedule	Discussion with Councillors
	CCA Management Update and Futures Plan Presentation	Presentation by Cradle Coast Authority representatives

Workshop	12 March 2019	
Councillors in attendance Apologies	Mayor Kons, Deputy Mayor Simpson, Cr Boyd, Cr Brumby, Cr Bulle, Cr Dorsey, Cr Keygan, Cr Lynch, Cr Pease	
Items Discussed	UPC Renewables	Presentation from UPC representatives
	Special Committees – Review of Schedules	Discussion with Councillors
	Tas Communications	Discussion with Councillors
	Election Priority List Review	Discussion with Councillors

5.0 CORRESPONDENCE FOR NOTING

The following correspondence is **attached** for noting.

ATTACHMENTS

1. Correspondence from Hon Jacquie Petrusma MP, Minister for Sport and Recreation - West Park Grandstand Facilities Upgrade Funding Approval
2. Correspondence from Bureau of Meteorology - Bureau's operations in Tasmania
3. Correspondence from Tasmanian Transport Council - Bass Strait Sea Travel Costs

COUNCIL RESOLUTION**Resolution number: MO065-19****MOVED:** *Cr C Lynch***SECONDED:** *Cr D Pease***1.0 RECOMMENDATION:*****“THAT Council note the information contained in the Communications Journal as listed.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

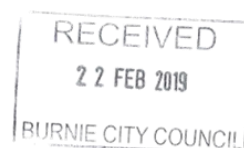


Minister for Sport and Recreation
Minister for Aboriginal Affairs
Minister for Women
Minister for Disability Services and Community Development

Level 5, 4 Salamanca Place, Parliament Square Building HOBART TAS 7000 Australia
GPO Box 123 HOBART TAS 7001 Australia
Email: jacquie.petrusma@dpac.tas.gov.au
Ph: +61 3 6165 7770



Mr Andrew Wardlaw
General Manager
Burnie City Council
PO Box 973
BURNIE TAS 7320



Dear Mr Wardlaw

The Hodgman Liberal Government is committed to developing and supporting opportunities for all Tasmanians to participate more in sport and recreation, including the investment in infrastructure that encourages all Tasmanians to be more physically and mentally healthy and active.

That is why we committed \$10 million over two years through the Levelling the Playing Field Grants Program to help upgrade sports facilities for girls and women. This is by far the largest per capita investment in women's and girl's facilities by any State or Territory government and it proudly demonstrates this government's commitment to women's sport.

We are pleased to advise that Burnie City Council has been successful in its application for funding. Your organisation has been granted \$63,118 for the West Park Grandstand Facilities Upgrade.

An officer from the Department of Communities Tasmania will contact your organisation in the next week to discuss payment arrangements. Alternatively, you can contact the Department by phone at 1800 204 224 or by email at csrgrants@communities.tas.gov.au.

Congratulations on your organisation's successful application for funding and all the best for your future endeavours.

Warmest regards

Hon Jacquie Petrusma MP
Minister for Sport and Recreation

18 February 2019

DOC/19/1486/3



Australian Government
Bureau of Meteorology

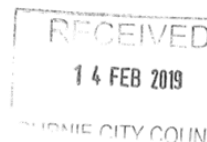
Office of the CEO and Director of Meteorology
Bureau of Meteorology
GPO Box 413, Brisbane QLD 4001 Australia

In reply please quote

DIR 19 0040

7 February 2019

Cr Steve Kons
Mayor
Burnie City Council
PO Box 973
BURNIE TAS 7320



Dear Cr Kons

Thank you for your letter to the Minister for the Environment, the Hon Melissa Price MP, concerning the Bureau of Meteorology's operations in Tasmania. The Minister has passed your letter to me for reply.

I would like to reassure you that the changes the Bureau is considering are about strengthening the Bureau's services to the Australian community to deliver greater economic prosperity, public safety and community well-being. The Bureau is absolutely committed to a strong and ongoing presence in all of Australia's states and territories.

Over many years, the Bureau's consultations with its customers, partners and stakeholders have consistently identified a significant and increasing unmet demand for its capabilities. The consistent feedback is that they want the Bureau to provide more customised, personalised and responsive offerings that better meet their decision-making needs. In response, the Bureau is developing a program of work that will transition it to a new way of delivering its climatological, hydrological and meteorological services. This program will see the Bureau develop its capabilities across Australia, resulting in a stronger and more resilient capacity to deliver trusted, reliable and responsive services to the Australian community—all day, every day.

The Bureau's highly trained meteorologists provide excellent services utilising a range of computer model output and observations with a knowledge of customer impacts. This will continue into the future – the Bureau has no plans to remove meteorologists from the service process. Meteorologists with local knowledge and expertise will remain in state and territory offices, adding value through decision support services that require deep understanding of critical needs and weather sensitivities relating to Tasmania's climate.

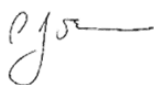
Australia's National Meteorological Service

Level 16, 32 Turbot Street, Brisbane QLD 4000 | T: +61 7 3239 8700 | www.bom.gov.au | ABN 92 637 533 532

The Bureau will also continue to work closely with its staff, customers, partners and stakeholders on the fine details of the new approach to its services to the Australian community. Their knowledge and insight will continue to inform the Bureau's thinking and actions. Whatever the Bureau's final decisions are, they will be better for this input.

The Bureau is absolutely committed to a strong and ongoing presence in all of Australia's states and territories – including Tasmania.

Your sincerely



Dr Andrew Johnson FTSE FAICD
CEO and Director of Meteorology

Karen Kelly

From: Tasmanian Transport Council <ttctas@ymail.com>
Sent: Friday, 8 March 2019 8:49 PM
To: burnie
Subject: National Sea Highway



TASMANIAN TRANSPORT COUNCIL
ABN 65 801 033 601

CHAIRMAN: SECRETARY

Colin Howlett Julie Wise

Email: ttctas@ymail.com Email: ttctas@ymail.com

PhoMayor Steve KonsDear Mayor Steve Kons,ne: 0418 121 740 PO Box1563 Launceston 7250

08 March 2019

Dear Mayor Steve Kons,

Bass Strait Sea Travel Costs, Does Not Provide Procedural Fairness.

Tasmanian constituents and visitors continue to argue that Bass Strait Sea travel between Tasmania and Victoria should be adequately Federally funded to the same level, as Federally funded roads to other sovereign states of the Commonwealth of Australia.

The Federal Governments financial assistance for people and freight, which rely on the Bass Strait Sea Highway, falls short of providing procedural Fairness costs for people and business who wish to use Bass Strait Sea Highway service.

To improve viability for Australian Commonwealth states, the Federal Governments of all political persuasions have provided billions of dollars for road and rail to Capital Cities in Australia.

With a Federal Government election soon, we ask that elected members and candidates clearly respond with their support or explanation why they do not Support equality funding for the Bass Strait National Sea highway.

Further information can be located on our website: <https://www.ttctas.com.au/national-sea-highway>

Please respond as soon as possible to Tasmanian Transport Council via email on ttctas@ymail.com

Yours faithfully

A handwritten signature in black ink, appearing to read 'Colin Howlett', with a stylized flourish at the end.

Colin Howlett
Chairman
Tasmanian Transport Council

Click [here](#) to report this email as spam.

**AO073-19 COMMUNICATIONS JOURNAL - DARWIN FOOTBALL ASSOCIATION
- GROUND RENTAL FEE INCREASES****FILE NO: 2/17/3; 912811****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	1	AN ATTRACTIVE PLACE TO LIVE, WORK AND PLAY
Objective	1.3	A community that promotes and values its broad range of quality leisure, recreational and sporting opportunities.
Strategy	1.3.2	Maintain and develop recreational and sporting facilities to encourage greater participation and sporting opportunities.

1.0 RECOMMENDATION:

“THAT Council respond to the Darwin Football Association advising of Councils fee structure and the reasons for the annual 5% fee increase.”

2.0 SUMMARY

Correspondence has been received from the Darwin Football Association regarding increases in ground rental fees within the municipality.

3.0 GENERAL MANAGER’S COMMENTS

Council currently sets hire fees for users of its sporting grounds on a season by season basis.

The ground hire fees are set as part of Council’s annual budget process. A copy of the Fee Schedule for sporting grounds is attached.

Following a review of the ground hire fees some years ago, Council provides for a standard 5% increase on hire fees each year. The 5% increase is an attempt by Council to gradually increase the contribution made by ground users to the cost of providing grounds and facilities.

The game day fee for the Darwin Football Association for the 2019 season is \$292, an increase of \$14 from the 2018 season fee of \$278.

The current annual cost of providing sporting grounds and facilities is approximately \$1,262,000.

Currently Council collects approximately \$45,000 in sporting ground hire fees and facility rentals from user groups, or 3.5% of the total cost of providing these facilities.

If Council were to reduce user fees these costs would be passed onto general ratepayers, as previous discussions with user groups regarding reducing service levels for grounds to reduce costs has met with significant resistance.

It is recommended that Council write to the Darwin Football Association noting the above.

ATTACHMENTS

1. Correspondence from the Darwin Football Association
2. Winter fee schedule

COUNCIL RESOLUTION

Resolution number: MO066-19

MOVED: Cr G Simpson

SECONDED: Cr T Brumby

“THAT Council respond to the Darwin Football Association advising of Councils fee structure and the reasons for the annual 5% fee increase.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY



DARWIN FOOTBALL ASSOCIATION INC.
ABN 20 095 711 939

President
Mr Barry Dunham
P.O. Box 854
BURNIE TAS 7320

Mobile 0417 122 771
E-Mail bdunham1953@gmail.com



Burnie City Council.

24/2/2019

P.O.Box 973

Burnie. 7320

ATTENTION Mayor Steve Kons & Elected Councillors.

The Darwin Football Association are extremely disappointed at the way the council has seen fit to impose upon our clubs the huge rises in ground rentals within the Municipality for the upcoming 2019 season.

Our clubs are at present facing huge challenges with the increased costs imposed together with ongoing player shortages as I am sure you are all well aware of with recent media of challenges facing the Natone Football Club and also other teams within our municipality.

The clubs sharing the Wivenhoe ground pay the electricity bill for their clubrooms and are billed by council for their share of the electricity used in the changerooms under the grandstand. The Association pay for the DFA headquarters and the changerooms adjoining our rooms and also the toilet block together with the security light outside these buildings.

We always have the toilet block open for the trotting meetings which are sometimes held at nighttime to allow their patrons to use. It has been our practise for a number of years to open these for the use of the side show people as well as the changerooms for them to have a shower etc on the Monday before the show until they have all cleared the ground. On occasions Burnie Dockers have used the ground and we have opened all these facilities to them without any charge. This I believe is what we should all be doing as we are all in the same municipality and all are finding the running of our sports very difficult to maintain. Many of the people that are involved in our clubs are also rate payers within this area and I am sure they feel the same as I when we are doing this to provide the chance for the younger in our community a game of sport and I feel we also provide thru our clubs some very stable vitures as well as rules for which they need to abide by with fellow teammates.



DARWIN FOOTBALL ASSOCIATION INC.
ABN 20 095 711 939

President
Mr Barry Dunham
P.O. Box 854
BURNIE TAS 7320

Mobile 0417 122 771
E-Mail bdunham1953@gmail.com



I would also think football has provided a huge investment in the new scoreboard, after discussions with the council our requirement was in the vicinity of 20K. With the help of AFL CEO at the time Rob Auld, he persued the AFL in Melbourne to provide a grant for future development of Community Football and an amount of 50K was made to council to help with the cost.

In closing I would hope council will consider this letter to help with keeping Community Football on the coast viable for years to come.

Kind Regards.

A handwritten signature in blue ink, appearing to read 'Barry Dunham', with a long horizontal flourish extending to the right.

Barry Dunham

President.

Darwin Football Association.

Area	Description of Fee	Fee 2018-19	GST	Fee 2019-20	Fee 2020-21	Fee 2021-22
WINTER SPORTS						
Auskick						
Darwin Football - U17s	Wivenhoe Rec Ground - Per Season	\$210	\$19.09	\$221	\$232	\$243
Darwin Football Association	Wivenhoe Rec Ground - Per Season	\$292	\$26.55	\$307	\$322	\$338
Darwin Football Association	Ridgley Rec Ground - Per Game Day	\$292	\$26.55	\$307	\$322	\$338
Darwin Football Association	Wivenhoe Rec Ground - Per Game Day	\$292	\$26.55	\$307	\$322	\$338
Darwin Football Association	Natone Rec Ground Per Game Day	\$292	\$26.55	\$307	\$322	\$338
Darwin Football Association	West Park Oval - Per Season	\$583	\$53.00	\$612	\$643	\$675
Dockers Football Club	West Park Oval - Per Game Day	\$1,065	\$96.82	\$1,118	\$1,174	\$1,233
Dockers Football Club	West Park Oval - Per Training Season	\$240	\$21.82	\$252	\$265	\$278
Dockers Football Club	West Park Oval - Per Season - Junior Footy	\$177	\$16.09	\$186	\$195	\$205
Darwin Umpires	Wivenhoe Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616
Natone Football Club	Natone Rec Ground Per Training Season	\$177	\$16.09	\$186	\$195	\$205
NW Umpires Association	Upper Burnie Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616
Ridgley Football Club	Ridgley Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616
Sth Burnie Football Club	Wivenhoe Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616
Western Schools Jun Soccer	Acton Rec Ground and Oval for Season	\$532	\$48.36	\$559	\$587	\$616
Burnie United Football Club	Montello Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616
Burnie United Football Club	Montello Rec Ground Per Game Day	\$292	\$26.55	\$307	\$322	\$338
Burnie Rugby Club	Upper Burnie Rec Ground for Season	\$670	\$60.91	\$704	\$739	\$776
Yeoman Football Club	Wivenhoe Rec Ground Per Training Season	\$532	\$48.36	\$559	\$587	\$616

The fees and charges for summer and winter sports have been developed to contribute towards the cost to maintain the facility including grass care, maintenance, facility management, irrigation and general ground maintenance.

continued next page

Fees shown include GST where GST is applicable

Fees from 2019-20 onwards are indicative only and will be set annually by Council.

**AO074-19 COMMUNICATIONS JOURNAL - TASMANIAN ELECTORAL
COMMISSION - LGAT GENERAL MANAGEMENT COMMITTEE
NOMINATIONS****FILE NO: 2/17/3; 913087****PREVIOUS MIN:**

MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	7	AN ENGAGING AND ACCOUNTABLE LEADERSHIP FOCUSED ON A STRONG FUTURE
Objective	7.1	A Council that provides engaging and effective leadership to Burnie.
Strategy	7.1.2	Ensure effective operation and support for Council entities, authorities and special committees.

1.0 RECOMMENDATION:***“THAT Council:***

- 1) Nominate Cr _____ for the position of Local Government Association President; and/or***
- 2) Nominate Cr _____ for the position of Member of the Local Government Association General Management Committee; and***
- 3) Authorise the General Manager to complete and execute the Nomination Form; and***
- 4) Authorise the Mayor to complete the Ballot Paper in the event that a formal ballot is required for the position of President and/or Member of GMC in the North West & West Coast Electoral District after consultation with Councillors.”***

2.0 SUMMARY

Correspondence has been received from the Tasmanian Electoral Commission (TEC) in relation to the 2019 Local Government Association of Tasmania (LGAT) Election for the General Management Committee.

3.0 GENERAL MANAGER’S COMMENTS

The TEC has invited nominations from LGAT members for positions on the General Management Committee (GMC) of LGAT.

The composition of GMC is as follows:

18. COMPOSITION OF THE GENERAL MANAGEMENT COMMITTEE

(a) The General Management Committee shall consist of:

(i) the President;

(ii) provided the Hobart City Council is a current Member, the Lord Mayor of the Hobart City Council or his or her proxy; and

(iii) six members to be elected, as provided in Rule 18(b), from the three electoral districts set out in Rule 19.

(b) The 3 electoral districts referred to in Rule 19 shall elect 2 members as follows:

(i) one from a Member within the electoral district having a population of 20,000 or more; and

(ii) one from a Member within the electoral district having a population of less than 20,000.

(c) Where a member of the General Management Committee is subsequently elected President, a recount of votes for the Population category in the electoral district the President represented shall be held to fill the vacancy. If there are no votes to recount, the Council or Councils concerned shall fill the vacancy in accordance with Rule 20 in so far as practicable.

Burnie City Council is able nominate an elected member as President or a Member representing the Councils in the North West and West Coast Electoral District with a population of less than 20,000. Burnie is also able to nominate an Alderman/Councillor from another Council to either position.

The nominations are open from 28 February 2019 and close at 5.00pm on Tuesday, 30 April 2019.

If a ballot is required, the ballot material to be posted to Members Councils on 3 May 2019.

The close of the postal ballot is 10.00am on Wednesday, 19 June 2019 with the declaration of the result later that day.

ATTACHMENTS

1. [Correspondence from the Tasmanian Electoral Commission - 2019 General Management Committee Election](#)

COUNCIL RESOLUTION

Resolution number: MO067-19

MOVED: Cr D Pease

SECONDED: Cr T Bulle

"THAT Council:

- 1) Authorise the General Manager to complete and execute the Nomination Form; and***
- 2) Authorise the Mayor to complete the Ballot Paper in the event that a formal ballot is required for the position of President and/or Member of GMC in the North West & West Coast Electoral District after consultation with Councillors."***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY



Reference: F85.21

Level 3
169 Main Road
Moonah Tasmania 7009
PO Box 307
Moonah Tas 7009
Phone (03) 6208 8700
Fax (03) 6208 8791
ballot.box@tec.tas.gov.au
www.tec.tas.gov.au

Mayor Steve Kons
Burnie City Council
PO Box 973
BURNIE TAS 7320



Dear Mayor Steve Kons

Local Government Association of Tasmania – 2019 General Management Committee election

The Tasmanian Electoral Commission has been asked to conduct the 2019 election of President and 6 members of the General Management Committee for a two-year term in accordance with the rules of the Local Government Association of Tasmania (LGAT) adopted at the AGM of the Association on 25 July 2018.

Nominations are now invited from LGAT members and must be received at my office by 5:00pm Tuesday 30 April 2019.

Candidates will be notified of receipt of their nomination by this office.

Election timetable

Nominations open..... Thursday 28 February 2019
Nominations close..... 5:00 pm Tuesday 30 April 2019
Ballot material posted (if a ballot is required) Friday 3 May 2019
Close of postal ballot..... 10:00 am Wednesday 19 June 2019
Declaration of the result..... Wednesday 19 June 2019

A nomination form and reply paid envelope are enclosed.

If you would like further information or assistance, please call Kristi Read of this office on 6208 8722.

Yours sincerely

A handwritten signature in black ink, appearing to be "AH".

Andrew Hawkey
ELECTORAL COMMISSIONER

27 February 2019

MINUTES AND REPORTS OF COMMITTEES**AO075-19 BURNIE AUSTRALIA DAY SPECIAL COMMITTEE CONFIRMED
MINUTES OF MEETING HELD ON 17 DECEMBER 2018**FILE NO: 29/1/8

RECEPTION FOR DISCUSSION**RECOMMENDATION:**

“THAT the Confirmed Minutes of a meeting of the Burnie Australia Day Special Committee held on 17 December 2018, be received for discussion.”

SUMMARY

The Burnie Australia Day Special Committee confirmed recipients of Australia Day Awards and discussed final arrangements for the 2019 Australia Day ceremony.

ATTACHMENTS

1. [Burnie Australia Day Special Committee - Confirmed Minutes of Meeting held on 17 December 2018](#)

COUNCIL RESOLUTION**Resolution number: MO068-19****MOVED:** Cr K Dorsey**SECONDED:** Cr T Bulle

“THAT the Confirmed Minutes of a meeting of the Burnie Australia Day Special Committee held on 17 December 2018, be received for discussion.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

 	<p style="text-align: center;">MINUTES BURNIE AUSTRALIA DAY SPECIAL COMMITTEE</p> <p style="text-align: center;">Meeting held in Councillor's Meeting Room, City Offices Monday, 17 December 2018</p>
---	--

TIME 2.00pm

PRESENT Councillor Ken Dorsey (Chairman), Councillor Amina Keygan, M Harris, M Leeson, C White, J Duncan, E Singleton

Burnie City Council Staff: K Kelly

APOLOGIES R Bentley

CONFIRMATION OF MINUTES

Confirmation of Minutes of the meeting held on **17 September 2018**

Moved: M Leeson
 Seconded: M Harris
 Minutes accepted by the Committee

BUSINESS ARISING

Welcome to Chairman and new members and update on status.	
1.	<p>REVIEW OF ACTIONS FROM MEETING OF 17 September 2018</p> <ul style="list-style-type: none">Confirm attendance of Ruby Austin-Lund to perform with the Brass Band. (Confirmed) Note – Ruby cancelled following this meeting.Contact the Celtic Dancers, Young Reflections and Cradle Coast Cloggers to determine possible involvement with the 2019 Ceremony. (R Bentley) Cradle Coast Cloggers confirmed.Australia Day Ambassador Program Information completed and returned for Scott Rankin’s participation (Complete)Details of Australia Day Guest Speakers to be added to the <i>Record of Australia Day Award Recipients – Burnie</i> spreadsheet for future reference (K Kelly)
2.	<p>CHAIRMAN’S COMMUNICATION</p> <ul style="list-style-type: none">Nil

3. SELECTION OF AUSTRALIA DAY AWARDS

- Committee discussed possible Conflicts of Interests and Declaration of Interest by Special Committee Members Forms were circulated for completion by committee members should they determine a conflict.
- **Confidential** Nominations reviewed and individually discussed.
Record of Australia Day Award Recipients – Burnie spreadsheet provided for reference.
Identified that paper on skin had previously been awarded Community Event of the Year in 2013 and was therefore ineligible.
- Matrix used to assist with impartiality.
 - Citizen of the Year awarded to John Packham
 - Young Citizen of the Year awarded to Kynan West
 - Community Event of the Year awarded to the 51st Burnie City Eisteddfod.
- Committee noted the very high quality of nominations and suggested that nominees be contacted to resubmit the nominations for 2020.

4. 2019 PROGRAM / FLYERS

- Flyer, program and song sheet to be finalised.
Draft program discussed and to be finalised with Robert Bentley.
Chairman to contact the Tasmanian Aboriginal Corporation to discuss possibility of Smoking Ceremony at the Australia Day Ceremony.

5. OTHER BUSINESS

- Citizenship Ceremony – 23 conferees to become new citizens on 26 January 2019.
- Flowers – Not required.
- Catering – Quality of catering last year was good, small lamingtons to be requested
- Set up of BAFC hall, Friday, 25 January 2019 at 2.00pm.

NEXT MEETING **TBC March 2019 at 2.00pm****MEETING CLOSED** **2.55pm**

MINUTES AND REPORTS OF COMMITTEES**AO076-19 BURNIE REGIONAL ART GALLERY SPECIAL ADVISORY COMMITTEE
UNCONFIRMED MINUTES OF MEETING HELD ON 25 FEBRUARY
2019****FILE NO: 29/3/9**

RECOMMENDATION:

“THAT the Minutes of a meeting of Burnie Regional Art Gallery Special Advisory Committee held on 25 February 2019, be received for discussion.”

SUMMARY

The first ever, in its entirety, valuation of the collection has been prepared for Council with the collection valued at \$1,307,580.

Of interest are a few works:

1. The Wm Yaxley (Yaxley Estate) work purchased in 2018 is already valued at \$6,000
2. Brett Whiteley (View of the Garden) is now valued at \$9,000
3. Tony Tuckson work (purchased in 1981 for \$300) is now valued at \$15,000
4. Lloyd Rees - \$14,000
5. Rosalie Gascoigne work (The Bird House) \$45,000

ATTACHMENTS

- 1 [!\[\]\(79516a995cff76a1aff85c3662aea2c5_img.jpg\)](#). Burnie Regional Art Gallery Special Advisory Committee Minutes 25 February 2019

COUNCIL RESOLUTION**Resolution number: MO069-19*****MOVED:*** *Cr T Brumby****SECONDED:*** *Cr C Lynch****“THAT the Minutes of a meeting of Burnie Regional Art Gallery Special Advisory Committee held on 25 February 2019, be received for discussion.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Meeting Minutes Unconfirmed



Meeting: **Burnie Regional Art Gallery
Special Advisory Committee Meeting**
 Held on: Monday 25 February 2019
 Venue: Frank Ellis Room Burnie Regional Art Gallery
 File No(s): 29/003/009

The meeting opened at 10.00am. The meeting closed 11.10am.

		Action
1	Present Cr Chris Lynch (Chairman), Dawn Oelrich (Director), Michael Muruste, Sonia Guizzo, Neil Thorne, Joan Kelly, Eleanor Austin (Friends Representative) & Mary Reilly (Minutes)	
2	Apologies Mayor Steve Kons, Patricia Parke	
3	Declaration of Interests None	
4	Chairman's Communications The Chairman acknowledged the traditional owners of the land. The Chairman welcomed everyone to the meeting, he advised the members of his passion for the Burnie Arts & Function Centre/Art Gallery, stating that it's an important resource to the city and should be looked after and protected.	
5	Confirmation of Previous Minutes <i>It was moved that the minutes of the meeting held on Monday, 26 November, 2019, be accepted as a true and accurate record. (Moved Eleanor Austin, seconded Neil Thorne. Carried)</i>	
6	Business arising from the Minutes <u>Mosaic</u> The Director advised members of the outcome of a meeting she attended at the Queen Victoria Museum and Art Gallery (QVMAG) regarding Filemaker Pro, the current software used at BRAG & the QVMAG for the permanent collections. To solve the problem with Filemaker Pro, the QVMAG have arranged for two passwords to be used when accessing the software. The Director will request the Burnie City Council IT staff to do the same for the gallery's system therefore there will be no need to move to the Mosaic system.	

7

Director's Report

The Director tabled a written report.

Attendance:

November/December/January	
The Partnersshipping Project/Lyn Connellan	3335
Tas Art & Kit Hiller	2257

Any assistance by committee members to encourage visitation during the summer period is greatly appreciated. Bring family and friends, neighbours and visitors. Gallery will open 10-3 on Cruise Ship Days.

Exhibitions – all run to 17 March:

Con Rhee: Painted Cliffs and Other visual Magic – thanks to Jane for helping at the opening – we kind of got hammered with approx. 340 present. Thank you Jane for helping to clean up.

Floor talk held Saturday 9 Feb – well attended approx. 30 present – thank you to Jane and Chris Crawshaw for helping clean and to Sonia and Pam for helping with chairs.

Grant Wells: People of Passion
Lunchtime Lecture – 12.30 Wednesday 13 Feb

Men with Heart
Two x Men's Circles – 10 Feb and 17 March

Special exhibition Event in the Foyer Gallery from 22 Feb to 24 March only !
Prosthetic Reality – AR (Augmented Reality) exhibition developed by former Burnie Resident – Stuart Campbell (as a street artist he goes by SUTU)
Prosthetic Reality is an exciting AR (Augmented Reality) exhibition that brings art to life with animation and sound.

Celebrating the Ten Days on the Island Festival, this exhibition highlights the work of former Burnie artist SUTU (Stuart Campbell) and a host of international artists, animators and sound designers. The exhibition pushes the boundaries of this exciting new medium to challenge the viewer's perception of reality. Visitors can download the free EyeJack App, hold it over the work and press record.

Other Programs and Projects @ BRAG and beyond:

18 Feb – BRAG Arts – networking event
Guest speakers: Kitty from RANT about grants for artists
Meg Collidge Show and Tell

19, 26 Feb and 5, 12 March (Note: Tuesdays) Curious Creative Kids

27 Feb – Teachers information event – at BRM and BRAG – this will let teachers know what sort of resources we have. We have been working with Roving Curator

7 March Opening of Lola Greeno / Joanna Gair exhibition at the Makers 5 pm

8 – 11 March Ten Days Festival in Burnie

8 March – International Women's Day Breakfast @ BAFC

22 March – Opening BPP 2019

10 April Slava and Sharon Grigorian perform at the gallery

	Action
<p><u>Garry Greenwood Upgrade</u> We still have \$ 4456.50 left from \$10k to complete the Greenwood upgrade. I am having trouble with the object conservator in getting him to commit.</p> <p><u>Cruise ships and other volunteering opportunities</u> Of course the number of cruise ships this year has added to our visitor numbers overall which is great. (We had the biggest December since Ray has been keeping track with 2831, up from 1780 in 2017 and 1487 in 2016), Next year we are expecting 42 cruise ships to come to Burnie.</p> <p><u>David</u> : After a letter from Mrs Sue Simpson was received by council, I was asked to submit a report to recommend deaccessing and destroying the remains of the David sculpture. However, the Councillors decided to disregard the recommendations and we placed an ad in The Advocate to remove, take possession of the top half. For discussion.</p> <p><u>Valuation</u> : The first ever, in its entirety valuation of the collection has been prepared and submitted to Council with the collection valued at \$1,307, 580.00 Of interest are a few works :</p> <ol style="list-style-type: none"> 1. The Wm Yaxley (Yaxley Estate) work purchased in 2018 is already valued at \$6000 2. Brett Whitely (View of the G) arden is now valued at \$9000 3. Tony Tuckson work (purchased in 1981 for \$300) is now valued at \$15,000 4. Lloyd Rees - \$14,000 5. Rosalie Gasgoigne work (The Bird House) \$45,000 <p><u>BRM/BRAG</u> From 7 March, I will be working from the Museum on Thursdays and Fridays.</p> <p><u>MOVED</u> Dawn Oelrich and seconded Neil Thorne That the Director's Report, 25 February, 2019, be received</p> <p style="text-align: right;"><u>CARRIED</u></p>	

8	Business arising from the Directors' Report	Action
	<p><u>Attendance Figures</u></p> <p>The Director advised that she has noted the attendance figures in the Director's Report by exhibition visitation. This will ascertain how popular the exhibitions are with the public.</p> <p><u>Prosthetic Reality</u></p> <p>The Director commented on how popular this exhibition has been over the initial weekend of opening, especially with the younger audience. Dawn went into a bit more detail explaining the concept and how it works to the members. The licence for the exhibition runs for 30 days, this enables visitors to access the website via GPS to view the animated alteration and audio of the works. It is hoped to borrow two ipads from the Museum for visitors to use if they don't have a device to download the free app from. It is hoped to spread the word about the exhibition via teachers attending the Professional Development Event being held in the gallery on 27 February.</p> <p><u>Openings</u></p> <p>It has been decided, in future, to have a cash bar at openings. This will be run by the Friends of the Gallery to raise funds for future projects. This will also help with staffing issues when there is a large number of patrons attending openings.</p> <p><u>David</u></p> <p>Discussion took place on the statue of David from the <i>Michelangelo</i> Exhibition. It was agreed that the statue should be seen as ephemeral to the exhibition and, since it's made of plaster of Paris, the best course of action would be to deaccess it. It will be interesting to see what transpires from the advert in <i>The Advocate</i> calling for expressions of interest from community groups who might be interested in acquiring the statue. It was decided to leave the outcome to Council who could send out a media release once things have been resolved.</p> <p><u>BRM/BRAG</u></p> <p>The members were concerned that the Director will only be working at the gallery for three days a week as of 7 March. The members are opposed to this development and feel that the extra workload, caused by overseeing Museum staff and management issues and less time at the gallery, could cause exhaustion in the Director. They feel Dawn is a major asset to the gallery and in turn, the wider community, and should be looked after by Council. It was noted that succession plans need to be put in place to ease transition for the future.</p>	

		Action
9	<p>Friends of the Gallery Report</p> <p>The President, Eleanor Austin, reported that the bus trip to the Glover Exhibition 2019 will go ahead on Sunday, 17 March.</p> <p>Eleanor thanked the Director for the opportunity for Friends to operate a cash bar at openings, this will improve their fundraising income. Four members currently have their RSA (Responsible Serving of Alcohol) certificates.</p> <p>The Friends are discussing a possible function to be held in the Town Hall due to a favourable quote from Ben Turnbull (BAFC Manager) to hire the space.</p> <p>A good number of the Friends are staying after the regular meeting to attend the BRAG Arts events facilitated by the gallery Project Officer, Janine Morris. These are free for members of Friends and create an opportunity for members to meet local practicing artists and listen to invited speakers.</p> <p>The President reported that the group are slowly accepting the fact that EFT is the best way for payments i.e. membership renewals, function costs etc</p> <p>A few things the Friends funds are spent on are:</p> <p>\$7500 every 2 years towards the Burnie Print Prize</p> <p>Grand piano and cover</p> <p>Garry Greenwood sculpture area upgrade</p> <p>Annual \$2000 school bus subsidy</p> <p>It was suggested that a possible future request could be a polished concrete floor in the gallery</p>	
10	<p>General Business</p> <p>Concerns were expressed for the security of lone staff members working at the gallery on weekends. There are times i.e. putting out the signs/flags, toilet break when the person is not at the front desk and there is no one else in the building. Cr Lynch suggested that BCC had HR policy and procedures regarding persons working alone and that perhaps it could be reviewed. The Director advised that there is a safety card which is to be worn at all times when working alone and it can be voice activated and has video capability.</p> <p>It was also noted that the opening hours for cruise ship visits at the weekend were different for the Museum and Art Gallery. More funding needs to be requested in next year's budget to synchronize the hours for consistency opening hours for both venues.</p> <p>A query about exhibiting the National Geographic was asked, the Director advised that in order for the exhibition to be shown again, the copyright would need to be purchased and would cost approximately \$8000 USD. This cost would need to be borne by the exhibiting venue.</p>	
11	<p>Next Meeting</p> <p>The next meeting will be held in the Gallery at 10am on Monday, 29 April, 2019.</p>	

6

		Action
	Signed and dated (upon confirmation at next meeting): _____	
	[Insert Name] Chairperson Date _____	

UNCONFIRMED

MINUTES AND REPORTS OF COMMITTEES**AO077-19 BURNIE SPORTS CENTRE SPECIAL COMMITTEE UNCONFIRMED
MINUTES OF MEETING HELD ON 21 FEBRUARY 2019****FILE NO: 2/5/12**

RECOMMENDATION:

“THAT the Minutes of a meeting of the Burnie Sports Centre Special Committee held on 21 February 2019, be received for discussion.”

SUMMARY

The committee met and discussed a range of operational matters relating to the Burnie Sports Centre, as outlined in the minutes. Most are actioned for further investigation and follow-up.

ATTACHMENTS

- 1 [↓](#). Burnie Sports Centre Special Committee Unconfirmed Minutes of Meeting 21 February 2019

COUNCIL RESOLUTION**Resolution number: MO070-19****MOVED: Cr K Dorsey****SECONDED: Cr A Boyd**

“THAT the Minutes of a meeting of the Burnie Sports Centre Special Committee held on 21 February 2019, be received for discussion.”

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Meeting Notes



Meeting: **Burnie Sports Centre Special Committee**
 Date & Time: 21/02/2019
 Venue: Burnie Sports Club Inc.
 File No(s): 2/5/12

Open at 5.33pm

Chairperson:	Councillor Amina Keegan
Present:	Councillor Amina Keegan (Burnie City Council) ,Raelene Salter (Burnie Basketball Assn) , Bev Robotham (WDBA) Geoff Dyke (Burnie Darts Club) , Andrea Dallas (Burnie City Council)
Apologies:	Councillor David Pease

Discussion Items and Notes –	Action / Responsible
Confirmation of the previous minutes from last meeting: It was moved that the minutes of the meeting held on Thursday 4 th of October 2019 be accepted as a true and accurate record Moved by : Raelene Salter Seconded: Geoff Dyke	
Financial Report Accepted by: Raelene Salter Seconded by : Bev Robotham (financial report code F/U means favorable or unfavorable)	
Business Arising from last meeting <ul style="list-style-type: none"> • Enquiry regarding power box located at the entrance: <ul style="list-style-type: none"> ○ The silver box located near the front door for the complex controls the main switches for the lights and power ○ The power switch is taped off as this also controls the power to the Sports Club, there is no charges levied against the sports complex as all the power (lights/Power) for the sports/Rugby) club goes thru a separate meter and is paid for by the Sports/Rugby club • Funding application – Community Defibrillator Fund – Department of Health Ambulance Tasmania for a Defibrillator for the Centre 	The application was submitted and is in progress
General Business <ul style="list-style-type: none"> • Burnie Rugby Club Independent Change room <ul style="list-style-type: none"> ○ Change rooms - Rugby Club would like committee to submit application for the new clubrooms , Rugby not going to pursue a funding grant • Court 1: <ul style="list-style-type: none"> ○ Floors are slippery, after the cleaners have been in, have the cleaners got rid of the dust on the beams? • Speakers in hall 1 <ul style="list-style-type: none"> ○ Is it possible for speakers to be put or connected to the Burnie Clubrooms? 	Andrea to follow up

Meeting Notes

<ul style="list-style-type: none"> • Burnie Basketball Bar: <ul style="list-style-type: none"> ○ old bar demolished on 24th of March and new bar being put in, Basketball club would like assistance from BCC to assist with disposing of old bar • Vendor snack machine Proposed – supplies drinks and chips, - as the kiosk isn't always open <ul style="list-style-type: none"> ○ Vendor will be responsible for restocking, will get funds, ○ suggested located in the foyer committee happy for snack machine ○ BCC organize access to enable vendor to restock • WDBA State Training – additional hours for state training for waived court hire , (WDBA will still pay light fees for State Training) 	<p>Andrea to follow up</p> <p>Committee happy to waive court hire</p>
<p>Maintenance: Centre closed from 20 December 2018 - 21 January 2019 During the Closure of Sports Centre the following works were undertaken:</p> <ul style="list-style-type: none"> • Some of the floors in the showers were repainted • A number of plumbing fittings repaired. • The cleaners also undertook a few jobs that they generally would not get too <p>Maintenance issues</p> <ul style="list-style-type: none"> • The Sports Club (leak in the between the top window (window closes to the ocean side) • Security light be installed near back Basketball kitchen - <ul style="list-style-type: none"> ○ New light not required only a new fitting required – • Basketball Awning: <ul style="list-style-type: none"> ○ works completed , there is an issue with the drain , the awning leaks – • Pot holes on road behind the Sports Club- <ul style="list-style-type: none"> ○ needs to be looked at again ○ Suggestion for a pipe under for drainage, need to follow up for winter otherwise will become an issue with heavy rain. 	<p>Completed</p> <p>Completed</p> <p>Completed</p> <p>Andrea to follow up</p>
<p>Any other business:</p> <ul style="list-style-type: none"> ○ Light pole in the car park outside the sports bar needs to be relocated as this keeps getting crashed into (could it be building mounted , or relocated ○ Lights need to be checked in the car park (some lights are not working , not bright enough ○ Score bench – hall 1, large hole needs to be fixed as soon as possible <p>Meeting closed @6.08pm</p>	<p>Andrea to follow up</p>
<p>Next Meeting: Thursday 9th of May 2019 @ 5.30pm</p>	<p>Andrea will email invite</p>

MINUTES AND REPORTS OF COMMITTEES**AO078-19 UPPER NATONE RESERVE SPECIAL COMMITTEE
UNCONFIRMED MINUTES OF MEETING HELD ON 25 FEBRUARY
2019****FILE NO: 2/5/16; 3383617**

RECOMMENDATION:

“THAT the Unconfirmed Minutes of a meeting of Upper Natone Reserve Special Committee held on 25 February 2019, be received for discussion.”

SUMMARY

The minutes record the discussions of the Upper Natone Reserve Special Committee, held on 25 February 2019.

The committee has been active in relation to reserve maintenance activities, as reported in the minutes.

The damaged swing has been included on the maintenance schedule for attention.

A draft of the revised “Delegation of Authority and rules of Operation” has been considered by the committee. It has been requested that the committee membership numbers be increased to ten, reflecting the current situation where there are nine community members and one elected member on the committee.

Officers have no concerns with modifying the delegation documentation. This matter will be dealt with separately in a further report to Council next month to formally adopt revised committee schedules, noting the feedback provided.

ATTACHMENTS

1. [Unconfirmed Minutes of the Upper Natone Reserve Special Committee Meeting held on 25 February 2019](#)

COUNCIL RESOLUTION**Resolution number: MO071-19****MOVED:** *Cr A Boyd***SECONDED:** *Cr K Dorsey****“THAT the Unconfirmed Minutes of a meeting of Upper Natone Reserve Special Committee held on 25 February 2019, be received for discussion.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY

Minutes of the Upper Natone Reserve Special Committee
25th February 2019

Meeting opened 7.34pm

Attendance: Phil Tustian (Secretary) Fiona Tustian (President), Ivan Caston, Dianne Cripps, Arthur Bryan, Gary Watts, Rodney & Rhodora Lincoln, Alwyn Boyd (Burnie City Council)

Apologies: Gary Neil (Burnie City Council), Heather Ross & Andrew Stephenson

Declaration of Interest – Nil Declarations

Minutes of previous Meeting (10th October 2018) were read by the Secretary.

Moved Gary Watts & seconded Dianne Cripps the Minutes be accepted as read, with the date of next Meeting amended to read 25th – **Carried**

Business arising: deferred to General Business

Correspondence: (Inwards) S Kons Burnie City Council review of Committee Rules

G Simpson Burnie City Council appointment Councillor to the Committee
Draft (Delegation of Authority and Rules of Operation Upper Natone Reserve Special Committee)

M Knight Burnie City Council Declaration of Interest Forms

M Roberts Car Rally 16/3/19 Upper Natone

G Neil Burnie City Council total number of members of Special Committee

(Outwards) email (phone) Notice of Meeting 25/2/19

Treasurer's Report: Original budget \$2000 with \$1174-60 remaining. Accounts presented for 28-98 & 55-05 payable to Tustian's for parts for pump (total \$84). (Remaining balance \$917-65) Moved Alwyn Boyd & seconded Rodney Lincoln this account be passed for payment **Carried**

General Business

1. Discussion in relation to placement of cameras at the Reserve, with only Fiona/Philip aware of placement etc, as agreed at an earlier Meeting as a security measure e.g. if stolen no suggestion any Committee Member is responsible in any way.
2. Thanks to Ivan & Paul Caston for modifications to the pump making the refilling of the water tank far easier
3. BBQ Repairs it was agreed that the two main BBQs were in need of repair, and a decision to be made at next "working bee"
4. Rodney Lincoln congratulated on his work in ridding the Alan Page garden of invasive weeds
5. Dianne advised concrete bricks (around 200 available at no cost). A sample will be brought to the next "working bee" It was agreed Phil/Ivan would collect and store at Tustian's until required
6. "Working Bee" scheduled for Sunday 10/3/19 10am to 1pm. Moved Arthur & seconded Dianne the Tustian's provide BBQ refreshments to be reimbursed. **Carried**
7. Broken swing at Reserve and resolved Gary Neil be advised requesting repairs
8. Proposed "Rules of Operation" with Committee of 9 members including Council Alderman which would necessitate one less member. Resolved that this Committee request the proposed "Rules" be amended from a total of 9 Committee Members to become 10 Members
9. Meeting Closed 8.20pm
10. **Next Meeting Monday 15th April 2019 Natone School.**

MINUTES AND REPORTS OF COMMITTEES**AO079-19 CRADLE COAST WASTE MANAGEMENT GROUP UNCONFIRMED
MINUTES OF MEETING HELD ON 13 FEBRUARY 2019**FILE NO: 2/5/37

RECOMMENDATION:

“THAT the unconfirmed Minutes of a meeting of Cradle Coast Waste Management Group held on 13 February 2019, be received for discussion.”

SUMMARY

The minutes report on the activities of the Cradle Coast Waste Management Group (CCWMG).

Each of the member Councils are considering the Waste Governance report and it is expected the collective views of the Councils can be considered at the next meeting.

The region participated in the Garage Sale Trail initiative last year and received statistics on participation. While some 39 households participated, it was considered by the group that future participation would most likely not be warranted, as the value of participation in the context of the broader region is considered low.

Bin toppers will be provided to member Councils to support public place recycling initiatives.

ATTACHMENTS

1. [Unconfirmed Minutes of the Cradle Coast Waste Management Group Meeting held on 13 February 2019](#)

COUNCIL RESOLUTION**Resolution number: MO072-19****MOVED:** *Cr T Brumby***SECONDED:** *Cr A Boyd****“THAT the unconfirmed Minutes of a meeting of Cradle Coast Waste Management Group held on 13 February 2019, be received for discussion.”***

For: Cr S Kons, Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr C Lynch, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

CARRIED UNANIMOUSLY



CRADLE COAST WASTE MANAGEMENT GROUP MEETING

13 February 2019

Meeting Highlights

- Garage Sale Trail statistics were reviewed and based on that information it was determined that the participation fee of \$11,160 does not bring additional value to the region (see attached statistics summary).
- CCWMG providing Gold Sponsorship to the Ecofest Event.
- Bin Toppers received and will soon be distributed to Councils for use and lending to community organisations.

DRAFT



CRADLE COAST WASTE MANAGEMENT GROUP

UNCONFIRMED NOTES

Meeting held Wednesday, 13 February 2019
Cradle Coast Authority, 1-3 Spring Street, Burnie

1. WELCOME

The Chair, Ms. Sandra Ayton, opened the meeting at 10:38 am and welcomed attendees.

Present at the meeting were:

- | | | |
|---------------------|---------------------------|----------------------------------|
| • Ms. Sandra Ayton | Committee Chair | Central Coast Council (CCC) |
| • Mr. Rowan Sharman | Committee Member | Burnie City Council (BCC) |
| • Ms. Dana Hicks | Committee Member | Waratah Wynyard Council (WWC) |
| • Mr. Don Thwaites | Observer | CCA Representatives Group |
| • Mrs. Mel Pearce | Committee Project Manager | Dulverton Waste Management (DWM) |
| • Mr. Mat Greskie | Committee Project Manager | Dulverton Waste Management (DWM) |

The CCWMG did not have a quorum in attendance, the Chair proceeded with the meeting and any matters requiring a vote are to be re-tabled at the April meeting.

2. APOLOGIES

Apologies were received from:

- | | | |
|----------------------|------------------|--------------------------------------|
| • Mr. Matthew Atkins | Committee Member | Devonport City Council (DCC) |
| • Mr. James Brewer | Committee Member | Circular Head Council (CHC) |
| • Mr. Adam Gardner | Committee Member | Kentish (KC) & Latrobe (LC) Councils |
| • Mr. Daryl Connelly | Committee Member | Cradle Coast Authority (CCA) |

3. GOVERNANCE**3.1. CONFIRMATION OF MINUTES**

The Unconfirmed Minutes of the 28 November 2018 meeting were presented at Item 3.1 of the Agenda.

A minor typo was highlighted at the top of page 5 of the minutes and the CCWMG agreed to make the amendment.

The Cradle Coast Waste Management Group (CCWMG) **RESOLVED** that the Unconfirmed Minutes of the meeting of 28 November 2018 are a true and correct record.

3.2. BUSINESS ARISING FROM MINUTES

Nil.



3.3. REVIEW OF ACTIONS LIST

DT queried whether the bin toppers have arrived and whether each Council were receiving 8 yellow recycling toppers or 4 red waste and 4 yellow recycling toppers. MP confirmed the bin toppers have arrived and at the last CCWMG meeting it was decided that 4 of each was preferred. There was discussion around how to best communicate the purpose of these when used at community events and MP confirmed that an education campaign will be carried out and there will be stickers placed on the lid identifying their purpose.

SA suggested that the in toppers could be provided to community event organisers for use, such as NW Ecofest. MP confirmed that this is exactly what they are for and that event organisers may apply to use these through their local Council. SA requested that when the bin toppers are being promoted, that the "Guide to Preparing an Event – Waste Management Plan" also be provided to event organisers.

ACTION

1. Mel Pearce to organise stickers for the bin toppers and then supply them to each Council.

The committee **NOTE** the actions list.

3.4 Waste Governance Update

SA confirmed that the Waste Governance Report and accompanying Council Report was provided to each Council for placing into the January or February Council Meeting agenda. Each Council should report the outcomes from their meeting to the CCA and CCWMG.

4. FOR DECISION

4.1. Financial Report - Briefing Note

The financial report briefing note dated 13 February 2019, was presented by the CCA to the CCWMG.

The CCWMG **NOTED** the report.

4.2. Financial Report – Income Statement

The CCWMG income statement as at 31 December 2019, was presented by the CCA to the CCWMG.

The CCWMG requested clarification regarding the budget v forecast waste levy opening balance. MP advised that the variance is likely due to expenditure coming in under forecast but will check and confirm out of session.

ACTION

1. Mel Pearce to advise the CCWMG what factors have contributed to a difference between the budget and forecast waste levy opening balance.



The CCWMG **NOTED** the income statement.

5. FOR DISCUSSION

5.1. Chemclear Program Update

MP advised that a CCWMG representative requested this item be added to the agenda due to some confusion around whether this service was still available in NW Tasmania. MP advised that discussions with a Chemclear representative confirmed this service was still available and has not changed. RS noted that BCC were a Chemclear collection point and have not received a pickup for a number of years. It was decided that BCC would contact Chemclear and report back to the CCWMG.

ACTION

2. Rowan Sharman is to report back to the CCWMG the outcome of BCC's discussions with Chemclear.

5.2. Garage Sale Trail

A summary of the regional participation statistics (copy attached) was tabled for the CCWMG's information. MP highlighted that a significant portion of the data provided by the Garage Sale Trail was calculated using regional and state data (rather than Council specific), providing an inflated outcome. MP confirmed that participation in the event cost the region \$11,160, with a total of 39 sales, the cost to the CCWMG per sale was \$286.

The CCWMG agreed that there was already a strong garage sale culture in the community and that the data highlights that participating in the Garage Sale Trail provides limited value to the region. The CCWMG were also disappointed in the lack of media coverage the Garage Sale Trail carried out in the region.

The CCWMG resolved to discuss the 2018 data and cost vs value for participating in the Garage Sale Trail with their respective Councils (as necessary) and provide feedback as to whether to participate in 2019, at the next meeting.

ACTION

3. CCWMG members to discuss the 2018 Garage Sale Trail data and cost vs value with their respective Councils (as necessary) and provide feedback at the next meeting.

5.3. FOGO Update

MG confirmed that the updated figures were provided to the CCWMG Chair for distribution prior to Christmas. The updated figures incorporated infrastructure costs being externally funded. Councils are to use the updated figures to recalculate the specific cost to their Council and if satisfied provide a letter of support to the CCWMG Chair.

SA stated that a response from Councils is required by no later than mid-March 2019.

ACTION

4. Each CCWMG representative to advise the CCWMG Chair whether their Council is in support of a FOGO collection by mid-March 2019.



5.4. Ecofest Sponsorship

MP advised that Ecofest are seeking sponsorship and provided an overview of the different sponsorship options and benefits available. The CCWMG agreed to contribute \$800 towards the Gold Sponsorship from the Public Events Project budget and take advantage of the free stall opportunity that this sponsorship provides. The CCWMG requested that MP discuss with the Ecofest organisers whether there is an opportunity for the bin toppers to be used at the event as a case study.

MP advised that planning is also underway to fund community group training from the Public Events budget, to enable Councils to engage community groups to assist event participants in using the bin toppers correctly. The CCWMG will fund RethinkWaste uniforms for community groups undertaking this activity.

6. FOR NOTING

6.1. CCWMG PROJECT TASK LIST

The CCWMG Project Task List, prepared by DWM, was tabled for the CCWMG information.

There was some discussion around a number of the projects, with MP providing updates on their status.

The CCWMG **NOTE** the Project Task List.

6.2 Bin Topper Information – Sustainability Victoria

The Public Place Recycling Best Practice Guidelines, developed by Sustainability Victoria, was tabled for the CCWMG's information. MP advised that this document provides brief guidelines about the use of bin toppers. The CCWMG agreed that this is a very useful document and it pairs well with the RethinkWaste's "Guide to Preparing an Event – Waste Management Plan", as a Council and community event organiser resource.

The CCWMG **NOTE** the Public Place Recycling Best Practice Guidelines.

6.3 Quarterly Waste Reports

The Quarterly Waste Reports (October to December 2018) for each Council were tabled for the CCWMG's information. MP advised that almost all of the reports are unreliable and inaccurate, due to 5 out of the 7 Councils not inputting data. The regional data cannot be relied upon until all Councils participate. CCWMG members undertook to discuss with relevant Council Officers to ensure the data is input monthly.

SA advised that the issue of Councils not inputting data would be raised again at the next General Managers (GM) meeting.

ACTION

5. SA to raise the data capturing issue at the next GM's meeting and table the Data Integrity Table for their information.



6. CCWMG members to discuss with relevant Council Officers to ensure that data is input monthly.

7. GENERAL BUSINESS

Nil.

8. NEXT MEETING AND MEETING CLOSE

The next meeting will be held on Wednesday 17th April 2019 at the Cradle Coast Authority Offices.

Meeting closed at 12:00 noon.

DRAFT

Summary of Garage Sale Trail Data for 2018

Council	Individual sales	Garage sales/events over the weekend	Sellers & Shoppers in your community	Participating households	% of sales by day			total items listed	# of items sold/reused	Average # sold per sale
					Sat Only	sun Only	both days			
BCC	5	6	287	186	67%	0%	33%	5,400	764	69
CCC	7	12	458	293	33%	17%	50%	11,550	957	69
DCC	10	14	500	322	43%	57%	0	4,680	954	69
KC	3	4	145	95	25%	25%	50%	310	188	69
LC	13	20	659	362	30%	0%	70%	3,446	1,357	56
WWC	1	1	30	19	100%	0%	0%	300	22	69
CHC	0	0	0	0				0	-	0
Total	39	57	2,079	1,277	50%	17%	34%	25,686	4,242	57

Regional data as reported by GST

67

Cost to region to participate in 2018 event: \$ 11,160
Cost per participating household: \$ 286

Data explanation received from Garage Sale Trail

Individual Sales: Number of individuals holding a stall either on one or both days during the weekend.

Garage Sale/Events Over the Weekend: Saturday only stalls & sales + Sunday only stalls & sales + total number of sales & stalls being hosted on Saturday & Sunday x 2.

Sellers & Shoppers in Your Community: the average number of shoppers per sale type x the number of sales of that sale type + the average number of sellers per sale type x the number of sales for that sale type.

Participating Households: website registration data combined with seller survey responses that provide the average for the number of households for different sales types

Total Items Listed: website registration data for your local council area. Sellers are required to state how many items are being sold when they register a sale

of Items Sold/Reused: website registration data and seller survey responses are used. The average number of items sold per sale type provided via the survey is multiplied by the number of sales of each sale type registered.

Average # Sold Per Sale: the seller survey responses only are used in this data point. It is calculated using the average number of items sold across all sale types in regional Tasmania.

AO080-19 NON AGENDA ITEMS

In accordance with the requirements of Regulation 8(5) of the *Local Government (Meeting Procedures) Regulations 2015* a matter may only be discussed at a meeting if it is specifically listed on the agenda of that meeting.

Council by absolute majority may decide at an ordinary meeting to deal with a matter that is not on the agenda if the General Manager has reported:

- (a) the reason it was not possible to include the matter on the agenda; and
- (b) the matter is urgent; and
- (c) that advice has been provided under section 65 of the *Act*.

There were no none agenda items.

There being no further business the Mayor declared the Meeting closed at 8.15 pm.

CERTIFICATION OF MINUTES AS A TRUE RECORD

These minutes are confirmed as an accurate record of the Ordinary Meeting of Burnie City Council held on 19 March 2019.

Confirmed:

A handwritten signature in black ink, appearing to be 'A. Wardlaw', written in a cursive style.

Andrew Wardlaw, GENERAL MANAGER

Confirmed:

A handwritten signature in black ink, appearing to be 'S. Kons', written in a cursive style.

Steven Kons, MAYOR