



## **MINUTES**

# **Ordinary Meeting**

**WEDNESDAY, 15 DECEMBER 2021**

**7.00PM**

**CITY OFFICES, 80 WILSON STREET, BURNIE**



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## OPEN SESSION

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# ORDER OF BUSINESS

## OPEN SESSION

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**MINUTES OF THE OPEN SESSION ORDINARY MEETING  
OF THE BURNIE CITY COUNCIL  
HELD AT THE CITY OFFICES ON WEDNESDAY, 15 DECEMBER 2021**

**HOUR:** 6.00pm – 6.01pm  
7.11pm – 7.42pm

**TIME OCCUPIED:** 32 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 D Pease.

**Officers in Attendance:**

General Manager (S Overland), Director Land and Environmental Services (P Earle), Director Works and Services (G Neil), Director Corporate (B Lynch), Chief Financial Officer (B Pilgrim), Executive Manager Corporate Governance (M Neasey) and Media and Communications Officer (F Loughran).

**APOLOGIES:** Cr C Lynch.

**‘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
AC127-21 COUNCILLOR DECLARATIONS OF INTEREST	15(2)(g)
AC128-21 CONFIRMATION OF MINUTES OF THE 'CLOSED SESSION' MEETING OF COUNCIL HELD ON 23 NOVEMBER 2021	15(2)(g)
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AC130-21 GENERAL MANAGER'S REPORT - CLOSED SESSION	15(2)(i)
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AC132-21 AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION	15(2)(f)
AC133-21 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 AC127-21 to AC133-21 which are confidential matters as prescribed in Clause 15 of the Local Government (Meeting Procedures) Regulations 2015”***

**COUNCIL RESOLUTION****Resolution number: MO188-21****MOVED:** Cr A Boyd**SECONDED:** Cr G Simpson

***“THAT the meeting be closed to the public to enable Council to consider agenda items AC127-21 to AC133-21 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 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

In accordance with Regulation 34(1)(b) of the *Local Government (Meeting Procedures) Regulations 2015*, it is reported that the following matters were considered in Closed Session:

<b>Agenda Item</b>	<b>Title</b>	<b>Brief Description</b>
AC127-21	Councillor Declarations of Interest	A report to consider any declarations of interest by Councillors in any matter in the Agenda
AC128-21	Confirmation of Minutes of the Closed Session Meeting of Council held on 23 November 2021	A motion to confirm the Minutes of the previous meeting
AC129-21	Applications for Leave of Absence	A report to consider any requests for leave of absence by a Councillor
AC130-21	General Manager's Report – Closed Session	A report that considers various operational updates of a confidential nature
AC134-21	Non Agenda Items	A report to consider dealing with any matter that is not on the Council Agenda
AC131-21	Matters Considered in Closed Session	A report containing a brief description of all reports considered by Council in the Closed Session
AC132-21	Authorisation to Disclose Confidential Information	A report that authorises the Mayor and General Manager to disclose information if required during the course of implementing the decisions of Council
AC133-21	Completion of Closed Session/Meeting Adjournment	This report confirms the completion of Closed Session



## RESUMPTION

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

## 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.***

## AUDIO RECORDING

It is noted that the Open Session of the Meeting will be audio recorded. The audio recording will be made available to the public in accordance with Regulation 33 of the *Local Government (Meeting Procedures) Regulations 2015*.

## PRAYER

The meeting was opened with prayer by Pastor Nick Booth of Romaine Park Christian Centre.

## AO208-21 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.

Cr A Keygan declared an interest in Item AO212-21 Land Disposal (via Lease) - Proposal to Dispose of Various Portions of Public Land to: Mckenna Park Regional Hockey Complex Inc, CT Volume 153259, Folio 2; Burnie Netball Association Inc, CT Volume 83556, Folio 1; Burnie Tennis Club Inc, CT Volume 50302, Folio 1; South Burnie Bowls and Community Club Inc, CT Volume 153938, Folio 2; Burnie Senior Citizens Club, CT Volume 171332, Folio 2 & 3; Burnie United Soccer and Sporting Club Inc, CT Volume 158953, Folio 1.

Cr D Pease declared an interest in Item AO212-21 Land Disposal (via Lease) - Proposal to Dispose of Various Portions of Public Land to: Mckenna Park Regional Hockey Complex Inc, CT Volume 153259, Folio 2; Burnie Netball Association Inc, CT Volume 83556, Folio 1; Burnie Tennis Club Inc, CT Volume 50302, Folio 1; South Burnie Bowls and Community Club Inc, CT Volume 153938, Folio 2; Burnie Senior Citizens Club, CT Volume 171332, Folio 2 & 3; Burnie United Soccer and Sporting Club Inc, CT Volume 158953, Folio 1.

Cr S Kons declared an interest in Item AO212-21 Land Disposal (via Lease) - Proposal to Dispose of Various Portions of Public Land to: Mckenna Park Regional Hockey Complex Inc, CT Volume 153259, Folio 2; Burnie Netball Association Inc, CT Volume 83556, Folio 1; Burnie Tennis Club Inc, CT Volume 50302, Folio 1; South Burnie Bowls and Community Club Inc, CT Volume 153938, Folio 2; Burnie Senior Citizens Club, CT Volume 171332, Folio 2 & 3; Burnie United Soccer and Sporting Club Inc, CT Volume 158953, Folio 1.

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**AO209-21 CONFIRMATION OF MINUTES OF THE 'OPEN SESSION' MEETING  
OF COUNCIL HELD ON 23 NOVEMBER 2021****RECOMMENDATION:**

***“THAT the minutes of the ‘Open Session’ of the Burnie City Council, held at the City Offices on 23 November 2021, be confirmed as true and correct.”***

**COUNCIL RESOLUTION**

**Resolution number: MO189-21**

***MOVED: Cr D Pease***

***SECONDED: Cr T Bulle***

***“THAT the minutes of the ‘Open Session’ of the Burnie City Council, held at the City Offices on 23 November 2021, be confirmed as true and correct.”***

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

**Against:**

***CARRIED UNANIMOUSLY***

**MOTIONS ON NOTICE****AO210-21 MOTION ON NOTICE - REBUILD BURNIE**

**FILE NO:** 15/5/2, 21/54288  
**PREVIOUS MIN:**

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

***“THAT Council:***

- 1) Determine needs and wants for the next Federal election that includes funding for new sports centre and advise the major party candidates; and***
- 2) Determine the need to borrow the necessary funds to complete the renewed cultural center, upgrade recreational areas and build a new sports center.”***

**COUNCILLOR’S COMMENTS**

Success and growth are built on necessity, vision and competition. We need therefore we do, we want therefore we aspire, we challenge to be better.

With regards to a new Sports Center; Council formed a working group of interested parties. Community meetings have been held, consultants engaged, designs discussed, needs confirmed, location determined, and yet we have done nothing for fear of cost. Cost can be determined in many ways, what is the cost to our community by delaying?

If we do not attempt to secure the funding for a new sports center we will, in most likelihood, be delaying the concept for another 6-8 years. Therefore, the people of Burnie can “maybe” expect action by 2030? Something discussed in 2010 may not be realised by 2030. This is not good enough. Councillors have floated the idea of an upgrade to the existing building which is necessary regardless of what we do, but it will not alleviate the other issues of an inadequate venue that does not meet the needs of the populace.

If we fail to act now, the rising cost of building will increase the cost exponentially as the years progress; therefore, in say 3 years the cost will escalate by say 3-\$500,000 (maybe more). Delaying is expensive. By 2030 the cost will have escalated by say 30% or say \$5-7,000,000 more.

Our job as Councillors is to manage the resources of the community to their benefit. To provide the infrastructure that a city of this size requires to meet the needs of those who reside here. In this instance, delaying is a bad decision, forgoing is forgetting, inaction is disastrous.

We have spent more than 3 years and \$500,000 debating and planning what to do with a yet to be received granted sum of \$5,000,000. There was not a business case, community meetings were not held, plans had not been discussed and it was confirmed when the facts were assessed, there was not a business case or justification for the expenditure. We are still trying to find our way with what to do with the money and have only succeeded in antagonising almost every section of the community.

A motion to redirect the funds to a needed project was lost with Councillors fully aware that there was dwindling visitations to the “Largest Regional Art Gallery in Australia”. The rationale seemed to be based on the Field of Dreams – “Build it and They (?) will come”. To ensure they(?) would come, it was determined to name it “Northwest” rather than Burnie? Burnie is being left behind while we cry poor. While Councillors are debating the cost of a tin of paint, our neighbors are planning sporting precincts, upgrading parks, upgrading streetscapes, opening cultural precincts, a visitor Information centre, a history museum and research library as well as a new Science centre and planetarium (that also includes art gallery spaces, café and special purpose workshop areas suitable for woodcraft and other activities).

Our closest neighbours are progressing with the view to the future, while we still talk about “information (?)” being a year away?

Without the desire and a vision to progress we are a ship in the doldrums. The idea that we are always constrained by dollars is disingenuous, disastrous and debilitating. You are what you subscribe to be.

It is time to be bold. The days of saying “we can’t” need to be replaced with the words “we can”, “we will” and “we need to”.

To progress the city and meet the needs of the populace, money needs to be spent. We can do this slowly and painfully or bite the bullet to progress the city. Interest rates are at historical lows and are expected to remain low for an indefinite period.

The repurposed AFC will cost more than the, setting in limbo, \$5,000,000 (not yet) provided by the Federal Government at the last election. We have now reached a new electoral cycle and have yet to receive or spend anything but ratepayer’s money whilst creating angst in the community. In reality, it is less progressed than the sports center.

On many occasions, I have pursued 2 beliefs at Council:

1. **Perception is reality.** There are those that maintain the perception that the BCC is stagnating under massive losses unable to move forward with Councillors that continued to support a failed regional body, galleries that weren’t to happen, rate reductions that weren’t sustainable and fixing errors of the past.
2. **The city is like a family home.** It needs constant work and upgrading to meet the needs of a growing family. The failure of Councils to address future needs and plan for those needs has left Councils (not only this one) with their hands out like beggars on the streets of Juarez – hoping that someone will help. But like most families, we

need to borrow to move forward, we borrow to improve, we borrow to replace and renew.

In conclusion, we can wait like the beggars on the streets of Juarez, barely feeding our family or we can progress. Our current expenditure on the NWMAG, CCA, and community services resembled providing funds for a homeless person to use for alcohol or drugs – no benefit was realized. Many times, we have fed the rivalry with Devonport, this is no longer possible as we wallow under the constraints of frugality. Those that were wasteful are now frugal?

To progress the city, we need action, not inaction, hope not despair, belief not disbelief and the view for a brighter future.

### **GENERAL MANAGER'S COMMENTS**

Over the past twelve months Council has critically reviewed its Financial Management Strategy and all aspects of Council's operations as a consequence of the impact of the COVID pandemic on Council's longer-term strategy of reducing the rate burden on its rate payers.

In that process Council has reaffirmed its commitment over the longer-term to maintain rate increases to CPI or below and has accordingly made a number of very difficult decisions to reduce Council's operating costs by changing service delivery in a number of areas related to arts, cultural and community services. In these same deliberations Council has determined that its priority capital project is the refurbishment of the Burnie Arts and Function Centre.

This motion is at fundamental odds with the financial and budget decisions made by Council during the last year. It is open for councillors to advocate for a different position in relation to Council's financial management or policy positions. However, the initial consideration of significant changes such as is being suggested in this motion is best done through Council's internal processes where assumptions, statements and positions can be tested. The budget development process for the 2022/23FY is about to commence, which will include a review of Council's Financial Management Strategy. This provides the appropriate opportunity for proposals such as this to be debated and properly considered amongst Councillors, particularly as it represents a very significant shift in position, significantly increasing borrowings and at this time having an unknown impact on Council's operating budget.

One of the core responsibilities of Council is to set the Financial Management Strategy and Budget for Council, which inevitably requires making hard decisions about priorities and trade-offs between community needs and wants against revenues and what can be afforded. No government at any level can meet all community needs and aspirations, regardless of its position on taxation and revenue. Government is inherently concerned with rationing of scarce resources.

This motion runs the risk of exciting community expectations that 'it can have it all' and not have to bear the costs. While it is true that currently interest rates are low, debt still needs to be serviced by repaying principle and interest over the period of the loan, creating a burden on current and future rate payers. It is of course at times entirely legitimate to borrow, but decisions to incur debt should be made carefully and with full consideration of the cost/benefit of proposals.

Council has discussed the importance of having business cases developed that set out the life cycle costs of the proposed new or redeveloped asset in considering future major initiatives. Life cycle costs will provide Council with projections of the capital and operating costs of a major initiative over the life of the asset, enabling a better informed view of the long-term financial impact on Council's finances. While officers are progressing work on a concept for a new indoor sports centre, Council is yet to receive or consider such detailed advice.

This motion abandons such an approach and asks Council to commit to significantly increased borrowings (and costs), without business cases and due deliberation, while also being highly critical of supposedly similar approaches in the past.

Many statements and assertions made in the supporting argument for this motion are contentious and open to challenge.

In relation to the issue of advocacy, it is recommended that no change be made to Council's advocacy priorities. It is risky to lobby for money when Council is yet to understand the cost/benefit of any major project. This can result in being awarded partial funds to a project that Council has not adequately yet planned for or committed to financially, and effectively binds Council to a commitment with the community outside the current strategic priorities that have been agreed.

For these reasons it is recommended that this motion not be supported. Discussions on Council's financial management strategy, priorities and debt levels can be continued in the budget deliberations, which this year for the first time includes a draft budget that will be publicly exhibited for a month for community input.

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**COUNCIL RESOLUTION****Resolution number: MO190-21****MOVED:** Cr K Dorsey**SECONDED:** Cr G Simpson***“THAT Council:***

- 1) Determine needs and wants for the next Federal election that includes funding for new sports centre and advise the major party candidates; and***
- 2) Determine the need to borrow the necessary funds to complete the renewed cultural center, upgrade recreational areas and build a new sports center.”***

***The motion was not put due to the following procedural motion***

**MOVED:** Cr D Pease**SECONDED:** Cr T Brumby***“THAT the matter be deferred.”***

**For:** Cr S Kons, Cr A Boyd, Cr T Brumby, Cr A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

**Against:** Cr K Dorsey.

**CARRIED**

**PUBLIC QUESTION TIME****AO211-21 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.

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**Our Process for Public Questions**

All public questions are required to be submitted by 5pm the day before the Council Meeting.

You can submit your question online at [www.burnie.net](http://www.burnie.net) or obtain a form from Customer Services. There is a limit of two questions per person.

During the meeting, you will be invited by the Mayor to read out your question. Please use the microphone as directed.

Please note:

- Due to COVID safe measures limiting the number of people who can physically attend Council Meetings, you do not have to be present at the meeting. Your question will be read out by the Mayor during the meeting
- If it is not possible to answer the question at the meeting, the General Manager will provide a written answer within 10 days
- All questions must be in writing and the question and answer cannot be debated
- The Mayor may refuse to accept a question
- Parliamentary Privilege does not apply at Council Meetings
- Council Meetings are recorded

Amanda Uggenkiz of Burnie asked:

- 1) *Congratulations to the groups that staged a very successful Burnie 10.  
Is Council able to advise how much money was saved by outsourcing this event?*

The Mayor provided the following response:

The costs for the 2019-20 event were approximately \$33,000 in what was an ordinary year, with no material COVID-19 impacts. In addition to this there were many staff overheads and in-kind support that are not able to be quantified.

In 2020-21 the cost of the event was \$27,000 however the event was significantly impacted in terms of participation and the way in which the event was conducted, as a virtual online event.



In 2021-22 the cost to outsource the event was \$30,000 for what was a very professional and successful event. While this only represents on the surface a \$3,000 saving, there are additional savings in staff resourcing.

The Council believes that the investment made this year will likely reduce over the next several years, as the impacts of COVID diminish and the event becomes more sustainable through increased participation.

Brian Armstrong of Burnie asked:

- 1) *Unfinished work Surrey Road paths, is there a time frame?*

The Mayor provided the following response:

Council has completed the asphalt footpath replacement program for Old Surrey Road and we are aware that some Telstra and TasNetworks pits need repair or replacement, for which we have notified those authorities, and will follow up with them.

Jo Shugg of Burnie asked:

- 1) *As the mother of four children, when my children became frustrated I would ask myself "Could I have done something differently?" I have openly showed my frustration at Council Meetings, once leaving the Chamber and latterly shouting out from the Gallery. We are reminded by Councillor Brumby that decision making this year has been very difficult and distressing. If we could have 2021 again, and moving into 2022, have Council given consideration to how the use of language and delivery of difficult news to their Community could be done in a different way?*

The Mayor provided the following response:

Council has discussed our communication of the various difficult decisions we have made over the past year on a number of occasions, as part of our ongoing efforts to improve all aspects of Council's operations. It is always challenging to communicate clearly, concisely and in a timely manner difficult decisions. We have explained on a number of occasions why we took the approach we did, given the most significant impact of these changes was on our staff who were made redundant.

That said, Council has reflected on our manner of communication of these decisions and particularly about the impact on our community. We have been and will continue to work on improving all aspects of our communications and to work with our community in the implementation of these decisions and on our strategic priorities set out in our Council Plan 2022-25.

- 2) *Glad tidings of great joy I bring. I will be spending more time in Hobart next year renovating our family home and less time attending your monthly Council Meetings. What might I expect Burnie to look like for active retirees wishing to engage when we*

*reconsider our living options for 2023?*

The Mayor provided the following response:

Council has set out its strategic priorities in our Council Plan 2022-25. Our three goals are to improve the vibrancy of our city centre; have community facilities to support liveability and be environmentally responsible. There are also key improvements in our enabling services.

In 2023, as part of our vibrant town centre, the renewal of the Burnie Arts and Function Centre will be completed and our new cultural facility operating. We will be beautifying our CBD through a program of greening the city and improvements to its visual amenity. There will be regular events of all kinds to attract people into the CBD, co-created in partnerships between Council and various community groups. UTAS will be well settled into its new campus at West Park and we will ensure strong connections between the CBD and that precinct.

Council will continue to invest in the significant number of community assets it owns and operates, ranging from sporting facilities through to community and cultural venues. And we will be increasingly focussed on being an environmentally responsible community.

Our community consultation framework will be in place and we will be regularly engaging with our community to ensure we identify priority needs and wants and we will use this information to inform our decision making on renewal of our assets, in the development of new assets and changes to our services.

Burnie will continue to be a busy port city and Council believes there are significant economic opportunities for the city and region arising from our strengths in agriculture, natural resources, manufacturing and the growing impetus in renewable energy production. And we will continue to have beautiful coast line and hinterland for people to enjoy.

Council believes the difficult decisions made this year have set us up for the future. While there is continuing uncertainty caused by the pandemic, Burnie City Council believes we are as well positioned as any part of Tasmania to take advantage of the opportunities and to manage the risks that may be ahead. Burnie will continue to be a great place to live, work and play in 2023.

Also there will potentially be a new Magistrates Court, new Fire Brigade, new KFC complex, Centrelink will be bigger, and there are many other developments going on.

Lynne Kershaw of Burnie asked:

- 1) *Will the Burnie Aquatic Centre remain open to all regardless of their vaccination status?*

The Mayor provided the following response:

I cannot provide a definitive answer to that question, as it will depend on a series of variables that are beyond the control of Council, such as potential public health orders by the State Government, or public health advice.

- 2) *Will public buildings remain open to all for example the library, the tip and refuse shop, museums etc?*

The Mayor provided the following response:

Again, I cannot provide a definitive answer to that question, as it will depend on a series of variables that are beyond the control of Council.

Brett Kershaw of Burnie asked:

- 1) *What is the opinion of each councillor in regards to mandatory (forced) vaccinations?*

The Mayor provided the following response:

The opportunity to ask questions in Council meetings is to direct questions to Council, not individual councillors. Council supports the public health measures in place to protect our community from the pandemic.

- 2) *If the council agrees to mandatory vaccinations of any of its employees who is responsible for genuine compensation if/when there is an adverse event?*

The Mayor provided the following response:

Council management has not mandated vaccination of its staff. Council management has consistently strongly encouraged all staff to be vaccinated as this is the best protection for themselves, work mates and the public. Council management is currently consulting with our staff about a policy to cover vaccination status, particularly for staff who cannot or will not be vaccinated. The draft policy takes a risk based approach, recognising the dynamic nature of the pandemic makes it impossible to write definitive rules or take firm decisions as the facts and context continue to change.

Leanne Culbert of Burnie asked:

- 1) *Will unvaccinated children be excluded from any council endorsed activities or venues if and when there is a mandate for children to be given this yet to be approved drug?*

The Mayor provided the following response:

Again, I cannot provide a definitive answer to that question, as it will depend on a series of variables that are beyond the control of Council.

I don't believe that it won't be an approved drug as it has to go through the Therapeutic Goods Administration.

- 2) *Are you aware that there is a group that meets regularly in Burnie to discuss their concerns regarding mandates and many have lost their jobs due to these so called mandates?*

The Mayor provided the following response:

Council is aware that people who elect not to be vaccinated may lose their job or face other consequences. These matters are beyond the jurisdiction of Council, but I again confirm that Council supports the public health measures that have been enacted and put in place to protect our community. Council continues to encourage all people who can receive a vaccine to be vaccinated.

Helen Green of Natone asked:

- 1) *Are you aware that there have been busloads of people from the Burnie area that have been attending the rallies in Launceston and Hobart?*

The Mayor provided the following response:

Council respects the right of people to make their views on these issues known, but as I have said in response to other questions this evening, Council supports the public health measures to suppress and manage the pandemic. Council encourages everyone who is able to be vaccinated to get vaccinated.

- 2) *Are you as a council willing to meet with the group to discuss their concerns?*

The Mayor provided the following response:

I would encourage anyone who wants to meet on this issue to contact the General Manager to see what arrangements can be made, but as I have made clear repeatedly this evening in answering questions on this issue, Council supports the public health responses that have been instituted by the State and Commonwealth Governments. Determining the public health response is not a matter for Council, we have implemented decisions made by other levels of Government and acted consistently with the instructions and advice from public health experts. While I have indicated that we support people's right to protest and otherwise to make their views known, this Council is strongly supportive of the public health response to the pandemic.

Mayor S Kons vacated the chair and left the meeting, having declared his interest in Item AO212-21 and Deputy Mayor G Simpson took the chair, the time being 7.20pm.

Cr A Keygan and Cr D Pease left the meeting, having declared an interest in Item AO212-21, the time being 7.20pm.

## **WORKS AND SERVICES**

**AO212-21 LAND DISPOSAL (VIA LEASE) - PROPOSAL TO DISPOSE OF VARIOUS PORTIONS OF PUBLIC LAND TO:  
MCKENNA PARK REGIONAL HOCKEY COMPLEX INC, CT VOLUME 153259, FOLIO 2;  
BURNIE NETBALL ASSOCIATION INC, CT VOLUME 83556, FOLIO 1;  
BURNIE TENNIS CLUB INC, CT VOLUME 50302, FOLIO 1;  
SOUTH BURNIE BOWLS AND COMMUNITY CLUB INC, CT VOLUME 153938, FOLIO 2;  
BURNIE SENIOR CITIZENS CLUB, CT VOLUME 171332, FOLIO 2 & 3;  
BURNIE UNITED SOCCER AND SPORTING CLUB INC, CT VOLUME 158953, FOLIO 1**

**FILE NO: 5/2/5; 3459247; 2862413; 2199930; 7404569; 7595609 & 3015742**

**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:***

- 1) *Determines to dispose (via lease) of portions of public land, located at:***
  - a) *11 Three Mile Line Road, Downlands (being part of CT Volume 153259, Folio 2, the area identified on the plan attached), to McKenna Park Regional Hockey Complex Inc;***
  - b) *15-23 Howe Street, Park Grove (being part of CT Volume 83556, Folio 1, the area identified on the plan attached), to Burnie Netball Association Inc;***
  - c) *2 Eastwood Drive, Park Grove (being part of CT Volume 50302, Folio 1, the area***

*identified on the plan attached), to Burnie Tennis Club Inc;*

- d) 38 Strahan Street, South Burnie (being part of CT Volume 153938, Folio 2, the area identified on the plan attached), to South Burnie Bowls and Community Club Inc;*
  - e) Jones Street, Burnie (being part of CT Volume 171332, Folio 2 & 3, the area identified on the plan attached), to Burnie Senior Citizens Club Inc;*
  - f) 46 Terrylands Street, Montello (being part of CT Volume 158953, Folio 1, the area identified on the plan attached), to Burnie United Soccer Club; and*
- 2) Authorises the General Manager to execute lease agreements with the Groups, subject to minor amendments that do not change the substance of the leases and being consistent with the Community Leases Policy."**

## **2.0 SUMMARY**

There being no representations made in regard to this public land disposal process, it is recommended to Council that the disposal (via lease) of the respective portions of public lands as noted in this report progress **and** that authorisation be given to the General Manager to execute lease agreements with the respective groups.

## **3.0 BACKGROUND**

At the Council Meeting held on 28 September 2021 (AO172-21), Council considered a report recommending that a public land disposal process be commenced in regard to the disposal (via a lease) of portions of land, as noted in the table below.

<b>GROUP</b>	<b>FACILITY OCCUPIED</b>	<b>TITLE DETAILS</b>
McKenna Park Regional Hockey Complex Inc.	Clubrooms at McKenna Park Hockey Complex, 11 Three Mile Line Road, Downlands	Part of Volume 153259, Folio 2
Burnie Netball Association Inc.	Clubrooms at Burnie Netball Centre, 15-23 Howe Street, Park Grove	Part of Volume 83556, Folio 1
Burnie Tennis Club Inc.	Clubrooms at Burnie Tennis Centre, 2 Eastwood Drive, Park Grove	Part of Volume 50302, Folio 1
South Burnie Bowls and Community Club Inc	Clubrooms at 38 Strahan Street, South Burnie	Part of Volume 50302, Folio 1
Burnie Senior Citizens Club	Senior Citizens Building, located adjacent to the BAFC, Jones Street, Burnie	Part of Volume 171332, Folio 2 and Folio 3
Burnie United Soccer and Sporting Club Inc	Clubrooms at 46 Terrylands Street, Montello	Part of Volume 158953, Folio 1

In that matter, Council determined:

***"THAT Council:***

- 1) *Determines its intention to dispose (via a lease) of portions of public land, located at:***
  - a) 11 Three Mile Line Road, Downlands (being part of CT Volume 153259, Folio 2, the area identified on the plan attached), to McKenna Park Regional Hockey Complex Inc;***
  - b) 15-23 Howe Street, Park Grove (being part of CT Volume 83556, Folio 1, the area identified on the plan attached), to Burnie Netball Association Inc;***
  - c) 2 Eastwood Drive, Park Grove (being part of CT Volume 50302, Folio 1, the area identified on the plan attached), to Burnie Tennis Club Inc;***
  - d) 38 Strahan Street, South Burnie (being part of CT Volume 153938, Folio 2, the area identified on the plan attached), to South Burnie Bowls and Community Club Inc;***
  - e) Jones Street, Burnie (being part of CT Volume 171332, Folio 2 & 3, the area identified on the plan attached), to Burnie Senior Citizens Club Inc;***
  - f) 46 Terrylands Street, Montello (being part of CT Volume 158953, Folio 1, the area identified on the plan attached), to Burnie United Soccer Club; and***
- 2) *Receives a further report as to the outcome of the submission process."***

In implementing this determination, public notices were published twice in The Advocate newspaper on Saturday, 2 October 2021 and on Wednesday, 6 October 2021 (copies ***attached***). Notices placed on the property boundaries contained the same information as the public notice.

Submissions in respect to the public land disposal process were required to be received by Council, no later than 21 days from the publication of the initial public notice.

At the completion of that period no submissions were received.

This report seeks to conclude the Public Land Disposal process.

#### **4.0 LEGISLATIVE REQUIREMENTS**

The *Local Government Act 1993* intends that a Council may own and deal with land in the same manner as any private corporation or individual.

A Council may purchase, lease or compulsorily acquire land for any reason which it considers of benefit to the Council or the community.

A Council may also sell, lease, donate, exchange or otherwise dispose of land owned by it in any manner it considers appropriate subject only to first obtaining a valuation.

However, the *Act* recognises a Council may own land for purposes specifically intended to allow public access and use, including for development of health, recreation, amusement or sporting facilities, to gain access to water, to create a public park or garden, or to provide public open space for a residential estate.

The *Act* in *Section 178* instructs that if a Council has acquired or declared land to be available for public access and use, it must not make a decision to dispose of the land unless first providing an opportunity for the community to consider and make comment on the proposal.

A determination on whether to dispose of the land must take into account any submission received from the community.

*Section 178A* provides that any person who made an objection and is dissatisfied with the decision of the Council may appeal to the Resource Management and Planning Appeals Tribunal, on grounds that disposal of the land is not in the public interest in that:

- a) The community may suffer undue hardship due to the loss of access to, and the use of, the public land; or
- b) There is no similar facility available to the users of the facility.

There have been no representations received in respect to this public land disposal process.

## **5.0 POLICY CONSIDERATIONS**

The public land disposal process is a statutory process and in itself has no policy implications for Council.

The six (6) groups have occupied the subject lands for many years.

Council has previously entered into community leases with the groups for the occupation and use of the subject lands.

The new lease with the groups will be in accordance with Council's policy *Community Leases CP-CBS-SG-036*.

## **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.



In 2019 Council has engaged a company to provide valuations for a number of Council premises leased to third parties. The valuations in the table are as provided at that time.

GROUP	FACILITY OCCUPIED	RENTAL VALUATION (P.A.) EXC GST
McKenna Park Regional Hockey Complex Inc.	Clubrooms at McKenna Park Hockey Complex, 11 Three Mile Line Road, Downlands	\$67,344
Burnie Netball Association Inc.	Clubrooms at Burnie Netball Centre, 15-23 Howe Street, Park Grove	\$19,596
Burnie Tennis Club Inc.	Clubrooms at Burnie Tennis Centre, 2 Eastwood Drive, Park Grove	\$157,412
South Burnie Bowls and Community Club	Clubrooms at 38 Strahan Street, South Burnie	\$26,976
Burnie Senior Citizens Club	Senior Citizens Building, located adjacent to the BAFC, Jones Street, Burnie	\$32,200
Burnie United Soccer and Sporting Club Inc.	Clubrooms at 46 Terrylands Street, Montello	\$80,316

It is noted that the proposed lease arrangement with the six (6) groups would be in accordance with the Council's policy *Community Leases CP-CBS-SG-036*.

The lease fee payable by an eligible community organisation is specified in the policy. For 2021-2022 the applicable annual lease fee is \$407.20, including GST.

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

## 7.0 DISCUSSION

The current lease arrangements with the following six (6) groups will expire in the near future:

- McKenna Park Regional Hockey Complex Inc.
- Burnie Netball Association Inc.
- Burnie Tennis Club Inc.
- South Burnie Bowls and Community Club Inc.
- Burnie Senior Citizens Club.
- Burnie United Soccer and Sporting Club Inc.

It is planned to renew the leases with the groups, in accordance with Council's policy *Community Leases CP-CBS-SG-036*.

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

The land occupied by the groups can be designated as public land under the relevant provisions of the *Local Government Act 1993* and the lands are listed as such on Council's Public Land Register.

Council has followed the prescribed processes under the *Local Government Act 1993* associated with the disposal of public land, including the lease of land, where the period of the lease term is to be greater than five years.

No representations were received in respect to this public land disposal process.

## **8.0 RISK**

The primary risk in the public land disposal process is not following the procedural requirements as detailed within *Section 178* of the *Local Government Act 1993*.

The actions taken by Officers to progress the public land disposal process have been compliant with the *Act*.

## **9.0 CONSULTATION**

The *Act* does not require that a specific consultation process occur in regard to the disposal of public land.

It does require that Council advise the community of its intention to dispose of public land, seek submissions in regard to the disposal, and consider any objections lodged in its further deliberation of the disposal.

This notification process was implemented as per the requirements of the *Act*.

## **ATTACHMENTS**

- 1 [↓](#). Advocate – Public Notice - Notice of Disposal of Land - Various Properties - Saturday, 2 October 2021
- 2 [↓](#). Advocate – Public Notice - Notice of Disposal of Land - Various Properties - Wednesday, 6 October 2021
- 3 [↓](#). Site Plan - McKenna Park Hockey Complex - 11 Three Mile Line Road
- 4 [↓](#). Site Plan - Burnie Netball Association - 15-23 Howe Street
- 5 [↓](#). Site Plan - Burnie Tennis Centre - 2 Eastwood Drive
- 6 [↓](#). Site Plan - South Burnie Bowls Club - 38 Strahan Street
- 7 [↓](#). Site Plan - Burnie Senior Citizens Club - 6 Jones Street
- 8 [↓](#). Site Plan - Burnie United Soccer Club - 46 Terrylands Street

**COUNCIL RESOLUTION****Resolution number: MO191-21****MOVED:** Cr K Dorsey**SECONDED:** Cr T Brumby**“THAT Council:**

- 1) Determines to dispose (via lease) of portions of public land, located at:**
  - a) 11 Three Mile Line Road, Downlands (being part of CT Volume 153259, Folio 2, the area identified on the plan attached), to McKenna Park Regional Hockey Complex Inc;**
  - b) 15-23 Howe Street, Park Grove (being part of CT Volume 83556, Folio 1, the area identified on the plan attached), to Burnie Netball Association Inc;**
  - c) 2 Eastwood Drive, Park Grove (being part of CT Volume 50302, Folio 1, the area identified on the plan attached), to Burnie Tennis Club Inc;**
  - d) 38 Strahan Street, South Burnie (being part of CT Volume 153938, Folio 2, the area identified on the plan attached), to South Burnie Bowls and Community Club Inc;**
  - e) Jones Street, Burnie (being part of CT Volume 171332, Folio 2 & 3, the area identified on the plan attached), to Burnie Senior Citizens Club Inc;**
  - f) 46 Terrylands Street, Montello (being part of CT Volume 158953, Folio 1, the area identified on the plan attached), to Burnie United Soccer Club; and**
- 2) Authorises the General Manager to execute lease agreements with the Groups, subject to minor amendments that do not change the substance of the leases and being consistent with the Community Leases Policy.”**

**For:** Cr A Boyd, Cr T Brumby, Cr K Dorsey, Cr G Simpson, Cr T Bulle.**Against:****CARRIED UNANIMOUSLY**

Deputy Mayor G Simpson vacated the chair, and Mayor S Kons returned to the meeting and resumed the chair, the time being 7.31pm.

Cr A Keygan and Cr D Pease returned to the meeting, the time being 7.31pm.

**BURNIE CITY COUNCIL****NOTICE OF DISPOSAL (Via a Lease)  
OF PUBLIC LAND**

Burnie City Council determined at its meeting on 28 September 2021 its intention to dispose by a lease, various portions of land contained within the following titles:

- Part of CT Volume 83556, Folio 1, located at 15-23 Howe Street, Park Grove, to the Burnie Netball Association Inc.
- Part of CT Volume 171332, Folio 2 and 3, located at Jones Street, Burnie, to the Burnie Senior Citizens Club.
- Part of CT Volume 50302, Folio 1, located at 2 Eastwood Drive, Park Grove, to the Burnie Tennis Club Inc.
- Part of CT Volume 158953, Folio 1, located at 46 Terrylands Street, Montello, to the Burnie United Soccer and Sporting Club Inc.
- Part of CT Volume 153259, Folio 2, located at 11 Three Mile Line Road, Downlands, to the McKenna Park Regional Hockey Complex Inc.
- Part of CT Volume 153938, Folio 2, located at 38 Strahan Street, South Burnie, to the South Burnie Bowls and Community Club Inc.

This process supports the renewal of an existing lease. The land is "public land" for the purposes of Section 178 *Local Government Act 1993*.

A plan detailing the land can be viewed at Customer Services at the City Offices, 80 Wilson Street, Burnie or online at [www.burnie.net](http://www.burnie.net)

Submissions regarding the disposal of the land by a lease are to be made in writing to the General Manager, Burnie City Council, PO Box 973, Burnie 7320 or [burnie@burnie.net](mailto:burnie@burnie.net) to be received no later than **4pm on Monday, 25 October 2021**. Council will consider submissions before making a final decision on disposing of the land.

Dated: 2 October 2021

Simon Overland  
**GENERAL MANAGER**

**[www.burnie.net](http://www.burnie.net)**



TA5750622

**BURNIE CITY COUNCIL****NOTICE OF DISPOSAL (Via a Lease)  
OF PUBLIC LAND**

Burnie City Council determined at its meeting on 28 September 2021 its intention to dispose by a lease, various portions of land contained within the following titles:

- Part of CT Volume 83556, Folio 1, located at 15-23 Howe Street, Park Grove, to the Burnie Netball Association Inc.
- Part of CT Volume 171332, Folio 2 and 3, located at Jones Street, Burnie, to the Burnie Senior Citizens Club.
- Part of CT Volume 50302, Folio 1, located at 2 Eastwood Drive, Park Grove, to the Burnie Tennis Club Inc.
- Part of CT Volume 158953, Folio 1, located at 46 Terrylands Street, Montello, to the Burnie United Soccer and Sporting Club Inc.
- Part of CT Volume 153259, Folio 2, located at 11 Three Mile Line Road, Downlands, to the McKenna Park Regional Hockey Complex Inc.
- Part of CT Volume 153938, Folio 2, located at 38 Strahan Street, South Burnie, to the South Burnie Bowls and Community Club Inc.

This process supports the renewal of an existing lease. The land is "public land" for the purposes of Section 178 *Local Government Act 1993*.

A plan detailing the land can be viewed at Customer Services at the City Offices, 80 Wilson Street, Burnie or online at [www.burnie.net](http://www.burnie.net)

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Dated: 6 October 2021

Simon Overland

**GENERAL MANAGER**

**[www.burnie.net](http://www.burnie.net)**



TA5751821









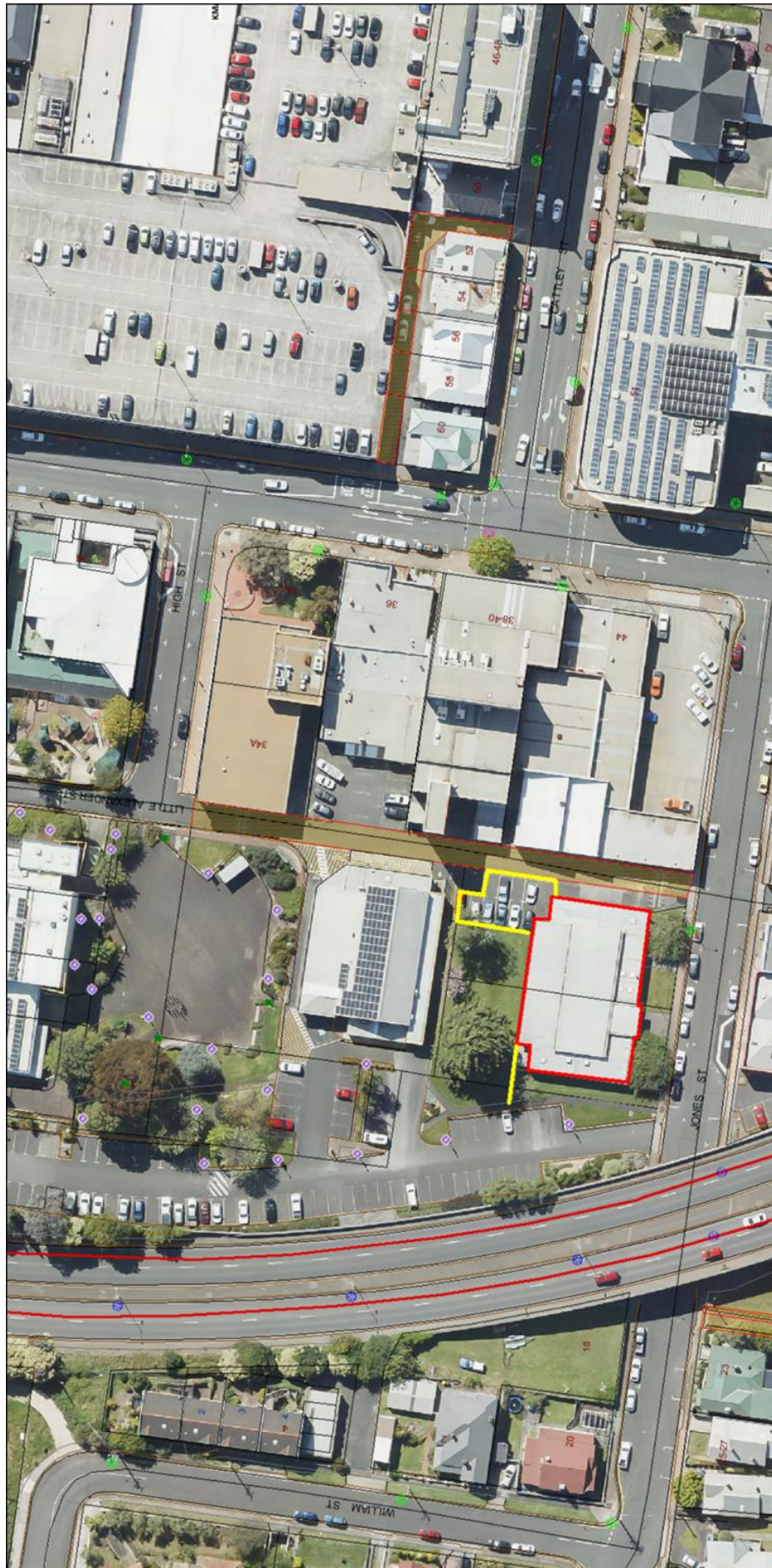
















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**CORPORATE AND COMMERCIAL SERVICES****AO213-21 DELEGATIONS TO THE GENERAL MANAGER - STRATEGIC  
INFRASTRUCTURE CORRIDOR (STRATEGIC AND RECREATIONAL  
USE) ACT 2016****FILE NO: 15/2/5****PREVIOUS MIN:**

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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.

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**1.0 RECOMMENDATION:*****“THAT Council:***

- 1) Note the appointment of Burnie City Council as a Corridor Manager in relation to all of the corridor named the Western Corridor from Wynyard to Burnie Port effective from 20 November 2020; and***
- 2) Delegate all of its powers and functions as an appointed Corridor Manager under the Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016 including any Regulations made under this Act, to the General Manager with no restrictions; and***
- 3) That the General Manager be authorised to delegate the above powers and functions to an employee of Council with the appropriate qualifications, skills and experience.”***

**2.0 SUMMARY**

Council was appointed Corridor Manager for the Western rail line between Burnie Port and Wynyard, by Notice under the *Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016* (the Act), on 20 November 2020.

A delegation to the General Manager is required in order to execute Rail Permissions under the Act, and exercise any other necessary powers as Corridor Manager.

### **3.0 BACKGROUND**

Council was appointed Corridor Manager as a result of the project to develop the Coastal Pathway between Cooeee and Wynyard within the rail corridor.

The appointment (attached) allows Council as Corridor Manager to develop the Corridor for recreational purposes.

The Act imposes additional duties on the Corridor Manager including the assessment and issue of various Permissions (formerly licences) within the corridor.

### **4.0 LEGISLATIVE REQUIREMENTS**

The delegation provides for the exercise of powers as a Corridor Manager under the *Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016*.

Section 22(1) of the *Local Government Act 1993* provides the power for Council to delegate its powers under any other Act.

### **5.0 POLICY CONSIDERATIONS**

There are no Council policies relating to this report.

### **6.0 FINANCIAL IMPACT**

There are no financial impacts resulting from this report.

### **7.0 DISCUSSION**

The relatively new Act sets out clear parameters for the administering of Rail Permissions (formerly issued as licences) for various prescribed purposes under the Act.

Prescribed purposes include:

- a) service infrastructure
- b) existing road use
- c) road construction, and
- d) other business.

An application and assessment process applies for the administration of all Rail Permissions in accordance with the Act. All Rail Permissions are to be administered in a format approved by the Minister.

Council has set the fees and charges for Rail Permissions in its current Fees and Charges Schedule.

There are approximately 70 existing legacy licences (previously managed by Tasrail and Department of State Growth) that are required to be re-issued as new Rail Permissions. Of

the 70, 47 are with local government authorities Burnie City Council and Waratah-Wynyard Council for pipelines or other infrastructure.

The delegation provides for the General Manager to execute the Rail Permissions in the capacity of Corridor Manager, and to exercise any necessary powers of a Corridor Manager under the Act. These powers relate generally to safety, maintenance and protection of the corridor.

Further information on the specific powers of a Corridor Manager are contained in the *Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016* available at [www.legislation.tas.gov.au](http://www.legislation.tas.gov.au)

## **8.0 RISK**

Without a valid delegation in place, there is a legal and compliance risk that documents executed by the General Manager may be considered invalid. This delegation addresses that risk.

## **9.0 CONSULTATION**

Relevant Council Officers have been consulted in the preparation of this report.

## **ATTACHMENTS**

- 1 [!\[\]\(9bfa69b6b0f097b09744337d04f22d78\_img.jpg\)](#). Section 29 Notice - Appointment of Burnie City Council as Corridor Manager

**COUNCIL RESOLUTION****Resolution number: MO192-21****MOVED:** *Cr K Dorsey***SECONDED:** *Cr G Simpson****“THAT Council:***

- 1) Note the appointment of Burnie City Council as a Corridor Manager in relation to all of the corridor named the Western Corridor from Wynyard to Burnie Port effective from 20 November 2020; and***
- 2) Delegate all of its powers and functions as an appointed Corridor Manager under the Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016 including any Regulations made under this Act, to the General Manager with no restrictions; and***
- 3) That the General Manager be authorised to delegate the above powers and functions to an employee of Council with the appropriate qualifications, skills and experience.”***

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

**Against:**

***CARRIED UNANIMOUSLY***

12/22/2020

View - Tasmanian Legislation Online

**Contents (2020 - 71)****Strategic Infrastructure Corridors (Strategic and Recreational Use) (Corridor Manager - Burnie City Council) Notice 2020****Long Title**

1. Short title
2. Commencement
3. Appointment of corridor manager
4. Recreational purposes

**Strategic Infrastructure Corridors (Strategic and Recreational Use) (Corridor Manager - Burnie City Council) Notice 2020**

Version current from 20 November 2020 to date (accessed 22 December 2020 at 16:10)

**Strategic Infrastructure Corridors (Strategic and Recreational Use) (Corridor Manager - Burnie City Council) Notice 2020**

I make the following notice under section 29(1) of the Strategic Infrastructure Corridors (Strategic and Recreational Use) Act 2016 .

10 November 2020

MICHAEL DARREL JOSEPH FERGUSON

Minister for Infrastructure and Transport

**1. Short title**

This notice may be cited as the Strategic Infrastructure Corridors (Strategic and Recreational Use) (Corridor Manager - Burnie City Council) Notice 2020 .

**2. Commencement**

This notice takes effect on 20 November 2020.

**3. Appointment of corridor manager**

The Burnie City Council is appointed to be the corridor manager in relation to all of the corridor named the Western Corridor from Wynyard to Burnie Port.

**4. Recreational purposes**

<https://www.legislation.tas.gov.au/view/whole/html/inforce/current/sr-2020-071>

1/2



12/22/2020

View - Tasmanian Legislation Online

The corridor manager appointed under clause 3 is to manage, and may develop, the corridor named the Western Corridor from Wynyard to Burnie Port for the recreational purposes of –

- (a) use by walkers or runners; and
- (b) use by horse riders; and
- (c) use by persons riding bicycles, including power-assisted bicycles.

Displayed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 13 November 2020

This notice is administered in the Department of State Growth.

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**CORPORATE AND COMMERCIAL SERVICES****AO214-21 RE-OPENING OF THE FEDERATION STREET EXHIBIT****FILE NO: 29/3/20****PREVIOUS MIN:**

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MAKING BURNIE 2030 – CORPORATE PLAN REFERENCE:

Direction	1~AN ATTRACTIVE PLACE TO LIVE, WORK AND PLAY
Objective	1.2~A community that celebrates and participates in its arts, culture and heritage.
Strategy	1.2.3~Support projects and initiatives that promote our cultural heritage and history through a variety of formats.

**1.0 RECOMMENDATION:*****“THAT the Council:***

- 1) Endorse the re-opening of Federation Street, through a partnership with the Friends of the Museum.***
- 2) Approve the Director Corporate and Commercial Services to negotiate the final arrangements and enter into a partnership agreement to facilitate the reopening of the exhibit.”***

**2.0 SUMMARY**

This report outlines an approach to reopen the Federation Street exhibit as a standalone experience, operated by the Friends of the Museum.

**3.0 BACKGROUND**

The Burnie Regional Museum was commissioned 50 years ago by Peter Mercer, who recreated a streetscape to depict what life in Burnie might have been like at the turn of the twentieth century.

Federation Street, depicts a time of enormous growth and prosperity in Burnie's history. It has enormous history and heritage in Burnie and is an exhibition that is considered extremely valuable by the community, with many residents having grown up visiting the exhibition themselves and with their families.

The Burnie City Council earlier this year announced that the closure of the Museum, which had occurred due to the impacts of COVID-19, would remain closed. The closure is temporary until the redevelopment of the new Burnie Arts and Functions Centre into the new integrated facility that will encompass objects from the museum and art gallery collections along, into a centre that is the focal point for performing arts and cultural programs.

At the time the Council indicated that the Federation Street exhibit would not be integrated into the new Cultural Centre. While the Council determined that it was not feasible for the Council to continue to deliver the Federation Street exhibit, it was intended that there would be opportunities explored at the appropriate time, to consider how the exhibit may continue into the future under a different operating model.

#### **4.0 LEGISLATIVE REQUIREMENTS**

There are no legislative requirements that arise directly from this report.

#### **5.0 POLICY CONSIDERATIONS**

There are no legislative requirements that arise directly from this report.

#### **6.0 FINANCIAL IMPACT**

There are a number of incidental costs that are currently incurred by the Council for power, cleaning, COVID consumables and the like. These will continue to be incurred by the Council under the new arrangement with the Friends of the Museum.

There are aesthetic renewal works required in the foyer of the existing Museum footprint at the entrance to the Federation Street exhibit that will be renewed to an appropriate standard. These costs are estimated at \$5,000 and will be incurred from existing budget allocations.

#### **7.0 DISCUSSION**

Recent discussions with the Friends of the Museum group have achieved a desired model for the future operation of Federation Street that is appropriate to both the group and the Council.

The model would see the Friends of the Museum operate the Federation Street exhibit as a standalone venture, operated by volunteers on a part time basis. These operating hours would change depending upon the time of the year, and likely increase during peak periods such as when cruise ships and tourism returns to the region. Special tours may also be undertaken as needed.

The Council would continue to cover the volunteers under the Council's volunteer insurance to negate the need for the group to seek coverage at their cost. As the Council already has this coverage in situ there would be only minimal additional cost to the Council.

The Council would also continue to provide recurrent services and costs such as power, water, building and property insurance, cleaning and other costs which are required on the Federation Street footprint. Additionally as a Council workplace the Council would continue to provide COVID consumables to comply with public health requirements. It would be the responsibility of the Friends of the Museum to ensure the exhibit was operated in a manner in keeping with the overarching COVID safety requirements.

The entry fee to the exhibit would be via a gold coin donation so as to negate entrance fees to avoid volunteers needing to conduct cash handling practices.

A number of aesthetic changes would be made to what would become the entrance to the Federation Street exhibit, as a means of refreshing the space to ensure a professional image for the venture.

This partnership would be at arm's length of the Council, which means that Council staff would have no role in operating the Federation Street exhibit. This allows them to continue to focus on their priority tasks and to ultimately transition operations from the Cultural Centre. The Friends of the Museum advise that due to the support the Council have offered as part of the partnership, there is no additional financial contribution they require.

If the Council are supportive of this arrangement, it is likely the exhibit will reopen in January 2022.

## 8.0 RISK

The following table identifies relevant risks and how they may need to be addressed to either eliminate or reduce the risks.

Risk Category	Risk identified	Ways to eliminate or reduce the risk
Financial	Future requests for recurrent expenditure beyond Council's capacity	Ensure that the partner organisation is aware that the Council has no recurrent budget provision for Federation Street costs, nor for staffing of the exhibition moving forward.
Workers	Inability to attract volunteers to operate the exhibit	The Friends of the Museum will be undertaking a recruitment exercise to attract more volunteers to operate the exhibit.  Opening hours can always be modified in times when volunteer resources may be challenging.

## 9.0 CONSULTATION

This matter has been discussed with the Friends of the Museum and the Executive Manager Burnie Arts and Functions Centre.

**COUNCIL RESOLUTION****Resolution number: MO193-21****MOVED:**            *Cr D Pease***SECONDED:**      *Cr G Simpson****“THAT the Council:***

- 1) Endorse the re-opening of Federation Street, through a partnership with the Friends of the Museum.***
- 2) Approve the Director Corporate and Commercial Services to negotiate the final arrangements and enter into a partnership agreement to facilitate the reopening of the exhibit.”***

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

**Against:**

***CARRIED UNANIMOUSLY***

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**GENERAL MANAGER****AO215-21 GENERAL MANAGER'S REPORT - OPEN SESSION**

**FILE NO:** 4/18/2  
**PREVIOUS MIN:**

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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 Mayor’s Communications
- 2.2 General Manager’s Communications
- 2.3 Notification of Council Workshops
- 2.4 Correspondence for Noting
- 2.5 Council Meeting Action List

**2.1 MAYOR’S COMMUNICATIONS**

The Mayor advises that the following meetings, events or appointments were attended since the last Council Meeting report:

- TasTAFE Board Function
- TASART Exhibition opening
- Presentation of Tasmanian Disc Golf Championships
- Business North West Breakfast Session with guest speaker Grant Ollington from Zest
- Business North West General Meeting
- Meeting with Deputy Premier Rockliff and Roger Jaensch MP
- Burnie 10
- Burnie Community House AGM
- Official Opening of the Run for Tarkyn
- Burnie Highland Pipe Band 80<sup>th</sup> Birthday celebrations
- Business North West Breakfast Session with guest speaker Mike Connarty from UPC Renewables
- LGAT Special General Meeting

- Marist Regional College school visit to Burnie City Council
- Emu Valley Rhododendron Garden - 40th Birthday Celebrations
- Burnie Regional Museum - 50th Anniversary Celebration
- TasWater Owners Representatives Group (ORG) General Meeting
- Remembrance Day Service
- Burnie Surf Lifesaving Club Centenary Dinner
- Business North West Breakfast Session with guest Rachel Jacka at Guide Falls Farm
- Indie School, Burnie - Celebration
- Business North West General Meeting
- 25 Year Club Annual Luncheon
- WxNW Board Meeting
- City of Burnie Brass Band Community Concert and Launch of the 2022 Performance Season at the Burnie Arts Centre
- North West Support School (Burnie) - End of Year Assembly
- Business North West Breakfast Session with Guest Speaker Hugh Marquis
- Stella Maris Presentation Assembly
- Indie School visit to Burnie City Council
- UTAS Town and Gown - Graduation Parade and Graduation Ceremony

The Mayor advised that the following meetings, events or appointments were attended on his behalf since the last Council Meeting report:

- 2022 Tasmanian Australian of the Year Awards, attended by Deputy Mayor Giovanna Simpson
- Tasmania Fire Service Official Presentations, attended by Cr Alwyn Boyd
- LGAT General Meeting , attended by Deputy Mayor Giovanna Simpson

## 2.2 GENERAL MANAGER'S COMMUNICATIONS

The General Manager advises that the following meetings, events or appointments were attended since the last Council Meeting report:

Date	Meeting / Function
14 October	Gavin Pearce MP funding announcement - Recovery for Regional Tourism
	TasTAFE Board Function
18 October	Conference call with Ralph Doedens and Bob Gordon - Supported Affordable Accommodation Trust
19 October	Meeting with Phil Leersen and Matt Erskine, UTAS
	Meeting with Burnie Highland Pipe Band
	Meeting with City of Burnie Brass Band
20 October	Business North West - General Meeting
22 October	Meeting with Deputy Premier Rockliff and Roger Jaensch MP
28 October	Meeting with Ian Jones and Justin McErlain – Business North West
3 November	Meeting with Burnie Softball Assoc and Acton Cricket Club

Date	Meeting / Function
4 November	LGAT Special General Meeting
8 November	Burnie Regional Museum - 50th Anniversary Celebration
	Conference Call with Latrobe Council and Waratah Wynyard Council General Managers
10 November	TasWater Owners Representatives Group (ORG) General Meeting
11 November	Remembrance Day Service
12 November	Meeting with UTAS
	Meeting with 10 Days on the Island
30 November	Teleconference with Ian Jones – Business North West
1 December	LGAT State Government Webinar meeting
3 December	UTAS Webinar meeting
6 December	LGAT Webinar meeting
7 December	UTAS Webinar meeting

### 2.3 NOTIFICATION OF COUNCIL WORKSHOPS

Workshop	9 November 2021
Councillors in attendance	Mayor Kons, Deputy Mayor Simpson, Cr Boyd, Cr Brumby, Cr Dorsey, Cr Keygan, Cr Lynch, Cr Pease
Apologies	Cr Bulle
Items Discussed	Fish Farming – Petuna in attendance
	General Manager's Update

Workshop	30 November 2021
Councillors in attendance	Mayor Kons, Deputy Mayor Simpson, Cr Boyd, Cr Bulle, Cr Brumby, Cr Dorsey, Cr Keygan, Cr Lynch, Cr Pease
Apologies	
Items Discussed	Citizenship Ceremony
	Emu Valley Rhododendron Gardens – EVRG in attendance
	Quarterly Works Update
	Council Governance Review
	General Manager's Update

### 2.4 CORRESPONDENCE FOR NOTING

No correspondence for noting.



## 2.5 COUNCIL MEETING ACTION LIST

The action lists from Council Meetings in Open Session are **attached** at the end of this report.

### ATTACHMENTS

- 1. [Open Session - All Actions - 26 Oct 2021 and 23 Nov 2021](#)
- 2. [Open Session - Outstanding Actions Nov 2020 to Sep 2021](#)

### COUNCIL RESOLUTION

**Resolution number: MO194-21**

**MOVED:** *Cr T Brumby*

**SECONDED:** *Cr K Dorsey*

***“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 A Keygan, Cr G Simpson, Cr T Bulle, Cr D Pease.

Against:

***CARRIED UNANIMOUSLY***

**Council Meeting Action Report**

All Actions Open Sessions – 26 October 2021 and 23 November 2021

Date From: 26/10/2021  
Date To: 26/10/2021  
Printed: Friday, 3 December 2021**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
AO185-21	MOTION ON NOTICE - WIVENHOE MAIN ROAD, CAR PARKING PRECINCT	28 Oct 2021 RES: Investigate rear to kerb parking for the Wivenhoe precinct and provide information back to Council, as per resolution of Council AO185-21.	Works and Services	
Council 26/10/2021				
AO186-21	MOTION ON NOTICE - CBD PLANTING OF RHODODENDRONS	28 Oct 2021 RES: Review the cost considerations between constantly changing flowers in CBD or replacing them with midsize Rhododendrons, as per the resolution of Council AO186-21.	Works and Services	
Council 26/10/2021				
AO187-21	MOTION ON NOTICE - CBD PLACEMENT OF ASH TRAYS	28 Oct 2021 ACT: Undertake a review of all ash trays in the CBD to ensure they are at least 3m away from entrances to buildings, and remove or relocate if required, as per resolution of Council AO187-21.	Works and Services	
Council 26/10/2021				
AO189-21	POLICY REVIEW NEW COMMUNITY GRANTS POLICY CP-CCS-CG-053 AND REVISED COMMUNITY ASSISTANCE POLICY CP-CBS-SG-002	28 Oct 2021 ACT: Launch the new Community Grants for 2021-22 through the website and media, and ensure current recipients are informed of the new process, per resolution of Council AO89-21.	Corporate and Commercial Services	
Council 26/10/2021				
AO190-21	COUNCIL PLAN 2022-2025	28 Oct 2021 ACT: Finalise the Council Plan 2022-2025 in the Corporate Document Framework and publish to the website; and make the Corporate Plan 2020-24 obsolete in CDF and remove from website. 1 Dec 2021 Action completed. Updates completed.	Corporate and Commercial Services	1/12/2021
Council 26/10/2021				
AO197-21	BURNIE CITY COUNCIL AUDIT PANEL - CHAIRPERSON'S REPORT - 8 SEPTEMBER 2021	28 Oct 2021 ACT: Send an acknowledgement letter from the Mayor to the Audit Panel Chairperson for his letter dated 17 Sept 2021, per Item AO197-21. 1 Dec 2021 Action completed. Correspondence sent 1/12/2021 following resumption of outage - ref 21/53384.	Corporate and Commercial Services	1/12/2021
Council 26/10/2021				
AO189-21	POLICY REVIEW NEW COMMUNITY GRANTS POLICY CP-CCS-CG-053 AND REVISED COMMUNITY ASSISTANCE POLICY CP-CBS-SG-002	28 Oct 2021 ACT: Finalise the Community Grants Policy and Community Assistance Policy in the corporate document framework and publish to website, per AO189-21. 29 Oct 2021 Action completed. Updated and finalised.	Corporate and Commercial Services	29/10/2021
Council 26/10/2021				
AO202-21	MOTION ON NOTICE - BURNIE COURTHOUSE	1 Dec 2021 RES: Provide a submission to the State Government's Parliamentary Standing Committee on Public Works (Burnie Court Complex) providing the feedback outlined in the resolution of Council, AO202-21.	Office of the General Manager	
Council 23/11/2021				

**Council Meeting Action Report**

All Actions Open Sessions – 26 October 2021 and 23 November 2021

Date From: 26/10/2021  
Date To: 26/10/2021  
Printed: Friday, 3 December 2021Key: RES = Action arising from Resolution; ACT = Action required in addition;  
QON = Question on Notice; NOTE = Progress Note

Item Number	Report Title	Action	Department	Completed
AO203-21	PUBLIC QUESTION TIME	1 Dec 2021 QON: Provide a response to Adam Leadbetter for his 2x public questions (not present), per AO203-21.	Office of the General Manager	
Council 23/11/2021				
AO205-21	HOUSING LAND SUPPLY ACT 2018 DRAFT HOUSING LAND SUPPLY ORDERS 16-20 MOOREVILLE ROAD, PARK GROVE ROSLYN AVENUE, ROMAINE	1 Dec 2021 RES: Provide a response to the Minister for Local Government and Planning to advise of Council's feedback on the proposed Housing Land Supply Orders and withdrawal of earlier objection, in accordance with the resolution of Council AO205-21.	Land and Environmental Services	
Council 23/11/2021				
AO206-21	AUDIT PANEL REAPPOINTMENT OF MEMBERS	1 Dec 2021 RES: Provide letter from the Mayor to K Clarke and L Dixon to confirm their re-appointments to the Audit Panel, in accordance with the resolution of Council AO206-21. 1 Dec 2021 Action completed. Correspondence sent 1/12/2021 - refer 21/53382 and 21/53383.	Corporate and Commercial Services	1/12/2021
Council 23/11/2021				
AO203-21	PUBLIC QUESTION TIME	1 Dec 2021 QON: Provide an acknowledgement to Amanda Uggenkiz (not present) that her public question will be deferred to the December meeting, due to Council's system outage, per AO203-21.	Office of the General Manager	
Council 23/11/2021				
AO206-21	AUDIT PANEL REAPPOINTMENT OF MEMBERS	1 Dec 2021 ACT: Update the Register of Special Committee Appointments and website with the Audit Panel re-appointments, per AO206-21. 3 Dec 2021 Action completed. Register updated and published.	Corporate and Commercial Services	3/12/2021
Council 23/11/2021				
AO206-21	AUDIT PANEL REAPPOINTMENT OF MEMBERS	1 Dec 2021 ACT: Update the Audit Panel Compliance Audit with term expiry dates for re-appointed members, per AO206-21.	Corporate and Commercial Services	
Council 23/11/2021				

**Council Meeting Action Report****Outstanding Actions for Open Sessions Nov 2020 to Sep 2021**

Date From: 17/11/2020  
Date To: 31/10/2021  
Printed: Friday, 3 December 2021

**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
AO265-20	MOTION ON NOTICE - DUAL NAMING POLICY	18 Nov 2020 RES: Undertake community consultation (both Aboriginal and non-Aboriginal), and progress to develop a dual naming policy for Burnie, in accordance with the report and resolution of Council AO265-20. 14 Apr 2021 NOTE: Written to TAC seeking to engage in discussion as a starting point, 21/26471. 11 Oct 2021 NOTE: 7/8 - follow up email sent, no response to date.	Office of the General Manager	
Council 17/11/2020				
AO090-21	LIVESTREAMING OF COUNCIL MEETINGS	28 May 2021 ACT: Implement the livestreaming of Open Council Meetings and limited civic events as appropriate, in accordance with the resolution of Council AO090-21. 13 Jul 2021 NOTE: The preferred consultant is currently implementing a more interactive solution for a mainland Council. This matter will be held until the outcome of that implementation in order to determine if it is suitable for the Burnie City Council. 11 Aug 2021 NOTE: Awaiting implementation of an interactive system for a mainland Council to demonstrate its functionality, on the basis that this may provide a better outcome for our public participants.	Corporate and Commercial Services	
Council 25/05/2021				
AO099-21	MOTION ON NOTICE - REMOVAL OF TREES IN CBD	24 Jun 2021 RES: Investigate works and costings for removal of silver birch trees in CBD and proposal for replacement trees, for Council Workshop as per Council resolution AO099-21. 21 Sep 2021 NOTE: Investigation has progress on project. Report in preparation for a workshop.	Works and Services	
Council 22/06/2021				
AO122-21	BY-LAW - INTENTION TO MAKE A NEW BY-LAW - DRAFT PUBLIC PLACES BY-LAW	2 Aug 2021 RES: Implement steps to prepare RIS and certification from Director, followed by public consultation period and a final report to Council (est Jan 2022), per resolution of Council AO122-21. 9 Sep 2021 NOTE: Draft By-law sent to G Tremayne on 8.9.21 for review and request to prepare RIS.	Corporate and Commercial Services	
Council 27/07/2021				
AO165-21	MOTION ON NOTICE - TRAFFIC SIGNALS CBD	29 Sep 2021 RES: Engage with DSG to lengthen traffic signal intervals for the four major intersections in the CBD, and request consideration of installing 'remaining time to walk' mechanisms; including if necessary making an application for funding from the Road Safety Levy - per resolution of Council AO165-21. 3 Dec 2021 NOTE: Consultation has commenced with DSG on this request.	Works and Services	
Council 28/09/2021				

**Council Meeting Action Report****Outstanding Actions for Open Sessions Nov 2020 to Sep 2021**

Date From: 17/11/2020  
 Date To: 31/10/2021  
 Printed: Friday, 3 December 2021

**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
AO166-21	MOTION ON NOTICE - CITIZENSHIP CEREMONIES	29 Sep 2021 RES: Engage with relevant indigenous groups to extend an invitation for Welcome to Country at Citizenship ceremonies, in accordance with the resolution of Council AO166-21. 1 Oct 2021 NOTE: Sent correspondence 1/10/2021 seeking meeting with TAC to discuss the best methods of engaging with local Aboriginal communities.	Corporate and Commercial Services	
Council 28/09/2021				
AO167-21	MOTION ON NOTICE - FISH FARMS	29 Sep 2021 RES: Implement the stated actions to seek further information and assurances around fish farming proposals for north west coast, as set out in the resolution of Council AO167-21. 11 Oct 2021 NOTE: Workshop with Petuna Seafood and Huon Aquaculture scheduled for 9/11/2021 Written to CHC (DOC ID 21/49920) and WWC (DOC ID 21/49919).	Office of the General Manager	
Council 28/09/2021				

**MINUTES AND REPORTS OF COMMITTEES****AO216-21 BURNIE CITY YOUTH COUNCIL SPECIAL COMMITTEE  
UNCONFIRMED MINUTES OF MEETING HELD ON 28 OCTOBER  
2021****FILE NO: 2/5/34**

---

**RECOMMENDATION:**

***“THAT the Unconfirmed Minutes of the meeting of the Burnie City Youth Council Special Committee held on 28 October 2021, be received and noted.”***

**SUMMARY**

The Youth Councillors received a presentation from Kylie Burgess, Burnie Works, on It Takes a Village – Child and Youth Wellbeing Strategy.

Tammy Sherriff also attended the meeting giving information on Young Carers. Young Carers is aimed at people under the age of 25 who care for people at home.

Youth Councillors were invited to join Youth Making Changes Around Burnie.

**ATTACHMENTS**

- 1  Burnie City Youth Council Special Committee Unconfirmed Minutes of Meeting held 28 October 2021

**COUNCIL RESOLUTION****Resolution number: MO195-21****MOVED:**            *Cr G Simpson***SECONDED:**      *Cr K Dorsey****“THAT the Unconfirmed Minutes of the meeting of the Burnie City Youth Council Special Committee held on 28 October 2021, be received and noted.”***

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

**Against:**

***CARRIED UNANIMOUSLY***

## Meeting Minutes



Meeting: **BURNIE CITY YOUTH COUNCIL**  
 Held on: Thursday 28 October 2021  
 Venue: Burnie City Council Chambers  
 File No(s): 2/5/34

The meeting opened at 9.21am

	Action
1. <b>Acknowledgement of Country, Welcome</b>	
2. <b>Present Youth Councillors:</b> Mayor Danielle Jones (PHS), Deputy Mayor Jai Mollinson (BHS), Deputy Mayor Junior Oliver Ebdon (RPPS), Charlotte Schumann (RPPS), Amelia Dredge (HPS), Cheala French (HPS), Calais Emery (RPS), Tahira Stevens (RPS), Sana Shrestha (BPS), Amarli Palmer (BPS), Abbey Walker (SMP), Courtney Brown (CPS), Luka Blackwell (CPS), Jayda Taiaroa (MPS), Caleb Fraser (MPS), Kyron Lyons (PHS), Grace Anderson (LCS), Tahlia Booth (LCS), Kaitlyn Cock (MRC), Olivia Saward (BHS),	
<b>Apologies Youth Councillors:</b> Chenae McNaughton (MRC), Thomas Jordan (SMP),	
<b>Burnie Works Backbone Team in attendance:</b> Project Officer Olivia Lucas, Allison Daley, Kylie Burgess	
<b>Burnie City Council Officers in attendance:</b> Deputy Mayor Giovanna Simpson	
3. <b>Minutes and Correspondence</b>  <b>Motion:</b> <i>That the minutes of 16 September 2021 are accepted as a true and accurate record.</i>  <i>Moved: Tahlia Booth Second: Kyron Lyons CARRIED</i>	
4. <b>It Takes a Village – Child and Youth Wellbeing Strategy: Kylie Burgess</b>  <ul style="list-style-type: none"> <li>- The Strategy was explained including an explanation of the Actions associated with each Domain.</li> <li>- Youth Council members formed groups and provided their views on each of the actions in the strategy.</li> </ul>	
5. <b>Letters</b> Two versions of letters to Burnie City Council have been drafted seeking commitment to provide support to hold regular concerts in the park. Version one received 4 votes and Version Two received 16 votes. Version two preferred as it related to 'Being Healthy Support Health Prevention and Early Intervention' Action 24 of the Tasmanian Child and Youth Wellbeing Strategy.	
6. <b>Guest Speaker – Tammy Sherriff, Young Carers</b> <ul style="list-style-type: none"> <li>- The service is aimed at people under the age of 25 who care for people at home.</li> <li>- If young people help their parents look after siblings with disability, then they are a Carer.</li> </ul>	

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	Action
<ul style="list-style-type: none"> <li>- This service supports Carers to stay at school or work; provides counselling; mental health support; uniforms or transport.</li> <li>- One in three young people are in a Caring role, in Australia there are 2.7m Carers and of those 270,000 are under 25 years of age.</li> <li>- Brochures were handed out and members were asked to keep an eye out for their peers who are in a caring role.</li> <li>- 'Your Caring Way' program (18+) is designed to support carers by providing accredited and non-accredited training and preparing them for opportunities such as paid employment, work experience or volunteering.</li> </ul>	
<p>7. <b>Burnie City Youth Council and Youth Making Changes Around Burnie</b></p> <ul style="list-style-type: none"> <li>- Will consult about activities</li> <li>- Topics for the year: three themes – developing leadership skills, environment and climate.</li> <li>- Proposing to have four students from each High School and two from each Primary School.             <ul style="list-style-type: none"> <li>o High School students have had more experience in leadership roles and can mentor primary school students.</li> <li>o Suggestion to select students from Grade 9 and Grade 10.</li> </ul> </li> <li>- Nominations for Youth Council will be held in November.</li> <li>- A Leadership camp will be held a week prior to school starting.</li> <li>- Youth Councillor's invited to join Youth Making Changes Around Burnie (YMCAB).</li> </ul>	
<p><b>What have you learned?</b></p> <ul style="list-style-type: none"> <li>- Decision making process; leadership and event planning.</li> </ul> <p><b>Advice for Youth Council 2022</b></p> <ul style="list-style-type: none"> <li>- Share ideas, collaboration, inclusiveness, your voice is heard.</li> </ul>	
<p>8. <b>End of Year Excursion – Thursday 18 November</b></p> <p>There will be an hour meeting on the day followed by Laser Tag, lunch at Mecca then a movie at the Metro Cinema.</p> <p>Library Movie Night (PJ Theme) – 29 October</p> <p>Just a reminder that the Movie night is on this Friday, there will be two movies: Horrid Henry the Movie and Justin and the Knights of Valor.</p>	
<p>8. <b>Next Meeting</b></p> <p>The next Youth Council meeting will be held on Thursday 18 November 2021 at 9.15am – 10:15am at the Burnie City Council Chambers.</p> <p style="text-align: right;">Meeting closed: 11.33am</p>	

Signed and dated (upon confirmation at next meeting):

Chairperson

Date

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**MINUTES AND REPORTS OF COMMITTEES****AO217-21 BURNIE CITY YOUTH COUNCIL SPECIAL COMMITTEE  
UNCONFIRMED MINUTES OF MEETING HELD ON 18 NOVEMBER  
2021****FILE NO: 2/5/34**

---

**RECOMMENDATION:**

***“THAT the Unconfirmed Minutes of the meeting of the Burnie City Youth Council Special Committee held on 18 November 2021, be received and noted.”***

**SUMMARY**

The Youth Councillors shared feedback of the year and provided advice for the 2022 Youth Councillor’s and were presented with certificates of participation.

The Youth Councillors celebrated with an end of year excursion to Laser Tag, lunch at Mecca and a movie at Metro Cinema.

**ATTACHMENTS**

- 1 [!\[\]\(b6d55d0b173caf9b2505126db01e6158\_img.jpg\)](#). Burnie City Youth Council Special Committee Unconfirmed Minutes of Meeting held 18 November 2021

**COUNCIL RESOLUTION****Resolution number: MO196-21****MOVED: Cr G Simpson****SECONDED: Cr T Bulle**

***“THAT the Unconfirmed Minutes of the meeting of the Burnie City Youth Council Special Committee held on 18 November 2021, be received and noted.”***

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

**Against:**

***CARRIED UNANIMOUSLY***

## Meeting Minutes



Meeting: **BURNIE CITY YOUTH COUNCIL**  
Held on: Thursday 18 November 2021  
Venue: Burnie City Council Chambers  
File No(s): 2/5/34

The meeting opened at 9.20am

	Action
1. <b>Acknowledgement of Country, Welcome</b>	
2. <b>Present Youth Councillors:</b> Mayor Danielle Jones (PHS), Deputy Mayor Jai Mollinson (BHS), Deputy Mayor Junior Oliver Ebdon (RPPS), Charlotte Schumann (RPPS), Amelia Dredge (HPS), Cheala French (HPS), Calais Emery (RPS), Tahira Stevens (RPS), Sana Shrestha (BPS), Amarli Palmer (BPS), Abbey Walker (SMP), Courtney Brown (CPS), Luka Blackwell (CPS), Jayda Taiaroa (MPS), Caleb Fraser (MPS), Kyron Lyons (PHS), Grace Anderson (LCS), Tahlia Booth (LCS), Kaitlyn Cock (MRC), Olivia Saward (BHS),  <b>Apologies Youth Councillors:</b> Chenae McNaughton (MRC), Thomas Jordan (SMP),  <b>Burnie Works Backbone Team in attendance:</b> Project Officer Olivia Lucas, Allison Daley, Lucy Taylor  <b>Burnie City Council Officers in attendance:</b> Deputy Mayor Giovanna Simpson	
3. <b>Minutes and Correspondence</b>  <b>Motion:</b> <i>That the minutes of 28 October 2021 are accepted as a true and accurate record.</i>  <i>Moved: Oliver Ebdon                                  Second: Kyron Lyons                                  CARRIED</i>	
4. <b>Letters</b> <b>Motion:</b> That the letter of support for the Local Drug Action Team be accepted.  <div style="text-align: right;">CARRIED</div>	
5. <b>Presentation of Certificates</b> - Certificates were handed out to members. - Feedback on 2022 Plan - Future opportunities - What have you learned? - What advice would you give next year's Youth Councillors?	
6. <b>Burnie City Youth Council and Youth Making Changes Around Burnie</b> - Advocates for young people. - A reference group for youth ages 15-25 years. - Will tap into the views of young people through Youth Council. - Will be set up how young people want. - Information can be found through Burnie Works website.	
7. <b>Activities</b>	

Page 1 of 2

	Action
<ul style="list-style-type: none"><li>- Tasmanian Youth Advisory Summit: <a href="#">Register Here</a></li><li>- Library Movie Night (PJ Theme) was held on 29 October with only four people attending.</li></ul>	
8. Meeting closed: 9.42am	

Signed and dated (upon confirmation at next meeting):

\_\_\_\_\_

Chairperson

\_\_\_\_\_

Date

unconfirmed

**MINUTES AND REPORTS OF COMMITTEES****AO218-21 QUARTERLY REPORT TO TASWATER OWNERS' REPRESENTATIVES  
- PROGRESS UPDATE TO 30 SEPTEMBER 2021**FILE NO: 16/9/9; 21/52782

---

**RECEPTION FOR DISCUSSION****RECOMMENDATION:**

***“THAT the Quarterly Report of TasWater Owners’ Representatives for the quarter ended 30 September 2021 be received.”***

**SUMMARY**

TasWater have provided their quarterly report to 30 September 2021.

The report covers key aspects of performance for the quarter.

Key matters also for noting in the report include:

- Performance Results for the Quarter
- Externally funded major projects
- Price and Services Plan 4 (PSP4) update
- Rural Water Use Strategy
- National Water Grid Funding
- Hydrogen update
- Reduction in water losses
- Cybersecurity

**ATTACHMENTS**

- 1 [!\[\]\(3d0946c14414af438def0008e8322b30\_img.jpg\)](#). Quarterly Report to Owners Representatives - Progress Update to 30 September 2021

**COUNCIL RESOLUTION****Resolution number: MO197-21****MOVED:**            *Cr T Brumby***SECONDED:**      *Cr D Pease****“THAT the Quarterly Report of TasWater Owners’ Representatives for the quarter ended 30 September 2021 be received.”***

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

**Against:**

***CARRIED UNANIMOUSLY***



## Quarterly Report to Owners' Representatives

Progress update to 31 September 2021







## Document Approval and Issue Notice

This is a managed document. For identification of amendments each page contains a release number and a page number.

Changes will only be issued as a complete replacement document. Recipients should remove superseded versions from circulation. This document is authorised for release once all signatures have been obtained.

**PREPARED:** Jonathon Bellette, Department Manager Business Performance Date: 21 October 2021  
**(For release)**

**APPROVED:** Matthew Pigden, Chief Financial Officer Date: 27 October 2021  
**(For acceptance)**

**APPROVED:** Michael Brewster, Chief Executive Officer Date: 1 November 2021  
**(For acceptance)**

## Build Status:

Version	Date	Author	Reason	Sections
0.1	20 October 2021	Michael Mulley	Approved for Release by CEO	All
0.2	21 October 2021	Jonathon Bellette	Endorsed	All
0.3	27 October 2021	Matthew Pigden	Endorsed	All
1.0	1 November 2021	Michael Brewster	Approved	All

## Amendments in this release:

Section Title	Section Number	Amendment Summary

## Distribution:

Copy No	Version	Issue Date	Issued To



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## 1. Introduction

TasWater is pleased to present its first quarter (Q1) FY2021/22 Quarterly Report to Owners' Representatives in accordance with the requirements of the Shareholders' Letter of Expectations.

Outlined within the report are key aspects of TasWater's performance for the quarter ended 30 September 2021. This includes performance against key performance indicators outlined in the FY2022-26 Corporate Plan as well as financial performance compared to the FY2021/22 Budget.

Consistent with the approach taken in FY2020/21, the report also includes a dedicated section outlining TasWater's performance against a range of operational key performance indicators.

## 2. Executive Summary

### 2.1 Operating performance

Key points to note for the quarter include:

- TasWater's net profit of \$11.4 million as at 30 September 2021 is \$1.7 million favourable to budget
- Capital expenditure at \$53.3 million for the quarter is slightly lower than budget but has already exceeded the total achieved in the first half of FY2020/21
- Two TasWater projects have been awarded funding totalling \$10 million under the Australian Government's National Water Grid Fund
- Five notifiable sewage spills occurred during the first quarter, with root causes under investigation
- Only one Lost Time Injury (LTI) occurred during the quarter.

### 2.2 Customer Experience Initiatives

#### New website

A soft launch of TasWater's new website occurred on 14 July 2021. The website incorporates both a new design and additional functionality to provide a better user experience and meet customer needs and expectations. Additional functionality will continue to be added to the new website over time, including an interactive outages map.

### 2.3 Diversity and Inclusion

#### Pride in Water

In August 2021, TasWater joined Pride in Water as part of ongoing efforts to develop a more inclusive and diverse workforce. Pride in Water was established in 2019 and is a network dedicated to inclusiveness in the water industry for LGBTIQ+ staff, allies, contractors and customers. In celebration of joining the network, TasWater held an internal 'Wear it Purple Day' on 27 August 2021.

#### Sponsorship of Tasmanian Disability Festival award

In August 2021, TasWater announced that it is sponsoring the Excellence in Creating Inclusive Environments award at the 2021 Tasmanian Disability Festival. The purpose of the award is to recognise initiatives that build and support inclusion and diversity in the community and will be presented at a gala night on 3 December 2021.



### 3. Performance Results for the Quarter

#### 3.1 Strategic performance summary

Customer priorities	Key performance indicators	RESULT	TARGET	RESULT
Customer and Community – Deliver a positive customer experience to you		FY2020/21	FY2021/22	Q1 FY2021/22
Identify and close critical customer service gaps	Customer experience percentage	62%	64%	
	Customer satisfaction percentage	69%	68%	Brand research results are received on a six-monthly basis.
	Brand perception percentage	54%	60%	
Improve our community engagement and understanding	Community and stakeholder satisfaction percentage	62%	68%	
Water and Environment – Provide you with safe drinking water and responsibly manage your sewage		FY2020/21	FY2021/22	Q1 FY2021/22
Customers supplied by drinking water systems meeting best practice risk mitigation (per cent)		4.1%	10.7%	4.1%
Meet agreed regulatory compliance targets	Number of dams above the ANCOLD limit of Tolerability	4	2	4
	Number of wastewater systems considered high risk to the environment	22	20	22
	Real losses: water mains (kL/km water main/day)	8.9	10.0	To be updated on a six-monthly basis
Optimise system performance	Number of critically notifiable spills (less than or equal to)	8	4	5
	Treated wastewater compliant with EPA requirements (flow-weighted)	90.4%	89.0%	89.5%
People and Culture – Build culture and skills for the long-term benefits of Tasmania		FY2020/21	FY2021/22	Q1 FY2021/22
Enhance workforce capability and culture	Fifty per cent constructive leadership styles by 2023	Material improvement in pulse cultural survey results	Constructive styles between the 25 <sup>th</sup> and 50 <sup>th</sup> percentile. Defensive styles at or below the 50 <sup>th</sup> percentile.	Next survey results expected in June 2022
Relentless focus on safety (Zero Harm)	Total recordable injury frequency rate (TRIFR) – (less than or equal to)	9.4	8.5	9.6
	Notifiable injury frequency rate	2.5	0.8	2.5
Commercial and Economic – Give you value for money		FY2020/21	FY2021/22	Q1 FY2021/22
Deliver Price and Service Plan commitments	Capital Expenditure	\$177.6M	\$229.9M	\$53.3M
Achieve further efficiencies	EBITDA	\$155.7M	\$163.7M	\$38.8 M
	Interest cover ratio	3.2	3.3	3.2

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### 3.2 Operational performance summary

Key performance indicators	RESULT	TARGET	RESULT
Customer and Community – Deliver a positive customer experience to you	FY2020/21	FY2021/22	Q1 FY2021/22
Total complaints	2,800 <sup>1</sup>	2,500	582
First point resolution percentage for calls	95.1%	90%	95.0%
Percentage of calls answered by an operator within 30 seconds	92.1%	85%	90.3%
Percentage of response times within 60 minutes to attend priority 1 bursts and leaks	90.0%	90%	50%
Water and Environment – Provide you with safe drinking water and responsibility manage your sewage	FY2020/21	FY2021/22	Q1 FY2021/22
Number of BWAs and DNCs throughout the year	0	1	0
Percentage of customers where microbiological compliance has been achieved	100%	100%	100%
Percentage of trade waste volume covered by a meaningful agreement	58%	70%	67%
Number of industrial customers on a long term agreement	13%	20%	36% <sup>2</sup>
People and Culture – Build culture and skills for the long-term benefits of Tasmania	FY2020/21	FY2021/22	Q1 FY2021/22
Lost-time injury frequency rate (LTIFR)	2.8	2.4	2.2
Number of lost-time injuries (LTIs)	9	6	1
Number of notifiable incidents	8	4	1
Number of full time equivalent (FTE) <sup>3</sup>	919	932.3	933.5
Commercial and Economic – Give you value for money	FY2020/21	FY2021/22	Q1 FY2021/22
Productivity - savings realised	\$3.7M	\$2.2M	\$0.3M
Productivity - Increased revenue initiatives	\$10.3M	\$6.5M	\$2.2M
Total overdue debtors as a percentage of revenue at end of year	4.7%	4.0%	4.4%

<sup>1</sup> This figure was reported as 1,012 in the June 2021 report but has been adjusted to reflect a revised interpretation of water quality complaints to enable a meaningful comparison with FY2021/22 results.

<sup>2</sup> This KPI is already above the full-year target as a recent process and legal review of existing agreements identified that a number of agreements with automatic extensions were not being included in the results.

<sup>3</sup> Includes TasWater FTEs in the Capital Delivery Office.



### 3.3 KPI Gaps and Responses

Table 1: Gaps and responses

Gap	Cause and response
Customers supplied by drinking water systems meeting best practice risk mitigation (per cent) at 4.1% against a year end target of 10.7%	KPI will progressively improve throughout the financial year as asset upgrade and improvements are delivered, including UV Programs.
Number of critically notifiable spills at 5 against a full-year target of 4 or less	Refer to Section 3.5 for more detail.
Percentage of response times within 60 minutes to attend priority 1 bursts and leaks at 50% against a target of 90%	There were only two Priority 1 interruptions during the first quarter and one on the East Coast at St Helens did not meet the 60 minute response timeframe. Continued focus on Priority 1 interruptions throughout the remainder of the year will ensure that the 90% target is met.

### 3.4 Financial Performance

Table 2: Financial summary

KPI	FY2020/21	FY2021/22		
	Actual Result	Q1 Target	Q1 Result	Q1 Variance
Net Profit (\$M)	43.5	9.7	11.4	1.7
Underlying Net Profit <sup>4</sup> (\$M)	16.3	2.4	3.3	0.9
Dividends (\$M)	10.0	5.0	5.0	-
Special Dividend Target (\$M)	-	-	-	-
Debt (\$M)	619.8	692.5	670.4	22.1
Gearing ratio	39.1%	45.9%	42.1%	3.8%
Interest cover ratio (times)	3.2	2.6	3.2	0.6

TasWater's net profit of \$11.4 million as at 30 September 2021 is \$1.7 million favourable to budget. This is primarily driven by favourable variance in development revenue (\$0.9 million), higher profit on disposal of motor vehicles (\$0.3 million) and lower expenditure in planning and investigation costs for capital projects (\$0.5 million) following an accounting reclassification of costs from operational to capital. Underlying net profit of \$3.3 million is \$0.9 million above budget.

An interim dividend of \$5.0 million was paid to Owners on 30 September 2021 as planned.

As at 30 September 2021, total debt of \$670.4 million was \$22.1 million lower than budget predominantly due the opening debt position in FY2021/22 being lower than originally forecast. Total debt is well within TasWater's approved facility limit.

### 3.5 Significant incidents

#### Coronavirus (COVID-19) pandemic

The business continues to operate in accordance with COVID-safe guidelines by maintaining appropriate physical distancing measures and hygiene and cleaning protocols at its sites.

After the end of the quarter, an incident was declared to manage the impact of the snap three-day lockdown in Southern Tasmania that commenced on 15 October 2021. The incident was closed on 19 October 2021 following the end of the lockdown, with staff and contractors continuing to comply with restrictions, including the wearing of face masks, until they were lifted on 22 October 2021.

<sup>4</sup> Underlying profit is net profit adjusted to exclude contributed asset revenue

**Sewage spills impacting shellfish leases**

Five sewage spills to shellfish leases occurred during the quarter, with three resulting in lease closures.

Of the three spills that led to lease closures, two occurred in the same network at Cygnet as a result of overflowing manholes. The first instance was caused by tree roots in the sewer. These tree roots have now been removed and further tree root removal is scheduled over summer. The second was at a Caravan Park manhole that regularly overflows due to sewer blockages. The renewal of this main is currently being investigated as the root cause of the blockages is the existing sewer main design. In the meantime, an increased planned maintenance schedule has been put in place to ensure it is more regularly checked.

The third sewage spill that led to a lease closure occurred when a planned TasNetworks power outage in the Dover area was not communicated to the relevant TasWater operators in time to prevent the sewage spill. Communication processes are currently being reviewed to prevent this occurring in future.

Two further spills that occurred at Orford due to an electrical failure at a switchboard did not result in lease closures as the spill did not flow beyond the containing sand bank and affect lease areas.

In response to these process failures in recent months, TasWater's shellfish spill notification processes have been refined to increase internal awareness and consistency of application. TasWater representatives also attended a meeting with the ShellMap Board and local oyster growers at Dunalley in August 2021 as part of ongoing proactive engagement with this key stakeholder group. ShellMap has undertaken to provide contact details for all oyster growers (not just members of Oysters Tasmania) to ensure they receive SMS notifications from TasWater when sewage spills occur.

**Ridgeway Dam**

Ridgeway Dam continues to be operated at four metres below full supply level while the potential risks associated with the dam continue to be evaluated.

An independent review of the structural model undertaken by consultants SMEC resulted in around 200 observations that have been considered by TasWater's Specialist Review Panel and consultant (GHD). Based on the findings from the review, additional sensitivity analysis will be undertaken over coming months to complete this phase of the design works and a Detailed Business Case will then be prepared to address any underlying dam safety risks. The timing of the upgrade is dependent on the recommended design solution.

**Howrah Beach Project**

The water quality rating at Howrah Beach has recently been downgraded due to poor testing results. Consistent with the engagement undertaken with the Kingborough Council regarding water quality at Blackmans Bay Beach, TasWater is supporting the Clarence City Council to identify and rectify related infrastructure issues. The current water quality is a combination of both sewer and stormwater issues and a number of sewer leaks have already been identified and rectified.

**Westbury Sewage Overflow**

Action has continued to be taken during the quarter to remediate the overflow of raw sewage into a small farm dam that occurred in Westbury on 14 June 2021. This has included solids clean-up, drainage pathway remediation and pump-out of the dam. Sludge removal is now largely complete, and refilling of the dam will occur in coming weeks.



### 3.6 Capital expenditure

#### Summary

Total capital expenditure as at 30 September 2021 was \$53.3 million. Whilst slightly behind the YTD budget of \$56.1 million, capital expenditure in the first quarter is 61 per cent higher than at the same time in FY2020/21. At this stage of the financial year, TasWater expects to deliver the full-year target for capital expenditure of \$229.9 million (inclusive of \$29.4 million of externally funded capital works).

During the quarter, progress has continued at the Bryn Estyn WTP upgrade project (TasWater's largest capital project) with preferred contractors selected for various major delivery milestones. The Longford STP upgrade is also continuing to progress with practical completion expected in December 2021.

With the finalisation of several projects over the past few months, some Tasmanian businesses are in the process of closing-out subcontracts with the CDO. As part of this process, the CDO Client Representative has met with many of these businesses to gauge their experiences with the CDO. The main themes from these meetings have been the importance of the relationship between the CDO Project Manager and the subcontractor and ensuring that there is a common goal to deliver fit for purpose product for TasWater and its customers.

As at 1 October 2021, 553 individual work packages have been awarded by the CDO, totalling over \$149 million in value. Around 95 per cent of packages have been awarded to Tasmanian-based companies.

The current status of the Top 25 projects by total project budget are shown in Table 3 below. The list of Top 25 projects has been refreshed to reflect the commencement of the FY2021/22 Capital Works Program, including removal of projects completed in FY2020/21. For projects that have continued into FY2021/22, the table outlines changes in project budget estimates and completion dates since the June 2021 quarter report.

**Table 3: Status updates - Top 25 by total project budget**

No.	Project Title	Current Project Stage	Forecast Completion Date	Total Project Budget (\$'000)	Project Status Comments
1	Bryn Estyn WTP Major Upgrade	Project Delivery	Jan-24 May-23	243,944	Project completion date revised to practical completion date.
2	Northern Midlands Sewerage Improvement Plan - Longford STP Upgrade	Project Delivery	Dec-21	33,672	On track.
3	UV Program – Burnie, Chimney Saddle, Distillery Creek, Mt Leslie & West Tamar	Project Development	Sep-23 Jun-23	5,032	Completion date revised following project schedule review.
4	Lake Mikany Dam Upgrade	Target Out-turn Cost/Project Budget Estimate Project Delivery	Jul-22 Aug-22	20,067	Revised completion date reflects minor delay.
5	Tamar Estuary Health River Action Plan (TEHRAP)	Target Out-turn Cost/Project Budget Estimate	TBD	128,500	Project is jointly funded by TasWater, CoL, Commonwealth and State Governments. Preliminary funding has been received and negotiations are underway for the main funding deed. See further notes below.
6	Rosebery, Triabunna, Tunbridge and Coles Bay Reservoir	Project Delivery	Dec-22	12,821	On track.





No.	Project Title	Current Project Stage	Forecast Completion Date	Total Project Budget (\$'000)	Project Status Comments
7	Upper Reservoir Dam Upgrade	Project Delivery	Jan-22 Nov-21	5,132 6,085	Budget increased to reflect approved TOC.
8	UV Program – Campbell Town/Ross, Fingal, Queenstown, South Esk, Swansea, Triabunna, Tullah, West Tamar and Zeehan	Project Development	Jun-23 Oct-23	8,513	Completion date revised following project schedule review.
9	Davis St, Smithton SPS Upgrade	Project Development	Aug-22	17,628	On track.
10	Geeveston Outfall	Target Out-turn Cost/Project Budget Estimate	Nov-23	9,890	Detailed Business Case approved and project on track.
11	Tasman Highway, Orford - Trunk main	Project Delivery	Dec-22 Sep-22	2,358	On track.
12	Lake Fenton Pipeline (Gateway) , New Norfolk Water Main Renewal	Project Delivery	Jun-22	2,238	On track.
13	North West Water Supply Upgrade - NWWS (Old Forth Leven)	Target Out-turn Cost/Project Budget Estimate	May-26	Not yet approved	On track.
14	Bicheno STP Recycled Water Scheme Expansion (EPA Top 20)	Project Development	Dec-24	Not yet approved 7,380	On track.
15	Bridport Water Supply Improvements	Project Development	May-25 Oct-25	Not yet approved 30,160	Budget and completion date revised to reflect approved Strategic Business Case.
16	Ridgeway Upgrade	Project Development	Apr-26	Not yet approved	On track.
17	Upper Prosser scour valve	Project Delivery	Feb-22	1,521	On track.
18	Hamilton STP Relocation	Project Development	Feb-24	Not yet approved	On track.
19	Macquarie Point Relocation	Project Development	TBD	Estimate to be updated as part of the detailed design phase	The project budget and timeframe is currently being reviewed as part of the detailed design stage.
20	Turriff Lodge STP Outfall Relocation (EPA Top 20)	Project Development	Aug-22	2,225	On track.
21	Chimney Saddle Clarifier & Flocc Tank	Project Delivery	Oct-21	2,832	On track.
22	Queenstown STP remediation	Project Delivery	Apr-22 Oct-22	2,354 2,659	Schedule and budget change reflects approved TOC report.
23	Zeehan Raw Water Pump Station Replacement	Project Delivery	May-22	1,755	On track.
24	UV Program Stage 1 (Glen, Westbury, St Helens, Scottsdale, Bridport, Deloraine, Longford, Bracknell)	Project Delivery	May-22	10,481	Increase allowed as part of the approved TOC report.
25	Whitemark raw water storage upgrade - Hendersons Dam raising	Project Delivery	TBD Feb-22	11,686 11,868	Delays have resulted from the dam being in worse condition than anticipated with timeframes for completion now anticipated to be Feb 22.



### 3.7 Externally funded major projects

#### Macquarie Point STP funding and relocation

During the quarter, TasWater and the State Government executed a Grant Deed outlining the State Government's funding contribution to the project, including the risk sharing arrangement for cost variations.

As discussed at the ORG General Meeting on 24 June 2021, the funding arrangement includes both the acceleration of the State Government's equity contributions through to FY2022/23 and grant funding from FY2023/24<sup>5</sup>. Following approval by Owners at the earlier referenced ORG General Meeting, the amendments required to reflect the funding arrangement have now been given effect through the updated version of the Constitution and a Deed of Variation to the SSIA.

Outside of funding arrangements, the master planning and concept design for the upgrade is continuing to progress with the Basis of Design Report currently under review by TasWater. It is expected that a Detailed Business Case will be submitted to TasWater for review in August 2022.

#### Tamar Estuary River Health Action Plan (TERHAP)

During the quarter, further discussions occurred between TasWater and the State Government regarding an expansion of the interim funding deed (currently \$6 million) to cover investigation, design and approval activities as part of the Target Out-turn Cost (TOC) stage of the project. These discussions were ongoing as at 30 September 2021.

In collaboration with the City of Launceston and the Department of State Growth, site investigations have continued to determine the feasibility of proposed river crossings and alternative pipeline route alignments. Works have also continued to progress projects at St John St SPS (release of tender for pipeline construction) and at Margaret St SPS (pipeline diversion and pump station design development).

#### Port Arthur Historic Site Management Authority (PAHSMA)

During September 2021, TasWater and the State Government executed a Grant Deed under which TasWater will receive \$500,000 to undertake a feasibility study into the potential transfer of the water and sewerage assets currently owned and managed by PAHSMA to TasWater. Under the Grant Deed, TasWater has 15 months to complete the feasibility study.

### 3.8 Matters of public and key stakeholder interest

#### Water Supply Outlook

The outlook for the coming summer period is generally favourable, with rainfall during winter and spring close to long-term averages and most storages at or near full supply levels. The Bureau of Meteorology has also recently announced a La Nina Alert which indicates a 70 per cent chance<sup>6</sup> of La Nina conditions occurring over coming months. These conditions typically bring higher than average rainfall in eastern Tasmania.

Despite this outlook, restrictions are still planned in some communities and are possible in others, particularly those with limited raw water storage. A summary of the outlook for all systems is provided in Table 4 below.

<sup>5</sup> Noting that \$3.5 million has previously been provided through an interim grant deed to fund planning and investigation works through to 30 June 2021.

<sup>6</sup> Three times more likely than normal.



In relation to the Greater Hobart system, water quality in multiple storages is currently being affected by elevated turbidity and colour, due in part to wet and windy conditions during spring. The Hobart Water Supply Working Group is actively managing this issue and has identified several short-term containment measures that will be implemented prior to the summer demand period. It is possible that water restrictions will be introduced for the summer period to mitigate anticipated production and storage risks.

Table 4: Seasonal outlook for all systems

System Name	Restriction Likelihood	System Name	Restriction Likelihood
Adventure Bay	Likely	Longford	Unlikely
Bell Bay	Possible	Manuka River (Strahan)	Possible
Bicheno	Possible	Mathinna	Possible
Bothwell	Unlikely	Maydena	Possible
Bracknell	Possible	Mole Creek	Possible
Bridport	Likely	Mountain River	Unlikely
Bronte Park	Unlikely	National Park	Possible
Campbell Town/Ross	Unlikely	Oatlands	Possible
Coles Bay	Unlikely	Orford	Possible
Conara	Possible	Ouse – Hamilton	Unlikely
Cornwall	Unlikely	Pet River (Burnie)	Possible
Deep Creek (Smithton – Stanley)	Possible	Queenstown	Possible
Deloraine	Unlikely	Ringarooma	Unlikely
Dover	Unlikely	Rocky Creek	Possible
Dowlings Creek (Yolla)	Possible	Rosebery	Possible
Epping Forest	Possible	Rossarden	Possible
Fentonbury – Westernway	Possible	Scamander	Possible
Fingal – Avoca	Possible	Scottsdale	Possible
Forth River (Devonport)	Possible	St Helens	Possible
Gawler (Ulverstone)	Possible	St Marys	Unlikely
Gladstone	Possible	Swansea	Unlikely
Grassy	Unlikely	Triabunna	Possible
Greater Hobart	Possible	Tullah	Unlikely
Gretna – Glenora – Bushy Park	Possible	Tunbridge	Possible
Herrick	Unlikely	Waratah	Possible
Huon Valley	Unlikely	Wayatinah	Unlikely
Lady Barron	Unlikely	Westbury	Unlikely
Lake Barrington	Unlikely	Whitemark	In Place
Launceston	Possible	Zeehan	Unlikely
Leven (Penguin)	Possible		

#### Waratah Dam Decommissioning

TasWater has advised the Waratah-Wynyard Council that it expects to fully decommission the Waratah Dam by April 2022. An update outlining the process and timeline for decommissioning has been distributed to the community and TasWater will continue to liaise closely with the Council and local community throughout this process.

A drone survey of the dam and its surrounds was undertaken in August 2021 to determine the level of natural regrowth following the lowering of the water level in 2017. The survey shows that revegetation has been successfully occurring naturally since the reservoir was lowered. Therefore, it is expected that it will be possible to continue to lower the reservoir (initially through the outlet) in coming months and that revegetation will naturally occur when the reservoir has been drained.

**Service Replacement at Pioneer**

On 30 September 2021, a meeting was held to update the Dorset Council on the proposed solution to deliver treated reticulated water to Pioneer. A community meeting was also held in Pioneer on the same day. The proposed construction methodology was well received by the residents who attended the community meeting. A written update is being sent to all residents providing the information presented at the community meeting.

**Legislative Council Select Committee**

The Legislative Council Select Committee inquiry into TasWater's operations held its final hearing with TasWater in attendance in August 2021. The Committee is finalising its report which is expected to be released shortly.

**Supply arrangement to Tasmanian Irrigation**

TasWater has continued discussions with Tasmanian Irrigation (TI) regarding measures to reduce TI's reliance on the Greater Hobart system. TI has indicated that it is targeting completion of an interim solution to construct a connection to Craigbourne Dam this calendar year and that progress is continuing on a longer-term solution to construct a 100 ML per day capacity pump station and raw water transfer main from the Derwent River to the Stage Three Granton line.

**Enterprise Agreement Negotiations**

TasWater is currently negotiating with Employee Representatives regarding new Enterprise Agreements. During the quarter, TasWater presented a revised offer to Employee Representatives that included, among other features, a 2.5 per cent increase to Total Remuneration Package each year over three years (a 2.0 per cent increase to salary and 0.5 per cent increase to superannuation).

Voting on the revised offer occurred during September 2021 and none of the four proposed Enterprise Agreements were approved. Protected industrial action commenced on 20 September 2021 and whilst TasWater's contingency planning has been effective to date, some operational impacts have been experienced. TasWater is continuing to negotiate with Employee Representatives in good faith to determine an acceptable outcome.

**4. Key policy, risk and strategy matters****4.1 Price and Service Plan 4 (PSP4) update**

During the quarter, TasWater continued to support the Tasmanian Economic Regulator (TER) to investigate the PSP4 proposal that was submitted on 30 June 2021.

Following submission of the proposal, an error was identified in the treatment of external funding for two major capital projects in the regulated pricing methodology. At the request of the TER, TasWater is preparing a revised proposal to address this error and ensure that interested parties have the most accurate information during the upcoming public consultation phase.

The identified error will not impact the proposed price increases over the period of PSP4 as TasWater had already proposed that price increases be limited to 3.5 per cent per annum.

**4.2 Rural Water Use Strategy**

At the request of the Department of Primary Industries, Parks, Water and Environment (DPIPWE), TasWater attended the first Rural Water Roundtable during August 2021 alongside other key stakeholders including Minister Barnett, TI, Hydro Tasmania and the Local Government Association of Tasmania (LGAT).



The objectives of the first meeting were to build shared understanding and connection and identify key stakeholder issues and perspectives. Topics discussed related to sustainable water management, growth in the agricultural and renewable energy sectors, and protecting our water-dependent environments for current and future generations in a changing climate.

#### 4.3 National Water Grid Funding

In June 2021, DPIPW submitted two TasWater projects for funding from the National Water Grid Fund, an Australian Government program aimed at supporting the development of rural water infrastructure across Australia. During August 2021, TasWater was advised that its two projects would be provided with commonwealth funding of \$10 million, comprising:

- \$5 million for the Shellfish Lease Water Quality Improvement Program to upgrade sewerage pump stations close to shellfish lease areas and
- \$5 million for an expansion of the Penna Recycled Water Scheme, which receives treated effluent from the Kiribati, Sorell and Midway Point STPs in the south of the State.

#### 4.4 Hydrogen

During the quarter, TasWater continued to engage with the Office of the Coordinator General (OCG) on the potential development of a hydrogen project in the Bell Bay area. In late September 2021, TasWater provided a Bell Bay Water Supply Options Report to the OCG to help inform a bid for Federal funding being developed by Renewables Tasmania.

The submission from Renewables Tasmania is due to be provided to the Australian Government by 22 November 2021.

#### 4.5 Reduction in water losses

Consistent with TasWater's strategic focus to reduce water losses in its networks, leakage control initiatives have been conducted in Hobart and Rosebery in recent months. This has included the use of leak noise correlating loggers and acoustic ground microphones to localise and pinpoint leaks.

In Hobart, six leaks have been discovered and repaired including one large leak found on Sandy Bay Road with an estimated reduction equating to approximately 89ML/year. In Rosebery, where investigations are ongoing to find the source of the high night flow, two leaks were found and are pending repair. Water savings from these are estimated at approximately 13ML/year.

In total, 16 leaks were identified during the quarter, yielding an estimated saving of or 137ML/year.

#### 4.6 Executive Resignations

During the quarter, TasWater CEO Michael Brewster announced his decision to retire after more than eight years in the role. Whilst this will not take effect until February 2022, the Board has initiated a recruitment process to ensure a seamless transition to a new CEO.

Two other members of the Executive team, Cathy Cuthbertson (GM People & Safety) and Juliet Mercer (GM Corporate & Community Relations) have also resigned after eight and five years' service respectively. Both Cathy and Juliet will continue in their roles until December 2021, with interim arrangements to be put in place until a new CEO commences.

#### 4.7 Cybersecurity

Every two years, the Australian Cyber Security Centre offers a critical infrastructure industry the opportunity to participate in an exercise to practice cybersecurity response processes. In 2021, the water industry was chosen and TasWater was one of 64 water corporations that participated.



The exercise was held across 18-19 August 2021 and involved 34 TasWater staff across eight divisions. The exercise provided an opportunity to test TasWater's preparations and response capacity in the event of an attack. Several learnings came out of the exercise and an action plan has been prepared to implement the learnings.



### 5. Responses to queries from prior updates

Date	Region	Issue	Raised by	Response
4 November 2020	All	Consider including additional information to highlight any changes in assumptions from the previous year in future Annual Reports	Mayor Ben Shaw (Derwent Valley Council)	Will be addressed at the ORG General Meeting (Reporting).
4 November 2020	All	Consider how to better reflect considerations had in relation to Corporate Social Responsibility in future Annual Reports	Gary Arnold (Kingborough Council)	Will be addressed at the ORG General Meeting (Reporting).
4 November 2020	All	Publish the Water Surety Strategy on TasWater's website	Gary Arnold (Kingborough Council)	This had initially been scheduled to be addressed at the ORG General Meeting (Planning) on 24 June 2021. However, key elements of the overarching strategy continue to be developed and are expected to be completed by the end of calendar year 2021. The Annual Water Supply Outlook will be provided to Owners at the ORG General Meeting (Reporting).
24 June 2021	All	Consider the structure of future Corporate Plans in relation to compliance with the Shareholders' Letter of Expectations (SLE).	Gary Arnold (Kingborough Council)	Will be addressed in the process of development of future Corporate Plans and take into account the findings from the review of the SLE.

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**Quarterly Report to Owners' Representatives**

Progress update to 31 September 2021



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**MINUTES AND REPORTS OF COMMITTEES****AO219-21 UPPER NATONE RESERVE SPECIAL COMMITTEE UNCONFIRMED  
MINUTES OF A MEETING HELD ON 11 OCTOBER 2021****FILE NO: 2/5/16; 3383617**

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**RECOMMENDATION:**

***“THAT the Unconfirmed Minutes of a Meeting of the Upper Natone Reserve Special Committee held on 11 October 2021, be received for discussion.”***

**SUMMARY**

The Minutes report on a meeting of the Upper Natone Reserve Special Committee.

The Committee noted the decision of Council (August 2021 meeting) to retain the Special Committee and the appointment of the two new members to the committee.

General reserve operational matters were discussed.

**ATTACHMENTS**

1 [!\[\]\(4b7a79268f6ba26c1471d4232fffa85a\_img.jpg\)](#) Unconfirmed Meeting Minutes - 11 October 2021

**COUNCIL RESOLUTION**

**Resolution number: MO198-21**

**MOVED: Cr K Dorsey**

**SECONDED: Cr T Bulle**

***“THAT the Unconfirmed Minutes of a Meeting of the Upper Natone Reserve Special Committee held on 11 October 2021, be received for discussion.”***

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

**Against:**

**CARRIED UNANIMOUSLY**

*Minutes of the Upper Natone Reserve Special Committee  
11th October 2021*

Meeting opened 734pm

**Attendance:** Fiona Tustian (President), Phil Tustian (Secretary), Ivan Caston, Dianne Cripps, Garry Watts Ken Dorsey (BCC) & Heather Ross.

**Apologies:** Lachlan Girschik & Gary Neil (BCC)

*Declaration of Interest – Nil Declarations*

Minutes of previous Meeting (23<sup>rd</sup> August 2021) were read by the President.

Moved Fiona Tustian & seconded Garry Watts these Minutes be accepted as read. **Carried**

**Business arising:**

1. All matters to be discussed in General Business.

**Correspondence: (Inwards)** Gary Neil reference Lachlan Girschik & Richard Franks nomination for Appointment to the Committee

Mr Overland's reply to the President in relation to the proposal to Decommission the Committee.

**(Outwards)** Notice of tonight's Meeting

**General Business**

1. Reply from Mr Overland reporting the BCC has resolved to continue with the Upper Natone Reserve Special Committee. Letter read out & discussed between members present.
2. Work needed on Walking Tracks to be carried out next Working Bee
3. The BCC will repair potholes in the sealed Blythe Road surface
4. Proposal that a fallen tree be cut into slabs not yet discussed with SST
5. Tap fixture discussed with BCC and to be completed
6. Proposal that dying trees be cut down not yet discussed with STT
7. The past two "Working Bees" were cancelled due to inclement weather, & a "Working Bee" was scheduled for Sunday 24/10/21 10am-1pm with BBQ after. Discussion on refurbishing picnic tables. Tustian's to purchase bugle screws 150mm size
8. Both prospective Committee members (Lachlan Girschik & Richard Franks) forwarded to BCC for consideration of appointment to the Committee/

**Meeting Closed 8.15pm**

**AO220-21 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 non agenda items.

There being no further business the Mayor declared the Meeting closed at 7.42pm.

## CERTIFICATION OF MINUTES AS A TRUE RECORD

These minutes are confirmed as an accurate record of the Open Session of the Ordinary Meeting of Burnie City Council held on 15 December 2021.

Confirmed:



Simon Overland  
GENERAL MANAGER

Confirmed:



Steven Kons  
MAYOR

Date:

25/01/22

Date:

25/01/22