



Brighton Council

**MINUTES OF THE ORDINARY COUNCIL MEETING
OF THE BRIGHTON COUNCIL HELD
IN THE COUNCIL CHAMBER, COUNCIL OFFICES
OLD BEACH AT 5.30 P.M. ON TUESDAY,
18th DECEMBER 2018**

PRESENT: Cr Foster (Mayor); Cr Curran (Deputy Mayor); Cr Garlick;
Cr Geard; Cr Gray; Cr Murtagh; Cr Owen and Cr Whelan.

IN ATTENDANCE: Mr R Sanderson (General Manager); Mr G Davoren
(Deputy General Manager); Mr H Macpherson (Municipal
Engineer) and Mrs J Banks (Governance Manager)

1. CONFIRMATION OF MINUTES:

1.1 CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING
OF 20th NOVEMBER 2018.

Cr Gray moved, Cr Garlick seconded that the Minutes of the Ordinary Council Meeting of 20th November 2018 be confirmed.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

1.2 CONFIRMATION OF MINUTES OF THE ANNUAL GENERAL MEETING OF
11TH DECEMBER 2018.

Cr Curran moved, Cr Murtagh seconded that the Minutes of the Annual General Meeting of 11th December 2018 be confirmed.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

1.3 CONFIRMATION OF MINUTES OF THE PLANNING AUTHORITY MEETING OF 11/12/18:

Cr Gray moved, Cr Owen seconded that the Minutes of the Planning Authority Meeting of 11th December 2018 be confirmed.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

2. APPLICATIONS FOR LEAVE OF ABSENCE:

Cr Garlick moved, Cr Owen seconded that Cr Jeffries be granted leave of absence.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

3. PUBLIC QUESTION TIME AND DEPUTATIONS:

As there were no members in the gallery there was no requirement for public question time.

4. DECLARATION OF INTEREST:

In accordance with Part 5, Section 48 of the *Local Government Act 1993*, the Chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have an interest in any item on the agenda; and

Part 2 Regulation 8 (7) of the *Local Government (Meeting Procedures) Regulations 2015*, the Chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.

Accordingly, Councillors are requested to advise of any interest they may have in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the Council has resolved to deal with, in accordance with Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015*.

There were no declarations of interest.

5. REPORTS FROM COUNCILLORS:

5.1 MAYOR'S COMMUNICATIONS:

AUTHOR: Mayor
(Cr T Foster)

The Mayor's communications are as follows: -

- Nov 21 Attended Engineers Australia official National Marker Ceremony for the Bridgewater Bridge. Cr Owen, Cr Geard and senior staff also attended.
- Nov 27 Attended the Augmented Reality Project launch at Remembrance park. Cr Curran, Cr Owen and Cr Whelan along with senior staff also attended.
- Nov 27 Along with the Deputy Mayor Cr Curran we had a meeting with James Dryburgh and David Allingham in relation to issues with Centrecare Evolve.
- Nov 29 Taswater Owner Reps meeting in Launceston. GM and Myself.
- Nov 30 Attended the official opening of Jane Howlett's Electorate Office in Sorell.
- Dec 09 Councillors Christmas lunch
- Dec 10 GM and I met with the Auditor General and Deputy Auditor General.
- Dec 10 GM, Heath and I met with Tony Roberts and Craig Knight .
- Dec 10 Meeting with Senior Staff to discuss the Greater Hobart Bill
- Dec 10 Noeline and I attended official Christmas Drinks with Premier Hodgman and various other Government Minister's.

- Dec 11 GM, Deputy Mayor and I met with Ben Wilson, Tim Gourlay and Andrew Goelst from Centrecare Evolve to discuss concerns associated with their developments.
- Dec 11 Annual General Meeting,
- Dec 11 Planning Authority meeting.
- Dec 18 Ordinary Council Meeting.

RECOMMENDATION:

That the Mayor’s communications be received.

DECISION:

Cr Gray moved, Cr Curran seconded that the report be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

Cr Geard joined the meeting 5.35pm

5.2 REPORTS FROM COUNCIL REPRESENTATIVES WITH OTHER ORGANISATIONS:

The following Councillors advised they had attended various meetings or assemblies recently:

Cr Geard attended Pontville Users Group – a Pontville Park concept plan was tabled.

Cr Whelan and Cr Murtagh attended the final assembly at the JRLF senior school.

Cr Geard and Cathy Harper attended an Emergency Recovery meeting.

DECISION:

Cr Garlick moved, Cr Murtagh seconded that the reports be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	

Cr Garlick
Cr Geard
Cr Gray
Cr Murtagh
Cr Owen
Cr Whelan

5.3 CORRESPONDENCE FROM SOUTHERN TASMANIAN COUNCILS ASSOCIATION (STCA), LGAT, TASWATER AND JOINT AUTHORITIES:

Correspondence and reports from the STCA, LGAT, TasWater and Joint Authorities.

If any Councillor wishes to view documents received contact should either be made with the Governance Manager or General Manager.

6. NOTIFICATION OF COUNCIL WORKSHOPS:

In accordance with the requirements of Section 8(2)(c) of the Local Government (Meeting Procedures) Regulations 2015, it was reported that there were no workshops held since the last Council Meeting.

7. NOTICE OF MOTION:

There were no notices of motion.

8. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA:

In accordance with the requirements of Part 2 Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2015, the Council, by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- (a) the reason it was not possible to include the matter on the agenda, and
- (b) that the matter is urgent, and
- (c) that advice has been provided under Section 65 of the *Local Government Act 1993*.

RECOMMENDATION:

That the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the Local Government (Meeting Procedures) Regulations 2015.

DECISION:

The General Manager advised that there were no supplementary agenda items.

9. REPORTS FROM COMMITTEES:

There were no Committee meetings held in December.

10. COUNCIL ACTING AS PLANNING AUTHORITY:

In accordance with the provisions of Part 2 Regulation 25 of the Local Government (Meeting Procedures) Regulations 2015, the intention of the Council to act as a Planning Authority pursuant to the *Land Use Planning and Approvals Act 1993* is to be noted. In accordance with Regulation 25, the Council will act as a planning authority in respect to those matters appearing under Item 11 on this agenda, inclusive of any supplementary items.

There were no planning items listed for discussion at this meeting.

11. REPORTS FROM OFFICERS:

11.1 BRIGHTON CRICKET CLUB COMMERCIAL USE OF GUNN OVAL KIOSK, PONTVILLE PARK:

AUTHOR: Council Services Officer
(Ms C Harper)

Background:

Brighton Cricket Club have approached Council for permission to use the Gunn Oval kiosk for processing of food for retail sale by one of their sponsors, Southern Foods. They expect that the use will be approximately two hours per day, three times per week. The club is seeking this additional fundraising as they have had a significant increase in uniform costs due to entering the Premier League competition.

The club have advised they are willing to cover all costs involved in this operation occurring in the building, especially the increase in power consumption, as the machine that does the food processing requires 3 phase supply.

The club have had discussion with Council's Senior Environmental Health Officer and there is an expectation that the relevant food licences would be obtainable in the facility, once applied for. The club would cover the necessary costs involved in gaining these licences.

This initiative also provides employment for Brighton Cricket Club members.

Consultation:

Janine Banks (Governance Manager), Heath Macpherson (Municipal Engineer), Cathy Harper (Council Services Officer), Brent Basstian (Senior EHO),

Risk Implications:

Nil.

Financial Implications:

There would be an additional Council donation to the club if the hire fee for the building is waived fully or offered at the 50% discount available under Council's policy.

Assessment:

The Brighton Cricket Club are working very hard to meet all the commitments of joining the Tasmanian Premier League. The President, Scott Arnold has given his commitment to oversee this activity personally.

Council will confirm the additional power costs for this building to ensure that no additional costs for power will be passed on to ratepayers.

Discussion between Council and the Brighton Cricket Club will be ongoing to ensure that other users of the facility are not impacted by this use.

Options:

1. As per the recommendation.
2. Council not approve the use of the kiosk for this purpose.

RECOMMENDATION:

Council approve the use of Gunn Oval Kiosk for use by the Brighton Cricket Club for processing food for retail sale, as approved by the Senior Environmental Health Officer

That the kiosk be hired to the Club at a 50% discount rate and any additional costs and power charges are paid for by the cricket club.

DECISION:

Cr Geard moved, Cr Curran seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

11.2 TEMPORARY TOILETS – BRIDGEWATER PARK:

AUTHOR: Municipal Engineer
(Mr H Macpherson)

Background:

With the construction of the new park off Cheswick Crescent, Bridgewater, part of the proposal is for new toilets. Due to delays in design and obtaining suitable prices for the toilet block the park has now opened, but the toilets won't be completed until March 2019.

Council have received several complaints about the lack of toilets in the Bridgewater area for a number of years and recently a complaint about the fact that the park has been opened without a toilet.

A request has recently been made about providing temporary toilets until the new toilets are completed.

Consultation:

Municipal Engineer, General Manager, Works Manager

Risk Implications:

Other parks exist without toilets and there are no legal requirements to provide toilets at a park.

Financial Implications:

Temporary toilets can be provided but there would be several costs involved with providing them. These include transporting to and from site, weekly hire and plumbing the toilets temporarily into the sewer system.

These costs would roughly be in the order of \$3,000.

On top of this there would be potential costs associated with opening and closing the toilets during the day, on-going cleaning and possible vandalism costs.

At this stage prices haven't been obtained for opening and closing of facilities on weekends, but this is estimated to be in the order of \$5,000 for the 3 month period. The new toilets will be installed with a timer lock, so this won't be a cost with the new toilets.

Other Issues:

There are toilets located at Library Tasmania that may be used during the week, but Library Tas do not want to promote this as they have had issues with vandalism in the past.

Hence the main time of concern for lack of toilets is on weekends.

Assessment:

Temporary toilets can be provided and placed on the corner of the carpark, but this is an unbudgeted item.

Options:

1. As per the recommendation.
2. Approve funding for temporary toilets and specify open and closing times.

RECOMMENDATION:

That Council do not provide temporary toilets.

DECISION:

Cr Owen moved, Cr Murtagh seconded that Option 2 be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

11.3 RIFLE RANGE ROAD BRIDGE, PONTVILLE:

AUTHOR: Municipal Engineer
(Mr H Macpherson)

Background:

Brighton Council was recently approached by the Tasmanian Botanics, who are using the Detention Centre as a research facility, about the condition of Rifle Range Road and the bridge.

Tasmanian Botanics currently have employed 6 professional full-time staff, along with 6-7 full time building contractors and a further 6 - 10 subcontractors, being electricians, plumbers, air con installers etc.

Over the next 3 months Tasmanian Botanics will be employing at least 4-6 extra staff, with additional staff being employed as the facility grows. If they develop only half the area within the security fence, they could be employing over 130 staff.

With the intended growth of the facility they need to import 40-foot shipping containers with building materials, which is difficult when Council currently has a 15T load limit on the bridge.

Representatives from Tasmanian Botanics have had a meeting with Council and followed it up with a letter requesting that Council consider upgrading the exiting bridge and road to allow for their future expansions.

Consultation:

Municipal Engineer, General Manager, Deputy General Manager, Mayor

Risk Implications:

The existing bridge currently has a load limit of 15T, but the increase in traffic is causing the bridge deck to deteriorate at a quicker rate. This will result in some of the decking needing to be replaced in the next 3-4 months, but this money would be wasted if we are planning on replacing the bridge in next year's budget.

Financial Implications:

There is \$300k in the 10-year plan to replace the bridge in 2019/20, so bringing this money forward will have minimal additional costs but delaying the replacement will result in increased maintenance costs.

Other Issues:

The road will also need to be upgraded in width and sealed as a result of the increased traffic, but this can be done as part of the budget process for the 2019/20 FY.

In the dry weather Tasmanian Botanics can bring trucks from Shene Road across the paddocks, but if it is slightly wet, they have to get the freight companies to break the containers into smaller lots at an increased cost. Also, this is not their legal access.

Assessment:

Initial assessments show that the bridge size can be reduced and works should be able to be carried out for the estimated \$300,000.

Options:

1. As per the recommendation.
 2. Do not bring the money forward and discuss the replacement as part of the normal budget process.
-

RECOMMENDATION:

That Council agree to bring forward up to \$300,000 to replace the Rifle Road Bridge, and staff carry out the works as soon as possible.

DECISION:

Cr Gray moved, Cr Curran seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	Cr Murtagh
Cr Foster	Cr Whelan
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Owen	

11.4 MONTHLY FINANCE REPORT AS AT 30 NOVEMBR 2018:

AUTHOR: Deputy General Manager
(Mr G Davoren)

Background:

The finance reports were submitted for consideration.

They comprised the summarised financial position and revenue and expenses of the Council for the first five months of the 2018/19 financial year.

Consultation:

Nil

Risk Implications:

Nil

Financial Implications:

Not Applicable

Other Issues:

Nil

Assessment:

Nil

Options:

1. As per the recommendation.
 2. Not receive the reports.
-

RECOMMENDATION:

That the reports be received.

DECISION:

Cr Garlick moved, Cr Owen seconded that the report be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

11.5 MICROWISE - UPDATE REPORT:

AUTHOR: General Manager
(Mr R Sanderson)

The General Manager and Deputy General Manager provided an update on the progress of Microwise at the Council meeting.

Options:

1. As per the recommendation.
2. Not receive the report.

RECOMMENDATION:

That the report be received.

DECISION:

Cr Owen moved, Cr Murtagh seconded that the report be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Murtagh	
Cr Owen	
Cr Whelan	

12. QUESTION ON NOTICE:

There were no questions on notice.

The meeting closed 6.15pm.

Confirmed:

(Mayor)

Date:

15th January 2019