



# 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,  
21<sup>ST</sup> MAY 2019**

**PRESENT:** Cr Foster (Mayor); Cr Curran (Deputy Mayor); Cr Garlick; Cr Gray; Cr Jeffries; 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); Mr J Dryburgh (Manager Development Services) and Mrs J Banks (Governance Manager).

## **1. CONFIRMATION OF MINUTES:**

1.1 CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING OF 16<sup>TH</sup> APRIL 2019.

*Cr Curran moved, Cr Gray seconded that the Minutes of the Ordinary Council Meeting of 16<sup>th</sup> April 2019 be confirmed.*

**CARRIED**

### **VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

## **2. APPLICATIONS FOR LEAVE OF ABSENCE:**

Cr Geard had requested leave of absence as he was currently overseas.

*Cr Garlick moved, Cr Gray seconded that Cr Geard be granted leave of absence.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**3. PUBLIC QUESTION TIME AND DEPUTATIONS:**

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

**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)

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The Mayor's communications were as follows:-

Apr 25 Attended the Anzac Day dawn service at the Hobart cenotaph.

Apr	29	Attended the Anzac Day service at Remembrance Park, Pontville. The GM and I met with recently elected member for Lyons John Tucker.
May	01	Meeting with Hon Brian Mitchell, Federal member for Lyons.
May	02	Meeting with GM and other senior staff.
May	06	SCS meeting at Bothwell
May	07	Deputy Mayor and I met with senior staff for Budget Estimates Briefing.
May	08	GM and I attended a Taswater Owners meeting in Launceston.
May	09	Citizenship ceremony
May	13	ABC interview with Leon Compton.
May	14	2019-2020 Draft Estimates workshop.
May	20	GM and I had a meeting with Huon Valley Council Mayor and GM.
May	21	OCM.

**RECOMMENDATION:**

That the Mayor's communications be received.

**DECISION:**

*Cr Owen moved, Cr Gray seconded that the report be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**5.2 REPORTS FROM COUNCIL REPRESENTATIVES WITH OTHER ORGANISATIONS:**

**DECISION:**

Cr Curran reported that she attended the Anzac Day Dawn Service at Bridgewater and the 11am Service at Remembrance Park, Brighton

Cr Curran also attended the media release at Pontville Park with Senator Jonathan Duniam.

Cr Curran gave a presentation on her recent trip to South Australia re SA Renewables Roadtrip.

*Cr Jeffries moved, Cr Whelan seconded that the reports be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
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 a Budget workshop was held at 4pm on the 14<sup>th</sup> May 2019. Councillors in attendance were:- Cr Foster (Mayor); Cr Curran (Deputy Mayor); Cr Garlick, Cr Gray, Cr Murtagh, Cr Owen and Cr Whelan.

**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 May.*

**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 10 on this agenda, inclusive of any supplementary items.

*There were no planning items listed on this agenda.*

**11. REPORTS FROM OFFICERS:**

**11.1 LOCAL GOVERNMENT SHARED SERVICES MONTHLY REPORTS:**

**AUTHOR:** Corporate Consultant  
(Mrs K Hossack)

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**Background:**

When the Local Government Shared Services (LGSS) was formalised, there was an undertaking that monthly reports would be provided to member Councils. There are now fourteen (14) Councils that have joined to date.

One report is for the overall performance of the shared service agreement which is provided to all member Councils. The other report is Council specific for each member Council that is provided only to that individual Council. The second attachment is for Brighton Council's performance for the previous months.

**Consultation:**

General Manager

**Risk Implications:**

Nil

**Financial Implications:**

See attached reports for financial information about the Local Government Shared Services and Brighton Council.

**Other Issues:**

These reports provide detailed information to assist in dealing with the amalgamation program and the financial sustainability of the shared services and individual Councils.

**Assessment:**

The reports provide updates of proposed actions and collaborations which will build the overall capability and outputs of the group.

**Options:**

1. Adopt the recommendation
  2. Do nothing
- 

**RECOMMENDATION:**

That the reports be received.

**DECISION:**

*Cr Owen moved, Cr Jeffries seconded that the report be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

## **11.2 SOUTHERN POULTRY CLUB FUTURE USE OF SHOW SHED, PONTVILLE:**

**AUTHOR:** Council Services Officer  
(Ms C Harper)

### **Background:**

The Southern Tasmanian Poultry Club have written to Council requesting confirmation of the ongoing use of the Show Shed at Pontville Sporting complex for their organisation. Due to some poultry clubs experiencing loss or facility use changes, the State body of Poultry Clubs has requested each club confirm its future venue use situation.

### **Consultation:**

Cr Peter Geard (Chair Parks and Recreation Committee), Janine Banks (Manager Governance and Human Resources), Cathy Harper (Council Services Officer), Matthew Paine (Southern Tasmanian Poultry Club Inc).

### **Risk Implications:**

Nil.

### **Financial Implications:**

Nil.

### **Assessment:**

The STPC has utilised a building within the Pontville complex for many years. They hold on average two shows per year and store their pens on a permanent basis within the large show shed in the Council approved space dimensions. The advice received from the STPC is that several clubs across the state are experiencing uncertainty regarding ongoing venue use and therefore are keen to know how Brighton Council perceives their ongoing use of the current venue.

Council does not have any plans to alter the current arrangements that the author is aware of, however Council cannot guarantee the situation on a permanent basis.

### **Options:**

1. As per the recommendation.
  2. Council not confirm ongoing use of the venue by the Southern Tasmanian Poultry Club Inc.
-

**RECOMMENDATION:**

Council advise the club that there are no immediate plans to change the situation and should the need arise for changes; consultation would take place at least twelve months in advance of any proposed changes.

**DECISION:**

*Cr Owen moved, Cr Curran seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**11.3 BRIGHTON LIONS CLUB - REQUEST FOR FREE USE OF CIVIC CENTRE FOR SCHOLARSHIPS FUNDRAISER:**

**AUTHOR:** Council Services Officer  
(Ms C Harper)

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**Background:**

The Brighton Lions Club have requested from Council free use of the Brighton Civic Centre for a Bingo/Christmas in July fundraising night on 13<sup>th</sup> July 2019 to raise funds to which will go toward a "Scholarship/Achievement award", for a grade 6 student and year 10 student from each school within the municipality.

**Consultation:**

Janine Banks (Governance Manager), Cathy Harper (Council Services Officer), Toni Spaulding (Brighton Lions Club).

**Risk Implications:**

Nil.

**Financial Implications:**

The full fee for the hire of the civic centre for a five-hour period is \$650.00. As a this is a fundraising event, they would normally be eligible for the 50% discount under Council's policy, therefore the additional discount amount requiring approval by Council is \$325.00



**Assessment:**

The Lions Club traditionally have asked for support from Council 1-2 times per annum for specific fund-raising purposes/events. They are an active reputable service organisation which supports our community members.

**Options:**

1. As per the recommendation.
2. Council not approve free use of the venue for this event and charge them 50% of the full fee as per policy.

**RECOMMENDATION:**

That Council approve the full hire fee i.e. \$650 be waived for the Brighton Lions Club fundraising event to be held 13 July 2019, and that this amount be recorded in Council’s Annual Report as a donation.

**DECISION:**

*Cr Jeffries moved, Cr Whelan seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

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

**11.4 BRIDGEWATER GAGEBROOK CLEAN UP GROUP - MEMBERSHIP WITH LANDCARE TASMANIA:**

**AUTHOR:** Administration Officer  
(Mrs S Telega)

**Background:**

The Bridgewater/Gagebrook Clean up Group are a community-based group who have operated in the municipality for several years, cleaning up litter and promoting litter education. To enable them the appropriate insurance coverage, support and funding they need to be a member of Landcare Tasmania. The Bridgewater Gagebrook Clean up Group have contacted Council, seeking assistance to pay the membership of \$220.00.

**Consultation:**

Janine Banks (Governance Manager), Cathy Harper (Council Services Officer), Angela Knight and Mark Bartlett (Co-Owners of Bridgewater Gagebrook Clean Up Group)

**Risk Implications:**

Nil.

**Financial Implications:**

The total cost is, \$220.00 this is comprised of \$190.00 Insurance and \$30.00 Membership fee.

**Assessment:**

The Bridgewater and Gagebrook Clean Up Group have been volunteers in the municipality for several years. Renewal of the Landcare Membership will allow them to continue access the benefits and support they require.

**Options:**

1. As per the recommendation.
2. Council not approve funding as requested.

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**RECOMMENDATION:**

Council approves funding to cover the membership and insurance fee for the Bridgewater/Gagebrook clean-up group to join Landcare Tasmania, cost of \$220.00 for the financial year 2019/20.

**DECISION:**

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

*Cr Jeffries moved, Cr Garlick seconded that this be held over pending further information.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

## **11.5 HOBART GYMNASTIC ACADEMY INC. - REQUEST FOR FREE VENUE HIRE:**

**AUTHOR:** Administration Officer  
(Mrs S Telega)

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### **Background:**

The Hobart Gymnastic Academy Inc. has contacted Council asking for free use of the Brighton Civic Centre on 27 July 2019. They are intending to host a "Ladies Night" as part of their general fundraising for 2019. The Hobart Gymnastic Academy Inc. is a community-based sporting organisation that has been operating in our municipality since 1993.

### **Consultation:**

Janine Banks (Manager Governance and Human Resources), Cathy Harper (Council Services Officer), Margaret Maui (Hobart Gymnastic Academy Inc)

### **Risk Implications:**

Nil.

### **Financial Implications:**

The full fee for the hire of the civic centre for a five-hour period is \$650.00. As a this is a fundraising event, they would normally be eligible for the 50% discount under Council's policy, therefore the additional discount amount requiring approval by Council is \$325.00

### **Assessment:**

The Hobart Gymnastic Academy Inc. has been a long-standing sporting organisation within the municipality. They majority of their activities benefit the children and youth of this municipality. Having the fees waived will help ensure that the funds raised will benefit the organisation and their members. Fundraising is crucial to ensuring the academy continues to provide is sporting opportunities to the community.

### **Options:**

1. As per the recommendation.
  2. Council not approve free use of the venue for this event and charge them 50% of the full fee as per policy.
- 

### **RECOMMENDATION:**

Council approve the fee waiver for the Hobart Gymnastic Academy Inc. fundraising event to be held on 27 July 2019.

**DECISION:**

*Cr Gray moved, Cr Jeffries seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**11.6 LOCAL GOVERNMENT ASSOCIATION OF TASMANIA (LGAT)  
– ELECTION OF GENERAL MANAGEMENT COMMITTEE &  
PRESIDENT:**

**AUTHOR:** Governance Manager  
(Mrs J Banks)

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**Background:**

Nominations for the Local Government Association of Tasmania (LGAT) election of the General Management Committee and President closed on 30<sup>th</sup> April 2019. Ballot material has been received with the following nominations for the Southern Electoral District (under 20,000):-

- Tony BISDEE - Southern Midlands
- Ben SHAW - Derwent Valley
- Loueen (Lou) TRIFFITT - Central Highlands

Southern Electoral District (more than 20,000):-

- Brendan BLOMELEY - Clarence
- Kristie JOHNSON - Glenorchy

President:-

- Brendan BLOMELEY - Clarence
- Helen BURNET - Hobart

- Peter FRESHNEY - Latrobe
- Christina HOLMDAHL - West Tamar
- Daryl Herbert QUILLIAM - Circular Head
- Mick TUCKER - Break O' Day

**Consultation:**

N/A

**Risk Implications:**

Nil.

**Financial Implications:**

Nil.

**Other Issues:**

N/A

**Assessment:**

Nil.

**Options:**

1. As per the recommendation.
2. That the Ballot material not be completed and returned to the Tasmanian Electoral Commission.

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**RECOMMENDATION:**

That the Ballot material received by the Tasmanian Electoral Commission be completed and returned to the Commission by close of postal ballot 10am Wednesday 19<sup>th</sup> June 2019.

**DECISION:**

*A secret Ballot was held. The Ballot papers were completed and signed by the Mayor in accordance with the Tasmanian Electoral Commission.*

## **11.7 UPDATE TO COUNCIL ON GRASSROOTS COMMUNITY DEVELOPMENT PTY LTD (GCD) PROGRESS IN BRIGHTON:**

**AUTHOR:** Chief Operations Officer  
(Mr J Dryburgh)

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### **Background:**

In 2018, Council was approached by Grassroots Community Development Pty Ltd (GCD) to support their proposal to establish a 'sport and wellbeing community club' to primarily serve the communities of Bridgewater, Herdsmans Cove and Gagebrook. Council agreed to contribute to the funding of the project to the amount of \$25k per year subject to progress.

In the first year of the project the funds have predominantly been committed to consultation; the legal establishment of the club; recruitment/set up of the manager and administration of the club.

In the coming financial year, the funds are intended to fund the wages of a locally employed manager.

\$25k has been included for GCD in Council's draft budget.

Please see attached progress reports and forward plans provided by GCD in April and May of this year.

### **Consultation:**

Consultation has occurred amongst the Senior Management Team. GCD has also presented to council several times.

### **Risk Implications:**

That the project is ultimately unsuccessful.

### **Financial/Budget Implications:**

A \$25k contribution from council is included in the draft 2019/20 budget.

### **Social Implications:**

The primary reason motivations for undertaking this project are to increase local participation in sport and healthy living activities; to improve community pride and unity; and to improve pathways from junior sport through into older years.

### **Environmental Implications:**

None.

### **Economic Implications:**

Providing for some local employment and local activities has a positive impact on the local economy. At a big picture level, healthy living and physical activity generally reduces pressure on the health system and reduces crime.

**Strategic Plan:**

The project is consistent with all the social goals within council's Strategic Plan.

**Options:**

1. As per the recommendation.
2. Other.

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**RECOMMENDATION:**

That Council receive the report.

**DECISION:**

*Cr Jeffries and Cr Garlick moved that the report be received, and Cr Whelan be nominated as Council's representative on the Board.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**11.8 MONTHLY FINANCE REPORT AS AT 30 APRIL 2019:**

**AUTHOR:** Deputy General Manager  
(Mr G Davoren)

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**Background:**

The finance reports were submitted for consideration.

They comprised the summarised financial position and revenue and expenses of the Council for the first ten 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.

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**RECOMMENDATION:**

That the reports be received.

**DECISION:**

*Cr Jeffries moved, Cr Whelan seconded that the report be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**11.9 BUDGET 2019–2020:**

**AUTHOR:** Deputy General Manager  
(Mr G Davoren)

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**Background:**

The draft 2019-2020 budget, fees & charges Register, and grants and donations requests had been provided to all Councillors.



The budget review workshop has been undertaken and the draft budget has been completed in accordance with Councillors demands and it is now ready to be adopted in principle.

**Consultation:**

Councillors, Senior Management, ratepayers and other stakeholders.

**Risk Implications:**

Nil

**Financial Implications:**

As per the budget.

**Other Issues:**

Nil

**Assessment:**

In accordance with the *Local Government Act 1993*, the budget may not be adopted more than one month before the start of that financial year. It is intended that the Budget be adopted in principle only.

**Options:**

1. As per the recommendation.
2. Review the budget and make further changes prior to adoption in principle

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**RECOMMENDATION:**

That the 2019-2020 budget, fees & charges and grants and donations be adopted in principle.

**DECISION:**

*Cr Gray moved, Cr Owen seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

*Cr Jeffries moved, Cr Curran seconded that Council resolve into Closed Council.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**12. CLOSED MEETING:**

Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters are listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015.

*This matter was to be considered in a Closed Meeting of Council by authority of the Local Government (Meeting Procedures) Regulations 2015, Section 15(2)(g)*

**12.1 CONFIRMATION OF MINUTES OF THE CLOSED PORTION OF THE ORDINARY COUNCIL MEETING OF 16<sup>th</sup> APRIL 2019.**

*Cr Owen moved, Cr Curran seconded that the closed portion of the Ordinary Council meeting of 16<sup>th</sup> April 2019 be confirmed.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

*Cr Jeffries moved, Cr Garlick seconded that Council resolve out of Closed Council and that the decision made while in Closed Council be ratified.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Gray	
Cr Jeffries	
Cr Murtagh	
Cr Owen	
Cr Whelan	

**13. QUESTION ON NOTICE:**

*There were no questions on notice.*

The meeting closed at 6.25 pm

Confirmed:

\_\_\_\_\_  
(Mayor)

Date:

\_\_\_\_\_  
18<sup>th</sup> June 2019