



dorset
C O U N C I L

Minutes

Council Meeting

16 January 2023

it's in the making

Contents

Item 1/23	Confirmation of Ordinary Council Meeting Minutes – 19 December 2022_____	3
	DECISION	3
Item 2/23	Confirmation of Ordinary Council Meeting Closed Session Minutes - 19 December 2022 _____	3
	DECISION	4
Item 3/23	Confirmation of Agenda _____	4
	DECISION	4
Item 4/23	Declaration of an Interest of a Councillor or Close Associate _____	4
Item 5/23	Management Team Briefing Report _____	4
	DECISION	4
Item 6/23	Council Workshops Held Since Last Council Meeting _____	4
Item 7/23	Councillor Applications for Leave of Absence _____	4
Item 8/23	Public Question Time _____	5
Item 9/23	Deputations _____	5
Item 10/23	Councillor Question Time _____	5
Item 11/23	Notices of Motion by Councillors _____	8
Item 12/23	2022/23 Annual Plan – December Quarterly Update _____	8
	DECISION	8
Item 13/23	Closure of Meeting to the Public _____	8
	DECISION	8
	CLOSED SESSION AGENDA ITEM _____	9
	Time Meeting Closed: 7:30 pm _____	9



Council Meeting Minutes 16 January 2023

Meeting Opened: 6:00 pm

Present: Crs Greg Howard (Mayor), Dale Jessup (Deputy Mayor), Edwina Powell, Kahlia Simmons, Mervyn Chilcott, Jerrod Nichols, Anna Coxen, Leonie Stein

General Manager: John Marik, Director – Community & Development/Assistant
General Manager: Rohan Willis

Apologies: Cr Beth Donoghue, Director – Works & Infrastructure: Dwaine Griffin

Item 1/23 **Confirmation of Ordinary Council Meeting Minutes – 19 December 2022**
Ref: DOC/22/15099

The Chair reported that he had viewed the minutes of the Ordinary Meeting held on Monday, 19 December 2022 finds them to be a true record and recommends that they be taken as read and signed as a correct record.

DECISION

MOVED: Cr Chilcott | **SECONDED:** Cr Coxen

That the Minutes of Proceedings of the Dorset Council Ordinary Meeting held on 19 December 2022 having been circulated to all Councillors, be confirmed as a true record.

CARRIED UNANIMOUSLY

The Chair to ask Councillors if there are any questions they wish to ask in relation to the Closed Session Minutes that would require them to be discussed in Closed Session.

Item 2/23 **Confirmation of Ordinary Council Meeting Closed Session Minutes - 19 December 2022**
Ref: DOC/22/15100

The Chair reported that he had viewed the minutes of the Ordinary Meeting Closed Session held on Monday, 19 December 2022, finds them to a true record and recommends that they be taken as read and signed as a correct record.

DECISION

MOVED: Cr Simmons | SECONDED: Cr Stein

That the Minutes of Proceedings of the Dorset Council Ordinary Meeting Closed Session held on 19 December 2022 having been circulated to all Councillors, be confirmed as a true record.

CARRIED UNANIMOUSLY

Item 3/23 Confirmation of Agenda

DECISION

MOVED: Cr Nichols | SECONDED: Cr Jessup

That Council confirm the Agenda and order of business for the 16 January 2023 Council Meeting.

CARRIED UNANIMOUSLY

Item 4/23 Declaration of an Interest of a Councillor or Close Associate

In accordance with Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2015* and Council's adopted Code of Conduct, the Mayor requests Councillors to indicate whether they have, or are likely to have a pecuniary interest (any pecuniary interest or pecuniary detriment) or conflict of interest in any item on the Agenda.

INTEREST DECLARED

Nil

Item 5/23 Management Team Briefing Report

The purpose of this agenda item is to provide Councillors and the community with a briefing on matters of interest dealt with during the past month by Council's Management Team.

DECISION

MOVED: Cr Jessup | SECONDED: Cr Stein

That the Management Team Briefing Report be received and noted.

CARRIED UNANIMOUSLY

Item 6/23 Council Workshops Held Since Last Council Meeting

Nil

Item 7/23 Councillor Applications for Leave of Absence

Nil

The following question was taken on notice at the 19 December 2022 Council Meeting:

Vincent Teichmann, Pioneer:

How many and which shuttle operators and other businesses has Dorset Council provided with letters of support to operate in Dorset and how many applications for letters of support from shuttle operators has Dorset Council refused or not provided?

Response from General Manager, John Marik:

Council Officers will conduct a review of the Blue Derby shuttle operations utilising the Blue Derby Foundation from an advisory basis. The current model will be reviewed and a proposed new operating model will be discussed at a future Council Workshop.

The following question was received on notice from a member of the public:

Karl Willrath | 5 January 2023

In the Examiner 27/10/22 page 6, Mayor Howard is quoted as saying in relation to the recent local gov election “the vitriolic nature of this year’s election had impacted voter perceptions, and called for the state government to amend political advertising laws”. Has the Mayor contacted the Minister for local gov, the Hon. Nic Street or any other Minister and cited examples of vitriolic advertising from Dorset candidates in the 2022 election?

Response from Mayor Greg Howard:

No.

The following questions were received without notice from members of the public:

Nil

Item 9/23

Deputations

Nil

Item 10/23

Councillor Question Time

Councillor Dale Jessup:

Now this issue has been raised at this table several times before, but I’ve had a couple of different people talk to me about the issue with the confusion over the speed hump in Main Street, Bridport. There is confusion between pedestrians and vehicles as to what is a speed hump and what is a pedestrian crossing access, with pedestrians often stopping, then cars stop waving the pedestrians across with then pedestrians unsure whether they should walk, resulting in utter confusion. We’ve raised this matter a number of times without outcomes, however, there are serious concerns that a major incident could occur due to this confusion. Is

there anything further we can do before we get to the point that we've had a fatality or similar and then we decide to do something?

Response from Mayor Greg Howard:

In fairness we've done a fair bit in the past. Council have written to the Transport Commissioner about turning it into a pedestrian crossing, which he said no. This included a site visit during a busy summer day and Council can't do this without their permission.

Can we write to Minister Ferguson outlining all the concerns raised here tonight and from the public?

Response from Mayor Greg Howard:

Yes, Council can write to the Minister.

In relation to Vincent Teichmann's question in public question time from the December Council Meeting. I was disappointed with the answer to that question, as it doesn't really answer his query, can you give an update?

Response from General Manager, John Marik:

There is a broader piece here, I think we could only find two letters of support (for businesses in Derby) but we obviously have many more than that. I'm not saying the other letters of support aren't there I'm just saying there needs to be a broader review of the whole framework around shuttle operators. As part of the Blue Derby operations transfer to the Blue Derby Foundation, with a draft Memorandum of Understanding being reviewed, one of the activities is that the Foundation act as an advisory board for that framework. I am meeting with Mr Teichmann next week to discuss this further.

Councillor Leonie Stein:

I know this isn't our issue, but a lot of people are raising the issue of the depletion of sand on Bridport beaches. A lot of questions are being asked about what Council can do. I'd like to ask members of Parks to meet with the community as a forum basis because there is just more than just the sand that is relevant to Parks to answer questions on. Could we write a letter to get them down?

Response from Director – Community & Development, Rohan Willis:

The Bridport Foreshore Master Plan work is going on in relation to that, and there have been studies undertaken in relation to coastal modelling. We are aware there is a draft in the final stages of being prepared. Any resolution around the sand management issue should be guided by science and this is what this report will do. Maybe there is some benefit of seeing what comes out of that report, then we can go to Parks with some evidence-based information.

In relation to the riding of scooters and bikes on the footpath of the shop side in particular, in Main Street, Bridport. About 3 weeks ago, a gentleman in his eighties was seriously hurt – broken ribs, stitches to his head, knees and jaw. A lot of these are now motorised and they are flying up and down the footpath. I've asked the local paper to write a story on it hoping that parents will read it and filter down to the young people to be responsible. How can Council address this issue?

Response from Mayor Greg Howard:

We will arrange another meeting with Tasmania Police to clarify the rules around this issue, including signage, restrictions, etc.

After speaking with the Bridport Town Maintenance crew on New Year's Day, the actual clean up in Bridport was pretty good – they were very impressed with the small amount of litter around the town. However, the amount of broken glass, especially down in the Playground and beaches, which was basically where most of their time was spent trying to pick up glass shards. Is there any way that we can bring forward a By-Law that Bridport becomes, or Derby or wherever the problem is, that we have a no glass policy for New Year's Eve and Australia Day celebrations?

Response from Mayor Greg Howard:

We would have to investigate the legalities of this, but happy to look into and discuss further at a future Workshop.

Councillor Jerrod Nichols:

Has there been any major increase in the price that is charged to the Education Department for the use of the Pool for carnival days, or has that maintained a similar price for the last few years?

TAKEN ON NOTICE

Councillor Anna Coxen:

Regarding the lifeguards at the Aquatic Centre, I've had multiple complaints and comments and I've also witnessed myself what's happening over there. The lifeguards standing in groups chatting, not actively patrolling in addition to the sheer volume of people that are there, there are lots of minor incidents occurring. It's making the atmosphere not as enjoyable as it should be for our community. Can this be addressed?

Response from General Manager, John Marik:

I am aware, I've received complaints on this matter and I have a meeting with the facility manager tomorrow to discuss.

Westwood Street, Bridport there are potholes all over it. Regardless of where that is being repaired on two occasions, I've had reported to me that there has been a Dorset vehicle turn up with a shovel and no signage and fill in the potholes. There are no advanced warning signs on the street to indicate that work is being undertaken. I just want to know the process is for that work and also that street condition is a nightmare, what are we doing about it in regards to maintenance?

Response from Mayor Greg Howard:

It's cracked up because of the wet season we've had, it's held up for a lot of years, and now it's cracked and it's not the only street in the municipality that has done so. It will get repaired in due course. They did a drain along a section on the topside of Westwood Street to try and catch and divert some of that water to stop that occurring.

Councillor Kahlia Simmons:

Regarding Northeast Park, how long are you allowed to stay there and who polices it? I believe its two weeks?

Response from Director – Community & Development, Rohan Willis:

Correct, maximum fourteen day stay. Council’s Infrastructure team police the occupancy of the Park when required.

Councillor Dale Jessup:

The East Diddleum Road, with all the increase in traffic using this route with the Sideling being closed, is that a Council maintained road?

Response from Mayor Greg Howard:

No, it is a Sustainable Timber Tasmania maintained road,

Item 11/23 Notices of Motion by Councillors

Nil

Item 12/23 2022/23 Annual Plan – December Quarterly Update

Reporting Officer: General Manager, John Marik

Ref: DOC/22/15160 | December Quarterly Update: DOC/22/14049

Purpose

The purpose of this agenda item is to update Council and the community on progress of the 2022/23 Annual Plan as at 31 December 2022.

Recommendation

That the attached 2022/23 Annual Plan - December Quarterly Update be received and noted.

DECISION

MOVED: Cr Chilcott | SECONDED: Cr Simmons

That the attached 2022/23 Annual Plan - December Quarterly Update be received and noted.

CARRIED UNANIMOUSLY

Item 13/23 Closure of Meeting to the Public

DECISION

MOVED: Cr Nichols | SECONDED: Cr Stein

That the Meeting be closed to the public pursuant to Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015, and that members of the public be required to leave the meeting room.

Time Meeting Closed to the Public: 6:58 pm

CARRIED UNANIMOUSLY

Meeting Adjourned: 6:58 pm

Reason: For tea break with members of the public

Meeting Resumed: 7:09 pm

CLOSED SESSION AGENDA ITEM

The following matter was listed in the Closed Session Meeting section of the Council Agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015:

Item 14/23 Sale of Council Owned Land | 54 Ringarooma Road SCOTTSDALE

The report on this matter was listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* as the detail covered in the respective report relates to:

- Proposal for Council to dispose of land

Time Meeting Closed: 7:30 pm

Minutes Confirmed: 20 February 2023

Minute No: 16/23



Mayor