

Kingborough



COUNCIL MEETING MINUTES

19 August 2024

These Minutes are provided for the assistance and information of members of the public, and are a draft until confirmed as a true record at the next Ordinary Meeting of Council.

Kingborough Councillors 2022 - 2026



Mayor
Councillor Paula Wriedt



Deputy Mayor
Councillor Clare Glade-Wright



Councillor Aldo Antolli



Councillor David Bain



Councillor Gideon Cordover



Councillor Kaspar Deane



Councillor Flora Fox



Councillor Amanda Midgley



Councillor Mark Richardson



Councillor Christian Street

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Public Copy

MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 19 August 2024 at 5.30pm

1 AUDIO RECORDING

The Chairperson declared the meeting open, welcomed all in attendance and advised that Council meetings are recorded and made publicly available on its website. In accordance with Council's policy the Chairperson received confirmation that the audio recording had commenced.

2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The Chairperson acknowledged the traditional custodians of this land, paid respects to elders past and present, and acknowledged today's Tasmanian Aboriginal community.

3 ATTENDEES

Councillors:

Mayor Councillor P Wriedt	✓
Deputy Mayor Councillor C Glade-Wright	✓
Councillor A Antolli	✓
Councillor D Bain	✓
Councillor G Cordover	✓
Councillor K Deane	✓
Councillor F Fox	✓
Councillor M Richardson	✓
Councillor C Street	✓

Staff:

Chief Executive Officer	Mr Dave Stewart
Director Governance, Recreation & Property Services	Mr Daniel Smee
Director Engineering Services	Mr David Reeve
Director Environment, Development & Community Services	Ms Deleeze Chetcuti
Manager Environmental Services	Ms Liz Quinn
NAB Coordinator	Ms Rene Raichert
Media & Communications Advisor	Ms Sam Adams
Executive Assistant	Mrs Amanda Morton

C1/15-2024

4 APOLOGIES

Councillor A Midgley

C2/15-2024

5 CONFIRMATION OF MINUTES

Moved: Cr Clare Glade-Wright
 Seconded: Cr Flora Fox

That the Minutes of the open session of the Council Meeting No.14 held on 5 August 2024 be confirmed as a true record.

CARRIED

6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

Date	Topic	Detail
12 August	Future Development at the Kingborough Sports Precinct	Discussion on the potential future developments within the precinct.

C3/15-2024

7 DECLARATIONS OF INTEREST

Cr Cordover declared an interest in the report headed 'KSC Precinct Future Developments'.

8 TRANSFER OF AGENDA ITEMS

There were no agenda items transferred.

C4/15-2024

9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

Mr David Grace asked the following questions without notice:

9.1 Jack Jumpers High Performance Centre

Could you advise what consultation was carried out to inform the ratepayers and residents of Council's intention to give the block land away?

Mayor responds:

There are processes under the Local Government Act that we are required to follow in the event of disposing of any Council owned land. We followed those processes as required by the Local Government Act and that involved going to community consultation and asking for members of the community to lodge any objections or support for that. We received 6 objections to that and they were in the meeting papers along with the recommendation when we considered that matter as a Council and Councillors had the ability to read all of those. They all also had full copies of those representations. The main thrust of those were in relation to what the Hobart Radio Remote Control Car Club, where they would be going, and Council did fully consider all of those, along with following the process that we have to legally.

Mr Grace:

Regarding the advertising, it mentioned lease, it didn't mention purchasing the land and the word 'disposal'. We didn't understand that disposal meant that you could do what you like.

Director Governance, Recreation & Property Services:

The advertising used the wording 'dispose of land' and that is a terminology that is used in the Local Government Act. Council has that ability to dispose of land by means of either lease, sale or transfer and those terms are defined in the Local Government Act.

Mr Grace:

Was this properly advertised? According to our staff, they say it is in accordance with the Local Government Act, but it's misleading because if I've got a copy of the sign that was on the site and it doesn't say clearly, to the public that we are going to sell it.

Director Governance, Recreation & Property Services:

The intent that was advertised was to dispose of the land. As I have said, dispose can mean a number of things and that was what was advertised and part of the consideration of Council was in relation to that method for disposal. Whether that be a lease, a transfer or sale all of those things were considered by Council in its final deliberation. The advertising was correct in terms of the requirements of the Act and in relation to the requirement to obtain an independent consultants report, we obtained an independent valuation and that was provided to Councillors prior to the meeting.

Mr Grace:

At the meeting on 18 March 2024 in closed session, Council unanimously resolved to support in principle the potential location of the Jack Jumpers High Performance Training Centre within the Kingborough Sports Precinct and authority to the GM to provide the land owner's consent to lodge a development application for the project. My question is who then is the landowner?

Mayor:

Council is the landowner, but if somebody wants to lodge a development application for our land, when it is in our possession, then they require the consent of the General Manager and that's according to the Local Government Act. While we went through the public engagement process, we were also asked whether we could provide in principle support to allow the General Manager to provide that consent so that the State Government could continue with their process without further delay. This is a project that had a lot of delays at Glenorchy when it was going to be constructed out there and the State Government was very keen, as were the Jack Jumpers, to ensure that the process was as smooth as possible from our perspective and so that was an appropriate process to follow. Mr Smee, would you like to add anything to that?

Director Governance, Recreation & Property Services:

Only that a development application can be lodged on any property with the owner's consent. And in this instance, the ownership of the land doesn't get transferred until it's registered on title, so it is appropriate that that authority was given to the General Manager to be able to sign a development application on behalf of the State Government, given that the land transfer won't officially occur until there is a subdivision and registration of that on the title through the Land titles Office.

Mr Grace:

Why would the General Manager be authorised to allow a landowner to lodge an application?

Mayor:

Because that is what the process is articulated under the Local Government Act, and that occurs when somebody wants to do a development on land that is owned by Council. Or, as Mr Smee indicated, on anybody's land.

Mr Grace:

I would like our audit panel to personally look into this procedure.

Mayor:

You are able to write to the audit panel and request that, if you would like to do that.

Mr Grace:

Regarding the car club. Why didn't Council support them when they moved on to the property, cut the chain on the gate and left the gate open and never locked the gate, when they told the president of the car club that they would secure the site once they finished there?

Director Governance, Recreation & Property Services:

The chain wasn't cut. Access was required in order to undertake some investigations and it is unfortunate that it wasn't locked afterwards.

Mr Grace:

So you're saying you're helping the Hobart car club?

Mayor:

As previously indicated, our staff have been working very hard to find alternatives for the car club and that work continues.

Mr Grace:

In fairness, I don't think we've got suitable answers because I still don't believe that this has been advertised and letting the public know what Council's intentions are.

Mayor:

Mr. Grace, I'm going to stop you there. I'm not going to sit here and let you repeat consistently that Council has acted inappropriately in relation to the process that we have to go through under the Local Government Act, because that is offensive to the staff who have worked on this and also to the Councillors who have ticked off on this as well. We have followed the Local Government Act procedures, those processes have all been documented and we have an outcome. And I appreciate that you don't agree with that outcome, but it does not permit you then to cast aspersions on the staff and this Council that we have acted inappropriately. That is not the case. Do you have another?

Mr Grace:

Where in your Kingborough Sports Precinct future direction plan or any of the strategic plans that this Council has undertaken in the last 12 months or so, where it states that Council can sell or give away land in that precinct?

Mayor:

There has been very, very positive feedback that Council has received from the community in relation to the announcement that the Jack Jumpers High Performance Centre is going to be built in Kingborough. I can say that without any doubt. People are very excited about it, there are huge

benefits for for the community in terms of the economic benefits of having more people working in Kingborough because it is going to be the administrative home of the Jack Jumpers, but in addition to that it will free up valuable court space at the Kingborough Sports Centre, which is currently taken up by the Jack Jumpers, who have been training there for the last three years. So there are a range of benefits for having the Jack Jumpers here and the freeing up of that court space is a very important one and it means that we can have an expansion of additional clubs coming into the Kingborough Sports Centre for things like pickleball, which is a growing sport. The demand for basketball has increased phenomenally across the State since the Jack Jumpers started in the NBL and it continues to. It is one of the most popular sports now in Tasmania and so there is now an opportunity for children and adults to have access more access to courts as the Jack Jumpers go into their high performance centre.

Mr Grace:

I heard on the news when the Jack Jumpers coach came back from America to Tasmania and he was interviewed. And he slated about the conditions that his team have to play in, it's disgusting, I can't remember the words, but he wasn't praising any of our facilities up. Whether he meant Kingborough was disgusting or other areas, I don't know, but he was critical.

Mayor:

I'm aware of the remarks that you refer to. He didn't use the term disgusting. What he indicated, Coach Scott Roth, was that the current training facilities that the Jack Jumpers use for all of their training up at the Kingborough Sports Center is not of the high standard that you would expect an elite level sports team to be using. And he is quite correct in that. If you go around Australia, all of the other basketball teams have their own high performance centres, as do other sports codes, where they have their own gym and their own training facilities and their own offices for all of their different health professionals and the like. They're in a situation at the moment where they are sharing courts, two courts at the Kingborough Sports Centre, which I would say semi private, most training sessions for elite sports clubs are done in private so that people can't go and spy on them and feed that information to other teams, so they have semi private courts there. They have only a couple of small offices and they have a situation where they don't even have separate rooms for their players to have their massages in and so they actually have a situation where you've got players eating their lunch and somebody else over the other side of the room having a massage, because they need it for their, it's a remedial massage for their recovery and for injuries and so on. That is not what you expect for an elite level team and what the coach was saying is, it doesn't help when they're trying to recruit players from overseas or from other teams, one of the first things that those players. Look at is the quality of the training facilities that they're going to be spending a lot of time in. Yes, the team has been very, very successful in the last three years. But they need to have facilities that are suitable for them and quite frankly, even though you're not, I'm delighted that they are making Kingborough their home for the high performance centre.

Mr Grace:

I was a bit disappointed in your statement that you made as a leader of this Council, saying that you support the Jack Jumpers because they are buying houses or something. But what I am saying to you, Mayor, what about all our families and all the years that we've paid rates within this municipality we've played sport and we've played in appalling conditions, we've got the football ground up here with the Kingston Tigers. Look at the facilities they've got. Pretty poor, but they're not complaining and I think it's disgusting to think that because one or two ...

Cr Fox:

Point of order. We need a question.

Mr Grace:

How many Jack Jumpers that's playing in this Tasmanian site are actual Tasmanians and how many live in Kingborough?

Mayor:

The statement that you are referring to is that I have said many times that there are a large number of the players who have chosen to make Kingborough their home. They have either bought or rented properties in Kingborough, they have enrolled their children in schools, and they have become part of the Kingborough community, and the feedback that I receive from people in the community is that's great because kids go to the local shopping centre and they walk past their hero basketball players and they get a real buzz out of that because they look up to these people. According to the Jack Jumpers, 80% of the players or coaching staff live in the Kingborough Municipality, and so they had a strong preference for the high performance centre to be built in Kingborough rather than to be co-located with MyState Bank arena, which would involve far more travelling for them, which is obviously where they play their games. So now we have a high performance center that is going to be co-located with their admin facilities and close to where the majority of them are living. And I think that is a great thing for the players and to support their families to be part of the Kingborough community.

Mr Julian Punch asked the following questions without notice:

9.2 High Performance Centre Land

I really think in the spirit of consultation and community development that sense of ownership needs to be developed within the community. The question about feedback at the moment that that you referred to, I'd like to see that qualified in some sort of qualitative consultation, as to who the feedback is coming from, what is the feedback?

Mayor:

So the feedback has been that we went out to public consultation, we asked the community if they were happy with us disposing of the land in order to build the high performance centre, and we only received 6 objections from a total number of over 40,000 residents. That would indicate that there was not a huge amount of concern about disposing of that land for the high performance centre, and as I indicated, the majority of those six people in their responses, some people went to the trouble of saying that they did not object to the land being disposed, but what they objected to was the relocation of the car club. So they said they were happy for the land to be disposed and for the high performance centre to be built, but they didn't like the fact that we were booting out the car club. Over and above that, there has been very positive feedback on social media pages following the announcement and over many, many months when it first became known. I get stopped in places where I go around the community and people tell me about the excitement that they have about the Jack Jumpers High Performance Centre coming to Kingborough and I can tell by the nodding that's happening with Councillors as well that they get that same feedback. So we're being told directly by people that they welcome this and they see it as a positive benefit for Kingborough.

Mr Punch:

I'd like to see that in scientific research terms, and that's the process of consultation that is effective, efficient and appropriate, and that's the standard that is accepted, particularly in terms of government.

Mayor:

Under the Local Government Act, as I've previously mentioned, we have a prescribed process that is legislated that we must follow. We followed that. That process told us that only six people objected. Consequently, Council has made the decision that we have made for the High Performance Centre, for the land to be provided, for that to be built.

Mr Punch:

I'd still like to see that in scientific terms as to how it was done, and that's the question.

Mayor:

All of that information is available on the last Council agenda where the objections were summarised. I'm not rounding it up, I'm not rounding it down. There were six objections. They were all in the last agenda. So you can access those online.

Mr Punch:

The difficulty that we're experiencing here is that there is an environment where people are going to bed hungry, homeless and cold and these people are voiceless. One of the meetings that we attended here one night there was a woman who drove her car in, parked at the back of the council Chambers ...

Cr Antolli:

Point of order. Mayor, can we have a question?

Mr Punch:

Given the high rate of living inflation costs affecting women and children in the community, what effective, efficient and appropriate alleviation, savings and strategies are being taken by Council?

Mayor:

As you'd be aware, Council is only one part of the process of ensuring that everybody has appropriate accommodation. We are not service providers of accommodation of any sort, that is not our role as local government, but our role, as outlined in a housing strategy that we put forward in about middle of last year is to advocate very strongly to the state and federal governments to provide sufficient funding for other community organisations or Homes Tasmania to be able to build the appropriate level of social and affordable housing that is required. But over and above that, Council works very closely in partnership with a range of community organisations that operate in Kingborough. Where we can assist those who, for example, Kingborough Helping Hands, who does incredible work with ensuring that people have enough food on their table, they help thousands of people every year by assisting them with food, with clothing and so on.

Mr Brian Doran asked the following questions without notice:

9.3 High Performance Centre

Has a development application being lodged for the Jack Jumpers building?

Mayor responds:

Yes it has.

Mr Doran:

When?

Mayor:

Last week.

Mr Doran:

I presume it's going to be a big performance centre?

Mayor:

My understanding of the preliminary plans that I've seen is that it will have two 2 basketball courts on one level and then offices a gym and their associated other infrastructure on another. And of course there would be appropriate car parking as well.

Mr Doran:

I think in today's paper a figure of \$15 million was mentioned. Where does that breakdown of the funds come from?

Mayor:

Council is not funding this project. The \$15 million comes entirely from the State Government because it was their commitment to the Jack Jumpers when the team was established three years ago.

Mr Doran:

I presume the new centre will require extra staff for cleaning and maintenance?

Mayor:

Yes. That will be a matter for the Jack Jumpers.

Mr Doran:

So who's going to pay for that?

Mayor:

The Jack Jumpers. We are not paying for any of the operations, it is entirely their facility. We are not paying for any of it in terms of the running costs or the cleaning costs or anything like that.

Mr Doran:

Will they contribute funds back to Council?

Chief Executive Officer:

The transaction is that we are transferring the land through to the State Government, so the State Government will own the facility and there will be a relationship directly between the the Jack Jumpers and the State Government. However, we will be rating that land so the transaction between Council and the users, being the Jack Jumpers, will be through the relationship that we have with the State Government, which is around the rating of the land.

Mr Doran:

So does that mean rates will be charged?

Chief Executive Officer:

Yes, it is our expectation that, as part of the relationship, we will be charging rates on the footprint of that land that is then owned by the State Government.

Mr Doran:

And how would that figure of rates be determined?

Mayor:

Based on the value of the building.

Mr Doran:

By Council or State Government.

Mayor:

The Valuer General.

Mr Mark Donnellon asked the following questions without notice:

9.4 Psychosocial Policy

Does Kingborough Council have a psychosocial policy including management strategies to reduce psychological risks?

Director Environment, Development & Community Services responds:

Yes, we do and we have undertaken some work in assessing what those risks are and how we will be managing those moving forward.

Mr Donnellon:

Will those strategies that you mentioned be included in one of the published policy documents on the Kingborough Council website?

Director Environment, Development & Community Services:

I do not believe that that is required practice, but I will take that on notice.

9.5 Painting of Tunnels

would you like to comment on the repainting of the Southern outlet and wetlands tunnels, including who did it and why?

Mayor:

It was done by Council staff in order to remove the graffiti that had built up over a long period of time on those and which had, unfortunately, covered all the artwork that was originally placed there. There used to be a school of thought that if you put lovely artwork that were done by students up on walls and other public places that it would prevent graffiti because it would be respected. Unfortunately, as we know now, that hasn't been the case and those underpasses are quite heavily used, particularly by Park Run and by a lot of families and there was some pretty unsavory things written there. So they've been painted over and we hope that they remain like that.

Mr Donnellon:

Are there any future plans for organising some artwork for these tunnels in the future?

Mayor:

I'm not sure about for the tunnels, but Ms Chetcuti, can you respond?

Director Environment, Development & Community Services:

Yes, we do have some initial plans. It won't be in the tunnels because it's very hard to do surveillance in the tunnels, but we will be looking at an area that is of high visibility and targeted for graffiti. Our plans are that it will be a project with local youth and a local artist and it will be planned

for some time later this year when the weather warms up and it's more suitable to be painting walls.

9.6 Platypus

What conclusions did the recently completed study on the platypus and the Whitewater Creek were found, and will there be a report released based on this study?

Manager Environmental Services responds:

We have had many sightings of platypus in Whitewater Creek and also in some in the Kingston Wetlands recently. I'm not sure if that's because there's an increase in platypus, which would be fantastic or whether it's just that people are now looking and reporting more, which could be the case. In terms of the report assessments that was done at the underpass site on Summerleas Road, an assessment was done for around 50 metres downstream of the road and looking for animal burrows and digging and signs that platypus were using that space and the report concluded that there were no signs of platypus using the burrowing or clambering up onto the banks. And the report was just about that project site rather than generally in Whitewater Creek.

C5/15-2024

10 QUESTIONS ON NOTICE FROM THE PUBLIC

Council has determined that questions on notice or questions taken on notice from a previous meeting should not contain lengthy preambles or embellishments and should consist of a question only. To this end, Council reserves the right to edit questions for brevity so as to table the question only, with some context if need be, for clarity.

10.1 Bus Stop Interchange

At the Council meeting on 5 August 2024, **Mr David Grace** asked the following question without notice to the Chief Executive Officer, with a response that the question would be taken on notice:

You made a statement in the press about the infrastructure costs was \$400,000 or thereabouts. What was the total of the cost of that particular bus stop considering Council, I believe, had to purchase a house, demolish, etc, etc to allow that bus stop to go in?

Officer's Response:

Council acquired the property at 40 Channel Highway for \$950,000. It should be noted that the acquisition was a strategic land purchase and was not solely undertaken for the purpose of constructing the bus interchange, the cost of which was approximately \$300,000.

Daniel Smee, Director Governance, Recreation & Property Services

10.2 Councillors Duties

Professor Michael Rowan submitted the following question on notice:

1. *What process does the Council have in place to enable Councillors to discharge the function required of them by Sec 28 2(b) and (f) of the Local Government Act 1993, viz, to 'determine and monitor the application of policies... for (i) the efficient and effective provision of services and facilities'; and to 'monitor the manner in which services are provided by the council', in*

particular in relation to monitoring the efficient and effective application of the Enforcement Policy?

2. *For example, does Council employ a standard quality assurance/good governance process such as:
 - a. *establishing an internal audit function reporting directly to the elected Council which has the responsibility to 'monitor the application of policies for the efficient and effective provision of services and facilities', noting that this does not appear to be within the purview of the Council's Audit Panel;*
 - b. *regularly reviewing a random sample of decisions by Council staff which provide services and facilities to the community to ensure these are provided in an efficient and effective manner;*
 - c. *identifying decisions which might for reason of complaint or otherwise give rise to concern by one or more Councillors that a service might not have been delivered in an efficient and effective manner?**
3. *If not, what process does Council use to ensure there is no improper use of statutory power such as recently led to the dismissal of the Dorset Council?*
4. *If there is such a process, how is this process itself evaluated by Council for its effectiveness in allowing Councillors to discharge this function?*
5. *When was the last time this evaluation was undertaken, and how was that evaluation recorded in Council minutes or the Annual Report and made available to the community?*

Officer's Response:

1. Council's policies, plans and strategies have defined time periods in which these documents are required to be reviewed, updated and presented to Councillors for endorsement. Notwithstanding this, Councillors may resolve to request a review of these documents at anytime if it is considered that they are not achieving the desired outcome of delivering efficient and effective services or management of assets. Section 28A of the Act permits a councillor to request the general manager to make available any information or document or a copy of any information or document in the possession of the council that may be required for the purpose of performing any of the councillor's functions. The status of actions relating to the delivery of services aimed at achieving the desired strategic outcomes identified in Council's Strategic Plan are reported to Council on a quarterly basis, as well as in Council's Annual Report.
2.
 - a) Council has an Audit Panel that identifies areas of service delivery for annual independent review. Council's Compliance function has been subject to independent audit by Wise Lord and Ferguson as part of this process, with the operations of the unit found to be "sector leading".
 - b) Council has a Business Improvement Officer who has a brief to identify business improvement opportunities, including the optimal use of technology and human resources within the organisation. To date, this process has not included a review of random samples of decisions by staff.
 - c) Council has a Complaints Management Policy, with details of complaints received provided on the Council Agenda on a quarterly basis and broken down into categories to identify service improvement opportunities.
3. Not applicable.
4. As per the response provided to Question 1.

5. Council's Audit Panel meets on a quarterly basis. In regard to the capacity of a councillor to request the general manager to make available any information that may be required for the purpose of performing any of the councillor's functions as referenced in the answer to Question 1, Section 28A of the Act does not require the decision of the General Manager to be recorded in Council minutes or the annual report. As noted above, details of complaints received and the status of actions relating to service delivery to achieve outcomes identified in Council's Strategic Plan are reported to Council both quarterly and in the Annual Report.

Daniel Smee, Director Governance, Recreation & Property Services

10.3 Tasmanian Fire Service

Professor Michael Rowan submitted the following question on notice:

1. *What action has Council taken, or plans to take, to bring to the attention of the Commissioner for Fire and Emergency Services and the minister that the Tasmanian Fire Service web site provided false and misleading information to the community on the safety of personal bushfire shelters and the findings of the Victorian bushfires royal commission in relation to personal bushfire shelters, which falsehoods the Mayor relied upon in responding to community concern about Council's decision to take legal action against Ms Wendy Edwards concerning her installation of a personal bushfire shelter in Kingborough?*
2. *Has Council asked the Commissioner for Fire and Emergency Services whether he has any credible evidence from peer reviewed scientific papers or expert external authorities such as the Australian Building Codes Board that suggests there is any likelihood at all that the installation of personal bushfire shelter accredited in another jurisdiction in accordance with the requirements of the National Construction and installed in accordance with the requirements of the accreditation could cause harm to occupants seeking shelter from bushfire?*
3. *Will Council seek assurance from the Commissioner for Fire and Emergency Services and the minister that the Tasmanian Fire Service advice on personal bushfire shelters, including any provided in a required Chief Officer's Report pursuant to Sec 131 of the Building Act 2016, will in future be based on and clearly reference accepted science and acknowledged expert advice to avoid a future instance of the TFS misleading the public, the Mayor and officers of the Council in the discharge of their duties?*

Officer's Response:

- 1 The decision making around the matter was not based on the suggested 'falsehoods'. the legal action related to non-compliance with the *Building Act 2016*. If members of the public wish to raise concerns about another authority, they should be raised with them directly.
- 2 No. Enquiries regarding the performance of personal bushfire shelters that are accredited in another jurisdiction should be directed to the Tasmanian Justice Department, Consumer, Building Occupational and Services.
- 3 An application for a building permit for a personal bushfire shelter will continue to be assessed by Council's Permit Authority in accordance with the provisions of the *Building Act 2016*. Council's responsibilities in relation to personal bushfire bunkers will not alter, unless there is a legislative change made by the State Government.

Dave Stewart, Chief Executive Officer

C6/15-2024

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Council has determined that questions on notice or questions taken on notice from a previous meeting should not contain lengthy preambles or embellishments and should consist of a question only. To this end, Council reserves the right to edit questions for brevity so as to table the question only, with some context if need be, for clarity.

Cr Fox asked the following question without notice:

11.1 Child & Family Learning Centre

I had the privilege last week to visit the new Saltbush Centre, the child and family learning centre in Hutchins Street. Will Council be promoting this absolutely amazing centre, which is free to children and their parents?

Mayor responds:

I think we'd be more than happy to to publicise that because we do have such a large following on our social media pages.

Cr Antolli asked the following questions without notice:

11.2 Summerleas Road Underpass

The completion of the work has hit a snag and there is a some concern from people in the community that Council is at fault on this one, and it would be great to hear from Council officers what the state of play is and also what an ETA for the road opening could be?

Mayor responds:

When we last discussed this issue two weeks ago, we were confident that the project was on track. Unfortunately at that time we weren't aware of some issues in relation to some infrastructure that isn't owned by Council that needs to be relocated, and so that has created some delays. There are some complications with things having to be noted on title and a range of issues, but can I just say because I did give that assurance a couple of weeks ago, that I am very sorry to the community that that they are experiencing those delays. It's frustrating for everybody, because we did feel like we were gonna be on track. And hopefully when we do projects in the future, we can do better. I think we've had a learning from this one but I'll hand over to the CEO.

Chief Executive Officer:

We are keenly aware about the impacts that having a road closure can have on our community. We are aware of the number of people that are having to put extra minutes into their commute on a day-to-day basis to bypass Summerleas Road. As the Mayor pointed out, we did have a timeline contingency built into the delivery of the project and when we previously stated that we believed that we were going to deliver the project on time it was because we had factored in that contingency. It had been basically used up at that point, but it was on the assumption that we weren't going to have any further delays at that time. Unfortunately, we have had some further delays around non-council owned infrastructure and the process that we've had around the relocation of that and the land title process. We empathise with the community who are feeling the impact here. We acknowledge the fact that it's frustrating when people have a timeline and a horizon in mind, and that it and that timeline shifts and we are doing everything we can to bring the project to its full completion within the stand that our community expects within the best possible timeline that we can. That includes working with the contractor to try and expedite the process of project delivery.

Cr Antolli:

I'm assuming Council is the project manager of this work?

Chief Executive Officer:

Correct. The project is being delivered through a contractor, however, Council is project managing the delivery of it.

Cr Antolli:

And was the moving of assets that are not owned by Council foreseen or was that unforeseen, and if so, as project managers, was that our fault, or was there something else that we couldn't foresee?

Director Governance, Recreation & Property Services:

Some were foreseen and were built into the project timeline. There were some requirements that were unforeseen and it's those unforeseen ones that have tripped us up in terms of the delays. There has been some recent changes in legislation that have added to the bureaucracy of this process and unfortunately added to the timelines.

Cr Deane asked the following question without notice:

11.3 Jack Jumpers High Performance Centre

You said there is going to be no cost to Council ratepayers in terms of build or maintenance costs. Does that mean that we will be up for depreciation costs?

Chief Executive Officer:

No, we will not be depreciating the asset. Part of the transfer of the land title to the State Government means that they will own the land and the built asset on top of it. Will have no obligation to depreciate that asset.

Cr Deane:

You've also outlined that there will be two indoor courts being built as part of the facility. Will they be available to be used by the community?

Mayor:

Yes. Yesterday when we did the the media announcement along with the State Government, Minister Street highlighted that the intention was that when the Jack Jumpers weren't using those courts, that they would be made available for the community and the fine detail of that hasn't been worked out as yet. As we get closer to it being built and then opened then we will have a clearer picture of what that would look like.

Cr Deane:

Can I assume that the court use would be for things like basketball, pickleball, netball, those kind of things?

Mayor:

Yes. They would be like multi use courts that could accommodate those, I believe.

Chief Executive Officer:

The courts won't be multi marked. They will be marked just for basketball. However, there are two components to that. The use of the courts within the Jack Jumpers facility can be used for things like specific basketball training academies, those types of utilisation for the general public, and the the people within Kingborough. Additionally, the benefit of being able to re-free up the space that the Jack Jumpers are training in within the sports center will allow sports like pickleball to be able

to have more capacity within that facility. There's an overall increase in the amount of capacity that we have within our network that will happen in a number of ways.

Cr Deane:

Is it fair to say that what you're saying about alleviating capacity on demand, the sports that is being used in the center would align with Council's own Sport and Recreation Strategy and what it seems in terms of demand for court uses currently in the municipality?

Chief Executive Officer:

Absolutely. We know there has been significant growth in basketball in particular, you could maybe put some of that down to the Jack Jumpers effect, but there's also significant growth in the use of indoor codes as a whole and so being able to make sure that we have full use of the Kingborough Sports Center for our community is a great thing. In addition, we then have this additional capacity within the Jack Jumpers facility that will be used for some specific purposes to make sure that our community are getting use of that, so absolutely it supports the delivery of our sport and recreation planning.

11.4 AFL High Performance Centre

Mayor, you've been on the record recently talking about where that is currently at. Would you be able to clarify what's happening in terms of that space in terms of AFL?

Mayor:

There isn't much more to say from my previous update and that is that we have been going through a process of speaking with the existing tenants of the Twin Ovals, the Kingborough Knights Cricket Club and the Kingborough Tigers Football club. We were asked by the Department of State Growth to start that process as the two major stakeholders that currently use the facilities. And that is so that they could run a parallel process whilst things are still going on ahead at the Rosny site and with all the different things that the Clarence City Council will have to work through. It's my understanding that we are the fall back position, should it not be able to proceed at Rosny for any reason, whether that be geotechnical, whether it be not getting through the Council on a number of votes, for rezoning and for development applications and the like.

Cr Deane:

Just to be clear, we are talking to those going to be affected by a potential AFL High Performance Center and seeking their consent before going ahead potentially?

Mayor:

Yes. We held a very productive meeting last Monday with with three or four representatives from each of the cricket club, the football club and also from the Tasmanian Devils. We were able to provide them with plans of what it would look like up at the Twin Ovals with two additional ovals and who would occupy which ovals, how it would work in terms of time frames and so on. It was a very positive meeting and there were some questions that came out of that and the football club will be providing those answers. One of the things that we've said very clearly all along is that we don't want our existing local clubs to be in any way disadvantaged by the AFL High Performance Centre coming to Kingborough, if that was the final decision and so we're working through those things, guarantees about dates as to when cricket would play, dates of when football would play and they're the sorts of things that the actual Tasmanian Devil's Football Club need to be able to answer because they are aware of what their training requirements would be.

Chief Executive Officer:

I can just add one additional point to that response. Today an e-mail has gone out to user groups of the the Kingborough Sports Precinct to start the engagement more broadly with users that may

be impacted or have an interest in the development of an AFL High Performance Centre up at the Kingborough Sports Centre broader precinct.

Cr Bain asked the following question without notice:

11.5 Summerleas Road Underpass

Will Council be providing regular updates on the progress of that project and the revised time frames on our social media channels, etc?

Mayor responds:

Yes, we are making a very firm commitment to ensure that we enhance the way that we communicate about our major projects such as that.

12 QUESTIONS ON NOTICE FROM COUNCILLORS

There were no questions on notice from Councillors.

13 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

14 PETITIONS RECEIVED IN LAST PERIOD

No Petitions had been received.

15 OFFICERS REPORTS TO COUNCIL

C7/15-2024

15.1 ENDORSEMENT OF COUNCIL'S SUPPORT FOR THE CONTROL OF FERAL DEER IN KINGBOROUGH

Moved: Cr Gideon Cordover

Seconded: Cr Flora Fox

That Council endorses and supports the position that feral deer should be managed with the objective of eradication in Kingborough.

Moved: Cr Street

Seconded: Cr Deane

That Cr Cordover be allowed a further minute to complete his contribution

CARRIED

The motion was then put.

CARRIED

C8/15-2024**15.2 SUBMISSION TO THE CONSULTATION ON THE LOCAL GOVERNMENT CODE OF CONDUCT - DRAFT REGULATIONS AND ORDER**

Moved: Cr Gideon Cordover
Seconded: Cr David Bain

That Council provide a submission to the Office of Local Government on the draft Local Government (General) Regulations 2015 and a new ministerial Code of Conduct Order supporting the updates in accordance with comments outlined in this report.

CARRIED

C9/15-2024**15.3 ANNUAL PLAN 2024/2025**

Moved: Cr Clare Glade-Wright
Seconded: Cr Aldo Antolli

That in accordance with Section 71 of the *Local Government Act 1993*, Council adopts the Annual Plan for the 2024/25 financial year and instructs the Chief Executive Officer to:

- a) Make a copy of the Annual Plan available for public inspection at the Civic Centre and on Council's website; and
- b) Provide a copy of the Annual Plan to the Director of Local Government and to the Director of Public Health.

*Cr Richardson left the room at 6.58pm
Cr Richardson returned at 7pm*

CARRIED

C10/15-2024**15.4 KINGBOROUGH HEALTH AND WELLBEING STRATEGY 2024 - 2029**

Moved: Cr Christian Street
Seconded: Cr Aldo Antolli

That the Kingborough Health and Wellbeing Strategy 2024 – 2029 as attached to this report be endorsed.

CARRIED

*Meeting adjourned at 7.21pm
Meeting resumed at 7.30pm*

C11/15-2024**15.5 KINGBOROUGH BICYCLE ADVISORY COMMITTEE - MINUTES 21 JUNE 2024**

Moved: Cr Aldo Antolli
Seconded: Cr David Bain

That Council:

- (a) Notes the minutes of the Kingborough Bicycle Advisory Committee and the motion raised by the Committee.

- (b) Retain the permanent signage prohibiting ball playing and biking etc. at the Hub.
- (c) Request staff provide a report to councillors to consider at a workshop the alternative options for the use of the space by the community.

Moved Cr Kaspar Deane
 Seconded Cr Flora Fox

That the matter be discussed.

CARRIED

Moved Cr Clare Glade-Wright
 Seconded Cr Aldo Antolli

That Council move out of discussion.

CARRIED

The substantive motion was then put.

CARRIED

C12/15-2024

15.6 APPENDICES

Moved: Cr Clare Glade-Wright
 Seconded: Cr David Bain

That the Appendices attached to the Agenda be received and noted.

CARRIED

16 NOTICES OF MOTION

There were no Notices of Motion.

C13/15-2024

17 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

Moved: Cr Flora Fox
 Seconded: Cr Clare Glade-Wright

That in accordance with the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, move into closed session to consider the following items:

Confirmation of Minutes

Regulation 34(6) *In confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.*

Applications for Leave of Absence

Regulation 15(2)(h) *applications by councillors for a leave of absence*

KSC Precinct Future Development

Regulation 15(2)(g) *information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.*

CARRIED

In accordance with the Kingborough Council *Meetings Audio Recording Guidelines Policy*, recording of the open session of the meeting will now cease.

Open Session of Council adjourned at 8.04pm

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 9.02pm

C14/15-2024

Moved: Cr Flora Fox
 Seconded: Cr Clare Glade-Wright

The Closed Session of Council having met and dealt with its business resolves to report that it has determined the following:

Item	Decision
Confirmation of Minutes	Confirmed
Applications for Leave of Absence	Approved
KSC Precinct Future Development	Advice to be provided to the Department of State Growth in accordance with the recommendation

CARRIED

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 9.03pm

.....
 (Confirmed)

.....
 (Date)