



CENTRAL COAST COUNCIL

Minutes

of Ordinary Meeting

21 APRIL 2008

Note:

Minutes subject to confirmation at
a meeting of the Council to be held on
19 May 2008

INDEX

105/2008	Confirmation of minutes
106/2008	Council workshops
107/2008	Mayor's communications
108/2008	Mayor's diary
109/2008	Pecuniary interest declarations
110/2008	Public question time
111/2008	Councillor reports
112/2008	Leave of absence
113/2008	Deputations
114/2008	Petitions
115/2008	Councillors' questions without notice
116/2008	Councillors' questions on notice
117/2008	Development Services determinations
118/2008	Dulverton Waste Management Authority – Quarterly Report, October–December 2007
119/2008	Minutes and notes of committees of the Council and other organisations
120/2008	Local Government Board's Review of the Cradle Coast Authority – Council response to Submission Paper
121/2008	Proposed reform of Tasmania's water and sewerage sector – Cradle Coast Region Water & Sewerage Reform Transition Project Business Plan (474/2007 – 17.12.2007)
122/2008	Public question time
Minute No. 121/2008 continued...	
123/2008	Corporate & Community Services determinations made under delegation
124/2008	Contracts and agreements
125/2008	Correspondence addressed to the Mayor and Councillors
126/2008	Common seal
127/2008	Financial statements
128/2008	Accounts paid
129/2008	Rate remissions
130/2008	Debtor remissions
131/2008	Dog control – Fixing of registration fees for the 2008–2009 financial year and other fees under the Dog Control Act 2000
132/2008	Assets & Engineering
133/2008	Meeting closed to the public
134/2008	Minutes and notes of other organisations and committees of the Council
135/2008	Personnel movements

Minutes of an ordinary meeting of the Central Coast Council held in the Council Chamber at the Administration Centre, 19 King Edward Street, Ulverstone on Monday, 21 April 2008 commencing at 6.00pm.

Councillors attendance

Cr Mike Downie (Mayor)	Cr Brian Robertson (Deputy Mayor)
Cr Warren Barker	Cr Jan Bonde
Cr Lionel Bonde	Cr John Deacon
Cr David Dry	Cr Cheryl Fuller
Cr Ken Haines	Cr Gerry Howard
Cr Terry McKenna	Cr Tony van Rooyen

Employees attendance

General Manager (Mrs Katherine Schaefer)
Director Assets & Engineering (Mr Bevin Eberhardt)
Director Corporate & Community Services (Ms Sandra Ayton)
Director Development Services (Mr Michael Stretton)
Executive Services Manager (Mr Graeme Marshall)
Environment & Health Group Leader (Miss Karen Loone)

Media attendance

The Advocate newspaper

Public attendance

Three members of the public attended during the course of the meeting.

Prayer

The meeting opened in prayer.

CONFIRMATION OF MINUTES OF THE COUNCIL

105/2008 Confirmation of minutes

The Executive Services Manager reported as follows:

“The minutes of the previous ordinary meeting of the Council held on 17 March 2008 and the minutes of a special meeting of the Council held on 27 March 2008 have already been circulated. The minutes are required to be confirmed for their accuracy.

The *Local Government (Meeting Procedures) Regulations 2005* provide that in confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.”

Cr (J) Bonde moved and Cr Deacon seconded, “That the minutes of the previous ordinary meeting of the Council held on 17 March 2008 and the minutes of a special meeting of the Council held on 27 March 2008 be confirmed.”

Carried unanimously

COUNCIL WORKSHOPS

106/2008 Council workshops

The Executive Services Manager reported as follows:

“The following council workshops have been held since the last ordinary meeting of the Council.”

- . 31.03.2008 – Budget process and rating policy
- . 07.04.2008 – Ganesway and Civic Centre review
- . 14.04.2008 – Budget priorities and assumptions.

This information is provided for the purpose of record only. A suggested resolution is submitted for consideration.”

Cr Robertson moved and Cr Haines seconded, “That the Manager’s report be received.”

Carried unanimously

MAYOR'S COMMUNICATIONS

107/2008 Mayor's communications

The Mayor reported as follows:

- “ . A delegation representing the Council will be meeting the Premier and the Resource Planning and Development Commission regarding issues associated with the draft Central Coast Planning Scheme 2005.
- . A warm welcome is extended to Karen Loone who has recently filled the position of Environment & Health Group Leader.
- . Mr Jack McLaren and his wife, Maureen, have been invited to attend this year's Town Crier Championships being hosted by the Parkes Shire Council.”

108/2008 Mayor's diary

The Mayor reported as follows:

“I have attended the following events and functions on behalf of the Council:

- . Department of Health and Human Services - Tasmania's Health Plan North-West Community Forum (Burnie)
- . Mt St Vincent Nursing Home - fair
- . Motton Preston Scouts - annual general meeting
- . TAFE Tasmania - industry forum breakfast
- . Bev Lee - 80th birthday celebration
- . Ulverstone Cricket Club - annual dinner
- . Coastal Motocross Club - 2008 Australian Motocross Championships
- . State Grants Commission meeting
- . Mersey Valley Devonport Cycling Club - MVDCC Senior Tour and U19 National Road Selection Race - event launch (Devonport)
- . Department of Economic Development and Tourism - Regional Economic Development presentation (Burnie)
- . Ulverstone Girl Guides - annual general meeting
- . Tasmania *Together* Progress Board - lunch-meeting (Devonport).”

The Deputy Mayor reported as follows:

“On behalf of the Mayor I attended the Beacon Foundation's Polish Luncheon.”

The Cr Deacon reported as follows:

“On behalf of the Mayor I attended the Mersey Valley Devonport Cycling Club Inc. Senior Tour and U19 National Road Selection, and the Turners Beach Bowls Club’s 35th Annual Dinner.”

The Cr van Rooyen reported as follows:

“On behalf of the Mayor I attended the launch of the Northern Tasmania Football Association’s 2008 season.”

Cr McKenna moved and Cr (J) Bonde seconded, “That the reports of the Mayor, Deputy Mayor, and Crs Deacon and van Rooyen be received.”

Carried unanimously

109/2008 Pecuniary interest declarations

The Mayor reported as follows:

“Councillors are requested to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.”

The Executive Services Manager reported as follows:

“The *Local Government Act 1993* provides that a councillor must not participate at any meeting of a council in any discussion, nor vote on any matter, in respect of which the councillor has an interest or is aware or ought to be aware that a close associate has an interest.

Councillors are invited at this time to declare any interest they have on matters to be discussed at this meeting. If a declaration is impractical at this time, it is to be noted that a councillor must declare any interest in a matter before any discussion on that matter commences.

All interests declared will be recorded in the minutes at the commencement of the matter to which they relate.”

No interests were declared at this time.

110/2008 Public question time

The Mayor reported as follows:

“At 6.40pm or as soon as practicable thereafter, a period of not more than 30 minutes is to be set aside for public question time during which any member of the public may ask questions relating to the activities of the Council.

Public question time will be conducted as provided by the *Local Government (Meeting Procedures) Regulations 2005* and the supporting procedures adopted by the Council on 20 June 2005 (Minute No. 166/2005).”

COUNCILLOR REPORTS

111/2008 Councillor reports

The Executive Services Manager reported as follows:

“Councillors who have been appointed by the Council to community and other organisations are invited at this time to report on actions or provide information arising out of meetings of those organisations.

Any matters for decision by the Council which might arise out of these reports should be placed on a subsequent agenda and made the subject of a considered resolution.”

Cr Robertson reported on a meeting of the Youth Engaged Steering Committee and activities related to Youth Week.

Cr Howard reported on a meeting of the Ulverstone Local History Museum Committee.

Cr Deacon reported on a meeting of the Central Coast Chamber of Commerce and Industry Inc.

APPLICATIONS FOR LEAVE OF ABSENCE

112/2008 Leave of absence

The Executive Services Manager reported as follows:

“The *Local Government Act 1993* provides that the office of a councillor becomes vacant if the councillor is absent without leave from three consecutive ordinary meetings of the council.

The Act also provides that applications by councillors for leave of absence may be discussed in a meeting or part of a meeting that is closed to the public.

There are no applications for consideration at this meeting.”

DEPUTATIONS

113/2008 Deputations

The Executive Services Manager reported as follows:

“No requests for deputations to address the meeting or to make statements or deliver reports have been made.”

PETITIONS

114/2008 Petitions

The Executive Services Manager reported as follows:

“No petitions under the provisions of the *Local Government Act 1993* have been presented.”

COUNCILLORS' QUESTIONS

115/2008 Councillors' questions without notice

The Executive Services Manager reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2005* provide as follows:

'29 (1) A councillor at a meeting may ask a question without notice of the chairperson or, through the chairperson, of –

- (a) another councillor; or
- (b) the general manager.

(2) In putting a question without notice, a councillor must not –

-
- (a) offer an argument or opinion; or
 - (b) draw any inferences or make any imputations –
except so far as may be necessary to explain the question.
- (3) The chairperson must not permit any debate of a question without notice or its answer.
 - (4) The chairperson, councillor or general manager who is asked a question without notice may decline to answer the question.
 - (5) The chairperson may refuse to accept a question if it does not relate to the activities of the council.
 - (6) Questions without notice, and any answers to those questions, are not required to be recorded in the minutes.
 - (7) The chairperson may require a councillor to put a question without notice in writing.’

If a question gives rise to a proposed matter for discussion and that matter is not listed on the agenda, Councillors are reminded of the following requirements of the Regulations:

- ‘8 (5) Subject to subregulation (6), a matter may only be discussed at a meeting if it is specifically listed on the agenda of that meeting.
- (6) A council by absolute majority... may decide at an ordinary meeting to deal with a matter that is not on the agenda if the general manager has reported –
 - (a) the reason it was not possible to include the matter on the agenda; and
 - (b) that the matter is urgent; and
 - (c) that (qualified) advice has been provided under section 65 of the Act.’

Councillors who have questions without notice are requested at this time to give an indication of what their questions are about so that the questions can be allocated to their appropriate Departmental Business section of the agenda.”

Allocation of topics ensued.

116/2008 Councillors' questions on notice

The Executive Services Manager reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2005* provide as follows:

‘30 (1) A councillor, 7 days before an ordinary meeting of a council or council committee, may give written notice to the general manager of a question in respect of which the councillor seeks an answer at that meeting.

(2) An answer to a question on notice must be in writing.’

It is to be noted that any question on notice and the written answer to the question will be recorded in the minutes of the meeting as provided by the Regulations.

Any questions on notice are to be allocated to their appropriate Departmental Business section of the agenda.

No questions on notice have been received.”

DEPARTMENTAL BUSINESS

DEVELOPMENT SERVICES

117/2008 Development Services determinations

The Director Development Services reported as follows:

“A Schedule of Development Services Determinations made during the month of March 2008 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Executive Services Manager reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

Cr Haines moved and Cr McKenna seconded, “That the Schedule of Development Services Determinations (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

118/2008 Dulverton Waste Management Authority – Quarterly Report, October–December 2007

The Director Development Services reported as follows:

“PURPOSE

The purpose of this report is to receive a quarterly report from Dulverton Waste Management as required under Section 36B of the *Local Government Act 1993*.

BACKGROUND

The Dulverton Regional Waste Management Authority, trading as Dulverton Waste Management (DWM), operates under s30–39 of the *Local Government Act 1993* as a Joint Authority of the Central Coast, Devonport, Kentish and Latrobe Councils for the management and disposal of waste and is governed by the Rules adopted on 15 August 2005. The core business of the Authority is defined by the Rules as:

- ‘Management of waste generated within the Mersey–Leven Region;

- . Management of waste solid inert material, putrescible waste, fill material and low level contaminated soil as defined or explained in the *Landfill Sustainability Guide*;
- . Activities identified in the Strategic Plan as approved by the Representatives’.

Section 36B of the *Local Government Act 1993* requires that DWM present a quarterly report demonstrating general performance and financial position to participating Councils.

DISCUSSION

In accordance with its obligations under the *Local Government Act 1993*, DWM has provided a quarterly report for the period October 2007 – December 2007. The report has been prepared with the intention that it be presented in an open Council meeting to brief Councillors of DWM’s performance.

A copy is appended.

CONSULTATION

This is an administrative matter and consultation is not required.

IMPACT ON RESOURCES

There are no resource implications to consider in this matter.

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2004–2009 includes the following objective:

- . Meet our statutory and regulatory obligations.

CONCLUSION

It is recommended that the report be received.”

The Executive Services Manager reported as follows:

“A copy of the Dulverton Waste Management Statutory Quarterly Report, October 2007 – December 2007 has been circulated to all Councillors.”

Cr McKenna moved and Cr Robertson seconded, “That the Director’s report be received.”

Carried unanimously

GENERAL MANAGEMENT

119/2008 Minutes and notes of committees of the Council and other organisations

The Executive Services Manager reported as follows:

“The following minutes and notes of committees of the Council and other organisations on which the Council has representation have been received:

- . Dulverton Regional Waste Management Authority – meeting of Representatives held on 14 December 2007
- . Central Coast Community Safety Partnership Committee – meeting held on 27 February 2008
- . Youth Engaged Steering Committee – meetings held on 28 February and 20 March 2008
- . Cradle Coast Authority – meeting of Representatives held on 28 February 2008
- . Cradle Coast Water – meeting of Representatives held on 28 February 2008
- . Local Government Association of Tasmania – General Meeting held on 12 March 2008
- . Local Government Association of Tasmania – meeting of General Management Committee held on 12 March 2008
- . Ulverstone Local History Museum Committee – meeting held on 25 March 2008.

Copies of the minutes and notes have been circulated to all Councillors.”

Cr Deacon moved and Cr (J) Bonde seconded, “That the Manager’s report be received.”

Carried unanimously

120/2008 Local Government Board’s Review of the Cradle Coast Authority – Council response to Submission Paper

The General Manager reported as follows:

“PURPOSE

The purpose of this report is to seek advice on whether the Council wishes to prepare a written response to the Local Government Board’s Review of the Cradle Coast Authority Submission Paper.

BACKGROUND

The Local Government Board is currently undertaking reviews of single and joint authorities. The Board's *Guidelines for Reviews of Single & Joint Authorities* was previously circulated to Councillors and is included as an attachment to this report. The review of the Cradle Coast Authority commenced on 7 January 2008.

The Authority sought participating Councils' submissions specifically about the relationship between the Authority and the Councils. The Acting General Manager prepared a response on behalf of the Central Coast Council on 15 January 2008. This was previously circulated to Councillors and is included as an attachment to this report.

The Board's public hearing of the review was held on 13 March 2008. The Mayor and Deputy Mayor attended that hearing. The Board is preparing a Submission Paper on its Review of the Authority.

The Mayor has requested this report be prepared to ascertain the Council's position with respect to the preparation of a written response to the Submission Paper.

DISCUSSION

The Board is due to release its Submission Paper at the end of April and Councillors will be provided with a copy of the Paper as soon as it is made available. A period of one month is usually given for responses to a Submission Paper and, should the Council wish to prepare a written response, a workshop will be held to collate Councillor's views on the findings by the Board. Given the timeline for responses it may be difficult to formally have the Council adopt a response to the Submission Paper.

CONSULTATION

The Local Government Board *Reviews of Single & Joint Authorities* provide reasonable opportunity for public consultation and the relevant authorities and councils to make any submissions.

IMPACT ON RESOURCES

No additional financial resources are required.

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2004–2009 includes the following objectives:

- . Provide effective leadership
- . Provide transparent, accountable public policy and decision making
- . Meet our statutory and regulatory obligations
- . Inform the community of Council and local government matters.

CONCLUSION

It is recommended that the Council provide direction to the General Manager.”

The Executive Services Manager reported as follows:

“Copies of the attachments referred to in the General Manager’s report have been circulated to all Councillors.”

Cr Robertson moved and Cr McKenna seconded, “That the Council not prepare a written response to the Local Government Board’s Submission Paper on its review of the Cradle Coast Authority.”

Carried unanimously

121/2008 Proposed reform of Tasmania’s water and sewerage sector – Cradle Coast Region Water & Sewerage Reform Transition Project Business Plan (474/2007 – 17.12.2007)

The General Manager reported as follows:

“The following report has been prepared primarily by the Director Assets & Engineering.

PURPOSE

This report has been provided to assist the Council in considering the endorsement of the *Cradle Coast Region Water & Sewerage Reform Transition Project Business Plan* (the Business Plan – refer appendix) and authorises necessary steps to progress an orderly transition of Water and Sewerage Reform. This report follows on from previous information provided to the Council in regard to the State Government’s decision to pursue the reform of the water and sewerage services in Tasmania.

BACKGROUND

The Ministerial Water and Sewerage Taskforce (the Taskforce) was established to aid the reform of Tasmania’s water and sewerage services and

ensure that related infrastructure and service delivery meets the State's current and future environmental, social and economic needs.

The Taskforce's objective was to "place the water and sewerage sector onto a stronger and more sustainable footing by considering a full range of structural, regulatory and other institutional reform options".

At the commencement of this review the Treasurer clearly stated the status quo is not an option. This advice led Local Government to generally come to the conclusion that the next best structural model was a *regional water and sewerage corporation that is owned and controlled by local government*.

The Council, at its meeting on 17 December 2007 (Minute No. 474/2007), determined "that the Council, noting that the State Treasurer has stated that the status quo in the provision of water and sewerage will not continue:

- 1 Advises the State Government that:
 - (a) It rejects the option of a single statewide model.
 - (b) If there has to be water and sewerage reform, three regional, local government-owned water and sewerage entities is the only model acceptable to the Council.
 - (c) That the Council, together with Cradle Coast councils, Cradle Coast Water and the Local Government Association of Tasmania actively pursue the provision of Federal Government grant funding to local government to undertake major capital works projects, which is essential to underpin any reform process and make it affordable to the community.
 - (d) An additional 11th principle that Local Government regional water and sewerage authorities/corporations pay both dividends and equivalent tax payments to member councils as occurs now for joint bulk water authorities.
 - (e) That Tasmanian councils need to be left in a financial state that maintains their viability, i.e. there should be no detrimental effects on other council works and community services due to the formation of regional water and sewerage authorities/corporations.
 - (f) The Council endorses the Cradle Coast Water submission to the Water and Sewerage Taskforce."

A similar position was reached by the majority of Councils in the Cradle Coast Region.

The Cradle Coast General Managers established a Water & Sewerage Transition Project Control Group (WSTPCG). The members appointed to the Project Control Group were:

- . Paul Arnold, General Manager, Burnie City Council
- . Ian McCallum, General Manager, Devonport City Council
- . Paul West, General Manager, Waratah-Wynyard Council
- . Bevin Eberhardt, Director Assets & Engineering, Central Coast Council
- . Casey Van Eysden, Chief Executive Officer, Cradle Coast Water.

The Group began preparing the regional response to the Taskforce reform agenda as a result of the informal request of the General Managers who were requested to do so by the informal request of the region's Mayors.

The following new Bills are proposed:

- . *Water and Sewerage Corporations Bill 2008*
- . *Water and Sewerage Industry Bill 2008.*

In addition to the new Bills currently scheduled for debate in Parliament during April, there will be a requirement for further enabling legislation to be passed to allow the transfer of responsibility for water and sewerage activities to the new regional local government owned companies.

DISCUSSION

State Cabinet at a recent meeting confirmed that the model proposed by the Taskforce and endorsed by the Premier's Local Government Council (PLGC) based around three regional local government owned companies is to be implemented.

A diagram of the model is shown as Attachment 1 in the appendix to this report.

It will be necessary for the councils in each region to work together to ensure that the most effective transition of water and sewerage services from council-owned activities to the new regional water companies occurs and that continuity of service delivery during the transfer phase is achieved.

The WSTPCG identified that there was a need for cooperation and commitment from all parties. The WSTPCG has developed a detailed implementation plan, within the existing overall reform timetable, in order to assist a smooth transition to the new structure and regulatory arrangements, which are to commence in early 2009.

There will be impacts upon the delivery of other Council services as a result of the water and sewerage reform program, during and after the transition.

Some of the outcomes that will need consideration include:

- 1 Effective transfer of water and sewerage infrastructure assets.
- 2 Effective transfer of council water and sewerage staff to the new authority.
- 3 Effective retention of remaining Council services to the community.
- 4 Effective retention of a sustainable Council workforce for the future.

The outcome performance measures will include:

- 1 Completion of current water and sewerage capital programs by June 2009.
- 2 Transfer of water and sewerage infrastructure assets by 30 June 2009.
- 3 Ongoing operation of water and sewerage services during the transition period of two to three years.
- 4 Effective operation of other Council services during the transition period and into the future.

The Business Plan proposes that the WSTPCG will continue to manage the reform agenda. Further, it is proposed that this Group will continue to operate until the water and sewerage reform program has been successfully completed.

To this end the WSTPCG seeks the endorsement of Councils of the Business Plan.

Outlined in the Business Plan is a proposal to establish specific task-orientated regional sub-groups to deal with items such as asset management, financial matters and employee relations. At this stage more than 55 separate tasks have been identified under these three broad headings. It is likely that the required task list will grow as the project unfolds and the implementation date draws closer.

As previously indicated, there are a number of risks in relation to the reform of the water and sewerage sector including:

- . the long-term financial sustainability of the Council;
- . the impact on resources including staffing, plant and equipment, etc;
- . the increased costs that the community is likely to incur for water and sewerage services in the future, over which the Council will have no control; and
- . the impact on the delivery of other services by the Council and the net effect on the General Rate.

There is also a risk that if the regions are not proactive in developing a plan such as the WSTPCG Business Template, there may be a need for further State Government intervention.

CONSULTATION

Meetings with Mayors and General Managers of the region have been undertaken.

IMPACT ON RESOURCES

The project plan developed includes a proposed budget at section 6. It is proposed that funds received by the region from the State Government be utilised for the purpose of furthering the objectives of the reform program. It is estimated that the direct costs associated with preparing for the creation of the regional water and sewerage company will approximate \$1 million.

The Council itself will also incur considerable internal costs in providing information into, and preparing for, the reform and post-reform issues.

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2004–2009 includes the following objectives:

- . Develop innovative strategies to foster business opportunities
- . Foster strategic partnerships across industry sectors and establish industry clusters
- . Promote best practice environmental management of the hinterland and coast
- . Encourage sustainable land management
- . Participate in water and catchment management

- . Develop river precinct studies to determine sustainable land-use opportunities
- . Foster partnerships and strategic alliances
- . Meet our statutory and regulatory obligations
- . Develop and manage sustainable infrastructure
- . Foster an integrated transport and planning system.

CONCLUSION

This report has been provided to further update the Council on the progress of the water and sewerage reform agenda and seeks endorsement for the implementation plan of the Business Plan as presented.

It is recommended that upon the successful passage of the *Water and Sewerage Corporations Bill* through the Tasmanian Parliament, and confirmation of \$1 million for the north-western region for transitional funding, the Council:

- 1 endorse the *Cradle Coast Region Water & Sewerage Reform Transition Project Business Plan* as appended to this report;
- 2 in line with the Business Plan, approve the formation of a Water and Sewerage Transition Project Control Group (WSTPCG) comprising:
 - . General Manager – Burnie City Council;
 - . General Manager – Devonport City Council;
 - . General Manager – Waratah-Wynyard Council;
 - . Chief Executive Officer – Cradle Coast Water; and
 - . Director Assets & Engineering – Central Coast Council.
- 3 authorise the General Manager (Central Coast) to commit resources to the water and sewerage transition process and designate a Council Project Leader and/or Council Officer/s for liaison with, and full disclosure to, the WSTPCG;
- 4 acknowledge that Cradle Coast Water will receive monies in trust for the WSTPCG; and
- 5 note that the WSTPCG will develop a reporting mechanism to ensure regular feedback is provided to Councils, including the conduct of regular Mayors' and General Managers' meetings.'

The report and recommendations are supported.”

The Executive Services Manager reported as follows:

“A copy of the Cradle Coast Region Water & Sewerage Reform Transition and Project Business Plan has been circulated to all Councillors.”

Cr van Rooyen moved and Cr McKenna seconded, “That, upon the successful passage of the *Water and Sewerage Corporations Bill 2008* through the Tasmanian Parliament, and confirmation of \$1 million for the north-western region for transitional funding, the Council:

- 1 endorse the *Cradle Coast Region Water & Sewerage Reform Transition Project Business Plan* (a copy of the Plan being appended to and forming part of the minutes);
- 2 in line with the Business Plan, approve the formation of a Water and Sewerage Transition Project Control Group (WSTPCG) comprising:
 - . General Manager – Burnie City Council;
 - . General Manager – Devonport City Council;
 - . General Manager – Waratah-Wynyard Council;
 - . Chief Executive Officer – Cradle Coast Water; and
 - . Director Assets & Engineering – Central Coast Council.
- 3 authorise the General Manager (Central Coast) to commit resources to the water and sewerage transition process and designate a Council Project Leader and/or Council Officer/s for liaison with, and full disclosure to, the WSTPCG;
- 4 acknowledge that Cradle Coast Water will receive monies in trust for the WSTPCG; and
- 5 note that the WSTPCG will develop a reporting mechanism to ensure regular feedback is provided to Councils, including the conduct of regular Mayor’s and General Manager’s meetings.”

Continued after Minute No. 122/2008 ...

122/2008 Public question time

The time being 6.45pm, the Mayor introduced public question time.

Questions and replies concluded at 6.47pm.

GENERAL MANAGEMENT

Minute No. 121/2008 continued ...

Motion

Carried unanimously

CORPORATE & COMMUNITY SERVICES

123/2008 Corporate & Community Services determinations made under delegation

The Director Corporate & Community Services reported as follows:

“A Schedule of Corporate & Community Services Determinations Made Under Delegation during the month of March 2008 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Executive Services Manager reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

Cr Fuller moved and Cr Deacon seconded, “That the Schedule of Corporate & Community Services Determinations Made Under Delegation (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

124/2008 Contracts and agreements

The Director Corporate & Community Services reported as follows:

“A Schedule of Contracts and Agreements (other than those approved under the common seal) entered into during the month of March 2008 has been submitted by the General Manager to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Executive Services Manager reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

Cr Haines moved and Cr Deacon seconded, “That the Schedule of Contracts and Agreements (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

125/2008 Correspondence addressed to the Mayor and Councillors

The Director Corporate & Community Services reported as follows:

"PURPOSE

This report is to inform the meeting of any correspondence received during the month of March 2008 and which was addressed to the 'Mayor and Councillors'. Reporting of this correspondence is required in accordance with Council policy.

CORRESPONDENCE RECEIVED

The following correspondence has been received and circulated to all Councillors:

- Received 04.03.2008 – letter signed by numerous persons raising concerns over the continued availability of camping at the Buttons Creek Caravan Park.
- Received 07.03.2008 – letter commenting on the possible demolition of the public toilets in the South Reibey Street Car Park.
- Received 11.03.2008 – letter confirming that bookings are being accepted for Buttons Creek Caravan Park in 2009.
- Received 14.03.2008 – letter requesting that the Council donate the use of the Sound Shell for a proposed Chocolate Run.
- Received 18.03.2008 – letter requesting the Council's support for the re-establishment of the Ulverstone Athletic Carnival.
- Received 27.03.2008 – letter concerning the proposed demolition of the toilets in the South Reibey Street Car Park.
- Received 27.03.2008 – letter concerning the proposed demolition of the toilets in the South Reibey Street Car Park.
- Received 28.03.2008 – letter thanking the Council for it's support of the inaugural Chocolate Run.

Where a matter requires a Council decision based on a professionally developed report the matter will be referred to the Council. Matters other than those requiring a report will be administered on the same basis as other correspondence received by the Council and managed as part of the day-to-day operations."

Cr Robertson moved and Cr (J) Bonde seconded, "That the Director's report be received."

Carried unanimously

126/2008 Common seal

The Director Corporate & Community Services reported as follows:

"A Schedule of Documents for Affixing of the Common Seal for the period 18 March to 21 April 2008 is submitted for the authority of the Council to be given. Use of the common seal must first be authorised by a resolution of the Council."

The Executive Services Manager reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

Cr Fuller moved and Cr Deacon seconded, “That the common seal (a copy of the Schedule of Documents for Affixing of the Common Seal being appended to and forming part of the minutes) be affixed subject to compliance with all conditions of approval in respect of each document.”

Carried unanimously

127/2008 Financial statements

The Director Corporate & Community Services reported as follows:

“The following principal financial statements of the Council for the period ended 31 March 2008 are submitted for consideration:

- Bank Reconciliation
- Summary of Rates and Fire Service Levies
- Operating Statement
- Capital Works Statement
- Capital Works Resource Schedule.”

The Executive Services Manager reported as follows:

“Copies of the financial statements have been circulated to all Councillors.”

Cr Deacon moved and Cr Howard seconded, “That the financial statements (copies being appended to and forming part of the minutes) be received.”

Carried unanimously

128/2008 Accounts paid

The Director Corporate & Community Services reported as follows:

“A Schedule of Accounts Paid during the month of March 2008 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities. Councillors are invited to direct any questions on the Schedule to me at a convenient time prior to the meeting.”

The Executive Services Manager reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

Cr Deacon moved and Cr Robertson seconded, “That the Schedule of Accounts Paid (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

129/2008 Rate remissions

The Director Corporate & Community Services reported as follows:

“The following rate remissions are proposed for the Council’s consideration:

PROPERTY NO. 100355.0100
PROPERTY ADDRESS 5 Dorothy Place, West Ulverstone
REMISSION \$163.54
REASON Property revalued following objection to general revaluation

PROPERTY NO. 100447.0100
PROPERTY ADDRESS 5 Fairlight Place, West Ulverstone
REMISSION \$157.49
REASON Property revalued following objection to general revaluation

PROPERTY NO. 100850.0700
PROPERTY ADDRESS Unit 2, 10 Josephine Street, West Ulverstone
REMISSION \$54.08
REASON Property revalued following objection to general revaluation

PROPERTY NO. 100850.0720
PROPERTY ADDRESS Unit 3, 10 Josephine Street, West Ulverstone
REMISSION \$54.08
REASON Property revalued following objection to general revaluation

PROPERTY NO. 100990.0460
PROPERTY ADDRESS 43 Leighlands Avenue, Ulverstone
REMISSION \$453.58
REASON Property revalued following objection to general revaluation

PROPERTY NO. 101080.1780
PROPERTY ADDRESS 8 Main Street, Ulverstone
REMISSION \$175.92
REASON Property revalued following objection to general revaluation

<i>PROPERTY NO.</i>	101160.0061
<i>PROPERTY ADDRESS</i>	4 Maxwell Street, West Ulverstone
<i>REMISSION</i>	\$697.44
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	202010.0595
<i>PROPERTY ADDRESS</i>	28 Boyes Street, Turners Beach
<i>REMISSION</i>	\$181.89
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	202085.0080
<i>PROPERTY ADDRESS</i>	4 Harding Drive, Turners Beach
<i>REMISSION</i>	\$233.86
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	202085.0100
<i>PROPERTY ADDRESS</i>	5 Harding Drive, Turners Beach
<i>REMISSION</i>	\$240.35
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	302330.0050
<i>PROPERTY ADDRESS</i>	Braddons Lookout Road, Leith
<i>REMISSION</i>	\$50.36
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	302330.0505
<i>PROPERTY ADDRESS</i>	Braddons Lookout Road, Leith
<i>REMISSION</i>	\$215.90
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	302330.0510
<i>PROPERTY ADDRESS</i>	Braddons Lookout Road, Leith
<i>REMISSION</i>	\$136.10
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	302480.0180
<i>PROPERTY ADDRESS</i>	109 Leith Road, Leith
<i>REMISSION</i>	\$69.42
<i>REASON</i>	Property revalued following objection to general revaluation
<i>PROPERTY NO.</i>	403080.0240
<i>PROPERTY ADDRESS</i>	8 Cann Street, Penguin
<i>REMISSION</i>	\$228.82
<i>REASON</i>	Property revalued following objection to general revaluation

PROPERTY NO. 403400.0020
PROPERTY ADDRESS 1 Lyndara Drive, Penguin
REMISSION \$157.37
REASON Property revalued following objection to general revaluation

PROPERTY NO. 504270.0020
PROPERTY ADDRESS Castra Road, Ulverstone
REMISSION \$116.44
REASON Revalued – adjoining properties amalgamated

PROPERTY NO. 504490.0300
PROPERTY ADDRESS Dial Road, Penguin
REMISSION \$393.50
REASON Property revalued following objection to general revaluation

PROPERTY NO. 504870.1000
PROPERTY ADDRESS 666 Ironcliffe Road, Penguin
REMISSION \$329.26
REASON Property revalued following objection to general revaluation

PROPERTY NO. 504870.1160
PROPERTY ADDRESS 732 Ironcliffe Road, Penguin
REMISSION \$103.88
REASON Property revalued following objection to general revaluation

PROPERTY NO. 504880.0260
PROPERTY ADDRESS 527 Isandula Road, Gawler
REMISSION \$76.02
REASON Property revalued following objection to general revaluation

PROPERTY NO. 505060.0520
PROPERTY ADDRESS 460 Lobster Creek Road, Penguin
REMISSION \$184.00
REASON Property revalued following objection to general revaluation

PROPERTY NO. 505350.2460
PROPERTY ADDRESS Preston Road, Preston
REMISSION \$80.24
REASON Property revalued following objection to general revaluation

PROPERTY NO. 505890.0740
PROPERTY ADDRESS 184 Wilmot Road, Forth
REMISSION \$123.42
REASON Property revalued following objection to general revaluation.

Total to date of rates amended due to objections to revaluation – \$21,789.44.”

The Executive Services Manager reported as follows:

“The *Local Government Act 1993* provides that a council, by absolute majority, may grant a remission of all or part of any rates.”

Cr Deacon moved and Cr Haines seconded, “That the following remissions be approved:

- . Property No. 100355.0100 – \$163.54
- . Property No. 100447.0100 – \$157.49
- . Property No. 100850.0700 – \$54.08
- . Property No. 100850.0720 – \$54.08
- . Property No. 100990.0460 – \$453.58
- . Property No. 101080.1780 – \$175.92
- . Property No. 101160.0061 – \$697.44
- . Property No. 202010.0595 – \$181.89
- . Property No. 202085.0080 – \$233.86
- . Property No. 202085.0100 – \$240.35
- . Property No. 302330.0050 – \$50.36
- . Property No. 302330.0505 – \$215.90
- . Property No. 302330.0510 – \$136.10
- . Property No. 302480.0180 – \$69.42
- . Property No. 403080.0240 – \$228.82
- . Property No. 403400.0020 – \$157.37
- . Property No. 504270.0020 – \$116.44
- . Property No. 504490.0300 – \$393.50
- . Property No. 504870.1000 – \$329.26
- . Property No. 504870.1160 – \$103.88
- . Property No. 504880.0260 – \$76.02
- . Property No. 505060.0520 – \$184.00
- . Property No. 505350.2460 – \$80.24
- . Property No. 505890.0740 – \$123.42.”

Carried unanimously and by absolute majority

130/2008 Debtor remissions

The Director Corporate & Community Services reported as follows:

“The following debtor remissions are proposed for the Council’s consideration:

DEBTOR NO. 953150
REMISSION \$1,410.34
REASON Debtor declared bankrupt in 2004 – account was for installation of new water connection and meter as per Private Works Authority.

DEBTOR NO. 963710
REMISSION \$154.00
REASON Debt currently with Tasmanian Collection Services – debtor owes huge sums of money and also pending criminal investigations – account was for 7 cubic metres of composted sludge.”

Cr Fuller moved and Cr Haines seconded, “That the following remissions be approved:

- . Debtor No. 953150 – \$1,410.34
- . Debtor No. 963710 – \$154.00.”

Carried unanimously

131/2008 Dog control – Fixing of registration fees for the 2008–2009 financial year and other fees under the Dog Control Act 2000

The Director Corporate & Community Services reported as follows:

“The Administration Group Leader has prepared the following report:

PURPOSE

This report considers the fixing of dog registration fees for the 2008–2009 financial year and other fees under the *Dog Control Act 2000*.

BACKGROUND

The Dog Control Act requires that all dogs over the age of six months be registered and it provides for councils to set fees for this purpose. Apart from the inclusion of a specific fee for the registration of dangerous dogs, the basic structure on which the fees were applied in 2007–2008 has been retained for 2008–2009.

DISCUSSION

The Council’s Pricing Policies Working Group has previously analysed the cost of dog control and taken into account the Council’s community service obligations. These fees have been calculated to reflect those findings.

During 2007–2008, in response to requests to consider introducing additional patrols by animal control officers, the additional patrol regime was expanded to six months. This continues to provide the opportunity for the Council to undertake proactive policing of all the Central Coast beach areas and respond in a positive, timely manner to community concerns. The reduction in calls received concerning Picnic Point Beach and Buttons Beach in the area of the Surf Club suggests that this program is achieving some success. The change at Turners Beach to allow for dogs to be exercised on-lead during certain months also appears to have been a successful one. In the 2008–2009 year Council Rangers also plan to work proactively towards a follow-up program on registrations not renewed, actively issuing fines for unregistered dogs wherever they have been identified throughout the 2007–2008 year. A program targeting unregistered dogs in a positive manner is planned for the early part of the 2008–2009 year. A small increase in the fees is required to enable the Council to responsibly manage these programs.

The extra patrols continue to provide a secondary benefit by enabling the Council to monitor the overnight stays by motorhomes and campervans under the relevant policy reaffirmed by the Council in 2006 (Minute No. 24/2006 – 23.01.2006). The cost of providing such an additional patrol regime, aimed at continuing to improve the service provided by the Council, is estimated to be \$15,000 per annum.

The Council has adopted the Central Coast Dog Management Policy (Minute No. 25/2006 – 23.01.2006) and will need to continue to allocate extra funding to complete the signage and dog litter programs that result from the adoption of that Policy. The necessary steps for the declaration of prohibited areas have been completed without incident and plans for the advertising of restricted areas will be undertaken shortly. Further signage will be installed following the completion of that program.

It is recommended that we continue to promote the microchipping of dogs through the provision of a \$1.00 discount on the registration fee for microchipped dogs and similarly continue to promote obedience training for all dogs by including a separate \$1.00 discount for dogs that have completed an appropriately certified obedience certificate.

The introduction of a separate registration fee for dangerous dogs is also recommended for consideration. Such a fee currently exists in neighbouring council areas in the amounts of \$250.00 and \$175.00. There are annual costs specific to the declaration of dangerous dogs incurred by the Council which relate to the maintenance of a register, and inspections to ensure that the relevant requirements concerning the housing and management of

dangerous dogs is being met. There are also significant costs being met by the Council in dealing with dangerous dog incidents that lead to the declaration of a dangerous dog. There are currently six dangerous dogs registered within the Central Coast area.

Suggested increases in both the pound fees and kennel licence renewal fees have also been factored in. These increases are aimed at reflecting increasing costs in these areas in both the administrative function, and in feed and maintenance costs, for dogs impounded by the Council within its obligations under both the *Dog Control Act 2000* and the Central Coast Dog Management Policy.

CONSULTATION

The Pricing Policies Working Group's methodology used to calculate the fees and related community service obligations has been previously workshopped with Councillors.

IMPACT ON RESOURCES

The proposed fee structure is based on retention of the current dog control procedures and is calculated to meet the projected cost of dog control in 2008–2009 with the exception of the community service obligation to be met from rates.

CORPORATE COMPLIANCE

Dog registration and related fees are provided for under State legislation.

CONCLUSION

It is recommended that dog registration fees be fixed for the financial year 1 July 2008 to 30 June 2009 in respect of all dogs over the age of six months, at the following rates:

PARTICULARS	AMOUNT (\$)
. Registration fee for each male or female dog, when paid	
. by 31 July 2008	34.00
. after 31 July 2008	68.00
. Registration fee, on production of evidence for each	

.	working dog (primary use on cattle, sheep, etc.),	
.	pure-bred dog (registered with Tasmanian Canine Association),	
.	greyhound (registered with Tasmanian Racing Authority), and	
.	hunting dog, the owner of which has produced evidence of current membership of a recognised hunting dog organisation,	
	when paid	
.	by 31 July 2008	18.00
.	after 31 July 2008	36.00
.	Registration fee, on production of evidence, for dog owned by pensioner (one dog only), when paid	
.	by 31 July 2008	18.00
.	after 31 July 2008	24.00
.	Registration fee, on production of evidence, for each sterilised dog, when paid	
.	by 31 July 2008	18.00
.	after 31 July 2008	24.00
.	Registration fee, on production of evidence, for each	
.	guide dog, and	Nil
.	hearing dog	Nil
.	Discount for microchipped dog	1.00
.	Discount for dog having achieved a current certificate of obedience proficiency from an approved dog training organisation which has been accepted as a provider of an appropriate obedience certificate, and	1.00
.	Registration fee for each declared dangerous dog	150.00

and that the following fees also be fixed:

PARTICULARS	AMOUNT (\$)
.	Detention of dog (per day) 30.00
.	Investigation of nuisance complaint 20.00

CORPORATE & COMMUNITY SERVICES

. Licence application	- 3-5 dogs	65.00
	- over 5 dogs	98.00
. Licence renewal		35.00
. Replacement tag		2.20
. Dangerous dog collar	Purchase price, plus 5% administration, plus GST	
. Dangerous dog sign	Purchase price, plus 5% administration, plus GST	

Last year's schedule of fees is appended hereto.'

The report is supported."

The Executive Services Manager reported as follows:

"A schedule of fees fixed for the 2007-2008 financial year has been circulated to all Councillors."

■ Cr van Rooyen moved and Cr Fuller seconded, "That dog registration fees be and are hereby fixed for the financial year 1 July 2008 to 30 June 2009 in respect of all dogs over the age of six months, at the following rates:

PARTICULARS	AMOUNT (\$)
. Registration fee for each male or female dog, when paid	
. by 31 July 2008	34.00
. after 31 July 2008	68.00
. Registration fee, on production of evidence for each	
. working dog (primary use on cattle, sheep, etc.),	
. pure-bred dog (registered with Tasmanian Canine Association),	
. greyhound (registered with Tasmanian Racing Authority), and	
. hunting dog, the owner of which has produced evidence of current membership of a recognised hunting dog organisation,	
when paid	
. by 31 July 2008	18.00
. after 31 July 2008	36.00
. Registration fee, on production of evidence, for dog owned by pensioner (one dog only), when paid	

CORPORATE & COMMUNITY SERVICES

.	by 31 July 2008	18.00
.	after 31 July 2008	24.00
.	Registration fee, on production of evidence, for each sterilised dog, when paid	
.	by 31 July 2008	18.00
.	after 31 July 2008	24.00
.	Registration fee, on production of evidence, for each	
.	guide dog, and	Nil
.	hearing dog	Nil
.	Discount for microchipped dog	1.00
.	Discount for dog having achieved a current certificate of obedience proficiency from an approved dog training organisation which has been accepted as a provider of an appropriate obedience certificate, and	1.00
.	Registration fee for each declared dangerous dog	150.00

and that the following fees also be fixed:

PARTICULARS	AMOUNT (\$)
. Detention of dog (per day)	30.00
. Investigation of nuisance complaint	20.00
. Licence application - 3-5 dogs	65.00
- over 5 dogs	98.00
. Licence renewal	35.00
. Replacement tag	2.20
. Dangerous dog collar	Purchase price, plus 5% administration, plus GST
. Dangerous dog sign	Purchase price, plus 5% administration, plus GST"

■ Cr Robertson moved and Cr Fuller seconded an amendment, "That dog registration fees be and are hereby fixed for the financial year 1 July 2008 to 30 June 2009 in respect of all dogs over the age of six months, at the following rates:

CORPORATE & COMMUNITY SERVICES

PARTICULARS	AMOUNT (\$)
. Registration fee for each male or female dog, when paid	
. by 31 July 2008	34.00
. after 31 July 2008	68.00
. Registration fee, on production of evidence for each	
. working dog (primary use on cattle, sheep, etc.),	
. pure-bred dog (registered with Tasmanian Canine Association),	
. greyhound (registered with Tasmanian Racing Authority), and	
. hunting dog, the owner of which has produced evidence of current membership of a recognised hunting dog organisation,	
when paid	
. by 31 July 2008	18.00
. after 31 July 2008	36.00
. Registration fee, on production of evidence, for dog owned by pensioner (one dog only), when paid	
. by 31 July 2008	18.00
. after 31 July 2008	24.00
. Registration fee, on production of evidence, for each sterilised dog, when paid	
. by 31 July 2008	18.00
. after 31 July 2008	24.00
. Registration fee, on production of evidence, for each	
. guide dog, and	Nil
. hearing dog	Nil
. Discount for microchipped dog	1.00
. Discount for dog having achieved a current certificate of obedience proficiency from an approved dog training organisation which has been accepted as a provider of an appropriate obedience certificate, and	1.00
. Registration fee for each declared dangerous dog	150.00

CORPORATE & COMMUNITY SERVICES

and that the following fees also be fixed:

PARTICULARS	AMOUNT (\$)
. Detention of dog (per day)	30.00
. Investigation of nuisance complaint	20.00
. Licence application - 3-5 dogs	65.00
- over 5 dogs	98.00
. Licence renewal	35.00
. Replacement tag	2.20
. Dangerous dog collar	Purchase price, plus 10% administration, plus GST
. Dangerous dog sign	Purchase price, plus 10% administration, plus GST"
<hr/>	
Amendment	Carried unanimously
Amended motion	Carried unanimously

ASSETS & ENGINEERING

132/2008 Assets & Engineering

The Director Assets & Engineering reported as follows:

“There are no matters from the Assets & Engineering Department for decision at this meeting.”

Cr Fuller left the meeting at this stage.

CLOSURE OF MEETING TO THE PUBLIC

133/2008 Meeting closed to the public

The Executive Services Manager reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2005* provides that a meeting of a council is to be open to the public unless the council, by absolute majority, decides to close the meeting or part of the meeting because it wishes to discuss a matter (or matters) in a closed meeting and the Regulations provide accordingly.

Moving into a closed meeting is to be by procedural motion. Once a meeting is closed, meeting procedures are not relaxed unless the council so decides.

It is considered desirable that the following matters be discussed in a closed meeting:

- . Minutes and notes of other organisations and committees of the Council; and
- . Personnel movements.

These are matters relating to:

- . information provided to the Council on the condition it is kept confidential; and
- . personnel.”

Cr Robertson moved and Cr Deacon seconded, “That the Council close the meeting to the public to consider the following matters, they being matters relating to:

- . information provided to the Council on the condition it is kept confidential; and
- . personnel;

and the Council being of the opinion that it is lawful and proper to close the meeting to the public:

- . Minutes and notes of other organisations and committees of the Council; and
- . Personnel movements.”

Carried unanimously and by absolute majority

The Executive Services Manager further reported as follows:

“1 The *Local Government (Meeting Procedures) Regulations 2005* provide in respect of any matter discussed at a closed meeting that the general manager is to record in the minutes of the open meeting, in a manner that protects confidentiality, only the fact that the matter was discussed and is not to record the details of the outcome unless the council determines otherwise.

2 The *Local Government Act 1993* provides that a councillor must not disclose information seen or heard at a meeting or part of a meeting that is closed to the public that is not authorised by the council to be disclosed.

Similarly, an employee of a council must not disclose information acquired as such an employee on the condition that it be kept confidential.

3 In the event that additional business is required to be conducted by a council after the matter(s) for which the meeting has been closed to the public have been conducted, the Regulations provide that a council may, by simple majority, re-open a closed meeting to the public.”

GENERAL MANAGEMENT

134/2008 Minutes and notes of other organisations and committees of the Council

The Executive Services Manager reported (reproduced in part) as follows:

“The following minutes and notes of committees of the Council and other organisations on which the Council has representation have been received:

...

The *Local Government (Meeting Procedures) Regulations 2005* provide in respect of any matter discussed at a closed meeting that ‘the general manager –

- (a) is to record in the minutes of the open meeting, in a manner that protects confidentiality, only the fact that the matter was discussed; and
- (b) is not to record the details of the outcome unless the council or council committee determines otherwise.’

The details of this matter are accordingly to be recorded in the minutes of the closed part of the meeting.”

Cr Fuller returned to the meeting at this stage.

135/2008 Personnel movements

The Executive Services Manager reported (reproduced in part) as follows:

“For the information of Councillors, I will provide advice of some personnel movements ...

The *Local Government (Meeting Procedures) Regulations 2005* provide in respect of any matter discussed at a closed meeting that ‘the general manager –

- (b) is to record in the minutes of the open meeting, in a manner that protects confidentiality, only the fact that the matter was discussed; and
- (b) is not to record the details of the outcome unless the council or council committee determines otherwise.’

GENERAL MANAGEMENT

The details of this matter are accordingly to be recorded in the minutes of the closed part of the meeting.”

Closure

There being no further business, the Mayor declared the meeting closed at 8.28pm.

CONFIRMED THIS 19TH DAY OF MAY, 2008.

Chairperson

(gjm:dil)

Appendices

- Minute No. 117/2008 – Schedule of Development Services Determinations
- Minute No. 121/2008 – Cradle Coast Region Water & Sewerage Reform
Transition Project Business Plan
- Minute No. 123/2008 – Schedule of Corporate & Community Services
Determinations Made Under Delegation
- Minute No. 124/2008 – Schedule of Contracts & Agreements
- Minute No. 126/2008 – Schedule of Documents for Affixing of the
Common Seal
- Minute No. 127/2008 – Financial statements
- Minute No. 128/2008 – Schedule of Accounts Paid

QUALIFIED PERSON'S ADVICE

The *Local Government Act 1993* provides (in part) as follows:

- . A general manager must ensure that any advice, information or recommendation given to the council is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
- . A council is not to decide on any matter which requires the advice of a qualified person without considering such advice unless the general manager certifies in writing that such advice was obtained and taken into account in providing general advice to the council.

I therefore certify that with respect to all advice, information or recommendation provided to the Council within these minutes:

- (i) the advice, information or recommendation was given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- (ii) where any advice was directly given by a person who did not have the required qualifications or experience that person has obtained and taken into account in that person's general advice the advice from an appropriately qualified or experienced person.

Katherine Schaefer
GENERAL MANAGER