



# Minutes

of an Ordinary Meeting  
held at 6.01 pm

16 FEBRUARY 2009

Note:

Minutes subject to confirmation at  
a meeting of the Council to be held on  
16 March 2009

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**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, 16 February 2009 commencing at 6.01 pm.**

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**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 (Ms Sandra Ayton)  
Director Assets & Engineering (Mr Bevin Eberhardt)  
Acting Director Corporate & Community Services (Mr Stuart Arnot)  
Director Development Services (Mr Michael Stretton)  
Strategic & Executive Services Manager (Mrs Sancia Noble)  
Assets & Engineering Manager (Mr Paul Breden)  
Planning Consultant (Mrs Heidi Goess)

**Media attendance**

The Advocate newspaper.

**Public attendance**

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

**Prayer**

Prior to the commencement of the Ordinary Meeting of Central Coast Council one minute's silence was observed to pay tribute to the late former Councillor John Gerald "Jack" Breheny (terms of office: 1976–1991).

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## CONFIRMATION OF MINUTES OF THE COUNCIL

### 37/2009 Confirmation of minutes

The Strategic & Executive Services Manager reported as follows:

“The minutes of the special meeting held on 19 January 2009 and the previous ordinary meeting of the Council held on 27 January 2009 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 Robertson moved and Cr (J) Bonde seconded, “That the minutes of the special meeting held on 19 January 2009 and the previous ordinary meeting of the Council held on 27 January 2009 be confirmed.”

Carried unanimously

## COUNCIL WORKSHOPS

### 38/2009 Council workshops

The Strategic & Executive Services Manager reported as follows:

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

- . 02.02.2009 – Youth Program  
– LGAT Strategic Plan
- . 09.02.2009 – Environmental Policy/ Planning Scheme Amendments

This information is provided for the purpose of record only.”

■ Cr Fuller moved and Cr Howard seconded, “That the Manager’s report be received.”

Carried unanimously

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## MAYOR'S COMMUNICATIONS

### 39/2009 Mayor's communications

The Mayor reported as follows:

"I have no communications at this time."

### 40/2009 Mayor's diary

The Mayor reported as follows:

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

- . Riana Cricket Club - Sponsors Day
- . Cancer Council Tasmania - World Cancer Day 2009 service
- . Penguin Bowls Club - Classic Pairs luncheon
- . Pioneer Park committee - Pioneer Park dedication day
- . Ulverstone Community House Inc. & Kentish Regional Clinic Inc. - Official Launch of CORES - Community Response to Eliminating Suicide."

Cr Robertson reported as follows:

"On behalf of the Mayor I attended:

- . the North West Seniors Bowls Carnival
- . the Launch of the Phoenix Devonport to Ulverstone Bus Service."

■ Cr Haines moved and Cr Robertson seconded, "That the reports of the Mayor and Cr Robertson be received."

Carried unanimously

### 41/2009 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 Strategic & Executive Services Manager reported as follows:

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“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.

#### **42/2009      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**

#### **43/2009      Councillor reports**

The Strategic & 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.”

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Cr McKenna reported on a meeting of the Dulverton Waste Management Authority.

Cr Fuller reported on a meeting of:

- . the Penguin Miniature Railway
- . the Penguin Surf Life Saving Club

### **APPLICATIONS FOR LEAVE OF ABSENCE**

#### **44/2009 Leave of absence**

The Strategic & 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.

One application has been lodged for consideration at this meeting. It is listed at Minute No. .../2009 (closed meeting).”

### **DEPUTATIONS**

#### **45/2009 Deputations**

The Strategic & 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**

#### **46/2009 Petitions**

The Strategic & Executive Services Manager reported as follows:

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

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## COUNCILLORS' QUESTIONS

### 47/2009 Councillors' questions without notice

The Strategic & 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.



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- (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.”

The allocation of topics ensued.

#### **48/2009 Councillors’ questions on notice**

The Strategic & 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

**49/2009 Development Services determinations**

The Director Development Services reported as follows:

“A Schedule of Development Services Determinations made during the month of January 2009 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Strategic & Executive Services Manager reported as follows:

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

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

Carried unanimously

**50/2009 Environmental Policy (Minute no. 282/2008)**

The Director Development Services reported as follows:

*PURPOSE*

This report considers the adoption of the draft Central Coast Council Environmental Policy.

*BACKGROUND*

The Council does not currently have an environmental policy. An environmental policy is a statement of an organisation’s intentions and principles in relation to its overall environmental performance and provides a framework for action and for the setting of its environmental objectives and targets. These objectives and targets could include a broad range of issues such as waste minimisation, management of pollutant discharges, purchasing, planning and development, regulatory compliance, education and training, community communications/relations (etc).

At its meeting on 18 August 2008 the Council resolved ‘...That within 1 year Council develop an Environmental Policy’ (Minute No. 282/2008). This resolution has now been actioned using the Council’s Strategic Framework for Settlement and Investment (the Framework) as the basis for the Environmental Policy.

The Framework lists sustainability as one of its four platforms for the future. It discusses the rationale for the sustainability platform, the status of sustainability in the Central Coast area and provides commentary on how sustainability can construct an advantage for the Central Coast area.

According to the Framework, sustainability is a complex and multidimensional concept. Its utility in the context of a local government settlement and investment strategy can be most fully appreciated when *sustainability* is used in its most holistic sense, according to the definition adopted by the Brundtland Commission (formerly the World Commission on Environment and Development). Brundtland defined *sustainable development* as development that:

*“meets the needs of the present without compromising the ability of future generations to meet their own needs”.*

This definition thus implicitly argues for the rights of future generations to raw materials and vital ecosystem services to be taken into account in decision making.

The five dimensions of sustainability that underpin this platform are:

- . *Natural capital*: the soil, water, flora, fauna, climate, geology, landforms, rivers, coastlines, etc. that support and sustain us and distinguish us as a place.
- . *Built capital*: the infrastructure that supports us as a society – our roads, railways, water, sewerage and power infrastructure, etc.
- . *Economic capital*: the money that underpins our economy and the value of the assets which accrue within the local economy and their contribution to the broader economy.
- . *Human capital*: the knowledge, skills and experience of people within the community (and those we can access from outside the community).
- . *Social capital*: the social institutions, shared norms and processes that underpin our social fabric.

In adopting a sustainability platform the Central Coast Council is building into its decision-making processes an implicit consideration of environmental, social and

economic sustainability. Additionally, a sustainability platform helps the Council to identify challenges and opportunities arising from the many issues that affect environmental, social and economic sustainability.

The Framework identifies that the Council's approach to sustainability needs to take a holistic and creative approach to sustainability based on a deep appreciation of biophysical, social, and economic resources, their value, and their interrelationships.

### *DISCUSSION*

The Central Coast Council is committed to its Strategic Plan vision of 'leading a growing and innovative community'. To assist in achieving this vision the Council has included sustainability as one of the four platforms for the future of Central Coast in the Strategic Framework for Settlement and Investment.

The draft Environmental Policy (Annexure 1) will be central to the Council providing a holistic and creative approach to sustainability. It provides direction to prevent, manage and minimise environmental impacts associated with our activities, while conserving and enhancing the area's biodiversity and environmental quality. This in turn creates and maintains healthy surroundings for our community. The draft policy provides clear directions for Management and employees to incorporate the principles of sustainability into their decision making processes. It also includes a series of policy guidelines which include issues such as; legislative compliance, communication of environmental management guidelines, waste management, purchasing, pollution prevention and annual State of Environment reporting.

Through the implementation of this policy the Council will aim to be a leader and champion of sustainability and environmental best practice in the community. The Council will continue to inform the community on initiatives and strategies to be adopted and will commit resources to the implementation of the policy and review its environmental performance regularly.

### *CONSULTATION*

The Environmental Policy was developed by a cross divisional team comprising professionals from each Department. The draft policy has been submitted to the Youth Council for consideration. The Youth Council provided the following response: "...I believe the Central Coast Council is applying the right strategic plans for the sustainability of the Central Coast's natural features. I believe the policy does not need to be altered...". Following this endorsement the draft policy was workshopped with the Council.

*IMPACT ON RESOURCES*

For the most part the draft Environmental Policy can be implemented within existing resources. There will be some cost and resource implications associated with the implementation of some commitments such as 'to reduce resource consumption, and greenhouse gas emissions, including energy and fuel use'. These cost and resource implications will need to be managed through the Council's budgeting processes.

*CORPORATE COMPLIANCE*

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

- . Provide effective leadership
- . Meet our statutory and regulatory obligations
- . Plan for and develop a sustainable community
- . Develop and manage sustainable infrastructure
- . Foster an integrated transport and planning system

*CONCLUSION*

It is recommended that the Council endorse the draft Central Coast Council Environmental Policy.”

The Strategic & Executive Services Manager reported as follows:

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

■ Cr Fuller moved and Cr Robertson seconded, “That the Council endorse the draft Central Coast Council Environmental Policy.”

Carried unanimously

**51/2009 Council acting as a planning authority**

The Mayor reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2005* provide that if a council intends to act at a meeting as a planning authority under the *Land Use Planning and Approvals Act 1993*, the chairperson is to advise the meeting accordingly.

The Director Development Services has submitted the following report:

'If any such actions arise out of Agenda Item 9.3, they are to be dealt with by the Council acting as a planning authority under the *Land Use Planning and Approvals Act 1993*.'

The Strategic & Executive Services Manager reported as follows:

"Councillors are reminded that the *Local Government (Meeting Procedures) Regulations 2005* provide that the general manager is to ensure that the reasons for a decision by a council acting as a planning authority are recorded in the minutes."

- Cr Haines moved and Cr Robertson seconded, "That the Mayor's report be received."

Carried unanimously

**52/2009 Planning Scheme Amendment – Review of the Ordinance  
Application No. AMD2008.2**

The Director Development Services reported as follows:

"4planning Pty Ltd has prepared the following report:

<i>' AMENDMENT NO.:</i>	AMD2008.2
<i> APPLICANT:</i>	Central Coast Council
<i> LOCATION:</i>	Central Coast Council area
<i> ZONING:</i>	Various
<i> PROPOSAL:</i>	To initiate and certify a draft amendment to the ordinance and zone maps to address anomalies, errors and gaps identified through the assessment of s.57 and s.58 applications pursuant to the <i>Land Use Planning and Approvals Act 1993</i> (the Act).
<i> PLANNING INSTRUMENT:</i>	Central Coast Planning Scheme 2005 (the Scheme)
<i> LEGISLATION:</i>	<i>Land Use Planning and Approvals Act 1993</i> (the Act)

*PURPOSE*

The purpose of this report is to consider the merits of a Planning Scheme amendment (including it's own annexes) for the Central Coast Council area.

This draft amendment recommends a series of changes to the ordinance of the Scheme that have been identified as necessary through the assessment

of s.57 and s.58 applications pursuant to the *Land Use Planning and Approval Act 1993*. The purpose of this amendment is to:

- . Correct two minor zone anomalies; and
- . Correct errors, removing anomalies and clarifying the ordinance of the Planning Scheme; and
- . Address any gaps with the ordinance, particularly the Residential Zone.

#### *BACKGROUND*

Since the Central Coast Planning Scheme 2005 (the Scheme) came into operation in April 2008, an approximate total of 333 s.57 and s.58 applications pursuant to the Act have been assessed for permits by Development Services.

The Scheme provides a sound basis for assessing and guiding new development within the Central Coast Council area. Through the development assessment process, however, Council staff have identified a series of anomalies, errors and gaps with the ordinance of the Scheme that requires some fine tuning. These proposed changes to the ordinance are not matters that could have been foreseen but have been identified through the practical application of this statutory document.

These proposed changes are considered necessary to ensure the outcomes and objectives of the Scheme are aligned with the Council's Strategic Framework for Settlement and Investment (the Framework).

The Framework was adopted by the Council in October 2008. This Framework recognizes the need *"to take an integrated approach to land use policy, settlement management and infrastructure investment"*. The Scheme is an integral component of implementing the intent of the Framework for new development. At the time this draft amendment was commenced, the importance of this relationship was acknowledged and it was determined that a general review of the Scheme in light of the Framework was warranted. Accordingly, all changes proposed to the ordinance of the Scheme are consistent with the intent of the Framework.

#### *DISCUSSION*

In brief, the proposed amendment to the ordinance can be broadly summarised as follows:

- . Allow existing “Community services” and “Educational and occasional care” uses to be considered as permitted where all Acceptable Solutions of the Residential Zone, Low Density Residential and Mixed Use Zone are met;
- . Relaxation of subdivision criteria in the Residential Zone;
- . Clarification of setback requirements with respect to building height in the Residential Zone, Mixed Use Zone, Industrial Zone and Commercial Zone;
- . Relaxation of setback requirements for rear lots in the Residential Zone and Mixed Use Zone;
- . Insertion of additional acceptable solutions and performance criteria for fencing, setbacks and outbuildings in the Residential Zone, Low Density Residential and Mixed Use Zone;
- . Relaxation of building façade requirements for the Local Business, Business, Commercial Zone and Industrial Zone;
- . Modification to fencing and landscaping requirements within the Commercial Zone and Industrial Zone;
- . Insertion of “Application Requirements” as a schedule into the Scheme.

The proposed draft amendment to the ordinance is detailed in Annexure 1, (and including it’s own annexes) “Planning Scheme Amendment – Review of the Ordinance”. This supporting information includes the statutory supporting report and the proposed scheme amendment. This also provides a detailed table summarising the proposed changes and provides the reason and rationale for each proposed change.

### *CONSULTATION*

If the proposed amendment is initiated and certified by the Council, it must be advertised as provided by the Act and any representations received must be considered by the Council and referred to the RPDC, with statements as to the merits of the representations.



*IMPACT ON RESOURCES*

The application will impact on staff time and administrative costs associated with the statutory processes involved in the rezoning process. No other impact on resources is anticipated.

*CORPORATE COMPLIANCE*

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

- . Meet our statutory and regulatory obligations;
- . Plan for and develop a sustainable community; and
- . Create a municipal area that is productive and socially and aesthetically attractive.

*CONCLUSION*

The proposed amendment:

- . furthers the objectives of the *Land Use Planning and Approvals Act 1993*;
- . is in keeping with and supported by the Scheme objectives and the Strategic Framework for Settlement and Investment; and
- . is in accordance with the State Policies.

*Recommendation*

It is recommended that:

- 1 a draft amendment to the ordinance and zone maps (identified as Amendment 1/2009, a copy being appended to and forming part of the minutes) be initiated to the Central Coast Planning Scheme 2005; and
- 2 the Council certifies that the draft amendment meets the requirements of section 32 of the *Land Use Planning and Approvals Act 1993*.'

The report is supported.”

The Strategic & Executive Services Manager reported as follows:

“Copies of the Annexure referred to in the Planning Consultant’s report and Amendment 1/2009 have been circulated to all Councillors.”

■ Cr Robertson moved and Cr Deacon seconded, “That:

- 1 a draft amendment to the ordinance and zone maps (identified as Amendment 1/2009, a copy being appended to and forming part of the minutes) be initiated to the Central Coast Planning Scheme 2005; and
- 2 the Council certifies that the draft amendment meets the requirements of section 32 of the *Land Use Planning and Approvals Act 1993*.”

Carried unanimously

**53/2009 Public question time**

The time being 6.40pm, the Mayor introduced public question time.

There were no questions from the public at this time.

GENERAL MANAGEMENT

**54/2009 Endorsement of draft Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North-Western Region Pty Limited**

The General Manager reported as follows:

“The following report has been prepared by the Director Assets & Engineering/ Project Manager WST(NWR).

*PURPOSE*

This report has been provided to seek the Council's endorsement of the draft Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North-Western Region Pty Limited.

*BACKGROUND*

As a significant shareholder in the Tasmanian Water and Sewerage Corporation North-Western Region Pty Limited, the Council should be engaged in the drafting and finalisation of the Shareholders' Letter of Expectation.

Section 14 of the *Water and Sewerage Corporations Act 2008* (the Act) provides for the members of a regional corporation to forward a Shareholders' Letter of Expectation to the Board of that regional corporation.

The purpose of the Shareholders' Letter of Expectation is to provide guidance to the corporation in relation to its strategic priorities, the performance of its functions and exercise of its powers.

The Act provides that the letter of expectation must identify:

- 1 the strategic priorities of the corporation; and
- 2 the high level expectations of members for the performance of the business of that corporation.

The draft Shareholders' Letter of Expectation has been prepared in conjunction with the Northern Water and Sewerage Transition Project Team. A draft document circulated by Treasury and a more comprehensive Victorian example of a Statement of Obligations has been used as the basis for the draft. The document has been considered and initial feedback was given by

the General Managers of the nine north-west councils, the Chief Executive Officer of Cradle Coast Water and the Owners' Representatives. The document has also been circulated to the Treasury Project Team and Regional Transition Project Managers.

A workshop was held with Mayors, Councillors and General Managers on 4 December 2008 and the draft was tabled at a State Government Implementation Joint Steering Committee meeting on 16 December 2008 and 29 January 2009.

Further consideration of the draft was undertaken at a North-West General Managers meeting on 19 December 2008 with circulation to the Project Control Group in January 2009 and a meeting on the 3 February 2009.

The final draft (Version 6) of the Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North-Western Region Pty Limited is included as an appendix.

### *DISCUSSION*

The Shareholders' Letters of Expectation for the North-Western and Northern regions are similar. The southern region has also adopted a similar format but included more specific details particular to the south.

There may need to be some minor amendments should some issues be raised by councils or the new boards in the endorsement process but essentially the intent of the letter should not change, noting that the new corporations are owned by the councils and represented by the Owners' Representatives.

Endorsement of the final draft (Version 6) by councils in February 2009 will enable the process to progress in accordance with the current High Level Schedule for the Water and Sewerage Reform.

### *CONSULTATION*

Meetings with Mayors and General Managers have been undertaken, in addition to a Councillor's workshop.

### *IMPACT ON RESOURCES*

Approving this motion has no resource impact beyond that contained in the *Water and Sewerage Corporations Act 2008*.

*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*

It is recommended that the Council endorse the final draft (Version 6) Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North–Western Region Pty Limited, including minor amendments if required.'

The report and recommendations are supported.”

The Strategic & Executive Services Manager reported as follows:

“A copy of the draft Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North–Western Region Pty Limited has been circulated to all Councillors.”

■ Cr Robertson moved and Cr Howard seconded, “That the Council endorse the final draft (Version 6) Shareholders' Letter of Expectation for the Tasmanian Water and Sewerage Corporation North–Western Region Pty Limited, including minor amendments if required.”

Carried unanimously

CORPORATE & COMMUNITY SERVICES

**55/2009 Crown Land Services local presence**

■ Cr Fuller (having given notice) moved and Cr van Rooyen seconded, "That Council immediately write to Mr David Llewellyn, the Minister of the Department of Primary Industries and Water, and:

- 1 Request a review of the adequacy of the service levels being provided to the North West Coast and the Central Coast municipal area in particular, and
- 2 Cite examples where time delays have had a detrimental effect to the public property entrusted to Crown Land Services.
- 3 Refer the Minister to our correspondence of 12 May 2008 expressing our concern of diminished service.
- 4 Copy this correspondence to all elected State Braddon representatives.

Cr Fuller, in support of her motion, submitted as follows:

"Several significant events within our municipal area over recent months have required the attention of Crown Land Services staff. The impact of those events may have been lessened with more prompt personal attendance by the Crown. With the removal of staff from the North West Coast, the protection of Crown Land, entrusted to this department by the citizens of the North West Coast, has been compromised."

The Director Corporate and Community Services reported as follows:

*"PURPOSE*

This report considers a motion on notice from Cr Fuller requesting that the Council urgently write to the Minister for Primary Industries and Water requesting a review of current service levels provided by Crown Land Services and citing examples where time delays have impacted on Crown Land.

*BACKGROUND*

Since the retirement of the local Crown Lands Officer in 2008 the Central Coast area has been without a local Crown Lands representative, with local issues being handled from the Northern Crown Lands Office in Launceston.

In recent months there have been a number of significant occurrences involving encroachment on Crown Land licensed to the Council for recreational purposes as well as incidents occurring on Crown Reserves.

*DISCUSSION*

In recent months there have been a significant number of issues that are of public concern involving Crown Land that have been raised with the Council.

Land reclamation activities in the Penguin area involving activity within the Council's foreshore recreational reserve, encroachment within the coastal reserve at Blythe Heads and activities within the Crown reserve off Henslowes Road, are some recent examples of activities that have caused concern within the Central Coast area.

While the support provided by current Northern Crown Lands staff in dealing with these issues has been of a very high level, there is evidence that suggests that the lack of local representation has led to delays in investigating and actioning complaints and incidents, as well as reducing consultation at a local level between the Crown and the community over access to Crown Land.

There is a need for local representation from Crown Land Services to address these issues in a timely manner.

*CONSULTATION*

No consultation has been undertaken.

*IMPACT ON RESOURCES*

The change would result in no impact on the Council's resources

*CORPORATE COMPLIANCE*

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

- . Promote best practice environmental management of the hinterland and coast
- . Coordinate management of reserves and tracks from Coast to Cradle
- . Provide transparent, accountable public policy and decision making
- . Meet our statutory and regulatory obligations.

*CONCLUSION*

Cr Fuller's motion is submitted for consideration."

Carried unanimously

**56/2009 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 January 2009 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Strategic and Executive Services Manager reported as follows:

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

■ Cr McKenna 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

**57/2009 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 January 2009 has been submitted by the General Manager to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Strategic and 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

**58/2009 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 January 2009 and which was addressed to the 'Mayor and Councillors'. Reporting of this correspondence is required in accordance with Council policy.

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

*CORRESPONDENCE RECEIVED –*

- 15 January 2009 – Letter from Mr Nicholas Courto regarding the possibility of Central Coast Council introducing a scholarship to support a student or students from the area who wish to pursue university studies.

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

Carried unanimously

**59/2009 Common seal**

The Director Corporate & Community Services reported as follows:

"A Schedule of Documents for Affixing of the Common Seal for the period 28 January to 16 February 2009 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 Strategic and Executive Services Manager reported as follows:

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

- Cr Robertson 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

**60/2009 Financial statements**

The Director Corporate & Community Services reported as follows:

“The following principal financial statements of the Council for the period ended January 2009 are submitted for consideration:

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

The Strategic & Executive Services Manager reported as follows:

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

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

Carried unanimously

**61/2009 Waiving of Central Coast Resource Recovery Centre access fees – St Vincent de Paul Society**

The Director Corporate & Community Services reported as follows:

*PURPOSE*

The purpose of this report is to consider a contribution towards the Central Coast Resource Recovery Centre fees for access by the St Vincent de Paul Society.

*BACKGROUND*

The St Vincent de Paul Society (the Society) has written asking the Council to consider waiving the fees for the Society to access the Resource Recovery Centre to dispose of rubbish left at their premises in King Edward Street, Ulverstone, and Arnold Street, Penguin.

They are concerned with the increase in the volume of normal household rubbish being left at their premises in the Central Coast area as a result of ‘tip’ fee increases. For a number of years they have been removing the rubbish from Central Coast and depositing it at the Devonport Transfer Station at Spreyton, a practice that has had to stop owing to the introduction of ‘tip’ fees by the Devonport City

Council. This, in turn, forces them to make more regular trips to the Resource Recovery Centre to dispose of this rubbish.

*DISCUSSION*

The Society operates from a property in Ulverstone at 25 King Edward Street, and leases a property in Penguin at 1 Arnold Street. The Ulverstone property pays a General Rate and relevant service charges but does not pay a waste management charge as a household garbage collection service is not available to commercial operations. The majority of properties occupied by charitable organisations do not pay a General Rate.

Currently most users of the Resource Recovery Centre are required to pay for any rubbish deposited at the site. There have however been two exemptions considered to date, for Lifeline (Minute no. 65/2006 – 20.02.2006) where the Council agreed to make an annual contribution of \$156.00, and for the Salvation Army Thrift Shop (Minute no. 110/2007 – 19.03.2007) where the Council agreed to a 50% rebate of costs.

If the Council wishes to make a contribution towards the service that the Society provides to this community then this could be achieved through a reduction in the site access fees.

According to the Society it is anticipated that they would regularly need to make two trips a week to the Resource Recovery Centre. The Council could choose to make an annual contribution amounting to \$312.00 towards their costs. This amounts to 50% of their annual costs (based on current fee levels and the use of a van for rubbish removal).

*CONSULTATION*

This item has no effect in relation to consultation.

*IMPACT ON RESOURCES*

The impact of this decision would amount to a reduction in revenue of \$312.00 per annum.

*CORPORATE COMPLIANCE*

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

- Plan for and develop a sustainable community.

*CONCLUSION*

It is recommended that the Council make an annual contribution amounting to \$312.00 towards the cost of the St Vincent de Paul Society's access to the Central Coast Resource Recovery Centre, providing that the Ulverstone property from which the Society operates continues to attract a General Rate."

- Cr van Rooyen moved and Cr (L) Bonde seconded, "That the Council make an annual contribution amounting to \$312.00 towards the cost of the St Vincent de Paul Society's access to the Central Coast Resource Recovery Centre, providing that the Ulverstone property from which the Society operates continues to attract a General Rate."

Carried unanimously

**62/2009 Use of the Council's roads for Targa Tasmania – 2 May 2009**

The Director Corporate and Community Services reported as follows:

"The Administrative/Cultural Officer has prepared the following report:

*PURPOSE*

The purpose of this report is to consider closure and use of the Council's roads on 2 May 2009 for Targa Tasmania.

*BACKGROUND*

At its meeting on 25 October 2004 the Council resolved (Minute No. 402/2004) as follows:

"That the promoters of motor-vehicle rallies and trials be advised that the Council will not consider applications for road closures for rally stages in the Central Coast municipal area unless the application is received not later than 15 weeks prior to the event and is accompanied by evidence of:

- 1 written notification having been sent to harvesting contractors and companies (including transporters of timber products), milk transport contractors and companies, and tourism authorities and operators;

- 2 written notification having been sent to all residents on that part of the road for which road closures are being requested; and
- 3 public notification of any new event having been twice advertised in a daily newspaper circulating in the municipal area;
  - . advising that an application for road closures is being submitted, and that residents and road users should contact the promoter and the Council not later than 13 weeks prior to the event if they have concerns over the closures;
  - . and further that, following any approval having been given by the Council for road closures, the promoter is to undertake public notification of the event by a minimum of two advertisements in a daily newspaper circulating in the municipal area in the weeks immediately preceding the event.”

Copies of supporting information provided by the promoter are appended.

The Council, at its meeting on 19 February 2007, included in the motion to approve the road closures for Targa, a condition that “future requests for road closures will be denied unless an annual, suitable ‘Targa event’, acceptable to the Council, is staged within the municipal area.”

Octagon personnel met with the Mayor and relevant Council officers to discuss this issue, and because of the strict time frame, it was agreed that a lunch break in the Penguin area would be the most suitable and subsequently the Event Manager–Operations wrote as follows;

“It was great to see you again last Thursday 14 November and as always it was a pleasure discussing with you our plans for the Central Coast in 2009.

We thank you and your council for your ongoing support of Targa Tasmania over many years and it is with this in mind that we are happy to advise that we will hold a lunch break within the Central Coast area on 2 May 2009 with council’s approval. Lunch breaks bring Targa right to the door step of your community and provide a great opportunity for local community groups to raise much needed funds.

In 2009 we have decided to add a service area to the lunch break locations in order to provide more entertainment to the public. It is similar to having pits at a race track, meaning the residents of the Central Coast will get to see the cars being prepared by service crews, which I'm sure you will agree, will add to the spectacle.

We agree that the Dial Sports Complex in Penguin provides a fantastic location to hold this lunch and we look forward to meeting with council staff in the weeks ahead to discuss and formalise our arrangements to utilize this site pending council approval.

In relation to the provision of lunches to competitors, we have decided after many years of relatively poor comments from competitors that we will have a professional caterer provide these each day. With total respect to the community groups who have provided this service throughout Targa's history, the time has come to provide a better quality lunch to our competitors.

This is actually good news for your chosen local community groups as we will implement an entry fee for competitors to get into the lunch break! Each car will contribute \$4.00 to get in and we ask that the council appoint or award a local hard working charity group to collect this money. We request that the council consider smaller groups that are dealing with homelessness and poverty as the funds will have a greater impact and all they will need is 3 or 4 people and some buckets.

So where as before the community group had to make 600 lunches at the right sort of price to raise this money, which then limited this fundraiser to the larger groups, they just simply need to turn up on the day and collect it. We estimate that they will collect around \$1,000.

Further to this, we encourage you to organize your larger community groups to put on a sausage sizzle, coffee, snacks etc for both our service crews and the general public. With the introduction of a service area there will be lots of service crew people now attending the lunch break.

Some Council's already do this with their lunch breaks and have raised a considerable amount of money for local charity simply by being proactive. All we ask is that if you have a group or groups wanting to take part that you advise us in due course simply so some suitable space within the lunch break area is provided for them to set up.

I'm sure you will agree that these changes will create a win/win situation for Central Coast Council and Targa Tasmania, generating a lot of positive outcomes in your area.

As you can see, 2009 is shaping up to be the biggest year ever on the Central Coast and we sincerely thank you for your council's support this year and look forward to again working closely with you and council in 2009".

The Events Manager–Operations, Octagon, has further written as follows:

"Further to our recent meeting I wish to make application to council seeking road closure approval for the International tarmac rally Targa Tasmania.

The event is scheduled to cover a statewide route from Tuesday 28 April to Sunday 3 May 2009, with all activities relating to the Central Coast Municipality concentrated on Saturday 2 May.

The 2009 event will see some exciting changes within the Central Coast; of particular note is the newly introduced lunch stop at Penguin.

It is understood that sections of South Riana Road will be under reconstruction during the period of the event therefore the proposed South Riana Targa Stage will be shortened accordingly.

In accordance with the conditions of the Tasmania Police motor sport permit policy, I request council's approval for the use and closure of the following roads for a maximum period of four and a half hours:

SATURDAY 2 MAY 2009

'UPPER CASTRA'

ROAD CLOSED:	BETWEEN FOLLOWING ROADS:
Spellmans Road	Back Road and Castra Road

'GUNNS PLAINS'

ROAD CLOSED:	BETWEEN FOLLOWING ROADS:
Central Castra Road	Castra Road and Preston Castra Road
Preston Castra Road	Central Castra Road and Preston Road
Preston Road	Preston Castra Road Raymond Road
Raymond Road	Preston Road and Gunns Plains Road

'SOUTH RIANA'

ROAD CLOSED:	BETWEEN FOLLOWING ROADS:
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Lowanna Road	Marshalls Bridge Road and South Riana Road
South Riana Road	Lowanna Road and Natone Road
Upper Natone Road	South Riana Road and Camena Road

In accordance with council's policy regarding road closure for rally stages I confirm Targa Tasmania has provided written notification of the proposed road closures and the route of Targa Tasmania 2009 to companies and contractors including road transport, harvesting and tourism operators. As previous, this notification will be followed up by further documentation including maps closer to the event.

Targa Tasmania has also provided written notification to residents on the sections of roads affected by the proposed road closure, specific to the targa stage on which those roads fall. Please find copies of these attached. Further to this and as previous practice, Targa Tasmania will be issuing two further letters to residents as issued by the Department of Premier and Cabinet that will also include detailed maps and instruction and information regarding emergency services procedures.

Specifically the following addresses were issued with written advice regarding road closures, further to these, a number of fringe properties were also were issued with relevant letters:

Upper Castra	Gunns Plains	South Riana
Spellmans Rd	Central Castra Rd	Lowana Rd
	9	160
	60	84
	80	
		199
		345
		414
	155	425
	175 C126	140
	259	163
	310	299
	385	300
	410	379
	445	
	Preston road	
		1164
		1164
		1634
		1638
		1641
		729
		743
		744
		744
		759
		787



## CORPORATE & COMMUNITY SERVICES

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	1647	862
	1648	908
	1667	996
	1668	997
	1709	1002
	1747	1032
	1777	1033
		1077
Jackson Rd	3	1089
	5	1121
		1137
Raymond Rd	130	1179
	150	1212
	170	1259
	220	1275
	299	1335
	319	1336
	321	1461
	468	1462
	510	1601
		1603
		1655
		1730

Targa Tasmania has not complied with the third criteria of the policy; this is inline with council's letter of 4 November 2004. Again and as previous practice, approved road closures for Targa Tasmania 2009 will be advertised immediately prior to the event in all major state newspapers.

I thank you in anticipation and should you require further information please to not hesitate to contact me."

### *DISCUSSION*

The requested road closures in Central Coast are on Saturday, 2 May 2009 as follows:

- . Central Castra Road – from Castra Road to Preston–Castra Road;
- . Preston–Castra Road – from Central Castra Road to Preston Road;
- . Preston Road – from Preston–Castra Road to Raymond Road;
- . Raymond Road – from Preston Road to Gunns Plains Road;

from 8.51am to 1.21pm;

- . Lowana Road – from Lowana to South Riana Road;
- . South Riana Road – from Lowana Road to Blythe River;
- . Upper Natone Road – from South Riana Road to Camena Road

from 9.13am to 1.43pm;

- . Spellmans Road – from Wilmot River to Castra Road;

From 8.38am to 1.08pm.

It is noted, and Octagon have been advised accordingly, that the Upper Natone Section and the South Riana Road section between Blythe River and Natone Road are in the Burnie municipal area, and the Spellmans Road section between Back Road and Wilmot River is in the Kentish municipal area.

The proposed non-competition uses do not require approval. Closure to the public only applies to competition stages.

Octagon have committed to a lunch time stop in Penguin, further discussions will be held with representatives from Octagon following the approval of the road closures to finalise arrangements for that stay.

The Council will take the opportunity to maximise the benefit of this stay to the local service clubs, charity organisations and local schools.

#### *CONSULTATION*

The Operations Manager has advised that the notifications requested by the Council have been implemented.

No representations about the event were received by the Council following Octagon's mail-out to affected residents.

#### *IMPACT ON RESOURCES*

The Engineering Projects Group Leader advises as follows:

"Upper Castra" is a new stage on Spellmans Road between Back Road and Castra Road. The section to the east of the bridge has recently been upgraded and resurfaced but is part of the Kentish municipal area and any approvals for use will need to be obtained from the Kentish Council. The section to the west is scheduled to be resealed

by the end of February 2009. The fresh surface may not be suitable for the rally competition and is to be assessed for suitability by Octagon prior to commencement of the stage. The cost of repairing any damage to the fresh seal will need to be recovered from the event organisers. If the seal is not completed by the end of February approval to conduct a competitive stage on that section will be withdrawn.

“South Riana” includes South Riana Road between Lowana Road and the Blythe River and parts of Lowana Road. Sections of South Riana Road are currently being upgraded in conjunction with the Burnie City Council. Works should finish in mid April but it is likely that delays (due to rock excavation) could extend the finish until early May. These sections will be suitable for normal rural traffic. Approval for a competitive section is only granted for Lowana Road, and the section of South Riana Road between Lowana Road and Loyatea Road. The remaining section of South Riana Road between Loyatea Road and Blythe River will not be suitable for a competitive stage. The section to the west of the Blythe River is in the Burnie municipal area and any approvals will need to be obtained from the Burnie Council.

Any damage to any of the roads used for the Rally should be reinstated by the Council (or the Council’s contractor) at the organiser’s expense.”

The affected roads are currently to a standard applicable to normal rural traffic only and are maintained accordingly.

#### *CORPORATE COMPLIANCE*

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

- . Promote events and major festivals that build our cultural identity
- . Improve visitor numbers to the municipal area.

#### *CONCLUSION*

It is recommended that no objection be offered to the requested road closures for Targa Tasmania 2009, subject to Targa Tasmania:

- 1 maintaining its standard organisational arrangements;

- 2 following this approval having been given by the Council, undertaking public notification of the event by a minimum of two advertisements in a daily newspaper circulating in the municipal area in the weeks immediately preceding the event;
- 3 meeting the cost of the Council reinstating any damage to any of the roads used for the Rally;
- 4 arranging same-day repairs of any fences damaged during the Rally; and
- 5 being advised that the section of Spellmans Road between Wilmot River and Castra Road is scheduled to be resealed by the end of February 2009. The fresh surface may not be suitable for the rally competition and is to be assessed for suitability by Octagon prior to commencement of the stage. The cost of repairing any damage to the fresh seal will need to be recovered from the event organisers. If the seal is not completed by the end of February 2009 approval to conduct a competitive stage on that section will be withdrawn;
- 6 being advised the section of South Riana Road between Loyatea Road and Blythe River is not approved for use as a competitive stage; and
- 7 being advised that the Council's roads are currently to a standard applicable to normal rural traffic only and are maintained accordingly.'

The report is supported."

The Strategic and Executive Services Manager reported as follows:

"Copies of the promoter's supporting information have been circulated to all Councillors."

■ Cr (L) Bonde moved and Cr (J) Bonde seconded, "That no objection be offered to the requested road closures for Targa Tasmania 2009, subject to Targa Tasmania:

- 1 maintaining its standard organisational arrangements;
- 2 following this approval having been given by the Council, undertaking public notification of the event by a minimum of two advertisements in a daily newspaper circulating in the municipal area in the weeks immediately preceding the event ;

- 3 meeting the cost of the Council reinstating any damage to any roads used for the Rally;
- 4 arranging same-day repair of any fences damaged during the Rally; and
- 5 being advised that the section of Spellmans Road between Wilmot River and Castra Road is scheduled to be resealed by the end of February 2009. The fresh surface may not be suitable for the rally competition and is to be assessed for suitability by Octagon prior to commencement of the stage. The cost of repairing any damage to the fresh seal will need to be recovered from the event organisers. If the seal is not completed by the end of February 2009 approval to conduct a competitive stage on that section will be withdrawn;
- 6 being advised the section of South Riana Road between Loyatea Road and Blythe River is not approved for use as a competitive stage; and
- 7 being advised that the Council's roads are currently to a standard applicable to normal rural traffic only and are maintained accordingly.'

Carried unanimously

**63/2009 Renaming of Car Park Lane Meeting Room**

The Director Corporate & Community Services reported as follows:

"The Community Services Officer has prepared the following report:

*'PURPOSE*

The purpose of this report is to consider a new name and endorsement of fees for the recently refurbished meeting facility formerly known as the Visitor Information Centre in Car Park Lane, Ulverstone.

*BACKGROUND*

This refurbished facility has been known and previously referred to in the past as the Rest Rooms, Information Centre, Old Information Centre and Car Park Lane Meeting Room. The room was utilised primarily by small community groups for meetings and for the storage of excess Council materials and equipment. Fees and charges were kept to a minimum to reflect the basic amenities and service provision. Hirers collected the key to access the facility from the Council and were responsible for supplying equipment.

The room was refurbished during June 2008 as part of the upgrade of the public toilet facilities, and has been redeveloped as an open space meeting room capable of hosting up to 24 people at a board room style table. It can also accommodate 40 people comfortably in a theatre style configuration due to the flexibility of the new furniture.

During the refurbishment of the new facility, existing hirers, who may have utilised the Car Park Lane meeting room, have been relocated to the Isandula room at the Civic Centre with the same conditions as they had used at the Car Park Lane (Visitor Information) meeting room.

*DISCUSSION*

This refurbished facility now offers a fresh, bright and professional meeting space, with modern amenities located centrally in the business district of Ulverstone and the North West Coast. The style and size of this new room complements existing CBD meeting facilities at the Ulverstone Civic Centre. The Gawler room caters for larger functions (dinners and forums up to 150 people), the Leven Theatre provides intimate tiered seating for up to 250 people and the Isandula room provides a smaller modified room for trainings/meetings as well as servicing activities from the Theatre. The refurbished meeting room in Car Park Lane provides an additional resource that can be marketed and managed to complement the existing Civic Centre structure.

With the new upgrade there is the opportunity to give the facility a new name that reflects the Civic Centre theme of names that reference locations from around the area and in particular the Ulverstone hinterland.

There are a number of options with respect to the future name of the facility. Some of these suggestions are:

*Clayton* – Clayton is the name of an old electoral ward within the area, however Camp Clayton (also located within the municipality) could be confused with the new facility.

*Barnard* – Mr George Barnard was the first Warden of Leven (later Ulverstone) and was a significant local community contributor to the area.

*Fenton* – Mr James Fenton was the first settler in the area and a local community contributor.

*Montgomery* – Mt Montgomery is a recognisable part of the mountains that form part of the Dial range and also refers to the local electoral area.

It is suggested that the newly refurbished meeting facility be renamed the Montgomery Room. This keeps a consistent theme between the names of the Civic Centre facilities (Gawler, Leven and Isandula) and the new facility.

Following the completion of the upgrade, it is appropriate that the Council review its fee structure for the use of the facility. This facility has a new modern feel, and a defined purpose and the fees for this facility should reflect the purpose and new standard of amenity. The capacity of the refurbished facility fits between the Gawler room and Isandula room with regard to floor space and amenities on offer. The fees suggested are considered in conjunction with the existing fee structure of the Civic Centre.

Current Fees

<i>Room</i>	<i>Minimum</i>	<i>Maximum</i>
Isandula Room	\$35.00	\$93.00
Gawler Room	\$115.00	\$235.00
Office Space	\$23.00	\$46.00
Meeting Rooms (dressing rooms)	\$23.00	\$46.00
Leven Theatre	\$115.00	\$235.00
Car Park Lane Meeting Room	\$14.00	\$42.00
<ul style="list-style-type: none"> <li>- Charges are based on basic meeting requirements.</li> <li>- Minimum fee is based on use of 3 hours.</li> <li>- Maximum fee is based on use of 8 hours or more.</li> <li>- These rooms have access to equipment, opened by staff for bookings and cleaned daily.</li> </ul>		

Given that the new refurbished meeting room now provides a much higher level of amenity and facilities, it is suggested that the fees now reflect that upgrade.

The fees that are suggested are as follows:

	<i>Minimum</i>	<i>Maximum</i>
Corporate rate	\$35.00	\$140.00
Community rate	\$20.00	\$75.00

Groups and organisations wishing to hire the facility are eligible for a 50% rebate on fees providing that

- (i) An application is completed on the required form when the booking is made; and
- (ii) The group or organisation is classified as a registered charitable organisation (in accordance with the Australian Taxation Office requirements) and are based in the Central Coast area or have strong Central Coast membership.

Associated operational costs for the Council in providing this facility include power usage, equipment maintenance and supply, cleaning and daily maintenance and administration of bookings. The fees assist in subsidising this facility's operational costs. To reduce the rate to the former room standard would mean that the costs of operating this facility would need to be covered as an increased additional operating expense.

*CONSULTATION*

This matter is an administrative process and as such consultation is not required.

*IMPACT ON RESOURCES*

It is anticipated that the bookings for this facility will increase with marketing to suitable clientele. The income and expenditure is relatively cost neutral whilst the building is new, with income covering charges for maintaining the service.

This matter could have an additional impact on resources if an appropriate fee for the use of the meeting room is not set. This will then impact on the operational expense of the overall Civic Centre operations.

*CORPORATE COMPLIANCE*

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

- . Support access to physical and social resources to promote quality of life.
- . Facilitate equitable access to a range of cultural leisure and recreational opportunities.
- . Develop and manage sustainable infrastructure.



- . Create a municipal area that is productive and socially and aesthetically attractive.

*CONCLUSION*

It is recommended that:

The refurbished meeting room located in Car Park Lane, Ulverstone, be renamed the Montgomery Room and the fee for use for the period ending 30 June 2009, for this facility be set at;

	<i>Minimum</i>	<i>Maximum</i>
Corporate rate	\$35.00	\$140.00
Community rate	\$20.00	\$75.00

And that groups and organisations wishing to hire the facility be eligible for a 50% rebate on fees providing that;

- (i) An application is completed on the required form when the booking is made; and
- (ii) The group or organisation is classified as a registered charitable organisation (in accordance with the Australian Taxation Office guidelines) and are based in the Central Coast area or have strong Central Coast membership.'

The report is supported."

■ Cr Barker moved and Cr (L) Bonde seconded, "That the refurbished meeting room located in Car Park Lane, Ulverstone, be renamed the Montgomery Room and the fee for use for the period ending 30 June 2009, for this facility be set at:

	<i>Minimum</i>	<i>Maximum</i>
Corporate rate	\$35.00	\$140.00
Community rate	\$20.00	\$75.00

And that groups and organisations wishing to hire the facility be eligible for a 50% rebate on fees providing that:

- (i) An application is completed on the required form when the booking is made; and
- (ii) The group or organisation is classified as a registered charitable organisation (in accordance with the Australian Taxation Office guidelines) and are based in the Central Coast area or have strong Central Coast membership."

Carried unanimously

ASSETS & ENGINEERING

**64/2009 Regional Waste Strategy**

The Director Assets & Engineering reported as follows:

*"PURPOSE*

The purpose of this report is for the Council to consider adoption of the Cradle Coast Authority Regional Waste Strategy (the Strategy).

*BACKGROUND*

In December 2003 a meeting of the Premier's Local Government Council endorsed a refocusing of the 2000 Partnership Agreement between the Government of Tasmania and the Local Government Association of Tasmania on waste management on the following four key areas:

- 1 the improved management of controlled waste;
- 2 the implementation of a waste classification and measurement system to provide consistent data and inform performance monitoring programs;
- 3 the progressive development of a state waste management strategy with an initial focus on controlled waste management; and
- 4 the maintenance of the focus on developing and implementing a regional approach to waste management issues.

The above points 1 to 3 are considered the State's responsibility, with local government to deliver point 4.

In August 2006, the then Department of Tourism, Arts and Environment requested that a regional waste strategy be developed and a transparent funding mechanism be implemented to fund a waste strategy.

In August and September 2007 a report on the *Proposal for a Regional Waste Levy* (Cradle Coast Authority, July 2007) was accepted by Circular Head, Waratah-Wynyard, Burnie City, Central Coast, Devonport City, Latrobe and Kentish Councils. The report identified the management structure for a Cradle Coast Waste Management Group (CCWMG) and recommended that regional waste activities be funded by a levy of \$2/tonne on waste disposed to the main landfills in the region. The collection of waste levy funds commenced on 1 July 2008.

*DISCUSSION*

This Strategy builds on the *Proposal for a Regional Waste Management Strategy* as approved by the participating councils. The Strategy:

- . establishes a framework to deliver regional waste management programs;
- . provides a description of potential changes to the waste industry and the influence these changes have locally;
- . identifies waste related programs that can be undertaken on a regional and State level.

The Strategy has developed six goals which are as follows:

- 1 Optimise the region's current economics of collection, processing and disposal to improve efficiencies and reduce costs of services/waste infrastructure.
- 2 Diversion of materials from landfill to increase the life of existing landfills and reduce liabilities under the Federal Government's Carbon Pollution Reduction Scheme.
- 3 Work with the community and industry to take ownership of waste avoidance and re-use to improve the use of existing and future services.
- 4 Work with industry and the agricultural sector to facilitate waste management value added solutions to support industry expansion.
- 5 Provide regional planning and/or co-ordination of waste/resource recovery infrastructure and services to provide a continuity of service across the North-West Coast and potentially minimise future waste infrastructure expenditure.
- 6 Work with government(s) to shape waste management policies, regulation and education to provide a value for money approach to statewide projects and to influence the future regulatory requirements.

The Strategy, as presented, integrates the Final Review Draft of the *Tasmanian Waste and Resource Management Strategy 2008* which is currently issued for public comment. Once this Strategy is adopted by all councils, an Annual Plan and budget will be generated on a financial year basis to report the year's achievements and proposed action for the coming year against this Strategy.

The CCWMG is responsible for the Strategy implementation with Dulverton Waste Management providing resources to undertake Strategy actions.

The oversight of the CCWMG, which comprises elected members, general managers and technical staff, is considered well equipped to manage governance, financial, political and technical risks.

The co-ordinated approach by Tasmanian councils on waste management has mitigated against the State Government imposing a State Waste Management Levy which has been opposed by local government for at least the last decade.

### *CONSULTATION*

All participating councils were consulted on the Draft Regional Waste Strategy. The CCWMG also consulted with the State's Environment Division in the development of the Strategy.

### *IMPACT ON RESOURCES*

There are no additional costs to the waste levy already collected by Dulverton Waste Management.

### *CORPORATE COMPLIANCE*

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

- . Foster partnerships and strategic alliances
- . Meet our statutory and regulatory obligations
- . Plan for and develop a sustainable community
- . Develop and manage sustainable infrastructure.

### *CONCLUSION*

It is recommended that the Cradle Coast Authority Regional Waste Strategy dated January 2009 be received and the Council:

- 1 adopt the Cradle Coast Authority Regional Waste Strategy; and further
- 2 that the Cradle Coast Waste Management Group, a committee of the Cradle Coast Authority, be responsible for the implementation of the Strategy.”

The Strategic & Executive Services Manager reported as follows:

“A copy of the Cradle Coast Authority Regional Waste Strategy has been circulated to all Councillors.”

- Cr Robertson moved and Cr (L) Bonde seconded, “That:
  - 1 the Council adopt the Cradle Coast Authority Regional Waste Strategy; and further
  - 2 that the Cradle Coast Waste Management Group, a committee of the Cradle Coast Authority, be responsible for the implementation of the Cradle Coast Authority Regional Waste Strategy.”

Carried unanimously

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## CLOSURE OF MEETING TO THE PUBLIC

### 65/2009 Meeting closed to the public

The Strategic & Executive Services Manager reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2005* provide 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 matter be discussed in a closed meeting:

- . Leave of absence – Cr Fuller;
- . The Northern Grandstand; and
- . Lease of the former Penguin Council Chambers.

This is a matter relating to:

- . information provided to the Council on the condition it is kept confidential;
- . an application by a Councillor for leave of absence; and
- . trade secrets of private bodies.

■ Cr Robertson moved and Cr McKenna seconded, “That the Council close the meeting to the public to consider the following matter, it being a matter relating to:

- . information provided to the Council on the condition it is kept confidential;
- . an application by a Councillor for leave of absence; and
- . trade secrets of private bodies;

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

- . Leave of absence – Cr Fuller;
- . The Northern Grandstand; and
- . Lease of the former Penguin Council Chambers.

Carried unanimously

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The Strategic & 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

Cr Fuller left the meeting at this time.

**66/2009 Leave of absence (.../2009 – 16.02.2009)**

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

“Cr Fuller has made the following application for leave of absence:

...

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 time.



CORPORATE & COMMUNITY SERVICES

Cr Deacon left the meeting at this time.

**67/2009      The Northern Grandstand**

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

“The purpose of this report is to consider a request ...

...

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 Deacon returned to the meeting at this time.

**68/2009      Lease of former Penguin Council offices**

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

“The purpose of this report is to consider a request by Central Coast Clinical Services Pty Ltd ...

...

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."

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### **Closure**

There being no further business, the Mayor declared the meeting closed at 8.39pm.

CONFIRMED THIS 16TH DAY OF MARCH, 2009.

### **Chairperson**

(sn:vjl)

### **Appendices**

- Minute No. 49/2009 – Schedule of Development Services Determinations
- Minute No. 52/2009 – Planning Scheme Amendment 1/2009
- Minute No. 56/2009 – Schedule of Corporate & Community Services  
Determinations Made Under Delegation
- Minute No. 57/2009 – Schedule of Contracts & Agreements
- Minute No. 59/2009 – Schedule of Documents for Affixing of the  
Common Seal
- Minute No. 60/2009 – Financial statements

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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.

Sandra Ayton  
GENERAL MANAGER