



Brighton Council

**MINUTES OF THE ORDINARY COUNCIL MEETING
OF THE BRIGHTON COUNCIL HELD
IN THE COUNCIL CHAMBER, COUNCIL OFFICES
GAGEBROOK AT 5.30 P.M. ON TUESDAY,
19th JUNE 2012**

PRESENT: Cr Foster (Mayor); Cr Taylor (Deputy Mayor); Cr Curran; Cr Garlick; Cr Geard; Cr Gray; Cr Jeffries; Cr Owen and Cr Williams.

IN ATTENDANCE: Mr R Sanderson (General Manager); Mr G Davoren (Deputy General Manager); Mr H Macpherson (Municipal Engineer); Mrs J Banks (Manager Governance & Human Services) and Mr J Dryburgh (Senior Planner).

1. CONFIRMATION OF MINUTES:

1.1 CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING OF 15th MAY 2012.

Cr Geard moved, Cr Curran seconded that the Minutes of the Ordinary Council Meeting of the 15th May 2012, be confirmed.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

1.2 CONFIRMATION OF MINUTES OF THE PLANNING COMMITTEE MEETING OF 12TH JUNE 2012.

Cr Gray moved, Cr Garlick seconded that the Minutes of the Ordinary Council Meeting of the 12th June 2012, be confirmed.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

2. APPLICATIONS FOR LEAVE OF ABSENCE:

All members were present.

3. PUBLIC QUESTION TIME AND DEPUTATIONS:

- Pat Flanagan, St Vincent de Paul addressed Council on the proposal for the Nursery, Eddington Street, Brighton.
- Heather Haselgrove, Chief Executive Officer and Ron Ward, Chairperson of Metro Tasmania provided a Briefing on the Transport Network Plan.

4. DECLARATION OF INTEREST:

In accordance with Part 5, Section 48 of the *Local Government Act 1993*, the Chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have an interest in any item on the agenda; and

Part 2 Regulation 8 (7) of the *Local Government (Meeting Procedures) Regulations 2005*, the Chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.

Accordingly, Councillors are requested to advise of any interest they may have in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the Council has resolved to deal with, in accordance with Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2005*.

There were no declarations of interest.

5. REPORTS FROM COUNCILLORS:

5.1 ACTING MAYOR, CR GRAY AND MAYOR'S COMMUNICATIONS:

FILE REFERENCE: 0205-6

AUTHOR: Mayor Deputy Mayor
(Cr T Foster) (Cr G Taylor)

The Acting Mayor and Cr L Gray reported directly to the meeting.

The Mayor's communications were as follows:-

- JUN 05 GM and I attended a LGAT Special meeting in Launceston. Purpose; to discuss the water and sewerage corporations transfer to a single Tasmanian corporation.
- JUN 13 Meeting of the Tasmanian Library Advisory Board in Hobart.
- JUN 13 I had a meeting with LGAT CEO Allan Garcia and Miles Hampton Chairman of the water and sewerage corporations.
- JUN 13 Council to see GM and DGM.
- JUN 15 Water and sewerage owner reps meeting at Southern Water offices in Moonah.
- JUN 19 Ordinary Council Meeting.

RECOMMENDATION:

That the Acting Mayor, Cr Gray and Mayor's communications be received.

DECISION:

Cr Curran moved, Cr Garlick seconded that the reports be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

5.2 REPORTS FROM COUNCIL REPRESENTATIVES WITH OTHER ORGANISATIONS:

FILE REFERENCE: 0205-6

Southern Waste Strategy Board Joint Authority - Cr Geard representative.

Cr Geard advised that he recently attended a Cycling South meeting.

Cr Gray moved, Cr Jeffries seconded that the report be received.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

5.3 CORRESPONDENCE FROM SOUTHERN TASMANIAN COUNCILS ASSOCIATION (STCA), LGAT AND JOINT AUTHORITIES:

Correspondence and reports from the STCA, LGAT and Joint Authorities e.g. Southern Waste Authority are received periodically by Council.

If any Councillor wishes to view documents received contact should either be made with the Manager Governance and Human Services or General Manager.

6. NOTIFICATION OF COUNCIL WORKSHOPS:

In accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2005, it was reported that there were no workshops since the last Council Meeting.

(This includes workshop, seminar or meeting, other than a meeting that is conducted by or on behalf of the council for the councillors.)

7. NOTICE OF MOTION:

There were no notices of motion.

8. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA:

In accordance with the requirements of Part 2 Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2005, the Council, by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- (a) the reason it was not possible to include the matter on the agenda, and
- (b) that the matter is urgent, and
- (c) that advice has been provided under Section 65 of the *Local Government Act 1993*.

RECOMMENDATION:

That the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the Local Government (Meeting Procedures) Regulations 2005.

DECISION:

The General Manager advised that there were no supplementary agenda items.

9. REPORTS FROM COMMITTEES:

9.1 PLANNING COMMITTEE MEETING – 12/6/12:

The recommendations of the Planning Committee Meeting of 12th June 2012 were submitted to Council for adoption.

Cr Geard moved, Cr Gray seconded that the recommendations of the Planning Committee meeting of 12th June 2012 be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

10. COUNCIL ACTING AS PLANNING AUTHORITY:

In accordance with the provisions of Part 2 Regulation 25 of the Local Government (Meeting Procedures) Regulations 2005, the intention of the Council to act as a planning authority pursuant to the *Land Use Planning and Approvals Act 1993* is to be noted. In accordance with Regulation 25, the Council will act as a planning authority in respect to those matters appearing under Item 10. on this agenda, inclusive of any supplementary items.

There were no Planning items listed on this Agenda.

11. REPORTS FROM OFFICERS:

11.1 LENNOX PARK/CLOAK OVAL MASTER PLAN:

FILE REFERENCE: JETTY/100

AUTHOR: Project Engineer
(Mrs A Wilson)

Background:

Council had received requests from the Old Beach Cricket Club regarding the Community Centre at Old Beach asking to expand the facilities.

Currently there is the one community indoor area, which the cricket club use 3 times during the week in summer and once a week during winter. Scouts use the same area twice a week and the local playgroup uses it during the day. When not in use by these groups the facility can be booked out for use by the community. We have had a number of requests in the past for further weekly use such as fitness classes.

The cricket club have requested we provide change rooms for players and a room they can use and display memorabilia. Providing this space would free up the centre for other user groups. There are a number of shipping containers on site providing change rooms and storage areas for the cricket club and scout group.

It was considered that before money was spent on the facility more community involvement should take place to provide a facility that met the needs of the greater community as well as the cricket club.

Inspiring place was engaged to develop a master plan for the area taking into account community needs. Their report is attached.

The recommendations from the report are extensive and should be implemented over a number of years, with precedence given to extending the community centre to include Multipurpose Room 3 and revamping the parking facilities.

Consultation:

Municipal Engineer, Senior Technical Officer, Project Engineer, Council Services Officer, Inspiring Place, Old Beach Cricket Club, Old Beach Scout Group, Old Beach Playgroup, Community Consultation.

Risk Implications:

If we do not adopt the plan the Cricket Club will continue to expect further facilities, it may end up moving or losing players to other clubs. We also risk missing out on further fitness and community opportunities for Old Beach residents. There is also a risk of funds being used erratically and unsustainably by not following a plan for the area.

Financial Implications:

The cost of each area is set out in the plan. The total cost of developing the area is estimated by Inspiring Place as about \$1,150,000. This is to implement the entire master plan which could happen over a number of years.

There is \$130,000 in the 2011-2012 budget to put towards facilities at Lennox Park and \$100 000 in the 2012-2013 budget. Approximately \$15,000 of this has been spent on the report by Inspiring Place and the consultation process.

Other Issues:

N/A

Assessment:

There are a number of good recommendations in the plan including upgrading parking, providing a better park area and increasing the capacity of the community centre. It is recommended that Council supports the implementation of the Lennox Park and Cloak Oval Master Plan as the forward direction for this facility.

Options:

1. As per the recommendation.
2. Do not support the Lennox Park and Cloak Oval Master Plan

RECOMMENDATION:

1. Accept the Lennox Park and Cloak Oval Master Plan.
2. Tender the building works in the 2012-13 financial year to determine what funds will be required in the 2013-14 year.

DECISION:

Cr Geard moved, Cr Jeffries seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

11.2 MONTHLY FINANCE REPORT AS AT 31 May 2012:

FILE REFERENCE: 0103
AUTHOR: Deputy General Manager
(Mr G Davoren)

Background:

The finance reports were submitted for consideration.

They comprised the summarised financial position and revenue and expenses of the Council for the first eleven months of the 2011/12 financial year.

Consultation:

Nil

Risk Implications:

Nil

Financial Implications:

Not Applicable

Other Issues:

Nil

Assessment:

Nil

Options:

1. As per the recommendation.
 2. Not receive the reports.
-

RECOMMENDATION:

That the reports be received.

DECISION:

Cr Garlick moved, Cr Geard seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

11.3 BUDGET 2012/2013:

FILE REFERENCE: 0592

AUTHOR: Deputy General Manager
(Mr G Davoren)

Background:

The Budget (Estimates) has been prepared in accordance with the *Local Government Act 1993* and has already been adopted in principal by Council during April 2012.

Consultation:

Councillors, Senior Management, Ratepayers and other stakeholders.

Risk Implications:

Nil

Financial Implications:

As per the budget.

Other Issues:

Nil

Assessment:

The final rate increase is 2.1% for Brighton Council which equals the CPI figure for Hobart April 2011 to March 2012.

The rating resolution reflects the recent rating legislative changes to the Local Government Act and in particular adopts the principles of Averaged Area Rates for residential properties.

Options:

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

Approve the budget that was adopted in principle during May 2011 and allow for an overall rate increase of 2.1%.

Approve the 2012 - 2013 Rate Resolution as follows:

COUNCIL RATES RESOLUTION

July 2012/June 2013

NOTICE OF RATES AND CHARGES

1. GENERAL RATE & MINIMUM

1.1 Pursuant to Section 90 of the *Local Government Act* 1993 (here referred to as the "Act"), Council hereby makes the following General Rate for all rateable land within the municipal area for the financial year commencing 1 July 2012 and ending 30 June 2013:

(a) Pursuant to Section 90(3)(c) of the Act, a General Rate of 42.0 cents in the dollar of the assessed annual value (here referred to as "AAV") of the rateable land.

1.2 Pursuant to Section 107(1) of the Act, Council hereby varies the General Rate of 42.0 cents in the dollar (as previously made) as follows:

(a) For land within the municipality which is used or predominantly used for commercial purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 7.829826 cents in the dollar of AAV;

- (b) For land within the municipality which is used or predominantly used for public purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 8.787033 cents in the dollar of AAV;
- (c) For land within the municipality which is used or predominantly used for industrial purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 6.570572 cents in the dollar of AAV;
- (d) For land within the municipality which is used or predominantly used for primary production purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.184456 cents in the dollar of AAV;
- (e) For land within the municipality which is used or predominantly used for sporting or recreation purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 15.094602 cents in the dollar of AAV;
- (f) For land within the municipality which is not used and is zoned as Commercial within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 6.977347 cents in the dollar of AAV;
- (g) For land within the municipality which is not used and is zoned as Industry within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 4.714401 cents in the dollar of AAV;
- (h) For land within the municipality which is not used and is zoned as Infrastructure within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 6.308476 cents in the dollar of AAV;
- (i) For land within the municipality which is not used and is zoned as Intensive Agriculture within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.151962 cents in the dollar of AAV;
- (j) For land within the municipality which is not used and is zoned as Landscape and Skyline Conservation within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 41.872014 cents in the dollar of AAV;
- (k) For land within the municipality which is not used and is zoned as Recreation within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 18.838835 cents in the dollar of AAV;

- (l) For land within the municipality which is not used and is zoned as Residential within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 4.432668 cents in the dollar of AAV;
 - (m) For land within the municipality which is not used and is zoned as Rural within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 21.099495 cents in the dollar of AAV; and
 - (n) For land within the municipality which is not used and is zoned as Rural Residential within the Brighton Planning Scheme 2000, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 14.655205 cents in the dollar of AAV.
- 1.3 Pursuant to Sections 107(2A) and 107(2B) of the Act, Council hereby sets minimum amounts payable, in respect of the general rate as varied, as follows:
- (a) For land within the municipality which is used or predominantly used for commercial purposes, the minimum amount payable in respect of the General Rate is an amount of \$797.00;
 - (b) For land within the municipality which is used or predominantly used for public purposes, the minimum amount payable in respect of the General Rate is an amount of \$797.00;
 - (c) For land within the municipality which is used or predominantly used for industrial purposes, the minimum amount payable in respect of the General Rate is an amount of \$797.00;
 - (d) For land within the municipality which is used or predominantly used for primary production purposes, the minimum amount payable in respect of the General Rate is an amount of \$797.00;
 - (e) For land within the municipality which is used or predominantly used for sporting or recreation purposes, the minimum amount payable in respect of the General Rate is an amount of \$797.00;
 - (f) For land within the municipality which is not used and is zoned as Commercial within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
 - (g) For land within the municipality which is not used and is zoned as Industry within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;

- (h) For land within the municipality which is not used and is zoned as Infrastructure within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
- (i) For land within the municipality which is not used and is zoned as Intensive Agriculture within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
- (j) For land within the municipality which is not used and is zoned as Landscape and Skyline Conservation within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
- (k) For land within the municipality which is not used and is zoned as Recreation within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
- (l) For land within the municipality which is not used and is zoned as Residential within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00;
- (m) For land within the municipality which is not used and is zoned as Rural within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00; and
- (n) For land within the municipality which is not used and is zoned as Rural Residential within the Brighton Planning Scheme 2000, the minimum amount payable in respect of the General Rate is an amount of \$211.00.

2. AVERAGED AREA RATE

2.1 Pursuant to Section 109A of the Act and Certificates issued to Council in accordance with Section 109H of the Act, Council hereby make the following averaged area rate (here referred to as “AAR”) for all rateable land within the municipal area for the following categories and localities for the financial year commencing 1 July 2012 and ending 30 June 2013:

- (a) In the locality of Bridgewater, for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 7.205320 cents in the dollar of AAV and then an AAR is made in the amount of \$682.00;
- (b) In the locality of Brighton, for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 6.860511 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;

- (c) In the locality of Dromedary, for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 6.212993 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;
- (d) In the locality of Gagebrook, for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 8.185500 cents in the dollar of AAV and then an AAR is made in the amount of \$682.00;
- (e) In the locality of Herdsmans Cove, for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 8.025710 cents in the dollar of AAV and then an AAR is made in the amount of \$682.00;
- (f) In the locality of Honeywood for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.819871 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;
- (g) In the locality of Old Beach for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.957377 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;
- (h) In the locality of Pontville for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.626917 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;
- (i) In the locality of Tea Tree for rateable land that is used, or predominantly used, for residential purposes, the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.806042 cents in the dollar of AAV and then an AAR is made in the amount of \$797.00;
- (j) In the locality of Bridgewater, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 4.817093 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;

- (k) In the locality of Brighton, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 3.892072 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (l) In the locality of Dromedary, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 5.846025 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (m) In the locality of Gagebrook, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 11.456006 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (n) In the locality of Herdsmans Cove, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 12.308610 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (o) In the locality of Honeywood, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 4.171217 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (p) In the locality of Old Beach, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 3.931889 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00;
- (q) In the locality of Pontville, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 4.619667 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00; and

- (r) In the locality of Tea Tree, for rateable land that may be classified as being both used, or predominantly used, for residential purposes **and** non-use land [i.e. vacant residential], the General Rate is varied by decreasing the amount of 42.0 cents in the dollar of AAV to 3.000190 cents in the dollar of AAV and then an AAR is made in the amount of \$211.00.

3. GARBAGE SERVICE CHARGE

Pursuant to Section 94(1) of the Act, Council hereby make a service charge for waste management for the financial year commencing 1 July 2012 and ending 30 June 2013 of \$148.00 for each premises, tenement, flat, unit, apartment, single stratum section or portion of land set aside for separate occupation to which a regular garbage and recycling removal service is supplied by the Council.

4. FIRE SERVICE RATE

Pursuant to Sections 93 & 93A of the Act, and notice received by Council in accordance with Section 81B of the *Fire Service Act 1979*, the following fire service rates apply for the financial year commencing 1 July 2012 and ending 30 June 2013:

- (a) A Separate Urban Fire Rate of 1.277816 cents in the dollar of AAV in respect of all lands in the proclaimed district with a minimum amount of \$36.00;
- (b) A Separate Brighton Rural Fire Rate of 0.346875 cents in the dollar of AAV in respect of all lands in the proclaimed district with a minimum amount of \$36.00; and
- (c) A Separate Rural Fire Rate of 0.282079 cents in the dollar of AAV in respect of all lands in the proclaimed district with a minimum amount of \$36.00.

5. PAYMENT OF RATES & CHARGES BY INSTALMENTS

Rates and Charges must be paid by four (4) instalments - the first to be paid on or before 6 August 2012, and then by 28 September 2012, 31 January 2013 and 29 March 2013 respectively.

6. INTEREST

Pursuant to Section 128(1) (b) of the Act interest will apply to any amount of rates and charges and water rates and charges which remain unpaid after the date on which it is to be paid. The rate for 2012/2013 is 9.97% per annum calculated on a daily basis.

7. DISCOUNT

That Council applies a discount in accordance with Section 130 of the Act. The applicable discount being 1.3% applied to any annual rates paid in full by the due date of the first instalment.

DECISION:

Cr Owen moved, Cr Jeffries seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

11.4 PROPERTY COUNCIL - MEMBERSHIP WITHDRAWAL:

FILE REFERENCE: 0244

AUTHOR: General Manager
(Mr R Sanderson)

Background:

Council is currently a member of the Property Council along with Hobart and Clarence City Councils.

The Property Council in Tasmania is a leading member of the group, Tasmanians for Reform, that is mounting an aggressive campaign for council reform and amalgamation. Brighton residents would face large rate increases and lose the flat rating system should Brighton Council be amalgamated.

Council has adopted a position to resist amalgamation for Brighton and is opposed to the campaign of the Tasmanians for Reform.

Hobart City Council has withdrawn its membership of the Property Council (see attached letter) and Clarence City Council has indicated that it will as well.

Consultation:

Mayor Foster, Hobart and Clarence City general managers.

Risk Implications:

Council could alienate some major developers that operate in our area, although this single action would have little effect.

Financial Implications:

Membership fees will be available for other purposes.

Other Issues:

The LGAT and other councils are reviewing other memberships, particularly with the TCCI. It is proposed that Council also withdraw its membership of the TCCI.

Assessment:

The stance of the reform campaign against local government undertaken by the Property Council is clearly not in the best interest of Brighton residents. Accordingly, it has become untenable for Council to continue to be a member of this organisation.

It has been some time since Council has used the services, industrial advice, training courses, etc, of TCCI. There is little direct benefit of Council being a member of the TCCI if such services are not utilised. It is therefore proposed that Council withdraw its membership of the TCCI.

Options:

1. Do nothing
2. Adopt the recommendation
3. Withdraw from only one of the organisations.

RECOMMENDATION:

That Council withdraw its membership of the Property Council and the Tasmanian Chamber of Commerce and Industry (TCCI).

DECISION:

Cr Jeffries moved, Cr Owen seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

11.5 STCA – INDEPENDENT PANEL RECOMMENDATIONS FOR STRUCTURAL REFORM

FILE REFERENCE: 099

AUTHOR: General Manager
(Mr R Sanderson)

Background:

Using funding from the Commonwealth Local Government Reform Fund the STCA appointed an independent panel to review local government structures in southern Tasmania.

The panel produced a report which assessed four options for reform of local government and set out thirteen recommendations for implementing structural reform in the STCA region. (A copy of the executive summary of this report is attached.)

Councillors have received copies of the report and have held a workshop regarding the primary recommendation to form a Greater Hobart City Council. From this workshop a position for Brighton Council was determined which was ratified at its Ordinary Meeting on 20th March 2012; being:

the preferred option for Brighton is:-

*No amalgamation and expanded shared services with other councils
plus membership of a Metropolitan Council Association
plus membership of a re-invigorated STCA.*

The STCA will be considering its response to the Independent Panel's Report at its meeting on 21st June. It is proposed that Council determine a position on the thirteen recommendations of the report as follows: (the recommendations are listed on the attached copy of the report's executive summary)

Recommendation 1 – Greater Hobart

Council has already made the decision to reject this recommendation to form a Greater Hobart City Council

Recommendation 2 – City of Greater Hobart Act

Council is against this as a consequence of the decision to reject Recommendation 1.

Recommendation 3 – Non-metropolitan councils

As this does not affect the Brighton municipal area, Council should not support this recommendation. Council deals with many of the non-metropolitan councils as part of its resource sharing activities and does not see the need for a review of their special needs as proposed in this recommendation.

Recommendation 4 – Timing of amalgamation and boundary changes

Council is against this as a consequence of the decision to reject Recommendation 1.

Recommendation 5 – Transition committee

Council is against this as a consequence of the decision to reject Recommendation 1.

Recommendation 6 – Committee for Hobart

Council should not support this recommendation. There are enough other bodies in the southern region to deal with matters in these sectors. Also, the STCA has created several committees to deal with specific topics such as infrastructure and economic development that will assist in planning for a better Greater Hobart area.

Recommendation 7 – Three year reform program

Council should support a reform program that involves a variety of southern councils through the STCA and more broadly through the LGAT. Individual areas of reform will be determined as required, such as household garbage collection, provision of rubbish disposal, further shared services, etc. The involvement of other councils and/or the state government will depend upon the specific reform to be undertaken.

Recommendation 8 – Financial management and sustainability

This should not be supported by Council as it is a state-wide matter that does not specifically pertain to southern Tasmanian councils and this matter should be pursued by the LGAT and not by the STCA.

Recommendation 9 – Period of office for mayors and councillors

This should not be supported by Council as it is a state-wide matter that does not specifically pertain to southern Tasmanian councils and this matter should be pursued by the LGAT not by the STCA.

Recommendation 10 – Compulsory voting

This should not be supported by Council as it is a state-wide matter that does not specifically pertain to southern Tasmanian councils and this matter should be pursued by the LGAT not by the STCA.

Recommendation 11 – Local government skills

Council should not support this as it has a bearing on local government skills everywhere and no particular significance for southern Tasmanian councils. Is it appropriate for the STCA to develop such a strategy which would be an expensive exercise that may not have universal acceptance when completed?

Recommendation 12 – Community engagement

Council should not support this action as it relates to the newly structured councils and is a common enough strategy in local government.

Recommendation 13 – STCA responsibilities

Council should support this recommendation as it forms part of its preferred position with respect to amalgamation and it is being addressed by the STCA through its new committee structure,

Consultation:

None.

Risk Implications:

None identified.

Financial Implications:

There could be a financial impost should some of the recommendations be adopted by the STCA. The proposed actions by Council do not have any identified financial implications for Council.

Other Issues:

The STCA will need to articulate and disseminate its decision regarding these recommendations to the broad public in response to the criticism of the Property Council and Tasmanians for Reform.

Assessment:

Council has made a decision regarding the proposed amalgamation in the independent panel’s report. The above proposed responses to the report’s recommendations are consistent with this decision or made in the best interests of Brighton Council in dealing with structural reform for local government.

Options:

- 1. Do nothing.
- 2. Adopt the recommendation.
- 3. Change the proposed actions.

RECOMMENDATION:

That Council adopt the proposed responses to the independent panel’s report as detailed in the report above.

DECISION:

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

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

11.6 MICROWISE - UPDATE REPORT:

FILE REFERENCE: 0838-3

AUTHOR: General Manager
(Mr R Sanderson)

The General Manager and Deputy General Manager provided an update on the progress of Microwise at the Council meeting.

Options:

1. As per the recommendation.
 2. Not receive the report.
-

RECOMMENDATION:

That the reports be received.

DECISION:

Cr Taylor moved, Cr Gray seconded that the recommendation be adopted.

CARRIED

VOTING RECORD

In favour	Against
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

12. QUESTION ON NOTICE:

There were no questions on notice.

Meeting closed: 7.10 pm

Confirmed:

(Mayor)

Date:

17th July 2012