



# Brighton Council

**MINUTES OF THE ORDINARY COUNCIL MEETING  
OF THE BRIGHTON COUNCIL HELD  
IN THE COUNCIL CHAMBER, COUNCIL OFFICES  
OLD BEACH AT 5.40 P.M. ON TUESDAY,  
21<sup>ST</sup> JULY 2015**

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

**IN ATTENDANCE:** Mr R Sanderson (General Manager); Mr G Davoren  
(Deputy General Manager); Mrs K Hossack (Acting  
Governance Manager); Mr H Macpherson (Manager Asset  
Services); and Mr J Dryburgh (Manager Development  
Services).

## **1. CONFIRMATION OF MINUTES:**

1.1 CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL MEETING  
OF 16<sup>TH</sup> JUNE 2015.

*Cr Geard moved, Cr Curran seconded that the Minutes of the Ordinary Council Meeting of  
16<sup>th</sup> June 2015 be confirmed.*

**CARRIED**

### VOTING RECORD

<b>In favour</b>	<b>Against</b>
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 AUTHORITY MEETING OF 14<sup>TH</sup> JULY 2015.

*No requirement as it is an Authority.*

**2. APPLICATIONS FOR LEAVE OF ABSENCE:**

*Cr Gray moved, Cr Garlick seconded that Cr Jeffries and Cr Taylor be granted leave of absence.*

**CARRIED**

**3. PUBLIC QUESTION TIME AND DEPUTATIONS:**

- Mr Nic Hansen addressed Council concerning his Baskerville Orchard and developmental issues he had been experiencing.

**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 2015*, 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 2015*.

*There were no declarations of interest.*

**5. REPORTS FROM COUNCILLORS:**

**5.1 MAYOR'S COMMUNICATIONS:**

**FILE REFERENCE:** 0205-6

**AUTHOR:** Acting Mayor  
(Cr B Curran)

The Acting Mayor's communications were as follows:-

June 30 Attended the 10<sup>th</sup> Anniversary of the School for Seniors. It was also the 10 years since former General Manager, Geoff Dodge retired from Council.

- July 2      Attended meeting of the STCA with the General Manager.
- July 6      Interview with ABC Radio.
- July 14     Conducted an Australian Citizenship Ceremony.
- July 14     Attended the Planning Authority Meeting.

**RECOMMENDATION:**

That the Acting Mayor’s communications be received.

**DECISION:**

*Cr Geard moved, Cr Williams seconded that the report be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
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 Gray representative.

Cr Gray reported on a recent SWSA meeting he attended.

Cr Geard reported on a mediation meeting he chaired between Pontville Park users and his attendance at a Tasmania Fire Service meeting in Launceston.

*Cr Garlick moved, Cr Williams seconded that the reports be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
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, TASWATER AND JOINT AUTHORITIES:**

Correspondence and reports from the STCA, LGAT, TasWater 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 Governance Manager or General Manager.

### **6. NOTIFICATION OF COUNCIL WORKSHOPS:**

In accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2015, it was reported that there were no workshops since the last Ordinary 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 2015, 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 2015.

**DECISION:**

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

**9. REPORTS FROM COMMITTEES:**

**9.1 PLANNING AUTHORITY MEETING – 14/7/15:**

The recommendations of the Planning Authority Meeting of 9<sup>th</sup> July 2015, were submitted to Council for adoption.

*No requirement as it is an Authority.*

**10. COUNCIL ACTING AS PLANNING AUTHORITY:**

In accordance with the provisions of Part 2 Regulation 25 of the Local Government (Meeting Procedures) Regulations 2015, 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 TURF WICKET YOUTH USE CHARGE – CRICKET TASMANIA:**

**FILE REFERENCE:**

**AUTHOR:** Council Services Officer  
(Ms C Harper)

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**Background:**

Council maintains two turf wickets at Pontville for use by Cricket Tasmania for their competitions. Over recent years the chargeable hours have been gradually decreasing, mainly due to the fact that more youth competition has been played on

these two grounds and no other turf grounds have been created in the south of the State.

Under Council's current Policy 8.1 – Ovals Booking Arrangements, it allows free use of ovals to junior sports associations. Ferguson and Gunn Ovals have significantly higher maintenance costs than other ovals due to the turf wicket maintenance requirements. Mowing costs from 1/5/14 to 1/5/15 for Pontville Park ovals were as follows:-

Ferguson Oval	\$60679.00
Gunn Oval	\$48220.00
Thompson Oval	\$23423.80

With the overall oval usage during the same period being:-

Oval Name	Hours of Use	Hours Charged
Ferguson	239	115.5
Gunn	147.5	88
Thompson	68	-

Council currently charges Cricket Tasmania \$44.00 per hour for all senior cricket played on these turf wickets. Total amounts being charged to Cricket Tasmania have significantly decreased over the past three years with the following invoices being raised for payment:-

2012/13 - \$20,944.00
2013/14 - \$12,870.00
2014/15 - \$8,954.00

Discussion with Cricket Tasmania regarding the decreasing revenue on the grounds; whilst expenses continue to increase; have been undertaken. Cricket Tasmania has confirmed that they are happy to pay for junior matches on the turf wickets at 50% of the senior payment rate, which is in line with payments at other grounds.

**Consultation:**

Greg Davoren (Deputy General Manager), Chris Garrett (Cricket Tasmania), Scott Percy (Works Manager), and Cathy Harper (Council Services Officer).

**Risk Implications:**

Nil

**Financial Implications:**

There would be an increase in revenue for ground hire.

**Other Issues:**

Nil

**Assessment:**

A higher rate should be charged for the use of turf wicket ovals during the cricket season to reflect the higher maintenance costs of these grounds. As the grounds are used for other purposes during the winter season and the maintenance requirements during that particular time, are in line with other ovals that the winter rate be the same as other grounds.

The junior/youth matches on turf wickets could be charged at 50% of the adult turf wicket rate to assist with recovering of the overall costs involved in ground maintenance. As suggested by Cricket Tasmania, this will be in line with ground hire fees they pay at other grounds.

**Options:**

1. As per the recommendation.
2. Council charge alternate rates.
3. Council charge as per schedule of Fees and Charges Schedule 2015-16.

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**RECOMMENDATION:**

That Council include a higher hourly rate tariff for turf wicket ovals during the cricket season within its annual Fees and Charges schedule and that Council charges Cricket Tasmania a reduced rate of 50% of the turf wicket oval hire fee for junior/youth games only played on turf wicket ovals.

**DECISION:**

*Cr Geard moved, Cr Curran seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

## 11.2 LOCAL GOVERNMENT ASSOCIATION OF TASMANIA (LGAT) - BY-ELECTION FOR PRESIDENT:

**AUTHOR:** Acting Governance Manager  
(Mrs K Hossack)

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### **Background:**

Nominations for the Local Government Association of Tasmania (LGAT) by-election for the position of President is now being conducted following the death of the former President Barry Jarvis. Nominations opened on 26<sup>th</sup> June and must be lodged before 5.00pm on Thursday 30<sup>th</sup> July 2015.

Each member Council is entitled to nominate one elected member for the position if they wish to do so.

### **Consultation:**

Not Applicable

### **Risk Implications:**

Nil.

### **Financial Implications:**

Nil.

### **Other Issues:**

Not Applicable

### **Assessment:**

Nil.

### **Options:**

1. As per the recommendation.
  2. That the Nomination material not be completed and returned to the Tasmanian Electoral Commission.
- 

### **RECOMMENDATION:**

That the Nomination Form be submitted for consideration.

### **DECISION:**

*Council noted the report and if a Councillor wishes to nominate, please contact the General Manager before 30<sup>th</sup> July 2015*



## **11.3 MONTHLY PLANNING UPDATE:**

### **FILE REFERENCE:**

**AUTHOR:** Manager Development Services  
(Mr J Dryburgh)

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### **Background:**

This report is intended to provide a monthly summary of planning matters for Council.

### **Discussion:**

#### **Brighton Industrial and Housing Corporation (BIHC):**

Several houses nearing completion in Paice Street.

#### **Purchase and Receipt of Land:**

Nothing to report.

#### **Projects:**

The first stage of works under the 5+5+5 Project is complete and has been very successful. Stage 2 has just commenced.

We are still awaiting the full report within the next month for Council to consider.

#### **Development Applications and Leases on Council-Owned Land:**

Nothing to report.

#### **Council Land Subdivisions and Sales:**

Staff are investigating development options for Lot 100 Child's Drive and Sun Valley Drive, Old Beach. We aim to have a rezoning and boundary adjustment report for Council consideration in August.

#### **Other Strategic Matters:**

- **Brighton Draft Interim Planning Scheme:** The draft interim planning scheme is up and running. Some minor errors have been identified already, which are in the process of being corrected. The submission period has now closed. A report summarizing the issues raised in the submissions and associated recommendations will be prepared for August.
- **Potential HT Land Master plan:** To be discussed during meeting.

#### **Planning Professional Services:**

This past month has been extremely busy with significant additional work for other councils undertaken in relation to interim planning schemes for all five councils.

We begin doing all planning work for Tasman Council on July 1.

Revenue from planning professional services was \$190,000 in the 2014-15 financial year.

**Other Matters:** None

**Statutory Update (June 2015):**

Development applications and associated planning fees were above budget for 2014-15. Revenue from planning application fees for the financial year was \$106,000.

270 dwellings were approved in the 2014-15 financial year.

For the past month (See Attachment).

**Enforcements:**

Nothing to report.

**Consultation:**

All Council Departments

**Risk Implications:**

Not Applicable

**Financial Implications:**

Not Applicable

**Options:**

1. As per the recommendation.
2. Council does not adopt the recommendation.

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**RECOMMENDATION:**

That Council receive the report.

**DECISION:**

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

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	

Cr Geard  
Cr Gray  
Cr Jeffries  
Cr Owen  
Cr Taylor  
Cr Williams

## **11.4 BRIGHTON AUDIT PANEL MEETING:**

### **FILE REFERENCE:**

**AUTHOR:** Deputy General Manager  
(Mr G Davoren)

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### **Background:**

The attached Brighton Audit Panel Meeting minutes refer to the meeting held on 20<sup>th</sup> January 2015. These minutes were confirmed at the last Audit Panel Meeting dated 30<sup>th</sup> June 2015 and are now submitted to Council for consideration.

### **Consultation:**

Audit Panel

### **Risk Implications:**

Nil

### **Financial Implications:**

Not Applicable

### **Other Issues:**

Nil

### **Assessment:**

Nil

### **Options:**

1. As per the recommendation.
  2. Do nothing
- 

### **RECOMMENDATION:**

That the Brighton Audit Panel Meeting minutes held on 20<sup>th</sup> January 2015 be noted.

### **DECISION:**

*Cr Geard moved, Cr Curran seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

**11.5 COMMON SERVICES JOINT VENTURE MONTHLY REPORTS:  
FILE REFERENCE:**

**AUTHOR:** Deputy General Manager  
(Mr G Davoren)

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**Background:**

When the Common Services Joint Venture was formalised there was an undertaking that monthly reports would be provided to member councils. There are seven councils that have joined to date.

One report is for the overall performance of the joint venture which is provided to all member councils. The other report is council specific for each member council that is provided only to that council. The second attachment is for Brighton Council's performance for the month of June.

**Consultation:**

Manager Professional Services

**Risk Implications:**

Nil

**Financial Implications:**

See attached reports for financial information about the Common Services Joint Venture and Brighton Council.

**Other Issues:**

These reports provide detailed information to assist in dealing with the amalgamation program and the financial sustainability of the joint venture and individual councils.

**Assessment:**

The reports provide updates of proposed actions and collaborations which will build the overall capability and outputs of the group.

**Options:**

1. Adopt the recommendation.
  2. Do nothing.
- 

**RECOMMENDATION:**

That the reports be received.

**DECISION:**

*Cr Owen moved, Cr Garlick seconded that the reports be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

**11.6 ANNUAL PLAN 2015-16:**

**FILE REFERENCE:**

**AUTHOR:** General Manager  
(Mr R Sanderson)

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**Background:**

The Annual Plan for 2015-16 had been prepared in accordance with Section 71 of the *Local Government Act 1993*, and Council's budget.

**Consultation:**

Senior Management Team

**Risk Implications:**

Nil

**Financial Implications:**

In accordance with the adopted budget.

**Other Issues:**

Not Applicable

**Assessment:**

Council is required under the *Local Government Act 1993* to adopt an Annual Plan on an annual basis.

**Options:**

1. As per the recommendation.
2. That Council not adopt the 2015-16 Annual Plan.

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**RECOMMENDATION:**

That the Annual Plan 2015-16 be adopted in accordance with Section 71 of the *Local Government Act 1993*, and that a copy be forwarded to the Director of Local Government and Director of Public Health.

**DECISION:**

*Cr Curran moved, Cr Williams seconded that the recommendation be adopted.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

## 11.7 STRATEGIC PLAN 2015-2025:

### FILE REFERENCE:

**AUTHOR:** General Manager  
(Mr R Sanderson)

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### Background:

The Strategic Plan for 2015-2025 has been revised and prepared in accordance with Section 66 of the *Local Government Act 1993*.

### Consultation:

Senior Management Team

### Risk Implications:

Nil

### Financial Implications:

In accordance with the adopted Long Term Financial Plan.

### Other Issues:

Not Applicable

### Assessment:

Council is required under Section 70E of the *Local Government Act 1993* to review their Strategic Plan at least every 4 years and once adopted the General Manager is to notify the Director of Local Government accordingly.

### Options:

1. As per the recommendation.
  2. That Council not adopt the Strategic Plan 2015-2025.
- 

### RECOMMENDATION:

That the Strategic Plan 2015-2025 be adopted in accordance with Section 66 and 70E of the *Local Government Act 1993*, and that a copy be forwarded to the Director of Local Government.

### DECISION:

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

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

**11.8 NOTICE OF MEETINGS:**

**FILE REFERENCE:**

**AUTHOR:** General Manager  
(Mr R Sanderson)

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**Background:**

New Local Government (Meeting Procedures) Regulations 2015 came into effect on 29<sup>th</sup> June 2015. Included in these new regulations are:-

*“At least once in each year, the general manager is to publish in a daily newspaper, or in a prescribed newspaper, circulating in the relevant municipal area a notice containing-*

- *the times and places of the ordinary council meetings for the next 12 months; and*
- *the times and places, as known, of the council committee meetings for the next 12 months.”*

**Consultation:**

Governance Manager

**Risk Implications:**

Nil

**Financial Implications:**

This will reduced advertising costs as there will be no need for monthly notices unless there is a change to the meeting dates.

**Other Issues:**

Not Applicable

**Assessment:**

Council is required to publish the notice of meetings as described above.



If there is any change in the time or place of an ordinary council meeting, or a council committee meeting, as published, the general manager is to publish a notice of the change.

**Options:**

1. As per the recommendation.
2. That Council adopt a different schedule of meetings.

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**RECOMMENDATION:**

That Council adopt the proposed schedule of Council and Committee Meetings - July 2015 to June 2016.

**DECISION:**

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

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
Cr Curran	
Cr Foster	
Cr Garlick	
Cr Geard	
Cr Gray	
Cr Jeffries	
Cr Owen	
Cr Taylor	
Cr Williams	

**11.9 MICROWISE - UPDATE REPORT:**

**FILE REFERENCE:** 0838-3

**AUTHOR:** General Manager  
(Mr R Sanderson)

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The General Manager will provide 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 report be received.

**DECISION:**

*Cr Owen moved, Cr Garlick seconded that the report be received.*

**CARRIED**

**VOTING RECORD**

<b>In favour</b>	<b>Against</b>
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 at 6.50pm.

Confirmed:

\_\_\_\_\_  
(Mayor)

Date:

\_\_\_\_\_  
18<sup>th</sup> August 2015