



Central Highlands Council

AGENDA – ORDINARY MEETING – 16th APRIL 2013

Agenda of an Ordinary Meeting of Central Highlands Council scheduled to be held at Bothwell Council Chambers, on Tuesday 16th April 2013, commencing at 9.00am and be closed to the public until 10.00am.

I certify under S65(2) of the Local Government Act 1993 that the matters to be discussed under this agenda have been, where necessary, the subject of advice from a suitably qualified person and that such advice has been taken into account in providing any general advice to the Council.

Lyn Eyles
General Manager

1.0 OPENING

2.0 PRESENT

3.0 APOLOGIES

4.0 PECUNIARY INTEREST DECLARATIONS

In accordance with Regulation 8 of the Local Government (Meeting Procedures) Regulations 2005, the Mayor requests Councillors to indicate whether they or a close associate have, or are likely to have a pecuniary interest (any pecuniary or pecuniary detriment) in any item of the Agenda.

5.0 COMMITTEE

Regulation 15 of the Local Government (Meeting Procedures) regulations 2005 provides that Council may consider certain sensitive matters is Closed Agenda which relate to:

- Personnel matters, including complaints against an employee of the Council;
- Industrial matters relating to a person;
- Contracts for the supply and purchase of goods and services;
- The security of property of the Council
- Proposals for the Council to acquire land or an interest in the land or for the disposal of land;
- Information provided to the Council on the condition it is kept confidential;
- Trade secrets of private bodies;
- Matters relating to actual or possible litigations taken by or involving the Council or an employee of the Council;
- Applications by Councillors for leave of absence;
- The personal affairs of any person.

The decision to move in Closed Council requires an absolute majority of Council.



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5.1 MOTION INTO COMMITTEE

Moved **Clr**

Seconded **Clr**

THAT Council move into Committee to discuss confidential matters in accordance with Section 15 of the Local Government (Meeting Procedures) Regulations 2005.

Carried

5.2 MATTERS DISCUSSED IN COMMITTEE

5.3 MOTION OUT OF COMMITTEE

Moved **Clr**

Seconded **Clr**

THAT Council move out of Committee and resume the Ordinary Meeting.

Carried

OPEN MEETING TO PUBLIC

The Meeting will be opened to the public at 10.00am

6.0 IN ATTENDANCE

Mike Paine from Southern Water will be in attendance at 10.15am

Rotary Club of New Norfolk will be in attendance

6.1 PUBLIC QUESTION TIME

7.0 MAYORAL COMMITMENTS

19th March 2013

Council Meeting Hamilton

20th March 2013

*Interview Breakfast Program, Rick Goddards – ABC

*General Members Meeting – LGAT

*General Management Committee

21st March 2013

Mayor's Workshop

22nd March 2013

*State Library Meeting

*Golf Museum Meeting

*Bothwell Football Club Function

23rd March 2013

Hamilton Agriculture Show

24th March 2013

Legacy 90th Anniversary Celebration – Ouse

25th March 2013

Secretary - Dept. of Infrastructure



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26 th March 2013	*Bushfire Recovery Meeting *Meeting with Mr Shane Knowles *Bothwell International Spin-In
27 th March 2013	Meeting with Mr & Mrs A Woods
28 th March 2013	*State Grants Commission *General Management Committee LGAT
3 rd April 2013	*Audit Committee Meeting *Anzac Day Meeting *Bothwell Spin-In Update *Interview Mercury Newspaper
4 th April 2013	'Coming Home Dinner' – CEO Managing Director Woolworths
5 th April 2013	*Bass Strait Maritime Centre *Football Match – Bothwell
8 th April 2013	Central Highlands Community Healthy Committee Meeting
9 th April 2013	Draft Planning Scheme Workshop Planning Committee Meeting
10 th April 2013	Government House – Dinner with special guest French Ambassador. His Excellency Mr Stephane Romatet
11 th April 2013	Southern Tasmanian Councils Authority
12 th April 2013	LGAT – Review CEO
13 th April 2013	Gretna Cricket Club Presentation Dinner

7.1 COUNCILLORS COMMITMENTS

Clr A W Bailey

19 th March 2013	Council Meeting Hamilton
22 nd March 2013	Bothwell Football Club Dinner
24 th March 2013	Legacy 90 th Anniversary Celebration – Ouse
26 th March 2013	Anzac Day Prep Meeting
9 th April 2013	Planning Workshop Meeting Planning Committee Meeting

Clr A J Downie

3 rd April 2013	Audit Committee
9 th April 2013	Planning Committee / Workshop

Clr G L Herbert

19 th March 2013	Council Meeting Hamilton
9 th April 2013	Planning Workshop Meeting Planning Committee Meeting



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Clr L M Triffitt

19 th March 2013	Council Meeting Hamilton
22 nd March 2013	Bothwell Football Club Launch and Dinner
23 rd March 2013	Hamilton Show
26 th March 2013	Anzac Day Prep Meeting
8 th April 2013	Central Highland Health Services Consultative Committee Meeting
9 th April 2013	Planning Workshop Meeting Planning Committee Meeting

7.2 GENERAL MANAGERS COMMITMENTS

19 th March 2013	Council Meeting
20 th March 2013	LGAT Meeting Launceston
21 st March 2013	Staff budget meeting
22 nd March 2013	Meeting Noelene Kelly LINC
28 th March 2013	State Grants Commission Hearing
3 rd April 2013	Audit Committee Meeting
8 th April 2013	Community Engagement Consultation Workshop
9 th April 2013	Planning Scheme Workshop Planning Committee Meeting
10 th April 2013	Meeting Forestry Tas

8.0 NOTIFICATION OF COUNCIL WORKSHOPS

Tuesday 9 April – Planning Scheme Workshop

8.1 FUTURE WORKSHOPS

9.0 MAYORAL ANNOUNCEMENTS

10.0 MINUTES



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10.1 RECEIVAL DRAFT MINUTES ORDINARY MEETING

Moved **Clr**

Seconded **Clr**

THAT the Draft Minutes of the **Ordinary Meeting** of **Council** held on **Tuesday 19th March 2013** be **received**.

Carried

10.2 CONFIRMATION OF DRAFT MINUTES ORDINARY MEETING

Moved **Clr**

Seconded **Clr**

THAT the Draft Minutes of the **Ordinary Meeting** of **Council** held on **Tuesday 19th March 2013** be **confirmed**.

Carried

10.1 RECEIVAL DRAFT MINUTES PLANNING COMMITTEE MEETING

Moved **Clr**

Seconded **Clr**

THAT the Draft Minutes of the **Planning Committee Meeting** of **Council** held on **Tuesday 9th April 2013** be **received**.

Carried

10.1 RECEIVAL DRAFT MINUTES AUDIT COMMITTEE MEETING

Moved **Clr**

Seconded **Clr**

THAT the Draft Minutes of the **Audit Committee Meeting** of **Council** held on **Tuesday 3rd April 2013** be **received**.

Carried

11.0 BUSINESS ARISING

12.0 NRM REPORT

Moved **Clr**

Seconded **Clr**

THAT the **NRM Report** be **received**.

Carried



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13.0 FINANCE REPORT

Moved **Clr**

Seconded **Clr**

THAT the **Finance Report** be received.

Carried

14.0 DEVELOPMENT & ENVIRONMENTAL SERVICES

In accordance with Regulation 25(1) of the Local Government (Meeting Procedures) Regulations 2005, the Mayor advises that the Council intends to act as a Planning Authority under the Land Use Planning and Approvals Act 1993, to deal with the following items:

Moved **Clr**

Seconded **Clr**

THAT the **Development & Environmental Services Report** be received.

Carried

14.1 DA 2012/16 : PITT & SHERRY : WAYATINAH VILLAGE : SUBDIVISION (32 LOTS) IN VILLAGE ZONE & POTENTIAL IMPACT AREA

Recommendation

Moved **Clr**

Seconded **Clr**

THAT Council proceed with the re-advertising of the application as a Staged Development with the first stage comprising of Lots 7, 8, 9, 10, 11 and the Public Open Space Lot as shown on "Site Development Lot Plan", Drawing No HB10301-P1, prepared by Pitt & Sherry.

Carried

14.2 ENDORSEMENT OF INFORMAL PUBLIC EXHIBITION PROCESS FOR THE DRAFT PLANNING SCHEME

Recommendation

Moved **Clr**

Seconded **Clr**

THAT Council resolve to endorse the informal exhibition of the Draft Central Highland Planning Scheme.

Carried

14.3 DES STATUS REPORT



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15.0 COMMUNITY & ECONOMIC DEVELOPMENT REPORT

Moved **Clr**

Seconded **Clr**

THAT the **Community & Economic Development Report** be **received** and **noted**.

Carried

15.1 HIGHLANDS TASMANIA CENTRE

Recommendation

Moved **Clr**

Seconded **Clr**

THAT Council commits to acquire a sub-lease on the retail area of the property currently leased by Elders to enable it to be developed as the Highlands Tasmania Centre.

Carried

16.0 WORKS & SERVICES

Moved **Clr**

Seconded **Clr**

THAT the **Works & Services Report** be **received**.

Carried

16.1 FORESTRY TASMANIA CARTAGE ON ELLENDALE ROAD

For Discussion

16.2 RECEIVAL OF STATUS REPORT

Moved **Clr**

Seconded **Clr**

THAT the **Status Report** be **received**.

Carried

16.2.1 STATUS REPORT DISCUSSIONS

17.0 ADMINISTRATION



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17.1 DESTINATION SOUTHERN TASMANIA (PAGES 1-13)

DST has provided a summary of key outputs from a Local Government Forum held in February, 2013. DST has outlined two critical programs they believe their Council partners can benefit from and may be willing to consider contributing to and making a capacity building contribution to tourism in southern Tasmania:

1. Production of a southern Tasmanian Destination Management Plan; and
2. The development and execution of a southern Tasmanian Digital Content Generation Strategy

An outline of the programs is attached. DST has proposed a sliding scale of proposed funding for these programs based on the population-based formula used by the STCA for projects of regional significance.

Under this scenario, Central Highlands contribution would be \$6,480 (\$5,000 partnership fee, \$740 Destination Management Plan & \$740 Digital Content Generation Strategy).

Ben Targett, CEO DST has advised that he will be presenting further detail and background on the DST Funding Proposals to the STCA at their meeting on 18 April, 2013.

Recommendation:

Moved **Clr**

Seconded **Clr**

THAT a decision be deferred until Council's Community & Economic Development Officer provides a report to Council's May Meeting.

Carried

17.2 COMMUNITY GRANT APPLICATION – DERWENT VALLEY REGIONAL ARTS (PAGES 14-20)

A Community Grant application from and letter has been received from Ruth Woods, Secretary, Derwent Valley Regional Arts requesting a grant of \$1,000 towards an art competition open to residents within the Central Highlands and Derwent Valley only. Some of the benefits of this competition are a desire to encourage more participation from community membership within both municipalities as there is a wide diversification of artists and categories of art within these areas and a need to showcase those talents. If Central Highlands participates, it is envisaged that some of the artworks would be displayed within the Central Highlands.

For Decision



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17.3 RIVERS RUN TOURISM ASSOCIATION (PAGES 21-26)

Attached is the March edition of the Rivers Run Tourism Association regarding the potential winding up of the Tourism Association. Reasons given for this consideration are:

- Consistent lack of involvement by other than a few;
- Consistent low attendance and involvement at meetings; and
- Lack of resources and finances, making it difficult to do anything other than the basics.

The next meeting which will be held at the Derwent Valley Council Chambers on Wednesday, 24 April, 2013 will discuss this issue.

For Information / Discussion

17.4 REQUEST FOR TRIAL FLU CLINIC BOTHWELL (PAGES 27- 48)

Ms Erika McRae has written requesting that a 'Flu Clinic be set up at the GP surgery at Bothwell open from 5pm – 9 pm for a week as a trial to enable the general rural population and workers that do not have the same access to flu clinics as residents and workers in larger town areas, to be able to have accessibility to the 'flu vaccination. Ms McRae has advised that Tim Stewart from DHHS can advise re the setup of such a clinic.

For Discussion

17.5 PROVISIONS OF THE SHAREHOLDERS LETTER OF EXPECTATIONS (PAGES 49-57)

LGAT has prepared a discussion paper on Provisions for Inclusion in Shareholders' Letter of Expectation for the Water and Sewerage Corporation.

The discussion paper canvases principles for Economic Development Facilitation:

- Principle 1 That the Corporation develop strategic customer alliances aimed at growing the businesses of customers and the corporation and provide regular reports to owners on economic development activities
- Principle 2 That the corporation recognise residential development as a key driver of economic growth and that infrastructure decisions be made in accordance with settlement strategies
- Principle 3 That the capital program of the corporation should have regard for regional land use strategies and the priorities and opportunities that they present
- Principle 4 That the corporation seek to ensure that its pricing and costing regime is transparent and understood by owners and customers and that charges reflect the relative cost of the service or solution being provided.
- Principle 5 That infrastructure solutions proposed for economic development projects be set at a reasonable standard so as to allow their progress without compromising the overall standards of the corporation's infrastructure system.

LGAT is seeking comments from councils in relation to their general preference for the concessions regime – either one administered by the corporation or by individual councils.



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Current Approaches

North

After the expiration of the initial three year period for charging arrangements and rebates for NFPs, Ben Lomond took the view that they would simply extend the existing arrangement for a further 12 months.

South

Under the current regional corporation provisions, Southern Water is required under its SLE to observe the pre-existing arrangements for a further 2 years.

North West

Cradle Mountain Water has a Not-For-Profit Organisation Rebate available to the North-West Tasmanian community, allowing for a 50 percent rebate on fixed water and sewer charges.

The North West Approach

As the SLE requirements were about to expire in the North West region, Cradle Mountain Water, at the request of its owners' representatives, went through a process to establish a common approach to NFP rebates for the North West communities. This involved putting a range of options to all councils and seeking their feedback.

Ultimately Cradle Mountain Water determined that the most appropriate preferred option for the North West region was to donate 50% of Fixed Charges on an annual basis using a NFP Tariff¹. This approach was deemed likely to achieve pricing equity, circumvent the potential of a significant number of hardship claims and adverse publicity from NFP Organisations, and incentivise water conservation.

¹The Cradle Mountain Water NFP Tariff rule operates as follows:

= If 1 x 20mm standard connection for water, then standard residential ET (sewerage) rate applies

= If >20mm standard connection for water, then standard ET (sewerage) rate applies

Principles of this approach:

- Based on the tariff arrangements set out in the Pricing & Services Plan
- Will consist of donations to eligible NFPs upon application
- Once pricing equity is achieved (i.e. postage pricing arrangements achieved) a plan will be formulated to commence the reduction of the total amount of donation available

Advantages of this approach:

- Takes into account the opinions and expectations of the Owners
- A donation to registered NFPs reduces the amount of taxable income of the Corporation
- Equitable pricing is achieved through the application of published tariffs
- Donations amounts are transparent and reportable
- The CEO has the discretion to approve applications
- Potentially increases receivable income



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Classification of a NFP Organisation

Cradle Mountain Water currently derives its definition of a NFP organisation from the Australian Taxation Office. In order to be eligible for any rebate, organisations must be able to show that they are one of the following: - Incorporated Association; Australian Public Company Limited by Guarantee; Non-trading Co-operative; Public Benevolent Institution (PBI); Charitable Institution or Charitable Fund; Income Tax Exempt Fund; Deductible Gift Recipient (DGR); or Health Promotion Charity (HPC).

To be eligible for the concession, an organisation must not hold either liquor or gaming licences for the subject premises. Further, the rebate is only applicable if the NFP is the *owner* of the premises; it does not apply to lessees.

Costs of Concessions under North West Approach

Preliminary work undertaken by Cradle Mountain Water determined that on the basis of the above classification, the cost of the concessions would be in the order of \$137,500 for the 2012/13 financial year. This represented an overall reduction on the present concession arrangements on the basis of the shift away from lessees to owners of properties.

With regard to the other regional areas some analysis has been undertaken although the estimates have been made on the basis of relative revenue levels. The proposition for the north of the state is for a similar concession level as the north west with an amount of \$176,000 applicable to the south. The broad estimate of cost for the current financial year using the north west model was guesstimated to be approximately \$450,000.

Moving to a Statewide Approach

Rationale/s:

- the desire to achieve state-wide consistency of approach towards the handling of NFP concessions - both in terms of defining and categorising NFPs and also in relation to the rebates provided;
- recognition that often NFPs service regions rather than just one local municipal area – so the provision of a rebate from the state-wide corporation rather than from one council's resources is a more equitable approach; and
- an acknowledgement that at certain times the dividends provided to a given council may not cover the NFP rebates that are due to NFP organisations within that council's municipal area; this possibility will be circumvented by administering the concession prior to distribution.

Issues for Consideration

- The varying regional approaches to NFPs provide concessions to a wide array of organisations including churches, community associations, nursing homes and others. There could be some that are affected adversely by the introduction of a consistent state-wide approach and definition for NFPs.
- In the event that the new water corporation, rather than the owner councils, is responsible



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for administering concessions to eligible NFPs prior to effecting distributions to owner councils, concessions could still be made by councils to additional organizations (e.g. NFP organizations who are tenants) in the form of community grants within their own municipality if they see fit.

- It is acknowledged that some Councils currently meet some of the costs of services, as current NFPs who are tenancing properties are unable to pay the full cost. There may be implications in specific cases with the introduction of a state-wide approach; it would be useful for the working group to receive more information on this to inform its broader deliberations.

For Discussion

17.6 REIMBURSEMENT EXCESS TELEPHONE CHARGES

During the fire period, the Mayor's telephone account for the period exceeded her cap by \$689.06 due to the large volume of calls that had to be made.

The matter was discussed at the Audit Committee meeting and the committee has recommended that Council reimburse the Mayor \$689.06

Recommendation:

Moved **Clr**

Seconded **Clr**

That Council reimburse Mayor Deirdre Flint the amount of \$689.06 being the excess of telephone charges over her cap for the January/February period.

Carried

17.7 NATIONAL SEA HIGHWAY (PAGES 58-95)

The Mayor of Devonport has advised that they have supported the following Motion put by Andrew Wilkie MP seconded by Bob Katter MP, and would welcome support:

"That the House:

1. Acknowledges that Bass Strait should be regarded as part of the national highway network;
2. Further acknowledges that currently transport across Bass Strait is disproportionately expensive and consequently a disincentive to the movement of people and freight; and
3. Calls on the Government to extend the Tasmanian Freight Equalisation Scheme to include the affordable movement of:
 - a) All people and freight in and out of Tasmania; and
 - b) All trade intended for both domestic and international import and export."

Recommendation:

Moved **Clr**

Seconded **Clr**

THAT Council write to Andrew Wilkie MP advising that Council supports the above motion.

Carried



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17.8 OUSE CRAFT FAIR (PAGES 96-101)

Mayor D E Flint requested that this item be placed on the agenda:

The Craft Fair is to be held in the Ouse Town Hall on Saturday 19th October. This Fair was the brain child of Sr. Lorraine of Ellendale to unite the community by bringing people together to learn and share ideas for craft. All these items worked on throughout the year were then placed on display in the Ouse Hall every October.

The Committee is requesting \$1,000 to inject new ideas to make this fair more appealing to all ages.

Last year Council allocated \$500 towards this highly successful event with 100's of people attending. Whilst I was there I was surprised at the large number of tourists who called into the hall. A letter will be tabled at the meeting with further details in support of their request.

18.0 SUPPLEMENTARY AGENDA ITEMS

Moved **Clr**

Seconded **Clr**

THAT Council consider the matters on the Supplementary Agenda.

Carried

19.0 COMMITTEE REPORTS

20.0 CLOSURE