

LATROBE COUNCIL

MINUTES of an Ordinary Meeting of the Latrobe Council held at the Council Chambers, Latrobe on Monday, August 10th, 2009 at 5.00pm.

ATTENDANCE:

Councillors: Deputy Mayor Rockliff in the Chair, in the Chair, Crs. G. Sims, M. McLaren, J Perkins, P. Darbyshire, L. Stuart and S. Dick..

Council Officers: Mr. G. Monson (General Manager), Mrs. J. Febey (Director Corporate Services, Mr. J Magor (Manager Engineering Services), Mr. R. Viney (Manager Development Services), and Mrs. C. Winter (Executive Assistant).

22 members of the public in the gallery.

12179 APOLOGIES / LEAVE OF ABSENCE:

Cr. McLaren moved and Cr. Sims seconded **that Mayor Gaffney and Cr Beveridge be granted an apology for today's meeting.**

CARRIED UNANIMOUSLY

12180 PECUNIARY INTEREST-LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005 – CLAUSE 8 (2) (E) AND 8 (7):

The Chairperson requested whether Councillors have a pecuniary interest in any item on the Agenda.

12181 CONFIRMATION OF MINUTES – ORDINARY MEETING JULY 13TH, 2009:

Cr. McLaren moved and Cr. Perkins seconded **that the minutes of the previous meeting of the Latrobe Council, held at the Council Chambers, Latrobe on July 13th, 2009, copies of which have been printed and circulated on Annexure “A” of the Agenda, be taken as read and confirmed.**

CARRIED UNANIMOUSLY

12182 PUBLIC PARTICIPATION AND QUESTION TIME:

*Questions and comments will not be accepted in relation to planning issues.

Shayne (Cush) Allison 4 Wilmot Street, Port Sorell (Latrobe Railway Bridge Issue)

Mr Allison commented on the Latrobe Council's Youth Policy. He stated that he is here to discuss the Bells Parade Bridge and ask for fair due process to let the community have a say. Mr Allison said that in his opinion there are three options for the bridge:

- 1) The Bridge stays.
- 2) The possibility of having the Bridge Heritage listed.
- 3) The proposal for economic development and the creation of 24 jobs.

Mr Allison considered that the issue had not been to a Council Meeting and had not been supported or alternatively, not supported. He said that of the three letters he has sent Council only two had been responded to by Mayor Gaffney (and not the Council collectively).

Mr Allison said that following a meeting with the State Government and Council he was given 7 days to get a \$400,000 bank guarantee to progress with his proposed development – this was unachievable.

He noted that the community have now rallied on 2 occasions and at the June 7th rally Mr Allison said he was told by Mayor Gaffney that he has 5 months before the bridge would be removed, a short time after the time-frame for removal had changed to 5 weeks.

Mr Allison said that he is asking to have a community forum to discuss the Bells Parade Bridge and that an invitation needs to be extended to the Minister, members of parliament etc.

Jake James – 20 Hampden Street, Latrobe (Latrobe Railway Bridge Issue)

Mr James stated that the removal of the bridge came as a surprise to him last week. He said that the bridge is part of Latrobe's heritage. Mr James stated that \$700,000 for lead paint removal is very hard to believe that the lead paint hasn't done him any harm.

Shayne (Cush) Allison 4 Wilmot Street, Port Sorell (Latrobe Railway Bridge Issue)

Mr Allison raised the issue of the Pioneer Museum in Burnie and how the community fought for the Museum at a community forum and the Museum was eventually saved.

Council's General Manager, Mr Gerald Monson, addressed concerns raised by Mr Allison and Mr James as follows:

- The decision to remove the bridge was not a Council decision. The bridge is on land owned by the Crown.
- The Mayor and General Manager write letters on behalf of Council.
- The decision to expedite the removal of the bridge was due to risk issues; concern to the State Government over submerged logs and people diving off the bridge. The decision could not be held over for 5 months as there were potential issues with the contract for bridge removal.
- The \$700,000 included lead paint removal.
- Council was not involved in setting the bank guarantee.
- Council has not received a development application for the bridge.

GOVERNANCE UNIT

- 12183 COUNCIL WORKSHOP:**
Cr. McLaren moved and Cr. Sims seconded that information on topics discussed at the July 13th and August 4th, 2009 Council Workshops be received.

CARRIED UNANIMOUSLY

- 12184 PORT SORELL ADVISORY COMMITTEE – MEETING HELD JULY 28TH, 2009:**
Cr. Perkins moved and Cr. McLaren seconded that the Port Sorell Advisory Committee minutes dated July 28th, 2009 as tabled for the information of Councillors be received and the recommendations contained therein noted.

CARRIED UNANIMOUSLY

The Manager Corporate Services left the meeting at 5.15pm.

Cr Sims left the meeting at 5.16pm

- 12185 LATROBE SPORT AND RECREATION MANAGEMENT COMMITTEE MINUTES OF ORDINARY MEETING HELD JULY 29TH, 2009:**
Cr. McLaren moved and Cr. Perkins seconded that the Latrobe Sport and Recreation Management Committee minutes dated July 1st, 2009 as tabled for the information of Councillors be received and the recommendations contained therein endorsed, including:

- 1) that additional works totalling \$19,781 be approved to complete the Latrobe Recreation Ground Grandstand upgrade.
- 2) that Meadcon be appointed to undertake the access to roof area works at a cost of \$3,928 plus GST.
- 3) that Mr Monson write to the Latrobe Bicycle Race Club outlining the details of the trade-offs and that member clubs had agreed to “draw a line in the sand” and move forward in a co-operative manner.
- 4) that Mr Monson suggest to the Devonport Districts Darts Association that they contact the Latrobe Football Club to discuss a potential use of the function room under the grandstand.
- 5) that the Latrobe Saints Football Club be advised that they should approach the Wesley Vale Football Club to discuss joint use of their facility.

CARRIED UNANIMOUSLY

Cr Sims returned to the meeting at 5.21pm.

The Manager Corporate Services returned to the meeting at 5.23pm.

12186 COUNCIL DECISION STATUS REPORT:

Cr. McLaren moved and Cr. Darbyshire seconded that the July 2009 status report of Open Council Meeting decisions be received.

CARRIED UNANIMOUSLY

12187 PORT SORELL MAIN ROAD – REQUEST TO REDUCE SPEED LIMIT:

Cr. McLaren moved and Cr. Sims seconded that the letter from Mr Boulton requesting a speed limit reduction on Port Sorell Main Road between Wesley Vale and Appleby's Road be received and Council agree to:

1. Send the letter to the Department of Infrastructure, Energy and Resources for their consideration.
2. Advise Mr Boulton that the Department of Infrastructure, Energy and Resources is responsible for Port Sorell Main Road and that Council has referred his request on for consideration.
3. Send a copy of the letter to the Port Sorell Advisory Committee for their consideration and recommendation back to the next Council Meeting.
4. Send a copy of Mr Boulton's letter and this report to the Minister for Infrastructure, the Hon Graeme Sturges MP.

CARRIED UNANIMOUSLY

12188 WALKING TRACK-INTERPRETIVE SIGNAGE (PBR/6/01/01):

Cr. McLaren moved and Cr. Perkins seconded that the report by Tourism Coordinator dated July 27th, 2009 concerning Walking Track-Interpretive Signage be received and Council:

- a) support the progression of the installation of the Port Sorell Walking Track Markers,
- b) appoint Crs Dick and McLaren, Council's Tourism Co-Ordinator and representatives from Latrobe Lions Club, Port Sorell Lions Club, Latrobe Rotary Latrobe Landcare Group and Rubicon Landcare to a working party to develop a walking / cycling track action plan for the Latrobe Council area.

CARRIED UNANIMOUSLY

CORPORATE SERVICES DEPARTMENT

12189 FINANCE REPORT – JULY 2009:

Cr. Darbyshire moved and Cr. McLaren seconded that the financial report for the period ending July 31st, 2009 as tabled by the Manager Corporate Services, be received.

CARRIED UNANIMOUSLY

12190 MERSEY LEVEN ABORIGINAL CORPORATION - REQUEST FOR RATES REMISSION:

Cr. McLaren moved and Cr. Perkins seconded that the report by Manager Corporate Services dated 28th July, 2009 concerning a request from Mersey Leven Aboriginal Corporation for a rates remission be received and that Council approve the remission subject to the following conditions;

- (a) The remission is to apply to the full general rate only; and
- (b) That the remission is to be subject to review every 5 five years.

CARRIED UNANIMOUSLY

DEVELOPMENT SERVICES DEPARTMENT

12191 BUILDING – APPLICATIONS / PERMITS ISSUED – JULY 2009 (SEC/13):

Cr. McLaren moved and Cr. Sims seconded the report advising of Building Permits issued for the month of July 2009, be received.

CARRIED UNANIMOUSLY

12192 PLANNING – DEVELOPMENT APPLICATIONS – STATUS REPORT – JULY, 2009:

Cr. McLaren moved and Cr. Perkins seconded that the status report of development applications for the month of July, 2009 be received.

CARRIED UNANIMOUSLY

12193 ATM CIVIL CONSTRUCTION – SECTION 43A APPLICATION – CHERRY HILL ROAD – REQUEST TO REIMBURSE COUNCIL FEES:

Cr. McLaren moved and Cr. Perkins seconded that the report by the Manager of Development Services dated the 5 August, 2009 concerning a request to refund Council development fees be received and the Council resolve to:

1. Refund the development fees associated with DA 100/2007 in full to a maximum of \$3,540.00.

CARRIED UNANIMOUSLY

ENGINEERING SERVICES DEPARTMENT

12194 CRADLE COAST WASTE MANAGEMENT GROUP ANNUAL PLAN & BUDGET:

Cr. McLaren moved and Cr. Sims seconded that the report labelled Cradle Coast Waste Management Group, Annual Plan & Budget 2009/10 be ratified by Council.

CARRIED UNANIMOUSLY

PLANNING AUTHORITY

In accordance with Clause 25(1) of the Local Government (Meeting Procedures) Regulations 2005 the Chairperson advised that Council will now act as a Planning Authority.

12195 FINANCIAL PUBLIC OPEN SPACE CONTRIBUTION - PROPOSED SUBDIVISION- 44A ALEXANDER STREET, SHEARWATER - APPLICANT, LESTER FRANKS OBO T R & H A BASSETT:

Cr. McLaren moved and Cr. Darbyshire seconded that the report from the Manager of Development Services dated 1 August, 2009 be received and that Council:

1. Amend development permit DA 34/2009 to replace the 676m² lot contribution with a financial contribution of \$30,000 for provision of open space purposes.

CARRIED UNANIMOUSLY

12196 PLANNING AUTHORITY:

Cr. McLaren moved and Cr. Perkins seconded that Council cease to act as a Planning Authority.

CARRIED UNANIMOUSLY

CLOSED MEETING

12197 CLOSED MEETING:

Cr. McLaren moved and Cr. Sims seconded that the following items be discussed in Closed Session:

12198 *Apologies*

12199 *Leave of Absence*

[Reference Part 2 Section 15(2)(i) Local Government (Meeting Procedures) Regulations 2005]

12200 *Confirmation of Minutes – Closed Meeting held July 13th, 2009*

[Reference Part 2 Section 15(2)(d) Local Government (Meeting Procedures) Regulations 2005]

12201 *Information Provided to the Council on the Condition it is Kept Confidential*

[Reference Part 2 Section 15(2)(f) Local Government (Meeting Procedures) Regulations 2005]

12202 *Information Provided to the Council on the Condition it is Kept Confidential*

[Reference Part 2 Section 15(2)(f) Local Government (Meeting Procedures) Regulations 2005]

12203 *Contracts for the Supply and Purchase of Goods or Services*

[Reference Part 2 Section 15(2)(c) Local Government (Meeting Procedures) Regulations 2005]

12204 *Information Provided to the Council on the Condition it is Kept Confidential*

[Reference Part 2 Section 15(2)(f) Local Government (Meeting Procedures) Regulations 2005]

CARRIED UNANIMOUSLY

As there was no further business the Ordinary Meeting was declared closed at 5.56pm.

Confirmed..... MAYOR