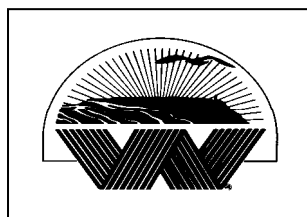


**SPECIAL MEETING
OF COUNCIL**

MINUTES

23 JUNE 2008



**Waratah-Wynyard
Council**

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WARATAH-WYNYARD COUNCIL

SPECIAL COUNCIL MEETING

23 JUNE 2008

MINUTES

VENUE: Council Chambers, 21 Saunders Street, Wynyard

HOOR: 5:30 pm

	From	To	Time Occupied
Open Council	5:30 pm	5:35 pm	5 minutes
Closed Council	5:35 pm	5:45 pm	10 minutes
Open Council	5:45 pm	5:45 pm	0 minutes
TOTAL TIME OCCUPIED			15 minutes

PRESENT:

Councillors

CR BRAMICH
CR DUNIAM
CR MOORE
CR RANSLEY
CR R WALSH

CR DIBLEY
CR FRIEDERSDORFF
CR PENDLEBURY
CR C WALSH
MAYOR HYLAND

In Attendance

Acting General Manager – J Stretton

Director Engineering Services – M Greskie

169/08 APOLOGIES

Nil.

**MATTERS PROPOSED FOR CONSIDERATION IN
CLOSED MEETING**

<i>Matter</i>	<i>Local Government (Meeting Procedures) Regulations 2005 Reference</i>
<i>Position of General Manager</i>	<i>15 (2)(a)</i>
<i>Public Release Authorisation</i>	<i>15 (9)</i>

MOVED BY CR BRAMICH
SECONDED BY CR DUMIAM

*That the matters listed above be considered in Closed Meeting at the
conclusion of the Open Meeting business.*

CARRIED UNANIMOUSLY

DECLARATIONS OF PECUNIARY INTEREST

Nil.

PUBLIC QUESTIONS AND STATEMENTS

Nil.

Cr Moore and Cr Pendlebury attended the meeting at 5:33 pm.

COUNCIL



GENERAL MANAGER

170/08 NORTH-WESTERN REGIONAL WATER AND SEWERAGE CORPORATION – OWNER’S REPRESENTATIVES

To: Council
Reporting Officer: Acting General Manager
Responsible Manager: General Manager
File Reference: 313.05
Council Meeting Date: 23 June 2008

1. Recommendation

Option 1

That Council nominate for the position of Owner’s representative for the North-Western Regional Water and Sewerage Corporation.

Option 2

That Council submit no nomination for the position of Owner’s representative for the North-Western Regional Water and Sewerage Corporation.

2. Summary

The purpose of this report is to inform Councillors of recent progress towards the formation of regional corporations as part of the reform process in this sector initiated by the State Government and to enable Council to consider submitting a nomination or nominations for the positions of Owner’s Representative on the North-Western Regional Water and Sewerage Corporation.

3. Background

The Tasmanian Parliament has now enacted legislation introduced by the State Government to reform the delivery of water and sewerage services in the state, which will result in the formation of three regional corporations, owned by local government, to provide these services in a regulated commercial environment.

4. Statutory and Strategic Requirements

Strategic Plan Reference

Objective 6.3	Ensure that Council service delivery is reviewed, maintained and enhanced to reflect community expectations.
Strategy 6.3.1	To regularly review the role, function and viability of service programmes.

Statutory Requirements

The Water and Sewerage Corporations Act 2008 provides as follows:

19. Owners' Representatives for Regional Corporations

(1) The members of a Regional Corporation must, by special majority, appoint 3 persons as Owners' Representatives for that Regional Corporation.

(2) Where persons have been appointed as Owners' Representatives for a Regional Corporation under subsection (1), one or more members of that Regional Corporation are to notify the Treasurer in writing of the appointments.

(3) Subject to subsection (7), each Owners' Representative for a Regional Corporation is to hold that office for a term of 3 years from the date of his or her appointment, or such shorter period –

(a) as set out in the constitution of the Regional Corporation; or

(b) as determined by the members of the Regional Corporation at the time of the appointment of that Owners' Representative.

(4) Subsection (3) does not limit the number of times a person may be appointed to the role of Owners' Representative.

5. Finances

Owner's representatives are not paid by the regional corporations. As the north-western representatives will be either mayors or general managers of owner-councils, it is expected their expenses will be paid for by relevant Councils as part of normal duties.

6. Discussion

The water and sewerage reform transition process is being managed at State level by an Implementation Joint Steering Committee formed by the State Government and the Local Government Association of Tasmania and in the north western region by a Project Control Group comprising the General Managers of Burnie City, Devonport City, Waratah-Wynyard and West Coast Councils, the Chief Executive Officer of Cradle Coast Water and Mr Bevan Eberhardt, who has been seconded by Central Coast Council as the Project Manager.

At a meeting of the Control Group on 12 June 2008 it was agreed to recommend that the Group membership be extended to include all general managers in the region and a representative of the mayors and at a later meeting of mayors and general managers held that day it was resolved to recommend the expanded membership to Councils and that Mayor Hyland of Waratah-Wynyard be the mayoral representative.

The Mayors met separately to determine, from a number of alternative scenarios, the preferred makeup of the three owner's representatives that the Act requires Councils to appoint to the regional corporation and agreed to recommend that they should comprise two mayors and one general manager (from a different council to either of the mayors concerned).

The tight timeframe for reform implementation requires Councils to submit nominations/expressions of interest for these positions by 30 June 2008 so that Councils can determine, by preferential ballot, the successful candidates and confirm their appointments by 30 July 2008.

The owner's representatives from the three regions will then undergo joint training before undertaking the task of appointing board members.

7. Risk

There are no specific or particular risks identified as arising from the appointment of owner representatives for the regional water and sewerage corporation.

8. Conclusion

The report is submitted for consideration.

Council Reports

MOVED BY CR DIBLEY
SECONDED BY CR DUNIAM

That Council nominate Mayor Hyland for the position of Owner's representative for the North-Western Regional Water and Sewerage Corporation.

CARRIED UNANIMOUSLY

Enclosures:- refer to Enclosure Document Page 5

- *Minutes of meeting of Water & Sewerage Transition (North-Western Region) held 12 June 2008*
- *Report from Water & Sewerage Transition (North-Western Region) re Owners' Representatives for Regional Corporations*

CORRESPONDENCE

MOVED BY CR FRIEDERSDORFF
SECONDED BY CR MOORE

That the correspondence be noted.

CARRIED UNANIMOUSLY

**171/08 WATER AND SEWERAGE TRANSITION (NORTH WEST REGION) –
PROJECT CONTROL GROUP MEMBERSHIP (313.05)**

The Project Manager for the Water and Sewerage Transition in the North Western region has furnished Council with a report addressing proposed changes to the membership of the Project Control Group and seeking Council's endorsement of those changes as part of the Cradle Coast Region Water and Sewerage Reform Transition Project Business Plan.

The report is fully contained in the Enclosure Document and addresses all relevant issues.

OFFICERS COMMENT

This report is submitted for Councils consideration.

MOVED BY CR MOORE
SECONDED BY CR DIBLEY

That Council endorse the membership of the Water and Sewerage Transition Project Control Group being extended to include all General Managers, Mayor Kevin Hyland (Waratah-Wynyard Council) and the Chief Executive Officer of Cradle Coast Water.

CARRIED UNANIMOUSLY

*Enclosures:- refer to Enclosure Document Page 13
- Report from Water & Sewerage Transition (North-Western Region) re
Project Control Group Membership*

172/08 NORTH WEST CAR CLUB – CLUB RALLY (402.17)

Correspondence has been received from the North West Car Club advising that a Club Rally is planned to be conducted in the Waratah-Wynyard municipal area on 26 July 2008.

The event will be held on private property owned by Forestry Tasmania and Gunns Pty. Ltd. The roads to be utilised are Blackwells Road, Vineys Road, Choveaux Road, Cheveaux Spur, Coates Road and Woolleys Road.

OFFICERS COMMENTS

The Club Rally is conducted on private property.

Organisers of the event will be strongly reminded to advertise any road closures and to provide effected residents with at least 14 days notice. All efforts should be made to contact effected owners in person.

Director Engineering Services will write to all car rally organisers advising that they need to provide at least 60 days notice of any event, to allow for Council consideration and appropriate notification to property owners.

MOVED BY CR DIBLEY
SECONDED BY CR RANSLEY

That Council agree to the road closures as requested by North West Car Club subject to the following conditions:

- (a) North West Car Club through CAMS Australia Insurance holds a current Public Liability Insurance Cover for a minimum of \$10,000,000.00. Proof of this Insurance Policy is to be supplied to the Director Engineering Services for confirmation.*
- (b) North West Car Club indemnify the Council and hold the Council harmless from and against all actions, costs, claims, charges, expenses and damages whatsoever which may be brought about, made or claimed against the Council arising out of, or in any way related to the closure of the roads for the holding of the rally.*
- (c) North West Car Club provide the Council with confirmation that Police approvals have been obtained for the road closures.*
- (d) As has been done on previous rallies, North West Car Club erect courtesy signs to advise the residents, ratepayers and motoring public in advance of the road closures. That all effected property owners be given at least 14 days notice in writing.*

Correspondence

- (e) North West Car Club to meet the cost of Council advertising for the road closures.*
- (f) North West Car Club to be responsible for the removal of all refuse arising from their operations and ensuring that the site is left in a clean and tidy manner.*

CARRIED UNANIMOUSLY

Enclosures:- refer to Enclosure Document Page 16
- North West Car Club Inc. -17 June 2008

173/08 CLOSED MEETING

MOVED BY CR BRAMICH
SECONDED BY CR C WALSH

That Council go into Closed Meeting.

CARRIED UNANIMOUSLY

RESUMPTION OF OPEN MEETING

AT 5:45 PM. THE OPEN MEETING WAS RESUMED.

**THERE BEING NO FURTHER BUSINESS THE MEETING WAS CLOSED
AT 5:45 PM.**

Confirmed,

MAYOR

21 July 2008

Closed Meeting
