



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 13 FEBRUARY 2017
1.00pm**

City of Launceston

COUNCIL MINUTES

Monday 13 February 2017

Notice is hereby given that the Ordinary Meeting of the City of Launceston Council will be held at the Council Chambers, Town Hall, St John Street, Launceston:

Date: 13 February 2017

Time: 1.00pm

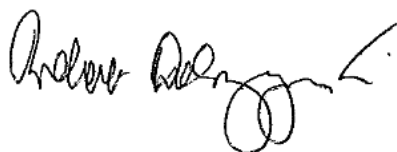
Section 65 Certificate of Qualified Advice

Background

Section 65 of the *Local Government Act 1993* requires the General Manager to certify that any advice, information or recommendation given to Council is provided by a person with appropriate qualifications or experience.

Declaration

I certify that persons with appropriate qualifications and experience have provided the advice, information and recommendations given to Council in the Minutes Items for this Meeting.



Robert Dobrzynski
General Manager

City of Launceston

COUNCIL MINUTES

Monday 13 February 2017

Present: **Alderman** **A M van Zetten (Mayor)**
R I Soward (Deputy Mayor)
R L McKendrick
R J Sands
D H McKenzie
J G Cox
D C Gibson
J Finlay
D W Alexander
S R F Wood
E K Williams
K P Stojansek

In Attendance: **Mr R S Dobrzynski (General Manager)**
Mr H P Galea (Director Infrastructure Services)
Mrs L M Hurst (Director Development Services)
Mr R K Sweetnam (Director Facilities Management)
Mrs J Keeling (Manager Visitor Operations)
Mr M J Tidey (Director Corporate Services)
Mr J A Davis (Manager Corporate Strategy)
Mrs L Hilkmann (Corporate Planning Administration Officer)

ORDER OF BUSINESS

Item No	Item	Page No
1	OPENING OF MEETING - ATTENDANCE AND APOLOGIES	1
2	DECLARATIONS OF INTEREST	1
3	CONFIRMATION OF MINUTES	1
4	DEPUTATIONS	1
	No Deputations have been identified as part of these Minutes	
5	PETITIONS	2
5.1	Petition - Rocherlea Surveillance	2
6	COMMUNITY REPORTS	3
6.1	Northern Young Professionals Network	3
7	PUBLIC QUESTION TIME	4
7.1	Public Questions on Notice	4
7.1.1	Public Questions on Notice - Council Meeting - 23 January 2017	4
7.2	Public Questions without Notice	6
	No Public Questions on Notice have been identified as part of these Minutes	
8	PLANNING AUTHORITY	7
	No Development Applications have been registered with Council as part of these Minutes	

City of Launceston

COUNCIL MINUTES

Monday 13 February 2017

Item No	Item	Page No
9	ANNOUNCEMENTS BY THE MAYOR	11
9.1	Mayor's Announcements	11
9.2	Mayor's Report - 2009 Heritage Award - Mr John Millwood	12
10	ALDERMEN'S REPORTS	13
11	QUESTIONS BY ALDERMEN	14
11.1	Questions on Notice	14
	No Aldermen's Questions on Notice have been identified as part of these Minutes	
11.2	Questions without Notice	14
12	COMMITTEE REPORTS	15
12.1	Launceston Access Advisory Committee Report - 6 December 2016	15
13	COUNCIL WORKSHOPS	16
14	NOTICES OF MOTION	16
	No Notices of Motion have been identified as part of these Minutes	
15	DEVELOPMENT SERVICES DIRECTORATE ITEMS	17
15.1	Petition to Amend Sealed Plans Numbered 16325 and 19533 - 304 and 308 Penquite Road, Norwood	17
15.2	Xiamen Philharmonic Orchestra	18
16	FACILITIES MANAGEMENT DIRECTORATE ITEMS	19
16.1	Action in respect of the York Park & Inveresk Precinct Authority	19

City of Launceston

COUNCIL MINUTES

Monday 13 February 2017

Item No	Item	Page No
17	QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS	20
	No Items have been identified as part of these Minutes	
18	INFRASTRUCTURE SERVICES DIRECTORATE ITEMS	21
18.1	Launceston BMX Club Lease	21
18.2	Disposal of Public Land - part of 50 Lamont Street	23
18.3	Sale of land at rear of 151, 153 & 155-159 Hobart Road	24
19	CORPORATE SERVICES DIRECTORATE ITEMS	25
19.1	LGAT General Meeting - 17 February 2017	25
19.2	Delegation from Council to General Manager - Strata Titles Act 1998 (Tas)	29
19.3	Council Meetings (Frequency and Commencement Time) Policy	32
19.4	Council Borrowing Approval and Budget Amendment for the 2016/2017 Financial Year	35
20	GENERAL MANAGER'S DIRECTORATE ITEMS	37
	No Items have been identified as part of these Minutes	
21	URGENT BUSINESS	37
	No Urgent Items have been identified as part of these Minutes	
22	CLOSED COUNCIL	37
22.1	Confirmation of the Minutes	37
22.2	Information regarding the proposed sale of part of 50 Lamont Street	37

City of Launceston

COUNCIL MINUTES

Monday 13 February 2017

Item No	Item	Page No
22.3	Information regarding land at the rear of 151, 153 & 155-159 Hobart Road	38
22.4	Rate Remission - Residential Properties Made Uninhabitable by the June 2016 Flooding	38
23	MEETING CLOSURE	39

1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Alderman A M van Zetten, opened the Meeting at 1.00pm.

2 DECLARATIONS OF INTEREST

Local Government Act 1993 - Section 48

(A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences.)

No Declarations of Interest were identified as part of these Minutes.

3 CONFIRMATION OF MINUTES

Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)

RECOMMENDATION:

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 23 January 2017 be confirmed as a true and correct record.

DECISION: 13 February 2017**MOTION**

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

That the Motion, as per the Recommendation to Council, be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

4 DEPUTATIONS

No Deputations have been identified as part of these Minutes

5 PETITIONS

Local Government Act 1993 - Sections 57 and 58

5.1 Petition - Rocherlea Surveillance

FILE NO: SF0097

AUTHOR: John Davis (Manager Corporate Strategy)

GENERAL MANAGER: Robert Dobrzynski

DECISION STATEMENT:

To consider a petition submitted by Hon. Ivan Dean MLC requesting surveillance cameras in a number of locations in Rocherlea.

RECOMMENDATION:

That, pursuant to Section 58(2) of the *Local Government Act 1993*, Council receives the petition requesting surveillance cameras in a number of locations in Rocherlea, tabled by the General Manager and submitted by Hon. Ivan Dean MLC.

Mr R Dobrzynski (General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017

MOTION

Moved Alderman R L McKendrick, seconded Alderman J Finlay.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

6 COMMUNITY REPORTS

(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Minutes Items; that opportunity exists when that Minutes Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Aldermen.)

6.1 Northern Young Professionals Network

Mr Ben Marquis, President, Northern Young Professionals Network provided Council with an overview of their group role within the Launceston community.

7 PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

7.1 Public Questions on Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)

(Questions on Notice must be in writing and should be received by the General Manager at least seven days before the relevant Council Meeting. Questions on Notice will be researched by Council Officers and both the Question on Notice (as received) and the response will be provided at the Council Meeting and a reply in writing will also be provided.)

7.1.1 Public Questions on Notice - Council Meeting - 23 January 2017

FILE NO: SF6381

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Robert Dobrzynski (General Manager)

QUESTIONS and RESPONSES:**Questions: Mr Frank Nott**

The following questions were asked at Council on 23 January 2017 by Mr Frank Nott and have been answered by Mrs Leanne Hurst (Director Development Services).

Questions:

Mr Nott prefaced his questions stating that there is an aluminium window on the east facing window of 159 St John Street, Launceston:

1. If this is the case, when was the addition built?
2. Does this addition comply with Heritage Building Regulations?

Response:

The Director Development Services advises officers have reviewed the plans endorsed as part of a Planning Permit for DA0418/2014 for 159 St John Street, Launceston and that 'recycled steel windows' were specified and approved for the eastern side of the ground floor of the extension to this property. A site inspection to confirm adherence to this condition revealed that the completed work does comply and therefore there are no outstanding heritage concerns or compliance issues in regard to this property at this time.

7.1.1 Public Questions on Notice - Council Meeting - 23 January 2017...(Cont'd)

The following question was asked at Council on 23 January 2017 by Mr Basil Fitch and has been answered by Mr Robert Dobrzynski (General Manger).

Question:

Who authorised the 20 million dollar loan from the State Government?

Response:

The Council by resolution at its meeting of 25 May 2015 adopted a Priority Projects framework for the City of Launceston. This decision enabled advocacy on major priority projects to both the Commonwealth and State Governments. The City of Launceston has been successful in gaining Federal and State Government support for many of these projects to assist in their financing.

Council has allocated funding within its strategic financial plan to finance its portion of the priority projects. The Northern Tasmania Economic Stimulus package invited applications from the Council to bring forward such projects, with the State Government meeting the financing costs.

The following table outlines the Council's previous timing for completion of the project and the Council's current timing following approval to bring forward the projects from the State Government. Further details of the interest free financing being provided by the State Government are anticipated to be received in the near future.

Details	Project		
	St John St Redevelopment	Brisbane St Mall Redevelopment	Re-Imagining the Gorge
Original Timetable	Calendar year 2019	Calendar year 2018 plus Financial Year 2018/2019	Financial years 2017/2018 2018/2109 and 2019/20
Revised Timetable	Financial year 2017/2018	Financial year 2017/2018 plus July-Dec 2018	Financial year 2017/2018
Time period brought forward	18 months	6 months	Up to 36 months
Project amount brought forward	\$4.2m	\$5.8m	\$0.75m

Mr R Dobrzynski (General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.

7.2 Public Questions without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(2)(b)

(Members of the public who ask Questions without Notice at a meeting will have both the question and any answer provided recorded in the Minutes. Council Officers will endeavour to answer the question asked at the meeting, however, that is not always possible and more research may be required. If an answer cannot be provided at the Meeting, the question will be treated as a Question on Notice. A response will be provided at the next Council Meeting.)

No Public Questions on Notice have been identified as part of these Minutes

Under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in MINUTES Item 8 - Planning Authority.

8 PLANNING AUTHORITY

No Development Applications have been registered with Council as part of these Minutes

DECISION: 13 February 2017

MOTION

Moved Alderman R I Soward, seconded Alderman R L McKendrick.

That Agenda Item 15.1 - Petition to Amend Sealed Plans Numbered 16325 and 19533 - 304 and 308 Penquite Road, Norwood be brought forward in the Agenda.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

15.1 Petition to Amend Sealed Plans Numbered 16325 and 19533 - 304 and 308 Penquite Road, Norwood**FILE NO:** DA0148/2014**AUTHOR:** Michael Jacques (Senior Legal Advisor)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider the recommendation of the Sealed Plan Hearing Committee in relation to the Petition to Amend Sealed Plans Numbered 16325 and 19533 - 304 and 308 Penquite Road, Norwood.

PREVIOUS COUNCIL CONSIDERATION:

Council - 25 July 2016 - Item 15.1 - 304-308 Penquite Road, Norwood - Petition to Amend a Sealed Plan

RECOMMENDATION:

Pursuant to Section 103 of the *Local Government (Building & Miscellaneous Provisions) Act 1993*, Council adopts the recommendation from the Sealed Plan Hearing Committee and approves the petition made in relation to Sealed plans 1625 and 19533 - 304 & 308 Penquite Road, Norwood, to remove the following covenants:

(b) That the main building erected on such lot shall not be used for any purpose other than a private dwelling house;

(d) That not more than one main building shall be erected on such Lot.

(f) That there shall not be erected any building or outbuilding (excluding carport) on such lot with outer walls other than of masonry brick or brick veneer construction;

(g) That no hoarding or other structure for the purpose of exhibiting any advertisement or sign shall be erected or placed or suffered to be upon any part of such Lot other than shall relate to the letting of such Lot;

(h) Not to subdivide such Lot into smaller lots nor alter nor amend the subdivision plan as it relates to such Lot in any way without the Vendor's consent first had and obtained;

(i) That other than domestic animals approved by the vendor no animals or birds of any kind shall be kept or permitted or suffered to be kept upon such Lot.

No Development Applications have been registered with Council as part of these Minutes...(Cont'd)

Ms L Hurst (Director Development Services) and Mr M Jacques (Senior Legal Advisor) were in attendance to answer questions of Council in respect of this Agenda Item.

Emily Sanzaro spoke against the Item

Jim Woolston spoke for the item

Peter Woolston spoke for the item

Ken Stanton spoke for the item

Steven Simean spoke for the item

DECISION: 13 February 2017

MOTION 1

Moved Alderman J Finlay, seconded Alderman D C Gibson.

That Council, in relation to the petition to remove certain covenants from Sealed Plans 16325 and 19533:

- 1. Approves the removal of the covenants (f) exterior cladding and (i) pets; and**
- 2. Rejects the petition to remove covenants (b) private dwelling, (d) one building per lot, (g) signage and (h) Vendor's consent.**

Lost 5:7

FOR VOTE: Alderman R L McKendrick, Alderman D C Gibson, Alderman J Finlay, Alderman E K Williams and Alderman K P Stojansek.

AGAINST VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D W Alexander, Alderman S R F Wood.

No Development Applications have been registered with Council as part of these Minutes...(Cont'd)

MOTION 2

Moved Alderman S R F Wood, seconded Alderman D H McKenzie.

That the Motion, as per the Recommendation to Council be adopted.

Lost 6:6

AGAINST VOTE: Alderman R L McKendrick, Alderman R J Sands, Alderman D C Gibson, Alderman J Finlay, Alderman E K Williams and Alderman K P Stojansek.

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman D H McKenzie, Alderman J G Cox, Alderman D W Alexander, Alderman S R F Wood.

Council adjourned for a break at 1.53pm.

Council resumed following a break at 1.56pm and resumed discussion on Agenda Item 9.1 - Mayor's Announcements.

9 ANNOUNCEMENTS BY THE MAYOR**9.1 Mayor's Announcements****FILE NO:** SF2375

Tuesday 24 January 2017

- Welcomed guests to the City of Launceston Event Sponsorship Information Sessions at 10am and 6pm in the Town Hall Reception Room.

Wednesday 25 January 2017

- Attended the Chilli Skyfire Official Function.

Thursday 26 January 2017

- Officiated at the Australia Day Public Citizenship Ceremony at the Albert Hall
- Attended and assisted with the City of Launceston Australia Day BBQ in the City Park.

Friday 27 January 2017

- Attended Ricky's Biggest Game of Cricket Charity Match at University of Tasmania Stadium.

The Mayor appointed Deputy Mayor Alderman Rob Soward as Acting Mayor for the period 1 February 2017 - 6 February 2017.

Saturday 4 February 2017

- Officiated at the St Giles "Walk with Me" from Myer's to the City Park.

The Mayor returned to office on 7 February 2017.

Friday 10 February 2017

- Attended the Official Opening of Festivale in the City Park.

Sunday 12 February 2017

- Officiated at the Launceston International at the Launceston Regional Tennis Centre.
-

9.2 Mayor's Report - 2009 Heritage Award - Mr John Millwood**FILE NO:** SF2965**MAYOR:** Albert van Zetten

DECISION STATEMENT:

To consider formally withdrawing the 2009 Heritage Award provided to Mr John Millwood and noting that the Award has been returned

PREVIOUS COUNCIL CONSIDERATION:

Council Meeting 23 January 2017 - response to the questions raised by Ms Dayna Dennison.

RECOMMENDATION:

That the Council hereby formally withdraws the 2009 Heritage Award provided to Mr John Millwood and notes that the Award has been returned.

The Mayor, Alderman Albert van Zetton was in attendance to answer questions of Council in respect of this Agenda Item.

The Mayor read an anonymous statement in respect of this Agenda item in favour of the Recommendation.

The Mayor, Alderman A M van Zetten, handed the Chair to the Deputy Mayor, Alderman R I Soward at 2.03pm.

The Mayor, Alderman A M van Zetten resumed the Chair at 2.15pm.

DECISION: 13 February 2017

MOTION

Moved Mayor, Alderman A M van Zetten, seconded Alderman R L McKendrick.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

10 ALDERMEN'S REPORTS

(This item provides an opportunity for Aldermen to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended.)

10.1 Alderman R L McKendrick

- **Attended the Launceston College Awards Presentation**
- **Attended the Art Rage Exhibition at the Queen Victoria Museum and Art Gallery**

10.2 Alderman D C Gibson

- **Attended the Australia Day Awards and commented on recipients**
 - **Attended the Art Rage Exhibition at the Queen Victoria Museum and Art Gallery**
 - **Congratulated Eve Gibbons (Grants and Sponsorship Officer) and the Community Development Department for the Events Sponsorship Sessions**
-

11 QUESTIONS BY ALDERMEN**11.1 Questions on Notice**

Local Government (Meeting Procedures) Regulations 2015 - Regulation 30

(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the General Manager of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be in writing.)

No Aldermen's Questions on Notice have been identified as part of these Minutes

11.2 Questions without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 29

(Questions without Notice, and any answers to those questions, are not required to be recorded in the Minutes of the Meeting.)

12 COMMITTEE REPORTS**12.1 Launceston Access Advisory Committee Report - 6 December 2016****FILE NO:** SF0025**AUTHOR:** Sarah McCormack (Community Development Project Officer)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Launceston Access Advisory Committee regular Meeting held on 6 December 2016.

RECOMMENDATION:

That Council receives the report from the Launceston Access Advisory Committee Meeting held on 6 December 2016.

Ms L Hurst (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017**MOTION**

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

13 COUNCIL WORKSHOPS

Council Workshops conducted on 6 February 2017 were:

- Economic Profile and Economic Development Strategy
- Police Briefing - Current Policing Issues in Launceston
- University of Tasmania Presentation
- Launceston City Deal Presentation
- Heritage Award

14 NOTICES OF MOTION

Local Government (Meeting Procedures) Regulations 2015 - Regulation 16(5)

No Notices of Motion have been identified as part of these Minutes

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Petition to Amend Sealed Plans Numbered 16325 and 19533 - 304 and 308 Penquite Road, Norwood**

A motion was passed to bring this item forward in the Agenda. It was considered after Agenda Item 7.1.1 - Public Questions on Notice - Council Meeting - 23 January 2017 on Page 8 of these Minutes.

15.2 Xiamen Philharmonic Orchestra**FILE NO:** SF4604, SF0124, SF3347**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider a request for support for the Xiamen Philharmonic Orchestra to perform at the Albert Hall on 23 March 2017.

RECOMMENDATION:

That, in support of the performance by the Xiamen Philharmonic Orchestra at the Albert Hall on 23 March 2017, Council agrees to:

1. Meet the cost of venue hire; and
 2. Provide a welcome reception prior to the concert performance.
-

Ms L Hurst (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017**MOTION**

Moved Alderman R L McKendrick, seconded Alderman R I Soward.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS**16.1 Action in respect of the York Park & Inveresk Precinct Authority****FILE NO:** SF3246**AUTHOR:** Robert Groenewegen (Manager Inveresk Precinct)**DIRECTOR:** Matthew Skirving (Acting Director Facilities Management)

DECISION STATEMENT:

To consider disbanding the York Park & Inveresk Precinct Authority (YPIPA).

Pursuant to Section 37 (1)(a) of the Local Government Act (1993) - This decision requires an absolute majority of Council.

RECOMMENDATION:

Pursuant to Section 37 of the *Local Government Act (1993)*, Council resolve to wind up the York Park & Inveresk Precinct Authority one month from the date of providing notice of this decision to Authority members, in accordance with *YPIPA Controlling Authority Rules*.

Mr R Sweetnam (Director Facilities Management) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017**MOTION**

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

Alderman R J Sands withdrew from the meeting at 2.34pm.

Alderman R J Sands re-attended the meeting at 2.36pm.

17 QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS

No Items have been identified as part of these Minutes

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS**18.1 Launceston BMX Club Lease****FILE NO:** SF0892**AUTHOR:** Tricia De Leon-Hillier (Parks Lease Management Officer)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider leasing an area of land at the St Leonards Sports Complex known as the BMX track (part of Certificate of Title Vol 103535 Folio 1) to the Launceston BMX Club Inc.

This decision requires an absolute majority of Council.

RECOMMENDATION:

That, pursuant to the provisions of Section 179 of the *Local Government Act* 1993, Council approves the lease of public land known as the BMX track, situated at 240 St Leonards Road (part of Certificate of Title Vol 103535 Folio 1), to the Launceston BMX Club Inc. under the following terms:

- the term shall be 5 years commencing on 1 March 2017;
- the lease amount shall be \$1 per annum if demanded;
- tenant to be responsible for:
 - energy costs;
 - volumetric and connection charges for water; and
 - other service charges (if any)
- tenant shall continuously maintain:
 - building in good and reasonable order; and
 - public liability insurance of at least \$10 million

Mr H Galea (Director Infrastructure Services) was in attendance to answer questions of Council in respect of Agenda Items 18.1 - 18.3 inclusive.

18.1 Launceston BMX Club Lease...(Cont'd)

DECISION: 13 February 2017

MOTION

Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

18.2 Disposal of Public Land - part of 50 Lamont Street**FILE NO:** 113270 SF0830**AUTHOR:** Robert Holmes (Senior Property Advisor)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider a request to purchase part of 50 Lamont Street.

RECOMMENDATION:

1. That Council authorises the General Manager to commence the process required under Section 178 of the Local Government Act 1993 to advertise the proposed sale of that part of 50 Lamont Street having an area of approximately 1,650m² as shown on Attachment 1.
 2. Subject to there being no objection under the advertised proposal to dispose of public land, that Council decides to sell that part of 50 Lamont Street indicated on the plan marked Attachment 1.
 3. Council as land owner authorises the General Manager to provide advice to the Planning Commission that it would not object to the making of an urgent amendment to the Launceston Interim Planning Scheme 2015 to rezone the land shown on Attachment 1 from "19.0 Open Space Zone" to "24.0 Light Industrial Zone".
-

DECISION: 13 February 2017**MOTION****Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.****That the Motion, as per the Recommendation to Council be adopted.****CARRIED 12:0****FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.**

18.3 Sale of land at rear of 151, 153 & 155-159 Hobart Road**FILE NO:** 9389 31960 9392**AUTHOR:** Robert Holmes (Senior Property Advisor)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider whether to dispose of surplus land.

PREVIOUS COUNCIL CONSIDERATION:

Council - 26 August 2013 - Item 26.1 - Council resolved to abandon the former access road proposal. Authorised the Director Infrastructure Services to make an application to remove the road notation from the title plan. Authorised the Director Infrastructure Services to enter into preliminary negotiations for sale of land, to obtain valuation advice and to report back to Council.

RECOMMENDATION:

That Council pursuant to Section 177 of the *Local Government Act 1993*, resolves to sell 3 parcels of land located at the rear of 151, 153 and 155-159 Hobart Road being Certificate of Title Volume 16640 folio 1, Certificate of Title Volume 16640 folio 2 and Certificate of Title Volume 50480 folio 1. Matters of conditions of sale and price are to be negotiated by the General Manager after having regard to valuation advice.

DECISION: 13 February 2017**MOTION**

Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

19 CORPORATE SERVICES DIRECTORATE ITEMS

19.1 LGAT General Meeting - 17 February 2017

FILE NO: SF2217

AUTHOR: John Davis (Manager Corporate Strategy)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the items listed for decision, noting and discussion at the Local Government of Tasmania (LGAT) General Meeting scheduled for 17 February 2017.

RECOMMENDATION:

That Council directs the Council representative on the items listed for decision, noting and discussion at the Local Government Association of Tasmania General Meeting for 17 February 2017 in the manner indicated within the table below:

Items for Decision, Noting and Decision at LGAT General Meeting 17 February 2017

Ag Item	Pg. No	Items for Discussion/Decision	Submitting Council/s	City of Launceston Comment/Recommendation
2.1	10	<p>Motion - Elected Members Access to Electoral Rolls</p> <p>Decision Sought -</p> <ol style="list-style-type: none"> 1. That LGAT Supports the entitlement of all councillors in Tasmania to be provided with a hard copy or electronic copy of the electoral roll for their Local Government Area, including the General Manager's Roll for that area, with regular updates; and 2. That LGAT calls on the Tasmanian Government to put forward the legislative changes necessary to give effect to this entitlement, noting that details such as the regularity of updates, permitted uses of the roll and how the costs of providing the roll will be funded; and what safeguards will be put in place to ensure copies of the roll are transmitted securely are matters to be determined by the Tasmanian Government in consultation with Local Government. 	Clarence City	<p>Comment: Robert Dobrzynski, General Manager</p> <p>Given the candidates have access to the electoral roll there seems no reason why the elected members should not be accorded the same access.</p> <p>Recommendation: Supported</p>
2.2	11	<p>Motion - Extending term of GMC Members</p> <p>Decision Sought -</p> <p>That the Members agree to an extension of the term of office of the two Southern GMC Members elected to fill casual vacancies during 2016.</p>	LGAT	<p>Comment: Robert Dobrzynski, General Manager</p> <p>Recommendation: Supported</p>
3.1	12	<p>State Budget Submission</p> <p>Decision Sought -</p> <p>That Members note the report as stated in Background.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>The Council directly engages with member of State Government on budget matters on an ongoing basis.</p> <p>Recommendation: Noted</p>

19.1 LGAT General Meeting - 17 February 2017...(Cont'd)

Ag Item	Pg. No	Items for Discussion/Decision	Submitting Council/s	City of Launceston Comment/Recommendation
3.2	13	<p>Code of Conduct</p> <p>Decision Sought -</p> <ol style="list-style-type: none"> That Members note the report by LGAT and presentation by the Local Government Division; and That Members note the Government has committed to a twelve month review of the Code of Conduct legislation. 	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>LGAT will be engaging with councils as part of the review process.</p> <p>Recommendation: Noted</p>
3.3	15	<p>Review of Local Government Act</p> <p>Decision Sought -</p> <p>That Members note the report as stated in Background.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Noting that the draft amendment Bill will be released for public consultation when prepared.</p> <p>Recommendation: Noted</p>
3.4	16	<p>ALGA Strategic Planning</p> <p>Decision Sought -</p> <p>That Members note the verbal report provided by the President.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
3.5	17	<p>TasWater</p> <p>Decision Sought -</p> <p>That the Meeting note:</p> <ol style="list-style-type: none"> The submission made by LGAT with regard to TasWater; and That LGAT is currently seeking advice from council GMs in relation to a possible submission to the Price and Service Plan. 	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>The Price and Service Plan is a process that concludes with a determination by the Office of the Economic Regulator (OTTER) on the charges that can be set by Taswater.</p> <p>The consultation process provides for individual comment as we as through the LGAT. From an overall perspective the approach presented by TasWater in their issues paper is accepted.</p> <p>Recommendation: Noted</p>

Ag Item	Pg. No	Items for Discussion/Decision	Submitting Council/s	City of Launceston Comment/Recommendation
3.6	18	<p>LGAT Communications & Marketing</p> <p>Decision Sought -</p> <p>That Members note the changes to LGAT Communications.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
3.7	20	<p>Waste</p> <p>Decision Sought -</p> <p>That Members note that</p> <ol style="list-style-type: none"> The Environmental Protection Authority has commenced preparation of an updated Statewide Waste Strategy and is very keen to seek Local Government input; The LGAT Waste Reference group (WRG) has met on two occasions (November and February) with a draft Statewide Waste Strategy from a Local Government perspective being presented at the most recent meeting; and Once endorsed, this document will be used as a tool for engagement with the EPA during their updating of the State Waste Strategy. 	LGAT	<p>Comment: Harry Galea, Director Infrastructure Services</p> <p>The Tasmania Government have commissioned the EPA to develop an 'action plan' based Tasmanian Waste Strategy. In order for Local Government to be able to properly contribute to the Tasmanian Strategy, work was undertaken to prepare a waste strategy from a local government perspective.</p> <p>Recommendation: Noted</p>
3.8	22	<p>Planning Reform</p> <p>Decision Sought -</p> <p>That Members note the progress of the State Government's planning reforms and the key issues for the Local Government sector.</p>	LGAT	<p>Comment: Leanne Hurst, Director Development Services</p> <p>Recommendation: Noted</p>

19.1 LGAT General Meeting - 17 February 2017...(Cont'd)

Ag Item	Pg. No	Items for Discussion/Decision	Submitting Council/s	City of Launceston Comment/Recommendation
3.9	23	<p>Feasibility Studies</p> <p>Decision Sought -</p> <p>That Members note the President will provide a verbal report should there be new information since the last General Meeting.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
3.10	23	<p>Building Act 2016</p> <p>Decision Sought -</p> <p>That Members note the commencement of the Building Act 2016 and related instruments and LGAT's continued advocacy on behalf of the membership.</p>	LGAT	<p>Comment: Leanne Hurst, Director Development Services</p> <p>Recommendation: Noted</p>
3.11	24	<p>Training</p> <p>Decision Sought -</p> <p>That Members note the progress of the updated LGAT Training and Professional Development program.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
3.12	25	<p>Emergency Management</p> <p>Decision Sought -</p> <p>That Members note the report as stated in Background.</p>	LGAT	<p>Comment: Matthew Skirving, Acting Director Facilities Management</p> <p>LGAT and SES have maintained engagement with Council Officers throughout the Justice Review process and comment has been provided by officers as required. City of Launceston provided a submission for the Government Review into the June 2016 floods.</p> <p>Recommendation: Noted</p>

Ag Item	Pg. No	Items for Discussion/Decision	Submitting Council/s	City of Launceston Comment/Recommendation
3.13	27	<p>Energy</p> <p>Decision Sought -</p> <p>That Members note the report as stated in Background.</p>	LGAT	<p>Comment: Harry Galea, Director Infrastructure Services</p> <p>The key section relevant to the City of Launceston is that the LED Local street light replacement program that will start insitu in Launceston in February.</p> <p>Recommendation: Noted</p>
3.14	29	<p>Annual Plan</p> <p>Decision Sought -</p> <p>That Members note the LGAT Annual Plan (Attachment to Item 3.14 - LGAT General Meeting Agenda)</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
3.15	30	<p>Policy Update</p> <p>Decision Sought -</p> <p>That Members note the report on current Policy Activity.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: Noted</p>
4.1	35	<p>LGAT Strategic Plan</p> <p>Decision Sought -</p> <p>That the Members discuss priorities for the 2017-2020 LGAT Strategic Plan.</p>	LGAT	<p>Comment: Michael Tidey, Director Corporate Services</p> <p>Recommendation: For discussion only - no decision required</p>

Mr M Tidey (Director Corporate Services) and Mr J Davis (Manager Corporate Strategy) were in attendance to answer questions of Council in respect of this Agenda Item.

19.1 LGAT General Meeting - 17 February 2017...(Cont'd)

DECISION: 13 February 2017**MOTION****Moved Alderman R L McKendrick, seconded Alderman E K Williams.****That the Motion, as per the Recommendation to Council be adopted.****CARRIED 12:0****FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.**

19.2 Delegation from Council to General Manager - Strata Titles Act 1998 (Tas)**FILE NO:** SF0113/SF2642/SF6203**AUTHOR:** Leanne Purchase (Governance and Planning Coordinator)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the delegation from Council to the General Manager of particular powers and functions under the *Strata Titles Act 1998 (Tas)*.

PREVIOUS COUNCIL CONSIDERATION:

Not applicable.

RECOMMENDATION:

That Council:

1. Pursuant to section 22 of the *Local Government Act 1993 (Tas)*, determines to delegate the following powers and functions under the *Strata Titles Act 1998 (Tas)* to the holder of the position of General Manager -

- i. Section 31(3) - Issuing a certificate of approval for a strata plan
 - ii. Section 31(4) - Council must return documents
 - iii. Section 31(6) - Council must refuse to issue certificate of approval
 - iv. Section 36(1) - Developer can apply to Council for in principle approval
 - v. Section 37(1)(a) - Council can require changes
 - vi. Section 37(1)(b) - Council can require demolition or alteration
 - vii. Section 37(2)(a) - Council can approve staged development scheme unconditionally
 - viii. Section 37(2)(b) - Council can approve the staged development scheme subject to specified conditions
 - ix. Section 37(2)(c) - Council can refuse to approve the staged development scheme
 - x. Section 37(4) - Council to issue certificate of approval
 - xi. Section 41(2) - Council can refuse to approve stage
 - xii. Section 42(2) - Council to receive application for variation of staged development scheme
 - xiii. Section 42(5) - Council may dispense with consent of owners
 - xiv. Section 42(6) - Council may approve or refuse application for variation
 - xv. Section 45 - Council may apply for an injunction
 - xvi. Section 54(1)(a) - Council can require changes
 - xvii. Section 54(1)(b) - Council can require demolition or alteration
-

19.2 Delegation from Council to General Manager - Strata Titles Act 1998 (Tas)...(Cont'd)

- xviii. Section 54(2)(a) - Council can approve community development scheme unconditionally
- xix. Section 54(2)(b) - Council can approve the staged development scheme subject to specified conditions
- xx. Section 54(2)(c) - Council can refuse to approve the community development scheme
- xxi. Section 54(4) - Council to issue certificate of approval
- xxii. Section 57(2) - Council can refuse to approve stage
- xxiii. Section 58(2) - Council to receive application for variation of community development scheme
- xxiv. Section 58(5) - Council may dispense with consent of owners
- xxv. Section 58(6) - Council may approve or refuse application for variation
- xxvi. Section 61 - Council may apply for an injunction
- xxvii. Section 65(a) - Council to receive notification of proposed sale or disposal of land
- xxviii. Section 65(b)(i) - Council to receive undertaking on acquisition of land in scheme
- xxix. Section 65(b)(ii) - Council may require security on acquisition of land in scheme
- xxx. Section 142(2)(b) - Council can apply to the Recorder of Titles to have a register of title cancelled or corrected

2. Subject to the adoption of recommendation 1, revokes the **Delegation of Approval for Staged Development Schemes under the Strata Titles Act 1998 Policy** 18-PI-009.

3. Subject to the adoption of recommendation 1, revokes the delegation of the power to authorise the cancellation of strata plans from Council to the General Manager made at item 9.12 at the Council Meeting on 5 April 2004.

4. Subject to the adoption of recommendation 1, authorises the holder of the position of General Manager to delegate the powers and functions described at 1. to an employee or employees of the Council, as provided for by section 64(b) of the *Local Government Act 1993 (Tas)*.

5. Subject to the adoption of recommendations 1 to 4, notes the delegations at 1. above, and the revocations at 2. and 3. above, will be effected by an instrument that will be executed by the Mayor to comply with the requirement of section 22(1) of the *Local Government Act 1993 (Tas)* that delegations are in writing.

6. Notes that, on execution of the instrument described at 5. above, the Council's delegations register will be updated to reflect the delegations and revocations described in the instrument.

**19.2 Delegation from Council to General Manager - Strata Titles Act 1998
(Tas)...(Cont'd)**

Mr M Tidey (Director Corporate Services) and Mrs L Purchase (Governance and Planning Coordinator) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017

MOTION

Moved Alderman J G Cox, seconded Alderman D H McKenzie.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

19.3 Council Meetings (Frequency and Commencement Time) Policy**FILE NO:** SF0975**AUTHOR:** John Davis (Manager Corporate Strategy)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the Council Meetings (Frequency and Commencement Time) Policy 14-Plx-001.

This decision requires an absolute majority, per Regulation 6(1) of the Local Government (Meeting Procedures) Regulations 2015.

PREVIOUS COUNCIL CONSIDERATION:

Council - 23 January 2017 - 19.1- Council Meetings (Frequency and Commencement Time) Policy

SPPC - 6 February 2017 - 4.4 - Council Meetings (Frequency and Commencement Time) Policy

RECOMMENDATION:

That Council adopts the Council Meetings (Frequency and Commencement Time) Policy as follows:

Council Meetings (Frequency and Commencement Time) Policy (14-Plx-001)**PURPOSE:**

To set the commencement times of ordinary Council Meetings and Strategic Planning and Policy Committee (SPPC) Meetings, to comply with regulation 6(1) of the *Local Government (Meeting Procedures) Regulations 2015*, which states:

A meeting is not to start before 5:00pm unless otherwise determined by the council by absolute majority or by the council committee by simple majority.

To set the frequency of the ordinary Council Meetings and SPPC Meetings

To set the start time and day of Council's Annual General Meeting, to comply with section 72B(1)(a) of the *Local Government Act 1993 (Tas)* which states:

19.3 Council Meetings (Frequency and Commencement Time) Policy...(Cont'd)

A council must hold an Annual General Meeting on a date that is not later than 15 December in each year

SCOPE:

This policy applies to ordinary Council Meetings, SPPC Meetings and the Annual General Meeting.

POLICY:

1. The first meeting of the calendar year will be a Council Meeting which will be held on the fourth Monday in January.
2. Following the first Council Meeting, SPPC and Council Meetings will be held on alternate Mondays, with no meeting being held on a week where there is a Monday public holiday, until the final scheduled Council Meeting in December.
3. The final scheduled Council Meeting will be on either the second or third Monday in December.
4. Council Meetings will commence at 1.00pm.
5. SPPC Meetings will commence at 10.00am.
6. The Annual General Meeting is held on the first Monday in December, at 5.30pm.

PRINCIPLES:

The Council's organisational values apply to all activities.

RELATED POLICIES & PROCEDURES:

N/A

RELATED LEGISLATION:

Local Government Act 1993

Local Government (Meeting Procedures) Regulations 2015

REFERENCES:

N/A

DEFINITIONS:

N/A

REVIEW:

This Policy will be reviewed after each Council election.

19.3 Council Meetings (Frequency and Commencement Time) Policy...(Cont'd)

Mr M Tidey (Director Corporate Services) and Mr J Davis (Manager Corporate Strategy) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017

MOTION

Moved Alderman R I Soward, seconded Alderman E K Williams.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

19.4 Council Borrowing Approval and Budget Amendment for the 2016/2017 Financial Year

FILE NO: SF6329

AUTHOR: Paul Gimpl (Manager Finance)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the approval for the taking out of loans under the State Government's Accelerated Local Government Capital Program and the amendment of the Council's Capital Budget.

The decision requires an absolute majority of Council in accordance with Section 82(4) of the Local Government Act 1993.

PREVIOUS COUNCIL CONSIDERATION:

Council - 28 November 2018 - 20.2 - CH Smith Site Development

RECOMMENDATION:

1. That Council, pursuant to Section 78 of the *Local Government Act 1993* authorises the following amounts totalling \$19.5m to be borrowed under the State Government's Accelerated Local Government Capital Program (ALGCP).

	\$m
a) Reimaging the Cataract Gorge	0.5
b) St John Street Redevelopment	4.2
c) Brisbane Street Mall Redevelopment	5.8
d) CH Smith Car Park	9.0
	<u>19.5</u>

The program provides for the State Government to fully subsidise the interest that would otherwise apply to the loans.

2. That Council, pursuant to Section 82 of the *Local Government Act 1993* approves the amendment of the Capital Works Budget for the 2016/17 financial year as follows:

Capital Budget	Council \$m	Grant \$m	Total \$m
Existing (pending approval)	18.6	15.3	33.9
ALGC Program	19.5	-	19.5
	<u>38.1</u>	<u>15.3</u>	<u>53.4</u>

COUNCIL MINUTES

Monday 13 February 2017

19.4 Council Borrowing Approval and Budget Amendment for the 2016/2017 Financial Year...(Cont'd)

Project	Current Amount \$	Transfer From \$	Transfer To \$	New Budget \$
a) Reimaging the Cataract Gorge	250,000	-	500,000	750,000
b) St John Street Redevelopment	-	-	4,200,000	4,200,000
c) Brisbane Street Mall Redevelopment	-	-	5,800,000	5,800,000
d) CH Smith Car Park	-	-	9,000,000	9,000,000
	<u>250,000</u>	<u>-</u>	<u>19,500,000</u>	<u>19,750,000</u>

Note

1. The existing budget includes some amendments that are pending approval by the Audit Panel and Council that occur as part of routine updates.
 2. The overall budget is the current year funding and does not include the funding carried forward from 2015/2016.
-

Mr M Tidey (Director Corporate Services) and Mr P Gimpl (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 13 February 2017

MOTION

Moved Alderman R I Soward, seconded Alderman D H McKenzie.

That the Motion, as per the Recommendation to Council be adopted.

CARRIED 12:0

FOR VOTE: Mayor, Alderman A M van Zetten, Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

20 GENERAL MANAGER'S DIRECTORATE ITEMS

No Items have been identified as part of these Minutes

21 URGENT BUSINESS

Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2015, states that a council, by absolute majority at an ordinary council meeting, may decide to deal with a matter that is not on the Minutes.

No Urgent Items have been identified as part of these Minutes

22 CLOSED COUNCIL

Local Government (Meeting Procedures) Regulations 2015 - Regulation 15(2)

The Mayor, Alderman A M van Zetten, handed the Chair to the Deputy Mayor, Alderman R I Soward at 3.02pm.

The Mayor, Alderman van Zetten withdrew from the meeting at 3.02pm.

22.1 Confirmation of the Minutes

Pursuant to the *Local Government (Meeting Procedures) Regulations 2015 - Regulation 34(6)* states that at the next closed meeting, the minutes of a closed meeting, after any necessary correction, are to be confirmed as the true record by the council or council committee and signed by the chairperson of the closed meeting.

22.2 Information regarding the proposed sale of part of 50 Lamont Street**RECOMMENDATION:**

That Minutes Item 22.2 - Information regarding the proposed sale of part of 50 Lamont Street be considered within Closed Council pursuant to the authority contained within Regulation 15(2)(f) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

15(2)(f) proposals for the council to acquire land or an interest in land or for the disposal of land

22.3 Information regarding land at the rear of 151, 153 & 155-159 Hobart Road**RECOMMENDATION:**

That Minutes Item 22.3 - Information regarding land at the rear of 151, 153 & 155-159 Hobart Road be considered within Closed Council pursuant to the authority contained within Regulation 15(2)(f) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- 15(2)(f) proposals for the council to acquire land or an interest in land or for the disposal of land

22.4 Rate Remission - Residential Properties Made Uninhabitable by the June 2016 Flooding**RECOMMENDATION:**

That Minutes Item 22.4 - Information regarding land at the rear of 151, 153 & 155-159 Hobart Road be considered within Closed Council pursuant to the authority contained within Regulation 15(2)(g) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- 15(2)(g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

DECISION: 13 February 2017**MOTION**

Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.

That the Council move into Closed Session to consider Agenda Item 22.1 - Confirmation of the Minutes, Agenda Item 22.2 - Information regarding the proposed sale of part of 50 Lamont Street, Agenda Item 22.3 - Information regarding land at the rear of 151, 153 & 155-159 Hobart Road and Agenda Item 22.4 - Rate Remission - Residential Properties Made Uninhabitable by the June 2016 Flooding.

CARRIED 11:0

FOR VOTE: Deputy Mayor, Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek.

NOT IN ATTENDANCE: Mayor, Alderman A M van Zetten.

Council moved to Closed Session at 3.02pm

Council returned to Open Session at 3.09pm.

23 MEETING CLOSURE

The Deputy Mayor, Alderman Soward, closed the Meeting at 3.09pm.

UNCLASSIFIED MINUTES ITEMS: