



City of
LAUNCESTON

COUNCIL AGENDA

**COUNCIL MEETING
MONDAY 18 SEPTEMBER 2017
1.00pm**

City of Launceston

COUNCIL AGENDA

Monday 18 September 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: 18 September 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 Agenda Items for this Meeting.



Michael Tidey
Acting General Manager

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	No Items have been identified as part of this Agenda	

City of Launceston

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

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.)

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 4 September 2017 be confirmed as a true and correct record.

4 DEPUTATIONS

No Deputations have been identified as part of this Agenda

5 PETITIONS

Local Government Act 1993 - Sections 57 and 58

No Petitions have been identified as part of this Agenda

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 Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Aldermen.)

No Community Reports have been registered with Council as part of this Agenda

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.)

No Public Questions on Notice have been identified as part of this Agenda

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.)

8 PLANNING AUTHORITY

No Development Applications have been identified as part of this Agenda

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

Tuesday 5 September 2017

- Attended the Science Investigation Awards at the Sir Raymond Ferrall Centre at UTAS Newnham

Wednesday 6 September 2017

- Attended the Uncover Launceston Launch by The Hon Will Hodgman MP Premier Tasmania in the John Hart Conservatory in the City Park
- Attended the proposed Launceston Regional Tennis Centre clubhouse facility upgrade project Meeting at the Launceston Regional Tennis Centre
- Attended the Junction Calypso Opening Night Event in the Princess Square

Thursday 7 September 2017

- Officiated at a Citizenship Ceremony at the Town Hall
- Attended Junction Arts You Tube session with Adam Page in the Princes Square

Friday 8 September 2017

- Attended the Official Opening of the 2017 Tasmanian Outdoor Boat and Caravan Show at the Silverdome
- Attended the Autobarn Cocktail Party at Autobarn Launceston

Sunday 10 September 2017

- Attended the Hockey Tasmania Luncheon to acknowledge the contribution of volunteers at the Northern Hockey Centre

Tuesday 12 September 2017

- Attended the AGM of the Honorary Justices' Association of Tasmania at Henty House
 - Attended Theatre North's Production of Bakersfield Mist at the Princess Theatre
-

9.1 Mayor's Announcements ...(Cont'd)

Wednesday 13 September 2017

- Officiated at the Launceston Community Christmas Launch at the Albert Hall
- Officiated at the Opening at the Northern Suburbs Community Centre with special guest Peter Kenyon in Blackwood Drive

Thursday 14 September 2017

- Attended farewell function for Robert Dobrzynski at the Town Hall

Friday 15 September 2017

- Attended the Starting Point Neighbourhood House AGM at Starting Point Neighbourhood House
- Attended farewell function for Lou Clark at the Penny Royal
- Officiated at the Mothers Union Conference at the Tramsheds Function Centre

Saturday 16 September 2017

- Attended launch of Persistence Pays, New book by Dr John Paull at QVMAG Inveresk
- Attended the North Launceston Bowls Club Opening Day at the North Launceston Bowls Club
- Attended the NTFA Grand Final Lunch for Division One at the Windsor Park Function Centre
- Attended the Courage and Hope Cocktail Ball at the Tailrace Centre

Sunday 17 September 2017

- Officiated at the Women's 5km Run for Cancer Council Tasmania at the City Park
-

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.)

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 this Agenda

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 Tender Review Committee Meeting - 28 August 2017 and 4 September 2017

FILE NO: SF0100

AUTHOR: Jonathan Downes (Manager Strategic Procurement)

DIRECTOR: Paul Gimpl (Acting Director Corporate Services)

DECISION STATEMENT:

To receive and consider a report from the Tender Review Committee (a delegated authority Committee).

RECOMMENDATION:

That Council receives the report from the Tender Review Committee Meetings held on 28 August 2017 and 4 September 2017.

REPORT:

The Tender Review Committee Meeting, held on 28 August 2017, determined the following:

Kerbside Food and Garden Organics Collection - CD.025/2016

The Tender Review Committee accepted the tender submitted by Veolia Environmental Services for the Kerbside Food and Garden Organics Collection, at the schedule of rates provided.

Number of tenements	Veolia
1 - 500	\$11.96
501 - 1000	\$11.96
1,001 - 1,500	\$5.98
1,501 - 2,000	\$3.99
2,001 - 3,000	\$2.99
3,001 - 4,000	\$2.40
4,001 - 5,000	\$1.88
5,001 - 6,000	\$1.56
6,001 - 8,000	\$1.35
8,001 - 10,000	\$1.14
Driver collect	Nil Charge

**12.1 Tender Review Committee Meeting - 28 August 2017 and 4 September 2017
...(Cont'd)**

The Tender Review Committee Meeting, held on 4 September 2017, determined the following:

North Bank Redevelopment Project - Design, Supply and Delivery of Signature Playground Equipment - CD016/2016

The Tender Review Committee approved that two separate components of submissions be accepted for the Design, Supply and Delivery of Signature Playground Equipment as follows:

Signature Element 1 - Ultimate Play for the total contract sum of \$793,525 (excluding GST) which shall be awarded under two separate contracts:

- a) General Conditions of Contract AS4911-2003 (Supply and Delivery of Goods);
- b) General Conditions of Contract AS4000-1997 (Works and Services Agreement.)

Signature Element 2 - Moduplay for the total contract sum of \$338,500 (excluding GST) which shall be awarded under the General Conditions of Contract AS4902-2000 (Design and Construct).

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Strategic Plan 2014-2024
Priority Area 8 - A secure, accountable and responsive Organisation

**12.1 Tender Review Committee Meeting - 28 August 2017 and 4 September 2017
...(Cont'd)**

BUDGET & FINANCIAL ASPECTS:

This project is funded in accordance with the approved 2017/2018 budget.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation



Paul Gimpl: Acting Director Corporate Services

13 COUNCIL WORKSHOPS

Council Workshops conducted on 11 September 2017 were:

- UTAS - Regular updates
 - TFGA - Update on issues facing the agricultural sector
 - Neighbour concerns regarding 22 Campbell Street, Newstead
 - Proposed Gorge Hotel
 - Northern Suburbs Revitalisation Project - Rocherlea ABCDE Learning Site
 - Civic Square Public Amenity Building - Concept
-

14 NOTICES OF MOTION

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

14.1 Notice of Motion - D W Alexander - Policy Paper on Equity in Regulating Accommodation Places

FILE NO: SF5547

AUTHOR: Tegan Murray (Committee Clerk)

GENERAL MANAGER: Michael Tidey (Acting General Manager)

DECISION STATEMENT:

To consider creating a Policy on Equity in Regulating Accommodation Places.

RECOMMENDATION:

That the Council request officers to prepare a Policy Paper for consideration at a future Workshop dealing with the following.

1. existing regulation governing hotel and motel accommodation places within the City of Launceston.
 2. existing regulation governing Airbnb and Short Stayz and similar accommodation places within the City of Launceston.
 3. the ability of the Council to administer regulation of Airbnb and Short Stayz and similar accommodation places within the City of Launceston and difficulties encountered.
 4. observations and analysis concerning potential disincentives for investment in hotel and motel accommodation within the City of Launceston resulting from the level of regulation compared to Airbnb and Short Stayz and similar accommodation places.
 5. observations based on investigation regarding the impacts, both positive and negative of Airbnb and Short Stayz and similar accommodation on tourism and investment within the City of Launceston.
 6. any other matters considered relevant.
-

REPORT:

Alderman D W Alexander will speak to this item.

14.1 Notice of Motion - D W Alexander - Policy Paper on Equity in Regulating Accommodation Places ...(Cont'd)

Officer Comment:

Leanne Hurst (Director Development Services)

The home sharing elements of the visitor accommodation market have recently been the subject of reform by the Tasmanian Government. Standardised state-wide planning provisions now apply that significantly deregulate this sector. Many scenarios no longer need planning approval, for example letting your house while you are on holiday, or letting less than 4 bedrooms in your house.

These changes appear to be increasing the supply of accommodation on the market, and also reduce the ability for Council to regulate the sector. Many operators who previously required permits will now not require them, significantly reducing the compliance burden on Council.

There are currently no identified studies on the impacts of this sector on the tourism economy of Launceston

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Strategic Plan 2014-2024

Priority Area 7 - A city that stimulates economic activity and vibrancy

Ten-year goal - To develop a strategic and dedicated approach to securing economic investment in Launceston

Key Directions -

2. To provide an environment that is conducive to business and development
 6. To facilitate direct investment in the local economy to support its growth
-

14.1 Notice of Motion - D W Alexander - Policy Paper on Equity in Regulating Accommodation Places ...(Cont'd)

BUDGET & FINANCIAL ASPECTS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Michael Videy: Acting General Manager

ATTACHMENTS:

1. Notice of Motion - Alderman D W Alexander - Policy Paper on Equity in Regulating Accommodation Places
-

CITY OF LAUNCESTON

MEMORANDUM

FILE NO: SF5547 : SF 3626
DA
DATE: 29 August 2017

TO: Robert Dobrzynski General Manager
c.c. Committee Clerks
FROM: Darren Alexander Alderman

**SUBJECT: Notice of Motion - Policy Paper on Equity in Regulating
Accommodation Places**

In accordance with Clause 16 (5) of the *Local Government (Meeting Procedures) Regulations 2015* please accept this Notice of Motion for placement on the agenda of the Meeting of Council to be held on Monday 18 September 2017.

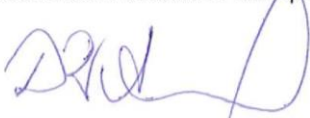
Motion

That the Council request officers to prepare a Policy Paper for consideration at a future Workshop dealing with the following.

- (i) existing regulation governing hotel and motel accommodation places within the City of Launceston.
- (ii) existing regulation governing Airbnb and Short Stayz and similar accommodation places within the City of Launceston.
- (iii) the ability of the Council to administer regulation of Airbnb and Short Stayz and similar accommodation places within the City of Launceston and difficulties encountered.
- (iv) observations and analysis concerning potential disincentives for investment in hotel and motel accommodation within the City of Launceston resulting from the level of regulation compared to Airbnb and Short Stayz and similar accommodation places.
- (v) observations based on investigation regarding the impacts, both positive and negative of Airbnb and Short Stayz and similar accommodation on tourism and investment within the City of Launceston.
- (vi) any other matters considered relevant.

Background

Alderman Alexander will speak to this item.



Alderman Darren Alexander

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Increased Funding Request from the RSPCA****FILE NO:** 78670**AUTHOR:** Debbie Fortuin (Manager Environmental Services)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider a request from the RSPCA for an increase to the financial contribution for the managing of the pound on behalf of City of Launceston.

PREVIOUS COUNCIL CONSIDERATION:

Council - 30 July 2007 - Agenda Item 11.3 - RSPCA - Lease Arrangements

Council - 10 July 2017 - Agenda Item 15.2 - Increased Funding Request from the RSPCA

SPPC Workshop - 17 July 2017 - workshop discussion

RECOMMENDATION:

That Council agrees to:

1. Enter into a Service Agreement with the RSPCA for the management of the pound facility at 19 Cavalry Road, Mowbray on behalf of the City of Launceston for the 2017/18 financial year.
 2. Provide \$65,000 as an annual payment to the RSPCA for providing the service.
 3. Participate in a review of the service agreement, lease agreement and the funding model in conjunction with RSPCA personnel prior to the confirmation of the 2018/19 budget.
-

REPORT:

The City of Launceston and the RSPCA have a lease agreement with a Memorandum of Understanding (MoU) which has been in place since 2007. The lease has expired and discussions are currently underway to review both the lease agreement and the MoU.

The MoU contains details regarding pound arrangements that the RSPCA undertakes for the City of Launceston. As part of this arrangement the MoU states:

15.1 Increased Funding Request from the RSPCA ...(Cont'd)

'Financial Contribution

Launceston City Council will pay \$55,000 per annum paid monthly in arrears to the RSPCA to operate the pound. This fee is to include coverage of wages and the cost of maintenance and euthanasia for dogs detained in Council's Pound. The actual cost of maintenance and impounding will be offset by the monies paid by dog owners upon collection of their dog. The RSPCA are to retain these monies and they shall be expended by the RSPCA on the provision of shelter, food and water for the dogs and cleaning materials for the premises.'

On 15 May 2017, the City of Launceston received a request from the RSPCA for an increase in financial contribution (Attachment 1).

The RSPCA is requesting that the financial contribution be increased to \$80,000 per annum.

As per the MoU currently in place, the RSPCA receives \$55,000 per annum paid monthly in arrears as a contribution towards staff wages, pound maintenance and euthanasia. It further receives all impoundment and sustenance fees from reclaimed dogs which are intended to help subsidise the costs of running the pound. Impoundment and sustenance fees have increased since the inception of the Lease Agreement, while the annual financial contribution has not.

The RSPCA's submission indicates that, if the annual contribution had been indexed in line with CPI and wage increases the contribution should now be approximately \$90,000 as indicated, as indicated in table1 below:

Table 1 - RSPCA Funding Request

Staff wages @ 1.5 FTE	\$55,600
Pound maintenance and euthanasia	\$34,000
Total costs	\$89,600

The assessment of Council officers of the pound numbers (as provided by the RSPCA) and applicable income for the previous 12 months is outlined in table 2 as follows:

Table 2 - Projected Income over a 12 month period

Impound fees	13,230
Sustenance fees	12,038
Financial Contribution	55,000
Total Income	80,268

15.1 Increased Funding Request from the RSPCA ...(Cont'd)

The calculated income (incorporating the existing annual contribution) is equivalent to the contribution amount being requested by the RSPCA. This indicates that the combined contribution and fees retained by the organisation should be sufficient to operate the service. In addition to the \$55,000 financial contribution, City of Launceston provides the facility to the RSPCA at a peppercorn lease rate of \$25 per annum. The RSPCA also announced on 8 June 2017 that they will no longer be opening on Sundays, which should result in savings in wages.

It is recognised that the RSPCA provides a valuable service both in terms of operating the pound facility and also, as a separate service to the community, through the re-homing of abandoned dogs through its adoption program. Prior to having access to the pound operating figures, an amount of \$65,000 was included within the 2017/2018 budget for the annual financial contribution. Officers have therefore recommended that the budgeted amount of \$65,000 be approved by Council as the contribution to the RSPCA for the 2017/18 financial year, representing a \$10,000 increase.

The agreement for the impoundment service was considered by Council on 10 July 2017 and the decision was deferred to enable further discussion. Officers presented the detail of the calculations that were used to reach the recommendation at a workshop on 17 July. Further liaison was also undertaken with the RSPCA including presenting them with an alternative option of an annual contribution of \$80 000 payable monthly in arrears, with the impoundment fees and charges to be retained by City of Launceston. The RSPCA has declined this option and opted for the original recommendation of \$65,000 per annum payable monthly in arrears, with the RSPCA to retain the impoundment fees and charges.

Ongoing discussions with the RSPCA will be held to review the lease agreement and MoU and options for the future management of the pound will be further explored.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Impounding stray and wandering dogs is essential to ensure public and environmental safety.

15.1 Increased Funding Request from the RSPCA ...(Cont'd)

SOCIAL IMPACT:

Dogs are an important part of our society however the risk of them not being under effective control impacts on public safety. The Dog Management Policy in conjunction with the *Dog Control Act 2000* (the Act) contributes to the regulation, management and control of dogs. A key avenue of control in the Act is the ability to impose financial penalties on dog owners by means of infringements and impoundment fees.

or

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Strategic Plan 2014-2024
Priority Area 8 - A secure, accountable and responsive Organisation

BUDGET & FINANCIAL ASPECTS:

As per 2017/18 budget recommendations.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Leanne Hurst: Director Development Services

ATTACHMENTS:

1. Agreement for lease of RSPCA Headquarters and Council animal pound located at Cavalry Road, Mowbray (distributed electronically)
-

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS

No Items have been identified as part of this Agenda

17 QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS

No Items have been identified as part of this Agenda

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS

No Items have been identified as part of this Agenda

19 MAJOR PROJECTS DIRECTORATE ITEMS

No Items have been identified as part of this Agenda

20 CORPORATE SERVICES DIRECTORATE ITEMS

No Items have been identified as part of this Agenda

21 GENERAL MANAGER'S DIRECTORATE ITEMS

No items have been identified as part of this Agenda

22 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 Agenda.

No Urgent Items have been identified as part of this Agenda

23 CLOSED COUNCIL

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

No Closed Items have been identified as part of this Agenda

24 MEETING CLOSURE