



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 10 SEPTEMBER 2018
1.00pm**

City of Launceston

COUNCIL MINUTES

Monday 10 September 2018

The Ordinary Meeting of the City of Launceston Council was held at the Council Chambers, Town Hall, St John Street, Launceston:

Date: 10 September 2018

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.

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by several vertical strokes and a final upward curve.

Michael Stretton
General Manager

City of Launceston

COUNCIL MINUTES

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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
 S R F Wood
 E K Williams
 K P Stojansek

In Attendance: **Mr M Stretton (General Manager)**
 Mr S G Eberhardt (Director Infrastructure Services)
 Mrs L M Hurst (Director Development Services)
 Mr B MacIsaac (Director Facilities Management)
 Mrs J Keeling (Acting Director Creative Arts and
 Cultural Services)
 Ms L Foster (Director Corporate Services)
 Ms T Grayson (Administration Officer)

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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 27 August 2018 be confirmed as a true and correct record.

DECISION: 10 September 2018

MOTION

Moved Alderman S R F Wood, seconded Alderman J Finlay.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

4 DEPUTATIONS

No Deputations were identified as part of these Minutes

5 PETITIONS

Local Government Act 1993 - sections 57 and 58

No Petitions were identified as part of these Minutes

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.)

No Community Reports were registered with Council as part of these Minutes

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 were identified as part of these Minutes

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.)

7.2.1 Mr Ron Baines - CH Smith Carpark

- 1. There are 80 Council staff and fleet vehicles to be parked at the new CH Smith carpark which will not generate revenue for Council. Will Council need to borrow money from the private sector to finalise the \$9m loan from the State Government for the CH Smith carpark and when will the loan be repaid?**

The Mayor, Alderman A M van Zetten, responded that Council staff currently pay for parking and will continue to pay for their parking spots at the CH Smith carpark.

7.2.2 Mr Basil Fitch - Mercury Article - *Curtains for UTAS Act*

1. Did Council staff and Aldermen know about cuts to the UTAS curriculum? What is Council going to do about the curriculum cuts?

The Mayor, Alderman A M van Zetten, responded that Council has had discussions with UTAS about their curriculum planning and Council will continue to lobby for courses to be retained in Launceston.

7.2.3 Mr Basil Fitch - Junction Arts Festival

- 1. What will happen to Junction Arts Festival?**

The Mayor, Alderman A M van Zetten, responded that Junctions Arts Festival will continue to grow.

7.2.4 Mr Basil Fitch - UTAS - National Automobile Museum of Tasmania

- 1. Does Council have a deal with UTAS and the National Automobile Museum of Tasmania on transferring the new National Automobile Museum of Tasmania building?**

Mr Michael Stretton (General Manager), responded that Council, as part of the land exchange, agreed that the National Automobile Museum of Tasmania building site, with the constructed National Automobile Museum of Tasmania, will be transferred to Council.

- 2. Is there a written agreement that UTAS will transfer the National Automobile Museum of Tasmania back to Council?**

The Mayor, Alderman A M van Zetten, responded that the question would be taken on notice and a response provided in the Council Agenda of 24 September 2018.

7.2.5 Mr Paul Spencer - National Automobile Museum of Tasmania

1. Is the new National Automobile Museum of Tasmania going to be air-conditioned and dustproofed?

Mr Bruce MacIsaac (Director Facilities Management), responded that the National Automobile Museum of Tasmania will be fully dustproof and would meet compliance with relevant building laws. Only the office space of the National Automobile Museum of Tasmania would be air-conditioned.

7.2.6 Mr Paul Spencer - Killafaddy Saleyards

1. **Why did Council sell Killafaddy Saleyards for approximately \$140,000 five or six years ago for less than valuation? Killafaddy Saleyards recently re-sold for much more than valuation?**

The Mayor Alderman A M van Zetten responded that this question would be taken on notice and a response provided in the Council Agenda of 24 September 2018.

7.2.7 Mr Darren Wrigley - 27 Benvenue Road, St Leonards

1. How come the building order dated 11 May 2017, has not been enforced by Council at 27 Benvenue Road, St Leonards.

Mr Michael Stretton (General Manager), responded that Council has received independent reviews from the engineer and building surveyor in the past two weeks and Council is currently seeking a legal review of the documentation. Council is currently working on reviewing the recommendations and will then consultat with yourself, Mr Darren Wrigley and your neighbour at 25 Benvenue Road, St Leonards in respect to the future actions on 27 Benvenue Road.

The Mayor, Alderman A M van Zetten, announced that 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

8.1 6 Normanstone Road and 456 Wellington Street, South Launceston Change of Use into Consulting Rooms (Lung Clinic), Demolish Two Outbuildings, Works to Access and Parking Areas, Construction of Alterations to Building, Construction of Ground Based Sign

FILE NO: DA0188/2018

AUTHOR: Brian White (Town Planner)

DIRECTOR: Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider and determine a development application pursuant to the *Land Use Planning and Approvals Act 1993*.

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, DA0188/2018 - Business and Professional Services; Change of use into consulting rooms (lung clinic), demolish two outbuildings, works to access and parking areas, construction of alterations to building, construction of ground based sign at 6 Normanstone Road and 456 Wellington Street, South Launceston be refused for the reason the application has failed to satisfy:

1. Clause 10.4.13 (P2) (d) - Location of car parking - the application has failed to demonstrate that the proposed accessible parking space within the frontage setback is safe and convenient, having regard to the nature and characteristics of Normanstone Road.
 2. Clause 10.4.14 (P1) (l) - Development for discretionary uses - the works to the right of way/ driveway of 456 Wellington Street will result in an unreasonable loss of amenity to nearby sensitive uses due to a significant change in intensity of traffic movements over the access.
 3. Clause E6.5.1 (P1.1) - Car parking numbers - the number of car parking spaces is not provided to meet the reasonable needs of the use, having regard to:
-

8.1 6 Normanstone Road and 456 Wellington Street, South Launceston Change of Use Into Consulting Rooms (Lung Clinic), Demolish Two Outbuildings, Works to Access and Parking Areas, Construction of Alterations to Building, Construction of Ground Based Sign ...(Cont'd)

- i. (P1.1) (a) - there are no off-road public car parking spaces within a reasonable walking distance;
 - ii. (P1.1) (b) - the application has provided insufficient information to be satisfied that there will be an ability of multiple users to share onsite parking spaces due to variations in car parking demand over time.
 - iii. (P1.1) (e) - the application has provided insufficient information to be satisfied that the on-road parking to be relied upon is safe, having regard to the nature of Normanstone Road.
-

Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager City Development) and Mr B White (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Ms Helen Jordan spoke against the item

Mr Craig Conway spoke against the item

Mr Timothy Fry (S Group) spoke for the item

Mr Patrick Salter spoke for the item

DECISION: 10 September 2018

MOTION

Moved Alderman D H McKenzie, seconded Alderman R J Sands.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

The Mayor, Alderman A M van Zetten, announced that Council no longer sits as a Planning Authority.

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9 ANNOUNCEMENTS BY THE MAYOR

9.1 Mayors Announcements

FILE NO: SF2375

Monday 27 August 2018

- Attended the Car Show exhibition opening at School of Creative Arts

Tuesday 28 August 2018

- Attended the Newstead Christian School official opening of Admin Block

Wednesday 28 August 2018

- Attended the Scotch Oakburn College Senior School Production "Avenue Q"

Thursday 30 August 2018

- Officiated at The Launceston Club Guest Speaker Luncheon
- Attended the Tasmanian Police Shop Stealing Task Force Forum

Friday 31 August 2018

- Attended the Walk a Mile in Their Shoes - Launceston Walk for White Ribbon

Saturday 1 September 2018

- Attended The Fellas & Club Sandwich concert "In Harmony" at Salvation Army

Monday 3 September 2018

- Officiated at the Opening of the Brickworks Design Centre

Tuesday 4 September 2018

- Attended the Clifford Craig Business Breakfast at Peppers Silo Hotel
 - Attended the Launceston Legacy luncheon celebrating 50 years at Legacy House
 - Officiated at the Youth Council Meeting held in the Council Chambers, Town Hall
-

9.1 Mayors Announcements ...(Cont'd)

Wednesday 5 September 2018

- Officiated at the Special Olympics Announcement at Silverdome
- Attended the Junction Arts Festival opening night party at Prince's Square

Thursday 6 September 2018

- Attended the REIT School Auction Competition Final at Scotch Oakburn College

Friday 7 September 2018

- Attended a "Community Story" about The Men & Community Shed at King Billy Park
- Officiated at the Country Women's Association State Conference

Saturday 8 September 2018

- Attended the North Launceston Eagles Soccer Club Trophy Presentation at Churchill Park, Invermay
-

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 D C Gibson

- Congratulated Liz Frankcombe and Greg Clark on the wonderful Junction Arts Festival.
- Attended Launceston's Stompin' Dance Company's performance of *Escape* at the Princess Theatre and mentioned the wonderful performance.
- Attended the Relevant Theatre Company's production of *Wilde* at the Launceston Workers' Club and mentioned its sold out performance and exceptional performer talent.
- Noted the highlight of attending Junction Arts Festival this year was working with Tasmanian artists to celebrate the diversity and strength of the arts scene in Tasmania.
- Mentioned his disappointment in learning of the phasing out of University of Tasmania's Performing Arts curriculum over the next two years and his intention to continue to advocate for Launceston's state of the art cultural, educational and sporting precincts in Northern Tasmania.

10.2 Alderman D H McKenzie

- Mentioned his disappointment in learning of the phasing out of University of Tasmania's Performing Arts curriculum.
- Attended the Car Show Exhibition at the University of Tasmania's Creative Arts School and noted the exceptional racing cars built by students at the University of Tasmania.
- Attended the Mens Community Shed slab delivery at Rocherlea's King Billy Park.

10.3 Alderman S R F Wood

- Mentioned the upcoming Annual Spring High Tea on Saturday 15 September 2018 at Franklin House.
 - Mentioned the Franklin House High Tea Event on 20 October 2018.
 - Acknowledged the great work undertaken by Franklin House volunteers noting that in the past financial year 10,852 volunteer hours were logged at Franklin House.
 - Mentioned and commended the Youth Advisory Group's Meeting on 'Consider the Views of Young People in Launceston Ahead of the Local Government Election' at Council last Tuesday and noted Alderman J Finlay, Alderman E K Williams and the Mayor and Alderman A M van Zetten's attendance.
-

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.)

11.2.1 Alderman R I Soward - University of Tasmania's Performing Arts Curriculum

- 1. Can Council provide clarity regarding the University of Tasmania's Performing Arts curriculum?**

The Mayor, Alderman A M van Zetten, noted that this question would be taken on notice and a response provided in the Council Agenda of 24 September 2018.

12 COMMITTEE REPORTS**12.1 Heritage Advisory Committee Meeting - 23 August 2018****FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Heritage Planner)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Heritage Advisory Committee Meeting held on 23 August 2018.

RECOMMENDATION:

That Council receive the report from the Heritage Advisory Committee Meeting held on 23 August 2018.

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

DECISION: 10 September 2018**MOTION**

Moved Alderman J Finlay, seconded Alderman D H McKenzie.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

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12.2 Cataract Gorge Advisory Committee Meeting - 16 August 2018

FILE NO: SF0839

AUTHOR: Tricia De Leon-Hillier (Parks Lease Management Officer)

DIRECTOR: Shane Eberhardt (Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider a report from the Cataract Gorge Advisory Committee Meeting held on 16 August 2018.

RECOMMENDATION:

That Council receives the report from the Cataract Gorge Advisory Committee Meeting held on 16 August 2018.

Mr S Eberhardt (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 10 September 2018

MOTION

Moved Alderman J Finlay, seconded Alderman E K Williams.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

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12.3 Street Tree Advisory Committee Meeting - 13 July 2018

FILE NO: SF5726

AUTHOR: Barry Pickett (Natural Environment Manager)

DIRECTOR: Shane Eberhardt (Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider a report from the Street Tree Advisory Committee Meeting held on 13 July 2018.

RECOMMENDATION:

That Council receive the report from the Street Tree Advisory Committee Meeting held on 13 July 2018.

Mr S Eberhardt (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 10 September 2018

MOTION

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

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

13 COUNCIL WORKSHOPS

Council Workshops conducted on 3 September 2018 were:

- Launceston Show
- Richard Atkinson Bridge Memorial
- UTAS Masterplan Review and City Deal Intersections
- Invermay Traffic Masterplan (Major Initiatives)
- Macquarie House Fountain
- Launceston City Heart and Wayfinding Project update
- Long Term Financial Plan, Strategic Asset Management Plan
- Corporate Strategic Plan
- Smart Phone Credit Card Phone App for Payments

14 NOTICES OF MOTION

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

No Notices of Motion were identified as part of these Minutes

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Ten Days on the Island Event Sponsorship****FILE NO:** SF6647**AUTHOR:** Cherie Holmes (Grants and Sponsorship Officer)**DIRECTOR:** Leanne Hurst - Director Development Services

DECISION STATEMENT:

To consider an application for Event Sponsorship from Ten Days on the Island (TDOTI).

RECOMMENDATION:

That Council commits funds of \$20,000 from the 2018/2019 budget for Major Events for Ten Days on the Island 2019.

Mrs L Hurst (Director Development Services) and Mrs C Holmes (Grants and Sponsorship Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

Jane Haley (CEO of Ten Days on the Island) spoke in favour of the item

DECISION: 10 September 2018

MOTION

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS

No Items were identified as part of these Minutes

17 CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

19 MAJOR PROJECTS DIRECTORATE ITEMS

No Items were identified as part of these Minutes

20 CORPORATE SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

21 GENERAL MANAGER'S DIRECTORATE ITEMS

21.1 Appointment of Acting General Manager

FILE NO: POS0136

GENERAL MANAGER: Michael Stretton (General Manager)

DECISION STATEMENT:

To consider the appointment of an Acting General Manager.

RECOMMENDATION:

That, in accordance with section 61B of the *Local Government Act 1993 (Tas)*, Council appoints Director of Development Services, Leanne Hurst as the Acting General Manager during the period of 27 September to 14 October 2018 inclusive.

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

DECISION: 10 September 2018

MOTION

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

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

21.2 TasWater Memorandum of Understanding**FILE NO:** SF5136**GENERAL MANAGER:** Michael Stretton (General Manager)

DECISION STATEMENT:

To consider and determine the Council's voting preferences in respect to the draft Memorandum of Understanding which was signed on 1 May 2018 by the State Government, the Owners' Chief Representative and TasWater to improve water and sewerage services in Tasmania.

RECOMMENDATION:

That Council agrees to vote in favour of the following three resolutions, which will be considered at the TasWater Special Meeting on 23 September 2018:

Resolution 1 - Adoption of a new Constitution

Subject to:

- (i) the Water and Sewerage Legislation (Corporate Governance and Pricing) Bill 2018 passing into law and taking effect in substantially the same terms as set out in Appendix 4 (of Attachment 1), as determined by the Board of the Corporation, having consulted with the Chief Owners' Representative and the Secretary of the Department of Treasury and Finance for Tasmania; and
- (ii) the passing of Resolution 2 adopting the Shareholders' Letter of Expectations in substantially the same form as set out in Appendix 2 (of Attachment 1); and
- (iii) the passing of Resolution 3 authorising the Corporation to enter into the Share Subscription and Implementation Agreement with the Crown in substantially the same form as set out in Appendix 3 (of Attachment 1),

to adopt the Constitution in the form as set out in Appendix 1 (of Attachment 1) of the Information Memorandum dated 16 July 2018 to replace the existing Constitution of the Corporation, with effect from the date the Crown first subscribes for shares in the Corporation in accordance with the Share Subscription and Implementation Agreement between the Crown and the Corporation.

21.2 TasWater Memorandum of Understanding ...(Cont'd)

Resolution 2 – Adoption of a new Shareholders' Letter of Expectations

Subject to:

- (i) the Water and Sewerage Legislation (Corporate Governance and Pricing) Bill 2018 passing into law and taking effect in substantially the same terms as set out in Appendix 4 (of Attachment 1), as determined by the Board of the Corporation, having consulted with the Chief Owners' Representative and the Secretary of the Department of Treasury and Finance for Tasmania; and
- (ii) the passing of Resolution 1 adopting the Constitution in substantially the same form as set out in Appendix 1 (of Attachment 1); and
- (iii) the passing of Resolution 3 authorising the Corporation to enter into the Share Subscription and Implementation Agreement with the Crown in substantially the same form as set out in Appendix 3 (of Attachment 1),

to adopt the Shareholders' Letter of Expectations in the form as set out in Appendix 2 (of Attachment 1) of the Information Memorandum dated 16 July 2018 to replace the existing Shareholders' Letter of Expectations, with effect from the date the Crown first subscribes for shares in the Corporation in accordance with the Share Subscription and Implementation Agreement between the Crown and the Corporation.

Resolution 3 – Approval to enter into the Share Subscription and Implementation Agreement, including approval for the issue of shares in the Corporation to the State Government

Subject to:

- (i) the Water and Sewerage Legislation (Corporate Governance and Pricing) Bill 2018 passing into law and taking effect in substantially the same terms as set out in Appendix 4 (of Attachment 1), as determined by the Board of the Corporation, having consulted with the Chief Owners' Representative and the Secretary of the Department of Treasury and Finance for Tasmania; and
 - (ii) the passing of Resolution 1 adopting the Constitution in substantially the same form as set out in Appendix 1 (of Attachment 1); and
 - (iii) the passing of Resolution 2 adopting the Shareholders' Letter of Expectations in substantially the same form as set out in Appendix 2 (of Attachment 1),
-

21.2 TasWater Memorandum of Understanding ...(Cont'd)

that the Corporation be authorised to enter into the Share Subscription and Implementation Agreement with the Crown in substantially the same form as set out in Appendix 3 (of Attachment 1), of the Information Memorandum dated 16 July 2018, including the issuing of shares in the Corporation to the Crown.

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

DECISION: 10 September 2018**MOTION**

Moved Alderman J Finlay, seconded Alderman D H McKenzie.

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

CARRIED 11:0

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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek

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 Minutes.

No Urgent Items were identified as part of these Minutes

23 CLOSED COUNCIL

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

No Closed Items were identified as part of these Minutes

24 MEETING CLOSURE

The Mayor, Alderman A M van Zetten, closed the Meeting at 2.09pm

UNCLASSIFIED MINUTES ITEMS: