



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 20 DECEMBER 2018
1.00pm**

City of Launceston

COUNCIL MINUTES

Thursday 20 December 2018

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

Date: 20 December 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, appearing to be 'Michael Stretton', written over a faint circular stamp or watermark.

Michael Stretton
General Manager

City of Launceston

COUNCIL MINUTES

Thursday 20 December 2018

Present:

Councillor

**A M van Zetten (Mayor)
D C Gibson (Deputy Mayor)
J Finlay
A E Dawkins
N D Daking
D H McKenzie
K P Stojansek
R I Soward
J G Cox
A G Harris
T G Walker**

In Attendance:

**Mr M Stretton (General Manager)
Mr S G Eberhardt (Director Infrastructure Services)
Mrs L M Hurst (Director Development Services)
Mr B Maclsaac (Director Facilities Management)
Ms T Puklowski (Director Creative Arts and Cultural Services)
Ms L Foster (Director Corporate Services)
Mrs L M Purchase (Acting Manager Corporate Strategy)**

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor 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 6 December 2018 be confirmed as a true and correct record.

DECISION: 20 December 2018**MOTION**

Moved Councillor D C Gibson, seconded Councillor R I Soward.

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

CARRIED 12:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker

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 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 Councillors.)

6.1 Ms Denise Delphin and Mr Trevor Hughes - Northern Suburbs Community Centre Inc.

Ms Denise Delphin and Mr Trevor Hughes spoke about the opening of the Men and Community Shed in Rocherlea and the very successful 2018 Community Carols evening at the George Town Road Centre.

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 Adrian Singline - Pop Up Bar on High Street

- 1. How is it that an event like this can be approved by Council without first undertaking consultation?**

Mr Michael Stretton (General Manager) advised that the event was approved for a three-week trial period and the event organiser was required to ensure appropriate licensing was in place. The Council is looking for community feedback regarding the impact of events like this and will be considering its policy position in the new year. Council is of the view that events like this are an emerging trend that will need to be managed for the future.

The Mayor, Councillor 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 Agenda Item 8 - Planning Authority.

8 PLANNING AUTHORITY

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers

FILE NO: DA0614/2018

AUTHOR: Catherine Mainsbridge (Senior 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*.

PREVIOUS COUNCIL CONSIDERATION:

DA0275/2018 - Residential - Construction of an additional dwelling

RECOMMENDATION:

In accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0614/2018 Residential - Construction of an additional dwelling and associated crossovers at 2 Brougham Street, Launceston subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

The use and development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Manager City Development unless modified by a condition of the Permit:

- a. Cover page, Prepared by boxx projects, Project No.17004, Revision No. 4, Dated 1/11/2018.
 - b. Site plan, Prepared by boxx projects, Project No.17004, Drawing A001, Revision No. 2, Scale 1:200@A3, Dated 1/11/2018.
 - c. Ground floor plan, Prepared by boxx projects, Project No.17004, Drawing A002, Revision No. 2, Scale 1:100@A3, Dated 1/11/2018.
 - d. First floor plan, Prepared by boxx projects, Project No.17004, Drawing A003, Revision No. 2, Scale 1:100@A3, Dated 1/11/2018.
 - e. Site cut plan/open space diagram, Prepared by boxx projects, Project No.17004, Drawing A004, Revision No. 3, Scale 1:200@A3, Dated 1/11/2018.
-

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

- f. Existing house floor plan, Prepared by boxx projects, Project No.17004, Drawing A007, Revision No. 1, Scale 1:100@A3, Dated 1/11/2018.
- g. NE Elev/SE Elev, Prepared by boxx projects, Project No.17004, Drawing A101, Revision No. 2, Scale 1:100@A3, Dated 1/11/2018.
- h. NW Elev/SW Elev, Prepared by boxx projects, Project No.17004, Drawing A102, Revision No. 2, Scale 1:100@A3, Dated 1/11/2018.

2. CAR PARKING

Prior to the commencement of the use, areas set aside for parking vehicles and access must be constructed as shown on the endorsed plans. The spaces must be annotated with the numbers of the dwellings (two spaces for each dwelling).

3. LEGAL TITLE

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the street.

4. HOURS OF CONSTRUCTION

Construction works must only be carried out between the hours of:

7.00am to 6.00pm Monday to Friday

8.00am to 5.00pm Saturday

No works on Sunday or Public Holidays

5. TASWATER

The development must comply with the requirements of TasWater.

6. SITE LANDSCAPING

The landscaping must be:

- (a) Installed in accordance with the endorsed plan; and
- (b) Completed prior to the use commencing/completed within three months of the use commencing; and
- (c) Maintained as part of non-residential development. It must not be removed, destroyed or lopped without the written consent of the Council.

7. FENCING

Prior to the commencement of the use, all side and rear boundaries must be provided with a solid (ie. no gaps) fence to provide full privacy between each dwelling and adjoining neighbours. The fence must be constructed at the developer's cost and to a height of:

- a. 1.2m within 4.5m of the frontage; and
 - b. 1.8m - 2.1m elsewhere when measured from the highest finished level on either side of the common boundaries.
-

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

8. OVERLOOKING AND ACCESS TO SUNLIGHT

Plans lodged for building approval must show the following:

The upper level windows of the south western must be fixed with obscure glass or have a sill height of at least 1.7m above upper floor finished floor level to prevent overlooking to the adjoining property.

9. MULTIPLE DWELLINGS - SERVICE FACILITIES

Prior to the commencement of the use, the following site facilities for multiple dwellings must be installed:

- a. Mail receptacles must be provided and appropriately numbered for each dwelling unit.
- b. Each multiple dwelling must be provided with a minimum 6m³ exterior waterproof, lockable storage area or similar easily accessible area within the dwelling.
- c. Either internal or external clothes drying facility to be provided for each dwelling to the satisfaction of the Council.

10. ON-SITE DETENTION (TASWATER ADVICE TO DRAINAGE AUTHORITY)

On-site detention storage must be provided to limit the peak rate of piped stormwater discharge and overland flows, from the site to that generated by the site at its current level of development for a 1 in 5 storm event of one hour duration. The volume of the detention structure must be the difference between the above discharge (pre-development) and the discharge from the site post development.

Prior to the commencement of works, the plans and calculations must be submitted to the Director Infrastructure Services for approval. On completion, an "as constructed" plan complete with levels, must be submitted, complete with a certification that the storage and adjacent floor levels have been constructed in accordance with the approved design.

11. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

12. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742. A copy of such plan is to be maintained on site and available for inspection upon request by an Authorised Officer.

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

The explicit permission of Technical Services is required prior to undertaking works where the works:

- (a) require a road or lane closure;
- (b) require occupation of the road reserve for more than one week at a particular location;
- (c) are in nominated high traffic locations; or
- (d) involve opening or breaking trafficable surfaces.

Where the work is associated with the installation, removal or modification of a driveway or a stormwater connection, the approval of a permit for such works shall form the explicit approval.

13. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS

Where a service connection to a public main or utility is to be relocated/upsized or removed then the trench within the road pavement is to be reinstated in accordance with LGAT-IPWEA Tasmanian Standard Drawing TSD-G01 Trench Reinstatement Flexible Pavements. The asphalt patch is to be placed to ensure a water tight seal against the existing asphalt surface. Any defect in the trench reinstatement that becomes apparent within 12 months of the works is to be repaired at the cost of the applicant.

14. VEHICULAR CROSSINGS

No new vehicular crossing shall be installed, or any existing crossing removed or altered (including but not limited to the alteration of the kerb and channel or the placement of additional concrete segments against the existing apron) without the prior approval of Technical Services.

An application for such work must be lodged electronically via the Council eServices web portal or on the approved hard copy form.

All redundant crossovers and driveways must be removed prior to the occupation of the development.

All new works must be constructed to Council standards and include all necessary alterations to other services including lowering/raising pit levels, upgrading trenches non trafficable trenches to trafficable standard and/or relocation of services. Permission to alter such services must be obtained from the relevant authority (eg. TasWater, Telstra and TasNetworks, etc). The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense.

15. SOIL AND WATER MANAGEMENT PLAN

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

16. AMENITY - RESIDENTIAL

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin, or otherwise.

17. DEMOLITION

- Protect property and services to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary
- Remove all rubbish from the site for disposal at a licensed refuse disposal site
- Disposal of any asbestos found during demolition in accordance with Workplace Tasmania's 'Code of Practice for the Safe Removal of Asbestos [NOHSC: 2002 (1998)]'. Origin: Bldg Reg 26, 27, 27a & 28

Notes**A. General**

This permit was issued based on the proposal documents submitted for DA0614/2018. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 6323 3000.

This permit takes effect after:

- a. The 14 day appeal period expires; or*
- b. Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. Any other required approvals under this or any other Act are granted.*

This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquires as to whether the proposed development is affected, restricted or prohibited by any such covenant.

If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

C. Appeal Provisions

A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal.

A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.

For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au <<http://www.rmpat.tas.gov.au>>

Permit Commencement

If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.

All plumbing work is to comply with the Building Act 2016 and the National Construction Code:

Prior to acting on this permit, the risk category of any plumbing work must be determined using the Director of Building Control's Determination for Categories of Plumbing Work. It is recommended that a licensed building practitioner such as a plumbing surveyor or a plumber be consulted to determine the requirements for any such work under the Building Act 2016.

D. Occupancy Permit Required for Changed Use

Prior to the occupation of the premises, in the case where building work is not required, the applicant is required to attain an Occupancy Permit for the changed use of the building pursuant to the Building Act 2016 section 55.

All building and demolition work is to comply with the Building Act 2016 and the National Construction Code:

8.1 2 Brougham Street, Launceston - Construction of an Additional Dwelling and Associated Crossovers ...(Cont'd)

Prior to acting on this permit, the risk category of any building or demolition work must be determined using the Building Control's Determination for Categories of Building and Demolition Work. It is recommended that a licensed building practitioner such as a building surveyor or a building designer or a registered architect be consulted to determine the requirements for any such work under the Building Act 2016.

E. Street addresses for Multiple Dwellings

Residential addressing is undertaken in accordance with Australian Standard AS4819. The development has been assessed according to the standard and the following addresses allocated:

<i>Dwelling No.</i>	<i>Strata Lot No.</i>	<i>Street Address</i>
<i>1 (Existing)</i>	<i>1</i>	<i>1/2 Brougham Street, West Launceston</i>
<i>2 (Proposed)</i>	<i>2</i>	<i>2/2 Brougham Street, West Launceston</i>

The above addresses are to be adhered to when identifying the dwellings and their associated letterboxes.

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

Mr Jason van Zetten, on behalf of Henk and Marlene van Zetten, spoke against the item

Ms Julie Clarke spoke against the item

DECISION: 20 December 2018

MOTION

Moved Councillor D H McKenzie, seconded Councillor A E Dawkins.

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

CARRIED 11:1

FOR VOTE: Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker
AGAINST VOTE: Mayor Councillor A M van Zetten

8.2 Amendment 45 - Bushfire Prone Areas Overlay**FILE NO:** SF6786**AUTHOR:** Iain More (Town Planner)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To decide whether to reject or initiate Amendment 45 to the Launceston Interim Planning Scheme 2015, to insert a Bushfire Prone Areas Overlay Map as referenced in Clause E1.3 of the Bushfire Prone Areas Code.

RECOMMENDATION:

That Council:

1. Pursuant to the former section 34(1)(b) of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 45 to the Launceston Interim Planning Scheme 2015 to insert a Bushfire-Prone Areas Overlay Map, applicable by the Bushfire Prone Areas Code, ECM Doc #4545899.
 2. Pursuant to the former section 6(3) of the *Land Use Planning and Approvals Act 1993*, delegates to the Director of Development Services its functions under section 35(1) of the *Land Use Planning and Approvals Act 1993*, to certify the draft amendment to the Launceston Interim Planning Scheme 2015, ECM Doc #3948655
 3. Pursuant to the former section 38(1) of the *Land Use Planning and Approvals Act 1993*, determine the period for public exhibition to be 28 days.
-

Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager City Development), Mr I More (Town Planner) and Mr Tom O'Connor (Tas Fire Service) were in attendance to answer questions of Council in respect of this Agenda Item.

8.2 Amendment 45 - Bushfire Prone Areas Overlay ...(Cont'd)

DECISION: 20 December 2018**MOTION****Moved Councillor D H McKenzie, seconded Councillor J Finlay.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 12:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker****The Mayor, Councillor A M van Zetten, announced that Council no longer sits as a Planning Authority.**

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

Saturday 8 December 2018

- Attended City of Launceston Vox Harmony Choir and Greater Launceston Youth Singers at St John Church

Sunday 9 December 2018

- Officiated at the unveiling of the plaque in Kings Park for Polish Pioneers Foundation Trust

Monday 10 December 2018

- Attended Country Club General Manager's Cocktail Party Under the Marquee

Tuesday 11 December 2018

- Officiated at grand opening of the Mens' and Community Shed at Rocherlea
- Attended the National Seniors' Australia Christmas dinner
- Attended Scotch Oakburn College school presentation at Albert Hall

Wednesday 12 December 2018

- Attended annual Christmas celebration at Design Tasmania
- Attended Norwood Primary School grade six presentation at Norwood Primary School

Thursday 13 December 2018

- Officiated at Brisbane Street Mall opening
 - Attended Royal Flying Doctors 90th Anniversary Christmas Cocktail Party at The Launceston Club
 - Presented awards at the Youngtown Primary School Presentation Evening at Punchbowl Christian Centre
-

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

Friday 14 December 2018

- Presented awards at Brooks High School Presentation Evening at Brooks High School Gymnasium
- Attended Summer Show at Gallery Pejean

Saturday 15 December 2018

- Officiated at the University of Tasmania Town and Gown procession and Graduation Ceremony at Albert Hall
- Attended City Park Radio Christmas barbeque at City Park Cottage

Sunday 16 December 2018

- Attend Veggie Garden project launch at Gateway Baptist Church, Launceston

Monday 17 December 2018

- Attended Kings Meadows High School Presentation Day Assembly at Kings Meadows High School
- Attended Premier and Treasurer's End of Year Cocktail Party at Watergarden Rooftop, Country Club Casino

Tuesday 18 December 2018

- Attended Mowbray Heights Primary School Assembly at Performing Arts Centre, Mowbray
- Attended Lilydale District School Primary Awards at Lilydale School Gymnasium
- Officiated at Ravenswood ABCDE Learning Site Celebration at Starting Point Neighbourhood House, Ravenswood.
- Attended Christmas Function with QVMAG Museum Governance Advisory Board and Aboriginal Reference Group at QVMAG Inveresk

Wednesday 19 December 2018

- Attended Ravenswood Heights Primary School grade 6 Leavers' Celebration at Ravenswood Heights gymnasium
- Attended S.Group festive season celebrations at S.Group

-
- **The Mayor, Councillor A M van Zetten, noted that he did not attend the University of Tasmania Town and Gown procession as it was cancelled due to bad weather**
-

10 COUNCILLOR'S REPORTS

(This item provides an opportunity for Councillors 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 Councillor D H McKenzie

Attended Prospect and Queechy High Schools 2018 presentation events and noted significant improvement in academic outcomes. Alderman McKenzie also noted that the extension to years 11 and 12 at Prospect High School is hoped to contribute to better educational outcomes for the community

11 QUESTIONS BY COUNCILLORS**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.)

11.1.1 Councillor's Questions on Notice - Councillor P S Spencer - Council Meeting - 6 December 2018**FILE NO:** SF2375**AUTHOR:** Tracy Puklowski (Director Creative Arts and Cultural Services)**GENERAL MANAGER:** Michael Stretton (General Manager)

QUESTION and RESPONSE:

The following question was asked by Alderman P S Spencer at the Council Meeting of 6 December 2018 and a response has been provided by Ms Tracy Puklowski (Creative Arts and Cultural Services).

Question:

What is the Council doing in order to retrieve the reported missing paintings?

Response:

The location of the Whiteley sketch is currently unknown and a strategic approach to conduct an audit of the collections is currently under development.

To clarify the question's reference to 'missing paintings', as misreported in *The Mercury*, there is only one mislaid work. The Whiteley drawing is missing from the fine art store but it may be in another store or location on QVMAG property. QVMAG are not currently aware of any other mislaid works from the collection.

Collection audits can take in the region of 10 years to complete and require significant resourcing. Being mindful of these resources, a structured plan, procurement process and framework will be implemented. This is an ongoing piece of work, but is vital to the eventual outcome of fully digitised collections which will create unprecedented access to our cultural treasures.

QVMAG staff are alert and aware of the mislaid work and have been instructed to look for the red Brett Whiteley seal on the work.

Work undertaken so far:

- Thorough physical search of the fine art store.
 - Digital search for references to the work being acquired, displayed or loaned.
 - Physical file search (hard copy folders) of evidence of acquisition, loan or display.
 - Strategic contact with previous staff members who were employed when the work was acquired or since to see whether they recall the work. Only one staff member remembers seeing it, the curator who acquired it in 1976.
 - Contact has been made with the Art Gallery of New South Wales where the work was displayed a few months prior to acquisition.
-

11.1.1 Councillor's Questions on Notice - Councillor P S Spencer - Council Meeting - 6 December 2018 ...(Cont'd)

- Conservation have confirmed that the work is not in the laboratory nor are there any files to indicate the work was ever with QVMAG Conservation.
 - A QVMAG Collections Officer specialising in history, has searched the QVMAG archives in his care and located further evidence it was receipted in 1976. No further files or information have been located in the archive yet.
 - TasPolice were alerted to the missing work, but are unable to activate an investigation at this stage due to QVMAG being unable to confirm with certainty that it is not on QVMAG premises.
-

11.1.2 Councillor's Questions on Notice - Councillor D C Gibson - 6 December 2018

FILE NO: SF2375

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Mr Michael Stretton (General Manager)

QUESTION and RESPONSE:

Alderman D C Gibson submitted the following question in writing:

1. *What is the status of the Launceston Show Society and its ongoing debt with the City of Launceston?*

Response:

(Mr Bruce MacIsaac - Director Facilities Management)

As at the 30 November 2018 the Royal National Agricultural and Pastoral Society of Tasmania Limited (RNAPS) remains a debtor to the City of Launceston.

Account statements are sent to RNAPS each month outlining the outstanding debt.

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 Councillor T G Walker - Australia Day

1. **Over 50% of the Australian public are in favour of changing the date of Australia Day. What conversations has the City of Launceston had with the Aboriginal community in respect of this issue, and would Council consider taking a position regarding changing the date of Australia Day?**

The Mayor, Councillor A M van Zetten, indicated that this question would be Taken on Notice and a response provided in the Council Agenda of 24 January 2019.

11.2.2 Councillor N D Daking - Definition of an Event

1. **With reference to questions about the pop up event on High Street and events like those held in Royal Park, would Council Officers please provide Councillors with information around the definition of an event?**

The Mayor, Councillor A M van Zetten, indicated that this question would be Taken on Notice and a response provided in the Council Agenda of 24 January 2019.

12 COMMITTEE REPORTS**12.1 Northern Youth Coordinating Committee Meeting - 1 November 2018****FILE NO:** SF0136**AUTHOR:** Claudia Garwood (Youth Development Officer)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Northern Youth Coordinating Committee's regular meeting held on 1 November 2018.

RECOMMENDATION:

That Council receives the report from the Northern Youth Coordinating Committee Meeting held on 1 November 2018.

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

DECISION: 20 December 2018**MOTION**

Moved Councillor D C Gibson, seconded Councillor J Finlay.

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

CARRIED 12:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker

12.2 Municipal Emergency Management Committee Meeting - 27 November 2018**FILE NO:** SF3177/SF0031**AUTHOR:** Bev Allen (Emergency Management Coordinator)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive a report from the Municipal Emergency Management Committee.

RECOMMENDATION:

That Council receives the report from the Municipal Emergency Management Committee Meeting held on 27 November 2018.

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

DECISION: 20 December 2018**MOTION**

Moved Alderman J Finlay, seconded Alderman J G Cox.

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

CARRIED 12:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker

13 COUNCIL WORKSHOPS

Council Workshops conducted on 13 December 2018 were:

- Budget Parameters and Draft Annual Plan 2019/2020
- Event Sponsorship Policy
- Invermay Traffic Masterplan - Update
- Tasmanian Planning Scheme
- Bushfire Prone Areas Mapping

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

No Items were identified as part of these Minutes

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 CORPORATE SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

20 GENERAL MANAGER'S DIRECTORATE ITEMS**20.1 Report on Council's 2018 Annual General Meeting****FILE NO:** SF0098**AUTHOR:** Anthea Rooney (Committee Clerk)**GENERAL MANAGER:** Michael Stretton (General Manager)

DECISION STATEMENT:

To report on the Council's 2018 Annual General Meeting, held in compliance with section 72B of the *Local Government Act 1993* (Tas) on Thursday, 6 December 2018 at 5.30pm in the Council Chambers, Town Hall.

RECOMMENDATION:

That Council, in respect of the Annual General Meeting held on Thursday, 6 December 2018 at 5.30pm in the Council Chambers, Town Hall, notes the following motions passed at that Meeting:

- (i) That the Minutes of the Annual General Meeting of the City of Launceston Council held on 4 December 2017 be confirmed as a true and correct record.
 - (ii) That the City of Launceston Annual Report for the year ended 30 June 2018 be adopted, together with the Annual Report for the Queen Victoria Museum and Art Gallery.
 - (iii) That the City of Launceston receives the draft Annual Report for the Launceston Flood Authority and notes that Council will be asked to adopt this Annual Report after it is approved by the Launceston Flood Authority.
-

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

20.1 Report on Council's 2018 Annual General Meeting ...(Cont'd)

DECISION: 20 December 2018**MOTION****Moved Councillor R I Soward, seconded Councillor J Finlay.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 12:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

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.

21.1 Animal Surrender Fee - Local Government Act 1993 (Tas) - Section 205**FILE NO:** SF2968/SF0041**AUTHOR:** Peter Denholm (Team Leader Regulations)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider an urgent item under clause 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*. This requires a decision be made by an absolute majority.

To consider setting a fee under section 205 of the *Local Government Act 1993* for the surrender of an animal to the Council pound.

RECOMMENDATION:

1. That under clause 8(6) of the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, determines to deal with an urgent matter not previously listed on the Agenda.
 2. That under section 205 of the *Local Government Act 1993* Council sets a fee of \$50 for the surrender of an animal to the Council pound.
-

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

21.1 Animal Surrender Fee - *Local Government Act 1993 (Tas)* - Section 205
...(Cont'd)

DECISION: 20 December 2018

MOTION 1

Moved Councillor D H McKenzie, seconded Councillor J Finlay.

That under clause 8(6) of the *Local Government (Meeting Procedures) Regulations 2015 Council*, by absolute majority, determines to deal with an urgent matter not previously listed on the Agenda.

CARRIED 12:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker

DECISION: 20 December 2018

MOTION 2

That under section 205 of the *Local Government Act 1993 Council* sets a fee of \$50 for the surrender of an animal to the Council pound.

Moved Councillor D H McKenzie, seconded Councillor A E Dawkins.

CARRIED 12:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker

22 CLOSED COUNCIL

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

No Closed Items were identified as part of these Minutes

23 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 1.47pm.
