



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
THURSDAY 22 NOVEMBER 2018  
1.00pm**

# City of Launceston

## COUNCIL MINUTES

Thursday 22 November 2018

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

Date: 22 November 2018

Time: 1.00pm

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### 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 circular stamp or seal.

**Michael Stretton**  
**General Manager**

# City of Launceston

## COUNCIL MINUTES

Thursday 22 November 2018

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**Present:**

**Alderman**

**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 MacIsaac (Director Facilities Management)  
Ms T Puklowski (Director Creative Arts and Cultural Services)  
Ms L Foster (Director Corporate Services)  
Mr P Gimpl (Chief Financial Officer)  
Mrs A Rooney (Committee Clerk)**

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## **1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES**

The Mayor, Alderman A M van Zetten, opened the Meeting at 1.00pm and welcomed and congratulated newly elected Aldermen to the first Council Meeting since the 2018 Local Government elections.

The Mayor also provided a Welcome to Country by saying in the spirit of reconciliation, we the citizens of Launceston recognise that Launceston is situated on country of which the Tasmanian Aboriginal people have been owners for over 35,000 years and on which they have performed age-old ceremonies of celebration, initiation and renewal. We acknowledge the Aboriginal Community of today, their living culture and unique role in the life of this region and offer our deep appreciation of their ongoing contribution to our community.

## **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.)*

**Alderman D H McKenzie declared an interest in Agenda Item 14.1 - Notice of Motion - Alderman A M van Zetten - 60-90 Minutes Free Parking**

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**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 22 October 2018 be confirmed as a true and correct record.

**DECISION: 22 November 2018**

**MOTION**

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

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 D C Gibson, Alderman J Finlay, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman 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**

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**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 David Dunn - Festivale**

**Mr David Dunn (Chair - Festivale Committee) provided the Council with a report regarding Festivale highlighting the changes made to the infrastructure, layout and content of the event over the years. Mr Dunn also thanked the City of Launceston for its ongoing financial support.**

**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.)*

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**7.2.1 Mr Basil Fitch - Not-for-Profit Organisations**

1. With regard to not-for-profit organisations and the recent decision by the Supreme Court, will Council refund the fire levies collected under section 35(78) of the *Fire Service Act 1979*?

Ms L Foster (Director Corporate Services) responded by saying that the fire levies are collected under a State Government agreement and they are not a Council charge.

2. Will Council rescind its decision to discuss the rate rebates for not-for-profit organisations?

Ms L Foster (Director Corporate Services) indicated that no formal discussion regarding not-for-profit rebates is scheduled to occur in light of the Supreme Court decision.

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## **7.2.2 Mr Basil Fitch - Change of Title from Aldermen to Councillor**

- 1. What reasons are being considered for the change of title from Aldermen to Councillor and has appropriate research been undertaken as to the reasoning?**

**Ms L Foster (Director Corporate Services) responded by saying that this matter will be included on the Council Agenda of 6 December 2018 for discussion and decision.**

## 20.1 2018 Local Government Election - Declarations of Office

**FILE NO:** SF6790

**AUTHOR:** Leanne Purchase (Acting Manager Corporate Strategy)

**GENERAL MANAGER:** Michael Stretton (General Manager)

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### **DECISION STATEMENT:**

To acknowledge the making of declarations of office, as required by section 321 of the *Local Government Act 1993* (Tas).

### **RECOMMENDATION:**

That Council:

1. notes the Certificate of Election issued to the City of Launceston on 5 November 2018 (ECM Document ID 4526448);
  2. acknowledges that Albert van Zetten, Janie Finlay, Danny Gibson, Andrea Dawkins, Nick Daking, Karina Stojansek, Rob Soward, Paul Spencer, Jim Cox, Alan Harris and Tim Walker made their declarations of office at Town Hall on Wednesday 7 November 2018 from 5.30pm;
  3. acknowledges that Hugh McKenzie made his declaration of office at Town Hall on Tuesday 6 November 2018 at 10am.
- 

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

**DECISION: 22 November 2018**

### **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 D C Gibson, Alderman J Finlay, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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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 Agenda Item 8 - Planning Authority.

## **8 PLANNING AUTHORITY**

### **8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground**

**FILE NO:** DA0540/2018

**AUTHOR:** Iain More (Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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#### **DECISION STATEMENT:**

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

#### **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 DA540/2018 - Visitor Accommodation - Change of use to caravan park/camp ground at 2147 East Tamar Highway, Mount Direction 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) Camping Site No. 1 Layout Map, Prepared by GPM, Dated 17/10/2018; and
- (b) Camping Site No. 2 Layout Map, Prepared by GPM, Dated 17/10/2018; and
- (c) Traffic Assessment, Proposed Caravan park 2147 East Tamar Highway, Mount Direction, prepared by Terry Eaton, Dated April 2017.

#### **2. PRIORITY HABITAT**

No clearing of any priority habitat is to occur on the subject site. If clearing does occur a new application may be required.

#### **3. DEPARTMENT OF STATE GROWTH**

On receipt of an approved Planning Permit, the Developer must provide a written request to the Department of State Growth's Property Assets Section (Property.Assets@stategrowth.tas.gov.au to facilitate amendment of the current Limited Access licence details and conditions for the subject property title.

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**4. NUMBER OF OCCUPANTS**

The use is restricted to 30 caravans and motorhomes.

**5. ACCESS**

Access and egress to and from the site must maintain left in and left out only, as required by the Traffic Assessment endorsed as part of this approval.

**6. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land.

**7. TASWATER**

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2018/01582-LCC dated 01/10/2018, and attached to the permit.

**8. HOURS OF CONSTRUCTION**

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

7.00am - 6.00pm Monday to Friday

9.00am - 6.00pm Saturday

10.00am - 6.00pm Sundays and Public Holidays

**9. AMENITY - COMMERCIAL/INDUSTRIAL USE**

The construction phase and on-going use on this site must not adversely affect the amenity of the neighbouring properties and the general locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the works or materials; the emission of noise, artificial light, vibration, odour, smoke, dust, waste water, waste products, oil or any other source of nuisance.

**10. NO BURNING OF WASTE**

No burning of any waste materials, including removed vegetation, generated by the construction process, to be undertaken on-site. Any such waste materials to be removed to a licensed refuse disposal facility (eg. Launceston Waste Centre), reclaimed or recycled.

**11. WASTE MATERIALS**

All waste materials generated by the activity are to be disposed of at an approved refuse disposal facility or reclaimed/recycled if possible.

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**Notes****A. General**

*This permit was issued based on the proposal documents submitted for DA0540/2018. 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.*

**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) <<http://www.rmpat.tas.gov.au>*

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**D. 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.*

*If a dump point is required, or is to be installed, a design report (including a site and soil evaluation in accordance with AS/NZS 1547:2012), is to be provided, with an application for a Plumbing Permit.*

*The dump point is to be in accordance with AS 3500.2 - Sanitary Plumbing and drainage. The design report must also include plans to scale, a cross section, signage, a means of securing the unit to prevent tampering, a hose wash down facility and a means of protecting the unit from damage, such as vehicle damage.*

*Also, a means of alerting of any overflows or malfunction, (eg. a visual, audible alarm) is to be provided at the existing dwelling.*

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

**Mr James Carroll spoke against the item**

**Mr Craig McKenzie spoke for the item**

**Mr John McLain, on behalf of Mrs Maureen McLain, spoke against the item**

**MOTION 1**

**Moved Alderman A E Dawkins, seconded Alderman P S Spencer.**

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

**NO VOTE WAS TAKEN AS AN AMENDMENT WAS PUT**

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**DECISION: 22 November 2018**

**MOTION 2**

**Moved Alderman K P Stojansek, seconded Alderman A G Harris.**

**That an additional condition be included in the recommendation, that being:**

**12. DIRECTIONAL SIGNAGE**

**Prior to the commencement of use, directional signage clearly communicating the access arrangements, including the left in left out requirement, must be provided to Council and approved by the Manager City Development. Approved direction signs must be installed prior to use commencing.**

**CARRIED 11:1**

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

**THE AMENDMENT BECOMES THE MOTION**

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**MOTION 3**

Moved Alderman A E Dawkins, seconded Alderman P S Spencer.

That, 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 DA540/2018 - Visitor Accommodation - Change of use to caravan park/camp ground at 2147 East Tamar Highway, Mount Direction 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) Camping Site No. 1 Layout Map, Prepared by GPM, Dated 17/10/2018; and
- (b) Camping Site No. 2 Layout Map, Prepared by GPM, Dated 17/10/2018; and
- (c) Traffic Assessment, Proposed Caravan park 2147 East Tamar Highway, Mount Direction, prepared by Terry Eaton, Dated April 2017.

**2. PRIORITY HABITAT**

No clearing of any priority habitat is to occur on the subject site. If clearing does occur a new application may be required.

**3. DEPARTMENT OF STATE GROWTH**

On receipt of an approved Planning Permit, the Developer must provide a written request to the Department of State Growth's Property Assets Section (Property.Assets@stategrowth.tas.gov.au  
mailto:Property.Assets@stategrowth.tas.gov.au) to facilitate amendment of the current Limited Access licence details and conditions for the subject property title.

**4. NUMBER OF OCCUPANTS**

The use is restricted to 30 caravans and motorhomes.

**5. ACCESS**

Access and egress to and from the site must maintain left in and left out only, as required by the Traffic Assessment endorsed as part of this approval.

**6. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land.

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**7. TASWATER**

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2018/01582-LCC dated 01/10/2018, and attached to the permit.

**8. HOURS OF CONSTRUCTION**

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

7.00am - 6.00pm Monday to Friday

9.00am - 6.00pm Saturday

10.00am - 6.00pm Sundays and Public Holidays

**9. AMENITY - COMMERCIAL/INDUSTRIAL USE**

The construction phase and on-going use on this site must not adversely affect the amenity of the neighbouring properties and the general locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the works or materials; the emission of noise, artificial light, vibration, odour, smoke, dust, waste water, waste products, oil or any other source of nuisance.

**10. NO BURNING OF WASTE**

No burning of any waste materials, including removed vegetation, generated by the construction process, to be undertaken on-site. Any such waste materials to be removed to a licensed refuse disposal facility (eg. Launceston Waste Centre), reclaimed or recycled.

**11. WASTE MATERIALS**

All waste materials generated by the activity are to be disposed of at an approved refuse disposal facility or reclaimed/recycled if possible.

**12. DIRECTIONAL SIGNAGE**

Prior to the commencement of use, directional signage clearly communicating the access arrangements, including the left in left out requirement, must be provided to Council and approved by the Manager City Development. Approved direction signs must be installed prior to use commencing.

**Notes**

**A. General**

*This permit was issued based on the proposal documents submitted for DA0540/2018. 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.*

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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*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.*

**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) <<http://www.rmpat.tas.gov.au>*

**D. 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.*

*If a dump point is required, or is to be installed, a design report (including a site and soil evaluation in accordance with AS/NZS 1547:2012), is to be provided, with an application for a Plumbing Permit.*

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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*The dump point is to be in accordance with AS 3500.2 - Sanitary Plumbing and drainage. The design report must also include plans to scale, a cross section, signage, a means of securing the unit to prevent tampering, a hose wash down facility and a means of protecting the unit from damage, such as vehicle damage.*

*Also, a means of alerting of any overflows or malfunction, (eg. a visual, audible alarm) is to be provided at the existing dwelling.*

**DECISION: 22 November 2018**

**MOTION 4**

**Moved Alderman J Finlay, seconded Alderman J G Cox.**

**That the item lay on the table in order that an extension of time be sought from the applicant.**

**CARRIED 12:0**

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

**The item lay on the table at 1.30pm.**

**Subsequent to the applicant's consent to an extension of time, it was agreed to seek a deferral for this item to allow further time to conclude negotiations surrounding traffic safety.**

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**8.1 2147 East Tamar Highway, Mount Direction - Visitor Accommodation - Change of Use to Caravan Park/Camp Ground ...(Cont'd)**

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**DECISION: 22 November 2018**

**MOTION 5**

**Moved Alderman D H McKenzie, seconded Alderman J Finlay.**

**That the item be deferred in order that further negotiations can occur with the applicant.**

**CARRIED 12:0**

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

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## COUNCIL MINUTES

Thursday 22 November 2018

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### **8.2 50 Bathurst Street, Launceston - General Retail and Hire - Change of Use to Tattoo Studio**

**FILE NO:** DA0570/2018

**AUTHOR:** Luke Rogers (Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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#### **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, a permit be granted for DA0570/2018 General Retail and Hire - Change of use to tattoo studio at 50 Bathurst Street, Launceston subject to the following conditions:

#### **1. ENDORSED PLANS & DOCUMENTS**

The use 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 Letter and Site Plans, Prepared by Adam Perri, Received 03 October 2018.

#### **2. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land.

#### **3. HOURS OF OPERATION**

The use must only occur between:  
10.00am and 5.00pm Tuesday to Wednesday  
10.00am and 8.00pm Thursday to Friday  
10.00am and 5.00pm Saturday

#### **4. CAR PARKING**

At least one car parking space must be provided on the subject land to service the existing residential use.

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## 8.2 50 Bathurst Street, Launceston - General Retail and Hire - Change of Use to Tattoo Studio ...(Cont'd)

### 5. AMENITY - COMMERCIAL/INDUSTRIAL USE

The construction phase and on-going use on this site must not adversely affect the amenity of the neighbouring properties and the general locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the works or materials; the emission of noise, artificial light, vibration, odour, smoke, dust, waste water, waste products, oil or any other source of nuisance.

### Notes

#### A. 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.*

#### B. 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.*

#### C. General

*This permit was issued based on the proposal documents submitted for DA0570/2018. 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:*

- The 14 day appeal period expires; or*
- Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- 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.*

**8.2 50 Bathurst Street, Launceston - General Retail and Hire - Change of Use to Tattoo Studio ...(Cont'd)**

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**D. 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.*

**E. 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) <http://www.rmpat.tas.gov.au>*

**F. 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.*

**G. Signage**

*Separate approval may be required for any signage proposed on the site.*

**H. Public Health Risk Activity to Licence**

*Prior to the use commencing the operator is required to obtain registration and licences for the Public Health Risk activity in accordance with the Public Health Act 1997 and comply with all relevant Guidelines.*

---

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

**Ms Lesley Nixon spoke against the item**

**Ms Romany Sharman spoke for the item**

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**8.2 50 Bathurst Street, Launceston - General Retail and Hire - Change of Use to Tattoo Studio ...(Cont'd)**

---

**DECISION: 22 November 2018**

**MOTION**

**Moved Alderman Alderman A E Dawkins, seconded Alderman P S Spencer.**

**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 D C Gibson, Alderman J Finlay, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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

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**DECISION:** 22 November 2018

**MOTION**

**Moved Alderman J Finlay, seconded Alderman K P Stojansek.**

**That Council move to discuss Agenda Item 18.1 - 94 Bathurst Street, Launceston - Objections to Sale of Public Land.**

**CARRIED 12:0**

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

**Council moved to Agenda Item 18.1 - 94 Bathurst Street, Launceston - Objections to Sale of Public Land.**

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## COUNCIL MINUTES

Thursday 22 November 2018

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### 18.1 94 Bathurst Street, Launceston - Objections to Sale of Public Land

**FILE NO:** 18003

**AUTHOR:** Robert Holmes (Senior Property Advisor)

**DIRECTOR:** Shane Eberhardt (Director Infrastructure Services)

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#### **DECISION STATEMENT:**

To consider objections to the proposal to sell public land at 94 Bathurst Street, Launceston as required by section 178 of the *Local Government Act 1993*.

#### **PREVIOUS COUNCIL CONSIDERATION:**

Council -18 June 2018 - Agenda Item 23.6 - Proposed Disposal of Public Land at 94 Bathurst Street, Launceston

#### **RECOMMENDATION:**

That Council, pursuant to section 178 of the *Local Government Act 1993*, considers the objections and in respect of those objections resolves to agree that the objections raised are sufficient to warrant the retention of 94 Bathurst Street, Launceston as public land.

---

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

#### **DECISION: 22 November 2018**

#### **MOTION**

**Moved Alderman J Finlay, seconded Alderman T G Walker.**

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

**CARRIED 10:2**

**FOR VOTE:** Mayor Alderman A M van Zetten, Alderman J Finlay, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

**AGAINST VOTE:** Deputy Mayor Alderman D C Gibson and Alderman R I Soward

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**Council resumed the published order of business at Agenda Item 9.1 - Mayor's Announcements.**

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

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**Wednesday 24 October 2018**

- Attended the National Children's Week Teddy Bears Picnic at City Park
- Officiated at the Civic Function to mark the 50<sup>th</sup> Anniversary of Lifelink Samaritans at the Town Hall

**Friday 26 October 2018**

- Attended the 40 year celebration of Studentworks Inc
- Attended the launch party for Rare Earth at the Silo Hotel

**Saturday 27 October 2018**

- Attended the Faith Like a Mushroom (FLaM) book launch at Foundry
- Presented at the Tasmanian Perpetual Trustees 2018 Business Excellence Awards at the Hotel Grand Chancellor

**Sunday 28 October 2018**

- Attended a barbeque to welcome the international and national guests to Launceston for the Centenary Armistice at City Park Radio

**Tuesday 30 October 2018**

- Officiated at the Civic Function to welcome international and national guests to Launceston for Remembrance Day

**Thursday 1 November 2018**

- Attended the Hawthorn Football Club 2019 Fixture Release at The Design Centre

**Friday 2 November 2018**

- Attended The Sound of Music theatre production at the Princess Theatre
  - Officiated at The Sound of Music opening night after party at the Hotel Grand Chancellor
-

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

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**Saturday 3 November 2018**

- Attended the Centenary of Armistice Concert at the Albert Hall

**Tuesday 6 November 2018**

- Attended a film screening of The Judge fundraising for Support Association for Women of Afghanistan (SAWA) at the City Baptist Church

**Wednesday 7 November 2018**

- Attended the Launceston College Graduation and Awards Ceremony at Albert Hall

**Friday 9 November 2018**

- Attended an end of year dinner cruise hosted by The Honourable Rosemary Armitage MLC attended by Her Excellency Professor the Honourable Kate Warner AC, Governor of Tasmania

**Saturday 10 November 2018**

- Officiated at the Centenary of Armistice Commemoration Dinner and United States Marines 243<sup>rd</sup> Birthday celebration at the Albert Hall

**Sunday 11 November 2018**

- Officiated at the Remembrance Day Commemorative Service at the Launceston Cenotaph
- Officiated at the Sound of Peace Gathering in Princes Square
- Attended the Launceston Cycling Festival at City Park

**Monday 12 November 2018**

- Attended the award presentation for the 2018 State-Wide Literacy and Numeracy Monitoring Program at Prospect High School

**Tuesday 13 November 2018**

- Attended City Mission's 2018 Christmas Appeal launch
  - Attended the Cityprom Annual General Meeting at Kingsway Bar
-



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

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### Wednesday 14 November 2018

- Attended the 95<sup>th</sup> RACT Annual General Meeting at Hotel Grand Chancellor

### Sunday 18 November 2018

- Attended a Family Fun Day at Franklin House

### Tuesday 20 November 2018

- Attended St Lukes Health cocktail party at Mantra Charles Hotel

### Wednesday 21 November 2018

- Attended the Launceston Airport Annual stakeholder event at the Albert Hall
- 

The Mayor, Alderman A M van Zetten, also noted the following engagement:

- Attended the Ravenswood Adventure Park Opening on Saturday, 17 November 2018
-

**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 H McKenzie**

- **Attended the Launceston Airport Annual stakeholder event on Wednesday, 21 November 2018 at the Albert Hall and highlighted a Stompin' dance performance presented during the night. Alderman McKenzie also noted that the Launceston Airport had been successful in two recent tourism awards - a gold medal in the Tasmanian Tourism Awards (Specialised Tourism Services) which subsequently qualifies the Launceston Airport to represent Tasmania in the National Tourism Awards in March 2019 and secondly, an Innovation and Excellence Award at the Australian Airports National Association Industry Awards, the fourth year in a row**

**10.2 Alderman J Finlay**

- **Attended the Tasmanian Tourism Awards on Friday, 9 November 2108 and noted the large number of finalists were northern participants who were successful in gaining awards on the night**

**Alderman J Finlay retired from the Meeting at 1.57pm**

**10.3 Alderman D C Gibson**

- **Commented on the 2018 Report of the Youth Action Group and congratulated City of Launceston staff, especially Claudia Garwood, for their contribution to the success of the group**
  - **Attended the launch of the City Mission Christmas Appeal on Tuesday, 13 November 2018**
  - **Encouraged members of the public to contribute to the development of the City of Launceston's Cultural Strategy which will close for public input on 26 November 2018**
  - **Noted that the Australian Musical Theatre Festival will be held in Launceston for the next five years, the first one to be held during 23 - 26 May 2019 and acknowledged financial support from the State Government and the City of Launceston**
  - **Referenced the success of the Launceston Safer Communities Partnership through collaborative partnerships with community organisations. Alderman Gibson noted the work of City of Launceston employees with particular reference to Andrew Frost and Nathalie Servant**
-

**10.4 Alderman A E Dawkins**

- **Noted that Harvest Launceston has recently received an award from the Hot Food in Age List coming in at Number 54 - food experiences from across the globe**

**10.5 Alderman N D Daking**

- **Attended the Encore Sound of Music performance at the Princess Theatre**
- **Attended the Launceston Cycle Classic on Sunday, 11 November 2018 and acknowledged the event provided substantial family entertainment**
- **Attended the Tourism Champions Awards and noted that the Tourism Champion was a Launceston business run by Brick Kerslake - Taste, Talk, Walk**

**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 were 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.)*

**No Aldermen's Questions Without Notice were identified as part of these Minutes**

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**12 COMMITTEE REPORTS****12.1 Tender Review Committee Meeting - 22 October 2018****FILE NO:** SF0100**AUTHOR:** Tanya Grayson (Administration Officer)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To receive a report from the Tender Review Committee (a delegated Authority Committee).

**RECOMMENDATION:**

That Council receives a report from the Tender Review Committee and notes the decision of the Committee to accept the tender submitted by Dogs' Homes of Tasmania for the management and operation of both the regional Dog Shelter and the Municipal Pound Services for a five year period, Contract No CD031/2018 for a cost to Council of \$1,140,000 (one million, one hundred and forty thousand dollars) (exclusive of GST).

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**Ms L Foster (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 22 November 2018****MOTION**

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

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

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**12.2 Pedestrian and Bike Committee Meeting - 23 October 2018****FILE NO:** SF0618**AUTHOR:** Cathy Williams (Built Environment Officer)**DIRECTOR:** Shane Eberhardt (Director Infrastructure Services)

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**DECISION STATEMENT:**

To receive a report from the Pedestrian and Bike Committee Meeting held on 23 October 2018.

**RECOMMENDATION:**

That Council receives a report from the Pedestrian and Bike Committee Meeting held on 23 October 2018.

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

**DECISION: 22 November 2018****MOTION**

**Moved Alderman D H McKenzie, seconded Alderman K P Stojansek.**

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

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**12.3 Heritage Advisory Committee Meeting - 25 October 2018****FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Heritage Planner)**DIRECTOR:** Leanne Hurst (Director Development Services)

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**DECISION STATEMENT:**

To receive and consider a report from the Heritage Advisory Committee Meeting held on 25 October 2018.

**RECOMMENDATION:**

That Council receives the report from the Heritage Advisory Committee Meeting held on 25 October 2018.

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

**DECISION: 22 November 2018****MOTION**

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

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

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**12.4 Audit Panel Meeting - 31 October 2018****FILE NO:** SF3611**AUTHOR:** Paul Gimpl (Chief Financial Officer)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To receive a report from the Audit Panel following the Meeting held on 31 October 2018.

**RECOMMENDATION:**

That Council receives the report from the Audit Panel Meeting held on 31 October 2018.

---

**Ms L Foster (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 22 November 2018****MOTION**

**Moved Alderman D H McKenzie, seconded Alderman K P Stojansek.**

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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**13 COUNCIL WORKSHOPS**

Council Workshops conducted on 15 November 2018 were:

- Internal and External Committees
  - Layout of Council Chamber
  - Council Meetings Policy (Frequency and Commencement Time) (14-Plx-001)
  - Code of Conduct for Aldermen (14-Plx-032)
  - Launceston CBD Building Heights
  - Title of Elected Representatives Policy (14-PI-002)
  - Code of Conduct for Members of Special Committees (14-Plx-033)
  - Aldermen - Leave of Absence From Council Procedure (14-Pr-005)
-



## COUNCIL MINUTES

Thursday 22 November 2018

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### 14 NOTICES OF MOTION

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

#### 14.1 Notice of Motion - Mayor Alderman A M van Zetten - 60 - 90 Minutes Free Parking

**FILE NO:** SF5547

**AUTHOR:** Anthea Rooney (Committee Clerk)

**GENERAL MANAGER:** Michael Stretton (General Manager)

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#### DECISION STATEMENT:

To consider investigation of a 60-90 minute free parking option in the Council's multi-deck car parks.

#### PREVIOUS COUNCIL CONSIDERATION:

Council - 27 April 2015 - Agenda Item 14.1 - Notice of Motion - Deputy Mayor Alderman R I Soward - Two Hour Parking

Council - 10 June 2014 - Agenda Item 15.2 - Notice of Motion from Council's Annual General Meeting 2013

Workshop - 2 June 2014 - First Two Hours Free Parking

Council - 11 April 2011 - Agenda Item 12.3 - Notice of Motion - Alderman R J Sands - First Hour Free Parking

#### RECOMMENDATION:

That Council requests the General Manager to complete a report and provide a suitable evidence base for the Council to consider the introduction of a free parking service in the Council's multi-deck car parks for the first 60-90 minutes.

---

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

**Due to a Declaration of Interest in Agenda Item 14.1 - Notice of Motion - Alderman A M van Zetten - 60-90 Minutes Free Parking, Alderman D H McKenzie withdrew from the Meeting at 2.09pm**

**Mr Basil Fitch spoke for the item**

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## COUNCIL MINUTES

Thursday 22 November 2018

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### 14.1 Notice of Motion - Mayor Alderman A M Van Zetten - 60 - 90 Minutes Free Parking ...(Cont'd)

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Alderman A E Dawkins withdrew from the Meeting at 2.09pm

Alderman A E Dawkins re-attended the Meeting at 2.10pm

Alderman T G Walker withdrew from the Meeting at 2.10pm

Alderman T G Walker re-attended the meeting at 2.12pm

The Mayor, Alderman A M van Zetten, handed the Chair to the Deputy Mayor Alderman D C Gibson at 2.12pm

### DECISION: 22 November 2018

#### MOTION

Moved Alderman A M van Zetten, seconded Alderman R I Soward.

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

CARRIED 10:0

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

ABSENT DUE to DECLARATION of INTEREST: Alderman D H McKenzie

The Mayor, Alderman A M van Zetten, resumed the Chair at 2.22pm

Alderman D H McKenzie re-attended the Meeting at 2.22pm

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**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****18.1 94 Bathurst Street, Launceston - Objections to Sale of Public Land**

A motion was passed to bring this item forward in the Agenda. It was considered after Agenda Item 8.2 - 50 Bathurst Street, Launceston - General Retail and Hire - Change of Use to Tattoo Studio - on Page 22 of these Minutes.

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**19 CORPORATE SERVICES DIRECTORATE ITEMS****19.1 Council Meetings Policy (Frequency and Commencement Time) (14-Plx-001)****FILE NO:** SF0975**AUTHOR:** Leanne Purchase (Acting Manager Corporate Strategy)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

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

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

**PREVIOUS COUNCIL CONSIDERATION:**

Workshop - 15 November 2018 - Council Meetings Policy (Frequency and Commencement Time (14-Plx-001)

**RECOMMENDATION:**

That Council adopts the Council Meetings Policy (Frequency and Commencement Time) - 14-Plx-001 as set out below:

**Council Meetings Policy (Frequency and Commencement Time)****PURPOSE**

To set the commencement times of ordinary Council 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.*

To set the frequency of the ordinary Council 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:

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

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**19.1 Council Meetings Policy (Frequency and Commencement Time) (14-Plx-001)  
...(Cont'd)**

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**SCOPE**

This policy applies to ordinary Council 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 Thursday in January.
2. Subsequent Council Meetings will be held on alternate Thursdays. If the Council Meeting falls on a Thursday that is a public holiday, the Council Meeting is held on the following Thursday and alternate Thursdays after that.
3. The final scheduled Council Meeting will be held on either the second or third Thursday in December.
4. Council Meetings will commence at 1.00pm.
5. The Annual General Meeting is held on the first Thursday in December commencing at 5.30pm.

**PRINCIPLES**

The Council's organisational values apply to all activities.

**RELATED POLICIES and PROCEDURES**

14-Rfx-009 Council Meeting Schedule

**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.

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**Ms L Foster (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

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**19.1 Council Meetings Policy (Frequency and Commencement Time) (14-Plx-001)  
...(Cont'd)**

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**DECISION: 22 November 2018**

**MOTION**

**Moved Alderman D H McKenzie, seconded Alderman K P Stojansek.**

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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## COUNCIL MINUTES

Thursday 22 November 2018

### 19.2 Council Appointments to Internal and External Committees

**FILE NO:** SF0106/SF0095/SF2233

**AUTHOR:** Leanne Purchase (Acting Manager Corporate Strategy)

**DIRECTOR:** Louise Foster (Director Corporate Services)

#### DECISION STATEMENT:

To approve Council appointments in respect of committees, authorities, specific purpose committees and external organisations.

#### RECOMMENDATION:

That Council:

1. pursuant to sections 23(2) and 24(2) of the *Local Government Act 1993*, appoints representatives to each of the committees, authorities, specific purpose committees and external organisations as listed.

#### **COUNCIL COMMITTEE** (convened under section 23 of the *Local Government Act 1993*)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
General Manager's Contract and Performance Review Committee	5 (including Mayor of the Day)	Alderman A M van Zetten Alderman J G Cox Alderman P S Spencer Alderman D C Gibson Alderman T G Walker

#### **SPECIAL COUNCIL COMMITTEE** (convened under section 24 of the *Local Government Act 1993*)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Audit Panel	2	Alderman D H McKenzie Alderman J Finlay
Australia Day Committee	3	Alderman R I Soward Alderman D C Gibson Alderman A E Dawkins

## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Cataract Gorge Advisory Committee	2	Alderman T G Walker Alderman A G Harris
Community Grants (Organisations) Program	3	Alderman D C Gibson Alderman T G Walker Alderman K P Stojansek
Events Sponsorship Assessment Panel	3	Alderman N D Daking Alderman K P Stojansek Alderman D C Gibson
Heritage Advisory Committee	2	Alderman T G Walker Alderman D H McKenzie
Access Advisory Committee	1	Alderman A E Dawkins
Launceston City Heart Reference Group	3 (including one as Chairman)	Alderman A M van Zetten Alderman N D Daking Alderman A G Harris Alderman K P Stojansek Alderman J Finlay
Launceston Sister City Committee	3	Alderman D C Gibson Alderman R I Soward Alderman J G Cox Alderman K P Stojansek Alderman T G Walker
Northern Youth Coordinating Committee	1	Alderman D C Gibson
NTCA Ground Management Committee	1 (Mayor of the Day)	Alderman A M van Zetten
Pedestrian and Bike Committee	2	Alderman A G Harris Alderman D H McKenzie
Queen Victoria Museum and Art Gallery Governance Advisory Board	2 (including Mayor of the Day and Deputy Mayor of the Day (proxy with voting rights))	Alderman A M van Zetten Alderman D C Gibson
Scholarships and Bursary Committee	2	Alderman A E Dawkins Alderman D C Gibson



## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Tender Review Committee	4 (including one as Chairman)	Alderman J G Cox Alderman N D Daking Alderman P S Spencer Alderman D H McKenzie
Youth Advisory Group	3	Alderman D C Gibson Alderman D H McKenzie Alderman T G Walker

### COUNCIL AUTHORITIES

*(convened under section 30 of the Local Government Act 1993)*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Launceston Flood Authority (LFA)	1 (Mayor of the Day)	Alderman A M van Zetten

### SPECIAL COMMITTEE

*(convened under section 20(A) of the Emergency Management Act 2006 (Tas))*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Municipal Emergency Management Committee	1 (including acting as Municipal Chairman)	Alderman J G Cox

### COUNCIL EXTERNAL COMMITTEE MEMBERSHIP

*(resulting from resolutions of Council)*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Australian Pacific Airports Launceston	1	Nominations through the General Manager to Australian Pacific Airports Launceston
Cityprom Limited	1	Alderman R I Soward Alderman N D Daking Alderman A E Dawkins

## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Enterprize Tasmania Limited	1	Nominated Council Representative to be General Manager
Franklin House Management Committee	1	Alderman A G Harris
Launceston College Association	1	Alderman D C Gibson
Launceston Safer Communities Partnership	2	Alderman J Finlay Alderman P S Spencer
Local Government Association of Tasmania	2 (Mayor of the Day and Deputy Mayor of the Day (as proxy))	Alderman A M van Zetten Alderman D C Gibson
Tamar NRM Reference Group		Alderman T G Walker
Newstead College Association	1	Alderman A G Harris
Ravenswood Action Group	1	Alderman K P Stojansek
TasWater Owners Representative	1 (Mayor of the Day)	Alderman A M van Zetten
Theatre North Inc.	1	Alderman D H McKenzie
University of Tasmania Northern Campus Engagement and Advisory Group	2	Alderman J Finlay Alderman R I Soward Alderman D H McKenzie
Design Tasmania	1	Alderman A E Dawkins
Economic Development Working Group	3	Alderman J Finlay Alderman N D Daking Alderman D H McKenzie Alderman T G Walker

- approves the final nominations outlining all appointed representatives for incorporation in the Committee Representation Details Procedure (14-HLPr-003).
- notes the Committee Representation Details Procedure (14-HLPr-003) is to be reviewed in two years, to provide an opportunity for Council to revisit the nominations and appointments to all committees, authorities, specific purpose committees and external organisations.

**19.2 Council Appointments to Internal and External Committees ...(Cont'd)**

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4. notes that the Terms of Reference (or policy statement) for each of the Council Committees should be reviewed by the responsible Director and the Committees and brought to Council in 12 months for consideration.
- 

**Ms L Foster (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 22 November 2018**

**MOTION 1**

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

**That the motion be moved as a block with the exception of Cityprom Limited.**

**CARRIED 11:0**

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

**DECISION: 22 November 2018**

**MOTION 2**

**Moved Alderman K P Stojansek, seconded Alderman A G Harris.**

**That Council:**

1. pursuant to sections 23(2) and 24(2) of the *Local Government Act 1993*, appoints representatives to each of the committees, authorities, specific purpose committees and external organisations as listed.
-

## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

### COUNCIL COMMITTEE (convened under section 23 of the Local Government Act 1993)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
<b>General Manager's Contract and Performance Review Committee</b>	<b>5 (including Mayor of the Day)</b>	<b>Alderman A M van Zetten Alderman J G Cox Alderman P S Spencer Alderman D C Gibson Alderman T G Walker</b>

### SPECIAL COUNCIL COMMITTEE (convened under section 24 of the Local Government Act 1993)

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
<b>Audit Panel</b>	<b>2</b>	<b>Alderman D H McKenzie Alderman J Finlay</b>
<b>Australia Day Committee</b>	<b>3</b>	<b>Alderman R I Soward Alderman D C Gibson Alderman A E Dawkins</b>
<b>Cataract Gorge Advisory Committee</b>	<b>2</b>	<b>Alderman T G Walker Alderman A G Harris</b>
<b>Community Grants (Organisations) Program</b>	<b>3</b>	<b>Alderman D C Gibson Alderman T G Walker Alderman K P Stojansek</b>
<b>Events Sponsorship Assessment Panel</b>	<b>3</b>	<b>Alderman N D Daking Alderman K P Stojansek Alderman D C Gibson</b>
<b>Heritage Advisory Committee</b>	<b>2</b>	<b>Alderman T G Walker Alderman D H McKenzie</b>
<b>Access Advisory Committee</b>	<b>1</b>	<b>Alderman A E Dawkins</b>
<b>Launceston City Heart Reference Group</b>	<b>5 (including one as Chairman)</b>	<b>Alderman A M van Zetten Alderman N D Daking Alderman A G Harris Alderman K P Stojansek Alderman J Finlay</b>

## COUNCIL MINUTES

Thursday 22 November 2018

### 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

Launceston Sister City Committee	4	Alderman D C Gibson Alderman R I Soward Alderman J G Cox Alderman K P Stojansek
Northern Youth Coordinating Committee	1	Alderman D C Gibson
NTCA Ground Management Committee	1 (Mayor of the Day)	Alderman A M van Zetten
Pedestrian and Bike Committee	2	Alderman A G Harris Alderman D H McKenzie
Queen Victoria Museum and Art Gallery Governance Advisory Board	2 (including Mayor of the Day and Deputy Mayor of the Day (proxy with voting rights))	Alderman A M van Zetten Alderman D C Gibson
Scholarships and Bursary Committee	2	Alderman A E Dawkins Alderman D C Gibson
Tender Review Committee	4 (including one as Chairman)	Alderman J G Cox Alderman N D Daking Alderman P S Spencer Alderman D H McKenzie
Youth Advisory Group	3	Alderman D C Gibson Alderman D H McKenzie Alderman N D Daking

## COUNCIL AUTHORITIES

*(convened under section 30 of the Local Government Act 1993)*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
Launceston Flood Authority (LFA)	1 (Mayor of the Day)	Alderman A M van Zetten

## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

### SPECIAL COMMITTEE

*(convened under section 20(A) of the Emergency Management Act 2006 (Tas))*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
<b>Municipal Emergency Management Committee</b>	<b>1 (including acting as Municipal Chairman)</b>	<b>Alderman J G Cox</b>

### COUNCIL EXTERNAL COMMITTEE MEMBERSHIP

*(resulting from resolutions of Council)*

<b>Committee</b>	<b>Number of Alderman Vacancies</b>	<b>Nomination</b>
<b>Australian Pacific Airports Launceston</b>	<b>1</b>	<b>Nominations through the General Manager to Australian Pacific Airports Launceston</b>
<b>Enterprize Tasmania Limited</b>	<b>1</b>	<b>Nominated Council Representative to be General Manager</b>
<b>Franklin House Management Committee</b>	<b>1</b>	<b>Alderman A G Harris</b>
<b>Launceston College Association</b>	<b>1</b>	<b>Alderman D C Gibson</b>
<b>Launceston Safer Communities Partnership</b>	<b>2</b>	<b>Alderman J Finlay Alderman P S Spencer</b>
<b>Local Government Association of Tasmania</b>	<b>2 (Mayor of the Day and Deputy Mayor of the Day (as proxy))</b>	<b>Alderman A M van Zetten Alderman D C Gibson</b>
<b>Tamar NRM Reference Group</b>		<b>Alderman T G Walker</b>

## 19.2 Council Appointments to Internal and External Committees ...(Cont'd)

Newstead College Association	1	Alderman A G Harris
Ravenswood Action Group	1	Alderman K P Stojansek
TasWater Owners Representative	1 (Mayor of the Day)	Alderman A M van Zetten
Theatre North Inc.	1	Alderman D H McKenzie
University of Tasmania Northern Campus Engagement and Advisory Group	3	Alderman J Finlay Alderman R I Soward Alderman D H McKenzie
Design Tasmania	1	Alderman A E Dawkins
Economic Development Working Group	4	Alderman J Finlay Alderman N D Daking Alderman D H McKenzie Alderman T G Walker

2. approves the final nominations outlining all appointed representatives for incorporation in the Committee Representation Details Procedure (14-HLPr-003).
3. notes the Committee Representation Details Procedure (14-HLPr-003) is to be reviewed in two years, to provide an opportunity for Council to revisit the nominations and appointments to all committees, authorities, specific purpose committees and external organisations.
4. notes that the Terms of Reference (or policy statement) for each of the Council Committees should be reviewed by the responsible Director and the Committees and brought to Council in 12 months for consideration.

**CARRIED 11:0**

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

**19.2 Council Appointments to Internal and External Committees ...(Cont'd)**

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**DECISION: 22 November 2018**

**MOTION 3**

**Moved Alderman D C Gibson, seconded Alderman R I Soward.**

**That Standing Orders be suspended to allow Aldermen who nominated to be a representative for Cityprom Limited to speak, and t allow Aldermen to vote for a Cityprom Limited representative.**

**CARRIED 11:0**

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

**Standing Orders were suspended at 2.26pm**

**DECISION: 22 November 2018**

**MOTION 5**

**Moved Alderman R I Soward, seconded Alderman J G Cox.**

**That Standing Orders be resumed.**

**CARRIED 11:0**

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

**Standing Orders resumed at 2.39pm**

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**19.2 Council Appointments to Internal and External Committees ...(Cont'd)**

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**DECISION:** 22 November 2018

**MOTION 4**

**Moved Alderman R I Soward, seconded Alderman J G Cox.**

**That, Alderman N D Daking is appointed as Council's Cityprom Limited representative.**

**CARRIED 11:0**

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

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**19.3 Code of Conduct for Members of Special Committees (14-Plx-033)****FILE NO:** SF0977**AUTHOR:** Leanne Purchase (Acting Manager Corporate Strategy)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To consider the Code of Conduct for Members of Special Committees (14-Plx-033).

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 12 September 2016 - Agenda Item 19.1 - Draft Code of Conduct for Members of Special Committees

Workshop - 15 November 2018 - Code of Conduct for Members of Special Committees (14-Plx-033)

**RECOMMENDATION:**

That Council approves the following Code of Conduct for Members of Special Committees (14-Plx-033):

**Code of Conduct for Members of Special Committees****PURPOSE**

A special committee is a committee established by Council under section 24 of the *Local Government Act 1993* (Tas). The purpose of a special committee is to consider any matter referred to it by Council, within the terms of reference applicable to that committee.

Council determines the membership of a special committee, drawing from aldermen, Council employees and the general public.

This code of conduct sets out the standards of behaviour expected of members in relation to:

- behaviour in special committee meetings; and
- the performance of work for or in connection with that committee.

**SCOPE**

This code of conduct applies to members of special committees who are not Aldermen or Council employees. Aldermen or Council employees who are members of a special committee are not subject to this code of conduct. Aldermen are subject to the Code of Conduct for Aldermen (14-Plx-032). Council employees are subject to the Code of Conduct Policy (22-PI-030).

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**19.3 Code of Conduct for Members of Special Committees (14-Plx-033) ...(Cont'd)**

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***POLICY***

1. A member of a special committee, through their participation in the committee and their interaction with other members, staff and the general public on matters related to the committee:
    - (a) is to treat all persons with courtesy, fairness, dignity and respect; and
    - (b) is not to intentionally cause any person offence or embarrassment; and
    - (c) is not to bully or harass any person.
  2. A member is to listen to, and respect, the views of other participants in committee meetings and any other proceedings of the committee, and endeavour to ensure that issues, not personalities, are the focus of debate.
  3. When giving information to the community, a member is to accurately represent the decisions of the committee.
  4. A member is to clearly indicate when they are putting forward their personal views.
  5. A member is to respect the authority of the chairperson in the oversight of the committee meetings.
  6. A member is not to influence, or attempt to influence, any Council employee or delegate of Council, in the exercise of the functions of the employee or delegate.
  7. A member is not to contact an employee of the Council in relation to committee matters unless authorised by the chairperson, who will in turn seek the approval of the General Manager of the Council.
  8. A member is not to knowingly misrepresent information that they have obtained in the course of their duties as a member of the committee.
  9. A member is not to speak on behalf of the committee, unless specifically authorised or delegated by the chairperson.
  10. A member's personal views are not to be expressed in such a way as to undermine the decisions of the committee or bring the committee into disrepute.
  11. The personal conduct of a member is not to reflect, or have the potential to reflect, adversely on the reputation of the committee or the Council.
-

**19.3 Code of Conduct for Members of Special Committees (14-Plx-033) ...(Cont'd)**

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**PRINCIPLES**

Members are expected to commit to the following principles:

- *Equitable* - Provide all members with the opportunity to participate in the decision making process and treat all members equally.
- *Participatory and inclusive* - Ensure that all members of the committee have the opportunity to participate in the process for making that decision.
- *Effective and efficient* - Implement decisions and follow processes that make the best use of the available people, resources and time, to ensure the best possible results for the community.
- *Consensus oriented* - Take into account the different views and interests in the community, to reach a majority position on what is in the best interests of the whole community, and how it can be achieved.

**CONTRAVENING THIS CODE OF CONDUCT**

If the chairperson believes a member has contravened this code of conduct, they will, in the first instance, raise the matter in a meeting with the member, outlining:

1. the provision in this code of conduct that the member is alleged to have contravened; and
2. the details of the behaviour of the member that constitutes the alleged contravention.

There are four likely outcomes that will arise from the meeting, and the process for the chairperson to follow for each of these is as follows:

1. If the member accepts that they have contravened the code of conduct and this contravention can be resolved without recommending removal from the committee, the chairperson may:
    - issue the member with a formal caution or reprimand; and/or
    - require the member to apologise to any person(s) affected by the contravention.
  2. If the member refuses to accept that they have contravened the code of conduct and, in the opinion of the chairperson, this contravention may be resolved without recommending dismissal from the committee, the chairperson will seek advice from the General Manager on how to proceed.
  3. If the member accepts that they have contravened the code of conduct and this alleged contravention is such that it warrants removal from the committee, they will be provided the opportunity to resign from the committee.
-

**19.3 Code of Conduct for Members of Special Committees (14-Plx-033) ...(Cont'd)**

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4. If the alleged contravention is such that it warrants removal from the committee and the member:
- accepts that they have contravened the code of conduct and does not resign from the committee; or
  - refuses to accept that the alleged contravention is such that it warrants removal from the committee

the chairperson will write to the General Manager including in the correspondence:

- the name of the member;
- the provision of the code of conduct that the member has allegedly contravened; and
- the details of the behaviour of the member that constitutes the alleged contravention.

Upon receiving the correspondence, the General Manager will refer the matter to Council for decision.

***RELATIONSHIP BETWEEN THIS POLICY AND A SPECIAL COMMITTEE'S TERMS OF REFERENCE OR CHARTER***

If a provision in this code of conduct is inconsistent with a provision in any special committee's terms of reference or charter, the provision in this code of conduct prevails.

***RELATED POLICIES & PROCEDURES***

14-HLPr-012 Committee Representation Details

14-Plx-032 Code of Conduct for Aldermen

22-PI-030 Code of Conduct Policy

***RELATED LEGISLATION***

Not applicable

***REFERENCES***

Not applicable.

***DEFINITIONS***

Special Committee: a special committee is a committee convened under section 24 of the *Local Government Act 1993* (Tas).

Member: a representative with voting rights on a special committee covered by this code of conduct.

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**19.3 Code of Conduct for Members of Special Committees (14-Plx-033) ...(Cont'd)**

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***REVIEW***

This code of conduct will be reviewed no more than four years after the date of approval to broadly align with the local government election cycle, or more frequently if required by operational demands and with Council's approval.

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**Ms L Foster (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 22 November 2018**

**MOTION**

**Moved Alderman R I Soward, seconded Alderman A G Harris**

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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## COUNCIL MINUTES

Thursday 22 November 2018

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### 19.4 Financial Report to Council - 30 September 2018

**FILE NO:** SF3611

**AUTHOR:** Paul Gimpl (Chief Financial Officer)

**DIRECTOR:** Louise Foster (Director Corporate Services)

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#### **DECISION STATEMENT:**

To consider the Council's financial performance for the three months ended 30 September 2018.

#### **PREVIOUS COUNCIL CONSIDERATION:**

Audit Panel - 31 October 2018 - Agenda Item 9.3 - Financial Statements - Analysis and Commentary

#### **RECOMMENDATION:**

That Council adopts the financial report for the three months ended 30 September 2018 which shows an overall deficit of \$0.269 million. After allowing for Financial Assistance Grant revenue received in June 2018 (\$2.174 million) and Greater Launceston Transformation Project costs not yet recognised (\$0.672 million), the underlying surplus is \$1.164 million.

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**Ms L Foster (Director Corporate Services) and Mr P Gimpl (Chief Financial Officer) were in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 22 November 2018**

#### **MOTION**

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

**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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker**

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**19.5 Annual Financial Statements for the Year Ended 30 June 2018****FILE NO:** SF2633**AUTHOR:** Paul Gimpl (Chief Financial Officer)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To receive the annual financial statements for the year ended 30 June 2018.

**PREVIOUS COUNCIL CONSIDERATION:**

Audit Panel - 31 October 2018 - Agenda Item 7.1 - External Audit Report (Acceptance of financial statements for year ended 30 June 2018)

**RECOMMENDATION:**

That Council, pursuant to:

1. section 84(4) of the *Local Government Act 1993*, receives the audited financial statements for the year ended 30 June 2018 and notes that:
    - (a) the Acting General Manager has certified the financial statements in accordance with section 84(3); and
    - (b) the financial statements have been audited by the Auditor General in accordance with section 84(1) and the statements have received an unqualified audit opinion.
  2. section 72 of the *Local Government Act 1993*, notes the financial statements will be included in the Annual Report.
- 

**Ms L Foster (Director Corporate Services) and Mr P Gimpl (Chief Financial Officer) were in attendance to answer questions of Council in respect of this Agenda Item.**

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**19.5 Annual Financial Statements for the Year Ended 30 June 2018 ...(Cont'd)**

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**DECISION:** 22 November 2018

**MOTION**

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

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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

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**20 GENERAL MANAGER'S DIRECTORATE ITEMS****20.1 2018 Local Government Election - Declarations of Office**

**This Agenda Item was moved forward in the Agenda and appears on Page 6 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 were identified as part of these Minutes**

**22 CLOSED COUNCIL**

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

**22.1 Confirmation of the Minutes****22.2 Myrtle Park Recreation Ground - Lease****RECOMMENDATION:**

That, pursuant to the *Local Government (Meeting Procedures) Regulations 2015*, Council move into Closed Session to consider the following matters:

**22.1 Confirmation of the Minutes**

*Regulation 34(6)*

**22.2 Myrtle Park Recreation Ground - Lease**

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

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**DECISION:** 22 November 2018

**MOTION**

Moved Alderman D C Gibson, 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 D C Gibson, Alderman A E Dawkins, Alderman N D Daking, Alderman D H McKenzie, Alderman K P Stojansek, Alderman R I Soward, Alderman P S Spencer, Alderman J G Cox, Alderman A G Harris and Alderman T G Walker

Council moved into Closed Session at 2.47pm

Council returned to Open Session at 3.13pm

**23 MEETING CLOSURE**

The Mayor, Alderman A M van Zetten, closed the Meeting at 3.13pm.

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