



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 8 AUGUST 2019
1.00pm**

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

Date: 8 August 2019

Time: 1.00pm

Certificate of Qualified Advice

Background

To comply with section 65 of the *Local Government Act 1993* (Tas):

1. A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
2. A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless -
 - (a) the general manager certifies, in writing -
 - (i) that such advice was obtained; and
 - (ii) the general manager took the advice into account in providing general advice to the council or council committee; and
 - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

Certification

I certify that:

- (i) the advice of a qualified person has been sought where required;
- (ii) this advice was taken into account in providing general advice to the council or council committee; and
- (iii) a copy of the advice, or a written transcript or summary of advice provided orally, is included with the minutes item.



Michael Stretton
General Manager

City of Launceston

COUNCIL MINUTES

Thursday 8 August 2019

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
P S Spencer
J G Cox
A G Harris
T G Walker

In Attendance: **Mr M Stretton (General Manager)**
Mr M J Skirving (Acting Director Infrastructure Services)
Mrs L M Hurst (Director Development Services)
Mr S G Eberhardt (Acting Director Facilities Management)
Mr P Gimpl (Acting Director Corporate Services) (retired at 1.45pm)
Mrs L Purchase (Acting Manager Corporate Strategy)
Mrs L Viney (Administration Assistant)

ORDER OF BUSINESS

Item No	Item	Page No
1	OPENING OF MEETING - ATTENDANCE AND APOLOGIES	1
2	DECLARATIONS OF INTEREST	1
3	CONFIRMATION OF MINUTES	1
4	DEPUTATIONS	2
	No Deputations were identified as part of these Minutes	2
5	PETITIONS	2
	No Petitions were identified as part of these Minutes	2
6	COMMUNITY REPORTS	2
6.1	Ms Trish Haeusler (Chairperson) - Plastic Free Launceston	2
7	PUBLIC QUESTION TIME	3
7.1	Public Questions on Notice	3
	No Public Questions on Notice were identified as part of these Minutes	3
7.2	Public Questions Without Notice	3
7.2.1	Ms Glenda King - 14-16 St Georges Square, East Launceston	4
7.2.2	Mr Jim Dickenson - Building Heights and Massing Study in Launceston	5
7.2.3	Mr Jim Dickenson - Invermay Traffic Masterplan	6
7.2.4	Mr Jim Dickenson - Brisbane Street Mall Roof	7
7.2.5	Ms Jenny Davidson - 14-16 St Georges Square, East Launceston	8

City of Launceston

COUNCIL MINUTES

Thursday 8 August 2019

Item No	Item	Page No
7.2.6	Mr Mark Melville - 14-16 St Georges Square, East Launceston	9
8	PLANNING AUTHORITY	10
	No Development Applications were identified as part of these Minutes	10
9	ANNOUNCEMENTS BY THE MAYOR	11
9.1	Mayor's Announcements	11
10	COUNCILLOR'S REPORTS	12
11	QUESTIONS BY COUNCILLORS	13
11.1	Questions on Notice	13
	No Councillor's Questions on Notice were identified as part of these Minutes	13
11.2	Questions Without Notice	13
	No Councillor's Questions Without Notice were identified as part of these Minutes	13
12	COMMITTEE REPORTS	14
12.1	Heritage Advisory Committee Meeting - 4 July 2019	14
12.2	Launceston Access Advisory Committee Report - 5 June 2019	15
13	COUNCIL WORKSHOPS	16
13.1	Council Workshop Report	16
14	NOTICES OF MOTION	18
14.1	Notice of Motion - Councillor N D Daking - Climate Emergency	18
15	DEVELOPMENT SERVICES DIRECTORATE ITEMS	21

City of Launceston

COUNCIL MINUTES

Thursday 8 August 2019

Item No	Item	Page No
15.1	Council Committee Hearing - Petition to Amend Sealed Plan - SPD15 - 24-26 Queechy Road, Norwood	21
16	FACILITIES MANAGEMENT DIRECTORATE ITEMS	22
16.1	Assignment of Lease - Blue Cafe	22
17	CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS	23
17.1	Lease of Princess Theatre and Earl Arts Centre	23
18	INFRASTRUCTURE SERVICES DIRECTORATE ITEMS	25
	No Items were identified as part of these Minutes	25
19	CORPORATE SERVICES DIRECTORATE ITEMS	26
19.1	Annual Remissions Rates and Charges - Year Ended 30 June 2019	26
20	GENERAL MANAGER'S DIRECTORATE ITEMS	28
20.1	Delegation from Council to General Manager - <i>Monetary Penalties Enforcement Act 2005 (Tas)</i>	28
20.2	Amendment to Minutes of Council Meeting Held on 27 June 2019	30
21	URGENT BUSINESS	32
	No Urgent Items were identified as part of these Minutes	32
22	CLOSED COUNCIL	32
	No Closed Items were identified as part of these Minutes	32
23	MEETING CLOSURE	32

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 25 July 2019 be confirmed as a true and correct record.

DECISION: 8 August 2019**MOTION**

Moved Councillor D C Gibson, seconded Councillor A E Dawkins.

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 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 Councillors.)

6.1 Ms Trish Haeusler (Chairperson) - Plastic Free Launceston

Ms Haeusler provided Council with a summary of events undertaken by Plastic Free Launceston during the year, including the successful community engagement program run in conjunction with Plastic Free July in Launceston. Ms Haeusler acknowledged the fact that conversations regarding the use of plastics within the community have changed over the last 10 years.

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 Ms Glenda King - 14-16 St Georges Square, East Launceston

- 1. The owner of the property has publicly written in response to comments in Wednesday's *The Examiner* article on the demolition of the historic 1870s brick wall at 14-16 St Georges Square, that she contacted the Council when purchasing the property to ensure that she could rebuild the wall. She states she would never have bought the property if she had to live with the leaning fence. Given that this would indicate that Council knew of her intentions to demolish and rebuild the wall, was this information passed to Councillors sitting on the Heritage Advisory Committee? Was this known to the Director of Planning and also the Senior Manager of Planning, both of whom sit on the Heritage Advisory Committee together with Councillor McKenzie as Chair and Councillor Walker and if it was not passed on, why not?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 22 August 2019.

- 2. The owner of the property received an email from Council dating from 17 November 2017 or around that date concerning her wish to demolish the wall and which I understand gave her permission to do so. Were the Council's Heritage Planner and the members of the Heritage Advisory Committee given this information as part of any briefing or background information on 14 St Georges Square and its historic 1870s brick wall and will this matter be further investigated by Council and if so what actions can the Council take?**

Mr Michael Stretton (General Manager) responded by saying that he cannot answer the specifics in regards to the email but it will be investigated. A permit would be required under the Planning Scheme to demolish the wall and Council are investigating the circumstances to check if there was a safety issue that needed to be resolved. Mr Stretton will respond to Mrs King.

- 3. Given that the 1870s historic wall at 14-16 St Georges Square was recommended for protection unanimously by the Council's Heritage Advisory Committee, which includes the two Councillors mentioned before and the Planning Director and Senior Management and which is on the Agenda for this Meeting, why was no interim protection able to be applied to the wall until a decision was made by this Council in respect of this Agenda Item?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 22 August 2019.

7.2.2 Mr Jim Dickenson - Building Heights and Massing Study in Launceston**Mr Jim Dickenson - Building Heights and Massing Study in Launceston**

- 1. Regarding the Building Heights and Massing Study, before that was started, in the City centre and you could build an acceptable solution at 14.5m, but a developer could ask to build above that to an unlimited height and normally approval would not be given. After spending a considerable amount of money on a consultant's fee and a year of study, the condition now is that you can still build to 14.5m and you can still build up to 24m or above 24m up to an unrestricted height which is the exactly the same as it was. So the question is what has been achieved?**

The Mayor, Councillor A M van Zetten noted that good discussion with the community had occurred and Council has received a lot of feedback from the community.

Mr Michael Stretton (General Manager) responded by advising the new provisions around the performance criteria will include, once they are developed and adopted, design guidelines and an increased range of matters that need to be addressed by proponents moving into or proposing developments into the future. That is not part of the current Planning Scheme so there will be a very robust framework determining higher buildings, once that performance criteria is in place.

7.2.3 Mr Jim Dickenson - Invermay Traffic Masterplan

1. This project has been going on for over a year and during that time, I contributed to Community Input which was invited by the Council and I provided ideas and questions to that project. While the questions were always acknowledged, they were not answered. In October last year, a report was made to Council outlining the way forward and recommending acceptance of that report, but the Aldermen at the time did not accept that report and referred it back to have more consideration and investigation. That was last October, nine months ago, yet the new report still has not come before Council. The Department of State Growth had a meeting two weeks ago in which they presented the solution and it will be put out to tender next month. So the point is that they presented a solution as a *fait accompli* to go to tender basically straight away. The process seems to not be proceeding in a logical or consistent way.

The Mayor Councillor A M van Zetten advised that is not a *fait accompli* as the Council still has to go through a process for some of the decisions to be made. Council is currently following through with the Department of State Growth.

Mr Michael Stretton (General Manager) advised it is a complex matter. Council, last year, raised concerns and wanted matters investigated. That process identified broader matters to be considered in terms of the implication of changes in that area on other parts of the network. A broader transport vision document that seeks to address some of the issues that Council has raised is coming back to Council for discussion in the Workshop on 22 August 2019. In terms of working with State Growth, we are keen to bring ourselves back into alignment and the Workshop is our next action.

7.2.4 Mr Jim Dickenson - Brisbane Street Mall Roof

1. **The old roof in the Brisbane Street Mall, which we used to call Napoleon's Hat, has been removed. We were led to believe that it would be relocated in the new Riverbend Park which is now nearly completed. When and where will the old roof be re-erected?**

Matthew Skirving (Acting Director Infrastructure Services) confirmed that the structure had been salvaged from the Mall for potential re-use. There were some thoughts around potential applications at Riverbend Park which are still being considered. Council is also actively considering other potential re-use applications.

7.2.5 Ms Jenny Davidson - 14-16 St Georges Square, East Launceston

1. The developer involved has written publically and has been quoted in the public domain and being quoted in the press as saying that the wall was *actually deemed dangerous prior to it being taken down today*. Had the Council received any expert engineering report that the fence was a danger because obviously that is significant?

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 22 August 2019.

2. I am deeply concerned about the adjoining property *Torkington* that has the two massive sequoia trees. Seeing what happened on Tuesday, can the Council put in place any protection that there will be no further repairs or excavations in the area of those trees because obviously the root system extends into 14-16 St Georges Square? The arborist from *Torkington* says they would be in a lot of danger if there was excavation especially as trees were being removed with an excavator from next door. Whose responsibility will that be if the trees suffer? Can Council put in place a proper management of the tree safety before any further works occur on that site?

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 22 August 2019.

7.2.6 Mr Mark Melville - 14-16 St Georges Square, East Launceston

- 1. Continuing on from the previous speaker regarding what measures Council can put in place to ensure the heritage of built environment and that the trees and vegetation are protected in the future. The original sub-division Development Application had provisions regarding these protections but they seem to have been ignored and also, in the Development Application for the demolition there seem to be some rather vague commitments to do something in the future. Sequoia trees have been living for over 1,000 years and you are also looking at trees with a root system that could spread for 8-9 metres - they are quite unique. They will extend into the building envelope's structure. Just from a practical point of view, I need to know what compliance arrangements Council would have and how they would be enforced?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 22 August 2019.

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

No Development Applications were identified as part of these Minutes

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

Thursday 25 July 2019

- Attended the opening of the new Public Trustee Office

Friday 26 July 2019

- Officiated at the launch of Drysdale House new food composter

Saturday 27 July 2019

- Attended the AFL Hawthorn versus Brisbane game
- Officiated at the Suicide Awareness Walk
- Officiated at the launch of the AFL Under 15s tournament

Monday 29 July 2019

- Met with Ikeda teachers and students visiting Launceston

Tuesday 30 July 2019

- Met with Kagawa students visiting Launceston

Wednesday 31 July 2019

- Officiated at the Chamber of Commerce breakfast
- Officiated at the launch of Multicap's new Community Access Centre

Friday 2 August 2019

- Attended the opening night of *We Will Rock You*
- Officiated at the official reception of *We Will Rock You*

Monday 5 August 2019

- Attended the *palawa kani* children's book launch
-

The Mayor also noted that on Saturday 3 August 2019, he attended the *Federation of National Karate Championships* at the Silverdome.

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 R I Soward

- **Attended the performance of *We Will Rock You* and highlighted the local talent of participants contributing behind the scenes**
- **Attended the commissioning of the second stage of *Headstone Project* and praised the outcomes of the project in assisting families of missing soldiers**

10.2 Councillor D C Gibson

- **Acknowledged Mr Paul Gimpl (Acting Director Corporate Services) and Mr Nathan Williams (Manager Finance) for working with students from Launceston Church Grammar School by sharing information regarding budgeting and financial responsibility, rates, incomes and outgoings from a Council perspective**
- **Noted high attendance numbers at Queen Victoria Museum and Art Gallery over the recent school holidays and noted the increase of visitors to the Planetarium during the last financial year**

10.3 Councillor T G Walker

- **Attended a public meeting on Wednesday, 31 July 2019 regarding swan culling at kanamaluka/Tamar River. The meeting was organised by a landowner, Mr Frank Archer, and was attended by representatives from the community, Department of Primary Industries, Parks, Water and Environment and Birdlife Australia**
- **Attended a discussion on Wednesday, 7 August 2019 by Mr Michael Mansell regarding a possible aboriginal treaty on a State or Federal level. Attendees at the Town Hall included members from the Tasmanian Aboriginal Community and Aboriginal Land Council**

10.4 Councillor D H McKenzie

- **Attended a Youth Advisory Group Meeting and noted that the group will discuss homelessness at their Youth Council meeting on 29 August 2019**
-

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.)

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

12 COMMITTEE REPORTS**12.1 Heritage Advisory Committee Meeting - 4 July 2019****FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Heritage Planner)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Heritage Advisory Committee Meeting held on 4 July 2019.

RECOMMENDATION:

That Council receives the report from the Heritage Advisory Committee Meeting held on 4 July 2019.

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

**Ms Glenda King spoke for the Recommendation
Dr Umit Sungur spoke for the Recommendation
Mr Mark Melville spoke for the Recommendation
Ms Jenny Davidson spoke for the Recommendation**

DECISION: 8 August 2019**MOTION**

Moved Councillor T G Walker, seconded Councillor D H McKenzie.

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 Launceston Access Advisory Committee Report - 5 June 2019**FILE NO:** SF0025**AUTHOR:** Tracey Mallett (Manager Community and Economic Development)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Launceston Access Advisory Committee.

RECOMMENDATION:

That Council receives the report from the Launceston Access Advisory Committee Meeting held on 5 June 2019.

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

DECISION: 8 August 2019**MOTION**

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

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**13.1 Council Workshop Report****FILE NO:** SF4401**AUTHOR:** Leanne Viney (Administration Assistant)**DIRECTOR:** Paul Gimpl (Acting Director Corporate Services)

DECISION STATEMENT:

To consider Council Workshops conducted since the last Council Meeting.

RECOMMENDATION:

That, pursuant to Regulation 2(c) of the *Local Government (Meeting Procedures) Regulations 2015*, Council notes the Council Workshops conducted since the last Council Meeting, for the purposes described:

Workshop conducted on 8 August 2019:

Expression of Interest and Evaluation Process for Leasing the Restaurant in Macquarie House

Councillors were provided with an overview of the Expression of Interest and evaluation process for the commercial lease of the restaurant in Macquarie House.

Greater Launceston Transformation Plan

Councillors received an update on the Greater Launceston Transformation Project.

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

13.1 Council Workshop Report ...(Cont'd)

DECISION: 8 August 2019**MOTION****Moved Councillor J Finlay, 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**

14 NOTICES OF MOTION

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

14.1 Notice of Motion - Councillor N D Daking - Climate Emergency

FILE NO: SF5547

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Michael Stretton (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion submitted by Councillor N D Daking regarding Climate Emergency.

RECOMMENDATION:

We are facing a rapidly warming climate, requiring urgent action by all levels of government. City of Launceston acknowledges this and joins many jurisdictions around Australia in declaring a climate emergency. In recognition of the climate emergency, need for carbon reduction and action to be taken, the City of Launceston resolves to:

1. Acknowledge the urgency created by climate change that requires immediate and collaborative action across all tiers of government;
 2. Council resolve to write to all State and Federal parliamentarians whose offices lie within the City of Launceston boundaries, and to the Prime Minister, the federal Opposition Leader and the Tasmanian Premier, expressing its position on the climate emergency we are facing;
 3. Immediately conduct an audit of all City of Launceston Operations to obtain current base line Greenhouse gas emission levels;
 4. Complete the Council's Sustainability Strategy by December 2019 for implementation commencing in 2020. The Strategy will need to address the following -
 - a. An implementation action plan for City of Launceston to strive towards achieving 100% neutrality of carbon emissions by 2025;
 - b. A renewable energy action plan for the City of Launceston to move towards 100% renewables as sources of energy by 2025; and
 - c. A plan for engaging and working with the community, business and not-for-profit sectors to reduce community emissions and move towards renewables.
-
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14.1 Notice of Motion - Councillor N D Daking - Climate Emergency ...(Cont'd)

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

Mr Steven Saunders spoke for the Recommendation
Ms Zoe Althuizen spoke for the Recommendation
Mr David Hamilton spoke for the Recommendation
Ms Glenda King spoke for the Recommendation
Mr Andrew Pitt spoke for the Recommendation

DECISION: 8 August 2019

MOTION 1

Moved Councillor N D Daking, seconded Councillor A E Dawkins.

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

DECISION: 8 August 2019

MOTION 2

Moved Councillor R I Soward, seconded Councillor J Finlay.

That Councillor N D Daking be granted an additional three minutes speaking time.

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

14.1 Notice of Motion - Councillor N D Daking - Climate Emergency ...(Cont'd)

DECISION: 8 August 2019**MOTION 3****Moved Councillor K P Stojansek, seconded Councillor R I Soward.****That Councillor A E Dawkins be granted an additional three minutes speaking time.****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: 8 August 2019****MOTION 4****Moved Councillor D H McKenzie, seconded Councillor J Finlay.****That Councillor R I Soward be granted an additional three minutes speaking time.****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****Councillor P S Spencer withdrew from the Meeting at 2.33pm****Councillor P S Spencer re-attended the Meeting at 2.35pm****The Mayor, Councillor A M van Zetten, handed the Chair to the Deputy Mayor, Councillor D C Gibson, at 2.36pm****The Mayor, Councillor A M van Zetten, resumed the Chair at 2.38pm**

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Council Committee Hearing - Petition to Amend Sealed Plan - SPD15 - 24-26 Queechy Road, Norwood****FILE NO:** 18694/SF6596**AUTHOR:** Abby Osborne (Statutory Services Officer)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive a report from the Council Committee Hearing Meeting held on 25 July 2019.

RECOMMENDATION:

That Council, under section 103 of the *Local Government (Building and Miscellaneous Provisions) Act 1993* (Tas), in relation to the petition to amend SPD15 - 24-26 Queechy Road, Norwood, rejects the petition to amend the Memorandum of Covenants to allow more than one main building on lot 31.

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

DECISION: 8 August 2019**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

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS**16.1 Assignment of Lease - Blue Cafe****FILE NO:** SF3253**AUTHOR:** Robert Groenewegen (Manager Inveresk Precinct)**DIRECTOR:** Shane Eberhardt (Acting Director Facilities Management)

DECISION STATEMENT:

To consider an Assignment of Lease for the Blue Café, Inveresk.

RECOMMENDATION:

That Council agrees to the request from the University of Tasmania to the assignment of the sub lease for Blue Café from KJ and CM Smith to Lemongrass One Pty Ltd (Cameron Family Trust No.2).

Mr S Eberhardt (Acting Director Facilities Management) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 8 August 2019**MOTION**

Moved Councillor D C Gibson, seconded Councillor D H McKenzie.

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

17 CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS**17.1 Lease of Princess Theatre and Earl Arts Centre****FILE NO:** SF0371**AUTHOR:** Duncan Campbell (Governance and Paralegal Officer)**DIRECTOR:** Tracy Puklowski (Director Creative Arts and Cultural Services)

DECISION STATEMENT:

To consider the leasing of the Princess Theatre and Earl Arts Centre to Theatre North Inc.

PREVIOUS COUNCIL CONSIDERATION:

Council - 5 March 2007 - Agenda Item 16.1 - Princess Theatre Lease

Council - 10 September 2007 - Agenda Item 16.1 - Princess Theatre - Lease

Closed Council - 8 October 2007 - Agenda Item 17.3 - Princess Theatre Lease Terms

Council - 30 October 2017 - Agenda Item 17.2 - Princess Theatre Lease Renewal

RECOMMENDATION:

That Council:

1. pursuant to section 178(4) of the *Local Government Act 1993* (Tas), resolves that it intends to lease the Princess Theatre and Earl Arts Centre to Theatre North Inc. for a period of five years.
 2. instructs the General Manager to publish and display Council's intention to lease the property in accordance with the requirements of section 178(4) of the *Local Government Act 1993* (Tas).
 3. notes that the terms of the lease will be determined at a future meeting of Council, once the publishing and objection requirements of section 178 of the *Local Government Act 1993* (Tas) have been met.
-

Mr M Stretton (General Manager) and Mr D Campbell (Governance and Paralegal Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

17.1 Lease of Princess Theatre and Earl Arts Centre ...(Cont'd)

DECISION: 8 August 2019**MOTION****Moved Councillor D H McKenzie, 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**

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

19 CORPORATE SERVICES DIRECTORATE ITEMS

19.1 Annual Remissions Rates and Charges - Year Ended 30 June 2019

FILE NO: SF0523

DIRECTOR: Paul Gimpl (Acting Director Corporate Services)

DECISION STATEMENT:

To consider the approval of the Schedule of Rate Remissions for 2018/2019.

This decision, pursuant to sections 129(3) and 129(4) of the Local Government Act 1993 (Tas), requires an absolute majority.

PREVIOUS COUNCIL CONSIDERATION:

Considered annually.

RECOMMENDATION:

That Council, pursuant to section 129 of the *Local Government Act 1993* (Tas) and by absolute majority, in accordance with its policies, approves the schedule of Rates Remissions for 2018/2019, totalling \$1,000,989.33 and indicated in the table hereunder.

Description	Penalty and Interest	General Rate	General Charge	Service Rates	Amount of Remission
General Rates Foregone on Charitable Organisations	-	\$197,486.20	\$33,302.45	-	\$230,788.65
General Rates Foregone on Manses, Church Owned Vacant Land	-	\$5,026.62	\$1,413.50	-	\$6,440.12
Approved by Council - Aged Care	-	\$555,934.75	\$180,187.00	-	\$736,121.75
CBD Levy Foregone on Private Residences	-	\$2,579.33	-	-	\$2,579.33
Individually Approved by Council	-	\$766.00	\$4,523.20	\$440.82	\$5,730.02
Other	\$2,042.24	\$4,258.34	\$6,892.46	\$6,136.42	\$19,329.46
Totals	\$2,042.24	\$766,051.24	\$226,318.61	\$6,577.24	\$1,000,989.33

Mr M Stretton (General Manager) and Ms Leticia Woodward (Senior Rates Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

19.1 Annual Remissions Rates and Charges - Year Ended 30 June 2019 ...(Cont'd)

DECISION: 8 August 2019

MOTION

Moved Councillor D H McKenzie, 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

20 GENERAL MANAGER'S DIRECTORATE ITEMS**20.1 Delegation from Council to General Manager - *Monetary Penalties Enforcement Act 2005 (Tas)*****FILE NO:** SF5004/SF0113**AUTHOR:** Duncan Campbell (Governance and Paralegal Officer)**DIRECTOR:** Paul Gimpl (Acting Director Corporate Services)

DECISION STATEMENT:

To consider the delegation from Council to General Manager of all powers and functions under the *Monetary Penalties Enforcement Act 2005 (Tas)*.

RECOMMENDATION:

That Council:

1. pursuant to section 22(1) of the *Local Government Act 1993 (Tas)*, delegates all of its functions and powers under the *Monetary Penalties Enforcement Act 2005 (Tas)* to the holder of the position of General Manager.
 2. pursuant to section 64(1)(b) of the *Local Government Act 1993 (Tas)*, authorises the holder of the position of General Manager to delegate any or all of the functions and powers delegated at Recommendation 1. to an employee or employees of Council.
 3. subject to Recommendation 1. being resolved in the affirmative, and pursuant to section 22(1) of the *Local Government Act 1993 (Tas)*, revokes any delegation(s) under the *Monetary Penalties Enforcement Act 2005 (Tas)* made prior to the Recommendations under consideration.
 4. pursuant to section 23AA(2)(b) of the *Acts Interpretation Act 1931 (Tas)*, authorises the Mayor to evidence the delegations made by this decision, by signing an instrument of delegation referring to this decision and replicating, either exactly or in substance, the terms of the delegations effected by these Recommendations.
-

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

20.1 Delegation from Council to General Manager - *Monetary Penalties Enforcement Act 2005 (Tas) ...*(Cont'd)

DECISION: 8 August 2019

MOTION

Moved Councillor D H McKenzie, seconded Councillor A G Harris.

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

20.2 Amendment to Minutes of Council Meeting Held on 27 June 2019**FILE NO:** SF2346/SF6299**AUTHOR:** Leanne Purchase (Acting Manager Corporate Strategy)**DIRECTOR:** Paul Gimpl (Acting Director Corporate Services)

DECISION STATEMENT:

To consider a discrepancy between the minutes and the audio recording of the Council Meeting held on 27 June 2019.

RECOMMENDATION:

That, pursuant to Regulation 33(3) of the *Local Government (Meeting Procedures) Regulations 2015*, Council:

1. Amends the minutes for the Council Meeting of 27 June 2019 at 7.2.1 to reflect the audio recording of that part of the meeting, being -

7.2.1 Mr Gus Green - Recognition of Peace Deal of the Great War

1. ***Some 100 years ago on the 29th of June a significant event occurs in this very chamber. That is the peace deal of the Great War is signed, the news is received in the City in the early hours of 29th June 1919. Mr Mayor I feel it is appropriate today that we recognise that event in these Council Chambers where it was recognised 100 years ago.***

The Mayor, Councillor A M van Zetten, thanked Mr Green for raising this matter.

2. Confirms the minutes for the Council Meeting of 27 June 2019, as amended at Recommendation 1, to be a true record.
-

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

20.2 Amendment to Minutes of Council Meeting Held on 27 June 2019 ...(Cont'd)

DECISION: 8 August 2019**MOTION****Moved Councillor J Finlay, 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**

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

No Closed Items were identified as part of these Minutes

23 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 2.46pm.
