



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 1 OCTOBER 2020
1.00pm**

City of Launceston

COUNCIL MINUTES

Thursday 1 October 2020

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

Date: 1 October 2020

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.



Louise Foster
Acting Chief Executive Officer

AUDIO of COUNCIL MEETINGS

An audio recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

This Council Meeting was streamed live and can be accessed from:
www.launceston.tas.gov.au/Council/Meetings/Listen

The following information was provided to members of the public in respect of attendance at the Council Meeting.

PUBLIC ATTENDANCE AT THE COUNCIL MEETING

To help keep you safe, a maximum of 20 members of the public are permitted to attend a Council Meeting. You must register your attendance in advance by telephoning 6323 3145 and leaving a message, or emailing us at invitation@launceston.tas.gov.au by 11.00am on the morning of the Council Meeting. A Council Officer will contact you to confirm the details of your attendance.

At the Council Meeting, please take care to follow signage and the directions of Council Officers to ensure that physical distancing and other COVID-19 safe behaviour is observed.

PUBLIC QUESTION TIME - AGENDA ITEM 8

Questions received in writing by close of business Wednesday of the week prior to the Council Meeting are treated as Questions on Notice. Your question and an answer will be published in the Minutes of the Council Meeting. Questions may be submitted to the Chief Executive Officer at contactus@launceston.tas.gov.au, PO Box 396, Launceston TAS 7250, or Town Hall, St John Street, Launceston.

If attending the Council Meeting in person, you may ask up to three questions during Public Question Time. If accepted, your questions will be either answered at the Meeting, or Taken on Notice and answered at a later Council Meeting.

PUBLIC COMMENT ON AGENDA ITEMS

When you register to attend the Council Meeting, you will be asked if you wish to comment on an item in the Agenda. Prior to debate on that Agenda Item, you will be invited by the Chair to move to the public microphone at the doors to the Council Chambers and state your name and address.

Please note the following important information:

- Each item on the Agenda includes a Recommendation prepared by a Council Officer.
- You may speak for up to two minutes, either for or against the Recommendation.
- You may not ask questions or enter into debate with Councillors or Council Officers.
- Your statement is not to be defamatory, inappropriate or abusive, or be intended to embarrass any person, including Councillors or Council Officers.
- The Chair may direct you to stop speaking if you do not follow these rules, or if your statement repeats points that have already been made.
- Audio from our Council Meetings is streamed live via YouTube.

Your respectful contribution is welcome and appreciated.

LEGISLATIVE TERMINOLOGY - GENERAL MANAGER

At the City of Launceston, the positions of General Manager Community and Place, General Manager Organisational Services, General Manager Infrastructure and Assets and General Manager Creative Arts and Cultural Services do not assume the functions and powers of the term *general manager* in a legislative sense: any legislative functions and powers to be delegated to these roles will be made by Council or the Chief Executive Officer. At the City of Launceston, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993 (Tas)*. For the avoidance of doubt, *Chief Executive Officer* means *General Manager* for the purposes of the *Local Government Act 1993 (Tas)* and all other legislation administered by or concerning Council.

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Present: Councillor A M van Zetten (Mayor)
D C Gibson (Deputy Mayor)
J Finlay (retired at 1.57pm)
D H McKenzie
R I Soward
J G Cox
A E Dawkins
P S Spencer
A G Harris
T G Walker

In Attendance: Ms L Foster (Acting Chief Executive Officer)
Mrs L Hurst (General Manager Community and Place Network)
Mr P Gimpl (Chief Financial Officer)
Mr J McKee (Acting General Manager Organisational Services Network)
Mr L Handley (Acting General Manager Infrastructure and Assets Network)
Mr S Tennant (Team Leader Communications)
Mrs K Hartland (Acting Manager Governance)
Mrs A Rooney (Council and Committees Officer)

Apologies: Councillor N D Daking
K P Stojansek

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor A M van Zetten, opened the Meeting at 1.00pm and noted an apology from Councillor K P Stojansek.

[Please note that an apology from Councillor N D Daking was not announced at the Meeting. His absence is recorded on the attendance list of these Minutes before the Table of Contents page only.]

2 MAYORAL ACKNOWLEDGEMENTS

There were no Mayoral Acknowledgements for this Meeting

3 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

4 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 17 September 2020 be confirmed as a true and correct record.

DECISION: 1 October 2020**MOTION**

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

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor D H McKenzie, Councillor R I Soward, Councillor J G

Cox, Councillor A E Dawkins, Councillor P S Spencer, Councillor A G Harris and Councillor T G Walker

5 DEPUTATIONS

No Deputations were identified as part of these Minutes

6 PETITIONS

Local Government Act 1993 - sections 57 and 58

No Petitions were identified as part of these Minutes

7 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.)

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

8 PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

8.1 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.)

8.1.1 Public Questions on Notice - Mr Jim Dickenson - 16 September 2020**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, submitted in writing to Council on 16 September 2020 by Mr Jim Dickenson, have been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

1. [With reference to the Verge Hotel] What contacts has Council made with the developer? When will the endorsed screening be installed?

Response:

In response to the question this matter has been raised with the developer and advice is being sought.

2. [With reference to 14-16 St Georges Square, East Launceston] This is still untidy and unacceptable. At the very least the temporary fencing should be removed from the footpath. Will Council require the fence to be repositioned onto the subject site?

Response:

The position of the temporary fencing will be investigated by the Infrastructure and Assets team and remediation sought if required.

3. [With reference to the Albert Hall] Has further work continued on the feasibility study? If so, when can preliminary concepts be publicly available?

Response:

Work on the Albert Hall Renewal Project is continuing and Council has engaged a project consultant to investigate ways to increase Albert Hall's usage and functionality. As part of the project, a public consultation period will be released to the community and stakeholders.

8.2 Public Questions Without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(2)(b)

(Members of the public who ask Questions without Notice at a meeting will have both the question and any answer provided recorded in the Minutes. Council Officers will endeavour to answer the question asked at the meeting, however, that is not always possible and more research may be required. If an answer cannot be provided at the Meeting, the question will be treated as a Question on Notice. A response will be provided at the next Council Meeting.)

8.2.1 Mr Steve Saunders (Spokesperson - Extinction Rebellion)

- 1. Will the Council make provision to include Citizens' Assemblies as a natural extension to the consultative aspects of its *Living Action Plan*?**

The Mayor, Councillor A M van Zetten, responded by saying that the Council is not considering this action at this time.

The Mayor, Councillor A M van Zetten, announced that under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 9 - Planning Authority.

9 PLANNING AUTHORITY

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots with Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road

FILE NO: DA0157/2020

AUTHOR: Catherine Mainsbridge (Senior Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

DA0277/2017 - Residential - subdivision; subdivide land into two lots -

DA0723/2018 - Subdivision - Subdivide 1 lot into 32 lots, construction of a road, clearance of vegetation, earthworks and works to road reserve

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 DA0157/2020 Subdivision - Subdivide land into 15 lots and balance (three lots with access over 1170-1194 Windermere Road), clearance of vegetation and works within the road reserve at 1056 Windermere Road, Dilston 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 Council unless modified by a condition of the Permit:

- a. Site Plan (b+w), Prepared by S.Group, Rev B, Scale 1:2000@A1, Dated 18/06/2020.
 - b. Site Plan, Prepared by S.Group, Rev B, Scale 1:2000@A1, Dated 18/06/2020.
 - c. Planning Submission, Prepared by 6ty°, Project number 19.352, Issue V2, Dated 30 July 2020.
-

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)

- d. Traffic Impact Assessment, Prepared by Traffic & Civil Services, March 2020.
- e. Bushfire Hazard Management, Report: Subdivision, Prepared by Scott Livingston, 27 July 2020.
- f. Natural Values Report, Prepared by Scott Livingston, 27 July 2020.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work, amended plans must be submitted to the satisfaction of the Manager City Development to include on proposed Lot 1 a *no build* area over the portion of land covered by Water Quality Code as shown on the endorsed Site Plan (b). The area must include the location of the *Melaleuca ericifolia* swamp forest community (NME) as identified in the endorsed Natural Values Report. Once approved the plan will become part of the endorsed documents.

3. FINAL PLAN OF SURVEY

The Final Plan must include dimensioned annotations of *no build* areas on Lots 1, 4, 5, 13, 14 and 15.

The Final Plan will not be sealed until all conditions have been complied with.

4. PROTECTION OF NO BUILD AREAS DURING CONSTRUCTION

Prior to the commencement of works, information must be provided to the satisfaction of Manager City Development which demonstrates that the *no build* areas shown for natural values required by endorsed plans and the Permit will be protected during construction. This must include measures preventing vehicles from entering and items being stored within those areas.

No build areas must be physically identified on each lot prior to any construction or infrastructure works commencing.

5. LEGAL TITLE

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

6. HOURS OF CONSTRUCTION

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

Monday to Friday - 7.00am to 6.00pm

Saturday - 8.00am to 5.00pm

No works on Sunday or Public Holidays

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)

7. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No.TWDA 2020/00875-LCC, Dated 24/06/2020 and attached to the permit.

8. COVENANTS ON SUBDIVISIONS

Covenants or similar restrictive controls must not be included on or otherwise imposed on the titles to the lots created by the subdivision permitted by this permit unless:

- a. Such covenants or controls are expressly authorised by the terms of this permit; or
- b. Such covenants or similar controls are expressly authorised by the consent in writing of the Council.
- c. Such covenants or similar controls are submitted for and receive written approval by the Council prior to submission of a Plan of Survey and associated title documentation is submitted to the Council for sealing.

9. SECTION 71 AGREEMENT

Prior to this permit becoming effective, a Section 71 agreement must be executed, that provides for the following:

Protection Natural Values on Lots 1, 4, 5, 13, 14 and 15.

- i. No buildings, structures or infrastructure, including roads, are to be constructed in the *no build* areas required by the endorsed plans and the Permit conditions. The *no build* areas must be satisfactorily protected during construction via barriers and similar devices.
- ii. The owners of those lots to take all necessary actions to not:
 - allow invasive weed species to occur on the lots;
 - remove trees or native vegetation;
 - plant exotic plant species;
 - take or harm wildlife; and
 - keep livestock (including horses).

Trees may be removed subject to appropriate planning approval.

- iii. The agreement must contain a plan prepared for each lot delineating the no build areas and clearly identifying the purpose of each area. The boundaries must be surveyed to allow them to be accurately translated from the plan to the site.

Once executed, the agreement must be lodged and registered in accordance with Section 78 of the *Land Use Planning and Approvals Act 1993*.

All cost associated with preparing and registering the Agreement must be borne by the owner.

- 9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)**
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10. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to the Council's infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

11. SOIL AND WATER MANAGEMENT CONTROL PLAN

Prior to the commencement of works, a site management plan must be submitted detailing how soil and water must be managed on the site during the construction process. The management plan must include the following:

- a. Allotment boundaries, contours, approximate grades of slope and directions of fall.
- b. Location of adjoining roads, impervious surfaces, underground services and existing drainage.
- c. Location and types of all existing natural vegetation, the proposed location of topsoil stockpiles and the limit of clearing, grading and filling.
- d. Critical natural areas such as drainage lines, cliffs, wetlands and unstable ground.
- e. The estimated dates for the start and finish of the works.
- f. The erosion control practices to be used on the site such as cut off drains, fencing off areas to be undisturbed, revegetation program and so on.
- g. The sediment control practices to be used on site such as silt fencing, stabilised site access, filter screens for inlets to the drainage system, sediment traps and so on.
- h. Timing of the site rehabilitation or landscaping program.
- i. Outline of the maintenance program for the erosion and sediment controls.

Works must not commence prior to the approval of the Soil and Water Management Control Plan by the General Manager Infrastructure and Assets Network. The Plan must be implemented and maintained during construction to ensure that soil erosion is to be appropriately managed.

12. RETICULATED SERVICES

Prior to the commencement of the use, reticulated water and electricity must be available to each lot shown on the endorsed plans.

13. SUBMISSION AND APPROVAL OF PLANS

Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the General Manager Infrastructure and Assets Network for approval. Such plans and specifications must:

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)

- a. Include all infrastructure works required by the permit or shown in the endorsed plans and specifications including:
 - i. Electricity infrastructure including street lighting.
 - ii. Communications infrastructure and evidence of compliance with the 'fibre-ready' requirements of National Broadband Network.
 - iii. Evidence of assessment by TasGas Networks re provision of reticulated gas network.
- b. be prepared strictly in accordance with the Tasmanian Subdivision Guidelines and the LGAT-IPWEA Tasmanian Standard Drawings applicable at the date of submission of the plans.
- c. be prepared by a suitably qualified and experienced engineer or Engineering Consultancy.
- d. be accompanied by:
 - i. an estimate of the construction cost of the future public works together with a schedule of the major components and their relevant costs; and
 - ii. a fee of 1.5% of the public works estimate (or a minimum of \$250). Such fee covers assessment of the plans and specifications, audit inspections and Practical Completion and Final inspections.

14. CONSTRUCTION OF WORKS

Private and public infrastructure works must be constructed in accordance with plans and specification approved by the General Manager Infrastructure and Assets Network.

The required infrastructure works must be as shown in the application documents and endorsed plans and modified by the approval of the detailed engineering drawings and specifications. Works must include:

- a. Stormwater
 - i. Provision of a public drainage system to drain to serve Lots 4, 5, 13 and 14;
 - ii. Upgrade the roadside open drain in Windermere Road to accommodate the increased stormwater flows; and
 - iii. The provision of a DN 150 connection to the lowest point of each lot.
 - b. Windermere Road
 - i. Provision of widening to the Windermere Road road reserve as shown on the proposal plans;
 - ii. Provision of a single rural vehicular crossing for each lot within the subdivision having sole frontage to Windermere Road; and
 - iii. all necessary line marking, signage and other traffic control devices.
 - c. New Road
 - i. Provision of a fully constructed S4 rural road having a 6m wide sealed traffic width with 0.5m gravel shoulders and 0.5m verge for the entire length of all the property frontages;
-

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)

- ii. Provision of a turning area at the end of the above road and constructed in accordance with the Tasmanian Standard Drawings;
- iii. Provision of a single rural vehicular crossing for each lot within the subdivision; and
- iv. all necessary line marking, signage and other traffic control devices.
- d. Electricity, Communications and Other Utilities
 - i. An underground reticulated electricity system and public street lighting scheme must be provided to service all lots and installed to the approval of the Responsible Authority;
 - ii. An underground telecommunications system must be provided to service all lots and installed to the approval of the Responsible Authority;
 - iii. Provision of a suitably sized conduit/corridor for the future provision of broadband internet infrastructure; and
 - iv. Provision of reticulated gas network to service all lots and installed to the approval of the Responsible Authority.

All construction works must be undertaken in accordance with the Tasmanian Subdivision Guidelines and LGAT-IPWEA Standard Drawings. These documents specify:

- a. Construction requirements,
- b. Appointment of a suitably qualified Supervising Engineer to supervise and certify construction works, arrange Council Audit inspections and other responsibilities,
- c. Construction Audit inspections,
- d. Practical Completion and after a 12 months defects liability period the Final Inspection and Hand-Over.

15. WORKS REQUIRED FOR EACH LOT IN A STAGE

Where it is proposed to release the subdivision in multiple stages, each lot in a stage must be provided with the following infrastructure and/or services in order to be included in the stage to be released:

- a. Fully constructed public road along all frontages, including the secondary frontage where a corner lot;
 - b. A sealed vehicular crossing and driveway from the public road to the property boundary, unless a common internal driveway has been specified whereby the common driveway must also be constructed to the extent specified in the relevant construction condition;
 - c. A stormwater connection to the public drainage system;
 - d. Access to underground electricity and communications infrastructure; and
 - e. Where applicable, reticulated gas infrastructure.
-

- 9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)**
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16. CONSTRUCTION DOCUMENTATION

At the time of practical completion for the public works, the developer must provide Council with construction documentation sufficient to show that the works are completed in accordance with the Council's standards and are locatable for maintenance or connection purposes. The construction documentation is to consist of:

- a. An "as constructed" plan in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from Infrastructure and Assets Network.
- b. A Closed Circuit Television inspection report for all sewers or drains constructed or incorporated in the works.
- c. Compaction and soil test results for all earthworks or pavement works.
- d. An engineer's certificate that each component of the works comply with the approved engineering plans and the Council's standards.

17. EASEMENTS

Easements are required over all the Council and third party services located in private property. The minimum width of any easement must be 3m for the Council's (public) mains. A greater width will be required in line with the LCC document '*How close can I build to a Council Service?*' where the internal diameter of the pipe is greater than 475mm or where the depth of the pipe exceeds 2.1m. A lesser width may be approved for a private service prior to the lodgement of a final plan of survey.

18. SEALING PLANS OF SUBDIVISION

No Plan of Survey shall be sealed until the following matters have been completed to the satisfaction of the General Manager Infrastructure and Assets Network:

- a. The satisfactory completion of all public infrastructure works including the provision of engineering certification and as constructed documentation in accordance the Council's requirements.
- b. The provision of road reserve widening in Windermere Road.
- c. The subsequent issue of a Certificate of Practical Completion by the General Manager Infrastructure and Assets Network.
- d. The lodgement of a bond and bank guarantee/cash deposit for the duration of the Defect Liability Period.

Any other payment or action required by a planning permit condition to occur prior to the sealing of the Final Plan of Survey.

19. CONVEYANCE OF ROADS

All roads in the Subdivision must be conveyed to the Council upon the issue by the General Manager Infrastructure and Assets Network, of the Certificate under section 10(7) of the *Local Government (Highways) Act 1962*. All costs involved in this procedure must be met by the Subdivider.

- 9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)**
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20. COMPLETION OF WORKS

All works must be carried out to the Council's standards and to the satisfaction of the General Manager Infrastructure and Assets Network and under the direct supervision of a civil engineer engaged by the owner and approved by the Council. Certification that all works have been carried out in accordance with the approved engineering design plans and to the Council's standards will be required prior to issue of the Certificate of Practical Completion.

21. AS CONSTRUCTED PLANS

An "as constructed" plan must be provided in accordance with the Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from the Infrastructure and Assets Network.

22. AMENITY

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

23. SUBDIVISION - ON SITE WASTE WATER DISPOSAL

The above subdivision has been viewed and each lot including the balance appears to be suitable for the installation of an on-site sewage and sullage effluent disposal. There are many factors which may influence which type of system is suitable for a particular lot.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0157/2020. You should contact the Council with any other use or developments, as they may require the separate approval of the Council. The 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.*
-

9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)

The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the 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 enquiries 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>>

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 the Council's Notice to Waive Right of Appeal is attached.

E. On-Site Disposal of Effluent

This permit does not give permission for the installation of an on site waste water system on any of the newly created lots. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012) as well as a Plumbing Application (for the on-site wastewater system) with the Building Application. Before occupation of the dwelling, the required system must be commissioned.

- 9.1 1056 Windermere Road, 1170-1194 Windermere Road, Dilston - Subdivision - Subdivide Land Into 15 Lots and Balance (Three Lots With Access Over 1170-1194 Windermere Road) Clearance of Vegetation and Works Within the Road Reserve at 1056 Windermere Road ...(Cont'd)**
-

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

DECISION: 1 October 2020

MOTION

Moved Councillor D H McKenzie, seconded Councillor P S Spencer.

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

CARRIED 10:0

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

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling

FILE NO: DA0427/2020

AUTHOR: Iain More (Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

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 DA0427/2020 - Residential - Partial demolition, and construction of alterations and additions to existing dwelling at 65A Bourke Street, Launceston subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

The development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Council unless modified by a condition of the permit:

- a. Site Plan, prepared by Prime Design, Project No. PD15264-01, Revision 01, dated 29/07/2020;
- b. Demolition Plan, prepared by Prime Design, Project No. PD15264-02, Revision 01, dated 29/07/2020;
- c. Laundry Demolition Plan, prepared by Prime Design, Project No. PD15264-03, Revision 01, dated 29/07/2020;
- d. Floor Plan, prepared by Prime Design, Project No. PD15264-04, Revision 01, dated 29/07/2020;
- e. North West & North Eastern Elevation, prepared by Prime Design, Project No. PD15264-05, Revision 01, dated 29/07/2020;
- f. South Eastern Elevation, prepared by Prime Design, Project No. PD15264-06, Revision 01, dated 29/07/2020;
- g. Roof Plan, prepared by Prime Design, Project No. PD15264-07, Revision 01, dated 29/07/2020; and
- h. Planning Application, prepared by Woolcott Surveys, dated 17/08/2020.

2. LEGAL TITLE

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

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling ...(Cont'd)

3. HOURS OF CONSTRUCTION

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

7.00am and 6.00pm - Monday to Friday

9.00am to 6.00pm - Saturday

10.00am to 6.00pm - Sundays and Public Holidays

4. HERITAGE

The development must be undertaken in accordance with any conditions included on the Tasmanian Heritage Council *Notice of Heritage Decision* for THC Works Reference No. 6315, dated 11 September 2020, and attached to the permit, specifically:

1. In rebuilding the southern brick boundary wall, compatible bricks salvaged from the demolition work must be used for the external wall face and this brickwork must be laid in with a mortar of composition and finish matching the original mortar of the adjacent brickwork:
 - i. the c1900 bricks must be salvaged and re-used in the new boundary wall construction; and
 - ii. the balance of new bricks must have an equally recessive and complimentary character.

5. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to the Council's infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

6. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

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

The explicit permission of the Council's Infrastructure and Engineering Department is required prior to undertaking works where the works:

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

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling ...(Cont'd)

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

7. OIL AND WATER MANAGEMENT PLAN

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

8. AMENITY

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

9. 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.

10. DEMOLITION

The Developer must:

- a. carry out all demolition work in accordance with Safe Work Australia's *Demolition Work Code of Practice* or any subsequent versions of the document;
 - b. protect property and services which are to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary;
 - c. not undertake any burning of waste materials on site;
 - d. remove all rubbish from the site for disposal at a licensed refuse disposal site;
 - e. dispose of any asbestos found during demolition in accordance with the Safe Work Australia's *How to Safely Remove Asbestos Code of Practice* or any subsequent versions of the document
-

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling ...(Cont'd)

Notes**A. General**

This permit was issued based on the proposal documents submitted for DA0427/2020. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The 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.*

The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the 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 enquiries 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>>

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling ...(Cont'd)

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 the Council's Notice to Waive Right of Appeal is attached.

Mrs L Hurst (General Manager Community and Place Network), 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.

Ms Samantha Clarke spoke for the Recommendation

Ms Helen Tait spoke against the Recommendation

Ms Helen Tait (read a statement on behalf of Ms Lucille Stubbs) against the Recommendation

Ms Helen Tait (read a statement on behalf of Ms Victoria Wilkinson) against the Recommendation

Ms Helen Tait (read a statement on behalf of Ms Maria Boersma) against the Recommendation

Ms Helen Tait (read a statement on behalf of Mr Lionel Morrell) against the Recommendation

Mr Ken Partridge spoke against the Recommendation

DECISION: 1 October 2020

MOTION 1

Moved Councillor A G Harris, seconded Councillor J Finlay.

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

LOST 5:5

FOR VOTE: Councillor J Finlay, Councillor D H McKenzie, Councillor J G Cox, Councillor R I Soward and Councillor A G Harris

AGAINST VOTE: Mayor Councillor A M van Zetten, Councillor A E Dawkins, Councillor P S Spencer and Councillor T G Walker

ABSTAINED FROM VOTING: Deputy Mayor Councillor D C Gibson

9.2 65A Bourke Street, Launceston - Residential - Partial Demolition and Construction of Alterations and Additions to Existing Dwelling ...(Cont'd)

DECISION: 1 October 2020

MOTION 2

Moved Councillor D H McKenzie, seconded Councillor J Finlay.

That Council, 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 refused for DA0427/2020 - Residential - Partial demolition, and construction of alterations and additions to existing dwelling at 65A Bourke Street, Launceston, on the following grounds:

Clause 11.4.3 Building envelope for single dwellings - Performance Criteria P1

The proposed extension will cause an unreasonable visual impact when viewed from an adjoining lot, causing an unreasonable loss of amenity.

Clause E13.6.1 Demolition - P1

The proposed partial demolition of the heritage wall will unreasonably impact on the historic cultural heritage significance of the heritage place.

CARRIED 10:0

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

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

Councillor J Finlay retired from the Meeting at 1.57pm

DECISION: 1 October 2020

MOTION

Moved Councillor R I Soward, seconded Councillor A G Harris.

That Agenda Item 19.4 - Disposal of Interest in Land - 24 Raglan Street, Youngtown - be brought forward in the Agenda.

CARRIED 9:0

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

The Council moved to discuss Agenda Item 19.4 - Disposal of Interest in Land - 24 Raglan Street, Youngtown.

19.4 Disposal of Interest in Land - 24 Raglan Street, Youngtown**FILE NO:** 133950**AUTHOR:** Robert Bujnowski (Properties and Legal Officer)**GENERAL MANAGER:** James McKee (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

To consider disposing of an interest in Council land.

This decision is required to be made by absolute majority according to section 177 of the Local Government Act 1993 (Tas).

PREVIOUS COUNCIL CONSIDERATION:

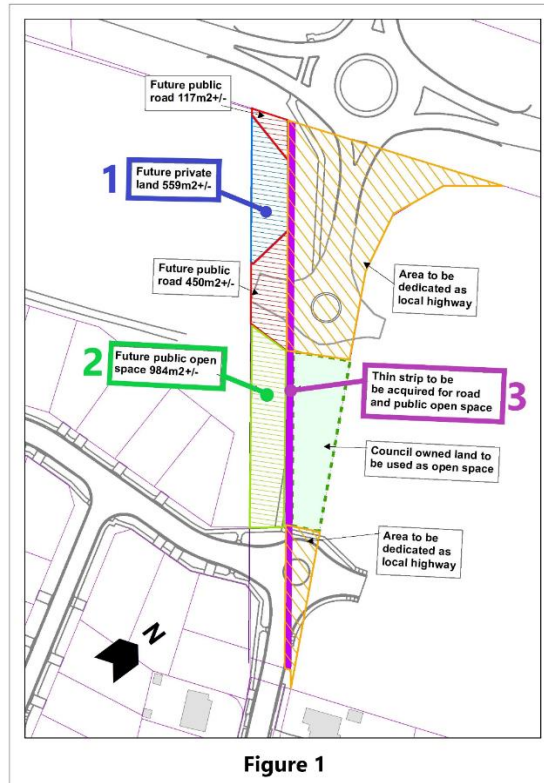
Council - 16 May 2019 - Agenda Item 8.1 - 24 Raglan Street, Youngtown, 77 Victoria Street, Youngtown and 24A Raglan Street, Youngtown - Subdivision - Subdivide One Lot Into 216 Lots - issued a development approval under DA0637/2018 to allow for a 216 lot subdivision over 16 stages

RECOMMENDATION:

That Council:

1. notes the Valuation Advice marked Attachment 1 (ECM Doc Set ID 4387581) and Attachment 2 (ECM Doc Set ID 4386695) concerning the interests in the relevant land.
 2. decides, pursuant to section 177 of the *Local Government Act 1993 (Tas)*, to dispose of an interest in the relevant land by:
 - (a) selling its Right-of-Way interest in the 559m² land noted in this report as Future Private Land as marked '1' in Figure 1; and
 - (b) selling its Right-of-Way interest in the 984m² land noted in this report as Future Public Open Space as marked '2' in Figure 1.
-

19.4 Disposal of Interest in Land - 24 Raglan Street, Youngtown ... (Cont'd)



3. decides, pursuant to section 176 of the *Local Government Act 1993* (Tas) and in accordance with the *Land Acquisition Act* (Tas), or by any other lawful means, to acquire the 2.24m +/- wide thin strip of abandoned land as marked '3' above.

Mr J McKee (Acting General Manager Organisational Services Network), Mr D Campbell (Team Leader Legal Services) and Mr R Bujnowski (Properties and Legal Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

**Mr Ashley Brook spoke for the Recommendation
Mr Jason Sherriff spoke for the Recommendation**

19.4 Disposal of Interest in Land - 24 Raglan Street, Youngtown ...(Cont'd)

DECISION: 1 October 2020

MOTION

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

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

CARRIED BY ABSOLUTE MAJORITY 9:0

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

Council returned to the published order of the Agenda - Agenda Item 10.1 - Mayor's Announcements.

10 ANNOUNCEMENTS BY THE MAYOR

10.1 Mayor's Announcements

FILE NO: SF2375

Saturday 19 September 2020

- Attended the North Launceston Bowls Club Open Day
- Attended the Trevallyn Bowls Club luncheon

Monday 21 September 2020

- Attended the 5 Year Celebration of the *Womens' Friendship Group*

Tuesday 22 September 2020

- Officiated at the Science and Engineering Challenge days
- Attended *Visit Northern Tasmania's* Annual General Meeting

Friday 25 September 2020

- Hosted a function to mark the 10th Anniversary of *Remade*

Sunday 27 September 2020

- Attended the Northern Hockey League Award Presentations

Wednesday 30 September 2020

- Hosted a function to mark the opening of the *Just Cats* Veterinary Clinic
-
-

11 COUNCILLORS' 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.)

11.1 Councillor D C Gibson

- **Attended the 10th Anniversary event of *Remade* - Interweave Sustainable Art and Fashion Show and noted that *Remade at the Albert Hall* is being held on 31 October 2020**
- **Attended the Northern Youth Coordinating Committee recognition event highlighting Neve McDonald's *Year in Lockdown* presentation**
- **Highlighted the on-line awards event of the Tasmanian Young Achiever Awards being conducted tonight**
- **Attended the opening of the Kings Meadows Bowls Club**

11.2 Councillor R I Soward

- **Highlighted the opportunities to participants afforded by the recently conducted *Science and Engineering Challenge***

11.3 Councillor A G Harris

- **Attended the recently conducted *Science and Engineering Challenge***
- **Noted that Franklin House will open four days a week from 16 October 2020**

11.4 Councillor D H McKenzie

- **Attended the *Meat Lovers* production conducted by Theatre North**
- **Attended the *Coming Home* Concert hosted by Theatre North adhering to relevant COVID-19 pandemic restrictions**
- **Attended the 10th Anniversary event of *Remade***

11.5 Councillor T G Walker

- **Attended today's rally organised by *Extinction Rebellion***
-

12 QUESTIONS BY COUNCILLORS**12.1 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.)

12.1.1 Councillors' Question on Notice - Councillor D C Gibson - Pavers in Civic Square - 22 September 2020**FILE NO:** SF2375**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Louise Foster (Acting Chief Executive Officer)

QUESTIONS and RESPONSES:

The following question, submitted in writing on 22 September 2020 by Councillor D C Gibson, has been answered by Ms Louise Foster (Acting Chief Executive Officer).

Questions:

1. Last year, a meeting was held with Council staff and Lisa Coulson from the Tasmanian Aboriginal Centre where it was determined that the placement of some additional interpretive pavers would be considered for Civic Square.

Given the delay, where is this process at and which part of Council has carriage of it?

Response:

The Place Making team has been liaising with the Tasmanian Aboriginal Centre regarding their preferred option to amend the wording of some of the pavers to recognise the experience of the original inhabitants of this place. Discussions have been productive and a further update will be provided soon.

12.2 Questions Without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 29

(Questions Without Notice, and any answers to those questions, are not required to be recorded in the Minutes of the Meeting.)

12.2.1 Councillor D C Gibson - Homelessness in the Launceston

- 1. A number of months ago, Councillors were briefed on the progress being made by a group formed regarding the ever-prevalent issue of homelessness within our community. We asked, and were told, that we would be informed of meeting outcomes and strategies. What is happening in this space from a Council perspective currently?**

Mrs L Hurst (General Manager Community and Place Network) indicated that this question would be Taken on Notice and a response provided in the Council Agenda of 15 October 2020.

12.2.2 Councillor P S Spencer - Paterson Street Carpark

1. [With regards to the Paterson Street Central Car Park and the reported \$6m purchase price] How many square metres will the Council own?

Ms L Foster (Acting Chief Executive Officer) indicated that this question would be Taken on Notice and a response provided in the Council Agenda of 15 October 2020.

2. **Who in the Council is dealing with buying the property and is that purchase agreement ready for Councillors to review?**

Ms L Foster (Acting Chief Executive Officer) indicated that the matter is being handled by the Chief Executive Officer but the remainder of the question would be Taken on Notice and a response provided in the Council Agenda of 15 October 2020.

12.2.3 Councillor R I Soward - Smart Cities Project

1. Recently, around the City, green posts with solar panel type looking arrangements on them are springing up - is that associated with the Smart Cities Project?

Ms L Foster (Acting Chief Executive Officer) indicated that this question would be Taken on Notice and a response provided in the Council Agenda of 15 October 2020.

13 COMMITTEE REPORTS**13.1 Pedestrian and Bike Committee Meeting - 10 September 2020****FILE NO:** SF0618**AUTHOR:** Cathy Williams (Infrastructure and Engineering Officer)**GENERAL MANAGER:** Leigh Handley (Acting General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To receive and consider a report from the Pedestrian and Bike Committee Meeting held on 10 September 2020.

RECOMMENDATION:

That Council receives the report from the Pedestrian and Bike Committee Meeting held on 10 September 2020.

Mr L Handley (Acting General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 October 2020**MOTION**

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

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

CARRIED 9:0

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

13.2 Tender Review Committee Meeting - 17 September 2020**FILE NO:** SF0100/CD.023/2020/CD.025/2020**AUTHOR:** Anthea Rooney (Council and Committees Officer)**GENERAL MANAGER:** James McKee (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

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

RECOMMENDATION:

That Council notes the decision of the Tender Review Committee to accept:

1. the tender submitted by BridgePro Engineering Pty Ltd for the Patersonia River Bridge 649 - Design and Construct, Contract Number CD.023/2020 for \$199,800.00 (exclusive of GST).
2. the tender submitted by BridgePro Engineering Pty Ltd for the Snake River Gully Bridge 604 - Design and Construct, Contract Number CD.025/2020 for \$199,400 (exclusive of GST).

Mr J McKee (Acting General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 October 2020**MOTION**

Moved Councillor J G Cox, seconded Councillor P S Spencer.

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

CARRIED 9:0

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

14 COUNCIL WORKSHOPS

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

14.1 Council Workshop Report - 1 October 2020

FILE NO: SF4401

AUTHOR: Anthea Rooney (Council and Committees Officer)

GENERAL MANAGER: James McKee (Acting General Manager Organisational Services Network)

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:

Workshops conducted on 24 September and 1 October 2020:

Proposed Northern Inveresk Car Park Licence to the University of Tasmania
Councillors discussed the proposed licence agreement with the University of Tasmania.

Changing Events Scene in Launceston
Councillors were provided with an overview of the changing events scene in Launceston

Launceston City Heart - Proposed Traffic Flow
Councillors received a presentation on concept design and traffic modelling for proposed Launceston City Heart traffic flow changes.

Draft Transport Strategy
Councillors engaged in discussion and provided feedback on the Launceston Transport Strategy development.

Theatre North Inc. - COVID-19 Business Impacts
Councillors discussed the impacts and future options for the organisation.

Raglan Street, Youngtown
Councillors received a presentation regarding land at Raglan Street, Youngtown.

14.1 Council Workshop Report - 1 October 2020 ...(Cont'd)

Launceston Health Hub

Councillors engaged in discussions regarding the future of the Launceston Health Hub as it continues to evolve.

FIFA Women's World Cup 2023

Councillors were provided with information regarding the current bid process.

Mr J McKee (Acting General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 October 2020

MOTION

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

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

CARRIED 9:0

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

15 NOTICES OF MOTION

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

15.1 Notice of Motion - Councillor D H McKenzie - City of Launceston Recognition - Richie Porte

FILE NO: SS547

AUTHOR: Anthea Rooney (Council and Committees Officer)

CHIEF EXECUTIVE OFFICER: Louise Foster (Acting Chief Executive Officer)

DECISION STATEMENT:

To consider a Notice of Motion submitted by Councillor D H McKenzie regarding City of Launceston recognition for Richie Porte.

RECOMMENDATION:

That Council:

1. celebrates the success of Richie Porte in the recent Tour de France (third place) by holding a Civic Reception to recognise this remarkable feat together with his other career achievements.
 2. requests that Officers investigate and report back to Council on the possibility of conferring the honour of Key to the City on him under the criteria of outstanding achievement in sporting or cultural excellence, as outlined in our current policy guidelines.
 3. notes that in respect to Recommendation 1., that as it is likely there will be other celebrations mooted to recognise this achievement, it is requested that the Council co-ordinate our efforts with input from Richie and his support team and other agencies and organisations to ensure that this tribute is both fitting and significant.
-

Ms L Foster (Acting Chief Executive Officer) was in attendance to answer questions of Council in respect of this Agenda Item.

15.1 Notice of Motion - Councillor D H McKenzie - City of Launceston Recognition - Richie Porte ...(Cont'd)

DECISION: 1 October 2020

MOTION

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

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

CARRIED 9:0

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

16 COMMUNITY AND PLACE NETWORK ITEMS

No Items were identified as part of these Minutes

17 CREATIVE ARTS AND CULTURAL SERVICES NETWORK ITEMS

No Items were identified as part of these Minutes

18 INFRASTRUCTURE AND ASSETS NETWORK ITEMS

18.1 Proposed Street Name - Doyne Street, Invermay

FILE NO: SF0621

AUTHOR: Sonia Smith (Senior Engineering Officer - Development)

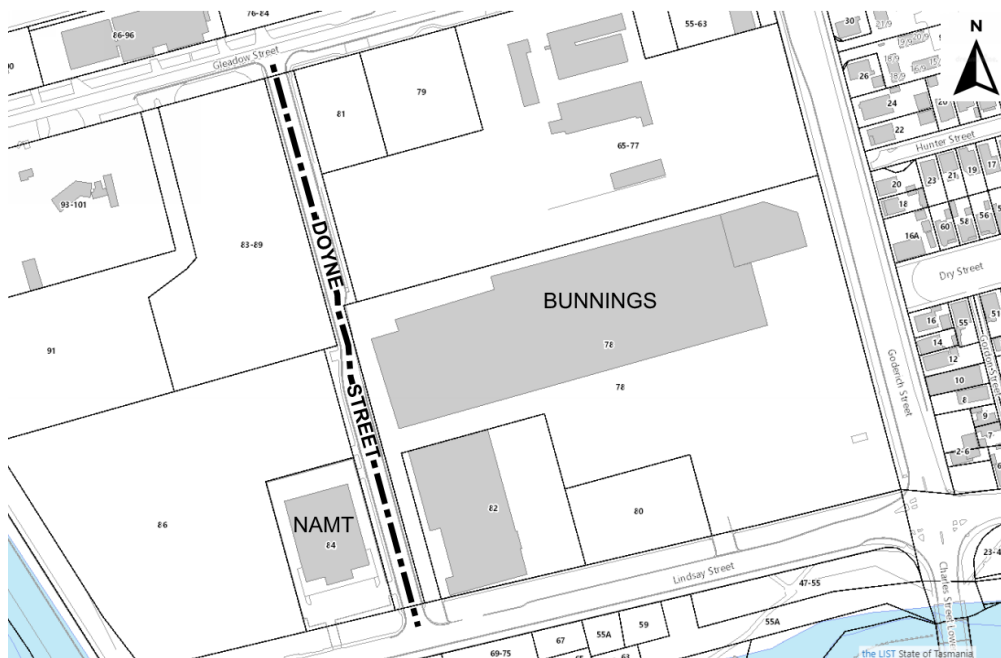
GENERAL MANAGER: Leigh Handley (Acting General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To consider approval of a street name for the new industrial road between Lindsay Street and Gleadow Street, Invermay.

RECOMMENDATION:

That Council, pursuant to the provisions of section 54 of the *Local Government (Highways) Act 1982* (Tas) and section 20E of the *Survey Co-ordination Act 1944* (Tas), approves the name Doyne Street, Invermay for the new industrial road between Lindsay Street and Gleadow Street, Invermay.



Mr L Handley (Acting General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.

18.1 Proposed Street Name - Doyne Street, Invermay ...(Cont'd)

DECISION: 1 October 2020**MOTION****Moved Councillor D C Gibson, seconded Councillor D H McKenzie.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 9:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor A E Dawkins, Councillor D H McKenzie, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

18.2 Proposed Street Names - Fortune Drive, Garland Grove and Hadlow Court, Youngtown

FILE NO: SF0621

AUTHOR: Sonia Smith (Senior Engineering Officer - Development)

GENERAL MANAGER: Leigh Handley (Acting General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To consider approval of three new street names for the new subdivision off Raglan Street, Youngtown.

RECOMMENDATION:

That Council, pursuant to the provisions of section 54 of the *Local Government (Highways) Act 1982* and section 20E of the *Survey Co-ordination Act 1944*, approves the following names:

1. Fortune Drive, Youngtown for the new road linking Enterprize Drive (between Lots 159 and 165) and Parkfield Drive (between Lots 134 and 204).
2. Garland Grove, Youngtown for the cul de sac off Fortune Drive between Lots 59 and 71.
3. Hadlow Court, Youngtown for the cul de sac off Garland Grove between Lots 190 and 196.



18.2 Proposed Street Names - Fortune Drive, Garland Grove and Hadlow Court, Youngtown ...(Cont'd)

Mr L Handley (Acting General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 October 2020

MOTION

Moved Councillor R I Soward, seconded Councillor J G Cox.

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

CARRIED 9:0

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

18.3 Proposed Street Name - Bethel Street, Rocherlea

FILE NO: SF0621/DA0520/2015

AUTHOR: Sonia Smith (Senior Engineering Officer - Development)

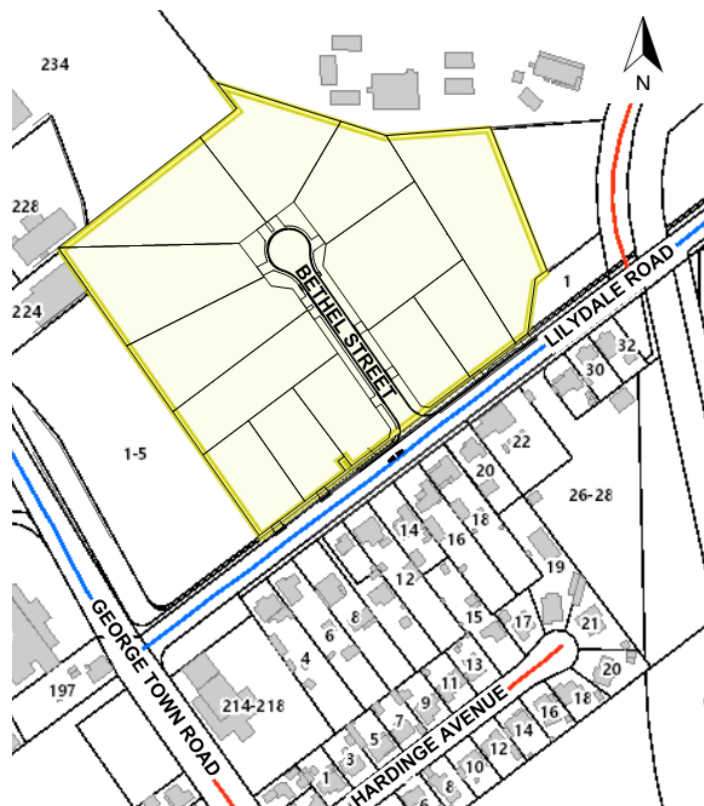
GENERAL MANAGER: Leigh Handley (Acting General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To consider approval of a street name for the new industrial road off Lilydale Road at Rocherlea.

RECOMMENDATION:

That Council, pursuant to the provisions of section 54 of the *Local Government (Highways) Act 1982* (Tas) and section 20E of the *Survey Co-ordination Act 1944* (Tas), approves the name Bethel Street, Rocherlea for the new industrial road off Lilydale Road at Rocherlea.



Mr L Handley (Acting General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.

18.3 Proposed Street Name - Bethel Street, Rocherlea ...(Cont'd)

DECISION: 1 October 2020**MOTION****Moved Councillor R I Soward, seconded Councillor A G Harris.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 9:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor A E Dawkins, Councillor D H McKenzie, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

19 ORGANISATIONAL SERVICES NETWORK ITEMS**19.1 2020/2021 Budget - Budget Amendments - Accelerated Capital Works Program****FILE NO:** SF6641**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** James McKee (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2020/2021 Statutory Estimates.

A decision for Recommendation 1 requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

PREVIOUS COUNCIL CONSIDERATION:

Council - 2 April 2020 - Agenda Item 7.1 - Community Care and Recovery Package - COVID-19

Workshop - 7 May 2020 - Care and Recovery Package - Proposed Accelerated Capital Works Program.

Council - 28 May 2020 - Agenda Item 20.2 - Accelerated Capital Works Program Policy (30-Plx-007)

RECOMMENDATION:

That Council:

1. pursuant to section 82(4) of the *Local Government Act 1993* (Tas) and by an absolute majority, approves the following changes to the 2020/2021 Statutory Estimates to support the implementation of the Accelerated Capital Works Program:
 - (a) Expenses
 - i. the net decrease in operations expenditure of \$0.
 - (b) Capital Works Expenditure
 - i. the increase in Council funded expenditure of \$0.
 - (c) New Projects for 2020/2021
-

19.1 2020/2021 Budget - Budget Amendments - Accelerated Capital Works Program ...(Cont'd)

Project Number	Project Description
CP24200	CBD Two Way Traffic
CP24125	Birchall's Redevelopment

(d) Projects with amended budget amounts for 2020/2021

Project Number	Project Description
CP24098	QVMAG Roof Replacement Royal Park
CP24151	Ashleigh Avenue Rehabilitation
CP24159	Ernest Street Rehabilitation
CP24137	Footpath Reseal Program 2020/2021
CP24081	Golconda Road Safety Improvements
CP24000	Gorge Cliffgrounds SPS Renewal
CP24157	Harrow/Mimosa Place Rehabilitation
CP24152	Hillside Crescent Pavement Rehabilitation
CP24163	Invermay (Forster-Mann) Rehabilitation
CP24162	Kings Meadows CBD Road Resurface
CP23785	Prospect Flood Alleviation
CP24156	Quarantine Road Rehabilitation
CP24087	Road Safety Centre Stabilisation
CP24173	Snake Gully Bridge Deck Replacement
CP24158	Talune Street Pavement Rehabilitation
CP24025	Albert Hall External Fabric Renewal
CP24055	CBD Mobile Bin Rollout
CP24039	CCTV Upgrade Mowbray
CP24010	Develop Infrastructure Contribution Fund
CP24175	Accelerated Capital Works Program

19.1 2020/2021 Budget - Budget Amendments - Accelerated Capital Works Program ...(Cont'd)

(e) Projects cancelled for 2020/2021

Project Number	Project Description
CP24154	UTAS Eastern Terrace Steelwork
CP24167	Albert Hall Key System Replacement
CP24086	City Park Play Space and Duck Pond Renewal
CP24165	City Wide Play Space Equipment Renewal
CP24149	CoL Air Conditioners
CP24174	Crowded Places Protection
CP24161	Invermay (Foch-Vermont) Rehabilitation
CP24169	Parks Electrical and Lighting Renewal
CP24177	Parks Footpath Reseal Program
CP24179	Parks Furniture Replacement Program
CP24142	Parks Irrigation System Renewal
CP24178	Parks Road and Car Park Reseal Program
CP24136	Rural Road Reseal Program 2020/2021
CP24141	Tamar River Cruises Pontoon 2304
CP24148	Town Hall Plant Replacement
CP24139	Westbury/Rose Lane Bank Stabilisation
CP24053	Pound and Shelter Rebuild Design
CP24070	Charles/Cimitiere Footpath and Intersect
CP23607	LCH Urban Design Guidelines
CP24028	Town Hall Internal Fabric Renewal
CP24116	Royal Park Upstairs Gallery Shutters

2. notes that amendments from Recommendation 1 result in:
- (a) the operating surplus remaining at \$5,620,800 (including capital grants of \$16,807,032) for 2020/2021.
 - (b) the capital budget being remaining at \$49,191,282 for 2020/2021.

Mr J McKee (Acting General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

**19.1 2020/2021 Budget - Budget Amendments - Accelerated Capital Works
Program ...(Cont'd)**

DECISION: 1 October 2020

MOTION

Moved Councillor D H McKenzie, seconded Councillor R I Soward.

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

CARRIED BY ABSOLUTE MAJORITY 9:0

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

19.2 2020/2021 Budget - Budget Amendments**FILE NO:** SF3641**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** James McKee (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2020/2021 Statutory Estimates.

A decision for Recommendation 1. requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

RECOMMENDATION:

That Council:

1. pursuant to section 82(4) of the *Local Government Act 1993* (Tas) and by an absolute majority, approves the following changes to the 2020/2021 Statutory Estimates:
 - (a) Expenses
 - i. the net decrease in operations expenditure of \$115,250.
 - (b) Capital Works Expenditure
 - i. the increase in Council funded expenditure of \$115,250.
 2. notes that amendments from Recommendation 1. result in:
 - (a) the operating surplus being amended to \$5,620,800 (including capital grants of \$16,807,032) for 2020/2021.
 - (b) the capital budget being increased to \$49,191,282 for 2020/2021.
-

Mr J McKee (Acting General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

19.2 2020/2021 Budget - Budget Amendments ...(Cont'd)

DECISION: 1 October 2020**MOTION****Moved Councillor D H McKenzie, seconded Councillor A G Harris.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED BY ABSOLUTE MAJORITY 9:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor A E Dawkins, Councillor D H McKenzie, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

19.3 2020/2021 Budget - Chief Executive Officer's Report on Adjustments 1 July 2020 to 31 August 2020**FILE NO:** SF6816**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** James McKee (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

To consider adjustments made during 1 July 2020 to 21 August 2020 by the Chief Executive Officer to the 2020/2021 Budget.

RECOMMENDATION:

That Council, pursuant to section 82(7) of the *Local Government Act 1993* (Tas), receives the Chief Executive Officer's report on adjustments to the 2020/2021 budget for the period 1 July 2020 to 31 August 2020.

Mr J McKee (Acting General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 October 2020**MOTION**

Moved Councillor D H McKenzie, seconded Councillor R I Soward.

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

CARRIED 9:0

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

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS

No Items were identified as part of these Minutes

21 CLOSED COUNCIL

This decision requires an absolute majority of Council

RECOMMENDATION:

That Council moves into Closed Session to consider the following matters:

21.1 Confirmation of the Minutes

Regulation 35(6) of the *Local Government (Meeting Procedures) Regulations 2015* states that at the next closed meeting, the minutes of a closed meeting, after any necessary correction, are to be confirmed as the true record by the council or council committee and signed by the chairperson of the closed meeting.

21.2 Cityprom Review

Regulation 15(2) of the *Local Government (Meeting Procedures) Regulations 2015* states that a part of a meeting may be closed to the public to discuss:

- (b) information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the council is conducting, or proposes to conduct, business.

DECISION: 1 October 2020**MOTION**

Moved Councillor R I Soward, seconded Councillor J G Cox.

That Council moves into Closed Session.

CARRIED BY ABSOLUTE MAJORITY 9:0

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

Council moved into Closed Session at 2.42pm.
Council returned to Open Session at 2.53pm.

21.3 End of Closed Session

RECOMMENDATION:

That, pursuant to Regulation 34(1)(b) of the *Local Government (Meeting Procedures) Regulations 2015*, resolves to report in Open Session that it has considered the following matters in Closed Session.

Minutes Item	Matter	Brief Description
21.1	<i>Closed Council Minutes - 17 September 2020</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 17 September 2020.</i>
21.2	<i>Cityprom Review</i>	<i>Councillors discussed the outcomes of the Cityprom Review prior to dissemination.</i>

DECISION: 1 October 2020

MOTION

Moved Councillor R I Soward, seconded Councillor A E Dawkins.

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

CARRIED 9:0

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

22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 2.54pm.
