



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 1 JULY 2021
1.00pm**

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

Date: 1 July 2021

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
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 will be streamed live to and can be accessed at:
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

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. Members of the public will be required to check in on arrival via the *Check In Tas App* as per the Direction Under Section 16 - Contact Tracing - No. 5 - *Public Health Act 1997*.

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 Agenda 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 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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Thursday 1 July 2021

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

In Attendance: **Mr M Stretton (Chief Executive Officer)**
 Mrs L Hurst (Community and Place Network)
 Mr N Williams (Acting Manager Organisational Services Network)
 Mr S Eberhardt (Infrastructure and Assets Network)
 Mr S Tennant (Team Leader Communications)
 Mrs K Hartland (Team Leader Governance)
 Mrs A Rooney (Council and Committees Officer)

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor A M van Zetten, opened the Meeting at 1.00pm.

Aboriginal elder, Aunty Sharon Holbrook, provided a Welcome to Country in recognition of NAIDOC Week.

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

2 MAYORAL ACKNOWLEDGEMENTS

The Mayor noted that he had accepted a Local Government Award award on behalf of the City of Launceston for recycling mobile telephones - *Mobile Muster* from May 2020 to April 2021.

Councillor Krista Preece was welcomed to her first Meeting as the City of Launceston's recently elected Councillor.

3 DECLARATIONS OF INTEREST

Local Government Act 1993 (Tas) - section 48

(A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences.)

Councillor N D Daking declared an interest in Agenda Item - 9.1 - 40 College Street, Newstead - Residential - Construction of Alterations.

Councillor K M Preece declared an interest in Agenda Item - 9.1 - 40 College Street, Newstead - Residential - Construction of Alterations.

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 June 2021 be confirmed as a true and correct record.

DECISION: 1 July 2021

MOTION

Moved Councillor D C Gibson, seconded Councillor P S Spencer.

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

5 DEPUTATIONS

No Deputations were identified as part of these Minutes

6 PETITIONS

Local Government Act 1993 (Tas) - 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.)

7.1 Ms Sandra Murray (School of Health Science - University of Tasmania) - Food Insecurity

Ms Murray, along with Ravenswood Community Group Member Peter, provided a report to Council detailing whether high food insecurity is the new normal in Tasmania? Findings from the latest University of Tasmania food security report found that nearly one in five Tasmanians (18%) are still running out of food post-COVID-19. These findings suggest that there is a need to transition away from reliance on emergency food relief to authentic, scalable community and school food solutions. Community members in the northern suburbs of Launceston have started a conversation to explore this very question ... *what will it take to feed the northern suburbs?*

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 - Ms Jillian Koshin - Council Meeting - 17 June 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, asked at the Council Meeting on 17 June 2021 by Ms Jillian Koshin, have been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets) and Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

1. Since your climate emergency declaration in 2019, you have carried out or approved the destruction of huge numbers of mature trees - at least 70 to 80 plus in the Invermay-Inveresk area alone - just to make way for cars (traffic and parking) and inappropriate land uses - land uses that defy logic given the estuary and sea level rise and go against all the international research on climate change, sustainability and liveability, etc. What is (a) the Council's understanding of the relationship between trees, climate science, carbon capture and climate change and (b) how does the destruction of so many mature trees (irrespective of claims of replanting, because you are not actually replanting mature trees) - fit with your own Climate Emergency declaration and your reasoning behind your liveability survey?

Response:

Since declaring a climate emergency, the Council has committed to various targets to reduce greenhouse gas (GHG) emissions and transition to sourcing 100% renewable energy for the Council's owned buildings.

In 2020, the Council employed a full time Sustainability Officer to implement the City of Launceston Sustainability Strategy and has undertaken a Greenhouse Gas (GHG) audit of the Council's operations to better understand our emissions profile. Following on from the GHG audit and in response to declaring a climate emergency, the City of Launceston is finalising a Towards Zero Emissions Action Plan which will prioritise emission reduction actions for the Council across key areas such as waste, transport, buildings, the City of Launceston supply chain and increasing carbon sinks and sequestration capacity. The plan also includes a section on community emissions to start the conversation on what community specific actions the City would like to implement to transition to a low carbon future? The City of Launceston is aiming to have the plan adopted within the next few months.

8.1.1 Public Questions on Notice - Ms Jillian Koshin - Council Meeting - 17 June 2021 ...(Cont'd)

Trees on the Council's land are managed within the Tree Management Policy (26-Plx-005) that provides a clear and consistent management approach to ensure that the City of Launceston's trees are:

- *recognised as valuable community assets;*
- *adequately protected from works and development;*
- *maintained in a healthy condition to increase useful life expectancy; and*
- *removed only under defined conditions.*

The Tree Management Policy is very clear on what criteria needs to be met in order to remove a tree.

The Council plants in the order of 200 to 500 trees annually.

Further information can be found on the City of Launceston website <https://www.launceston.tas.gov.au/Natural-Environment-and-Waste/Natural-Environment#section-6>

The Council does not manage trees on private property.

Development needs to satisfy the requirements of the Launceston Interim Planning Scheme 2015.

2. In view of (a) the Council's own current liveability survey as well as (b) your Climate Emergency declaration and (c) all the international research on the inter-relationships between land use and climate change (and irrespective of the levees that are in place), what is your logic in ignoring the climate science by constantly adding and approving ever more traffic and inappropriate land uses on the Launceston flood inundation zone and could Councillors please address this question, not necessarily pass it to the planning department?

Response:

In accordance with the Land Use Planning and Approvals Act 1993, planning applications are considered against the provisions of the Launceston Interim Planning Scheme 2015. The Planning Scheme seeks to balance the economic, social and environmental needs of the City in a decision making framework. It has been developed cognisant of climate science and provides a framework for multi-faceted planning decisions that must balance many competing factors.

8.1.2 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 17 June 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 17 June 2021 by Ms Susan Rafferty, has been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets).

Questions:

1. In 2019, according to Pitt and Sherry, who were contracted by the developer, the intersection of Forster Street and Invermay Road was at .9 saturation during peak times. This was based on limited data which was gathered before the University of Tasmania carpark had been finalised and is inadequate to properly assess the impact of the combined developments of the University of Tasmania carpark and Veolia in an already congested area. A thorough study, open to public scrutiny and input needs to be undertaken before any development takes place. Why has the Council not produced a thorough, updated and independent study that the public could have confidence was best practice?

Response:

The Traffic Impact Assessment (TIA) concluded that, following the development at existing (2019) traffic volumes, the intersection would continue to perform well with a Level of Service C and average delays of around 30 seconds, demonstrating negligible impact to the intersection as a result of the development.

The TIA applied a 2% annual growth rate to existing volumes to estimate traffic demand for the 2029 year to test whether the development's impacts will still be manageable in the future. The TIA was not required to model the impacts that the University of Tasmania (UTAS) relocation would have on the intersection. To satisfy the road authority, the TIA only had to demonstrate that the development itself would not adversely affect traffic flow.

8.1.2 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 17 June 2021 ...(Cont'd)

The 2029 future forecast indicates that a high Level of Service (LOS) C is still maintained at the intersection, with only the Forster Street West approach decreasing to a LOS D - though this is still an acceptable level of service. It is noted that this slight decrease in performance is due to increased demand from background traffic growth and not from the development itself. Further, the Forster Street West approach has since been upgraded, resulting in a higher level of service than would have otherwise been predicted.

It is worth noting that traffic signals regularly operate satisfactorily with a degree of saturation of 0.9. Due to the level of control available to the City of Launceston, additional capacity can be assigned to an at-capacity movement if traffic demand continues to grow into the future.

The City of Launceston is satisfied that the traffic impacts of this development will not adversely impact on the performance of the road network. The City of Launceston understands that additional pressure will be placed on the road network as a result of the UTAS relocation. However, the Council is satisfied that these impacts will be managed through the works proposed in the Invermay Traffic Masterplan, with many of these works already completed or underway.

*The Invermay Traffic Master Plan, a forward looking plan based on evidence and community engagement, describes how it is proposed to manage the traffic in the precinct. Further information can be found at:
<https://www.launceston.tas.gov.au/Business-and-Development/Major-Projects/Invermay-Traffic-Masterplan-2019-2020>.*

8.1.3 Public Questions on Notice - Ms Nancy Serisier - Council Meeting - 17 June 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 17 June 2021 by Ms Nancy Serisier, has been answered by Leanne Purchase (Manager Governance).

Questions:

1. In the 1800s, the Launceston City Council needed to lower the ground levels in many areas of central Launceston to allow the horse drawn carts to get up the hills. Stone retaining walls were built in front of houses and behind. These walls still exist. Who is responsible for the maintaining these?

Response:

Generally, maintenance of retaining walls installed by the Council that border public roads is a responsibility of the Council. However, this is not always the case and from time to time, when it is identified a potential ownership or maintenance issue or when it is identified that records are incomplete or inaccurate, the City of Launceston investigates the establishment of responsibility for maintenance on a case-by-case basis. The Council does not maintain retaining walls that are located on private property.

Some years ago, the City of Launceston sought to identify the Council's retaining wall assets in order to be proactive in budgeting for their maintenance and management. More recently, the quality of the records the City of Launceston keeps in relation to these assets, has been improved by advances in technology and asset management practices. In relation to ownership and condition of retaining walls, the Council also considers information received from the community when matters requiring attention are reported to the Council.

8.1.4 Public Questions on Notice - Mr Leigh Murrell - Council Meeting - 17 June 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, asked at the Council Meeting on 17 June 2021 by Mr Leigh Murrell, have been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

1. Given that the Council determined some time ago that any soil removed from the construction sites at both the University Inveresk and Willis Street locations should be covered in plastic sheeting, is the Council able to accurately determine what soil is toxic and which is not and why is it that some piles of earth are covered and some are not given that it has all be set aside within safety fencing?

Response:

The assessment of soil is being managed by certified contamination practitioners in accordance with the EPA Bulletin 105: Classification and Management of Contaminated Soil. The site contractor is licensed to transport contaminated waste to an appropriate disposal facility.

2. Given that all of the soil stored within the fenced off areas is there because it is in fact toxic, what reason can be given to justify the removal of some of this soil and its relocation to land with frontage to the North Esk River, which is owned by Joe Pentrich, and which will present a genuine contamination risk when the river next floods this land?

Response:

This allegation has been investigated and the Council is not aware of any potentially contaminated soils being taken to the site adjacent to the North Esk River. The proponent is responsible for ensuring that all potentially contaminated soil is disposed of at appropriate locations in accordance with EPA Bulletin 105: Classification and Management of Contaminated Soil.

8.1.5 Public Questions on Notice - Ms Susan Rafferty - 21 June 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, submitted to Council in writing on 21 June 2021 by Ms Susan Rafferty, has been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

1. Under whose authority and what criteria does a noxious and hazardous recycling operation, including medical waste, qualify as Light Industrial and how can it be allowed in an area directly abutting residential homes? Is 'mixed waste', including radioactive material, also part of this operation?

Response:

The planning scheme, Light Industrial Zone, allows consideration of many land uses including recycling centres, primarily where the offsite impacts to surrounding areas are determined to be manageable. The Veolia proposal on Forster Street was ultimately approved by the Resource Management and Planning Appeals Tribunal after considering all available evidence. Decisions of the Tribunal set out their reasoning and can be accessed on their website: www.rmpat.tas.gov.au.

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 Ms Susan Rafferty - Veolia Development

[With reference to the Traffic Impact Assessment Study conducted by Pitt and Sherry in relation to the Veolia Site]:

- 1. Will the Council undertake a proper, thorough and transparent study into the traffic movements, which includes both UTAS and Veolia, and publicly release them so assessments can be made and also cease these development going further until it is complete?**

The Mayor, Councillor A M van Zetten, advised that this question would be Taken on Notice and a response will appear in the Council Agenda of 15 July 2021.

[In relation to Churchill Park Drive]

- 2. What duty of care does the Council have to nearby residents to prevent any transmissions both now and into the future and how will the Council monitor this?**

The Mayor, Councillor A M van Zetten, advised that this question would be Taken on Notice and a response will appear in the Council Agenda of 15 July 2021.

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 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling

FILE NO: DA0047/2021

AUTHOR: Maria Chledowska (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:

DA0292/2002 - Construction of a carport (vary side setback)

DA0838/2020 - Residential - construction of alterations and additions to a dwelling - Delegated Report. Refused by Resource Management and Planning Appeal Tribunal for the reason that the plans in support of the development were in error as to the location of the dwelling on the site.

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0049/2021 for Residential - construction of alterations and additions to a dwelling at 40 College Street, Newstead subject to the following conditions:

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Site Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 3/17, Dated 7/04/2021.
 - b. Lower Demolition Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 5/17, Dated 7/04/2021.
-

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

- c. Floor Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 6/17, Dated 7/04/2021.
- d. Upper Floor Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 7/17, Dated 7/04/2021.
- e. Elevations (sheet 1), prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 8/17, Dated 7/04/2021.
- f. Elevations (sheet 2), prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 9/17, Dated 7/04/2021.
- g. Vegetation Removal Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 19/17, Dated 10/05/2021.

2. 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.

3. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00171-LCC, 01/06/2021 and attached to the permit.

4. HOURS OF CONSTRUCTION

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

Monday to Friday - 7am and 6pm

Saturday - 9am to 6pm

Sundays and Public Holidays - 10am to 6pm

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.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

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 Infrastructure and Engineering is required prior to undertaking works where the works:

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

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

7. SOIL AND WATER MANAGEMENT PLAN

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

The Council's existing underground pipes are to be located, both in alignment and depth, prior to the start of construction and all necessary steps taken to protect these pipes from damage during the construction process, including from vehicular access over the pipes, or from loads transmitted to the pipes from the proposed development. This shall be achieved in the following manner:

- a. footings must be no closer than 1.5m from the outer edge of the pipe,
 - b. footings must extend below the line of influence, being a line rising at 45 degrees from the invert of the pipe,
 - c. there must be a minimum clear space between buildings or substantial structures of at least 3m in width to allow maintenance along the line of the pipe.
 - d. manholes or inspection openings are not to be covered and must remain accessible at all times.
-

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

No work over or immediately adjacent to the pipe is to commence without the written permission of the Chief Executive Officer or his delegate pursuant to section 13 of the *Urban Drainage Act 2013*.

9. PROTECTION OF STREET TREES

Existing street trees must be satisfactorily protected both by the design of the building and during construction work by barriers and similar devices in accordance with *Australian Standard 4970: Protection of Trees on Development Sites*. The protection works are to be installed prior to the commencement of any other works on the site and are to remain in place until the completion of all other works.

Notes

A. General

This permit was issued based on the proposal documents submitted for (insert application reference). 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.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

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. No Approval for Alterations to Driveway Crossover

No approval to install a new, or alter an existing, driveway crossover in any way has been granted or is implied by the issue of this Planning Permit.

Mrs L Hurst (General Manager Community and Place Network), Mr R Jamieson (Manager City Development), Ms P Glover (Team Leader Planning Assessments) and Ms M Chledowska (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Councillor N D Daking declared an interest in Agenda Item - 9.1 - 40 College Street, Newstead - Residential - Construction of Alterations withdrew from the Meeting at 1.13pm.

Councillor K M Preece declared an interest in Agenda Item - 9.1 - 40 College Street, Newstead - Residential - Construction of Alterations withdrew from the Meeting at 1.13pm.

Mr James Stewart (Woolcott Surveyors - on behalf of residents in Landsborough Avenue, Newstead) spoke against the Recommendation.

Mr Phil Thurlow (on behalf of resident in Landsborough Avenue, Newstead) spoke against the Recommendation.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

DECISION: 1 July 2021

MOTION 1

Moved Councillor P S Spencer, seconded Councillor T G Walker.

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0049/2021 for Residential - construction of alterations and additions to a dwelling at 40 College Street, Newstead subject to the following conditions:

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Site Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 3/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- b. Lower Demolition Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 5/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- c. Floor Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 6/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- d. Upper Floor Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 7/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- e. Elevations (sheet 1), prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 8/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- f. Elevations (sheet 2), prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 9/17, Dated 7/04/2021 - AMENDED PLANS REQUIRED.**
- g. Vegetation Removal Plan, prepared by Adams Building Design, Project: Proposed Extensions 40 College Street, Newstead, Project No. 010420, Drawing No. 19/17, Dated 10/05/2021- AMENDED PLANS REQUIRED.**

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work, amended plans must be submitted to the satisfaction of the Manager City Development and attached to the Permit. Once approved, these amended plans will be endorsed and will then form part of the Permit. The amended plans must show:

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

- a. The reduction of a height of the south eastern rear wall by at least 300mm to reduce a visual impact when viewed from the adjoining property.

Amended plans should include identification information such as updated revision numbers, revision date and revision description. The changes are to be highlighted in red clouds or a format agreed with the Planning Officer.

3. LEGAL TITLE

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

4. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00171-LCC, 01/06/2021 and attached to the permit.

5. HOURS OF CONSTRUCTION

Construction works must only be carried out between the hours of:
Monday to Friday - 7am and 6pm
Saturday - 9am to 6pm
Sundays and Public Holidays - 10am to 6pm

6. 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.

7. 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.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

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

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

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

8. SOIL AND WATER MANAGEMENT PLAN

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

9. PROTECTION OF PIPELINES

The Council's existing underground pipes are to be located, both in alignment and depth, prior to the start of construction and all necessary steps taken to protect these pipes from damage during the construction process, including from vehicular access over the pipes, or from loads transmitted to the pipes from the proposed development. This shall be achieved in the following manner:

- a. footings must be no closer than 1.5m from the outer edge of the pipe,
- b. footings must extend below the line of influence, being a line rising at 45 degrees from the invert of the pipe,
- c. there must be a minimum clear space between buildings or substantial structures of at least 3m in width to allow maintenance along the line of the pipe.
- d. manholes or inspection openings are not to be covered and must remain accessible at all times.

No work over or immediately adjacent to the pipe is to commence without the written permission of the Chief Executive Officer or his delegate pursuant to section 13 of the *Urban Drainage Act 2013*.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

10. PROTECTION OF STREET TREES

Existing street trees must be satisfactorily protected both by the design of the building and during construction work by barriers and similar devices in accordance with *Australian Standard 4970: Protection of Trees on Development Sites*. The protection works are to be installed prior to the commencement of any other works on the site and are to remain in place until the completion of all other works.

Notes

A. General

This permit was issued based on the proposal documents submitted for (insert application reference). 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.

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

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.

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D. Permit Commencement

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

E. No Approval for Alterations to Driveway Crossover

No approval to install a new, or alter an existing, driveway crossover in any way has been granted or is implied by the issue of this Planning Permit.

LOST 4:6

FOR VOTE: Councillor A E Dawkins, Councillor P S Spencer, Councillor A G Harris and Councillor T G Walker

AGAINST VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor J G Cox and Councillor K P Stojansek

9.1 40 College Street, Newstead - Residential - Construction of Alterations and Additions to a Dwelling ...(Cont'd)

DECISION: 1 July 2021

MOTION 2

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

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

CARRIED 7:3

FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor J G Cox, Councillor K P Stojansek, Councillor A E Dawkins and Councillor A G Harris

AGAINST VOTE: Deputy Mayor Councillor D C Gibson, Councillor P S Spencer and Councillor T G Walker

Councillor N D Daking re-attended the Meeting at 1.59pm.

Councillor K M Preece re-attended the Meeting at 1.59pm.

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

10 ANNOUNCEMENTS BY THE MAYOR

10.1 Mayor's Announcements

FILE NO: SF2375

Sunday 20 June 2021

- Laid a wreath at the Boer War Commemorative Service
- Attended the AFL Hawthorn versus Essendon game at the University of Tasmania Stadium

Thursday 24 June 2021

- Attended *Breakfast with Grace*

Saturday 26 June 2021

- Attended the community event to celebrate 75 years of diplomatic relations between Australia and the Philippines
- Attended the South Launceston Rotary Changeover dinner

Sunday 27 June 2021

- Attended the Royal Society of Tasmania's Northern Branch Centenary lecture - *What made Tasmania?*

Monday 28 June 2021

- Attended the Assist, Support, Strength, Employment and Training (ASSET) program graduation at Migrant Resource Centre, Mowbray
 - Attended the *Carmen* production by Opera Australia
-

The Mayor noted that on Monday, 28 June 2021 he did not attend the Assist, Support, Strength, Employment and Training (ASSET) program graduation at Migrant Resource Centre, Mowbray instead attending the Circular Economy Grant announcement noting the positive announcements and developments.

The *Carmen* production by Opera Australia was also cancelled on Monday, 28 June 2021.

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

- **Reported on the Tasmanian Theatre Awards in Hobart which acknowledged commitment over the last 12 months during COVID-19 restrictions - the award to *Theatre North* was highlighted along with individual awards for Stan Gottschalk and Bindy Stephens**

11.2 Councillor R I Soward

- **Attended the Hawthorn versus Essendon football match at the University of Tasmania Stadium and commented on the positive economic impact within the community**

11.3 Councillor A G Harris

- **Attended the Launceston Chamber of Commerce breakfast with guest speaker Grace Tame**
- **Met the new University of Tasmania Chancellor - Alison Watkins**
- **Participated in the mental health initiative *Shorts for Shorts* day hosted by *Speak Up Stay Chatty***

11.4 Councillor P S Spencer

- **Visited the Cataract Gorge and highlighted that the chairlift is an excellent attraction**

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.)

No Councillor's Questions on Notice were identified as part of these Minutes

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.)

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

13 COMMITTEE REPORTS**13.1 Tender Review Committee Meeting - 24 June 2021****FILE NO:** SF0100/CD.013/2021**AUTHOR:** Anthea Rooney (Council and Committees Officer)**GENERAL MANAGER:** Louise Foster (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 the tenders submitted by Flying Colours and Foot and Playsted for the Printing Services Panel, Contract Number CD.013/2021.

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

DECISION: 1 July 2021**MOTION**

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

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

CARRIED 12:0

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

14 COUNCIL WORKSHOPS

Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)

14.1 Council Workshop Report

FILE NO: SF4401

AUTHOR: Anthea Rooney (Council and Committees Officer)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider Council Workshops conducted since the last Council Meeting.

RECOMMENDATION:

That, pursuant to Regulation 8(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 June and 1 July 2021:

Towards Zero Emissions Action Plan Update

Councillors had an opportunity to provide feedback on proposed emissions reduction actions.

Combined Drainage Agreement - TasWater and City of Launceston

Councillors discussed the key differences between the current and the proposed City of Launceston and TasWater Combined Drainage Agreement.

Launceston City Deal - Extension Programming

Councillors will be advised of the planned approach to the Launceston City Deal extension to 2027.

University of Tasmania Pedestrian Bridge

Councillors received an update on the University of Tasmania Pedestrian Bridge.

Tasmania JackJumpers Update

Councillors received a presentation from the Chief Executive Officer of the Tasmania JackJumpers.

Coordinator General Office Update

Councillors received an update of and activities from the Coordinator General's Office.

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

Interim Art in Public Space Policy

Councillors discussed the Interim Art in Public Space Policy prior to its presentation at an upcoming Council Meeting.

Princess Theatre and Earl Arts Centre Masterplan

Councillors reviewed the Princess Theatre and Earl Arts Centre Masterplan.

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

DECISION: 1 July 2021

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

15 NOTICES OF MOTION

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

No Notices of Motion were identified as part of these Minutes

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 New Street Name - Overend Way, Invermay

FILE NO: DA0047/2020/SF0621

AUTHOR: Jaclyn Galea (Infrastructure Development Officer)

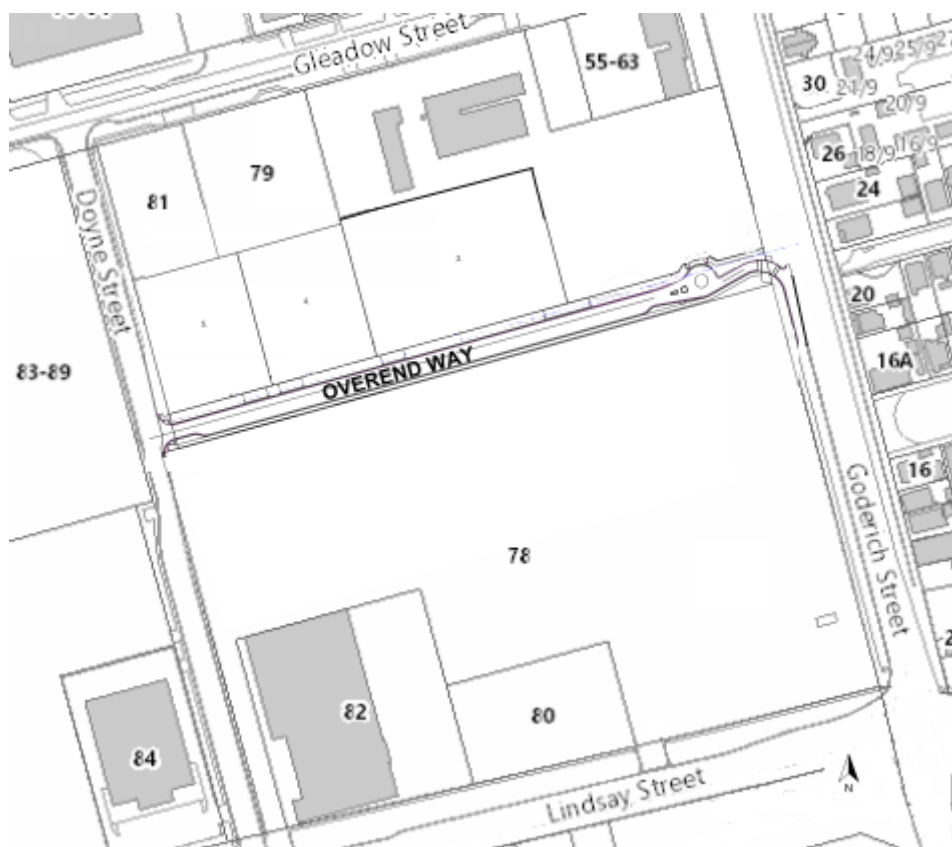
GENERAL MANAGER: Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To consider approval for a new street name constructed between Goderich and Doyne Streets, Invermay.

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 name Overend Way for the new street connecting Goderich and Doyne Streets, Invermay.



18.1 Proposed New Street Name - Overend Way, Invermay ...(Cont'd)

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

DECISION: 1 July 2021

MOTION

Moved Councillor A G Harris, seconded Councillor P S Spencer.

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

18.2 Proposed New Street Name - Avenger Avenue, Kings Meadows

FILE NO: DA0357/2019/SF0621

AUTHOR: Jaclyn Galea (Infrastructure Development Officer)

GENERAL MANAGER: Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To consider approval of the name Avenger Avenue for a new residential street resulting from a new subdivision located at No. 3 Techno Park Drive, Kings Meadows.

RECOMMENDATION:

That Council, pursuant to the provision of section 54 of the *Local Government (Highways) Act 1982* and section 20E of the *Survey Co-ordination Act 1944*, approves the name Avenger Avenue, for the cul de sac in Techno Park Drive, Kings Meadows between No. 90 Quarantine Road and No. 5 Techno Park Drive, Kings Meadows.



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

18.2 Proposed New Street Name - Avenger Avenue, Kings Meadows ...(Cont'd)

DECISION: 1 July 2021**MOTION****Moved Councillor R I Soward, 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 R I Soward, Councillor D H McKenzie, Councillor J G Cox, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

19 ORGANISATIONAL SERVICES NETWORK ITEMS

19.1 Facilities and Highways By-Law Number 1 of 2021 Delegation

FILE NO: SF6763

AUTHOR: Duncan Campbell (Team Leader Legal Services)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider the delegation of powers under and in respect of the *Facilities and Highways By-Law Number 1 of 2021*.

This decision requires an absolute majority of Council.

RECOMMENDATION:

That Council:

1. authorises the Chief Executive Officer to be an *Authorised Officer* for the purpose of the *Facilities and Highways By-Law Number 1 of 2021*.
 2. pursuant to section 22 of the *Local Government Act 1993* (Tas), delegates all of its powers under and in respect of the *Facilities and Highways By-Law Number 1 of 2021* to the position of Chief Executive Officer.
 3. pursuant to section 64(1)(b) of the *Local Government Act 1993* (Tas), authorises the Chief Executive Officer to delegate the functions and powers delegated at Recommendation 1. to an employee or employees of the Council.
 4. notes, for the avoidance of doubt, *Chief Executive Officer* is a term of reference used for the *General Manager* as appointed pursuant to section 61 of the *Local Government Act 1993* (Tas).
 5. 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 N Williams (Acting General Manager Organisational Services Network) and Mr D Campbell (Team Leader Legal Services) were in attendance to answer questions of Council in respect of this Agenda Item.

19.1 *Facilities and Highways By-Law Number 1 of 2021* Delegation ...(Cont'd)

Mr M Stretton (Chief Executive Officer) announced an error in point 3. of the Recommendation which was changed (from Recommendation 1.) to read Recommendation 2.

DECISION: 1 July 2021

MOTION

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

That Council:

1. authorises the Chief Executive Officer to be an *Authorised Officer* for the purpose of the *Facilities and Highways By-Law Number 1 of 2021*.
2. pursuant to section 22 of the *Local Government Act 1993 (Tas)*, delegates all of its powers under and in respect of the *Facilities and Highways By-Law Number 1 of 2021* to the position of Chief Executive Officer.
3. pursuant to section 64(1)(b) of the *Local Government Act 1993 (Tas)*, authorises the Chief Executive Officer to delegate the functions and powers delegated at Recommendation 2. to an employee or employees of the Council.
4. notes, for the avoidance of doubt, *Chief Executive Officer* is a term of reference used for the *General Manager* as appointed pursuant to section 61 of the *Local Government Act 1993 (Tas)*.
5. 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.

CARRIED BY ABSOLUTE MAJORITY 10:2

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

AGAINST VOTE: Councillor P S Spencer and Councillor T G Walker

19.2 Council Appointments to Internal and External Committees**FILE NO:** SF0106/SF0095/SF2233**AUTHOR:** Kelsey Hartland (Team Leader Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

To approve Council appointments in respect of committees, authorities, specific purpose committees and external organisations for positions vacated by former Councillor Janie Finlay after she was successfully elected to State Parliament.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 24 June 2021 - General Business - Vacancies in COUNCIL MINUTES

Council - 12 November 2021 - Agenda Item Number 19.1 - Council Appointments to Internal and External Committees

RECOMMENDATION:

That Council:

1. pursuant to section 24(2) of the *Local Government Act 1993* (Tas), makes the following new appointment:

SPECIAL COMMITTEES
established under section 24(1) of the *Local Government Act 1993* (Tas)

Launceston City Heart Reference Group	New Appointment: Councillor K M Preece This appointment is made in addition to current representatives: Councillor A M van Zetten Councillor N D Daking Councillor A G Harris Councillor K P Stojansek
--	--

2. pursuant to order 5(4) of the *Local Government (Audit Panels) Order 2014*, makes the following new appointment:
-

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

AUDIT PANEL
established under section 85(1) of the *Local Government Act 1993 (Tas)*

Audit Panel	<p>New Appointment: Councillor T G Walker</p> <p>This appointment is made in addition to current representative: Councillor D H McKenzie</p>
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3. makes the following new appointments to committees and organisations external to the Council:

COUNCILLORS' EXTERNAL COMMITTEE MEMBERSHIP
from resolutions of Council

Economic Development Working Group	<p>New Appointment: Councillor A E Dawkins</p> <p>This appointment is made in addition to current representatives: Councillor N D Daking Councillor D H McKenzie Councillor T G Walker</p>
Launceston Safer Communities Partnership	<p>New Appointment: Councillor A G Harris</p> <p>This appointment is made in addition to current representative: Councillor P S Spencer</p>
University of Tasmania Northern Campus Engagement and Advisory Group	<p>New Appointment: Councillor K M Preece</p> <p>This appointment is made in addition to current representatives: Councillor D H McKenzie Councillor A G Harris</p>

4. notes that the new appointments made at Recommendations 1-3. above will be incorporated in the Committee Representation Details Procedure 14-HLPrx-012.
5. notes that the new appointments made at Recommendations 1-3. will next be reviewed following the Local Government elections in 2022.
6. notes, for the avoidance of doubt, that 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)*.

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

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

DECISION: 1 July 2021

MOTION

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

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS**20.1 Community Care and Recovery Grants****FILE NO:** SF7109/SF7110/SF7120**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

To consider the final report on the Council's *COVID-19 Pandemic Community Care and Recovery Grants*.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 25 March 2021 - Community Care and Recovery Package - Innovative Grants Summary Report

Council - 30 April 2020 - Agenda Item 15.1 - Notice of Motion - Councillor T G Walker - Community Care and Recovery Digital Innovation Grants

Council - 16 April 2020 - Closed Session - Agenda Item 22.3 - Community Care and Recovery Package

Council - 2 April 2020 - Special Council Meeting - Agenda Item 7.1 - Community Care and Recovery Package

Workshop - 26 March 2020 - Community Care and Recovery Package

Council - 19 March 2020 - Agenda Item 21.1 - Urgent Business - Notice of Motion Councillor van Zetten - Community Care and Recovery Package

RECOMMENDATION:

That Council:

1. receives the final report on the *COVID-19 Pandemic Community Care and Recovery Grants* (ECM Doc Set ID 4555715), and
 2. determines not to engage a suitably qualified organisation to conduct an independent audit of the Community Care and Recovery Grants program.
-

Mr M Stretton (Chief Executive Officer) was in attendance to answer questions of Council in respect of this Agenda Item.

20.1 Community Care and Recovery Grants ...(Cont'd)

Mr M Stretton (Chief Executive Officer) advised, prior to debate, that *Hope and Me* had submitted an acquittal on 4 March 2021.

During debate an alternate motion was foreshadowed.

DECISION: 1 July 2021

MOTION 1

Moved Councillor A E Dawkins, seconded Councillor A G Harris.

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

CARRIED 9:3

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

DECISION: 1 July 2021

MOTION 2

Moved Councillor N D Daking, seconded Councillor P S Spencer.

That Councillor T G Walker 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 R I Soward, Councillor D H McKenzie, Councillor J G Cox, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

20.2 Councillor Krista Preece - Declaration of Office**FILE NO:** SF6790**AUTHOR:** Leanne Purchase (Manager Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

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

RECOMMENDATION:

That Council:

1. notes the Certificate of Election issued to the City of Launceston on 7 June 2021 (ECM Doc Set ID 4556865); and
 2. acknowledges that Krista Preece made her declaration of office to the Chief Executive Officer at Town Hall on 21 June 2021 at 11am.
-

Mr M Stretton (Chief Executive Officer) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 1 July 2021**MOTION****Moved Councillor A G Harris, 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 R I Soward, Councillor D H McKenzie, Councillor J G Cox, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

21 CLOSED COUNCIL

No Closed Items were identified as part of these Minutes

22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 2.51pm.
