



City of
LAUNCESTON

COUNCIL AGENDA

**COUNCIL MEETING
THURSDAY 9 SEPTEMBER 2021
1.00pm**

Notice is hereby given that the Ordinary Meeting of the City of Launceston Council will be held at the Council Chambers, Town Hall, St John Street, Launceston:

Date: 9 September 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 agenda 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. 8 - *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 attending 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.

19 January 2021

Mr Michael Stretton
Chief Executive Officer
City of Launceston
P O Box 396
LAUNCESTON TAS 7250

Dear Michael

COUNCIL MEETINGS

In accordance with regulation 4 of the *Local Government (Meeting Procedures) Regulations 2015* which states:

4. *Convening council meetings*
 - (1) *The mayor of a council may convene -*
 - (a) *an ordinary meeting of the council; and*
 - (b) *a special meeting of council.*

I request that you make the necessary arrangements for the Ordinary Meetings of Council to be convened on the following dates for 2021:

28 January	11 February	25 February	11 March
25 March	8 April	22 April	6 May
20 May	3 June	17 June	1 July
15 July	29 July	12 August	26 August
9 September	23 September	6 October	21 October
4 November	18 November	2 December	16 December

commencing at 1.00pm in the City of Launceston Council Chambers, Town Hall, St John Street, Launceston.

Yours sincerely



Councillor A M van Zetten
MAYOR

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

2 MAYORAL ACKNOWLEDGEMENTS

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.)

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 26 August 2021 be confirmed as a true and correct record.

5 DEPUTATIONS

No Deputations have been identified as part of this Agenda

6 PETITIONS

Local Government Act 1993 (Tas) - sections 57 and 58

No Petitions have been identified as part of this Agenda

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 Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Councillors.)

7.1 Ms Liz Crane (Chief Executive Officer) and Ms Susannah Koch (North and North West Regional Coordinator) - Families Tasmania

Ms Crane and Ms Koch will provide an overview of Families Tasmania, a universally accessible organisation that focuses on providing a range of evidenced based services that support and empower Tasmanian Families to build their health and wellbeing.

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 Susan Rafferty - 26 August 2021**FILE NO:** SF6381**AUTHOR:** Kelsey Hartland (Team Leader Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, submitted to Council on 26 August 2021 by Ms Susan Rafferty, have been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

[With reference to the Environmental Impact and Attenuation Code concerns raised at the Council Meeting on 26 August 2021.]

1. I did not understand your response regard the 100 metre buffer from sensitive uses. Would you please explain this to me, in writing as the RMPAT document seems clear that it is a requirement?

Response:

As referenced in the RMPAT decision, Clause 24.3.2 of the Launceston Interim Planning Scheme provides for emissions from uses which may impact on sensitive uses. As explained in the RMPAT decision, the acceptable solution (A1) requires the use to be set back from the site of a sensitive use a distance of no less than 100m. However, when the Acceptable Solution in a Planning Scheme is not met, the Performance Criteria is instead used to assess the application against that standard. In this case, P1 requires that the use must not adversely impact on the amenity of nearby sensitive uses, having regard to a number of considerations which are listed in the Scheme. The Tribunal's finding was that, with some additional mitigation measures agreed to by the expert witnesses for both parties to the appeal, and included as conditions to the permit, P1 is met.

2. Would you please provide me with the particular section of the document which clearly shows the recourse available to residents in the event of a breach in operation when, and if, this development goes ahead?

Response:

Where a resident believes that either there has been a breach of a planning or building permit condition, or that a nuisance has been caused (odour, smoke, dust, overspray, noise, or light) they can either contact the Council's Customer Service

*Centre on telephone 63233000, or lodge a request online at:
<https://onlineservice.launceston.tas.gov.au/>.*

ATTACHMENTS:

1. Public Questions on Notice - Ms Susan Rafferty - 26 August 2021
-

Attachment 1 - Public Questions on Notice - Ms Susan Rafferty - 26 August 2021

Questions on notice.

1. I did not understand your response regard the 100 metre buffer from sensitive uses. Would you please explain this to me, in writing as the RMPAT document seems clear that it is a requirement.
 2. Would you please provide me with the particular section of the document which clearly shows the recourse available to residents in the event of a breach in operation when, and if, this development goes ahead.
-

8.1.2 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 26 August 2021**FILE NO:** SF6381**AUTHOR:** Kelsey Hartland (Team Leader Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 26 August 2021 by Ms Susan Rafferty, has been answered by Mr Michael Stretton (Chief Executive Officer).

Questions:

1. [With reference to Mr M Stretton's comments at the Council Meeting held on 12 August 2021 regarding the contract with Veolia]. If council voted against the proposal and haven't signed contract with Veolia, why are some senior councillors so adamant to me it is going ahead?

Response:

To clarify, at the meeting on 12 August 2021 I indicated that the Council did not have a contract with Veolia which required it to locate its operations on any particular site. I was not referring to the Council's contract with Veolia to provide services to Municipal Area. I am not able to answer this question on behalf of the Councillors other than to observe that the development has a valid Planning Permit and as such, it is considered likely to proceed.

8.1.3 Public Questions on Notice - Mr Lionel Morrell - 1 September 2021**FILE NO:** SF6381**AUTHOR:** Kelsey Hartland (Team Leader Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, submitted to Council in writing on 1 September 2021 by Lionel Morrell (on behalf of the Tasmanian Ratepayers' Association Inc.), have been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

Questions:

1. Is this pedestrian bridge safe for public use?

Response:

Yes. The pedestrian bridge has been designed in accordance with Australian Standard AS5100 Bridge Design. A UTAS engaged consultant Bridge Engineer was involved in proof checking the design and conducting inspections during construction. The bridge was independently checked by a consultant Engineering firm engaged by the City of Launceston.

2. Furthermore, it is our understanding that the works were undertaken by University of Tasmania, and that on completion, the structure is to be handed over to the City of Launceston Council, who would thereafter assume responsibility for its maintenance as a council asset.

Is our understanding correct, and has council accepted liability for the footbridge and its on-going maintenance?

Response:

Subject to a transfer process including a defects liability period, the City of Launceston intends to take on ownership and maintenance responsibility for the pedestrian bridge.

3. Does the design of the metal balustrading system comply with the provisions of the Building Code of Australia, and has the installation been appropriately certified on completion?
-

Response:

The bridge and its components are required to comply with Australian Standard AS5100 Bridge Design, not the Building Code of Australia. The handrail achieves compliance with AS5100. The handrail has been inspected as part of the contract administration process.

4. Is the height of the pedestrian bridge, as constructed, high enough to be continued in the same form over Boland Street, and if not, will it be necessary to potentially destabilise the old earth levee by excavating the roadway, potentially undermining and impacting the stability of the levee and potentially increasing the safety risk of the whole Cimitiere Street precinct?

Response:

Yes, the new bridge height has been designed to allow for appropriate clearance for a future bridge construction spanning Boland Street. There is no intent to alter roadway levels on Boland Street.

ATTACHMENTS:

1. Public Questions on Notice - Mr Lionel Morrell - 1 September 2021
-

Attachment 1 - Public Questions on Notice - Mr Lionel Morrell - 1 September 2021**Tasmanian Ratepayers' Association Inc.**

P.O. Box 1035,
LAUNCESTON TAS 7250
03 6331 6144

1st September 2021

Mayor and Councillors
City of Launceston Council
And General Manager Mr Michael Stretton

QUESTIONS WITH NOTICE - COUNCIL MEETING 9th September 2021

Dear Councillors,

For some months we have been observing progress with the construction of the pedestrian bridge over the North Esk River by, University of Tasmania.

We note that the bridge was in public use last Saturday, 28th August.

Our fundamental question is :

Is this pedestrian bridge safe for public use?

Furthermore, it is our understanding that the works were undertaken by University of Tasmania, and that on completion, the structure is to be handed over to the City of Launceston Council, who would thereafter assume responsibility for its maintenance as a council asset.

Is our understanding correct, and has council accepted liability for the footbridge and its on-going maintenance?

During the course of the past year, members of our association have been observing the construction works, and taken photographs, and noted the following :

1. The top of northern pylon cracked, and some sort of rectification work has been undertaken, resulting in a concrete capitol encasement being built and wrapped up in a fabric 'bandage' which is overpainted with an epoxy-type coating to apparently disguise or camouflage the repair.

Questions ON NOTICE to City of Launceston Council Meeting 1 September 2021



PHOTOGRAPH OF NORTERN PYLON SHOWING SEMI-PATCHED CRACKING, BEFORE INSTALLATION OF STEEL PLATE AND BEFORE 'BANDAGING AND COATING WITH EPOXY

2. The principal steel beams supporting the concrete deck show deflection (sagging) and was apparently subject to movement. A very substantial steel web-plate was installed on the northern end to apparently strengthen the design (apparently this was not fully coated against corrosion), and the visible deflection of the beams/deck edge was apparently disguised by the addition of a metal facing or fascia piece.

Questions ON NOTICE to City of Launceston Council Meeting 1 September 2021

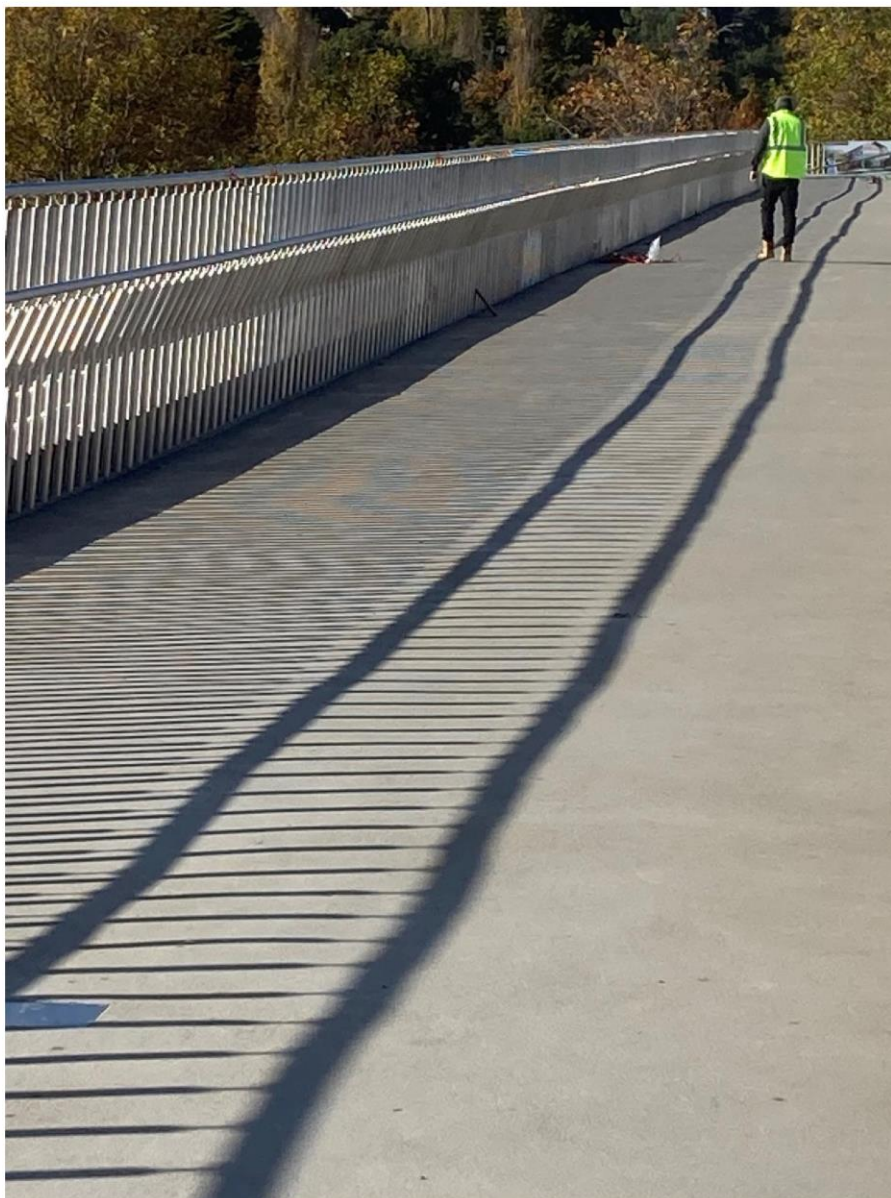


PHOTOGRAPH OF ADDITIONAL STEEL WEBPLATE AT TOP OF NORTHERN SIDE PYLON BEFORE CONCEALMENT BY CONCRETE CAPITAL AND 'BANDAGING' COATED OVER WITH APOXY-TYPE COATING

3. The surface of the concrete deck apparently exhibited surface shrinkage/stress cracks, and this was disguised/sealed over with epoxy-type paint coating.
4. Extensive replacement/straightening of the metal handrail system was apparently undertaken (the original railing was 'thrown away') and this was

Questions ON NOTICE to City of Launceston Council Meeting 1 September 2021

apparently to improve the visual deflections that transmitted to the railing system and made the structural deflections visually apparent.



PHOTOGRAPH SHOWING SHADOW OF DEFLECTION OF BALUSTRADES &/OR THE BRIDGE PAVEMENT SLAB – TAKEN BEFORE REPLACEMENT/STRAIGHTENING OF BALUSTRADES

We query whether the design of the metal handrail system can actually comply with the provisions of the Building Code of Australia, because the spacing of the ‘baluster’ members, particularly above the lower level handrail has excessive spacing that could enable a person (particularly a small child) to clamber through and fall to their peril

Questions ON NOTICE to City of Launceston Council Meeting 1 September 2021

into the water or ground below. It also appears that it is possible to pass a sphere of nom. 120mm diameter (the size of a typical child's head) on a diagonal trajectory through the lower section of the balustrade, given the angular offset of the two-height balusters.

Accordingly we ask:

5. Does the design of the metal balustrading system comply with the provisions of the Building Code of Australia, and has the installation been appropriately certified on completion?

We also query the likely height of the pedestrian bridge span yet to be constructed over the traffic lanes in Boland Street to reach the UTas Willis Street development site. There is presently no development permit to construct an overpass span of the pedestrian bridge over Boland Street [Ref. pers. com. John Ayres of GHD, Council's consultant planning assessor for the Pedestrian Bridge and UTas Willis Street Campus] and that a future bridge span over Boland Street

Accordingly we ask:

6. Is the height of the pedestrian bridge, as constructed, high enough to be continued in the same form over Boland Street, and if not, will it be necessary to potentially destabilise the old earth levee by excavating the roadway, potentially undermining and impacting the stability of the levee and potentially increasing the safety risk of the whole Cimitiere Street precinct?

We look forward to receiving your unambiguous replies.

Yours faithfully,

Lionel Morrell

Tasmanian Ratepayers Association Inc.
Per President, L.J.Morrell, 41 High Street Launceston 7250

FOOTNOTE : We are able to supply more photographs if necessary.

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.)

9 PLANNING AUTHORITY

No Development Applications have been identified as part of this Agenda

10 ANNOUNCEMENTS BY THE MAYOR

10.1 Mayor's Announcements

FILE NO: SF2375

Thursday 26 August 2021

- Officiated at the *Friends of the Library AGM*

Saturday 28 August 2021

- Attended the *Open Launceston Volunteer briefing breakfast*
- Attended the *City Park Radio AGM*

Sunday 29 August 2021

- Attended the *Western Bulldogs V Essendon AFL match at UTAS*

Monday 30 August 2021

- Hosted a reception for *the Centenary of The Royal Society of Tasmania*

Tuesday 31 August 2021

- Attended the *International Overdose Awareness Day* function

Wednesday 1 September 2021

- Welcomed delegates to the *Artlands 2021 conference*
- Attended the *Artlands Welcome Ceremony with First Nations Custodians palawa people*
- Officiated at the *Junction 2021 Opening Night*

Sunday 5 September 2021

- Attended the *Supporting Afghanistan Rally*
-
-

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.)

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 have been identified as part of this Agenda

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.)

13 COMMITTEE REPORTS**13.1 Heritage Advisory Committee Meeting - 19 August 2021****FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Place and Heritage Officer)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Heritage Advisory Committee Meeting held on 19 August 2021.

RECOMMENDATION:

That Council receives the report from the Heritage Advisory Committee Meeting held on 19 August 2021.

REPORT:

The Heritage Advisory Committee, at its Meeting held on 19 August 2021, discussed the following items:

1. Places of Launceston Event Series -
Report on the first 'Places of Launceston - *In Conversation*' event including the launch of this year's Heritage Awards and Open House Launnie. The event was recorded and can be viewed on the CoL Youtube channel. Key dates as follows:
 - 12 August - 15 September - Heritage Awards open
Nominations for the Heritage awards in the categories of Built Awards and Highlighting Heritage was launched on 12 August and run until 15 September 2021.
 - 12 August - 22 September 2021 - Heritage Snap photography awards
 - 28 August - Open House Launnie
Open buildings and walking tours organised by the Australian Institute of Architects (AIA) it incorporated City walking tours and entry to various buildings and spaces.
 2. Planning for 2021 Heritage Awards and Heritage Snap -
Report on current planning included:
 - Ongoing promotion
 - Participation in judging panels
 - Presentation events - planned for late October.
-

3. Significant Development Applications -
Updates provided on a number of recent Development Applications which included relevant heritage matters.
4. Heritage Planning Review -
Report on current status included:
 - Launceston's new planning scheme containing the Stage 1 work is currently being advertised. Submissions close Saturday 18 September 2021.
 - Draft data sheets for Stage 2, 3, and 4 Places are complete and ready for review in line with feedback from the Tasmanian Planning Commission on Stage 1 documents.
5. Government House Plaque (City Park):
The issue of the accuracy/relevance of the plaque (pictured below) set in the lawns of City Park describing Government House was raised following an article by Rosemary Armitage in the Examiner newspaper on 22 July 2021. The following points were noted:
 - The plaque includes some basic history relating to the building which stood to the south-east corner of the site and it is agreed that the content is not consistent with current research.
 - Being an early example of historic information provided by Council for the public, City of Launceston's Parks and Recreation considered the plaque to have some heritage significance in its own right and it was agreed that it could be retained and that the Launceston Historical Society could place an information sign in an appropriate location nearby to tell a more comprehensive and accurate story. The double sided sign installed is pictured below.



ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 1: We connect with our community and our region through meaningful engagement, cooperation and representation.

10-Year Goal: To seek out and champion positive engagement and collaboration to capitalise on the major opportunities and address the future challenges facing our community and region.

Focus Area:

1. To develop and consistently utilise contemporary and effective community engagement processes.

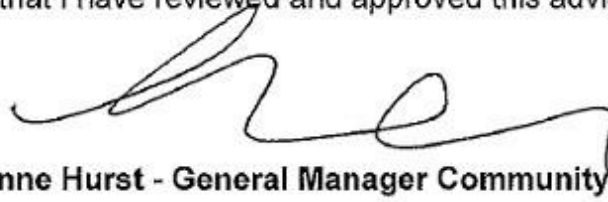
BUDGET & FINANCIAL ASPECTS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Leanne Hurst - General Manager Community and Place Network

13.2 Tender Review Committee Meeting - 19 August 2021**FILE NO:** SF0100/CD.003/2021**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 tender submitted by Zanetto Civil Pty Ltd for the Road Safety Centre - Stage 2 Construction Works, Contract Number CD.003/2021 for \$802,088.00 (exclusive of GST).

REPORT:

The Tender Review Committee Meeting, held on 19 August 2021, determined the following:

That the sum submitted by Zanetto Civil Pty Ltd for the Road Safety Centre - Stage 2 Construction Works, Contract Number CD.003/2021 for \$802,088.00 (exclusive of GST) be accepted.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

3. To ensure decisions are made on the basis of accurate and relevant information.
5. To maintain a financially sustainable organisation.

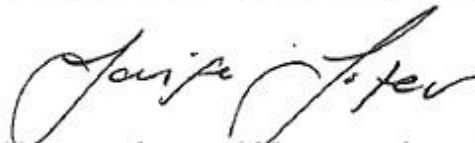
BUDGET & FINANCIAL ASPECTS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Louise Foster - General Manager Organisational Services Network

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 2 and 9 September 2021:

Information Session on the *palawa kani* Language

Councillors received background information on Tasmanian Aboriginal languages - particularly palawa kani.

Reconciliation Action Plan

Councillors discussed the various approaches available to develop a Council Aboriginal Partnership Plan.

Proposed Approach for Upcoming Strategic Planning Session (AKA Blue Sky Session)

Councillors received an outline of the approach for the upcoming Strategic Planning Session.

Planning for the Future of Relbia - Community Consultation Findings and Recommendations

Councillors received a briefing on the community consultation and project recommendations.

Bathurst Street Car Park

Councillors considered and discussed the draft Bathurst St Carpark Highest and Best Use findings.

REPORT:

Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015* says that the Agenda of an Ordinary Council Meeting is to include the date and purpose of any Council Workshop held since the last Meeting.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.

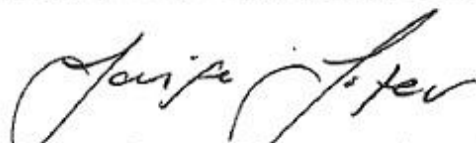
BUDGET & FINANCIAL ASPECTS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Louise Foster - General Manager Organisational Services Network

15 NOTICES OF MOTION

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

No Notices of Motion have been identified as part of this Agenda

16 COMMUNITY AND PLACE NETWORK ITEMS

No Items have been identified as part of this Agenda

17 CREATIVE ARTS AND CULTURAL SERVICES NETWORK ITEMS

No Items have been identified as part of this Agenda

18 INFRASTRUCTURE AND ASSETS NETWORK ITEMS

No Items have been identified as part of this Agenda

19 ORGANISATIONAL SERVICES NETWORK ITEMS

19.1 Delegation from Council to the Chief Executive Officer - Section 175 of the *Local Government Act 1993 (Tas)* - Transfer of Road Lots to Council

FILE NO: SF0113

AUTHOR: Robert Bujnowski (Properties and Legal Officer)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider a delegation from Council to the Chief Executive Officer of powers contained in section 175 of the *Local Government Act 1993 (Tas)* limited to instances involving the transfer of a road lot to Council where that road lot comprises a highway currently maintainable by Council.

RECOMMENDATION:

That Council:

1. pursuant to section 22(1) of the *Local Government Act 1993 (Tas)* ('LGA'), delegates its power under section 175 of the LGA to the position of Chief Executive Officer limited to instances involving the transfer of a road lot to Council where that road lot comprises a highway currently maintainable by Council.
 2. pursuant to section 64(1)(b) of the LGA, authorises the Chief Executive Officer to delegate those functions and powers to an employee or employees of the Council.
 3. notes, for the avoidance of doubt, *Chief Executive Officer* is a term of reference used for the *General Manager* as appointed under section 61 of the LGA.
 4. pursuant to section 23AA(2)(b) of the *Acts Interpretation Act 1931 (Tas)*, authorises the Mayor to evidence the delegations made by this decision, by signing an instrument of delegation referring to this decision and replicating, either exactly or in substance, the terms of the delegations effected by these Recommendations.
-

REPORT:

Introduction

Council is approached from time to time by owners of road lots that comprise a Council-maintainable highway seeking to transfer those titles to Council. Such requests are made

so that the owner may divest themselves of titles to road lots which offer those owners little to no commercial value.

For example, Council has been approached by the Department of Veterans Affairs who seek to transfer the title for two road lots comprising the entirety of Weedon Avenue in South Launceston and a portion of Heather Street in South Launceston to Council for nil consideration. Both road lots form highways that are listed as maintainable by Council as per Council's section 208 LGA map. Such a request is considered operational. The delegation proposed by the Recommendation will enable such requests to be efficiently dealt with at officer level.

Background

Council's powers and duties with respect to local highways are contained within the LGA and the *Local Government (Highways) Act 1982*. The legislative framework ensures that Council is able to construct, control, protect and maintain highways, including matters of land acquisition, fencing, access and drainage.

In addition to its broad powers over local highways, Council is often the owner of the road lots comprising local highways which Council maintains. Council's ownership of such road lots occurs routinely as a result of planning permit conditions which normally require a developer to build a highway to a high standard and transfer titles for those highways to Council after a certain period.

Historically, however, instances occur where the ownership of a road lot comprising a Council-maintained highway had not been transferred to Council.

As a result, legal ownership of the land comprising some local highways has remained with the original subdivider, despite maintenance responsibility for the highway having passed to Council. This appears to be an anomaly of law and raises the question as to why the fee simple title of a road should continue to vest in the subdivider and not transfer to the local authority, especially as all interests and indeed liabilities of the original subdivider have, or should, cease on completion of the subdivision.

When a road lot is dedicated as a highway maintainable by Council, this creates a duty upon Council that is limited to the control, protection and maintenance of the highway as is necessary for, and consistent with, the maintenance of the rights of the highway users. The dedication of a highway does not alter the ownership of the underlying land. The owner of the underlying land may retain common law rights to that which is above and below the ground, except for the capacity to limit the users of the highway.

In the context of highways maintainable by Council, it is preferable that Council owns the underlying land. For instance, in the case of private ownership of land underlying a local highway, then as long as a highway exists, the owner of the underlying soil is prohibited from interfering with the highway. But, subject to this, that owner may exercise rights of ownership not inconsistent with the public right of passage. Theoretically, this may include the right to tunnel beneath the road for drainage or passageway. Additionally, if a highway

is closed then any rights or property vested in Council re-vest in the private owner, who resumes possession of the surface. It can further be envisaged that a legal entity which had historically been created for specific subdivision development, may later be wound up after completion, and yet continues to retain title to that portion of land. This may become administratively burdensome in instances involving subsequent dealings with that road lot.

Transfer of Road Lots to Council

One of Council's roles as a highway authority is to take on the administrative responsibility for highways on behalf of the public, and this normally includes holding the relevant titles. In instances of local highways maintainable by Council, it has been Council's approach that Council accepting ownership of the underlying land is within the public interest. It is also fairer on the title holder that they be able to relieve themselves of the administrative burden of having to hold onto a title to land comprising a highway especially after having effectively given up their rights to such land.

Duty Considerations

The *Duties Act 2001* (Tas) provides an exemption with respect to stamp duty for such transfers as follows:

57A. Partial exemptions

- (1) No duty is chargeable under this Chapter on a transfer to a council of real property that is –
 - (a) a public road.

Section 175 of the LGA

Council's power to accept such land is dealt with at section 175 of the LGA which provides that "A council may purchase or lease land for any purpose which it considers to be of benefit to the council or the community". While there is no requirement for Council to delegate the power in section 175, such a delegation is in the interests of good governance as the transfer of a title to a road lot to Council is considered to be within the scope of day-to-day operations. The delegation proposed by the Recommendation will ensure these procedural matters can be dealt with efficiently at officer level.

The delegation will be subject to the condition that the delegated power is exercisable only in the context of Council accepting title to land that forms a local highway currently maintainable by Council as shown on Council's section 208 LGA map.

The delegated power may be summarised as follows:

Section 175	Condition
"A council may purchase or lease land for any purpose which it considers to be of benefit to the council or the community".	The delegation is limited to instances involving Council accepting a road lot where that road lot forms a local highway currently maintainable by Council as shown on Council's section 208 map.

It is envisaged that the Chief Executive Officer may on-delegate this power to Council's General Manager of Infrastructure and Assets and other Council officers as required.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.

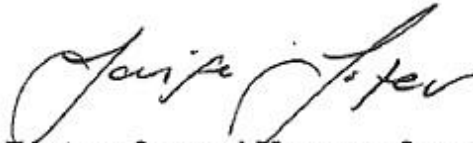
BUDGET & FINANCIAL ASPECTS:

The budget impact is negligible given the relatively low number of times this delegation would be exercised. In addition, it is envisaged that in most instances such transfers will occur for nil or nominal consideration.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Louise Foster - General Manager Organisational Services Network

19.2 New Fee - Disposal of an Interest in Council Land or Public Land

FILE NO: SF2968

AUTHOR: Robert Bujnowski (Properties and Legal Officer)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider amendments to the adopted Fees and Charges for 2021/2022 by establishing fees in relation to requests involving a disposal of an interest in Council land or Public land.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 12 August 2021

RECOMMENDATION:

That Council approves the amendments to the adopted Fees and Charges for 2021/2022 pursuant to section 205 of the *Local Government Act 1993 (Tas)* by incorporating the new fees as shown below:

1. Building Assets and Investigations -

<i>Item</i>	<i>Tier</i>	<i>Unit</i>	<i>2021-2022 Fee (ex GST)</i>
<i>Ordinary request for the sale, exchange or disposal of an interest in council land or public land (including easements) pursuant to section 177 and 178 of the Local Government Act 1993 (Tas). Applications containing more than one easement will be charged an extra \$100 for each additional easement within that application.</i>	<i>Tier 1</i>	<i>Per sale, exchange or disposal</i>	<i>\$1,350.00 +\$100.00 for each additional easement within that application</i>
<i>Complex request for the sale, exchange or disposal of an interest in council land or public land (including easements) pursuant to section 177 and 178 of the Local Government Act 1993 (Tas). Applications containing more than one easement will be charged an extra \$100 for each additional easement within that application.</i>	<i>Tier 2</i>	<i>Per sale, exchange or disposal</i>	<i>\$2,700.00 +\$100.00 for each additional easement within that application</i>

REPORT:

Council regularly receives unsolicited requests from members of the community that involve a dealing in land. These requests may take the form of seeking an easement over Council land, applying to remove an easement that exists to Council's benefit, or to purchase a portion of Council land or Public land in fee simple for the benefit of an adjoining property owner. The majority of such requests contain a profit-motive on behalf of the proponent, and a favourable Council decision will provide commercial value to the proponent and to that proponent alone.

Requests involving a dealing in land are treated as a disposal of an interest in land for the purposes of the *Local Government Act 1993* (Tas) ('LGA'). The manner by which Council may dispose of an interest in land is governed by sections 177 and 178 of the LGA. Those provisions require Council to, among other things, obtain valuation reports for Council land and to advertise in the context of Public land. Importantly, any disposals of interests in land require a Council decision by absolute majority.

Council officers initially assess such requests to determine whether they fit within Council's broader duties, functions and powers pursuant to the applicable legislation, namely the LGA. Some requests will be initially rejected for failing to meet Council's broader objectives. Requests not initially rejected then require a significant amount of officer time to prepare an agenda report in order to be considered at a Council meeting.

Report preparation ordinarily includes historical title searches, examining schedules of easements - registered dealings - and restrictions on title, consideration of any competing legal or equitable interests, cross-departmental liaising, and most notably, agenda report drafting that contains sufficient information to enable Councillors to make an informed decision at a Council meeting. More complex requests may also require a presentation to Councillors at a Council Workshop. This normally requires Council officers to prepare further briefing documentation. Workshops such as this may be necessary to provide Councillors with an opportunity to examine complex legal or historical background information relevant to the request prior to forming an opinion at a Council meeting.

In view of the above, a fee relating to a disposal of an interest in Council land or Public land is reasonable and in the public interest.

Legislative Power to Establish Fees

Sections 205-207 of the LGA set out the statutory basis by which Council may establish a fee for work performed by Council officers. Section 205 (1) enables Council to set a fee when carrying out work at a person's request. Section 205 (3) provides that such a fee need not be fixed by reference to the actual cost to Council. Section 207 enables Council to remit all or part of a fee.

Fee Structure

It is recommended that a tiered fee-structure be adopted as follows:

1. Tier 1 - Ordinary Request - \$1,350.00 plus GST;
2. Tier 2 - Complex request - \$2,700.00 plus GST.

This tiered fee structure differentiates between ordinary and complex requests. A Tier 1 fee will generally apply to requests involving a disposal of an interest in land. If an officer estimates that a request is likely to require over 18 hours of officer time, such requests will be treated as complex and a Tier 2 fee will apply in those instances.

Council officers will advise the proponent of the applicable fee and obtain the proponent's agreement to pay the fee before undertaking work at the proponent's request. The applicable fee will be payable irrespective of whether a favourable Council decision is obtained. Such an approach is reasonable given that any decision involving a disposal of an interest in Council land or Public land may only be made by the elected Council. This means that, although a Council officer may make a recommendation to the elected Council for a particular disposal of interest in land, that officer is unable to foresee with any particular degree of certainty whether a favourable decision may be obtained by the proponent.

Council officers may make recommendations to Council from time-to-time to remit part or all of the proposed fees where it may be shown to be in the public interest to do so. An example where a fee may be remitted in part or in whole may be where the applicant is a registered charity.

If carried, the new fees will be added to Council's Fees and Charges 2021-2022.

ECONOMIC IMPACT:

The net economic impact to the community is considered to be marginal.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

The effect on household budgets of those making an application has the potential to have some impact but this is considered to be marginal.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.
3. To ensure decisions are made on the basis of accurate and relevant information.
4. To continually improve our service delivery via a continuous improvement mindset, pursuing efficiency gains and adopting technological and other process innovations.
5. To maintain a financially sustainable organisation.

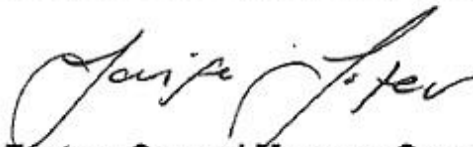
BUDGET & FINANCIAL ASPECTS:

Consideration contained in the report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Louise Foster - General Manager Organisational Services Network

19.3 Lease - Tasmanian Family History Society Inc.

FILE NO: SF2337

AUTHOR: Tricia De Leon-Hillier (Lease and Licencing Officer)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider leasing an area of land situated at 45-51 Tamar Street, Launceston (CT50902/1) known as the City Park Stables to the Tasmanian Family History Society Inc.

This decision requires an absolute majority of Council.

PREVIOUS COUNCIL CONSIDERATION:

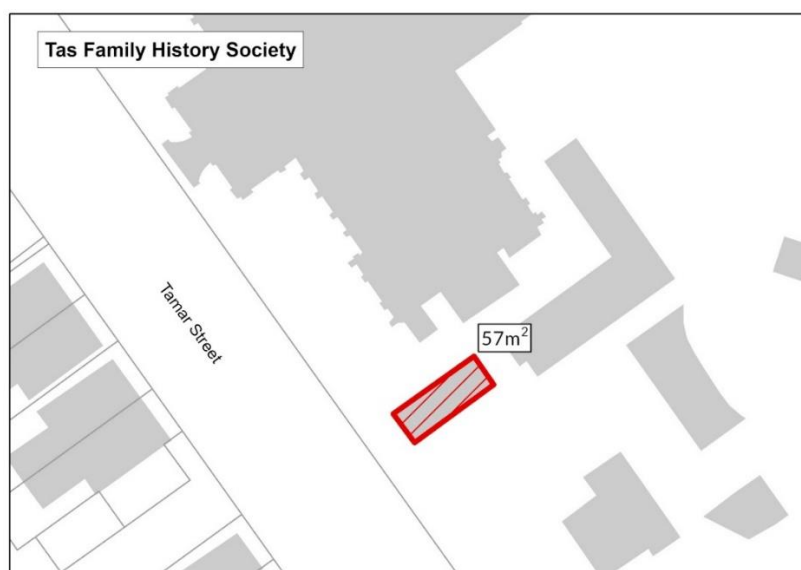
Council - 10 October 2016 - Agenda Item 18.3 - Lease Tasmanian Family History Society

Council - 24 October 2011 - Agenda Item 16.3 - Lease Tasmanian Family History Society

RECOMMENDATION:

That Council, by absolute majority, pursuant to section 179 of the *Local Government Act 1993* (Tas):

1. leases a parcel of land situated at 45-51 Tamar Street, Launceston (CT50902/1) known as the City Park Stables to the Tasmanian Family History Society Inc. as marked on the plan below:



2. authorises the Chief Executive Officer to enter into a formal lease under the following terms:
 - the term shall be two years commencing on 1 November 2021 or as determined by the Chief Executive Officer;
 - the lease amount shall be \$1 per annum if demanded;
 - tenant to be responsible for:
 - energy costs;
 - volumetric and connection charges for water;
 - sewerage charges;
 - contents insurance; and
 - other service charges if any.
 - tenant shall continuously maintain:
 - any infrastructure or any infrastructure installed by the tenant or council in relation to the tenants occupation;
 - building in good and reasonable order; and
 - public liability insurance of at least \$20 million.
 - the exact dimensions of land to be leased and all remaining terms to be determined by the Chief Executive Officer.
 3. authorises the Chief Executive Officer to exercise any right, option or discretion exercisable by Council under the lease.
 4. notes, for the avoidance of doubt, 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).
-

REPORT:

The City Park Stables is located next to the Albert Hall and has been leased to the Tasmanian Family History Society Inc for the past thirteen years. They have always been model tenants and continue to maintain the City Park Stables building in good, orderly manner. In 2016 the Tasmanian Family History Society Inc installed a new heat pump as a new addition to this office valued at \$2,500 since there was no heating available.

The Tasmanian Family History Society Inc was first founded in Hobart in April 1980 as the Genealogical Society of Tasmania. Following that, the Launceston Branch was formed on 4 November 1980 at a meeting held at Kings Meadow High School. There are around 150 members that currently belong to the Launceston branch, with membership of over 1,350 comprising of Tasmania, interstate and overseas members.

At the Council meeting on 10 October 2016 Council approved a five year term with the current lease expiring on 1 October 2021. The Tasmanian Family History Society Inc are seeking approval to renew their lease. In consideration of the Albert Hall upgrade which will cause minimal disruption to the Tasmanian Family History Society Inc, a two year term is proposed. They are a not for profit organisation therefore it is recommended that

Council grant a two year lease, at nominal rent, with the lessee to cover all charges in respect of power usage, water and sewerage and any other services with respect to their occupancy.

Section 179 of the *Local Government Act 1993* (Tas) provides that Council may lease public land for a period not exceeding five years without advertising.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

There is no social impact with this proposal other than to allow successful tenants to continue to provide an important community service available for those living in Launceston.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 5: We serve and care for our community by providing equitable and efficient services that reflects needs and expectations of our community.

10-Year Goal: To offer access to services and spaces for all community members and to work in partnership with stakeholders to address the needs of vulnerable communities.

Focus Areas:

4. To support the delivery of programs and events for people to connect with each other through participation in community activities and civic life.
5. To promote and support active and healthy lifestyles of our community.

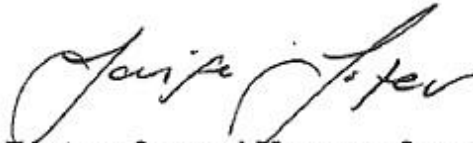
BUDGET & FINANCIAL ASPECTS:

This is currently in line with our budget.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Louise Foster - General Manager Organisational Services Network

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS**20.1 City of Launceston Recognition of Ariane Titmus****FILE NO:** SF0202**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

To consider civic recognition of Ariane Titmus.

PREVIOUS COUNCIL CONSIDERATION:

Council - 12 August 2021 - Notice of Motion - Councillor D C Gibson - City of Launceston Recognition - Ariarne Titmus

Council - 26 August 2021 - Urgent Late Item - Civic Recognition Options

RECOMMENDATION:

That Council notes the progress of civic recognition of Ariane Titmus, being:

1. A Key to the City ceremony is proposed for Friday 17 September 2021, commencing at 12pm in Civic Square, to be followed by a civic reception in the Town Hall Reception Room; and
 2. The 50m competition pool at the Launceston Leisure and Aquatic Centre will be named in honour of Ariane Titmus. The form of this honour will be investigated by Council officers and presented to the Council at a future Council Meeting for consideration; and
 3. An annual Ariarne Titmus Swimming Scholarship at the Launceston Leisure and Aquatic Centre will be established. Details of the scholarship will be presented to the Council at a future Council Meeting for consideration.
-

REPORT:

At its meeting on 12 August 2021 the Council determined to support the following Notice of Motion from Deputy Mayor Danny Gibson:

That Council, in honour of her significant swimming achievements, investigates (within 60 days) recognition options for Ariarne Titmus, including:

- (i) the symbolic presentation of the Key to the City; and
 - (ii) naming the 50m competition pool at the Launceston Leisure and Aquatic Centre in her honour.
-

A report was prepared in response to the above and was considered at the Council Meeting on 26 August 2021. At that meeting, Council determined to:

1. Approve the honour of presenting the Key to the City to Ms Ariarne Titmus; and
2. Agree to name the 50m competition pool at the Launceston Leisure and Aquatic Centre in honour of Ariarne Titmus; and
3. Request the Chief Executive Officer to make the necessary arrangements to establish an annual Ariarne Titmus Swimming Scholarship at the Launceston Leisure and Aquatic Centre to facilitate a young person to participate in the sport. The final details of the scholarship are to be presented to a future Council meeting for consideration.

The Council's consideration of the above was dealt with in closed session because, at the time of writing the report, the dates of Ariane Titmus' visit to Launceston were not publicly known. Additionally, the report aimed to present a balanced view of the sporting achievements of a cross section of athletes after whom various facilities are named. Out of respect for those athletes and the comparisons of a personal nature that were drawn to Ariane Titmus, it was thought appropriate to provide Councillors with an opportunity to discuss the report and its recommendations in closed session, ahead of details being made publicly available at today's Council Meeting.

Key to the City

Arrangements are underway to hold a Key to the City ceremony on Friday 17 September 2021. Members of the community will be warmly invited to celebrate this honour with Ariane Titmus from 12pm in Civic Square. Invited guests will then move to the Town Hall Reception Room for a civic reception.

Naming of the 50m competition pool at the Launceston Leisure and Aquatic Centre (LAC) in honour of Ariane Titmus

The *Place Names Act 2020* (Tas) does not apply to the naming of buildings and therefore, the naming of the LAC, or any part of the LAC, is at the sole discretion of the building owner (Council). It should also be noted that the naming of the LAC competition pool after Ariarne Titmus is an honorary gesture and will not involve payment of any kind between the parties.

At the Council Meeting on 26 August 2021 the Council debated the timing of this honour, noting that in the majority of cases buildings like grandstands and aquatic centres are named in honour of successful sportspeople after they have retired. The prevailing view of the Council was that this honour be bestowed sooner rather than later, in the hope that swimmers who currently attend the LAC, and particularly children, will remember and be inspired by Ariane Titmus' achievements.

Options for the form of the naming of the 50m competition pool will be investigated by Council officers and presented to the Council at a future Council Meeting for consideration.

Establishment of an annual Ariarne Titmus Swimming Scholarship at the LAC

At the Council Meeting on 26 August 2021, the Council considered an excellent suggestion provided by a member of the public that another fitting way to honour Ariarne Titmus would be to establish a membership/scholarship in her name at the LAC, to facilitate a young person to participate in swimming. A 12-month Aquatic Membership at the LAC currently costs \$595.00, while the scholarship would also need to cover the fees associated with membership at a swimming club of the individual's choice. This would cost approximately \$1000.00 per year.

Accordingly, a scholarship would cost the Council around \$1000.00 per year as the LAC membership would be an opportunity cost only.

Details of the scholarship will be presented to the Council at a future Council Meeting for consideration.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

The Presentation Ceremony will give the people of Launceston the opportunity to congratulate Ariarne on her achievements. The naming of the 50m competition pool and the scholarship serve to promote swimming, and therefore physical activity in Launceston.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Priority Area 8 - A secure, accountable and responsive Organisation

Ten-year goals - To ensure decisions are made in a transparent and accountable way

Key Direction -

3. To ensure decisions are made on the basis of accurate and relevant information

BUDGET & FINANCIAL ASPECTS:

Costings for the Key to the City presentation will be funded from the Civic Affairs budget. The cost of options around the form of the naming of the 50m competition pool will be investigated and presented to the Council for consideration. The cost of the scholarship will be approximately \$1000 per annum and will be included in the LAC budget by way of an amendment to the current budget, or consideration for the 2021/22 budget.

DISCLOSURE OF INTERESTS:

The report author has children that have competed for and been members of different swim clubs in Northern Tasmania over many years, however, it is not considered that this represents a significant interest that would impact the recommendations of this report.

I certify that I have reviewed and approved this advice and recommendation.



Michael Stretton - Chief Executive Officer

20.2 Appointment of Acting Chief Executive Officer

FILE NO: SF0113

CHIEF EXECUTIVE OFFICER: Michael Stretton

DECISION STATEMENT:

To consider the appointment of an Acting Chief Executive Officer.

RECOMMENDATION:

That, in accordance with section 61B of the *Local Government Act 1993* (Tas), Council appoints General Manager Community and Place Network, Leanne Hurst, as the Acting Chief Executive Officer during the period of 25 September to 11 October 2021 inclusive.

REPORT:

During the period 25 September to 11 October 2021 inclusive, the Chief Executive Officer will be on annual leave. It is recommended that the General Manager Community and Place Network, Leanne Hurst, be appointed by Council as Acting Chief Executive Officer during this period in accordance with section 61B of the *Local Government Act 1993* (Tas) (the Act).

Section 61B(2) of the Act gives power to the Mayor to appoint a temporary Acting Chief Executive Officer in such a situation. However, as there is time for Council to decide on this matter and Councillors have expressed a willingness to do so, a decision is sought from Council.

ECONOMIC IMPACT:

Not considered relevant to this report.

ENVIRONMENTAL IMPACT:

Not considered relevant to this report.

SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014-2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

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Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.
3. To ensure decisions are made on the basis of accurate and relevant information.

BUDGET & FINANCIAL ASPECTS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Michael Stretton - Chief Executive Officer

21 CLOSED COUNCIL

No Closed Items have been identified as part of this Agenda

22 MEETING CLOSURE