



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 26 SEPTEMBER 2016
1.00pm**

City of Launceston

COUNCIL MINUTES

Monday 26 September 2016

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

Date: 26 September 2016

Time: 1.00pm

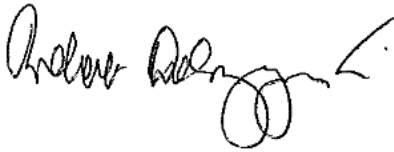
Section 65 Certificate of Qualified Advice

Background

Section 65 of the *Local Government Act 1993* requires the General Manager to certify that any advice, information or recommendation given to Council is provided by a person with appropriate qualifications or experience.

Declaration

I certify that persons with appropriate qualifications and experience have provided the advice, information and recommendations given to Council in the Minutes Items for this Meeting.



Robert Dobrzynski
General Manager

City of Launceston

COUNCIL MINUTES

Monday 26 September 2016

Present: **Alderman** **A M van Zetten (Mayor)**
R I Soward (Deputy Mayor)
R L McKendrick
R J Sands
D H McKenzie
J G Cox
D C Gibson
J Finlay
D W Alexander
S R F Wood
E K Williams
K P Stojansek

In Attendance: **Mr R S Dobrzynski (General Manager)**
Mr H P Galea (Director Infrastructure Services)
Mrs L M Hurst (Director Development Services)
Mr R K Sweetnam (Director Facilities Management)
Mr R Mulvaney (Director Queen Victoria Museum and Art Gallery)
Mr M J Tidey (Director Corporate Services)
Mr J A Davis (Manager Corporate Strategy)
Mrs A Rooney (Committee Clerk)

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Alderman A M van Zetten, declared the Meeting open at 1.00pm.

2 DECLARATIONS OF INTEREST

Local Government Act 1993 - Section 48

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

No Declarations of Interest were identified as part of these Minutes

3 CONFIRMATION OF MINUTES

Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)

RECOMMENDATION:

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 12 September 2016 be confirmed as a true and correct record.

DECISION: 26 September 2016**MOTION**

Moved Alderman R I Soward, seconded Alderman S R F Wood.

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

4 DEPUTATIONS

No Deputations were identified as part of these Minutes

5 PETITIONS

Local Government Act 1993 - Sections 57 and 58

No Petitions were identified as part of these Minutes

6 COMMUNITY REPORTS

(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Minutes Items; that opportunity exists when that Minutes Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Aldermen.)

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

7 PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

7.1 Public Questions on Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)

(Questions on Notice must be in writing and should be received by the General Manager at least seven days before the relevant Council Meeting. Questions on Notice will be researched by Council Officers and both the Question on Notice (as received) and the response will be provided at the Council Meeting and a reply in writing will also be provided.)

7.1.1 Public Questions on Notice - Mr Jim Dickenson**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Committee Clerk)**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

QUESTIONS and RESPONSE:

The following questions were submitted to Council on 6 September 2016 by Mr Jim Dickenson.

The questions deal with 241/247 Hobart Road, Kings Meadows (DA0463/2015).

Questions (as received):

You would be aware that this development application was approved under delegated authority. Construction has now commenced. It is quite apparent that the development to the north fully extends beyond the boundary, footpath and well over the nature strip. There is a new concrete kerb wall already built within the nature strip. I understand there is to be a screen wall installed on that kerb. A roof is to be built from there connecting to the existing building. That is a fully constructed building extension, a carport in fact, will be substantially erected, for private use, over public land. The use will include vehicle drive-through lanes and car parking. The covering was never an awning. It always needed columns for support. It was always a roof. And now there is the enclosing front wall.

So some questions are; how could such a blatant breach of regulations be approved? I understand a road closure was initially considered/required to allow this proposed northern development of the site. But that requirement was later deleted. Why was that? The carport, ['awning'], was always going to substantially extend over public land without Highways Act approval. How does Council propose to rectify these matters?

Response:

(Mrs Leanne Hurst - Director Development Services)

The plans that include works in the road reserve to support the awning over the drive through were incorporated in the original application (DA0463/2015) and a subsequent application (DA0236/2016) and the approval for this aspect was dealt with as a condition of the permit. There were no representations to the Development Application.

7.1.1 Public Questions on Notice - Mr Jim Dickenson...(Cont'd)

It is noted that Mr Dickenson has raised an objection to a formal road closure of part of the road reserve to facilitate the construction of the internal driveway. The road closure was to facilitate DA0463/2015. Given the timeframe for the Magistrates Court to reach a decision of the road closure, the developer opted to apply for a second permit. The second permit (DA0236/2016) allows for the development to proceed with an alternative that does not require the road closure. Should the Magistrates Court support the road closure then the developer will have the option of reverting to the original permit.

7.2 Public Questions without Notice

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

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

No Public Questions without Notice were identified as part of these Minutes

The Mayor, Alderman A M van Zetten, announced that under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 8 - Planning Authority.

8 PLANNING AUTHORITY

8.1 Residential - multiple dwellings - subdivision; subdivide land off the rear of 27 and 29 Peel Street and consolidate with 51-55 Westbury Road to allow for construction and use of four additional dwellings (staged)

FILE NO: DA0618/2015

AUTHOR: Catherine Mainsbridge (Senior Town Planner)

DIRECTOR: Leanne Hurst (Director Development Services)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

D15/79 - 31 Peel Street and 51-55 Westbury Road, South Launceston - construction of three pairs of single storey units.

RECOMMENDATION:

That Council refuses DA0618/2015 for Residential - multiple dwellings - subdivision; subdivide land off the rear of 27 and 29 Peel Street and consolidate with 51-55 Westbury Road to allow for construction and use of four additional dwellings (staged) on land located at 51-55 Westbury Road and 27 and 29 Peel Street, South Launceston on the following grounds:

- The development application does not comply with Clause 10.4.2 P3 (a) (iv) of the Launceston Interim Planning Scheme 2015 on the basis that the proposed setback to the east and building height will result in an unacceptable visual impact in terms of scale, bulk and proportions when viewed from adjoining properties.
 - The development application does not comply with Clause 10.4.3 P1 (a) on the basis that the areas of private open space associated with the existing units 1-6 does not afford occupants suitable privacy and no details of screening measures have been shown on the plans.
-

8.1 Residential - Multiple Dwellings - Subdivision; Subdivide Land off the Rear of 27 and 29 Peel Street and Consolidate with 51-55 Westbury Road to Allow for Construction and Use of Four Additional Dwellings (Staged)...(Cont'd)

- The development application does not comply with Clause 10.4.6, P2 of the Launceston Interim Planning Scheme 2015 on the basis that the proposed balconies have not been designed to minimise overlooking of the private open space of adjoining lots to the east and the north.
 - The development application does not comply with Clause 10.4.6, P2 of the Launceston Interim Planning Scheme 2015 on the basis that the windows to the habitable rooms on the eastern elevation of both unit blocks have not been designed to minimise direct views to the private open space of the adjacent dwellings.
 - The development application does not comply with Clause E3.6.1 Development on Land Subject to Risk of Landslip P1 (a) of the Launceston Interim Planning Scheme 2015 in that the proposal does not meet the stipulations in the Landslide Hazard Assessment (Document reference TG16086/1 - 01 report) that was submitted with the application to achieve a low risk rating. Filling of land exceeds 1m, the maximum depth specified in clause 6.1 of the Landslide Risk Assessment.
-

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

Mr R Dobrzynski (General Manager) withdrew the application at the request of the applicant, who intends to source additional technical information in support of his application. This application will be returned to Council at a future Meeting.

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

DECISION: 26 September 2016

MOTION

Moved Alderman R I Soward, seconded Alderman R L McKendrick.

That Council move to discuss Agenda Item 20.1 - Northern Tasmania Development Corporation.

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

Council moved to discuss Agenda Item 20.1 - Northern Tasmania Development Corporation.

20.1 Northern Tasmania Development Corporation**FILE NO:** SF3139**AUTHOR:** John Davis (Manager Corporate Strategy)**GENERAL MANAGER:** Robert Dobrzynski

DECISION STATEMENT:

To consider the proposal to:

- (a) wind up Northern Tasmania Development Inc, and
- (b) establish a successor organisation being a company limited by guarantee.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 19 September 2016 - Northern Tasmania Development Corporation

RECOMMENDATION:

That Council:

1. Supports the winding up of Northern Tasmania Development Inc and the transfer of assets and liabilities to the successor organisation.
 2. Supports the successor organisation being titled the Northern Tasmania Development Corporation Limited, a company limited by guarantee.
 3. Becomes a member of Northern Tasmania Development Corporation Limited on and from 1 January 2017.
 4. Endorses the Northern Tasmania Development Corporation Limited Constitution (ECM Document Reference No 3877559).
 5. Endorses the Northern Tasmania Development Corporation Limited Shareholder Agreement (ECM Document Reference No 3877560).
 6. Approves funding commitments based on the following formulae as set out in clause 14.3 of the proposed Shareholders Agreement:
-

20.1 Northern Tasmania Development Corporation...(Cont'd)

Member Contribution = Fixed Component plus the variable component

Where:

The Fixed Component is based on three population bands

Less than 5,000 people \$4,000

Between 5,001 and 10,000 people \$8,000

More than 10,000 people \$16,000

And:

The Variable component of \$2.38 per head of population

With:

Both the Fixed Component and the Variable Component subject to annual adjustment based on the Consumer Price Index.

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

Ms Donna Bain spoke for the item

Ms Maree Tetlow spoke for the item

Mr Ray Mostogl spoke for the item

The Mayor, Alderman A M van Zetten, handed the Chair to the Deputy Mayor, Alderman R I Soward at 1.17pm.

The Mayor, Alderman A M van Zetten resumed the Chair at 1.18pm.

DECISION: 26 September 2016

MOTION

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

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

DECISION: 26 September 2016

MOTION

Moved Alderman R I Soward, seconded Alderman R L McKendrick.

That Council move to discuss Agenda Item 16.1 Swim Club Hire at Launceston Leisure & Aquatic Centre.

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

Council moved to discuss Agenda Item 16.1 - Swim Club Hire at Launceston Leisure & Aquatic Centre.

16.1 Swim Club Hire at Launceston Leisure & Aquatic Centre**FILE NO:** SF2194/SF5674/SF0873**AUTHOR:** Ben Davis (Manager Leisure & Aquatic Centre)**DIRECTOR:** Rod Sweetnam (Director Facilities Management)

DECISION STATEMENT:

To determine a resolution on a proposal from Launceston Aquatic Club, with support from other swim clubs, regarding a reduction in off peak lane hire fees and a change in off peak timings.

PREVIOUS COUNCIL CONSIDERATION:

SPPC - Workshop - 4 April 2016
SPPC - Workshop - 6 June 2016
SPPC - Workshop - 19 June 2016
SPPC - Workshop - 19 September 2016

RECOMMENDATION:

That Council, under the provisions of Section 205 of the *Local Government Act 1993*, resolves:

1. That off peak charges to apply from Monday, 3 October 2016 be as follows:

Off Peak Annual Hire (per hour)	GST inclusive
50m	\$35.00
25m	\$17.50
Off Peak Standard hire (per hour)	
50m	\$35.00
25m	\$17.50

2. Off peak rates for per hour lane hire, annual hire and standard hire be applied for the following hours of Leisure & Aquatic Centre (LAC) operation:
 - a) Monday to Friday 7.00pm to normal closing time; and
 - b) Saturday and Sunday 2.00pm* to normal closing time.
(* subject to there being no carnival or competitions hiring)

Mr R Sweetnam (Director Facilities Management) and Mr B Davis (Manager Leisure & Aquatic Centre) were in attendance to answer questions of Council in respect of this Agenda Item.

16.1 Swim Club Hire at Launceston Leisure & Aquatic Centre...(Cont'd)

Mr Tim Watson spoke against the item

Mr Kevin French spoke against the item

Mr Martin Simpson spoke against the item

DECISION: 26 September 2016

MOTION

Moved Alderman R L McKendrick, seconded Alderman D W Alexander.

That Deputy Mayor, Alderman R I Soward, be granted an additional three minutes speaking time.

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

16.1 Swim Club Hire at Launceston Leisure & Aquatic Centre...(Cont'd)

DECISION: 26 September 2016

MOTION

Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.

That Council, under the provisions of Section 205 of the *Local Government Act 1993*, resolves:

1. That off peak charges to apply from Monday, 3 October 2016 be as follows:

Off Peak Annual Hire (per hour)	GST inclusive
50m	\$35.00
25m	\$17.50
Off Peak Standard hire (per hour)	
50m	\$35.00
25m	\$17.50

2. Off peak rates for per hour lane hire, annual hire and standard hire be applied for the following hours of Leisure & Aquatic Centre (LAC) operation:
 - a) Monday to Friday 6.30pm to normal closing time; and
 - b) Saturday and Sunday 2.00pm* to normal closing time.

(* subject to there being no carnival or competitions hiring)

CARRIED 10:2

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

AGAINST VOTE: Alderman D C Gibson and Alderman J Finlay

Council adjourned for at break at 1.48pm.

Council resumed following the break at 1.50pm.

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

Tuesday 13 September 2016

- Officiated at a reception at the Albert Hall to thank City of Launceston and Emergency Services personnel for their assistance during the recent floods
- Officiated at the launch of BOFA 2016 at the Penny Royal

Wednesday 14 September 2016

- Attended the Royal Flying Doctors Service (RFDS) launch of the Tasmanian Foodbank Breakfast and the RFDS Oral Health Program at the RFDS Launceston base in Western Junction

Thursday 15 September 2016

- Officiated at the Public Citizenship Ceremony at the Albert Hall

Friday 16 September 2016

- Officiated at the Devonport Chamber of Commerce Breakfast at the Devonport Entertainment Centre
- Officiated at the Opening of the Catholic Women's League Conference at the Church of Apostles Parish Centre in Margaret Street

Saturday 17 September 2016

- Attended the Launceston College Open Day
- Attended the North Launceston Bowls and Community Open Day
- Attended the TSL Grand Final at Aurora Stadium
- Attended Theatre North's Production of Circus Oz 2016 at the Princess Theatre

Monday 19 September

- Attended the production of Peter Pan The Musical at the Princess Theatre

Wednesday 21 September 2016

- Attended the launch of the Launceston Airport Annual Stakeholder Report at QVMAG in Wellington Street
-

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

Thursday 22 September 2016

- Attended the Open Day and Morning Tea for Dementia Awareness Week at Newnham
- Officiated at Singfest 2016 at the Albert Hall

Friday 23 September 2016

- Assisted in presenting prizes to the winners of the Blooming Tasmania Photograph Competition
- Officiated at the Blooming Tasmania launch and Cocktail Party at the Design Centre Launceston

Saturday 24 September 2016

- Attended the Metal Minds Robotics Team's Official launch of their new challenges at the Australian Maritime College at Newnham

Sunday 25 September

- Attended the farewell luncheon for Bishop Ross and Mrs Jenny Nichols at St Johns Church Parish Centre in Launceston
-

The Mayor noted that he had not attended the farewell luncheon for Bishop Ross and Mrs Jenny Nichols at St Johns Church Parish Centre in Launceston as advised

10 ALDERMEN'S REPORTS

(This item provides an opportunity for Aldermen to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended.)

10.1 Alderman R J Sands

- **Presented the General Manager with a brochure from Victoria regarding the upgrade of halogen lights for the installation of LED lights to domestic residences and urged Council to investigate the matter with relevant authorities**

10.2 Alderman D H McKenzie

- **Visited silo development and commented on proposed plans**
- **Attended the Launceston Airport Corporation Stakeholders Meeting and Board Meeting**

10.3 Alderman D W Alexander

- **Attended the Launceston Airport Corporation Stakeholders Meeting**
 - **Attended Emergency Services Reception at the Albert Hall to thank City of Launceston and Emergency Services personnel for their assistance during the recent floods**
 - **Attended Peter Pan**
 - **Attended BOFA film festival launches in Launceston and Hobart**
 - **Attended fund-raising function at Henry's raising money for MND**
-

11 QUESTIONS BY ALDERMEN**11.1 Questions on Notice**

Local Government (Meeting Procedures) Regulations 2015 - Regulation 30

(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the General Manager of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be in writing.)

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

11.2 Questions without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 29

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

12 COMMITTEE REPORTS**12.1 Museum Governance Advisory Board Meeting - 19 August 2016****FILE NO:** SF2244**DIRECTOR:** Richard Mulvaney (Director QVMAG)

DECISION STATEMENT:

To receive and consider a report from the Museum Governance Advisory Board (MGAB) Meeting held on 19 August 2016.

RECOMMENDATION:

That Council receives the report from the Museum Governance Advisory Board (MGAB) Meeting held on 19 August 2016.

Mr R Mulvaney (Director Queen Victoria Museum and Art Gallery) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26 September 2016**MOTION**

Moved Alderman R L McKendrick, seconded Alderman J Finlay.

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

12.2 Northern Youth Coordinating Committee Meeting - 1 September 2016**FILE NO:** SF0136**AUTHOR:** Claudia Garwood (Youth Development Officer)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To receive and consider a report from the Northern Youth Coordinating Committee's regular Meeting held on 1 September 2016.

RECOMMENDATION:

That Council receives the report from the Northern Youth Coordinating Committee Meeting held on 1 September 2016.

Mrs L Hurst (Director Development Services) and Ms C Garwood (Youth Development Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26 September 2016**MOTION****Moved Alderman D C Gibson, seconded Alderman E K Williams.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 12:0**

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

13 COUNCIL WORKSHOPS

Council Workshops conducted on 19 September 2016 were:

- Tasmanian Symphony Orchestra
- Leasing and Licensing Policy
- Leisure & Aquatic Centre - Swim Club Lane Hire Rates Report
- Northern Tasmania Development Corporation
- Not for Profit Incorporation - Innovation Hubs

14 NOTICES OF MOTION

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

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

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Signature Celebration Event Sponsorship - Royal Launceston Show****FILE NO:** SF5962**AUTHOR:** Eve Gibbons (Grants and Sponsorship Officer)**DIRECTOR:** Leanne Hurst (Director of Development Services)

DECISION STATEMENT:

To consider Signature Celebration Event Sponsorship for the Royal National Agricultural and Pastoral Society of Tasmania.

PREVIOUS COUNCIL CONSIDERATION:

Council - 25 January 2016 - Agenda Item 15.3 - Signature Event and Signature Celebration Events Sponsorship

RECOMMENDATION:

1. That Council approves a one year extension to the Royal National Agricultural and Pastoral Society of Tasmania Signature Celebration Event Sponsorship agreement to the value of \$10,000 for the 2016/2017 financial year.
 2. That the extension of sponsorship be subject to the Royal National Agricultural and Pastoral Society of Tasmania (RNAPS) agreeing to meet with the General Manager to discuss the future arrangements and debt payments relating to RNAPS.
-

Mrs L Hurst (Director Development Services) and Ms E Gibbons (Grants and Sponsorship Officer) was in attendance to answer questions of Council in respect of this Agenda Item.

**15.1 Signature Celebration Event Sponsorship - Royal Launceston Show
...(Cont'd)**

DECISION: 26 September 2016

MOTION

Moved Alderman R L McKendrick, seconded Alderman J Finlay.

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

CARRIED 11:1

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward,
Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman
J G Cox, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood,
Alderman E K Williams and Alderman K P Stojansek
AGAINST VOTE: Alderman D C Gibson**

15.2 Youth Engagement Policy**FILE NO:** SF0134**AUTHOR:** Claudia Garwood (Youth Development Officer)**DIRECTOR:** Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider the City of Launceston's Youth Engagement Policy.

PREVIOUS COUNCIL CONSIDERATION:

Council Meeting - 14 June 2016 - Agenda Item 15.1 - Youth Engagement Framework (ECM No. 3776720)

RECOMMENDATION:

That Council approves the Youth Engagement Policy 04-PI-06 as set out below.

Youth Engagement Policy***PURPOSE:***

To provide a policy for how Council will demonstrate commitment to the vision of the Youth Engagement Framework: The needs, issues and rights of young people are heard, considered, acted upon and upheld in order to create an equitable, cohesive, creative, caring and sustainable community that recognises and values the positive contribution young people make to the City of Launceston.

SCOPE:

Young people aged 12-25 who live, visit, study and work in the Launceston municipality.

POLICY:

Council will work with young people, the local community and relevant agencies to support and enable young people to participate in, contribute to and provide active leadership in the social, cultural, environmental and economic wellbeing of the Launceston community. Council will commit to the Aims, Values and Goals of the Youth Engagement Framework.

The Aim

To engage young people in active citizenship so that they are enabled and empowered to voice their ideas and concerns, and take ownership over action and change for a positive future.

15.2 Youth Engagement Policy...(Cont'd)

The Values

Equity: The right to be heard.

Respect: The right to participate.

Leadership: The right to youth-led and shared decision-making.

Council is committed to:

Goal 1

Young people as leaders in shared decision-making with the City of Launceston and other agencies

Goal 2

A diverse and inclusive youth voice into and out of the City of Launceston

Goal 3

Young people have access to opportunities, resources and support

Goal 4

Young people with a sense of social connectedness

Goal 5

Young people with a sense of civic pride and an active interest in the local affairs of the municipality

Goal 6

The City of Launceston enables leading-edge youth engagement opportunities

PRINCIPLES:

The Council's Organisational Values apply to all activities.

RELATED POLICIES & PROCEDURES:

Northern Youth Coordinating Committee Policy and Terms of Reference
Youth Engagement Framework

RELATED LEGISLATION:

N/A

REFERENCES:

City of Launceston Strategic Plan 2014-2024
Greater Launceston Plan

15.2 Youth Engagement Policy...(Cont'd)

REVIEW:

This policy will be reviewed no more than 5 years after the date of approval (version) or more frequently, if dictated by operational demands and with Council's approval.

Mrs L Hurst (Director Development Services) and Ms C Garwood (Youth Development Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26 September 2016

MOTION

Moved Alderman S R F Wood, seconded Alderman E K Williams.

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS

16.1 Swim Club Hire at Launceston Leisure & Aquatic Centre

A motion was passed to bring this item forward in the Agenda. It was considered after Agenda Item 20.1 - Northern Tasmania Development Corporation on page 12 of these Minutes.

17 QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS

No Items have been identified as part of this Minutes

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS**18.1 Proposed Black Spot Projects 2017-2018 and Traffic Safety Projects 2016-2017**

FILE NO: SF5106/SF1264/SF1408/SF1453/SF1549/SF1700/SF2186/SF2151/SF1302/SF1709

AUTHOR: Nigel Coates (Engineering Officer Traffic)

DIRECTOR: Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider projects to be submitted for funding in the Australian Government 2017/2018 Black Spot program and projects to be included in Council's Traffic Safety Program 2016/2017.

RECOMMENDATION:

1. That the Council approves the following submissions to the Australian Government 2017/2018 Black Spot program:
 - Charles Street/Frederick Street, Launceston - Proposed raised plateau intersection.
 - Elphin Road/Lyttleton Street, East Launceston - Proposed central islands and turning restrictions.
 - High Street/York Street, East Launceston - Proposed aligned right turn lanes.
 2. That the Council support the following traffic safety projects:
 - Elphin Road, Newstead - Proposed Pedestrian Refuge
 - Connaught Crescent/Southern Outlet - Proposed line marking changes
 - Westbury Road/Normanstone Road - Proposed line marking changes (following reseal)
-

Mr H Galea (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

18.1 Proposed Black Spot Projects 2017-2018 and Traffic Safety Projects 2016-2017...(Cont'd)

MOTION 1

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

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

No Vote was taken as an Amendment was Put

DECISION: 26 September 2016

AMENDMENT

Moved Alderman R L McKendrick, seconded Alderman S R F Wood.

1. That the Council approves the following submissions to the Australian Government 2017/2018 Black Spot program:
 - Charles Street/Frederick Street, Launceston - Proposed raised plateau intersection.
 - Elphin Road/Lyttleton Street, East Launceston - Proposed central islands and turning restrictions.
 - High Street/York Street, East Launceston - Proposed aligned right turn lanes.

2. That the Council support the following traffic safety projects:
 - Elphin Road, Newstead - Proposed Pedestrian Refuge
 - Connaught Crescent/Southern Outlet - Proposed line marking changes

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

The Amendment Becomes the Motion

18.1 Proposed Black Spot Projects 2017-2018 And Traffic Safety Projects 2016-2017...(Cont'd)

DECISION: 26 September 2016**MOTION 2****Moved Alderman R L McKendrick, seconded Alderman S R F Wood.****That the Motion be adopted.****CARRIED 12:0****FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

19 CORPORATE SERVICES DIRECTORATE ITEMS**19.1 Activities in Public Spaces (Malls By-Law)****FILE NO:** SF0066**AUTHOR:** Michael Jacques (Senior Corporate Legal Advisor)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider an application for a permit to preach in Brisbane Street Mall and any conditions that might be applied to permits for public speaking more generally.

PREVIOUS COUNCIL CONSIDERATION:

Closed SPPC - 5 September 2016 - Agenda Item 6.2 - Noting that the recommendations have been revised from those originally drafted

RECOMMENDATION:

That Council:

1. That Council offers applicants who are seeking a permit to speak publically other than for the purposes of a commercial promotion, a conditional approval to book space and time to speak:
 - (a) Routinely or regularly:
 - (i) in Prince's Square in the allocated "Speaker's Corner" area during normal retail trading hours (generally 9.00am - 5.00pm Monday to Saturday);
 - (ii) in the Brisbane Street Mall at either end of the Mall alternately each Tuesday and Friday between the hours of 12.00pm and 4.00pm for a maximum period of one hour;
 - (iii) while speaking on a political matter during the conduct of a State, Federal or Local Government election, in Civic Square;
 - (iv) a person who is not seeking to engage in public speaking may display pamphlets, leaflets and other similar materials on political or religious matters in the Brisbane Street Mall or Quadrant Mall. The person is not to make unsolicited approaches to any other person on these matters.
 - (b) for an irregular one-off event not exceeding one day in duration, including a gathering, rally, assembly or protest, in Civic Square.
 2. That Council authorises the General Manager and his delegates to grant, vary, and cancel future permits for this form of activity and to make any decisions as to time, space and other conditions that might be applied to such permits.
-

19.1 Activities in Public Spaces (Malls By-Law)...(Cont'd)

3. That Council notes:
 - (a) the areas designated for the Brisbane Street Mall as shown in Attachment 1 - ECM Document Reference No. 3878149.
 - (b) the terms in Attachment 2 - Public Speaking Permit (non-commercial) - ECM Document Reference No. 3878150 with the key terms reflecting the policy framework from point 1 above.
 4. That Council grants Mr Caleb Corneloup a permit to preach in the Brisbane Street Mall, subject to the terms referred to at point 1 and the availability of a space in the designated area.
 5. That Council in regard to a further request from Mr Corneloup that speakers be allowed to extend their time should no further bookings for the space be made on the day, determines that a maximum time of 1 hour should apply so as to balance the use of and activities in the Brisbane Street Mall and enable the efficient administration of bookings.
 6. That Council adopts a two-step process for allowing people to use a public space controlled by the Council for speaking publically on a matter:
 - (a) Obtain a Public Speaking Permit from the Council's Customer Service Centre; and
 - (b) Book a time to speak within a designated area, subject to availability and permit conditions, through the Council's Customer Service Centre.
-

Mr M Tidey (Director Corporate Services) and Mr M Jacques (Senior Corporate Legal Advisor) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26 September 2016

MOTION

Moved Alderman R I Soward, seconded Alderman R L McKendrick.

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

19.2 Entrepreneurship and Incubator Hub Initiative**FILE NO:** SF5992**AUTHOR:** John Davis (Manager Corporate Strategy)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the resolutions recommended by the Office of the Coordinator-General required to incorporate the company limited by guarantee that will operate the Innovation Hubs.

PREVIOUS COUNCIL CONSIDERATION:

Council - 22 August 2016 - Agenda Item 19.1 - Entrepreneurship and Incubator Hub Initiative Nomination

Workshop - 19 September 2016 - Not for Profit Incorporation - Innovation Hubs

RECOMMENDATION:

That in order to promote innovation and creativity coordinated across key stakeholders the Council resolves as follows:

1. That a company with the name Enterprize Tasmania Limited (Company) be registered in the State of Tasmania as a special purpose public company limited by guarantee.
 2. That the proposed constitution be adopted as the initial constitution of the Company, to the exclusion of the replaceable rules.
 3. That each of the following entities will be the initial members of the Company:
 - a. State of Tasmania
 - b. University of Tasmania
 - c. Startup Tasmania Inc
 - d. Detached Cultural Organisation Inc
 - e. City of Launceston
 4. That the following individuals will be the initial representatives of the initial members of the Company:
 - a. John Perry (representative of the State of Tasmania)
 - b. Brigid Rosaleen Heywood (representative of the University of Tasmania)
 - c. Casey Farrell (representative of Startup Tasmania Inc)
 - d. Sergei Richard Nestor (representative of Detached Cultural Organisation Ltd)
 - e. Darren Alexander (representative of the City of Launceston)These appointments will take effect upon the incorporation of the Company)
-

19.2 Entrepreneurship and Incubator Hub Initiative...(Cont'd)

5. That the following individuals will be the initial directors of the company:
 - a. John Perry (appointed by the State of Tasmania)
 - b. Brigid Rosaleen Heywood (appointed by the University of Tasmania)
 - c. Casey Farrell (appointed by Startup Tasmania Inc)
 - d. Sergei Richard Nestor (appointed by Detached Cultural Organisation Ltd)
 - e. Darren Alexander (appointed by the City of Launceston)These appointments will take effect upon the incorporation of the Company, subject to the written consent of each of the above persons to become a director of the Company.
 6. That the initial chairperson of the Company will be John Perry. This appointment will take effect upon the incorporation of the Company.
 7. That the initial Company secretary will be Dennis Hendriks. The appointment will take effect upon the incorporation of the Company, subject to the written consent of that person to become the Company secretary.
 8. That the liability of the members of the Company initially be limited to a guarantee in the amount of \$10.00.
 9. That the initial registered office of the Company will be Level 1 Cornwall Square, 12-16 St John Street, Launceston in Tasmania, which will also be the Company's initial principal place of business.
-

Mr M Tidey (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26 September 2016

MOTION

Moved Alderman J Finlay, seconded Alderman R I Soward.

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

CARRIED 12:0

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

19.3 Budget Amendments 2016/2017 - 15 September 2016**FILE NO:** SF3611**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider changes to the Council's 2016/2017 Statutory Estimates. The decision requires an absolute majority of Council in accordance with Section 82(4) of the *Local Government Act 1993*.

PREVIOUS COUNCIL CONSIDERATION:

Audit Panel - Agenda Item 9.2 - 15 September 2016 - It was resolved that the item go to Council for a decision.

RECOMMENDATION:

1. That, pursuant to Section 82(4) of the *Local Government Act 1993*, Council approves the following amendments to the Statutory Estimates:
 - a) Revenue
 - i) the decrease in revenue from external grants of \$322,038.
 - b) Operating Expenditure
 - i) the net decrease in expenditure from transfers from Operations to Capital of \$7,081.
 - c) Capital Works Expenditure
 - i) the net decrease in expenditure from external grant funds not received of \$322,038.
 - ii) the net increase in expenditure from transfers from Operations to Capital of \$7,081.
 - iii) the net decrease in expenditure to correct an end of year carry over anomaly of \$200,000.
 2. That Council notes the amendments from point 1 result in:
 - a) the operating surplus (including \$16.079m in Capital grants) being amended to \$17.537m; and
 - b) the capital budget being decreased to \$34.458m.
-

Mr M Tidey (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.

19.3 Budget Amendments 2016/2017 - 15 September 2016...(Cont'd)

DECISION: 26 September 2016**MOTION****Moved Alderman D H McKenzie, seconded Alderman R I Soward.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 12:0****FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

20 GENERAL MANAGER'S DIRECTORATE ITEMS**20.1 Northern Tasmania Development Corporation**

A motion was passed to bring this item forward in the Agenda. It was considered after Agenda Item 8.1 - Residential - multiple dwellings - subdivision; subdivide land off the rear of 27 and 29 Peel Street and consolidate with 51-55 Westbury Road to allow for construction and use of four additional dwellings (staged) on page 9 of these Minutes.

21 URGENT BUSINESS

Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2015, states that a council, by absolute majority at an ordinary council meeting, may decide to deal with a matter that is not on the Minutes.

No Urgent Items were identified as part of these Minutes

22 CLOSED COUNCIL

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

No Closed Items were identified as part of these Minutes

23 MEETING CLOSURE

The Mayor, Alderman A M van Zetten, closed the Meeting at 2.31pm.
