

COUNCIL MEETING MONDAY 23 MAY 2016 1.00pm

COUNCIL MINUTES

Monday 23 May 2016

The Ordinary Meeting of the City of Launceston Council was held at the Council **Chambers:**

Date: 23 May 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**

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COUNCIL MINUTES

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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 Finlav

D W Alexander S R F Wood E K Williams K P Stojansek

In Attendance: Mr R S Dobrzynski (General Manager)

Mr S G Eberhardt (Acting Director Infrastructure

Services)

Mrs L M Hurst (Director Development Services)
Mr R K Sweetnam (Director Facilities Management)
Ms J Keeling (Visitor Operations Manager Queen

Victoria Museum and Art Gallery)

Mr M J Tidey (Director Corporate Services)
Mrs L F Purchase (Governance and Planning

Coordinator)

Mrs A Rooney (Committee Clerk)

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OPENING OF MEETING - ATTENDANCE AND APOLOGIES 1

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

2 **DECLARATIONS OF INTEREST**

Local Government Act 1993 - Section 48

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

No Declarations of Interest were identified as part of these Minutes

CONFIRMATION OF MINUTES 3

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 9 May 2016 be confirmed as a true and correct record.

DECISION: 23 May 2016

MOTION

Moved Alderman D C Gibson, seconded Alderman J Finlay.

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

CARRIED 11:0

VOTE FOR: 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 S R F Wood, Alderman E K Williams and Alderman K P Stojansek ABSENT DURING VOTING: Alderman D W Alexander

Alderman D W Alexander entered the Meeting at 1.02pm

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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.)

6.1 Mr Rob Gillard - Organiser Launceston Ten Tasmanian Sports and Events 2016 Launceston Ten

Mr Gillard provided information on the Launceston Ten and informed Council about upcoming plans for the 2016 Launceston Ten, which is being held on 12 June 2016. This year will be the event's 10th Anniversary. The Launceston Ten receives funding through the City of Launceston's Events Sponsorship Program and Mr Gillard thanked previous and current Aldermen for their continued support.

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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.)

7.2 Public Questions without Notice

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

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

7.2.1 Mr Basil Fitch - University of Tasmania Move to Inveresk

Mr Basil Fitch asked:

1. With regards to the move of the University of Tasmania (UTAS), were other Councils asked to subscribe to the move of the University of Tasmania to Inveresk? Where is their contribution to reimburse the ratepayers of Launceston? Can this University proceed without the upgrade of infrastructure like sewerage and water and Ti-tree Bend? Is this Council going to allow surrounding Councils to use the ratepayers as subsidising their constituents and longer? Will you raise the issue of amalgamation with surrounding Councils immediately?

The Mayor, Alderman A M van Zetten, responded by saying that views regarding the issue of amalgamation were well known and discussions regarding amalgamation would continue.

The Mayor, Alderman A M van Zetten, noted that questions submitted in writing by Mr Basil Fitch on 23 May 2016 will be Taken on Notice and included, with responses, in the Council Agenda for 14 June 2016.

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Mr Basil Fitch asked a further question following Mr Ronald Baines' question regarding parking at Inveresk:

2. Why wasn't a Development Application put in first?

The Mayor, Alderman A M van Zetten, advised that Council would not expect a Development Application until the project is confirmed.

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7.2.2 Mr Ronald Baines - Parking at Inveresk

Mr Ronald Baines asked:

1. If the UTAS move as planned and proposed goes ahead, do we have any provision at this time for parking at Inveresk area given that there will be around 15,000 students and on some weekends, an influx of around 12,000 - 15,000 footy fans? Do we have any provision at this stage for parking, or hasn't this been discussed at all by Council?

The Mayor, Alderman A M van Zetten, indicated that discussions have been held regarding this. Plans will be considered once an application is before Council.

Mr Baines responded by asking - at this stage, there is no forward planning that they'll get to comment on?

The Mayor, Alderman A M van Zetten, advised there is no application before Council at this stage.

Mr Robert Dobrzynski (General Manager) advised that 12,000 - 15,000 people at a football game are currently catered for at this site. The University does not anticipate that parking will be utilised by students on weekends. There are two lots of 450 car parks under-building that will be constructed should this proposal proceed, that is 450 at Willis Street and 450 at Inveresk. Additionally, there is capacity at the rear of Invermay Park for car parking. The Inveresk car park in front of the QVMAG is rarely full so there is overflow capacity in that area as well. Mr Dobrzynski further advised that it is important to note that there is no Development Application before the Council. In the event there is a Development Application following funding being received for this proposal, this development will go through all the consideration that would be required of any development of that magnitude to receive planning approval.

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

8 PLANNING AUTHORITY

No Development Applications were registered with Council as part of these Minutes

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9 ANNOUNCEMENTS BY THE MAYOR

9.1 Mayor's Announcements

FILE NO: SF2375

Tuesday 10 May 2016

- Officiated at the Volunteer Recognition Awards Ceremony at the Town Hall Reception Room
- Attended the National Volunteer Week Afternoon Tea hosted by The Hon. Guy Barnett MP
- Attended the production of Wuthering Heights at the Princess Theatre

Wednesday 11 May 2016

 Attended breakfast with The Hon. Scott Morrison MP at the Boathouse on Northbank

Thursday 12 May 2016

- Attended the Tasmanian Tourism Conference Business Session at the Country Club Casino
- Attended the Launceston Chamber of Commerce Premier's Cocktail Party at Josef Chromy Wines

Saturday 14 May 2016

Attended the Hawthorn versus Freemantle AFL Game at Aurora Stadium

Tuesday 17 May 2016

- Attended the NAPLAN Recognition Awards at Brooks High School
- Officiated at the Launch of Festival of Voices at the Iron House at the Penny Royal

Thursday 19 May 2016

Attended the 2016 University of Tasmania's dinner at the Albert Hall

Friday 20 May 2016

- Attended the official opening of University of Tasmania NRAS Student Accommodation at Inveresk
- Attended the RSL Tasmanian Branch 101st Annual Congress Dinner at the Country Club Casino

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

Saturday 21 May 2016

- Attended the RSL Tasmanian Branch 101st Annual State Congress 2016 at the Country Club Casino
- Attended the Opening of the Rocherlea Football Club Community Facility at the Rocherlea Football Club Rooms

Sunday 22 May 2016

- Attended the Icebreaker Multi-Sport Challenge at the Trevallyn Dam and commented on the success of the event for Launceston and the large numbers of volunteers in attendance ensuring its success
- The Mayor also noted that a meeting has been held with Metro Tasmania representatives Ms Lynn Mason and Mr Stewart Wiggins and Mr Shane Eberhardt (Acting Director Infrastructure Services) where discussions regarding a bus timetable review in conjunction with public consultation was discussed and should commence in June
- Noted that the Tasmanian Branch RSL Meetings will be held in Launceston for at least the next three years

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 I Soward

- Deputising for the Mayor, attended the Launceston Competitions Trophy Presentation evening at the Princess Theatre and commented on the dedication and number of volunteers assisting with the event
- Attended the opening of new University of Tasmania (UTAS) student accommodation and commented on the positive outcomes for students residing in the accommodation

10.2 Alderman D H McKenzie

- Attended the UTAS Dinner and noted a \$1M gift from Gates Foundation for research and development activities, half of which is to be used in Launceston
- Given his role as Director of Launceston Airport for Council, Alderman McKenzie referred to recent arbitration between Launceston Airport and Northern Midlands Council and expressed disappointment at the position taken by Northern Midlands Council in the media and in their advertising around Launceston Airport, which has the potential to impact negatively not only on Launceston Airport, but on visitors to the region

10.3 Alderman S R F Wood

- Mentioned 'Winterlicious' activities which commence on 1 June 2016 at the Penny Royal and congratulated Cityprom on their work
- Attended the official opening of Henry's in Cameron Street and congratulated the Tamar Valley Hospitality Group for the refurbishment and function venue now available
- Attended the program launch of 2016 Festival of Voices due to commence on 1 July 2016 with an expanded and diversified program

10.4 Alderman J Finlay

• Thanked Alderman R L McKendrick, as the Local Government Association of Tasmania's representative on the Heritage Council for his attendance at the Annual Showcase Event of the Heritage Committee, and acknowledged section winners in numerous categories for their work and commitment to projects. Council staff, Mrs Lyn Norris and Ms Fiona Ranson and the media, were also thanked for their work and support as was Alderman D C Gibson in his role as presenter at the event

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10.5 Alderman D W Alexander

- Attended the program launch of Festival of Voices and commended the organising committee on the diversity of the program
- Attended the official opening of Henry's in Cameron Street and commented on the facilities and venue options now available
- Attended the UTAS Dinner and commented on scholarship recipients including Ms Bridgette Kaminski
- Noted the success of the City of Launceston's entry into the Planning Institute of Australia's annual awards and congratulated Council staff and their entry into the national awards where a commendation was received

10.6 Alderman R L McKendrick

- Attended the Heritage Awards event and congratulated those entrants in photography events
- Commented on the Heritage Council's submission to the State Planning Scheme noting an extension of time has been requested due to the nature of the heritage issues contained in the scheme
- Attended the Launceston College Committee's Meeting and noted 28
 June 2016 is the date of the College's Annual General Meeting;
 community members or parents are being encouraged to nominate for
 available positions

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 Questions on Notice were identified as part of these Minutes

11.2 Questions without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 29

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

No Questions without Notice were identified as part of these Minutes

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12 COMMITTEE REPORTS

12.1 Northern Youth Co-ordinating Committee Report 5 May 2016

FILE NO: SF0136

AUTHOR: Claudia Garwood (Youth Development Officer)

DIRECTOR: Leanne Hurst (Director Developmental Services)

DECISION STATEMENT:

To receive and consider a report from the Northern Youth Coordinating Committee's regular Meeting held on 5 May 2016.

RECOMMENDATION:

That Council receives the report from the Northern Youth Coordinating Committee Meeting held on 5 May 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: 23 May 2016

MOTION

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

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

CARRIED 12:0

VOTE FOR: 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

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13 COUNCIL WORKSHOPS

Council Workshops conducted on 16 May 2016 were:

- Notice of Motion Alderman D H McKenzie Rating of Residential Properties Owned by Charities
- Lindsay Street and Kings Park Precinct Parking
- City of Launceston Welcome Signage Upgrade
- Targeted Review of the Local Government Act 1993

Monday 23 May 2016

14 NOTICES OF MOTION

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

14.1 Notice of Motion - Alderman R L McKendrick - Mowbray and Newnham Connectors

FILE NO: SF5547/SF5619/SF0611

AUTHOR: Tegan West (Committee Clerk)

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider meeting with the Minister for Infrastructure and General Manager, State Roads to discuss the dangerous intersections at Mowbray and Newnham Connectors.

RECOMMENDATION:

That the Mayor urgently invite the Minister for Infrastructure and General Manager, State Roads to meet with Council at a Strategic Planning and Policy Committee Meeting to discuss the disastrous intersections at Mowbray and Newnham Connectors.

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

Mr Stephen Norris spoke for the item

DECISION: 23 May 2016

MOTION

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

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

CARRIED 12:0

VOTE FOR: 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

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14.2 Notice of Motion - Alderman D H McKenzie - Rating of Residential Properties Owned by Charities

FILE NO: SF5547/SF0991

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider rating of residential properties owned by charities.

RECOMMENDATION:

That the Council, consistent with the decision taken at the LGAT Meeting of 12 February 2016, request the General Manager provide a report on the application of General Rates to residential properties owned by charitable organisations commencing for the year ending 30 June 2017 on a transitional basis.

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

Mrs Louise Lee-Archer spoke against the item

Mr Allan Miller spoke against the item

Mr Basil Fitch spoke against the item

DECISION: 23 May 2016

MOTION

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

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

CARRIED 12:0

VOTE FOR: 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

Monday 23 May 2016

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS

15.1 Lease Agreement - Tamar NRM

FILE NO: SF3419

AUTHOR: Leanne Hurst (Director Development Services)

DIRECTOR: Leanne Hurst (Director Development Services)

DECISION STATEMENT:

To consider a lease agreement with Tamar NRM for property located at 50 Lamont Street, Invermay, part of Folio50435/1 as described in the attached plan and hatched, which includes an office building of a net lettable area of 252 square metres.

This decision requires an absolute majority of Council.

RECOMMENDATION:

That Council, in respect to an area of land situated at 50 Lamont Street, Invermay part of Folio 50435/1, which includes an office building, resolves to lease this property in accordance with Section 178 of the *Local Government Act 1993* under the following terms:

- The term shall be five years
- The lease amount shall be \$1pa if demanded
- Tenant to be responsible for:
 - o Refurbishment works to make the building habitable
 - Energy costs
 - Volumetric and connection charges for water
 - Sewerage charges
 - Building insurance
- Tenant shall continuously maintain:
 - Building in good and reasonable order
 - Public liability insurance of at least \$10million

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

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15.1 Lease Agreement - Tamar NRM...(Cont'd)

DECISION: 23 May 2016

MOTION

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

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

CARRIED 12:0

VOTE FOR: 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

Monday 23 May 2016

15.2 Resilient Youth Australia Survey - Request to fund

FILE NO: SF0134

AUTHOR: Claudia Garwood (Youth Development Officer)

DIRECTOR: Leanne Hurst (Director Development Services)

DECISION STATEMENT:

That Council considers funding a three-year Resilience Survey project undertaken by Resilient Youth Australia.

PREVIOUS COUNCIL CONSIDERATION:

SPPC Meeting 20 April 2015 with deputation by Mr Andrew Wicking, Resilient Youth Australia Limited.

RECOMMENDATION:

That Council:

- 1. Commits to a three-year agreement with Resilient Youth Australia for the Resilience Survey project, subject to the Tasmanian Department of Education agreeing to release data to the City of Launceston on individual school results.
- 2. Approves the allocation of \$15,000 to the Youth Development Budget 2016/17 to fund year one of a three-year Resilience Survey project undertaken by Resilient Youth Australia;
- 3. Provides in-principle support to fund \$20,000 in Year 2 (2017/18 budget) and \$20,000 in Year 3 (2018/19 budget) for the Resilience Survey project undertaken by Resilient Youth Australia.

Mrs L Hurst (Director Development Services), Ms W Newton (Manager Community, Tourism and Events) and Ms C Garwood (Youth Development Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

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15.2 Resilient Youth Australia Survey - Request To Fund ... (Cont'd)

DECISION: 23 May 2016

MOTION

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

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

CARRIED 12:0

VOTE FOR: 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

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15.3 Event Incentive Application - 2017 Australian National Band Championships

FILE NO: SF5892

AUTHOR: Eve Gibbons (Grants and Sponsorship Officer)

DIRECTOR: Leanne Hurst (Director, Development Services)

DECISION STATEMENT:

To consider an application to the City of Launceston's Event Incentive program from the 2017 Australian National Band Championships Organising Committee.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 2 May 2016 - Event Incentive Application - 2017 Australian National Band Championships

RECOMMENDATION:

That Council pre-commits funds of \$20,000 from the 2016/17 Event Incentive budget for the 2017 Australian National Band Championships.

Mrs L Hurst (Director Development Services), Ms W Newton (Manager Community, Tourism and Events) and Ms E Gibbons (Grants and Sponsorship Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 23 May 2016

MOTION

Moved Alderman D C Gibson, seconded Alderman R L McKendrick.

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

CARRIED 12:0

VOTE FOR: 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

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16 FACILITIES MANAGEMENT DIRECTORATE ITEMS

No Items were identified as part of these Minutes

17 QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS

No Items were identified as part of these Minutes

Monday 23 May 2016

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS

18.1 Crown Land Lease - 341 Vermont Road Ravenswood

FILE NO: 17015/SF0379

AUTHOR: Tricia De Leon-Hillier (Parks Lease Management Officer)

DIRECTOR: Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To consider a request to relinquishing the lease agreement dated 21 January 1958 between the Crown Land and Council (PID 6929590). This decision requires an absolute majority of the Council.

PREVIOUS COUNCIL CONSIDERATION:

SPPC 16 May 2016 - Crown Land Lease - 341 Vermont Road Ravenswood

RECOMMENDATION:

That the Council resolves to surrender the lease with Crown Land Services and for 341 Vermont Road Ravenswood (PID 6929590, CT 137989 Folio 1) which includes Council's Ravenswood Memorial Hall to support the establishment of a Men's Shed by Starting Point Neighbourhood House Incorporation.

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

Deputy Mayor Alderman R I Soward withdrew from the Meeting at 2.34pm

Deputy Mayor Alderman R I Soward re-attended the Meeting at 2.35pm

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18.1 Crown Land Lease - 341 Vermont Road Ravenswood ...(Cont'd)

DECISION: 23 May 2016

MOTION

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

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

CARRIED 12:0

VOTE FOR: 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

Monday 23 May 2016

19 CORPORATE SERVICES DIRECTORATE ITEMS

19.1 Targeted Review of the Local Government Act 1993

FILE NO: SF0081

AUTHOR: John Davis (Manager Corporate Strategy)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider providing comments to the Local Government Association of Tasmania on the targeted review of the *Local Government Act 1993*

PREVIOUS COUNCIL CONSIDERATION:

Council Workshop - 16 May 2016

RECOMMENDATION(S):

That Council provides the following comments to the Local Government Association of Tasmania as part of the Targeted Review of the *Local Government Act 1993* and in response to the guestions raised in the Discussion Paper:

Questions	Support	Brief Response (if required)
Q1 What should the leadership role of the mayor include?	N/A	The current Act provides sufficient guidance on this matter.
Q2 What should the requirement for the mayor to liaise with the general manager include?	N/A	The current Act provides sufficient guidance on this matter.
Q3 Should mayors be required to undertake induction and training, particularly in the development of leadership skills?	Yes	There should be a role description and induction training (scaled to the size and demands of the council) provided for mayors.
Q4 Should mayors be given a casting vote when decisions are tied, so that tied decisions are not automatically determined in the negative?	No	
Q5 Should the provisions requiring a person to be both a mayor and councillor candidate remain?	Yes	
Q6 What should the role of deputy mayor include?	N/A	The current Act provides sufficient guidance on this matter.

19.1 Targeted Review Of The Local Government Act 1993 ...(Cont'd)

Questions	Support	Brief Response (if required)
Q7 Should deputy mayors be appointed by the council rather than popularly elected?	Yes	This overcomes the current issues around separate processes for standing as mayor or deputy mayor.
Q8 How should mayors fulfil their role of overseeing councillors in the performance of their functions?		The performance of the aldermen should be tied to the Code of Conduct.
Q9 What protocols should councils develop to guide interactions between council staff and councillors?		These protocols should be determined by the mayor and general manager and aligned with the code of conduct.
Q10 Should elected members be required to participate in induction and professional development programs and, if so, what sort of training should they do?	Yes	Induction training should scaled to the size and demands of the council.
Q11 What role should mayors have in relation to the appointment and performance appraisal of general managers?	N/A	The current Act provides sufficient guidance on this matter.
Q12 Should the Act include principles for the selection, reappointment and performance appraisal of general managers?	N/A	The current Act provides sufficient guidance on this matter.
Q13 What should the requirement for general managers to liaise with mayors include?	N/A	The current Act provides sufficient guidance on this matter. Further requirements of the Act would make the relationship too prescriptive.
Q14 What level of information should be provided to the council by the general manager?	N/A	The current Act provides sufficient guidance on this matter. Further requirements of the Act would make the relationship too prescriptive.
Q15 Is a council's organisational structure a strategic or operational matter?		An operational matter.
Q16 Should the strategic matters that are the responsibility of the council and the operational matters that are the responsibility of the general manager be clarified?	No	The current Act provides sufficient guidance on this matter.
Q17 Is it necessary to have two separate bodies to perform the functions of conducting strategic reviews of and investigations into councils, or should the two be combined?	No	
Q18 How can the processes for a Local Government Board review or Board of Inquiry investigation be improved?		No comment

19.1 Targeted Review Of The Local Government Act 1993 ...(Cont'd)

Questions	Support	Brief Response (if required)
Q19 Are the potential outcomes of a review or inquiry sufficient? Or should the Act provide additional potential outcomes following an inquiry or review, such as the suspension or dismissal of an individual councillor?		No comment
Q20 Should the Director of Local Government have the power to summons councillors and council staff as part of his/her investigation?	No	The power should rest with the Minister.
Q21 Does the Director of Local Government have sufficient power to enable him/her to support councils and councillors to practice good governance and comply with the Act (especially following an investigation)?	Yes	
Q22 Should the Act contain a mechanism to dismiss a council and/or individual councillor following an investigation by the Director of Local Government?	No	This would be a matter for the Minister.
Q23 Should the Act provide a mechanism for more rapid intervention (such as a performance improvement order) in the instance where it is evident a council and/or individual councillor's performance is significantly impacting on the governance of the council and/or the service provided to the community?	No	There does need to be a timely resolution where it is apparent that the Council is unable to resolve the matter on its own.
Q24 Does the Act provide sufficient powers to suspend or dismiss an individual councillor for breaches of the Act?	Yes	
Q25 Do the penalty provisions in the Act need to be both increased and broadened to include other important sections of the Act?	No	
Q26 Should councils be required to report to the Minister on the actions taken in response to the Auditor-General's findings on their financial statements?	Yes	Where the matter is viewed by the Auditor-General as significant.
Q27 Does the Act provide for best practice in relation to keeping record of and reporting financial activities and transactions?	Yes	

19.1 Targeted Review Of The Local Government Act 1993 ...(Cont'd)

Questions	Support	Brief Response (if required)
Q28 Has recent reform of Part 7 (Administration) and Part 8 (Financial Management) of the Act achieved the desired outcomes in relation to financial management and reporting?	Yes	
Q29 Should the general manager's roll be retained or abolished?		Retained
Q30 If it is retained, should the general manager's roll be amended so it includes only Australian citizens or permanent residents living in the municipality, not non-permanent residents?		The council position is that the roll should ensure fairness and inclusion and maximise potential participation in the electoral process.
Q31 If it is retained, should the general manager's roll continue to include people who own or occupy a property in the municipality or are the nominee of a corporate body in the municipality?	Yes	
Q32 If the general manager's roll is retained, should it be amended so a person cannot vote in their own right as well as on behalf of a corporate body in a single municipality?	Yes	Council supports the 'one vote, one value' principle in line with all other states.
Q33 If the general manager's roll is retained, should it be amended so a person may only vote in one municipality, rather than in any municipality where they own or occupy a property?	No	
Q34 Should electoral campaign advertising expenditure limits be abolished, retained or increased?		Retained
Q35 Should there be restrictions on the donations local government electoral candidates are permitted to receive? If so, what should the restrictions include?	Yes	Limits that are reasonable within the context of the spending limits.
Q36 Should local government electoral candidates disclose who they receive election campaign donations from and the monetary value of the donations?	Yes	
Q37 If candidates are required to disclose donations received, should there still be limits on campaign advertising expenditure?	Yes	

19.1 Targeted Review Of The Local Government Act 1993 ... (Cont'd)

Questions	Support	Brief Response (if required)
Q38 Should online electoral campaign advertising be included in the existing advertising regulations?	Yes	Clarification will need to be included as to what constitutes advertising costs. Does it include data costs from the internet service provider and if so how would this be calculated and/or costs of advertising on other internet sites?
Q39 Should internet advertising be included in the expenditure limit (if there is a limit)?	Yes	
Q40 Should an electoral candidate be able to name another candidate in campaign advertising?	No	
Q41 Should the regional bodies have a common governance structure or should there be a flexible approach on how they operate?		Common governance structure.
Q42 How will legislative recognition and prescription of common over-riding functions add value to regional decision making? How will it add value to the sector as a whole?		It wouldn't. A common governance structure should be sufficient as over-prescription would hinder the bodies from fulfilling their functions.
Q43 What roles and functions of regional bodies should be specified in the Act?		Nil
Q44 Are there any opportunities for reducing red tape in the Act to enable councils to more effectively govern themselves?		No comment

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

DECISION: 23 May 2016

MOTION

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

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

CARRIED 12:0

VOTE FOR: 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

Monday 23 May 2016

19.2 Launceston Flood Authority: Appointment of Chairman

FILE NO: SF4493

AUTHOR: John Davis (Manager Corporate Strategy)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the appointment of the Chairman of the Launceston Flood Authority.

RECOMMENDATION:

That Council approves the re-appointment of Mr Alan Birchmore as Director for a four year term and Chairman for a two year term of the Launceston Flood Authority.

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

DECISION: 23 May 2016

MOTION

Moved Alderman S R F Wood, seconded Alderman J G Cox.

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

CARRIED 11:1

VOTE FOR: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, 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 VOTE AGAINST: Alderman R J Sands

Monday 23 May 2016

19.3 Proposed City of Launceston 2016/2017 Annual Plan

FILE NO: SF6178

AUTHOR: Leisa Hilkmann (Corporate Planning Administration Officer)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the City of Launceston's proposed Annual Plan Actions for 2016/2017.

PREVIOUS COUNCIL CONSIDERATION:

Strategic Planning and Policy Committee Meeting - 21 March 2016 - Agenda Item 4.1 - Proposed City of Launceston 2016/2017 Annual Corporate Plan

Strategic Planning and Policy Committee Meeting - 16 May 2016 - Agenda Item 4.1 - Proposed City of Launceston 2016/2017 Annual Corporate Plan

RECOMMENDATION:

That Council:

- 1. Notes the continuation of the following 2015/2016 Annual Plan Actions:
 - Review the smoke-free area in the Launceston CBD -Facilitate the expansion of the smoke-free area in the Launceston CBD and review regulatory processes

MEASURES OF SUCCESS

- Smoke-free area in CBD reviewed and expansion implemented if determined necessary
- Implement the City of Launceston Asia Engagement Strategy Actively investigate opportunities and promote business, educational and
 cultural exchange and engagement opportunities between the City of
 Launceston and identified markets in Asia, including Indonesia and China

MEASURES OF SUCCESS

- Facilitation of business exports or inbound investment; facilitation of outward and inward trade missions; participation with northern and Statewide initiatives to grow relationships with Asia
- Economic Development Strategy -Implement an economic development strategy which positions Launceston within Regional, State and National economic development policies and strategies

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19.3 Proposed City Of Launceston 2016/2017 Annual Plan ...(Cont'd)

MEASURES OF SUCCESS

- Economic development strategy developed
- 2. Endorses the following Actions for inclusion in the City of Launceston's 2016/2017 Annual Plan:
- 1. A creative and innovative city

Ten-year goal: To foster creative and innovative people and industries

Action	Directorate
Key direction: To support and promote alternative uses of unde	rutilised buildings
Macquarie House -	Facilities
Manage the redevelopment of Macquarie House to accommodate	Management
the Macquarie House Innovation Hub	
MEASURES OF SUCCESS	
- Completed Detailed Design and Documentation process	
- Secure approvals and permits	
- Manage construction project	
- Manage Lease agreements	
- Complete Capital Work Project	
Key direction: To contribute towards artistic, cultural and herita	~
Heritage List Review - Stage 2	Development
Review the Launceston Heritage List to ensure its currency and	Services
consistency with the State Heritage List	
MEASURES OF SUCCESS	
- Update local heritage database for the City of Launceston	
Produce the permanent exhibition gallery titled "Gallery of the First	Queen Victoria
Tasmanians"	Museum and Art
	Gallery
MEASURES OF SUCCESS	· · · ·
- Increased awareness of Tasmanian Aboriginal culture	
- Increase in visitor numbers to the art gallery	
- Adoption of gallery into regional schools including site visits	
Provide strategic support for the development of the City of	Queen Victoria
Launceston's future Cultural Framework and Strategy	Museum and Art
	Gallery
MEASURES OF SUCCESS	j
- Increased awareness of cultural activities within the region	
- Greater collaboration amongst the cultural/arts organisations	
- Increased use of cultural facilities	
- Greater recognition of regional cultural product in the tourism	
industry	

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19.3 Proposed City Of Launceston 2016/2017 Annual Plan ...(Cont'd)

2. A city where people choose to live

Ten-year goal: To promote Launceston as a unique place to live, work, study and play

Action	Directorate
Key direction: To continue to offer an attractive network of park and facilities throughout Launceston	s, open spaces
Gorge Reimagining - Implementation to the Gorge White Paper adopted by Council in 2015/2016	Infrastructure Services
MEASURES OF SUCCESS - Development of a prioritised implementation plan for capital upgrades	
- Commence implementation of the prioritised action plan North Bank - Implement Stage 1 of the North Bank project plan	Major Projects
MEASURES OF SUCCESS - Delivery of projects as identified in the 3-year project plan	
Resurface the St Leonards Athletics Centre running track MEASURES OF SUCCESS - Resurfaced track	Infrastructure Services
Undertake the renewal of the Seaport board walk MEASURES OF SUCCESS	Infrastructure Services
- Existing timber board walk replaced with a recycled plastic product	
Key direction: To support the CBD and commercial areas as act and night	ivity places day
Implement the Launceston City Heart Project - Implementation of priority projects identified within the Launceston City Heart Project Masterplan	Major Projects
MEASURES OF SUCCESS - Successful application for Stronger Regions Funding Round 3 - Major Public Spaces	
- Commencement of identified key major public spaces (detailed design process early 2016)	

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19.3 Proposed City Of Launceston 2016/2017 Annual Plan ...(Cont'd)

Launceston City Heart Events and Activation Plan - Plan a program of events that activate and create vibrancy in the City Centre	Development Services
MEASURES OF SUCCESS - Develop and Implement the Launceston City Heart Events and Activation Plan	
Wayfinding and Connectivity Strategy Implementation - Implementation of the wayfinding treatment of the CBD area (Launceston City Heart area)	Major Projects
MEASURES OF SUCCESS	
- Develop and implement signage treatments across the City Heart area	
Key direction: To contribute to enhanced public health and ame	nity to promote a
safe and secure environment	
Review the smoke-free area in the Launceston CBD -	Development
Facilitate the expansion of the smoke-free area in the Launceston CBD and review regulatory processes	Services
MEASURES OF SUCCESS	
- Smoke-free area in CBD reviewed and expansion implemented if	
determined necessary	
To undertake upgrades of public area CCTV network in	Facilities
accordance with priorities identified by Tasmanian Police	Management
MEASURES OF SUCCESS	
- Installation complete in identified areas	

3. A city in touch with its region

Ten-year goal: To ensure Launceston is accessible and connected through efficient transport and digital networks

Action	Directorate
Key direction: To regularly review our strategic approach to par Launceston	king in
To undertake the development of a new parking strategy for Launceston	Facilities Management
MEASURES OF SUCCESS - Strategy developed and adopted by Council	

4. A diverse and welcoming city

Ten-year goal: To offer access to services and spaces for all community members and to work in partnership with others to address the needs of vulnerable and diverse communities

Action	Directorate
Key direction: To support the delivery of programs and events f connect with each other through participation in the community civic life	
Events Strategy Action Plan - Development of an Action Plan and supporting policies to coordinate the implementation of the City of Launceston Event Strategy	Development Services
MEASURES OF SUCCESS - Action Plan is developed and implemented	

5. A city that values its environment

Ten-year goal: To reduce the impacts on our natural environment and build resilience to the changing intensity of natural hazards

Action	Directorate
Key direction: To contribute to air and river quality in Launceston by liaising with the community, business and other stakeholders	
Tamar River Health and Amenity - To collaborate with the State, Australian Governments and other key stakeholders to develop a strategy and funding model to address the long-term health and amenity of the Tamar River.	Infrastructure Services
MEASURES OF SUCCESS - Strategy and funding model for the medium term adopted - Funding applications prepared by the responsible organisation within the agreed model	
Key direction: To manage the risks of climate-related events particularly in the area of stormwater management	
Undertake hydraulic modelling and development of Stormwater Management Plans for priority catchments	Infrastructure Services
MEASURES OF SUCCESS - Priority catchments identified - Models for priority catchments developed - Work on stormwater management plans for priority catchments commenced	

Key direction: To reduce our and the community's impact on the natural	
environment	
Kerbside organic collection and regional composting service - A commercial food and green organics composting facility at the Launceston Waste Centre and the introduction of a 3rd green and food organics kerbside service	Infrastructure Services
MEASURES OF SUCCESS Year 2 of 2 year project: - Commissioning of regional composting facility by October 2016 - Start organics kerbside wheelie bin service by March 2017	
LED street light project - Replacement of all local street lighting over 2 years with more efficient and clearer light LEDs	Infrastructure Services
MEASURES OF SUCCESS - Replacement of existing local street lights with LEDs - Improved lighting levels in local streets - Reduced on-going street lighting costs	

6. A city building its future

Ten-year goal: To drive appropriate development opportunities as well as infrastructure, land use planning and transport solutions

Action	Directorate
Key direction: To develop and take a strategic approach to development	elopment sites to
Residential Land Use Audit -	Development
Review and update the Residential Land Use Audit to identify the availability of land for future residential development in the Launceston Municipality	Services
MEASURES OF SUCCESS - Audit complete	
St Leonards Area Plan - Stage 2	Development
To develop an integrated physical development strategy for the longer term consolidation of the St Leonards area and progressive development of a new major growth area in the City of Launceston	Services
MEASURES OF SUCCESS	
- Development Plan presented to Council	

Key direction: To ensure that the planning system at a local and regional level is effective and efficient	
Northern Suburbs Strategy Stage 1 - Undertake the development of an integrated strategy for the City of Launceston Northern Suburbs (GLP Project G.2). A comprehensive broadly based strategy encompassing social and	Development Services
physical planning with economic and housing initiatives noting the changes that may happen with the relation of the University MEASURES OF SUCCESS - Stakeholder group established with Terms of Reference	
- Identified projects completed Conversion to State-wide Planning Scheme - Work with the Tasmanian Planning Commission to develop and finalise the local provisions in the new statewide Planning Scheme, following the completion of the statewide provisions	Development Services
MEASURES OF SUCCESS - Progress consistent with statewide planning reform timelines	

7. A city that stimulates economic activity and vibrancy

Ten-year goal: To develop a strategic and dedicated approach to securing economic investment in Launceston

Action	Directorate
Key direction: To actively market the City and Region and pursu	ie investment
Implement the City of Launceston Asia Engagement Strategy - Actively investigate opportunities and promote business, educational and cultural exchange and engagement opportunities between the City of Launceston and identified markets in Asia, including Indonesia and China	Development Services
MEASURES OF SUCCESS - Facilitation of business exports or inbound investment; facilitation of outward and inward trade missions; participation with northern and statewide initiatives to grow relationships with Asia	
Key direction: To provide an environment that is conducive to be development	ousiness and
Economic Development Strategy - Implement an economic development strategy which positions Launceston within Regional, State and National economic development policies and strategies	Development Services
MEASURES OF SUCCESS - Economic development strategy developed	

Key direction: To promote tourism and a quality Launceston to	urism offering
Review and update the City of Launceston Tourism Plan - Undertake a review of the City of Launceston Tourism Strategy, roles and responsibilities to prepare an updated plan that ensures a consistent approach by stakeholders to the development and promotion of Launceston as a premier tourism destination	Development Services
MEASURES OF SUCCESS - Tourism Plan updated	
Key direction: To facilitate direct investment in the local econor	ny to support its
growth	
UTAS Launceston Campus - To work with UTAS, the State and Australian Government to relocate the UTAS Launceston campus, other than the Australian Maritime College, to the Inveresk and Willis Street Precincts. To collaborate with UTAS to achieve improved educational and economic outcomes for the northern region and the state.	General Manager
MEASURES OF SUCCESS - Planned change endorsed with required funding committed by all levels of government - Timetable for the relocation confirmed	

8. A secure, accountable and responsive Organisation

Ten-year goal: To continue to meet our statutory obligations and deliver quality services

Action	Directorate
Key direction: To continually improve our service delivery and s	supporting
processes	
Municipal Property Revaluation - Assist with managing the revaluation by the Office of the Valuer General and complete transfer of updated property values to Council's property system which will be used as the basis of rates for the year ending 30 June 2018	Corporate Services
MEASURES OF SUCCESS - Reliable values received from the Office of the Valuer General - Load into Council's system complete - Rate modelling based on new values completed for year ending 30 June 2018 issued before 31 July 2017	

Monday 23 May 2016

19.3 Proposed City Of Launceston 2016/2017 Annual Plan ... (Cont'd)

Ten-year goal: To continue to ensure the long term sustainability of our Organisation

Action	Directorate
Key direction: To strategically manage our assets, facilities and services	
To complete the review of the 2005 Inveresk Master Plan including	Facilities
consideration of UTAS relocation proposal, current and future	Management
Precinct user groups.	
MEASURES OF SUCCESS	
- Master plan completed	
- Implementation plan completed for priority actions identified in the	
Masterplan	
To complete York Park Masterplan 2016-2026 to identify future	Facilities
upgrade and renewal actions to maintain the facility as a premier	Management
boutique sporting stadium and major regional sporting facility.	
MEASURES OF SUCCESS	
- Master plan completed	
- Implementation plan completed for priority actions identified in the	
Masterplan	

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

DECISION: 23 May 2016

MOTION

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

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

CARRIED 12:0

VOTE FOR: 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

Monday 23 May 2016

20 GENERAL MANAGER'S DIRECTORATE ITEMS

No Items were identified as part 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 have been identified as part of these Minutes

22 CLOSED COUNCIL

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

No Closed Items have been identified as part of these Minutes

23 MEETING CLOSURE

The Mayor, Alderman A M van Zetten, closed the Meeting at 2.52pm.