



LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 26 AUGUST 2013**

LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

Monday 26 August 2013

Notice is hereby given that the Ordinary Meeting of the Launceston City Council will be held at the Council Chambers -

Date: 26 August 2013

Time: 1.00 pm

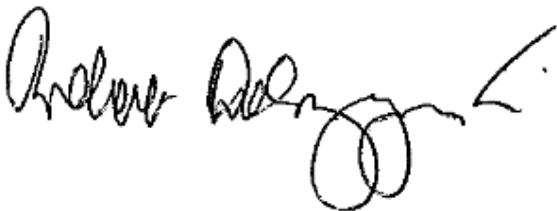
Section 65 Certificate of Qualified Advice

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.

A handwritten signature in black ink, appearing to read 'Robert Dobrzynski', with a stylized flourish at the end.

Robert Dobrzynski
General Manager

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Present: **Alderman** **A M van Zetten (Mayor)**
 J B Ball (Deputy Mayor)
 A L Waddle
 A C Peck
 R L McKendrick
 R J Sands
 R L Armitage
 I S Norton
 R I Soward
 J G Cox
 D C Gibson

In Attendance: **Mr R S Dobrzynski (General Manager)**
 Ms L Jackson (Legal Officer)
 Mrs L Hilkmann (Committee Clerk/Admin Officer)

Apologies: **Alderman** **D H McKenzie**

1 OPENING OF MEETING - IN ATTENDANCE AND APOLOGIES

The Mayor opened the meeting at 1pm.

Apology from Alderman D H McKenzie.

2 DECLARATION OF PECUNIARY INTERESTS

Alderman D C Gibson declared a pecuniary interest in Agenda Item 14.3 - (Love Launceston City of Learning).

3 CONFIRMATION OF MINUTES

RECOMMENDATION:

1. That the Minutes of the meeting of the Launceston City Council held on 12 August 2013 be confirmed as a true and correct record.
2. That the Minutes of the meeting of the Launceston City Council held on 12 August 2013 in closed session be confirmed as a true and correct record.

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman R I Soward, seconded Alderman A C Peck.

That Recommendation 1 be adopted.

CARRIED UNANIMOUSLY 11:0

DECISION: 26/08/2013

RESOLUTION: (2):

Moved Alderman D C Gibson, seconded Alderman R I Soward.

That Recommendation 2 be adopted.

CARRIED UNANIMOUSLY 11:0

4 DEPUTATION

Nil

5 ANSWERS FROM PREVIOUS PUBLIC AND ALDERMEN'S QUESTION TIME

Meeting Date	File No.	Question	Answer	Officer Responsible
12 August 2013	6.1	<p>Mr Christopher Green:</p> <p>Why do we have a garbage collection once a week instead of once every fortnight?</p>	<p>The Mayor suggested that he doubts Launceston residents would allow Council to revert to a fortnightly service in place of the weekly garbage collection service.</p> <p>Further Response by Shane Eberhardt (Acting Director Infrastructure Services)</p> <p>The collection of kerbside garbage weekly is fairly consistent nationally, there are a few councils that have fortnightly collection but these are a minority. Discussions with Council's garbage collection contractor suggest that the majority of bins are full on a weekly basis.</p> <p>Council is currently undertaking community consultation on the levels of service for the provision of waste services. Through this process if there is some desire to change garbage collection then Council would further investigate.</p> <p>Council is currently in the process of investigating the introduction of a kerbside organic waste collection service to improve service levels, reduce carbon emissions from landfill and generate compost. If a kerbside organics collection is provided it would reduce the need for weekly garbage collection. This investigation will be presented to Council and the community engaged mid-2014.</p>	Shane Eberhardt

6 PUBLIC QUESTION TIME

Questions were asked by Mr Martin Reynolds regarding:

- Leadership roles

The questions were answered at the meeting.

Questions were asked by Mr Robin Smith regarding:

- CCTV in the Mall
- Information Kiosk in the Mall
- Smoking ban signage and Cycling signage

The questions were answered at the meeting.

7 ANNOUNCEMENTS BY THE MAYOR

7.1 Mayor's Announcements

FILE NO: SF2375

Tuesday 13 August

- Officiated at private citizenship ceremony - Town Hall
- Attended LCCI Economic Update with Saul Eslake

Wednesday 14 August

- Attended Theatre North VIP Event

Thursday 15 August

- Attended Keep Australia Beautiful National Judging Meet and Greet
- Attended Tas Acquired Brain Injury Services Inc - Opening of the Tabis Art Exhibition

Friday 16 August

- Attended Trinity Uniting Church Crafty Corner Open Morning Tea

Saturday 17 August

- Attended UTAS Conferral of Awards at Albert Hall
- Attended Josef Chromy Gala Evening with proceeds donated to Ambulance Tasmania volunteers to assist with purchase of equipment.

Sunday 18 August

- Officiated at Vietnam Veterans Day

Wednesday 21 August

- Attended LCCI Federal Candidates Forum for Bass "Focus on Better Business"

Thursday 22 August

- Attended Newstead College - Opening Performance of "Xanadu"

Friday 23 August

- Attended Northern Tas Junior Football Association - Best & Fairest Count

Saturday 24 August

- Attended and presented Awards at Cityprom Excellence Awards.
-

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

The Mayor further added:

- Presented to Council the Google E-town trophy.
 - Friday 16 August - along with Ald Armitage, attended the Trinity Uniting Church Crafty Corner Open Morning Tea at the South Launceston Sports Ground. Noted it was a very exciting event.
 - Sunday 18 August - officiated at Vietnam Veterans Day with Ald McKendrick, Ald Armitage and Ald Norton. Noted the event was a lovely time to remember those who have given so much to our City, State and Country. The Mayor passed on the Veteran's thanks to the Council and Aldermen for their continued support.
 - Thursday 22 August - attended the opening performance of "Xanadu" at Newstead College. Hailed the performance as a fantastic effort that was enjoyed by all. Noted the attendance of Ald Sands and Ald Norton.
 - Saturday 24 August - attended and presented at the Cityprom Excellence Awards.
 - Wednesday 21 August - attended a meeting with Hobart City Council noting some very positive discussions including AFL in Tasmania, support for Heritage and reports on social and economic implications for our cities.
-

8 ALDERMEN'S/DELEGATES' REPORTS

8.1 Alderman Soward - NSW Band Championships

Alderman R I Soward reported:

- **On the weekend primary and secondary school students from a number of schools across the city travelled to New South Wales for the Band Championships. First place in the Senior Band competition was won as well as first and second place in the Junior competition. Congratulations to all who participated.**
-

8.2 Alderman Peck - Cityprom Excellence Awards

Alderman A C Peck reported:

- **Saturday 24 August - attended the Cityprom Excellence Awards Gala Night at the Albert Hall. Thanked the Mayor and Mayoress for their attendance and also Ald McKendrick, Ald Armitage, Ald Soward and Ald Gibson. Praised the appearance of Albert Hall and acknowledged magnificent performances by the local entertainment.**
-

8.3 Alderman Ball - Recognition of service

Alderman J D Ball reported:

- **Ald Ball recognised the 36+ years of service to Launceston City Council by Mr Martin Reynolds. Ald Ball expressed his thanks for all Mr Reynold's support and acknowledged his exceptional level of commitment to service over the years.**
-

9 QUESTIONS BY ALDERMEN

Alderman A L Waddle - Lean Thinking Officer

- What is a Lean Thinking Officer position and the reasons for transferring the theatres to the QVMAG?

Alderman R J Sands - Killafaddy Saleyards & Tamar River

- When will a meeting between all interested parties be held and will Aldermen be advised?
- In the new scoping study, what areas will be covered and what input will be sought from NRM North and TasWater with regard to the content and perceived solutions to the problems of partially treated sewerage into the Tamar River - is there a time frame for hard data collection?

Alderman J D Ball - Killafaddy Livestock Market and Migration Strategy

- Are we or can we engage in consultation with David Viard regarding the Killafaddy Livestock Market?

Alderman D C Gibson - Proposed changes to school boundaries

- What level of communication or engagement has been afforded to the Launceston City Council from other levels of Government or Departments?

The questions were answered at the meeting.

Alderman J D Ball - Migration Strategy

- Could Council receive an update on the status of the Migration Strategy?

This question was taken on notice.

10 COMMITTEE REPORTS**10.1 Municipal Emergency Management Committee Meeting - 9 August 2013****FILE NO:** SF3177**AUTHOR:** Rod Sweetnam (Director Facility Management & Governance Services)**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To receive and consider a report from the Municipal Emergency Management Committee.

RECOMMENDATION:

That the report from the Municipal Emergency Management Committee meeting held on Friday, 9 August 2013 be received.

Mr R Sweetnam (Director Facility Management and Governance Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 26/08/2013**RESOLUTION:** (1):**Moved Alderman J G Cox, seconded Alderman R I Soward.****That the Recommendation be adopted.****CARRIED UNANIMOUSLY 11:0**

11 PETITIONS**11.1 Petition - Request to make Walter Street, South Launceston into a one way street****FILE NO:** SF2123

Petition received from the residents of Walter Street, South Launceston regarding a request to make it a one way street. This petition is signed by 33 signatories including residents and regular visiting family

"We, the electors of the Launceston Municipal area, petition the Aldermen in accordance with section 57 of the *Local Government Act* to fully review the traffic situation in Walter Street, South Launceston, Tasmania with a review to making it into a one way street in the same manner as Baily Street (a nearby street that runs parallel to Walter street, two streets away)."

RECOMMENDATION:

That the petition be received and forwarded to officers for report.

DECISION: 26/08/2013**RESOLUTION: (1):****Moved Alderman A C Peck, seconded Alderman R I Soward.****That the Petition be received.****CARRIED UNANIMOUSLY 11:0**

Under the provisions of the Land Use Planning and Approvals Act 1993, Council acts as a Planning Authority in regard to items 12.1 - 12.2.

12 PLANNING AUTHORITY

12.1 Application for Dispensation from a Local Provision of the Launceston Interim Planning Scheme 2012 (LAU D2/2013) - 123 Westbury Road, South Launceston (Mt Pleasant)

FILE NO: SF5990

AUTHOR: Julia Allen (Town Planner)

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To consider and provide a statement to the Tasmanian Planning Commission on an application for dispensation from a local provision of the Launceston Interim Planning Scheme 2012 under Section 30P of the Land Use Planning and Approvals Act 1993 to:

1. Set aside the whole provisions of the Low Density Residential zone as they relate to 123 Westbury Road, certificate of title volume 75633 folio 1, and apply the provisions of the General Residential zone; and
2. Set aside the whole of the provisions of the Scenic Management Area as they relate to 123 Westbury Road, certificate of title volume 75633 folio 1 by the removal of the scenic management area from the overlays map; and
3. Remove the priority habitat area from the overlays map as they relate to 123 Westbury Road, certificate of title volume 75633 folio 1.

PREVIOUS COUNCIL CONSIDERATION:

Council meeting 12 March 2013 - In this report the Council supported a representation in support of this matter made during the Launceston Interim Planning Scheme's public notification period.

RECOMMENDATION:

That the Council pursuant to Section 30P of the Land Use Planning and Approvals Act 1993:

12.1 Application for Dispensation from a Local Provision of the Launceston Interim Planning Scheme 2012 (LAU D2/2013) - 123 Westbury Road, South Launceston (Mt Pleasant)...(Cont'd)

1. Support setting aside the whole provisions of the Low Density Residential zone as they relate to 123 Westbury Road, certificate of title volume 75633 folio 1 and apply the provisions of the General Residential zone; and
2. Support the removal of the priority habitat layer from the overlay map as it applies to 123 Westbury Road, certificate of title volume 75633 folio 1; and
3. Reject the removal of the Scenic Management layer from the overlay map for 123 Westbury Road, certificate of title volume 75633 folio 1; and
4. Pursuant to s.30P(5) of the Land Use Planning and Approvals Act 1993, provide the following statement in respect of the application to the Tasmanian Planning Commission:

“It is the opinion of the Planning Authority that the application for dispensation (LAU D2/2013) to set aside the whole provisions of the Low Density Residential zone as they relate to 123 Westbury Road, certificate of title volume 75633 folio 1 and apply the provisions of the General Residential zone; and the removal of the priority habitat layer from the overlay map as it applies to 123 Westbury Road, certificate of title volume 75633 folio 1 be supported by the Tasmanian Planning Commission and the removal of the Scenic Management layer from the overlay map for 123 Westbury Road, certificate of title volume 75633 folio 1; be rejected by the Tasmanian Planning Commission.”

Mr M Stretton (Director Development Services) was in attendance to answer questions of Council in respect of Agenda Items 12.1 – 12.2 inclusive.

The Mayor announced that Council was acting as a Planning Authority.

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman R L McKendrick, seconded Alderman J D Ball.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 11:0

12.2 Application for Dispensation from a Local Provision of the Launceston Interim Planning Scheme 2012 (LAU D3/2013) - Wellington, Bathurst, York & Elizabeth Streets, Launceston (CT16548/3, CT198069/1, CT199248/1, CT221543/1, CT54325/2, CT54325/3, CT54325/4)

FILE NO: SF6003

AUTHOR: Richard Jamieson (Manager Planning Services)

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To consider, and provide a statement to the Tasmanian Planning Commission on an application for dispensation from a local provision of the Launceston Interim Planning Scheme 2012 under Section 30P of the Land Use Planning and Approvals Act 1993 to:

in the Urban Mixed Use zone to allow development of a supermarket on land bounded by Wellington, Bathurst, York and Elizabeth Streets, Launceston.

PREVIOUS COUNCIL CONSIDERATION:

Council meeting 12 March 2013 - In this report the Council supported a representation in support of this matter made during the Launceston Interim Planning Scheme's public notification period.

RECOMMENDATION:

That the Council pursuant to Section 30P of the Land Use Planning and Approvals Act 1993:

1. Support the application to remove the restriction on floor area for supermarkets generally in the Urban Mixed use zone by adding the words, "except for a supermarket to which no floor area limit is applied" into the qualification for General retail and hire use class in the Urban Mixed Use Zone; and
 2. Pursuant to s.30P(5) of the *Land Use Planning and Approvals Act 1993*, provide the following statement in respect of the application to the Tasmanian Planning Commission:
-

12.2 Application for Dispensation from a Local Provision of the Launceston Interim Planning Scheme 2012 (LAU D3/2013) - Wellington, Bathurst, York & Elizabeth Streets, Launceston (CT16548/3, CT198069/1, CT199248/1, CT221543/1, CT54325/2, CT54325/3, CT54325...(Cont'd)

"It is the opinion of the Planning Authority that the application for dispensation (LAU D3/2013) to remove the restriction on floor area for supermarkets generally in the Urban Mixed use zone by adding the words, "except for a supermarket to which no floor area limit is applied" into the qualification for General retail and hire use class in the Urban Mixed Use Zone should be supported by the Tasmanian Planning Commission as it accords the Northern Regional Land Use Strategy, Launceston Retail Audit and Activity Centres Strategy, Interim Launceston Planning Scheme 2012 and the purpose of the Interim Scheme's Urban Mixed Use zone."

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman R L McKendrick, seconded Alderman J G Cox.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 11:0

The Mayor announced that Council was no longer acting as a Planning Authority.

13 NOTICES OF MOTION - FOR CONSIDERATION**13.1 Notice of Motion - Alderman van Zetten - AFL Tasmania****FILE NO:** SF5547**AUTHOR:** Alderman van Zetten**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman van Zetten.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

1. That the Launceston City Council (the Council) expresses its strong and unequivocal support for a continuation of the Hawthorn Football Club playing pre-season and home and away games at Aurora Stadium through a renewal of the Agreement with the State Government upon the expiry of the current Agreement.
 2. That the Council continues to make available Aurora Stadium to the Hawthorn Football Club for the playing of AFL matches
 3. That the Council formally approaches the Hawthorn Football Club seeking the fixturing of an additional 5th Hawthorn home and away match at Aurora Stadium, commencing in the 2014 AFL season.
 4. That the Council advises the State Government, State Opposition, Hawthorn Football Club, Australian Football League (AFL), AFL Tasmania and Hobart City Council of the Council's decision in 1, 2, 3 and formally seek their support.
-

Deputy Mayor took the chair at 1.42pm

13.1 Notice of Motion - Alderman van Zetten - AFL Tasmania...(Cont'd)

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman A M van Zetten, seconded Alderman R I Soward.

That the Recommendation be adopted.

RESOLUTION: (2):

Moved Alderman A C Peck, seconded Alderman R I Soward.

That an extension of time of 3 minutes be granted to Alderman A M van Zetten.

THE SUBSTANTIVE MOTION (res 1) WAS PUT AND CARRIED UNANIMOUSLY 11:0

The Mayor resumed chair at 2.06pm

13.2 Notice of Motion - Alderman Sands - Recognition of Lauren Perry**FILE NO:** SF5547, SF2277**AUTHOR:** Alderman Sands**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Sands.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

N/A

NOTICE OF MOTION:

That Launceston City Council recognise the sporting achievement of Lauren Perry at the recent World Junior Cycling Championships winning a bronze medal in the teams pursuit and an individual gold medal in the 2 kilometre event.

That a reception be held at a date to be decided to honour the achievements of Lauren.

DECISION: 26/08/2013**RESOLUTION: (1):****Moved Alderman R J Sands, seconded Alderman R I Soward.****That the Recommendation be adopted.****CARRIED UNANIMOUSLY 11:0**

13.3 Notice of Motion - Alderman Sands - LGAT Conference Location**FILE NO:** SF5547, SF2218**AUTHOR:** Alderman Sands**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Sands.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Launceston City Council corresponds with LGAT seeking a commitment to hold the 2014 LGAT Conference at the Country Club Casino, Launceston. If that is not forthcoming then Launceston City Council seeks a commitment from LGAT to hold the 2015 Annual Conference at the Country Club Casino.

DECISION: 26/08/2013**RESOLUTION: (1):**

Moved Alderman R J Sands, seconded Alderman R L McKendrick.

That the Recommendation be adopted.

RESOLUTION: (2): Amendment

Moved Alderman J D Ball, seconded Alderman R L Armitage.

That Launceston City Council corresponds with LGAT seeking a commitment to hold the 2014 LGAT Conference in the Launceston area. If that is not forthcoming then Launceston City Council seeks a commitment from LGAT to hold the 2015 Annual Conference in the Launceston area.

THE AMENDMENT WAS PUT AND CARRIED UNANIMOUSLY 11:0

13.3 Notice of Motion - Alderman Sands - LGAT Conference Location...(Cont'd)

RESOLUTION: (3):

That the amended Recommendation be adopted.

**THE AMENDMENT SUBSEQUENTLY BECAME THE SUBSTANTIVE MOTION, WAS
PUT AND CARRIED UNANIMOUSLY 11:0**

DIRECTORATE MINUTES ITEMS

14 DEVELOPMENT SERVICES

14.1 Delegation of Powers - Land Use Planning and Approvals Act 1993

FILE NO: SF0113

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To review and update the Council's land use planning delegations.

PREVIOUS COUNCIL CONSIDERATION:

Minute No 8.4 of 26/02/2001 – (Original delegation to Planning Manager).

Minute No 11.1 of 29/06/2009 – (Amendment to existing delegation to deal with submissions received from a regulated entity under the *Water and Sewerage Industry Amendment Act 2008*).

Minute No 13.3 of 13/12/2010 – Council resolved that no action be taken until a further report on the desirability of establishing a Planning Committee is brought to Strategic Planning and Policy Committee early in 2011.

Item 4.4 Strategic Planning and Policy Committee 07/02/2011.

Minute No 13.2 of 14/02/2011 – Council resolved that item be withdrawn to allow further investigation and discussion.

Minute No 13.2 of 23/05/2011 – (Amendments to existing delegations and restriction of delegations to Director Development Services).

RECOMMENDATION:

That the Council:

- A. Pursuant to Section 23AA of the *Acts Interpretation Act 1931* resolves to amend its delegations pursuant to Section 6 of the *Land Use Planning and Approvals Act 1993* made by Minute No 8.4 of 26/02/2001 as follows:
 1. Delegations to the Director Development Services and Manager Planning Services (or persons acting in those positions) the following functions or powers under the *Land Use Planning and Approvals Act 1993* ('the Act'):
-

14.1 Delegation of Powers - Land Use Planning and Approvals Act 1993...(Cont'd)

- 1.1 The power or function to extend a permit expiry time to allow substantial commencement of a use and/or development as provided for by Section 53 (5A) of the Act.
 - 1.2 The power or function to require applicants to provide additional information pursuant to Section 54 of the Act.
 - 1.3 The power to correct mistakes pursuant to Section 55 of the Act.
 - 1.4 The power or function to make minor amendments to permits pursuant to Section 56 of the Act, but only where
 - ~~i) the permit is for a permitted use or development; or~~
 - ~~(ii) the permit is for a discretionary use or development but no representations were made with respect to the application.~~
 - 1.5 The power or function to refuse to issue a discretionary permit pursuant to Section 57(2) of the Act, only where such an application cannot lawfully be approved.
 - 1.6 The power or function to extend the time for the submission of representations on discretionary permits as provided for by Section 57(5) of the Act.
 - 1.7 (i) The power or function to approve with or without conditions, applications for permits under Section 57 of the Act, but only in those cases where:
 - a) No, or up to two, representations have been received in respect of such applications pursuant to Section 57 of the Act, and/or
 - b) Any submissions received from a regulated entity pursuant to Section 56P(1) of the *Water and Sewerage Industry Amendment Act 2008*, indicates it 'does not object to' or "does not object if the permit is subject to conditions" regarding a notice of application from Council to the regulated entity pursuant to Section 56O(2) of the *Water and Sewerage Industry Amendment Act 2008*; and(ii) The power or function to approve, either unconditionally or subject to conditions; applications for permits or permitted uses pursuant to Section 58 of the Act.
 - 1.8 (i) The power to grant extensions of time as provided for pursuant to Section 57(6)(b) and Section 58(2) of the Act; and
-

14.1 Delegation of Powers - Land Use Planning and Approvals Act 1993...(Cont'd)

(ii) The power or function to grant or refuse to grant a permit and if granted with or without conditions, pursuant to Section 57 of the Act upon condition that such power is only exercised where:

- a) An applicant will not agree to an extension of time that appears that Council will not be able to deal with the application within the time prescribed under Section 57 of the Act; or
- b) Council is not able to or does not make a decision upon the application within the time prescribed under Section 57 of the Act.

1.9 The power or function to include a condition in the permit that an agreement is required to be entered into in respect of a use and/or development as provided for by Section 58(A) of the Act. This includes agreements under Part 5 of the Act.

1.10 The power or function to accept a mediated outcome of a development decision that has been subject to an appeal against a Council decision, so long as the outcome is not contrary to the spirit of the original Council decision on the development application.

1.11 The power or function to apply for an Order to be issued where a person contravenes or fails to comply with a provision of Part 4 of the Act.

B. Authorises the General Manager to prepare the Instrument of Delegation and to sign by affixing Council's seal on it as required by Section 23AA of the *Acts Interpretation Act 1931*.

Mr M Stretton (Director Development Services) was in attendance to answer questions of Council in respect of Agenda Items 14.1 – 14.3 inclusive.

Ald R I Soward withdrew from the meeting at 2.26pm.

Ald R I Soward returned to the meeting at 2.29pm.

14.1 Delegation of Powers - Land Use Planning and Approvals Act 1993...(Cont'd)

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman R J Sands.

That the Recommendation be adopted.

RESOLUTION: (2): Amendment

Moved Alderman J D Ball, seconded Alderman I S Norton.

That Recommendation be adopted, with the addition of point C to read:

That the new policy be formally reviewed after 12 months to evaluate the outcomes of the system and report brought back to Council.

THE AMENDMENT WAS PUT AND CARRIED 9:2

FOR VOTE - Ald A M van Zetten, Ald J D Ball, Ald R L Armitage, Ald R I Soward,

Ald I S Norton, Ald R J Sands, Ald A C Peck, Ald J G Cox, Ald D C Gibson

AGAINST VOTE - Ald A L Waddle, Ald R L McKendrick

ABSENT. DID NOT VOTE - Ald D H McKenzie

**THE AMENDMENT SUBSEQUENTLY BECAME THE SUBSTANTIVE MOTION AND
WAS PUT AND CARRIED 8:3**

FOR VOTE - Ald A M van Zetten, Ald R L Armitage, Ald J D Ball, Ald I S Norton, Ald R J Sands, Ald A C Peck, Ald J G Cox, Ald D C Gibson

AGAINST VOTE - Ald A L Waddle, Ald R L McKendrick, Ald R I Soward

ABSENT. DID NOT VOTE - Ald D H McKenzie

14.2 Living as a Senior in Launceston - Framework and Action Plan**FILE NO:** SF0131**AUTHOR:** Leanne Hurst (Manager Community Tourism and Events)**DIRECTOR:** Michael Stretton (Director Development Services)

DECISION STATEMENT:

To adopt the 'Living as a Senior in Launceston' framework and action plan.

PREVIOUS COUNCIL CONSIDERATION:

Council - 10 October 2011 (Item 12.5) - Notice of Motion requesting that a report be brought to Council outlining the process for developing a Positive Ageing Plan.

Council - 28 November 2011 (Item 13.2) - report to Council outlining a proposed project plan for the development of a Positive Ageing Plan, subject to the receipt of funding.

RECOMMENDATION:

That Council adopts the 'Living as a Senior in Launceston Framework and Action Plan 2013-15' as follows:

Action	Link to Framework	Timeframe
Host morning tea events for seniors three times per year.	Participating in the Community - 2.1 Accessing Services and Information - 3.2, 3.3	Commencing October 2013
Conduct regular surveys to ask Seniors what information they seek.	Living Healthy Lifestyles - 1.1 Participating in the Community - 2.2 Accessing Services and Information - 3.1	Commencing October 2013
Develop a 'Living as a Senior' Newsletter for distribution three times per year.	Participating in the Community - 2.2, 2.3 Living Healthy Lifestyles - 1.3 Accessing Services and Information - 3.3 Planning for Financial Security - 4.2	Commencing March 2014

14.2 Living as a Senior in Launceston - Framework and Action Plan...(Cont'd)

Action	Link to Framework	Timeframe
Review Council's concessions programs.	Planning for Financial Security - 4.1	March 2015
Investigate options to partner with service providers and source funding to deliver programs that meet the needs of Seniors.	Living Healthy Lifestyles - 1.2 Planning for Financial Security - 4.2	June 2015

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman J D Ball, seconded Alderman R L McKendrick.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 11:0

RESOLUTION: (2):

Moved Alderman J G Cox, seconded Alderman R L McKendrick.

That the Order of Business be facilitated to deal with item 17.2 at 2.37pm.

CARRIED UNANIMOUSLY 11:0

14.3 Love Launceston City of Learning**FILE NO:** SF0097 /SF4311**AUTHOR:** Bruce Williams (Economic Development Officer)**DIRECTOR:** Michael Stretton (Director Development Services)

DECISION STATEMENT:

Request for approval to expend a funding allocation of \$20,000 for 2013/14 for Love Launceston - City of Learning Partnership.

PREVIOUS COUNCIL CONSIDERATION:

SPPC Item 4.2 - 15 July 2013

*It was resolved that this item would require further debate at a future Council meeting.***RECOMMENDATION:**

That the request for a funding allocation of \$20,000 in the 2013/14 budget for Love Launceston - City of Learning Partnership, not be approved by Council.

This item was dealt with at 2.38pm after consideration of Item 17.2.

Ald D C Gibson declared a pecuniary interest and withdrew from the meeting at 2.39pm.

Ald R J Sands withdrew from the meeting at 2.48pm.

Ald J G Cox withdrew from the meeting at 2:50pm.

Ald J G Cox re-attended the meeting at 2:51pm

RESOLUTION: (1):

Moved Alderman R I Soward, seconded Alderman I S Norton.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 9:0

Ald D C Gibson re-attended the meeting at 2:55pm

The Mayor adjourned the meeting at 2.55pm.

15 FACILITY MANAGEMENT AND GOVERNANCE SERVICES**15.1 Land at Inveresk****FILE NO:** 26538**AUTHOR:** Robert Groenewegen - Manager Inveresk and Aurora Stadium**DIRECTOR:** Rod Sweetnam (Director Facility Management and Governance Services)

DECISION STATEMENT:

To approve the process of and call for Expressions of Interest for sale of land at Inveresk.

PREVIOUS COUNCIL CONSIDERATION:

SPP 19 August 2013.

RECOMMENDATION:

- i. That Council seek Expressions of Interest for sale and development of lots 3 and 3a at Inveresk;
 - ii. That a further report and recommendations be brought to Council once Expressions of Interest have been received.
-

Mr R Sweetnam (Director Facility Management and Governance Services) was in attendance to answer questions of Council in respect of this Agenda Item.

The Mayor re-convened the meeting at 3.09pm

Ald R J Sands re-attended the meeting at 03:09pm

15.1 Land at Inveresk...(Cont'd)

DECISION: 26/08/2013

RESOLUTION: (1):

Moved Alderman R L McKendrick, seconded Alderman R J Sands.

That the General Manager and Manager Inveresk and Aurora Stadium be authorised to continue discussions with the proposal put forward by the interested party to effect the sale of Lots 3 and 3A at Inveresk subject to conditions of sale set by the General Manager determined as appropriate.

CARRIED BY ABSOLUTE MAJORITY 9:2

FOR VOTE - Ald A L Waddle, Ald R L McKendrick, Ald R I Soward, Ald R L Armitage, Ald I S Norton, Ald R J Sands, Ald A C Peck, Ald J G Cox, Ald D C Gibson

AGAINST VOTE - Ald A M van Zetten, Ald J D Ball

ABSENT. DID NOT VOTE - Ald D H McKenzie

17 INFRASTRUCTURE SERVICES**17.1 Black Spot Schemes 2014/15**

FILE NO: SF5106 SF5909 SF2041 SF1188 SF1419 SF1556 SF1826 SF1703 SF1929 SF2145 SF1573 SF1811 SF2151 SF1162

AUTHOR: Nigel Coates (Engineering Officer, Traffic)

DIRECTOR: Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To determine which projects are submitted for application for funding in the 2014/15 'Black Spot' program which are included in Council's Traffic Safety Program.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council approves the following submissions to the 2014/15 Federal Black Spot Program:

- Tamar Street/Boland Street/Esplanade - traffic signal phasing
 - Hobart Road/Opossum Road - traffic signal phasing and line marking
 - Hobart Road, Machen Street to Riseley Street - central median, traffic signal phasing and line marking
 - Wellington Street/Howick Street - traffic signal phasing, central islands and line marking
 - Westbury Road, Normanstone Road to Bertha Street - single uphill lane, central median, traffic signals at Normanstone Road
-

Mr S Eberhardt (Acting Director Infrastructure Services) was in attendance to answer questions of Council in respect of Agenda Items 17.1 – 17.2 inclusive.

Ald Ball withdrew from the meeting at 3.42pm

Ald Ball returned to the meeting at 3.43pm

17.1 Black Spot Schemes 2014/15...(Cont'd)

DECISION: 26/08/2013

RESOLUTION: (1):

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

That the Council approves the following submissions to 2014/15 Federal Black Spot Program:

- **Tamar Street/Boland Street/Esplanade - traffic signal phasing**
- **Hobart Road/Opossum Road - traffic signal phasing and line marking**
- **Intersection work at Hobart Road, Riseley Street and Innocent Street intersection**
- **Existing lanes to remain from Wellington Street to Normanstone Road and a single lane from Normanstone Road to Bertha Street**

CARRIED UNANIMOUSLY 11:0

17.2 Page's Espresso Bar & Take Aways - Licence**FILE NO:** SF0594**AUTHOR:** Andrew Smith (Manager Parks and Recreation)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider the licence terms of the coffee tram known as Page's Espresso Bar & Take Away in Brisbane Mall.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council approve a licence to Mark Page for the operation of a mobile coffee tram in Brisbane Mall subject to the following terms:

1. The licence fee shall be increased by CPI on commencement of licence
 2. The term shall be five (5) years commencing on 1 June 2014
 3. The licence amount shall be calculated at \$8,500.00 (plus CPI) per annum plus GST
 4. For the term of the licence:
 - o tenant to be responsible for:
 - energy costs
 - volumetric charges for water
 - provide and service a rubbish bin in the immediate vicinity of the van
 - o tenant shall continuously maintain:
 - public liability insurance of at least \$10 million.
-

This item was dealt with at 2.37pm after item 14.2.

17.2 Page's Espresso Bar & Take Aways - Licence...(Cont'd)

DECISION: 26/08/2013

RESOLUTION: (1):

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

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 11:0

The meeting returned to consider item 14.3 at 2.38pm.

19 GENERAL MANAGER

Nil

20 URGENT BUSINESS

Nil

21 WORKSHOP REPORT(S)

Nil

22 INFORMATION / MATTERS REQUIRING FURTHER ACTION**22.1 Information / matters requiring further action****FILE NO:** SF3168**AUTHOR:** Daniel Gray (Committee Clerk / Administration Officer)

This report outlines requests for information by Aldermen when a report or agenda item will be put before Council or a memorandum circulated to Aldermen.

It will be updated each Agenda, with items removed when a report has been given.

The report was noted.

23 ADVICE OF FUTURE NOTICES OF MOTION**Alderman Peck - Wifi in the Mall****24 REPORTS BY THE MAYOR****Nil****25 REPORTS BY THE GENERAL MANAGER****Nil****26 CLOSED COUNCIL ITEM(S)**

That pursuant to the provisions of Regulation 15(2) of the Local Government (Meeting Procedures) Regulations 2005, Council move into Closed Session to discuss those items nominated as Closed Session items, for the following reasons:

15(2)(a) as it concerns personnel matters

15(2)(e) as it concerns proposals for Council to acquire land or an interest in land, or for the disposal of land.

15(2)(i) as it concerns application by an elected member for leave of absence.

DECISION: 26/08/2013

RESOLUTION: (1):

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

That the Recommendation be adopted.

CARRIED UNANIMOUSLY AND BY ABSOLUTE MAJORITY 11:0

The Council moved into Closed Session at 3.50pm

26.1 Hobart Road access road - abandonment of proposal

FILE NO: 11180

AUTHOR: Robert Holmes (Property Coordinator)

DIRECTOR: Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To decide on a proposal to construct an access road at Kings Meadows.

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

26.2 Leave of Absence Application - Alderman

FILE NO: SF4240

AUTHOR: Liz Lynch (Administration Officer General Manager)

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To seek leave of absence from Council for an Alderman pursuant to S39 of Local Government (Meeting Procedures) Regulations 2005.

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

26.3 General Manager's Contract and Performance Review Committee

FILE NO: SF5695 POS0136

AUTHOR: Mayor Albert van Zetten (Chair of General Manager's Contract and Performance Review Committee)

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a report from the General Manager's Contract and Performance Review Committee on the annual General Manager's Key Performance Indicators.

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

Ald Gibson withdrew from the meeting at 4.00pm.

RESOLUTION: (2):

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

That council move out of Closed Session and endorse those decisions taken while in Closed Session.

CARRIED UNANIMOUSLY AND BY ABSOLUTE MAJORITY 10:0

The Council moved out of Closed Session at 4.29pm

27 MEETING CLOSURE

The Mayor closed the meeting at 4.30pm
