



LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

**COUNCIL MEETING
TUESDAY 29 JANUARY 2013**

LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

Tuesday 29 January 2013

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

Date: 29 January 2013

Time: 1.00 pm

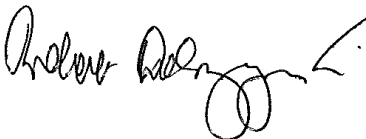
Section 65 Certificate of Qualified Advice

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.



Robert Dobrzynski
General Manager

LAUNCESTON CITY COUNCIL

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Tuesday 29 January 2013

Present: **Alderman** **A M van Zetten (Mayor)**
J D Ball (Deputy Mayor)
A L Waddle
A C Peck
R L McKendrick
R J Sands (Attended at 1.06pm)
R L Armitage
I S Norton
R I Soward
D H McKenzie
J G Cox
D C Gibson

In Attendance: **Mr R S Dobrzynski (General Manager)**
Mr M Reynolds (Corporate Secretary)
Cathy Williams (Committee Clerk/Admin Officer)

Apologies: **Alderman** **Nil.**

ORDER OF BUSINESS

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1 OPENING OF MEETING - IN ATTENDANCE AND APOLOGIES

The Mayor opened the meeting at 1:00pm and noted that Ald R J Sands was not present at the commencement of the meeting.

The Mayor read the Acknowledgement of Country -

"In the spirit of reconciliation, we the citizens of Launceston recognise that Launceston is situated on country of which the Tasmanian Aboriginal people have been owners for over 35,000 years and on which they have performed age-old ceremonies of celebration, initiation, and renewal. We acknowledge the Aboriginal Community of today, their living culture, and unique role in the life of this region and offer our deep appreciation of their on-going contribution to the community."

The Mayor acknowledged the firefighter who died in the recent Tasmanian fires and the people who died in the Queensland floods and observed a minute's silence.

2 DECLARATION OF PECUNIARY INTERESTS

Nil

3 CONFIRMATION OF MINUTES

RECOMMENDATION:

1. That the Minutes of the meeting of the Launceston City Council held on 10 December 2012 be confirmed as a true and correct record with amendment to page 21, item 12.1 to read:

"Moved Alderman D H Alderman McKenzie, seconded Alderman R J Sands" instead of "Moved Alderman R L McKendrick".

2. That the Minutes of the Special meeting of the Launceston City Council held on 17 December 2012 be confirmed as a true and correct record.
-

DECISION: 29/01/2013

RESOLUTION: (1):

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

That Recommendation 1 be adopted subject to amendment as follows:

- 1. That the Minutes of the meeting of the Launceston City Council held on 10 December 2012 be confirmed as a true and correct record subject to an amendment on page 21, item 12.1 to read:**

"Moved Alderman D H McKenzie, seconded Alderman R J Sands" instead of "Moved Alderman R L McKendrick".

CARRIED UNANIMOUSLY 11:0

Absent: Alderman Sands

RESOLUTION: (2):

Moved Alderman D C Gibson, seconded Alderman J G Cox.

That Recommendation 2 be adopted.

CARRIED UNANIMOUSLY 11:0

Absent: Alderman Sands

4 DEPUTATION

Nil

5 ANSWERS FROM PREVIOUS PUBLIC AND ALDERMEN'S QUESTION TIME

Meeting Date and Item No.	File No.	Question	Answer	Officer Responsible
AGM - 3 December 2012 7.1.1	SF0098	<p>Grant Blazely - Sainty's Coaches Venture Court, Invermay asked:</p> <p>In regard to Freelands Lookout off Bald Hill Road and Summit Drive Trevallyn. I understand that this lookout although in the West Tamar Council is maintained by the Launceston City Council.</p> <p>Sainty's Coaches operate half day tours around Launceston and the Tamar Valley and visit Freelands Lookout twice a day.</p> <p>I am concerned about the lack of maintenance and the view which is currently seriously compromised by native cherry trees that have been allowed to grow to a height on 2 to 3 metres. These trees are not on the skyline and are particularly unattractive. They are growing beneath the eucalypts and, with the exception of one small 'window', obliterate the view of the city and river. If native cherry trees were removed the view could be enjoyed by looking under and/or through the eucalypts which are on the skyline.</p> <p>Since September I have twice lodged an enquiry/complaint regarding these trees with Council. I have received to follow up phone calls , the latest in mid October from an</p>	<p>The question was taken on notice.</p> <p>Reply by Director Infrastructure Services - Council's Parks and Recreation Department have inspected 'Freelands Lookout' and are satisfied with the level of maintenance; all firebreaks, road edges and open areas had all been cut as required. The central natural areas have long grass as is to be expected for natural bushland areas. From the main lookout area there is a clear view to the city centre and down the Tamar River Valley. The planted areas are mostly weed free and there is very little litter evident. There are some larger she-oaks that will be removed to further improve the view. Parks and Recreation will undertake this work progressively through the year as part of normal site maintenance.</p>	Harry Galea

Meeting Date and Item No.	File No.	Question	Answer	Officer Responsible
		<p>arborist, informing me that the situation was under review, and that a decision would be made in a "few weeks" regarding</p> <ul style="list-style-type: none"> - removal of the trees, - partial removal of the trees, or - curiously, an alternate solution of providing a pathway to a grassy area below the lookout site, with a similar but less panoramic or attractive view of the city. <p>In regard to the latter option it seems odd to me to opt for a 'second best' option when the original and far superior lookout site could be easily restored with some maintenance work.</p> <p>Will the Council take action to remove the offending native cherry trees in order to restore this magnificent view, and this site to its intended purpose, and if so when?</p> <p>Will Council undertake to better maintain this site and the grassy area below it by regularly cutting the grass so that locals and tourists alike can once more enjoy this site.</p>		
<p>AGM - 3 December 2012 7.2.1</p>	<p>SF0098</p>	<p>Lionel Morrell - 41 High Street, Launceston</p> <p>What is the State Valuation branch's valuation of the following Launceston City Council ratepayer owner buildings and land, if not separately valued, then your best estimate for such values?</p>	<p>Response provided at meeting:</p> <p>The question was taken on notice.</p> <p>Further reply -</p> <p>The Council has the following assessed annual values for tenancies</p>	<p>Michael Tidey</p>

Meeting Date and Item No.	File No.	Question	Answer	Officer Responsible
		<p>Utas occupied properties at Inveresk, notably:</p> <ul style="list-style-type: none"> ➤ School of Architecture and Design ➤ School of Fine Furniture ➤ School of Visual and Performing Arts ➤ Vacant land fronting North Esk river and subject to debate for student/welfare housing ➤ Powerhouse Café (Café Blue) 	<p>covered by the question.</p> <ul style="list-style-type: none"> • Blue Café \$30,500 (AAV) • UTAS (two buildings and car parks) \$612,500 (AAV) <p>It is not appropriate for staff that are not qualified as valuers to estimate the value of other pieces of the property.</p>	
<p>26 November 2012 9.2</p>	<p>SF0873</p>	<p>Alderman Norton asked:</p> <ul style="list-style-type: none"> • Received a complaint regarding the Aquatic Centre. A family attended on a Saturday and found only paddling pools available for use. They were told the outside pool was open but there was a sign up saying it was closed. The pools that were closed which were booked by groups had no-one swimming in them. Could this be investigated? 	<p>Response provided at meeting:</p> <p>The question was taken on notice and a detailed report will be provided.</p> <p>A review of the Centre set up for 17 November 2012, the date of the complaint Ald Norton referred at Council has been carried out</p> <p>As a minimum, Launceston Aquatic guarantees customers will always have access to 3 lap lanes and leisure space. Between 3 and 4pm on the 17 November, there were lap lanes available in both the indoor competition pool and the outdoor lap pool. The indoor and outdoor leisure pools were both open. From 4.00pm, the competition pool was closed to public for a carnival. Lap lanes were then available in the outdoor 25m pool. This had been advertised</p>	<p>Rod Sweetnam / Melissa Carlton</p>

Meeting Date and Item No.	File No.	Question	Answer	Officer Responsible
			<p>internally to customers the week prior and also on the website and the pool schedules which are published weekly.</p> <p>The only signage at the Centre was signage advising that the outdoor pool was open for public use. These signs were placed at the front entrance of the Centre, on the change room doors and on the doors to each of the pools. Signage indicating the pool was closed has been investigated none have been identified.</p> <p>In analysing the issue there may have been potential for confusion around what lane space was available for public in the competition pool as there were Swim Tas officials setting up the carnival between 3 and 4pm. With this in mind, the Centre has already made some improvements to make it easier on the day for customers to know what is available when there is a carnival taking place in the competition pool.</p>	

6 PUBLIC QUESTION TIME

Nil

7 ANNOUNCEMENTS BY THE MAYOR

7.1 Mayor's Announcements

FILE NO: SF2375

Monday 10 December

- Attended TASRAIL Update - Revitalisation of Rail Tas

Tuesday 11 December

- Attended Kings Meadows High School Assembly
- Attended East Launceston Primary School Assembly

Wednesday 12 December

- Officiated at Reptile Rescue Launch of new App for Smart Phone
- Officially opened new Launceston Travel & Information Centre
- Attended Scotch Oakburn College Celebration 2012

Thursday 13 December

- Attended Brooks High School - Grade 10 Assembly
- Officiated at promotion of "Trams in the City" Event - Civic Square
- Attended Queechy High School Presentation Evening

Friday 14 December

- Private Citizenship Ceremony for Hayley Tristram, Craig Moore and Susanne Froelin
- Officiated at St Giles Flag Raising Ceremony to mark 50th Anniversary

Saturday 15 December

- Officiated at UTAS Graduation and Town & Gown Procession

Sunday 16 December

- Attended Launceston Toyota State Showjumping Championships
- Officiated at Carols by Candlelight - City Park

Tuesday 18 December

- Attended Mowbray Heights Primary School End of Year Assembly
- Attended Ravenswood Heights Primary School Assembly
- Attended Launceston Benevolent Society official opening of LBS Building
- Attended Launceston Christian Schools Celebration Evening.

Wednesday 19 December

- Attended Rocherlea Primary School - Grade 6 Leavers Assembly
 - Attended Brooks High School - Grade 7-9 End of Year Assembly
 - Attended Tassievore Eat Local Challenge Launch - Northern Suburbs Community Centre
 - Attended Lilydale District School Celebration Assembly
-

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

Thursday 27 December

- Officially started Launceston to Hobart Yacht Race at Beauty Point
- Attended Hobart City Council Welcome Event - Taste Festival, Hobart

Sunday 6 January

- Officially welcomed participants of Under 17 Boys Fastpitch Softball National Championships
- Attended Official Opening of Girl Guides Jamboree

Saturday 12 January

- Attended Hyundai A-League Season 2012/13 Chairman's Function

Saturday 26 January 2013

- Attended and addressed the Australia Day Citizenship Ceremony, Albert Hall Launceston.

The Mayor further added:

- **Congratulated Council and people of Launceston on receiving Suncorp Bank's Friendly Family City Award which analysed 10 key factors to award Launceston as the number 1 family friendly city in Australia. Thanks to staff for willingness and working hard to ensure Council capitalises on award.**

Ald R J Sands attended the meeting at 1:06pm

- **Mayor reported his discretionary allowance of \$2,000 has been donated to the Red Cross Bushfire Appeal.**
 - **In December attended many school assemblies and reported that many youth work hard and achieve great outcomes**
 - **Saturday 26 January attended Australia Day Citizenship Ceremony and thanked Elizabeth Clark and the team who worked to ensure it was a success. There were over 400 people who attended and it was standing room only at one stage.**
 - **Thursday 24 January attended Cocktail Party / Gala Night to raise funds for the Red Cross Fire Appeal. Congratulations to Alderman Gibson and Rotary Club for organising this event which raised over \$100,000. Congratulations also to all community groups who are raising money for the fire appeal.**
-

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

- Letter from Brendan Lichtendonk, Public Officer of the Northern Rangers Soccer Club who thanked Andrew Smith and Trevor Galbraith for assistance regarding upgrades to grounds and facilities.

The General Manager also made an announcement:

- Congratulations to Launceston City Council Director, Rod Sweetnam who was recognised for an Australian Fire Service Medal in the Australia Day Awards for 40 years of service as a volunteer firefighter in Victoria and Tasmania. He was also a recipient of the Emergency Services Medal in 2003.
-

8 ALDERMEN'S/DELEGATES' REPORTS

8.1 Alderman Peck - Launceston Airport, Economic Development Committee

Alderman A C Peck reported:

- **Launceston Airport's 2nd quarter figures showed passenger numbers were up by 9%.**
 - **Economic Development Committee - On Thursday 7 February 2013 Peter Craven from the Australia Indonesia Business Council will provide a talk about doing business in Indonesia.**
-

8.2 Alderman Armitage - Australia Day Awards

Alderman R L Armitage reported:

- **As Chair of the Launceston City Council Australia Day Committee presented Australia Day Awards to:**
 - **Roslyn Lewis who received Australia Day Citizen Award for her diverse contributions to the Launceston community over a 30-40 year period;**
 - **North Launceston Bowls Club received a Community Event Award for hosting the National Championships. Almost 200 people were fed and accommodated and Launceston received great recognition from the many attendees.**
 - **Encore Theatre Company received a Community Event Award for its production of Jesus Christ Superstar. Over 40,000 hours of voluntary work was given to produce the show.**
-

8.3 Alderman McKendrick - Melbourne Victory Soccer Club, Chilli FM Skyfire

Alderman R L McKendrick reported:

- **Melbourne Victory Soccer match held at Aurora Stadium. Thanks to staff for preparation of the ground. Thanks to RACT for sponsorship.**
 - **On Friday night 25 January Chilli FM Skyfire staged a free event with fireworks. Congratulations to Chilli FM for organising such a great event.**
-

8.4 Alderman Gibson - Tas Open Dance Sports Championships, Launceston Safer Communities Partnership Committee - Summer Safety Message, Gala Event

Alderman D C Gibson reported:

- **Framed plaque from Tas Open Dance Sports Championships presented to Launceston City Council.**
 - **The Launceston Safer Communities Partnership Committee placed a Summer Safety Message on Council's website which was greatly received.**
 - **Thank you to members of staff, aldermen and other councils who assisted with the staging of the Gala Fundraiser. The event raised more than \$104,000 for the Bushfire Appeal.**
-

8.5 Alderman Ball - Tasmanian Circus Festival

Alderman J D Ball reported:

- **Attended Tasmanian Circus Festival at Golconda. The organisers appreciated the assistance of Ben Pugh, Council's Technical Support Officer in Building Services. Patronage has been capped at 2,500 for some years now. It sells out weeks after tickets go on sale and people come from all over the world to attend.**
-

8.6 Alderman Norton - Reptile Rescue App

Alderman I S Norton reported:

- **Reptile Rescue would like to acknowledge the Mayor, Richard Mulvaney, Luke Scott and Elizabeth Clark for a successful launch of the Reptile Rescue App.**
-

9 QUESTIONS BY ALDERMEN

9.1 Alderman Waddle - Gunns sponsorship of Aurora Stadium

Aldermen's Question: Alderman A L Waddle asked:

- **How many years did Gunns sponsor Aurora?**

The question was taken on notice. The General Manager advised a response will be provided in the Aldermen's Bulletin.

9.2 Alderman Gibson - Business signage restrictions

Aldermen's Question: Alderman D C Gibson asked:

- **In reference to the business on the corner of Tamar and Boland Streets, what rights and responsibilities does council have to censor or remove the content of the signage?**

The question was taken on notice.

10 COMMITTEE REPORTS**10.1 Cataract Gorge Advisory Committee Meeting 28 November 2012****FILE NO:** SF0839**AUTHOR:** Tricia De Leon-Hillier (Parks Lease Management Officer)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider a report from the Cataract Gorge Advisory Committee.

RECOMMENDATION:

That the following recommendation from the meeting of the Cataract Gorge Advisory Committee held on 28 November 2012 be adopted by Council -

That the contract/licence for the Basin Café, Kiosk and Cataract Gorge Restaurant include the business operating hours as:

Basin Café

Opening hours during the winter months of May, June, July, August and September will be 9-4pm

Opening hours during the summer months of October, November, December, January, February, March and April will be 9-5pm

Closed on Christmas Day

Kiosk

Opening hours 9-5pm at 7 days a week

CLOSED - Christmas Day and Boxing Day

Flexibility to close on 5 days during the months of April to October (public holidays)

Cataract Gorge Restaurant

All year around closed on Monday's (as current arrangement)

Closed on Christmas Day

Open for lunch Tuesday to Sunday

Open for dinner Tuesday to Saturday

10.1 Cataract Gorge Advisory Committee Meeting 28 November 2012...(Cont'd)

DECISION: 29/01/2013

RESOLUTION: (1):

Moved Alderman I S Norton, seconded Alderman A C Peck.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 12:0

10.2 Tender Review Committee Meetings 3, 10 and 17 December 2012**FILE NO:** SF0100**AUTHOR:** Raj Pakiarajah (Manager Projects)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider a report from the Tender Review Committee (a delegated authority committee).

RECOMMENDATION:

That the reports from the Tender Review meetings held on 3, 10, and 17 December 2012 be received.

DECISION: 29/01/2013**RESOLUTION: (1):****Moved Alderman A C Peck, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****CARRIED UNANIMOUSLY 12:0**

10.3 Municipal Emergency Management Committee Meeting Report**FILE NO:** SF3177**AUTHOR:** Rod Sweetnam (Director Facility Management & Governance Services)**GENERAL MANAGER:** Robert Dobrzynski

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 Thursday, 6 December 2012 be received.

DECISION: 29/01/2013**RESOLUTION: (1):****Moved Alderman J G Cox, seconded Alderman R I Soward.****That the Recommendation be adopted.****CARRIED UNANIMOUSLY 12:0**

11 PETITIONS

Nil

12 PLANNING AUTHORITY

Nil

13 NOTICES OF MOTION - FOR CONSIDERATION

DECISION: 29/01/2013

RESOLUTION: (1):

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

That the order of business be amended to now facilitate consideration of Item 13.3.

CARRIED UNANIMOUSLY 12:0

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Tuesday 29 January 2013

13.1 Mayor Alderman van Zetten - Notice of Motion - Tasmanian Bushfires

FILE NO: SF5547

AUTHOR: Mayor Alderman van Zetten

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Mayor Alderman van Zetten regarding making a contribution to the Red Cross Tasmanian Bushfires Appeal 2013.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

- a) That the Launceston City Council recognises the dire circumstances faced by its fellow Tasmanians in bushfire ravaged areas of the State by making a contribution of \$20,000 to the Red Cross Tasmanian Bushfires Appeal 2013.
 - b) That the General Manager co-ordinate with the Sorrell and Tasman Councils offering to render such reasonable organisational assistance as the Launceston City Council may be able to provide.
-

The meeting moved back to this item from item 13.3 and the Deputy Mayor took the Chair at 2.02pm.

DECISION: 29/01/2013

RESOLUTION: (1):

Moved Alderman A M van Zetten, seconded Alderman R L Armitage.

That the Motion be adopted.

CARRIED UNANIMOUSLY 12:0

The Mayor resumed the Chair at 2.06pm.

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13.2 Alderman Ball - Notice of Motion - Maximising the opportunities of being Australia's No. 1 Family Friendly City

FILE NO: SF5547

AUTHOR: Alderman Ball

GENERAL MANAGER: Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Ball to maximise the opportunities presented through achieving the number one ranking in the inaugural Suncorp Bank Family Friendly City Index.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

That Council moves swiftly to maximise the opportunities presented through achieving the number one ranking in the inaugural Suncorp Bank Family Friendly City Index by;

- 1) Developing a strategy to identify the opportunities presented by our number one ranking in the nation with the aim of ensuring that by the end of 2013 as many people as possible in Tasmania, nationally and internationally know that Launceston is Australia's most family friendly city and that any family that is thinking of moving to regional Australia thinks of moving to Launceston;
 - 2) Identify key stakeholder organisations, businesses, government departments, NGOs, educational institutions and individuals who could partner with Council to combine efforts and resources in presenting and promoting a unified message for recruitment, 'family migration', education, tourism, investment and other purposes;
 - 3) Seek preliminary advice from a marketing organisation on how to best leverage this opportunity and explore the cost/benefits of retaining a marketing firm to advise and present a campaign for 2013;
 - 4) Exploring the development of a targeted marketing/migration strategy, capitalising on our national number one ranking as a family friendly city, our myriad assets as a city, combined with the imminent arrival of the National Broadband Network (NBN) being activated, to attract families, workers, companies, organisations etc. from interstate and potentially overseas to relocate to the Greater Launceston Area.
-
-

13.2 Alderman Ball - Notice of Motion - Maximising the opportunities of being Australia's No. 1 Family Friendly City...(Cont'd)

**Ald R I Soward withdrew from meeting at 2:35pm.
Ald R I Soward re attended the meeting at 2:36pm.**

DECISION: 29/01/2013

RESOLUTION: (1):

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

That the Motion be adopted.

RESOLUTION: (2):

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

That an extension of time of 3 minutes be granted to Alderman J D Ball.

CARRIED UNANIMOUSLY 12:0

THE SUBSTANTIVE MOTION (RES 1) WAS PUT AND CARRIED UNANIMOUSLY 12:0

13.3 Alderman Soward - Notice of Motion - Extension of Smoke Free Areas in the City**FILE NO:** SF5547 / SF3221**AUTHOR:** Alderman Soward**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Soward on Smoke Free Areas in the City.

PREVIOUS COUNCIL CONSIDERATION:

Min No 23.1 - Council - 10 December 2013 - *Advice of Future Notice of Motion*

NOTICE OF MOTION:

1. The Launceston City Council extend the smoke free area beyond the boundary of the Brisbane Street Mall to include a larger area of the CBD. The actual area to be included is to be decided after consultation with The Chamber of Commerce, City Prom and Tas Police bearing in mind the city already has clearly defined CBD boundaries that comprise the area covered by City Prom.
 2. The extension of the smoke free area is not to impact on or include licensed premises that already have designated smoking areas.
 3. Council indicate smoking areas in the CBD area by signage- these areas are areas that are commonly used for smoking already and include a variety of laneways and areas such as Trustees court.
-

This item was dealt with at 1.43pm after Item 13 but before Item 13.1.

Ms Lauren Youl, Cancer Council spoke to the item.

13.3 Alderman Soward - Notice of Motion - Extension of Smoke Free Areas in the City...(Cont'd)

DECISION: 29/01/2013**RESOLUTION: (1):****Moved Alderman R I Soward, seconded Alderman D H McKenzie.****That the Motion be adopted with the deletion of point 3, therefore amended as below:**

- 1. The Launceston City Council extend the smoke free area beyond the boundary of the Brisbane Street Mall to include a larger area of the CBD. The actual area to be included is to be decided after consultation with The Chamber of Commerce, City Prom and Tas Police bearing in mind the city already has clearly defined CBD boundaries that comprise the area covered by City Prom.**
- 2. The extension of the smoke free area is not to impact on or include licensed premises that already have designated smoking areas.**

CARRIED UNANIMOUSLY 12:0**The meeting then returned to Item 13.1.**

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13.4 Alderman Soward - Notice of Motion - Green Waste Bins

FILE NO: SF5547, SF0632

AUTHOR: Alderman Soward

ACTING GENERAL MANAGER: Rod Sweetnam (Acting General Manager)

DECISION STATEMENT:

To consider a Notice of Motion regarding investigating issuing green waste bins to Launceston City Council households.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

That Launceston City Council investigate issuing all households within the Launceston City Council area with a Green Waste bin to be used for green waste [garden clippings, prunings, lawn clippings etc] to be collected on a monthly basis. It is proposed this scheme becomes effective in the 2013/14 financial year.

DECISION: 29/01/2013

RESOLUTION: (1):

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

That the Motion be adopted with the deletion of the last sentence to now read as follows:

That Launceston City Council investigate issuing all households within the Launceston City Council area with a Green Waste bin to be used for green waste [garden clippings, prunings, lawn clippings etc] to be collected on a monthly basis.

FOR VOTE - Ald R I Soward

AGAINST VOTE - Ald A M van Zetten, Ald A L Waddle, Ald R L McKendrick, Ald R L Armitage, Ald J D Ball, Ald I S Norton, Ald R J Sands, Ald A C Peck, Ald D H McKenzie, Ald J G Cox, Ald D C Gibson

LOST 1:11

13.5 Alderman Soward - Notice of Motion - Telecommunications**FILE NO:** SF5547, SF0800**AUTHOR:** Alderman Soward**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Soward that Council investigate mobile phone coverage in rural areas within the Launceston municipal boundaries.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

The Launceston City Council write to the Federal Minister for Telecommunications and to the regional managers for Telstra, Vodaphone and Optus expressing concern about the lack of mobile phone coverage in rural areas within the Launceston municipal boundaries particularly in light of the need for communications during the bushfire disaster and asking for this to be addressed to avoid potential disaster and loss of life.

Ald J G Cox withdrew from meeting at 2:56pm.**Ald J G Cox re attended the meeting at 2:59pm.****DECISION: 29/01/2013****RESOLUTION: (1):****Moved Alderman R I Soward, seconded Alderman R L McKendrick.****That the Motion be adopted.**

13.5 Alderman Soward - Notice of Motion - Telecommunications...(Cont'd)

RESOLUTION: (2):

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

That the Motion be put.

CARRIED UNANIMOUSLY 12:0

THE SUBSTANTIVE MOTION (RES 1) WAS PUT AND CARRIED 12:0

The Mayor adjourned the Meeting at 3.00pm.

The Mayor reconvened the Meeting at 3.15pm. Alderman A C Peck was not present.

13.6 Alderman Soward - Notice of Motion - The Avenue**FILE NO:** SF5547, SF1207**AUTHOR:** Alderman Soward**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion from Alderman Soward that Council investigate closing off the area known as "The Avenue" in Brisbane Street, Launceston to vehicular traffic.

PREVIOUS COUNCIL CONSIDERATION:

Min No 23.1 - Council - 10 December 2012 - *Advice of Future Notice of Motion*

NOTICE OF MOTION:

- a) The Launceston City Council investigate the impacts of closing the area known as The Avenue in Brisbane Street, Launceston to vehicular traffic with the view of making it a Mall.
- b) As part of this review The Launceston City Council investigates the closure on both a permanent and temporary (according to seasonal demand) basis.
- c) At the conclusion of the review a report will return to Council where further actions (if any) will be considered.

Alderman Soward withdrew this Motion.

DIRECTORATE MINUTES ITEMS

14 DEVELOPMENT SERVICES

14.1 Local Government Miscellaneous Amendments Bill

FILE NO: SF0331

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To provide comments on the Local Government Miscellaneous Amendments Bill to the LGAT.

PREVIOUS COUNCIL CONSIDERATION:

28 March 2012 - LGAT General Meeting Resolution on Local Government Act nuisance provisions.

RECOMMENDATION:

That the Council make the following comments to the Local Government Association of Tasmania in respect of the *Local Government Miscellaneous Amendments Bill*:

- The Council has no comments in respect of the electoral provisions or other proposed minor changes to provisions of the Act;
 - The Council is generally supportive of improving Local Government's ability to effectively deal with dilapidated buildings;
 - The definition of *dilapidated buildings or structures* should relate only to the impacts that a dilapidated building or structure has on amenity, rather than having to determine any loss a dilapidated building may be causing in the resale value of surrounding/adjoining premises;
 - To improve consistency of decision making the definition of *dilapidated buildings or structures* should provide a series of 'guidelines' or 'tests' to determine if a building or structure is prejudicial to amenity of surrounding/adjoining premises;
 - The proposed process for actioning dilapidated buildings or structures is unwieldy. Given the subjectivity of the assessment on whether a building or structure is dilapidated, and in the interest of natural justice, it does not seem appropriate for a General Manager to serve a Building notice on a property owner on the grounds that a building may be dilapidated. It is suggested that it would be more appropriate to refer such matters directly to the Council for a decision and that any action would follow a Council decision that a building is dilapidated in accordance with the Act; and
-

14.1 Local Government Miscellaneous Amendments Bill...(Cont'd)

- The Bill should be expanded to include an amendment to both the *Local Government Act 1993* and the *Resource Management and Planning Appeal Tribunal Act 1993* to confer jurisdiction for the nuisance provisions (Sections 199 - 204 of the LGA 1993) to RMPAT rather than the Magistrates Court.
-

Alderman A C Peck re attended the meeting at 3:17pm.

DECISION: 29/01/2013

RESOLUTION: (1):

Moved Alderman J D Ball, seconded Alderman D H McKenzie.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 12:0

15 FACILITY MANAGEMENT AND GOVERNANCE SERVICES

Nil

16 QUEEN VICTORIA MUSEUM AND ART GALLERY

Nil

COUNCIL MINUTES

Tuesday 29 January 2013

17 INFRASTRUCTURE SERVICES

17.1 Notice of Motions from Council's Annual General Meeting 2012

FILE NO: SF0098

AUTHOR: Harry Galea (Director Infrastructure Services) and
Rod Sweetnam (Director Facility Management and Governance Services)

DECISION STATEMENT:

To consider investigations to motions passed at Council's Annual General Meeting (AGM) on Monday 3 December 2012.

PREVIOUS COUNCIL CONSIDERATION:

Item 19.1 - Council meeting 10 December 2012 - Acknowledgment of motions passed at the AGM

Min No 6.1.1 - Annual General Meeting - 3 December 2012 - *Motion carried*

Min No 6.1.2 - Annual General Meeting - 3 December 2012 - *Motion carried*

Min No 6.1.3 - Annual General Meeting - 3 December 2012 - *Motion carried*

Min No 6.1.4 - Annual General Meeting - 3 December 2012 - *Motion carried (with amendment)*

Min No 6.1.5 - Annual General Meeting - 3 December 2012 - *Motion carried (with amendment)*

RECOMMENDATION:

That Council resolves in the following manner in respect to Annual General Meeting of 3 December 2012 being -

- **Minute 6.1.1 That this Council considers locating planter boxes at each end of the Brisbane Street Mall to provide some visual and sound separation between the passing traffic and the Mall -**

Response:

That the concept is supported and to be considered during the redevelopment of the Mall as part of the Greater Launceston Plan and for the period leading to the redevelopment of the Mall that planters (and bollards to control vehicles) be installed at either end at an estimated value of \$14,000.

- **Minute 6.1.2 That Council convert a further two Controlled Vehicle Loading Zones to 15 minute Zones on Sundays in the CBD -**

Response:

That Council agrees to extend the operating hours of two fifteen minute parking zones in the Central Business District (CBD) to seven days operation.

17.1 Notice of Motions from Council's Annual General Meeting 2012...(Cont'd)

- **Minute 6.1.3 Henceforth, Launceston City Council add the laneway connecting Charles Street to Dechaineaux Way (AKA Birchalls Carpark) to its street cleaning rota for cleansing to the standard as if it were a Council owned or operated laneway -**

Response:

That the request is not supported for this private land.

- **Minute 6.1.4 That Council mark an identifying number adjacent to non covert Council operated CCTV cameras on streets -**

Response:

That Council accept the advice of Tasmanian Police, and not proceed with the installation of identification signage of the CCTV network in the Launceston CBD.

- **Minute 6.1.5 That Council explore alternative or additional on-street loading zones close to each end of the Brisbane Street Mall for heavy vehicles serving the Mall -**

Response:

That there be no change to the current situation regarding the number of loading zones near either entrance to the Mall.

DECISION: 29/01/2013

RESOLUTION: (1):

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

That the Recommendation be adopted.

CARRIED UNANIMOUSLY 12:0

18 CORPORATE SERVICES**18.1 Audit Committee Member****FILE NO:** SF3611**AUTHOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the appointment of a member of the Audit Committee.

PREVIOUS COUNCIL CONSIDERATION:

Item 18.1 - Council 28 May 2012 - *It was resolved that the revised Audit Committee Policy be adopted*

Item 10.2 - Council 26 November 2012 - *It was resolved that Mark Scanlon be appointed as Chair of the Audit Committee*

RECOMMENDATION:

That the Council ratify the appointment of Ms Lyndal Kimpton as a member of the Council's Audit Committee.

DECISION: 29/01/2013**RESOLUTION:** (1):**Moved Alderman R I Soward, seconded Alderman J D Ball.****That the Recommendation be adopted.****CARRIED UNANIMOUSLY 12:0**

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:** Pepper Griffiths (Corporate Planning 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 item was noted.

23 ADVICE OF FUTURE NOTICES OF MOTION

Nil

24 REPORTS BY THE MAYOR

Nil

25 REPORTS BY THE GENERAL MANAGER

Nil

26 CLOSED COUNCIL ITEM(S)**RECOMMENDATION:**

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:

(a) as it concerns personnel matters.

DECISION: 29/01/2013

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman J D Ball.

That the Recommendation be adopted.

CARRIED UNANIMOUSLY AND BY IMPLICATION AN ABSOLUTE MAJORITY 12:0

Council moved into closed session at 3.25pm and all staff other than the General Manager left the meeting room.

26.1 Report from 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 recommendation from the General Manager's Contract and Performance Review Committee.

PREVIOUS COUNCIL CONSIDERATION:

N/A

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

RESOLUTION: (2):

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

That Council move out of Closed Session.

CARRIED UNANIMOUSLY 12:0

Council moved out of closed session at 3.26pm.

27 MEETING CLOSURE

The Mayor closed the meeting at 3.26pm.
