



LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

**COUNCIL MEETING
TUESDAY 10 JUNE 2014**

LAUNCESTON CITY COUNCIL

COUNCIL MINUTES

Tuesday 10 June 2014

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

Date: 10 June 2014

Time: 1.00 pm

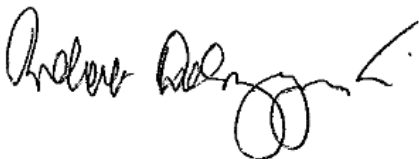
Section 65 Certificate of Qualified Advice

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

COUNCIL MINUTES

Tuesday 10 June 2014

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

In Attendance: **Mr R S Dobrzynski (General Manager)**
 Mr J Davis (Manager Corporate Strategy)
 Mr D Gray (Committee Clerk/Admin Officer)

Apologies: **Alderman** **J G Cox**

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1 OPENING OF MEETING - IN ATTENDANCE AND APOLOGIES

The Mayor opened the meeting at 1pm, noted apology of Alderman Cox and advised Alderman Sands would be a late attendance.

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 26 May 2014 be confirmed as a true and correct record.

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman D H McKenzie.

That Recommendation 1 be adopted.

ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R J Sands

CARRIED UNANIMOUSLY 10:0

4 DEPUTATION

Nil

5 ANSWERS FROM PREVIOUS PUBLIC AND ALDERMEN'S QUESTION TIME

Nil

6 PUBLIC QUESTION TIME

Nil

Under the provisions of the Land Use Planning and Approvals Act 1993, Council acts as a Planning Authority in regard to item 7.1

7 PLANNING AUTHORITY

7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal

FILE NO: DA0148/2014

AUTHOR: Ashley Brook (Consultant Planner, GHD Pty Ltd)

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

The following recent applications have been considered for the subject properties:

DA0183/2010:

Combined planning scheme amendment and development application. The scheme amendment entailed the rezoning of the subject property from Particular Use 5.1 Place of Assembly to Closed Residential under the Launceston Planning Scheme 1996. The amendment was subsequently approved by the Tasmanian Planning Commission;

The development application entailed a subdivision - consolidation of four (4) titles; demolition of two (2) sheds and two (2) dwellings; construct and use 21 multiple dwellings and convert existing church into four (4) multiple dwellings. It was subsequently refused by the Tasmanian Planning Commission.

DA0375/2012:

- The development application entailed a subdivision - consolidation of four (4) titles; demolition of two (2) sheds and two (2) dwellings; construct and use 21 multiple dwellings and convert existing church into four (4) multiple dwellings;
-

7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)

- The development application was subsequently withdrawn on the basis that the application was deemed to be invalid.

DA0416/2012:

- The development application entailed a subdivision - consolidation of four (4) titles; demolition of two (2) sheds and two (2) dwellings; construct and use 21 multiple dwellings and convert existing church into four (4) multiple dwellings;
- The development application was subsequently withdrawn on the basis that the application was prohibited by a clause within the planning scheme.

DA0033/2013:

- The development entailed the subdivision - consolidate two (2) titles; demolish two (2) sheds and two (2) dwellings; construct and use twenty one (21) multiple dwellings and convert the existing church into four (4) multiple dwellings; modifications to the site levels and vehicle access;
 - The development was recommended for approval by Council Officers but was refused by Council acting as a planning authority. The reasons cited related to concerns about the building height of certain dwellings, overlooking mainly between dwellings within the proposed development and the impact of the level of development on the private open space for some dwellings;
 - The applicant appealed Council's decision. The Tribunal upheld Council's refusal (TASRMPAT 104). The two main issues for the Tribunal were the lack of usable private open space for three (3) of the dwellings proposed within the former church (Townhouses 6, 7 and 8) and inadequate solar access for the private open space associated with Townhouses 10, 11, 16 and 17. A third issue was a lack of detail for the landscaping proposed within the frontage to ameliorate, although the Tribunal indicated that this could be overcome with a more comprehensive landscaping proposal including retention of existing vegetation.
-

- 7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
-

RECOMMENDATION:

That the Council approves DA0148/2014 for Residential - multiple dwellings; amalgamation of two (2) titles, demolition of two (2) sheds, 2 (two) dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal on land located at 304 and 308 Penquite Road, Norwood subject to the following conditions:

1. ENDORSED PLANS

The use and development must be carried out as shown on the Endorsed Plans and described in the endorsed documents to the satisfaction of the Planning Authority. The endorsed plans are as identified in Annexure A.

2. AMENDED PLAN REQUIRED

Prior to the commencement of the development and use, amended plans must be submitted for approval by the Manager Planning Services Department. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and two copies must be provided.

The plans must show:

Pedestrian Access and Internal Road

- (a) A continuous footpath from the pedestrian gate on the frontage around one side of the internal loop road which is:
- a minimum of 1.5 metre wide between townhouses 6 and 12,
 - provided with a concrete kerb with a minimum height of 150mm to provide vertical separation,
 - visually differentiated from the loop road and the driveways from the loop road to the parking areas/garages i.e. contrasting pavement colours or surface treatment or material type,
 - handrails where retaining walls create differences in level exceeding 1.00 metre
- (b) Provision of hand rails and wheel stops in parking areas where retaining walls create differences in level exceed 1.00 metre or pose a hazard to vehicles or people,
- (c) Provision of signage to indicate the direction of traffic flow around the loop road.
-

- 7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
-

Private Open Space – Townhouses 6 and 7

- (a) The identification of the boundary and fence between Townhouses 6 and 7 on all plans shall be as it is shown on Drawing No. PD13202-01, Revision 3.

Parking

- (a) Deletion of the taxi parking space.
(b) Provision of one (1) additional car parking space, to increase the overall provision to 54 spaces.
(c) Provision of one (1) addition parking space for persons with a disability, to increase the overall supply to three (3) disability spaces.

The amended plans must be drawn to scale with dimensions and four copies must be provided. When approved by the Manager Planning Services Department the plans will be endorsed and will then form part of the permit and shall supersede the original endorsed plans.

3. LEGAL TITLE

All development and use associated with the proposal must be confined to the legal title of the subject land except for the construction of the approved access from Penquite Road.

4. HOURS OF CONSTRUCTION

Construction works may be carried out between the hours of 7am to 6pm Monday to Friday and 8am to 5pm Saturday and no works on Sunday or public holidays.

5. DEMOLITION

The Developer must:

- a. protect property and services which are to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary.
b. not undertake any burning of waste materials on site.
c. remove all rubbish from the site for disposal at a licensed refuse disposal site.

Dispose of any asbestos found during demolition in accordance with the Workplace Tasmania's 'Code of Practice for the Safe Removal of Asbestos.'

- 7.1 **304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
-

6. CONSTRUCTION WASTE

All waste materials produced must be removed from the site and disposed of in accordance with the relevant Australian Standards, Acts and in such a manner as to avoid nuisance, pollution or loss of amenity to the surrounding area. Waste materials should not be disposed of by burning unless approved by the Planning Authority.

7. NO BURNING OF WASTES

No burning of solid wastes is to be carried out on the site in such a manner so as to become a proven environmental nuisance to the occupiers of properties nearby.

8. REMOVAL OF ASBESTOS

Asbestos removal is to be in accordance with The Code of Practice for the Safe Removal of Asbestos [NOHSC:2002(1988)] Also, a Notice Of Intention To Remove Asbestos as required by Workplace Health and Safety Regulations 1998 Division 9 should be made to; Director Workplace Standards

9. EXTERIOR AND SECURITY LIGHTING

Exterior Lighting and Security lighting must be designed, baffled and located in accordance with Australian Standard AS4282-1997 "Control of the obtrusive effects of outdoor lighting" such that no direct light is emitted outside the boundaries of the subject land.

10. AMENITY

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin, or otherwise.

11. NUISANCE

During operation of this use, the best practicable means shall be taken to prevent nuisance or annoyance to any person not associated with the use. Air, noise and water pollution matters may be subject to provisions of the Environmental Management & Pollution Control Act 1994 and Regulations there under.

- 7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
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12. MULTIPLE DWELLINGS - FENCING

The side and rear boundaries of the property and the boundaries between the individual approved dwellings shall be provided with a new, solid (ie no gaps) fence to provide full privacy between each dwelling and adjoining neighbours. The fence must be constructed to a height of at least 1.8m when measured from the highest finished level on either side of the common boundaries at the developers cost.

13. REFUSE & RECYCLING COLLECTION ARRANGEMENT

Prior to the commencement of works, the applicant must provide written evidence of an agreement between the owner and a relevant contractor for the collection of refuse and recycling from the site. The relevant contractor may be the Council appointed contractor for refuse and recycling collection or other contractor engaged in the collection of refuse and/or recycling.

Collection will not be permitted to occur directly from Penquite Road and bins must be located within the property boundary in the areas set aside for collection.

14. PUBLIC, COMMUNAL AND PRIVATE AREAS

Prior to the sealing of the strata plan, a plan must be submitted to Council in accordance with the site plan identifying public, communal and private areas.

15. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, bylaws and legislation relevant to the development activity on the site.

16. SOIL AND WATER MANAGEMENT PLAN

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites.

No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant.

The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

- 7.1 **304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
-

17. **CONSOLIDATION OF TITLES**

Prior to the issue of Certificates of Occupancy for the development, the titles which comprise the subject site must be consolidated in accordance with under the Local Government (Building and Miscellaneous Provisions) Act 1993. This permit provides approval for the consolidation under the terms of the *Land Use Planning and Approvals Act 1993* and the *Launceston Interim Planning Scheme 2012*.

Prior to the adhesion being endorsed the provision of a single stormwater connection point located so as to drain the lowest part of the lot with all other stormwater connections removed at the main. Where connections are installed in the kerb, these are to be removed and the kerb and channel reinstated to match the existing construction.

Application for stormwater connection is to be made on the approved form and accompanied by the requisite fee. The developer must nominate the contractor who will perform the work to install the new connection and remove all redundant connections. All work is to be carried out in accordance with the Council standard drawings.

18. **WORKS TO EXISTING PENQUITE ROAD RETAINING WALL**

The existing retaining wall located at the back of the footpath along Penquite Road is to be continued along the existing alignment to fill the voids created by the removal of the redundant vehicular crossings. The new sections of the wall shall be constructed of a like material as the existing wall and shall be designed so as to create a continuous structure.

19. **VEHICULAR CROSSINGS**

Before the commencement of the use all unused crossovers and driveways must be removed. An application for such work must be lodged on the approved form

No work must be undertaken to remove the existing driveway outside the property boundary without the prior approval of the works by the Council's Road & Hydraulic Assets Department.

7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)

The work must be completed to Council standards by a contractor to perform such work. The work must include all necessary alterations to other services including lowering/raising pit levels and/or relocation of services. Permission to alter such services must be obtained from the relevant authority (eg TasWater, Telstra, and Aurora etc). The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense.

20. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

All works in (or requiring the occupation of) the road reserve must be undertaken by, or under the supervision of a tradesman/contractor who is registered with Council as a "Registered Contractor".

Prior to the commencement of works, the applicant must prepare a detailed Traffic Management Plan specifying the following:

- a. The nature and the duration of the occupation and may include the placement of skips, building materials or scaffolding in the road reserve and time restrictions for the works,
- b. The traffic management works that are to be employed to provide for the continued safe use of the road reserve by pedestrians and vehicles,
- c. Any temporary works required to maintain the serviceability of the road or footpath,
- d. Any remedial works required to repair damage to the road reserve resulting from the occupation.

The Traffic Management Plan must be prepared in accordance with the relevant Australian Standard, codes of practice and guidelines. A copy of the Traffic Management Plan must be maintained on the site while works are being undertaken and all works must be in accordance with the plan.

21. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS

Where a service connection to a public main or utility is to be relocated/upsized or removed then the trench within the road reserve is to be reinstated in accordance with IPWEA-LGAT Tasmanian Standard Drawing specifications and standard drawing TSD-G-01 Trench reinstatement. Asphalt patching is to be placed to ensure a water tight seal against the existing asphalt surface. Any defect in the trench reinstatement that becomes apparent within 12 months of the works is to be repaired at the cost of the applicant.

- 7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
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22. GEOTECHNICAL REQUIREMENTS

The design of the proposal including retaining walls, buildings and drainage and the construction works are to be consistent with the recommendations of the Geoton Pty Ltd Geotechnical Report for 304 - 312 Penquite Road, Norwood dated 31st July 2009. Where the design or works are not consistent, a supplementary report must be submitted that demonstrates that there will not be an increased landslip risk.

Where required, a copy of the supplementary report must be submitted to Council before the works proceed. Deviation from the approved plans may require further approval.

23. CONSTRUCTION OF RETAINING WALLS

All retaining walls, irrespective of height, located within 1.5 metres of the property boundaries are to be designed and certified by a suitably qualified person. The design shall have regard to the installation of fencing atop the retaining wall and other imposed loading in addition to site conditions on adjoining properties.

24. CAR PARKING CONSTRUCTION

Before the use commences, areas set aside for parking vehicles and access lanes as shown on the endorsed plans must;

- a. Be designed to comply with the following suite of Australian Standards AS 2890.1 Off-street car parking and AS 2890.6 Off-street parking for people with disabilities.
- b. Be properly constructed to such levels that they can be used in accordance with the plans,
- c. Be surfaced with a fully sealed, debris free surface of concrete, asphalt or square edged pavers,
- d. Be drained to Council's requirements,
- e. Be line-marked or otherwise delineated to indicate each car space and access lanes,
- f. Be provided with a concrete kerb of a minimum height of 150mm or such other form of barrier as the Planning Authority may approve, of sufficient height to prevent the passage of vehicles other than from approved crossovers, and to prevent vehicles causing damage to landscape areas;
- g. Have exterior lights that are installed in such positions as to effectively illuminate all pathways, car parking areas and porch areas. Such lighting must be controlled by a time clock or sensor unit and shielded to prevent direct light being emitted outside the site,

Parking areas and access lanes must be kept available for these purposes at all times.

- 7.1 **304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)**
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25. TAS WATER

The development is expected to comply with TasWater Certificate of Consent Number TWDA14/111 - N, which is attached to this permit.

Notes

A. Building Permit Required

Prior to the commencement of any construction the applicant is required to attain a Building Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.

B. Occupancy Permit Required

Prior to the occupation of the premises the applicant is required to attain an Occupancy Permit pursuant to the Building Act 2000. Section 93. A copy of this planning permit should be given to your Building Surveyor.

C. Plumbing Permit Required

Prior to the commencement of any construction the applicant is required to attain a Plumbing Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.

D. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land that contradict the Launceston Planning Scheme. The permit holder and any other interested party, should make their own enquires as to whether the proposed development is effected, restricted or prohibited by any such covenant. If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

- 7.1 304 & 308 Penquite Road, Norwood - Residential - multiple dwellings; amalgamation of 2 titles, demolition of 2 sheds, 2 dwellings and former church building; construction and use of 24 multiple dwellings; site works; vegetation removal...(Cont'd)
-

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

Mr M Stretton (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item

DECISION: 10/06/2014

RESOLUTION: (1):

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

That the Recommendation be adopted.

FOR VOTE - Ald A M van Zetten, Ald J D Ball, Ald A C Peck, Ald I S Norton, Ald R I Soward, Ald D H McKenzie

AGAINST VOTE - Ald A L Waddle, Ald R L McKendrick, Ald R L Armitage, Ald D C Gibson

ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R J Sands

CARRIED 6:4

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

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 17.1

ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R J Sands

CARRIED UNANIMOUSLY 10:0

The meeting then considered item 17.7.

8 ANNOUNCEMENTS BY THE MAYOR**8.1 Mayor's Announcements****FILE NO:** SF2375

Monday 26 May

Attended Relationships Tasmania Exhibition Launch for Responsible Gambling Awareness Week

Tuesday 27 May

Attended UTAS launch of 2014 Season of Student directed performances

Wednesday 28 May

Attended Northern Suburbs Community Centre Cancer Council morning tea
Attended Deloitte Celebration for the career of Steven Heryk
Attend Uni Revue Opening Night performance of "The Habbit"

Thursday 29 May

Attended Bunnings Warehouse North Launceston Official Opening Ceremony
Officiated at Northern Hospice Celebration for National Palliative Care Week
Officiated at Book launch - "Dorothy Edwards: A Life Well Lived"

Friday 30 May

Officially opened Tasmanian Beekeepers Association 69th Annual Conference
Attended UTAS luncheon with the Provost
Attended LCCI Premier's Cocktail Party

Saturday 31 May

Attended Australian Navy Cadets Ceremonial Parade
Attended Launceston Medical Centre Opening

Sunday 1 June

Attended Boer War Commemorative Day Ceremony
Attended Pre-Game Function and NTFA Aboriginal Round Football Match

Wednesday 4 June

Attended Beacon Foundation 20th Annual Positive Futures Charter Signing at Brooks High School
Attended Fred Smith "Dust of Uruzgan" concert at Princess Theatre

Thursday 5 June

Attended launch of the 2014 CGU Business Excellence Awards

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

Friday 6 June

Officiated at Hawks Exhibition Opening at QVMAG

Saturday 7 June

Attended AFL Hawthorn v West Coast match at Aurora

Presentation Junior Trophy at Launceston Competitions (Music Section)

The Mayor further added:

Congratulated Jake Birtwhistle on his world junior title.

Tuesday 27 May attended UTAS launch of 2014 Season of Student directed performances

Saturday 31 May attended Australian Navy Cadets Ceremonial Parade

Saturday 31 May attended Launceston Medical Centre Opening

Wednesday 4 June attended Fred Smith "Dust of Uruzgan" concert at Princess Theatre

Friday 6 June officiated at Hawks Exhibition Opening at QVMAG

**Saturday 7 June attended AFL Hawthorn v West Coast game at Aurora Stadium
Presidents Andrew Bolton lunch**

Saturday 7 June attended Junior Trophy presentation at Launceston Competitions (Music Section). Congratulated and thanked Margret East and Rhonda Murray

9 ALDERMEN'S/DELEGATES' REPORTS**9.1 Alderman Peck - Cityprom**

Alderman A C Peck reported:

Noted Cityprom survey distributed.

Noted Cityprom service awards have been canceled, noted remodeling of the event is being looked at.

Noted social media workshops run by Cityprom for members.

Noted Wi-Fi launch.

9.2 Alderman Ball - Heritage Awards and Pedestrian and Bike Committee

Alderman J D Ball reported:

Reported on the Heritage awards and Pedestrian and Bike Committee meeting

9.3 Alderman McKendrick - Franklin House

Alderman R L McKendrick reported:

Noted Heritage plaques

9.4 Alderman McKenzie - Access Committee

Alderman D H McKenzie reported:

Reported on the Access Committee

9.5 Alderman Norton - Youth Advisory Group

Alderman I S Norton reported:

Reported on the Youth Advisory Committee

10 QUESTIONS BY ALDERMEN

Nil.

11 COMMITTEE REPORTS**11.1 Tender Review Committee Meeting - 19 May 2014****FILE NO:** SF0100**AUTHOR:** Raj Pakiarajah (Manager Projects)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

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

RECOMMENDATION:

That the report from the Tender Review Committee meeting held on 19 May 2014 be received.

This item was dealt with after item 17.7.

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

DECISION: 10/06/2014**RESOLUTION:** (1):**Moved Alderman A C Peck, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 10:0**

11.2 Audit Committee Meeting - 22 May 2014**FILE NO:** SF3611**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To receive and consider a report from the Audit Committee following the meeting on 22 May 2014.

RECOMMENDATION:

That the report from the Audit Committee meeting held on 22 May 2014 be received.

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman D H McKenzie, seconded Alderman J D Ball.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 10:0**

DIRECTORATE MINUTES ITEMS**14 DEVELOPMENT SERVICES****14.1 Pathfinder Program - Request for Funding****FILE NO:** SF0489**AUTHOR:** Leanne Hurst (Manager Community Tourism & Events)**DIRECTOR:** Michael Stretton (Director Development Services)

DECISION STATEMENT:

To consider a \$20,000 funding request for the Pathfinder program in context of the Council's current policy position and strategic operations.

PREVIOUS COUNCIL CONSIDERATION:

SPPC - 2 June 2014 -Item 4.2

RECOMMENDATION:

That the Council defer consideration of matter until negotiations, mediation and/or arbitration with TasWater is concluded regarding the annual cost to be borne by ratepayers as payment to TasWater for the stormwater component of the combined sewerage and stormwater system

Mr M Stretton (Director Development Services) was in attendance to answer questions of Council in respect of Agenda Items 14.1 – 14.2 inclusive.

DECISION: 10/06/2014**RESOLUTION:** (1):**Moved Alderman A C Peck, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****FOR VOTE - Ald A M van Zetten, Ald J D Ball, Ald A L Waddle, Ald R L McKendrick, Ald R L Armitage, Ald A C Peck, Ald I S Norton, Ald R I Soward, Ald D H McKenzie,****ABSTAINED. DID NOT VOTE - Ald D C Gibson****ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R I Soward****CARRIED 9:1**

14.2 Greater Launceston Plan

FILE NO: SF5732

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To consider the endorsement of the Greater Launceston Plan together with the proposed governance arrangements for the Plan's implementation.

PREVIOUS COUNCIL CONSIDERATION:

28 November 2011 - Item No. 18.1 - endorsement of the Greater Launceston Plan Regional Framework Plan.

7 October 2013 - Strategic Planning and Policy Committee workshop.

19 May 2014 - Strategic Planning and Policy Committee workshop.

RECOMMENDATION:

That the Council:

1. endorse the final draft Greater Launceston Plan (GLP) (ECM Reference 3198326); and
2. work with all Northern Councils to develop and implement a governance arrangement for the implementation of the GLP in accordance with the following points :
 - a. The GLP governance to be located within the broader Regional Planning Framework as illustrated in Figure 1;
 - b. In relation to the projects, that Councils be asked to advise on
 - i. Priority council projects
 - ii. Priority regional projects
 - iii. New Projects that should be included
 - iv. Projects that should be omitted
 - v. Projects currently within the GLP that should be expanded to regional projects
 - vi. Other priority projects for the region;
 - c. That GLP Councils consider a joint letter to the Minister (subject to Council consideration of the GLP) appraising him of;
 - i. In principle support for the GLP
 - ii. Proposed governance
 - iii. Whether/how Government wishes to be involved
 - iv. Process from here e. Possible alignment between GLP and government priorities;

14.2 Greater Launceston Plan...(Cont'd)

- d. That Northern Tasmania Development be responsible for the regional co-ordination component of projects, co-ordination of stakeholder engagement and monitoring of GLP implementation; and
- e. That a 'filter' be developed to help Councils assess the GLP projects so that there is a consistent methodology used by all Councils to prioritise projects.

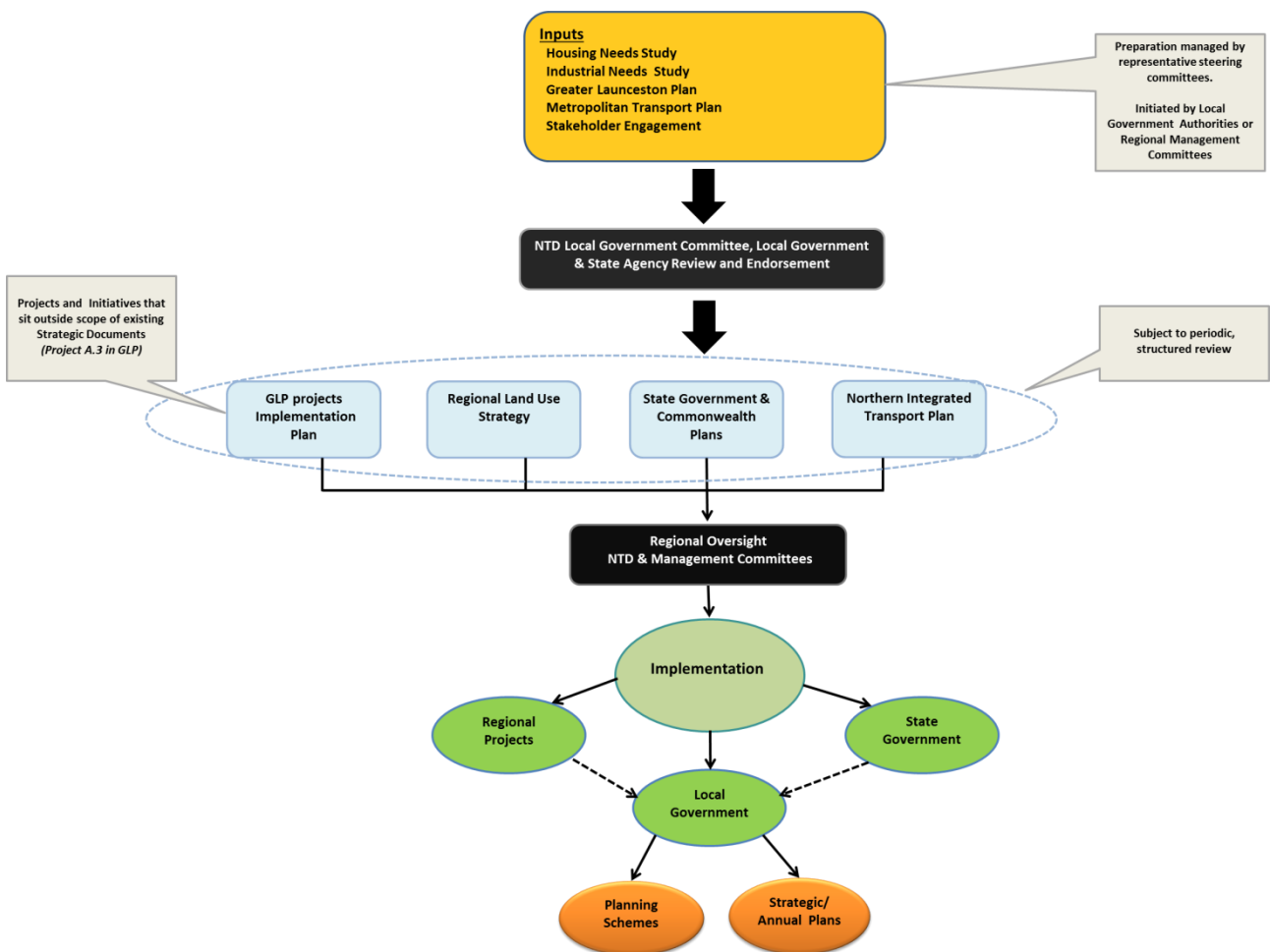


Figure 1

14.2 Greater Launceston Plan...(Cont'd)

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman D H McKenzie.

That the Recommendation be adopted.

RESOLUTION: (2):

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

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

ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R I Soward

CARRIED UNANIMOUSLY 10:0

ABSENT. DID NOTE VOTE - Ald J G Cox, Ald R I Soward

THE SUBSTANTIVE MOTION (RES 1) WAS PUT AND CARRIED 10:0

15 FACILITY MANAGEMENT**15.1 Launceston Municipal Emergency Risk Register****FILE NO:** SF0031**AUTHOR:** Bev Allen (Emergency Management Officer)**DIRECTOR:** Rod Sweetnam (Director Facilities Management)

DECISION STATEMENT:

To present Council with an updated Municipal Emergency Risk Register for adoption.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That following a period of Public Consultation Council endorse the Municipal Emergency Risk Register (attachment 1) Doc No. 3187044 and the Register be included as an annexure in the Municipal Emergency Management Plan.

Ald J D Ball withdrew from meeting at 02:34 PM.

Mr M Skirving (Acting Director Facilities Management) was in attendance to answer questions of Council in respect of Agenda Items 15.1 – 15.2 inclusive.

DECISION: 10/06/2014

RESOLUTION: (1):

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

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward

CARRIED UNANIMOUSLY 9:0

15.2 Notice of Motion from Council's Annual General Meeting 2013**FILE NO:** SF0098**AUTHOR:** Andrew Frost (Manager Parking Operations and Carr Villa Memorial Park)**DIRECTOR:** Rod Sweetnam (Director Facilities Management)

DECISION STATEMENT:

Consideration of a Notice of Motion from Council's Annual General Meeting in 2013 seeking the establishment of a Controlled Vehicle Loading Zones available on Sundays in the CBD.

PREVIOUS COUNCIL CONSIDERATION:

Item 19.1 - Council meeting 9 December 2013 - Acknowledgement of motions passed at the AGM

Min No 6.2 - Annual General Meeting - 2 December 2013 - *Motion carried*

Item 19.1 Notices of Motion from Council's Annual General Meeting 2013 - Minutes from Launceston City Council meeting 28 January 2014

Min No 19.1 That the Manager Parking Operations and Carr Villa Memorial Park discusses the proposal to "Make a Controlled vehicle Loading Zone available on Sundays in the CBD" with the Executive Officer at Cityprom with a view to surveying CBD businesses to ascertain if the outcomes of this discussion will be brought back to Council for consideration.

RECOMMENDATION:

1. That Council does not establish a controlled vehicle loading zone available on Sundays in the CBD as the results of a survey undertaken of Cityprom members to ascertain the need for such a zone indicated it is not supported.
 2. That Council, as a policy, resolve to refer any motions passed at the Council AGM regarding parking or allied issues to Cityprom and, if required, the Launceston Chamber of Commerce.
-

15.2 Notice of Motion from Council's Annual General Meeting 2013...(Cont'd)

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman R L McKendrick, seconded Alderman A C Peck.

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward

CARRIED UNANIMOUSLY 9:0

17 INFRASTRUCTURE SERVICES**17.1 Launceston 'Transport Futures'****FILE NO:** SF4624 SF1556**AUTHOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider the public consultation process for various transport related strategies.

PREVIOUS COUNCIL CONSIDERATION:

SPPC Workshop - 3 March 2014

Workshop to determine priority road projects to address traffic congestion and vehicle type conflict.

SPPC Workshop - 16 December 2013

Discussion on the Kings Meadows Traffic Management Report and Launceston Traffic Study for public consultation

SPPC Workshop - 17 December 2012

Discussed Launceston & Kings Meadows Traffic Study

SPPC Workshop - 16 December 2013

Discussed Launceston Traffic Study

Council Item 17.1 - Monday 10 December 2012

To consider the outcomes of the Issues Report being part of the Launceston Traffic Study.

Council Item 6.2.1 Annual General Meeting - 5 December 2011

Confirmation that DIER and Council jointly undertaking Launceston Traffic Study.

RECOMMENDATION:

That Council, in respect to the Launceston Transport Futures (and the transportation strategies covering pedestrians, bicycles and motor vehicles), resolves to:

1. Endorse the Safer Roads Strategy as suitable for community consultation
 2. Endorse the Bike Strategy as suitable for community consultation
 3. Endorse the Launceston Traffic Futures as suitable for community consultation
-

17.1 Launceston 'Transport Futures'...(Cont'd)

4. Release the Launceston Traffic study report prepared by GHD Pty Ltd for community consultation and inform the community that Council proposes to undertake the following projects:
 - Address east/west traffic congestion in the context of the City Heart Project.
 - Undertake design and seek funding for improvements to the Goderich Street/Lindsay Street junction to improve capacity
 - Undertake design and works to remove the traffic lights and changes to access at the Lower Charles Street/Esplanade junction, while maintaining or improving pedestrian safety and amenity.
5. Release the Kings Meadows Traffic Management Report for community consultation and inform the community that Council proposes to undertake the following projects:
 - Provide signage to encourage use of the Southern Outlet
 - Alter the Wellington Street/Southern Outlet junction to promote use of the Southern Outlet
 - Support provision of a roundabout at the Midland Highway/Kings Meadows Connector junction
 - Alter the Kings Meadows Connector/Hobart Road junction to promote use of Kings Meadows Connector
 - Alter the Hobart Road/Riseley Street/Innocent Street junction to increase capacity and improve safety.
6. Undertake the public consultation over a six week period and also include a focus workshop with community members.

Mr H Galea (Director Infrastructure Services) was in attendance to answer questions of Council in respect of Agenda Items 17.1 – 17.7 inclusive.

17.1 Launceston 'Transport Futures'...(Cont'd)

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman R L McKendrick, seconded Alderman A C Peck.

That Council, in respect to the Launceston Transport Futures (and the transportation strategies covering pedestrians, bicycles and motor vehicles), resolves to:

- 1. Endorse the Safer Roads Strategy as suitable for community consultation**
 - 2. Endorse the Bike Strategy as suitable for community consultation**
 - 3. Endorse the Launceston Traffic Futures as suitable for community consultation**
 - 4. Release the Launceston Traffic study report prepared by GHD Pty Ltd for community consultation and inform the community that Council proposes to undertake the following projects:**
 - Address east/west traffic congestion in the context of the City Heart Project.**
 - Undertake design and seek funding for improvements to the Goderich Street/Lindsay Street junction to improve capacity**
 - Undertake design and works to remove the traffic lights and changes to access at the Lower Charles Street/Esplanade junction, while maintaining or improving pedestrian safety and amenity.**
 - 5. Release the Kings Meadows Traffic Management Report for community consultation and inform the community that Council proposes to undertake the following projects:**
 - Provide signage to encourage use of the Southern Outlet**
 - Alter the Wellington Street/Southern Outlet junction to promote use of the Southern Outlet**
 - Support provision of a roundabout at the Midland Highway/Kings Meadows Connector junction**
 - Alter the Kings Meadows Connector/Hobart Road junction to promote use of Kings Meadows Connector**
 - Alter the Hobart Road/Riseley Street/Innocent Street junction to increase capacity and improve safety.**
-

17.1 Launceston 'Transport Futures'...(Cont'd)

6. Undertake the public consultation over a six week period and also include a focus workshop with community members.
7. Arrange an evening/night meeting with Kings Meadows business owners/operators at a suitable venue in area.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward

CARRIED UNANIMOUSLY 9:0

17.2 Lease - Northern Tasmanian Netball Association Incorporated**FILE NO:** SF0897**AUTHOR:** Andrew Smith (Parks and Recreation Manager)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To consider leasing the Tasmanian Netball Centre and Fred White Netball Centre at Hobbler's Bridge (part Folio 211006/1, 66364/2 and 7678404) to the Northern Tasmanian Netball Association Incorporated as marked on the attached map.

This decision requires an absolute majority of Council.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council, in respect to a proposal received seeking the leasing of public land at Hobblers Bridge known as the Tasmanian Netball Centre and Fred White Netball Centre (part Folio 211006/1, 66364/2 and 7678404) for five years with an option for a further five years to Northern Tasmanian Netball Association Incorporated (NTNA), resolves to:

- 1) advertise the proposed lease of land on the public land register for a 21 day period in accordance with S178 (4) Local Government Act 1993; and
 - 2) consider any public submissions received and further determine lease terms and conditions if appropriate at a future Council meeting.
-

17.2 Lease - Northern Tasmanian Netball Association Incorporated...(Cont'd)

DECISION: 10/06/2014

RESOLUTION: (1):

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

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward

CARRIED UNANIMOUSLY 9:0

17.3 Lease - South Launceston Football Club**FILE NO:** SF0899**AUTHOR:** Andrew Smith (Manager, Parks and Recreation)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To consider leasing the buildings situated at 21 Highgate Street (Folio 50364/1) adjacent to Youngtown Oval as marked on the attached map to the South Launceston Football Club.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council, in respect to a proposal received seeking the leasing of public land situated at 21 Highgate Street (Folio 50364/1) adjacent to Youngtown Oval to the South Launceston Football Club for five years with an option for a further five years, resolves to:

- 1) advertise the proposed lease of land on the public land register for a 21 day period in accordance with S178 (4) Local Government Act 1993; and
 - 2) consider any public submissions received and further determine lease terms and conditions if appropriate at a future Council meeting.
-

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 9:0**

17.4 Proposed Street Names - Jinglers Drive, Bevel Court and Ebba Place**FILE NO:** DA0225/2013; DA0422/2013; SF0621**AUTHOR:** Sonia Smith (Engineering Officer - Development)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To approve three new street names for urban streets in Kings Meadows.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That pursuant to the provisions of the *Local Government (Highways) Act 1982* and *Survey Co-ordination Act 1944* Council resolves to approve:

1. The name Jinglers Drive for the new urban road off Techno Park Drive
 2. The name Bevel Court for the new urban road off Jinglers Drive
 3. The name Ebba Place for the new urban road off Jinglers Drive
-

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman A C Peck, seconded Alderman D H McKenzie.****That the item be deferred.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 9:0**

17.5 Proposed Street Names - Emerald Drive and Cartiere Place**FILE NO:** DA0146/2009; SF0621**AUTHOR:** Sonia Smith (Engineering Officer)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To approve two new street names for urban streets in Newstead

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:That pursuant to the provisions of the *Local Government (Highways) Act 1982* and *Survey Co-ordination Act 1944* Council resolves to approve:

1. The name Emerald Drive for the new urban road off Marion Avenue, and
 2. The name Cartiere Place for the new urban road off Emerald Drive.
-

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****FOR VOTE - Ald A M van Zetten, Ald J D Ball, Ald R L McKendrick, Ald R L Armitage, Ald D C Gibson Ald A C Peck, Ald I S Norton, Ald D H McKenzie****AGAINST VOTE - Ald A L Waddle****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 8:1**

17.6 Proposed Street Names - Board Mill Drive and Kiln Court**FILE NO:** SF0621**AUTHOR:** Sonia Smith (Engineering Officer - Development)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To approve two new street names for urban streets in St Leonards.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That pursuant to the provisions of the *Local Government (Highways) Act 1982* and *Survey Co-ordination Act 1944* Council resolves to approve:

1. The name Board Mill Drive for the new road off St Leonards Road, and
 2. The name Kiln Court for the new urban road off Board Mill Drive.
-

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward****CARRIED UNANIMOUSLY 9:0****The Mayor adjourned the meeting at 3.00pm****The Mayor reconvened the meeting at 3.15pm. (Absent Ald J D Ball, Ald J G Cox, Ald R I Soward, Ald R J Sands, Ald D C Gibson)**

17.7 198-206 Lilydale Road, Rocherlea - Unconstructed and unmaintained road reserve**FILE NO:** SF1678**AUTHOR:** Harry Galea (Director Infrastructure Services) & Michael Stretton (Director Development Services)

DECISION STATEMENT:

To inform Council of the status and history of an unconstructed road reservation off Lilydale Road on the outskirts of Rocherlea.

PREVIOUS COUNCIL CONSIDERATION:

SPPC Item 4.5 - 2 June 2014

Aldermen discussion on requests within petition being to accept the formation as a Council maintained road.

RECOMMENDATION:

That Council determines:

1. Residents of the unconstructed road located adjacent to Barnards Creek be responsible for constructing a road in accordance with Tasmania Standard Drawing TSD-RO2-v1 Code S2 (sealed road to cater for 30-100vpd) which includes a four metre wide seal, one metre shoulders and appropriate drainage.
2. If the above road construction occurs then Council will accept responsibility for the care and maintenance of the newly constructed Reserve Road (shown on Central Plant reference 146r-36r and extending southward).

The meeting considered this item after 7.1 at 1:17PM.

Ald J D Ball withdrew from meeting at 1:17PM.

Ms Cynthy Shapiiro spoke against this item.

17.7 198-206 Lilydale Road, Rocherlea - Unconstructed and unmaintained road reserve...(Cont'd)

Ald J D Ball returned from temporary absence at 1:18PM.

Ald R J Sands attended the meeting at 1:33PM.

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman D H McKenzie.

That the Recommendation be adopted.

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

AGAINST VOTE - Ald D C Gibson

ABSENT. DID NOTE VOTE - Ald J G Cox,

CARRIED 10:1

Ald R I Soward withdrew from meeting at 01:45 PM.

The meeting returned to item 8.1

18 CORPORATE SERVICES**18.1 2013/14 Budget Amendments****FILE NO:** SF5899**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To approve budget amendments relating to various expenditure, capital and revenue estimates and thereby amending the Operations budget to a \$0.903m deficit and the Capital budget to \$17.894m for 2013/14.

This decision requires an absolute majority vote of Council in accordance with Section 82(4) of the Local Government Act 1993.

PREVIOUS COUNCIL CONSIDERATION:

Audit Committee - 22 May 2014 - *It was resolved that the report go to Council for a decision*

RECOMMENDATION:

That the Council:

1. Pursuant to Sections 82(2) and (4) of the Local Government Act 1993, approve the budget transfers as follows.

a) Reallocate funding relating to transfers from Capital to Operations in the amount of \$50,000.

• QVMAG Future Directions	50,000
	<u>50,000</u>

b) Reallocate funds relating to accounting treatment changes between Operations and Capital in the amount of \$47,200.

• Browns Road (Segment 1030 - 1330)	47,200
	<u>47,200</u>

18.1 2013/14 Budget Amendments...(Cont'd)

c) Adjust the 2013/14 budget to reflect the net result of external funds granted in the amount of \$125,000.

• Dover Village to Remount Road Trail	100,000
• Tennis Centre Grandstand	25,000
	<u>125,000</u>

2. Notes the revised

a) Underlying Operating Budget Deficit	\$1.707m
b) Operating Budget Deficit	\$0.903m
c) Capital Budget	\$17.894m

Mr M Tidey (Director Corporate Services) was in attendance to answer questions of Council in respect of Agenda Items 18.1 – 18.6 inclusive.

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman D H McKenzie, seconded Alderman I S Norton.

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald R I Soward, Ald R J Sands, Ald D C Gibson

CARRIED UNANIMOUSLY 7:0

18.2 Quarterly Financial Report to Council

FILE NO: SF5899

AUTHOR: Paul Gimpl (Manager Finance)

DIRECTOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider Council's financial performance for the nine months ended 31 March 2014.

PREVIOUS COUNCIL CONSIDERATION:

Audit Committee 22 May 2014 - *The quarterly financial review for the period ended 31 March 2014 was noted.*

RECOMMENDATION:

That the Council adopt the financial reports for the nine months ended 31 March 2014 which discloses:

	2013/14 Actual \$'000	2013/14 Budget \$'000
Operating Summary		
Revenue	66,543	65,847
Less Expenses	66,495	67,739
Operating Surplus/(Deficit)	<u>48</u>	<u>(1,892)</u>
Add Capital Grants	2,953	2,740
Comprehensive Result Surplus/(Deficit)	<u><u>3,001</u></u>	<u><u>848</u></u>

18.2 Quarterly Financial Report to Council...(Cont'd)

	2013/14 Actual \$'000	2012/13 Actual \$'000
Financial Position		
Equity	<u>1,447,916</u>	<u>1,451,045</u>
Assets		
Current	64,867	64,935
Non-Current	<u>1,419,477</u>	<u>1,433,600</u>
	<u>1,484,344</u>	<u>1,498,535</u>
Liabilities		
Current	14,246	14,873
Non-Current	<u>22,182</u>	<u>32,617</u>
	<u>36,428</u>	<u>47,490</u>
Net Assets	<u><u>1,447,916</u></u>	<u><u>1,451,045</u></u>

Ald R I Soward has returned from temporary absence at 03:16 PM
Ald R J Sands has returned from temporary absence at 03:16 PM

DECISION: 10/06/2014

RESOLUTION: (1):

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

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson

CARRIED UNANIMOUSLY 9:0

18.3 2013/2014 Annual Plan Progress Report Period Ending 30 April 2014**FILE NO:** SF5910 / SF5652**AUTHOR:** Leanne Purchase (Corporate Planning Administration Officer)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To receive the report on progress against Council's 2013/2014 Annual Plan for the period ending 30 April 2014.

PREVIOUS COUNCIL CONSIDERATION:

Item 19.1 - Council - 24 June 2013 - *Launceston City Council Annual Plan 2013/14 approved*

RECOMMENDATION:

That Council notes the progress against 2013/2014 Annual Plan actions for the period ending 30 April 2014.

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman D H McKenzie, seconded Alderman A C Peck.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson****CARRIED UNANIMOUSLY 9:0**

18.4 Budget 2014/15 - Statutory Estimates**FILE NO:** SF6082**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the adoption of Council's Statutory Estimates for the financial year ending 30 June 2015.

This decision, pursuant to Section 82(3)(a) of the Local Government Act 1993, must be adopted by absolute majority.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

1. That Council pursuant to Section 82 of the Local Government Act 1993 adopts the Statutory Estimates for the financial year ending 30 June 2015. The Statutory Estimates are set out in full in attachment 1.
 2. That Council pursuant to Section 82(2) of the Local Government Act 1993 adopts:
 - a) Estimated revenue \$ 105.20m
 - b) Estimated expenditure
 - Operating \$ 95.12m
 - Capital \$ 26.25m
 - c) Estimated borrowing
 - Loans \$ -
 - Scheduled Repayments \$ 2.79m
 - d) Estimated capital works
 - Council funded \$ 16.20m
 - Grant funded \$ 10.05m
-

18.4 Budget 2014/15 - Statutory Estimates...(Cont'd)

DECISION: 10/06/2014

RESOLUTION: (1):

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

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson

CARRIED UNANIMOUSLY 9:0

18.5 Budget 2014/15 - Rating Framework

FILE NO: SF6082 / SF0521

AUTHOR: Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the adoption of the Council's Rating Framework for the financial year ending 30 June 2015.

This decision, pursuant to Part 9 of the Local Government Act 1993, must be adopted by absolute majority.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council pursuant to Part 9 of the Local Government Act 1993 adopts the following Rating Framework for the financial year ending 30 June 2015.

Resolutions:

1. General Rate:

1.1 Pursuant to Sections 90 and 91 of the Local Government Act 1993, the Council makes the following general rate on all rateable land (excluding land which is exempt pursuant to the provisions of Section 87) within the municipal area of Launceston for the period commencing 1 July, 2014 and ending 30 June, 2015, which consists of two components as follows:

- (a) A rate of **8.0770** cents in the dollar on the assessed annual value of the land; and
 - (b) A fixed charge of **\$138.00**.
-

18.5 Budget 2014/15 - Rating Framework...(Cont'd)

1.2 That pursuant to Section 107(1)(c) of the Local Government Act 1993, by reason of the location of any land which is within the following parts of the municipal area, namely:

- (a) That portion of the City of Launceston as is bounded by Wellington, Cameron, George and York Streets;
- (b) Those properties having a frontage on the Eastern side of George Street from numbers 37 to 115 (both inclusive);
- (c) Those properties having a frontage on the Southern side of York Street from numbers 45 to 123 (both inclusive);
- (d) Those properties having a frontage on the Northern side of Cameron Street from numbers 44 to 70 (both inclusive) and on the Southern side of that Street from numbers 41 to 93 (both inclusive);
- (e) Those properties having a frontage on the Eastern side of St John Street from numbers 119 to 153 (both inclusive) and on the Western side of that Street from numbers 116 to 128 (both inclusive);
- (f) Those properties having a frontage on the Eastern side of Charles Street from numbers 179 to 205 (both inclusive) and on the Western side of that Street from numbers 126 to 156 (both inclusive); and
- (g) Those properties having a frontage on the Northern side of Brisbane Street from numbers 36 to 60 (both inclusive) and those having a frontage on the Southern side of that Street from numbers 43 to 65 (both inclusive),

the Council declares, by absolute majority, that component (a) of the general rate in clause 1.1 is varied in respect of such land by increasing it by **1.5000** cents in the dollar of assessed annual value to **9.5770** cents in the dollar of assessed annual value of the land.

1.3 Pursuant to Section 129(4) of the Act, the Council, by absolute majority, grants a remission to the class of ratepayers liable to pay the general rate as varied in accordance with clause 1.2 by reducing the general rate payable by **1.5000** cents in the dollar of the assessed annual value to **8.0770** cents in the dollar of assessed annual value of the land where the land in respect of which the general rate is payable;

- (a) Is predominantly used for private residential purposes; or
 - (b) Is owned and occupied as a private member's club.
-

18.5 Budget 2014/15 - Rating Framework...(Cont'd)

1.4 Pursuant to section 88A of the Act, the Council, by absolute majority sets the following maximum percentage increase in component (a) of the general rate in clause 1.1 of 200% and then declares by absolute majority that the maximum percentage is varied under section 107 of the Act according to the use or predominate use of land, by decreasing the maximum percentage to **20%** for all land which is used or is predominately used for residential purposes.

2. Service Charges – Onsite Disposal System Services:

Pursuant to Section 94 of the Local Government Act 1993, the Council makes a service charge for the period commencing 1 July, 2014 and ending on 30 June, 2015, as follows:

- (a) For the supply by the Council of a service which comprises the management, maintenance, monitoring and auditing of each on-site waste water management system within the meaning of the Building Act 2000;
- (b) Which is installed on rateable land within the municipal area of Launceston (including land which is otherwise exempt from rates pursuant to Section 87 but excluding land owned by the Crown to which the Council does not supply this service):
- (c) Of:
 - (i) **\$600.00** for a system designed to cater for up to 10 people;
 - (ii) **\$620.00** for a system designed to cater for 11 to 15 people; and
 - (iii) **\$660.00** for a system designed to cater for 16 or more people.

3. Service Charges – Waste Management Service:

Pursuant to Section 94, of the Local Government Act 1993, the Council makes the following service charges on all rateable land within the municipal area of Launceston (including land which is otherwise exempt from rates pursuant to Section 87 but excluding land owned by the Crown to which the Council does not supply any of the following services) for the period commencing 1 July, 2014 and ending on 30 June, 2015, namely:

- 3.1 Service charges for waste management in respect of all land to which the Council supplies different waste management services comprising:
- (i) The supply of mobile garbage bins;
 - (ii) The supply of a recycling service;
 - (iii) The collection of garbage bags purchased by owners or occupiers of land from the Council
-

18.5 Budget 2014/15 - Rating Framework...(Cont'd)

as follows:

- (a) (i) **\$111.00** for an 85 litre mobile garbage bin and 1 recycle bin;
- (ii) **\$141.00** for a 140 litre mobile garbage bin and 1 recycle bin;
- (iii) **\$233.00** for a 240 litre mobile garbage bin and 1 recycle bin; and
- (b) **\$2.40** per bag for the collection of prepaid garbage bags purchased by owners or occupiers from the Council for collection within the area that this service is supplied to.

3.2 Pursuant to Section 94(3) of the Local Government Act 1993, and by absolute majority, the Council varies each of the charges at clause 3.1(a) within different parts of the municipal area for land used or predominantly used for commercial or industrial purposes, public purposes, primary production, sporting or recreational facilities and/or quarrying and mining purposes as follows:

- (i) **\$111.00** for a 85 litre mobile garbage bin;
- (ii) **\$141.00** for a 140 litre mobile garbage bin;
- (iii) **\$233.00** for a 240 litre mobile garbage bin.

3.3 In respect of the service charges for waste management:

- (a) If any land to which the waste management service is supplied is the subject of separate rights of occupation which are separately valued in the valuation list prepared under the Valuation of Land Act 2001, then the charge applies to each such separate occupation;
 - (b) Pursuant to Section 94(3) of the Local Government Act 1993 and by absolute majority, the Council declares that the service charge varies within different parts of the municipal area by reference to the use or predominant use of land as follows:
 - (i) For all land used for residential purposes where there is more than 1 separate right of occupation which is separately valued in the valuation list prepared under the Valuation of Land Act 2001 and where the rate payer has elected by notice in writing delivered to the General Manager on or before the 1st day of July 2014 not to have a waste management service, then the service charge is varied to **Nil**;
 - (ii) For all land which is used or predominantly used for commercial or industrial purposes, public purposes, primary production, sporting or recreation facilities and where the rate payer in respect of that land elects by notice in writing delivered to the General Manager on or before the 1st day of July 2014 not to have a waste management service, then the service charge is varied to **Nil**;
-

18.5 Budget 2014/15 - Rating Framework...(Cont'd)

4. Service Rates - Fire Service:

4.1 Pursuant to Section 93A of the Local Government Act 1993 the Council makes the following service rates in respect of the fire service contributions it must collect under the Fire Service Act 1979 for the rateable parcels of land within the municipal area for the period commencing 1 July, 2014 and ending on 30 June, 2015, as follows:

District	Cents in the dollar of Assessed Annual Value
Launceston Permanent Brigade Rating District	1.2970
Lilydale Volunteer Brigade Rating District	0.3800
General Land	0.3100

4.2 Pursuant to Section 93(3) of the Local Government Act 1993, the Council sets a minimum amount payable in respect of this service rate of **\$36.00**.

5. Separate Land:

5.1 Except where it is expressly provided to the contrary, for the purposes of these resolutions the rates and charges shall apply to each parcel of land which is shown as being separately valued in the valuation list prepared under the Valuation of Land Act 2001.

6. Adjusted Values:

6.1 For the purposes of each of these resolutions any reference to assessed annual value includes a reference to that value as adjusted pursuant to Sections 89 and 89A of the Local Government Act 1993.

7. Instalment Payment:

7.1 Pursuant to Section 124 of the Local Government Act 1993, the Council:

- (a) Decides that all rates are payable by all rate payers by four instalments which must be of approximately equal amounts.
 - (b) Determines that the dates by which instalments are to be paid shall be as follows:
 - (i) The first instalment on or before 31 August, 2014;
 - (ii) The second instalment on or before 30 November, 2014;
-

18.5 Budget 2014/15 - Rating Framework...(Cont'd)

- (iii) The third instalment on or before 31 January, 2015; and
- (iv) The fourth instalment on or before 30 April, 2015.
- (c) If a ratepayer fails to pay any instalment within 21 days from the date on which it is due, the ratepayer must pay the full amount owing.

8. Penalty and Interest:

- 8.1 Pursuant to Section 128 of the Local Government Act 1993, if any rate or instalment is not paid on or before the date it falls due then:
- (a) There is payable a penalty of **3.0%** of the unpaid rate or instalment; and
 - (b) There is payable a daily interest charge of **0.02054795%** (**7.5%** per annum) in respect of the unpaid rate or instalment for the period during which it is unpaid.

9. Words and Expressions:

Words and expressions used both in these resolutions and in the Local Government Act 1993 or the Fire Service Act 1979 have in these resolutions the same respective meanings as they have in those Acts.

DECISION: 10/06/2014

RESOLUTION: (1):

Moved Alderman D H McKenzie, seconded Alderman A C Peck.

That the Recommendation be adopted.

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson

CARRIED UNANIMOUSLY 9:0

18.6 Review of Local Government (Meeting Procedures) Regulations 2005**FILE NO:** SF0095**AUTHOR:** John Davis (Manager Corporate Strategy)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider possible amendments to the Local Government (Meeting Procedures) Regulations 2005

PREVIOUS COUNCIL CONSIDERATION:

SPPC Workshop - 2 June 2014

RECOMMENDATION:

That the Council:

1. Makes the following submission for amendment to the Local Government (Meeting Procedures) Regulations 2005, Regulation 19: "If a motion to overturn a Council decision is lost, the time-period restriction regarding when the same motion can be brought again to the Council should be six (6) months."
 2. Notes the comments within the Discussion Paper regarding possible changes to the regulations
 3. Forwards this advice to the Department of Premier and Cabinet for their consideration in the preparation of the new draft Regulations.
-

DECISION: 10/06/2014**RESOLUTION: (1):****Moved Alderman R I Soward, seconded Alderman D H McKenzie.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson****CARRIED UNANIMOUSLY 9:0**

19 GENERAL MANAGER**19.1 Launceston Flood Authority Quarterly Report**

FILE NO: SF4493

GENERAL MANAGER: Robert Dobrzynski

DECISION STATEMENT:

To receive the Launceston Flood Authority Quarterly Report.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:That Council formally receives the Launceston Flood Authority Quarterly Report for the period ending 31 March 2014.

Mr R Dobrzynski (General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.**DECISION: 10/06/2014****RESOLUTION: (1):****Moved Alderman R L McKendrick, seconded Alderman A C Peck.****That the Recommendation be adopted.****ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson****CARRIED UNANIMOUSLY 9:0**

20 URGENT BUSINESS

Nil

21 INFORMATION / MATTERS REQUIRING FURTHER ACTION

Nil

22 CLOSED COUNCIL ITEM(S)**DECISION: 10/06/2014****RESOLUTION: (1):****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.**

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:

- 22.1 (j) as it concerns the personal affairs of a person/company**
- 22.2 (j) as it concerns the personal affairs of a person/company**
- 22.3 (i) as it concerns, application by an elected member for leave of absence**
- 22.4 (c) as it concerns contracts for the supply and purchase of goods and services**
- 22.5 (a) as it concerns personnel matters**

ABSENT. DID NOTE VOTE - Ald J D Ball, Ald J G Cox, Ald D C Gibson**CARRIED UNANIMOUSLY 9:0**

22.1 Write off of Non Recoverable, Non-Rating Debts - 30 June 2014**FILE NO:** SF0520 / SF5967**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the write off uncollectable Council debts in accordance with Section 76 of the Local Government Act 1993.

PREVIOUS COUNCIL CONSIDERATION:

Presented to Council annually

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

22.2 Annual Write Off of Infringement Debts - 30 June 2014**FILE NO:** SF0520 / SF5977**AUTHOR:** Paul Gimpl (Manager Finance)**DIRECTOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To receive a report regarding the write off of MPES (Monetary Penalties Enforcement Service) and Interstate Infringements for the year ending 30 June 2014.

This decision is pursuant to Section 22(2)(ba) of the Local Government Act 1993 (Delegation by Council) and in accordance with Policy 12-PI-017.

PREVIOUS COUNCIL CONSIDERATION:

Presented to the Council annually.

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

22.3 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.

PREVIOUS COUNCIL CONSIDERATION:

N/A

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

22.4 Combined System - Mediation with TasWater**FILE NO:** SF5729, SF6086**GENERAL MANAGER:** Robert Dobrzynski

DECISION STATEMENT:

Consideration of providing the General Manager with delegated authority to negotiate an outcome in relation to the contribution payable by Launceston City Council to TasWater annually for the provision of stormwater services as part of the combined system, pursuant to the provisions of the Urban Drainage Act 2013.

PREVIOUS COUNCIL CONSIDERATION:N/A

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

22.5 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 report from the General Manager's Contract and Performance Review Committee.

PREVIOUS COUNCIL CONSIDERATION:

N/A

THIS ITEM WAS DEALT WITH IN CLOSED COUNCIL

23 MEETING CLOSURE

The Mayor closed the meeting at 4:30pm.
