



City of
LAUNCESTON

SPECIAL COUNCIL MEETING AGENDA

**COUNCIL MEETING
THURSDAY 14 SEPTEMBER 2023
9.00AM**

Notice is hereby given that the Special Council Meeting of the City of Launceston Council will be held at the Meeting Room, Queen Victoria Museum and Art Gallery, 2 Invermay Road, Inveresk:

Date: 14 September 2023

Time: 9.00am

Certificate of Qualified Advice

Background


To comply with section 65 of the *Local Government Act 1993* (Tas):

1. A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
2. A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless -
 - (a) the general manager certifies, in writing -
 - (i) that such advice was obtained; and
 - (ii) the general manager took the advice into account in providing general advice to the council or council committee; and
 - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

Certification

I certify that:

- (i) the advice of a qualified person has been sought where required;
- (ii) this advice was taken into account in providing general advice to the council or council committee; and
- (iii) a copy of the advice, or a written transcript or summary of advice provided orally, is included with the agenda item.



Michael Stretton
Chief Executive Officer

File No: SF2346
KH

Your Ref:

7 September 2023

Michael Stretton
Chief Executive Officer
City of Launceston
PO Box 396
LAUNCESTON TAS 7250

Dear Michael

Special Council Meeting - Thursday, 14 September 2023

In accordance with regulation 4 of the *Local Government (Meeting Procedures) Regulations 2015* which states:

4. Convening council meetings

- (1) *The mayor of a council may convene –*
(a) *an ordinary meeting of the council; and*
(b) *a special meeting of the council.*

I request that you make the necessary arrangements for a Special Meeting of Council to be convened on Thursday, 14 September 2023 at 9.00am in the Meeting Room, Queen Victoria Museum and Art Gallery, 2 Invermay Road, Invermay.

Yours sincerely



Councillor M K Garwood
MAYOR

LEGISLATIVE TERMINOLOGY - GENERAL MANAGER

At the City of Launceston, the positions of General Manager Community and Place, General Manager Organisational Services, General Manager Infrastructure and Assets and General Manager Creative Arts and Cultural Services do not assume the functions and powers of the term *general manager* in a legislative sense: any legislative functions and powers to be delegated to these roles will be made by Council or the Chief Executive Officer. At the City of Launceston, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993 (Tas)*. For the avoidance of doubt, *Chief Executive Officer* means *General Manager* for the purposes of the *Local Government Act 1993 (Tas)* and all other legislation administered by or concerning Council.

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1. OPENING OF MEETING - ATTENDANCE AND APOLOGIES

2. COMMENCEMENT TIME OF MEETING

Local Government (Meeting Procedures) Regulations 2015 - Regulation 6(1) - A meeting is not to start before 5.00pm unless otherwise determined by absolute majority or by the council committee by simple majority.

This decision requires an absolute majority of Council.

RECOMMENDATION:

That Council, pursuant to regulation 6(1) of the *Local Government (Meeting Procedures) Regulations 2015*, determines that this Special Council Meeting is to start at or as soon as possible after 9.00am on Thursday, 14 September 2023.

3. DECLARATIONS OF INTEREST

Local Government Act 1993 (Tas) - section 48

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

4. CLOSED COUNCIL

This decision requires an absolute majority of Council

RECOMMENDATION:

That Council moves into Closed Session to consider the following matters:

4.1 Budget Adjustment - 27 South Esk Road, Trevallyn

Regulation 15(2)(g) of the *Local Government (Meeting Procedures) Regulations 2015* states that a part of a meeting may be closed to the public to discuss:

(g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

4.2 Retaining Wall - 27 South Esk Road, Trevallyn

Regulation 15(2)(d) of the *Local Government (Meeting Procedures) Regulations 2015* states that a part of a meeting may be closed to the public to discuss:

(d) contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal.

4.3 End of Closed Session

To be determined in Closed Council.

5. MEETING CLOSURE