



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 19 SEPTEMBER 2024
1.00PM**

The Ordinary Meeting of the City of Launceston Council was held at the Council Chambers, Town Hall, St John Street, Launceston:

Date: 19 September 2024

Time: 1:00 pm

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.



**Sam Johnson OAM
Chief Executive Officer**

AUDIO of COUNCIL MEETINGS

An audio recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

This Council Meeting was streamed live to and can be accessed at:
www.launceston.tas.gov.au/Council/Meetings/Listen.

The following information was provided to members of the public in respect of attendance at the Council Meeting.

PUBLIC QUESTION TIME - AGENDA ITEM 8

Questions received in writing by close of business Wednesday of the week prior to the Council Meeting are treated as Questions on Notice. Your question and an answer will be published in the Agenda of the Council Meeting. Questions may be submitted to the Chief Executive Officer at contactus@launceston.tas.gov.au, PO Box 396, Launceston TAS 7250, or Town Hall, St John Street, Launceston.

If attending the Council Meeting in person, you may ask up to three questions during Public Question Time. If accepted, your questions will be either answered at the Meeting, or Taken on Notice and answered at a later Council Meeting.

PUBLIC COMMENT ON AGENDA ITEMS

When attending the Council Meeting, you will be asked if you wish to comment on an item in the Agenda. Prior to debate on that Agenda Item, you will be invited by the Chair to move to the public microphone at the doors to the Council Chambers and state your name and address.

Please note the following important information:

- Each item on the Agenda includes a Recommendation prepared by a Council Officer.
- You may speak for up to two minutes, either for or against the Recommendation.
- You may not ask questions or enter into debate with Councillors or Council Officers.
- Your statement is not to be defamatory, inappropriate or abusive, or be intended to embarrass any person, including Councillors or Council Officers.
- The Chair may direct you to stop speaking if you do not follow these rules, or if your statement repeats points that have already been made.
- Audio from our Council Meetings is streamed live via YouTube.

Your respectful contribution is welcome and appreciated.

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.

Present:

Mayor Councillor M K Garwood
Deputy Mayor Councillor D H McKenzie (Until 2:50pm)
Councillor A G Harris
Councillor T G Walker
Councillor Prof G Razay
Councillor J J Pentridge
Councillor A J Palmer
Councillor S Cai (Until 2:04pm)
Councillor A J Britton

In Attendance:

Sam Johnson OAM (Chief Executive Officer)
Shane Eberhardt (General Manager Infrastructure and Assets Network)
Chelsea van Riet (General Manager Community and Place Network)
Nathan Williams (Acting General Manager Organisational Services Network)
Shane Fitzgerald (General Manager Creative Arts and Cultural Services Network)
Michael Newby (Chief Infrastructure Officer)
Zara Dawtrey (Senior Communications Officer)
Kelsey Hartland (Team Leader Governance)
Lorraine Wyatt (Council and Committees Officer)
Rachael Huby (Town Planner) (Item 11.1)
Philippa Glover (Team Leader Planning Assessments) (Item 11.1 and Item 11.2)
Iain More (Senior Town Planner Policy and Projects) (Item 11.2)
Samuel Kelty (Manager Finance) (Item 20.1 and Item 20.2)
Cameron Smith (Smart City Project Officer) (Item 20.3)
Sarah McRobbie (Manager Innovation and Performance) (Item 21.1)

Apologies:

Councillor D C Gibson
Councillor A E Dawkins
Councillor L M McMahon

ORDER OF BUSINESS

1. OPENING OF MEETING - ATTENDANCE AND APOLOGIES.....	9
2. MAYORAL ACKNOWLEDGEMENTS	9
3. DECLARATIONS OF INTEREST	9
4. CONFIRMATION OF MINUTES.....	10
4.1. Confirmation of Minutes	10
5. COUNCIL WORKSHOPS	11
5.1. Council Workshops Report - 5 September 2024 and 12 September 2024	11
6. COUNCILLORS' LEAVE OF ABSENCE APPLICATIONS	14
7. COMMUNITY REPORTS	15
7.1. Community Report - Tour de Cure - Presented by Kim McCarron	15
7.2. St Vincent de Paul Society - Presented by Samantha Grace (Youth and Community Manager – North)	15
8. PUBLIC QUESTION TIME	17
8.1. Public Questions on Notice.....	17
8.1.1. Public Question on Notice - Mayor's Announcements (Adelaide Visit and Local Government Housing Summit) - Andrew Whitehead - 1 September 2024	17
8.1.2. Public Question on Notice - Carr Villa Memorial Future Plans - Malcolm Cowan - 11 September 2024.....	18
8.2. Public Questions Without Notice.....	20
8.2.1. Public Questions Without Notice - Robin Smith - Changes to Bi-Laws, Strike it Out, Beam Scooters - 19 September 2024	20
9. PETITIONS.....	22
10. DEPUTATIONS	22

11. PLANNING AUTHORITY	23
11.1. DA0254/2024 - 212 York Street, Launceston - Signs Install a New Third-Party Illuminated Billboard Sign	23
11.2. PSA-LLP0019 - 325 Watery Plains Road, 34 Watery Plains Road, 74 Watery Plains Road and Watery Plains Road, White Hills	30
12. ANNOUNCEMENTS BY THE MAYOR.....	32
12.1. Mayor's Announcements.....	32
13. COUNCILLORS' REPORTS	34
14. QUESTIONS BY COUNCILLORS	35
14.1. Councillors' Questions on Notice.....	35
14.2. Councillors' Questions Without Notice.....	35
15. NOTICES OF MOTION	36
15.1. Notice of Motion - CCTV (Closed Circuit Television) System Within Launceston Central Business District - Mayor Councillor M K Garwood - 28 August 2024	36
15.2. Notice of Motion - Emergency Management Response - Councillor J J Pentridge - 5 September 2024	38
16. COMMITTEE REPORTS.....	39
16.1. Launceston Sister City Committee.....	39
16.2. Audit Panel Meeting - 26 August 2024	40
17. COMMUNITY AND PLACE NETWORK.....	41
17.1. Request for Facilities on Council Land.....	41
18. CREATIVE ARTS AND CULTURAL SERVICES NETWORK.....	43
19. INFRASTRUCTURE AND ASSETS NETWORK.....	44
19.1. NTCA Sports Complex Management.....	44
19.2. Launceston Flood Authority Report.....	46

20. ORGANISATIONAL SERVICES NETWORK	47
20.1. 2024/2025 Budget - Budget Amendments.....	47
20.2. Remission of Rates - 316-320 Invermay Road, Mowbray	49
20.3. Future Direction - City of Launceston Public Electric Vehicle Chargers	51
21. CHIEF EXECUTIVE OFFICER NETWORK	53
21.1. Federal Election Advocacy Projects	53
22. LATE ITEMS	55
22.1. Urgent Late Item: Lease – Punchbowl Cottage	55
23. CLOSED COUNCIL	58
23.1. Confirmation of the Minutes.....	58
23.2. Councillors' Leave of Absence Application.....	58
23.3. Lease – Punchbowl Cottage	58
23.4. End of Closed Session	58
24. MEETING CLOSURE.....	61
25. NEXT COUNCIL MEETING DATE.....	61

1. OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor M K Garwood, opened the Meeting at 1.00pm acknowledging that we are meeting on the unseeded lands of the palawa people, the original and ongoing owners, and noted apologies from Councillor A E Dawkins, Councillor D C Gibson, and Councillor L M McMahon.

2. MAYORAL ACKNOWLEDGEMENTS

There were no Mayoral Acknowledgements for this Meeting.

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).

Deputy Mayor Councillor D H McKenzie Declared an Interest in Items 11.1 DA0254/2024 - 212 York Street, Launceston - Signs Install a New Third-Party Illuminated Billboard Sign, and 19.1. NTCA Sports Complex Management.

4. CONFIRMATION OF MINUTES

4.1. Confirmation of Minutes

Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)

RECOMMENDATION:

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 5 September 2024 be confirmed as a true and correct record.

DECISION: 19 September 2024

MOTION

Moved Councillor A J Britton, seconded Councillor A G Harris.

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 5 September 2024 be confirmed as a true and correct record.

CARRIED 9:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

5. COUNCIL WORKSHOPS

Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)

5.1. Council Workshops Report - 5 September 2024 and 12 September 2024

FILE NO: SF4401

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider Council Workshops conducted since the last Council Meeting.

RELEVANT LEGISLATION:

Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)

RECOMMENDATION:

That Council, pursuant to Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, notes the Council Workshops conducted and attended since the last Council Meeting, for the purposes described:

1. Pre-Council Workshop conducted on 5 September 2024:

NTCA Sports Complex Management

Councillors discussed the long-term management arrangements of the NTCA Sports Complex, as a multi-sport facility at an upcoming Council meeting.

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton

Apologies: Mayor Councillor M K Garwood and Councillor D C Gibson

2. Workshop conducted on 12 September 2024:

Albert Hall Site Visit

Councillors participated in a tour of Albert Hall and were provided a project update by Sam Tucker (Director, Commercial Project Delivery).

City Heart Place Plan

Councillors received a presentation and update on the City Heart Place Plan.

108 Elphin Road Planning Appeal

Councillors were provided an update on the progress of a Planning Appeal for 108 Elphin Road.

Tasmanian Government Consultation: Phasing Out Problematic Single Use Plastics in Tasmania

Councillor's provided input into a City of Launceston submission to the Tasmanian Government, in respect of the Phasing Out Problematic Single Use Plastics in Tasmania Discussion Paper.

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

Apologies: Mayor Councillor M K Garwood, Councillor D C Gibson and Councillor L M McMahan

DECISION: 19 September 2024

MOTION

Moved Councillor T G Walker, seconded Councillor A J Britton.

That Council, pursuant to Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, notes the Council Workshops conducted and attended since the last Council Meeting, for the purposes described:

1. Pre-Council Workshop conducted on 5 September 2024:

NTCA Sports Complex Management

Councillors discussed the long-term management arrangements of the NTCA Sports Complex, as a multi-sport facility at an upcoming Council meeting.

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahan, Councillor S Cai and Councillor A J Britton

Apologies: Mayor Councillor M K Garwood and Councillor D C Gibson

2. Workshop conducted on 12 September 2024:

Albert Hall Site Visit

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City Heart Place Plan

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Councillors were provided an update on the progress of a Planning Appeal for 108 Elphin Road.

**Tasmanian Government Consultation: Phasing Out Problematic Single Use
Plastics in Tasmania**

*Councillor's provided input into a City of Launceston submission to the
Tasmanian Government, in respect of the Phasing Out Problematic Single Use
Plastics in Tasmania Discussion Paper.*

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins,
Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay,
Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor
A J Britton

Apologies: Mayor Councillor M K Garwood, Councillor D C Gibson and
Councillor L M McMahan

CARRIED 9:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H
McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay,
Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J
Britton

AGAINST VOTE: Nil

6. COUNCILLORS' LEAVE OF ABSENCE APPLICATIONS

Councillors' Leave of Absence Applications will be considered in Closed Council at Agenda Item 23.2 - Councillors' Leave of Absence.

7. COMMUNITY REPORTS

(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Councillors).

7.1. Community Report - Tour de Cure - Presented by Kim McCarron

FILE NO: SF6368

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

SUMMARY OF PRESENTATION

Tour de Cure is a nationally known organisation raising vital funds for cancer research, treatment and prevention. Pete and Kim McCarron, Launceston locals, have been involved with the organisation since 2017 and have participated in a total of 20 Tour de Cure events.

Since 2007, Tour de Cure has raised \$130 million, funded 1,019 cancer projects and achieved 156 major cancer breakthroughs. The signature tour this year was 1400kms of cycling in nine days from Hobart to Adelaide, with 150 riders and 50 support crew travelling three (3) days in Tasmania, spending Saturday 16 March in Launceston. Each night on tour, Tour de Cure holds a community dinner and at these functions a \$10,000 cheque is donated to a local cancer group in the area to assist with the work they do locally.

Recipients of this grant include, Cancer Council (Tasmania), the University of Tasmania, Melanoma Tasmania, Koala Kids Foundation, She Gynecological Cancer Group, the Northwest Regional Cancer Group, and most recently the Look Good Feel Better Group in Launceston who assist patients with wigs and support.

The McCarron's sixth major fundraiser will be held at the Plough Inn on 26 October 2024, in readiness for the next tour which is a 3-day ride in Victoria in mid-November. Pete and a friend who lost his wife to melanoma 15 months ago, will participate as a cyclist, and in the support crew. All the money raised by the McCarron's will go straight to Tour de Cure with less than five cents in the dollar going to essential administration costs with this organisation, something that is really important to them. Since 2017 the McCarron's have raised over 200,000 for the charity.

7.2. St Vincent de Paul Society - Presented by Samantha Grace (Youth and Community Manager – North)

FILE NO: SF6368

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

Due to the unavailability of the Presenter, this item has been deferred to be rescheduled when time permits.

8. PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

8.1. Public Questions on Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)

8.1.1. Public Question on Notice - Mayor's Announcements (Adelaide Visit and Local Government Housing Summit) - Andrew Whitehead - 1 September 2024

FILE NO: SF6381

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 1 September 2024 by Andrew Whitehead, has been answered by Mayor, Councillor M K Garwood.

Question:

1. In the attachments for the meeting of September 5th, page 305, it states ..."met with Fiona and..."

May I ask, who is Fiona and what is her relevance to this report?

Response:

Fiona, as noted on page 305 of the 5 September 2024 Council Agenda Attachments, was Fiona Chambers, Manager Strategy and Programs at Central Adelaide Waste and Recycling Authority (CAWRA).

8.1.2. Public Question on Notice - Carr Villa Memorial Future Plans - Malcolm Cowan - 11 September 2024

FILE NO: SF6381

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 11 September 2024 by Malcolm Cowan, has been answered by Eve Gibbons (Business Leader Carr Villa).

Questions:

1. I have been informed by the retired manager and the current manager of the Carr Villa Memorial Park, that a review of the Council's burial sites was imminent. I have been told that there will be a review of current capacities and a further assessment of future needs and how the Council will manage the requirements of a more diverse community. One of these needs is for "Natural Burial – the concept of minimal impact and short perpetuity providing for environmental consciousness in the management of human remains. In representing a group interested in the provision of a natural burial site at Carr Villa, I wish to know the progress of these reviews.

Response:

Following The Council's endorsement in June 2024 to fund the development of a site masterplan for Carr Villa Memorial Park, the Carr Villa team have commenced the process of developing a draft masterplan for the Carr Villa Memorial Park site.

Earlier this year, we engaged with community via the "Tomorrow Together" survey to understand the burial and cremation needs of our communities. As we now commence the development of a draft site masterplan, focusing on capacity, crematorium operations, cemetery services, and site maintenance, we will be inviting further community feedback to shape the plan for the future.

The community will have an opportunity to engage and provide their feedback in October 2024, through an online engagement survey.

The feedback Mr Cowan has provided to the Carr Villa team in early 2024 seeking the introduction of a dedicated 'natural burial' location within the site, has been included as part of the information gathering for the project.

It is worth noting, that Carr Villa Memorial Park is currently able to support environmentally friendly burial practices, employing biodegradable materials for coffins or utilising shrouds, and avoiding the use of embalming chemicals in funeral homes. This style of burial can take place within our existing cemetery locations, in consultation with funeral homes.

The City of Launceston looks forward to learning more from the community once the consultation in October begins and will ensure this is widely communicated when the engagement survey is launched. The Carr Villa Memorial Park webpage will be a key source of information during this time.

8.2. Public Questions Without Notice

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

8.2.1. Public Questions Without Notice - Robin Smith - Changes to Bi-Laws, Strike it Out, Beam Scooters - 19 September 2024

- 1. Previously I asked about the changes to the By-Laws that Launceston has, being the Parks and Facilities and Malls By-Laws, regarding the ability for Council to stop drinking in public, particularly certain parks and squares around the City - most notably Princess Square, where alcohol previously was prohibited. Then Council amalgamated the two By-Laws into one and gave a lot of the enforcement powers and direction, and relied instead on the Police Offences Act. Unfortunately there is nothing in the Police Offences Act that seems to cover that alcohol issue. Could Council write another By-Law amending the existing By-Law to include these areas of Launceston that currently don't have coverage?**

The Mayor, Councillor M K Garwood, advised these By-Laws are currently being reviewed and some further work occurring in the Governance space around them and looking at how Council would be able to maintain function and events to provide alcohol in spaces and how that works.

[Regarding Agenda Item 17.1]

- 2. When I read the chronology and the details, the first thing I noticed is it gives the times that an individual or an organisation (Strike it Out) was present at the sites. It talks sometimes of the Roundhouse and other times it talks about Inveresk northern car park. Why does it go to so much trouble to detail that on 17 occasions, Strike it Out is noted in this activity? Is there some police requirement for them not to be there, or are you trying to suggest there was engagement with them, or was it something else?**

The Mayor, Councillor M K Garwood, advised that this question will be considered as part of discussions relating to Agenda Item 17.1 Request for Facilities on Council land as it is an active item in today's Agenda.

- 3. Are the trailers to be static or do they come in every day and leave as a food van would, or, are they to be on locations for six months, or perhaps a week, what is the intention? Is it to be a permanent structure or is it day visits?**

The Mayor, Councillor M K Garwood, advised that this question will be considered as part of discussions relating to Agenda Item 17.1 Request for Facilities on Council land as it is an active item in today's Agenda.

- 4. With regard to the Beam Scooter Report, Beam Scooter has come to the attention of Council Officers who did write a report. How much of the report was written by Council Officers and how much was written by Beam? Did they have any input into the writing of that report other than giving obviously the data? I did raise the issues of what was in that report and I had some doubts about it.**

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice and a response provided in the Council Agenda of 3 October 2024.

9. PETITIONS

No Petitions were identified as part of these Minutes.

10. DEPUTATIONS

No Deputations were identified as part of these Minutes.

11. PLANNING AUTHORITY

Under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 11 - Planning Authority

11.1. DA0254/2024 - 212 York Street, Launceston - Signs Install a New Third-Party Illuminated Billboard Sign

FILE NO: DA0254/2024

AUTHOR: Rachael Huby (Town Planner)

APPROVER: Chelsea van Riet (General Manager Community and Place Network)

DECISION STATEMENT:

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

PLANNING APPLICATION INFORMATION:

Applicant:	All Urban Planning Pty Ltd
Property:	212 York Street, Launceston
Zoning:	Urban Mixed Use
Receipt Date:	14/06/2024
Validity Date:	18/06/2024
Further Information Request:	28/06/2024
Further Information Received:	31/07/2024
Deemed Approval:	19/09/2024
Representations:	0

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993
Tasmanian Planning Scheme - Launceston

STANDARDS REQUIRING PLANNING DISCRETION:

C1.6.1 P1.2 - Signs Code - Design and siting of signs
C1.6.2 P1 - Signs Code - Illuminated signs
C1.6.3 P1 - Signs Code - Third party sign

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be refused for DA0254/2024 Signs - Install a new third-party illuminated billboard sign at 212 York Street, Launceston, for the following grounds:

1. C1.6.1 Design and siting of signs

The proposed LED billboard fails to meet the Performance Criteria P1.1 (b) (iii) and P1.2 (c) (iii) and (v).

The sign is not compatible with the streetscape and character of the adjacent built environment. The sign will cause unreasonable loss of visual amenity to surrounding properties and will contribute to visual clutter.

2. C1.6.2 Illuminated signs

The proposal fails to meet the Performance Criteria P1.

The sign will cause unreasonable loss of visual amenity to the surrounding area. This sign installation will result in an undesirable cumulative effect on the view corridors and negatively impact the existing heritage fabric of the area.

3. C1.6.3 Third party sign

The proposal fails to meet the Performance Criteria P1 (b) and (c).

It has not been demonstrated that the sign is necessary in the location and that there are no other alternative options available within immediate area.

Philippa Glover (Team Leader Planning Assessments) and Rachael Huby (Town Planner) were in attendance to answer questions in respect of this item.

Due to a Declaration of Interest, Deputy Mayor Councillor D H McKenzie withdrew from the Meeting at 1:13 pm.

Ben Kuffer spoke against the Recommendation.

DECISION: 19 September 2024

MOTION 1

Moved Councillor A G Harris, seconded Councillor J J Pentridge.

That, in accordance with sections 51 and 57 of the Land Use Planning and Approvals Act 1993 and the Tasmanian Planning Scheme - Launceston, a permit be granted from Council, for DA0254/2024 Signs - Install a new third-party illuminated billboard sign at 212 York Street, Launceston subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

The development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Council Development unless modified by a condition of the Permit:

- a. Signage Specifications - LED Screen, Prepared by Claude Neon, Project name: 212 York Street Launceston, Revision No. A, Page No 1/2, Dated 14/6/2024.
- b. Signage Location Image - LED Screen , Prepared by Claude Neon, Project name: 212 York Street Launceston, Revision No. A, Page No 2/2, Dated 14/6/2024.
- c. Planning Report, Prepared by All Urban Planning, dated 20 July 2024.
- d. York Street Signage Assessment - Traffic Engineer, Project reference: T-P.24.06888-TRA-LET-001, Prepared by Pitt & Sherry, dated 24 May 2024.

2. BRIGHTNESS LEVELS

- a. The signs must be dimmable and have a suitable control system to enable maximum lighting levels to be set or adjusted if deemed necessary by the City of Launceston.
- b. Where illuminated during the day, the sign must be fitted with Photocell/s (light sensor/s) that measure the ambient light and control system technology that enables the luminance of the sign to automatically adjust relative to the measured ambient light level.
- c. Any change in brightness levels must be applied during an image transition, not while an image is being displayed

3. IMAGE TRANSITIONS

- a. Where the graphical content or colours can change (such as for digital/electronic signage), any changes in image must occur in 0.1 seconds or less.
- b. Dwell time not less than 30 seconds between transitions.

4. LUMINANCE STANDARD

- a) During the operation of the sign, the maximum average luminance and threshold increment values as specified in below must not be exceeded:
 - Daytime luminance: 6000 cd/m²
 - Overcast weather: 700 cd/m²
 - Morning and evening twilight 350 cd/m²
 - Night time 150 cd/m²

5. LIGHTING COMPLIANCE REPORT

Prior to the operation of the sign, a Lighting Compliance Report must be submitted to and approved by the Manager City Development. The Lighting Compliance Report must demonstrate that the sign has been commissioned according to the Luminance Standard. The Compliance Report must include the following:

- I. On site luminance measurements for Daytime, Evening/Morning Twilight and Night Time, based on a 100% white screen set to the maximum value for each lighting condition.
- II. Photos of the sign for each sky condition with a date, time, and luminance value.

6. 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.

7. LEGAL TITLE

All development and use associated with the proposal must be confined to the legal title of the subject land.

8. OPERATION HOURS

The operation of the illuminated LED billboard signage must be confined to:

- a. 6:30am and 9:00pm 7 days a week

9. HOURS OF CONSTRUCTION

- a. Unless otherwise approved in writing by the Manager Health and Compliance construction activities must only be carried out between the hours of:
 - I. Monday to Friday - 7 am to 6 pm; and
 - II. Saturday - 8 am to 6 pm.
- b. Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

10. SIGNAGE CONTENT (ELECTRONIC)

- The images displayed must be static and change between static images must be instantaneous.
- The sign must not be coloured like an official traffic sign, imitate a traffic control device or give instructions to traffic such as 'give way' or 'stop.'
- Apart from the above, content of the sign may be updated or changed without separate approval of Council, subject to:

1. The structure, location and size of the signage not changing.
2. The content of the signage relating to the site.
3. Compliance with the requirements of the planning scheme.

11. **SIGN MAINTENANCE (ELECTRONIC)**
The signs must be constructed and maintained in good condition to the satisfaction of the Council. The LED screen must incorporate an automatic error detection system which will turn the display off or switch to a blank, black screen should the screen or system malfunction.
12. **SIGN ILLUMINATION (ELECTRONIC)**
 - The LED screens permitted by this permit must have a maximum luminance level of 3250 Lux during daylight hours, and not cause a nuisance to pedestrians or vehicular traffic.
 - The screen must be dimmed to 315 Lux when in use outside of daylight hours and not cause a nuisance to pedestrians or vehicular traffic.
 - The screen must only be active during the hours of 6:30am and 9:30pm.
13. **NO FLASHING LIGHT - (ELECTRONIC SIGNS)**
Flashing or intermittent lighting must not be used in the signs permitted by this permit.
14. **DAMAGE TO COUNCIL INFRASTRUCTURE**
The developer is liable for all costs associated with the repair of damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to Council infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.
15. **FACILITIES AND HIGHWAYS BY-LAW**
Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.
16. **EXTERIOR AND SECURITY LIGHTING**
Exterior lighting and security lighting is to comply with the Australian Standard AS4282 'Control of the obtrusive effects of outdoor lighting' or any subsequent versions.
17. **BUILDING ACT 2016 REQUIREMENTS**
Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the Building Act 2016.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0254/2024. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 03 6323 3000.

This permit takes effect after:

- a. The 14 day appeal period expires; or***
- b. Any appeal to the Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) is withdrawn or determined; or***
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or***
- d. Any other required approvals under this or any other Act are granted.***

The permit lapses after a period of two (2) years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to Council.

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, 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.

C. Appeal Provisions

A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Tasmanian Civil & Administrative Tribunal (TASCAT).

A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.

For more information see the Tasmanian Civil & Administrative Tribunal (TASCAT) website www.tascat.tas.gov.au <<http://www.tascat.tas.gov.au>>

D. Permit Commencement.

If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.

CARRIED 6:2

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Councillor T G Walker and Councillor Prof G Razay

ABSENT DUE TO A DECLARATION OF INTEREST: Deputy Mayor Councillor D H McKenzie

DECISION: 19 September 2024

MOTION 2

Moved Councillor A J Britton, seconded Councillor J J Pentridge.

That an additional three minutes speaking time be granted to Councillor Prof G Razay.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

ABSENT DUE TO A DECLARATION OF INTREST: Deputy Mayor Councillor D H McKenzie

Deputy Mayor Councillor D H McKenzie re-attended the Meeting at 1:44 pm

11.2. PSA-LLP0019 - 325 Watery Plains Road, 34 Watery Plains Road, 74 Watery Plains Road and Watery Plains Road, White Hills

FILE NO: PSA-LLPP0019

AUTHOR: Iain More (Senior Town Planner Policy and Projects)

APPROVER: Chelsea van Riet (General Manager Community and Place Network)

DECISION STATEMENT:

To make a recommendation to the Tasmanian Planning Commission subsequent to the public exhibition period for a draft amendment to the Launceston Local Provisions Schedule.

PLANNING APPLICATION INFORMATION:

Applicant:	6ty°
Area of the Site:	325 Watery Plains Road, White Hills (described as CT106554/1, CT232243/1, and CT208625/1)
Existing Zones:	Agriculture
Existing Use:	Part cleared land with outbuilding sustaining grazing, remained native bushland protected by conservation covenant C412685
Receipt Date:	01/12/2023

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993
Tasmanian Planning Scheme - Launceston

PREVIOUS COUNCIL CONSIDERATION:

Council - 11 July 2024 - Agenda Item Number 9.3- Initiated Draft Amendment PSA-LLP0019, to rezone land at 325 Watery Plains Road, White Hills (described as CT 106554/1, CT 232243/1 & CT208625/1) from the Agriculture Zone to Rural Zone and agrees to apply the Priority Vegetation component of the Natural Values code to part of the site

RECOMMENDATION:

That Council:

1. In accordance with sections 40K and 42 of the *Land Use Planning and Approvals Act 1993*, notifies the Tasmanian Planning Commission that no representations were received during the public exhibition period for Draft Amendment PSA-LLP0019; and that
 2. Draft Amendment PSA-LLP0002 be approved as certified and exhibited.
-

Philippa Glover (Team Leader Planning Assessments) and Iain More (Senior Town Planner Policy and Projects) were in attendance to answer questions in respect of this item.

Councillor A J Britton withdrew from the Meeting at 1:44 pm
Councillor A J Britton re-attended the Meeting at 1:47 pm

DECISION: 19 September 2024

MOTION

Moved Deputy Mayor Councillor D H McKenzie, seconded Councillor T G Walker.

That Council:

1. In accordance with sections 40K and 42 of the *Land Use Planning and Approvals Act 1993*, notifies the Tasmanian Planning Commission that no representations were received during the public exhibition period for Draft Amendment PSA-LLP0019; and that
2. Draft Amendment PSA-LLP0002 be approved as certified and exhibited.

CARRIED 9:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

The Mayor, Councillor M K Garwood, announced that Council no longer sits as a Planning Authority.

12. ANNOUNCEMENTS BY THE MAYOR

12.1. Mayor's Announcements

FILE NO: SF2375

Thursday 5 September 2024

- Attended Festivale Launch, Buckby Motors Volvo Showroom

Sunday 8 September 2024

- Officiated at the start of the Women's 5k walk/run, City Park

Monday 9 September 2024

- Attended an Industry Mentor Session, Lilydale District School

Tuesday 10 September 2024

- Participated in the 'Out of the Shadows' walk, City Park
- Attended the Stadiums Infrastructure Breakfast, Peppers Silo Hotel
- Attended Sally's Ride Launch Event, Tatler Lane by Sweetbrew

Wednesday 11 September 2024

- Attended Tourism Tasmania's Pre-Season Industry Event, Queen Victoria Museum Inveresk

Thursday 12 September 2024

- Officiated at the 2024 PIA Tasmania State Planning Conference Welcome Party, Tatler Lane by Sweetbrew

Friday 13 September 2024

- Officiated at Launch of The Viking Bowls Event, East Launceston Bowls Club

Saturday 14 September 2024

- Attended the 2024 Boags NTFA Premier Division Grand Final, UTAS Stadium

Sunday 15 September 2024

- Attended Official Opening of Launceston City Football Club Change Rooms Stage 1 development, 414 Westbury Road, Prospect
- Officiated at the Open Day for Launceston Bowls and Community Club, Home Point

Monday 16 September 2024

- Officiated at the IGA Launceston Community Christmas Launch, The Salvation Army Cafe

Tuesday 17 September 2024

- Attended MACs Garden Spring Launch, Ravenswood
- Officiated at Singfest, Launceston Conference Centre

Wednesday 18 September 2024

- Attended Thyne House Open Day, York Street
 - Attended Ground Beneath Ocean Between, Queen Victoria Art Gallery
-

Deputy Mayor, Councillor D H McKenzie provided the following update to the schedule of events attended and planned.

13 September 2024

- **Event postponed: Launch of The Viking Bowls Event, East Launceston Bowls Club**

Saturday 14 September 2024

- **Did not attend: 2024 Boags NTFA Premier Division Grand Final, UTAS Stadium**

13. COUNCILLORS' REPORTS

(This item provides an opportunity for Councillors to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended).

Councillor A G Harris

Sunday 9 September 2024

- **Officiated at the Women's 5km run**

Tuesday 10 September 2024

- **Attended Out of Shadows Walk**

Friday 13 September 2024

- **Attended UTAS Stadium Transfer Event hosted by Hon. Nic Street MP**

Deputy Mayor Councillor D H McKenzie

Tuesday 17 September 2024

- **Attended MACS (Mens and Community Garden) Garden Spring Launch**

Councillor T G Walker

Tuesday 17 September 2024

- **Attended ABC Northern Tasmania Spotlight on Housing Forum**

Councillor Dr G Razay

- **Acknowledged Dementia Action Week (16 to 22 September 2024). Theme, "Act Now for a Dementia Friendly Future"**

Councillor A J Palmer

Tuesday 17 September 2024

- **Attended MACS (Men's and Community Garden) Garden Spring Launch**

Councillor S Cai

Friday 13 September 2024

- **Attended UTAS Stadium Transfer Event hosted by Hon. Nic Street MP**
- **Heritage Sketch competition announced. Theme, "We are Champions of Our Heritage"**

14. QUESTIONS BY COUNCILLORS

14.1. Councillors' Questions on Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 30

(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the Chief Executive Officer of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be provided in writing).

No Councillors' Questions on Notice were identified as part of these Minutes.

14.2. Councillors' Questions Without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 29

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

No Councillors' Questions Without Notice were identified as part of these Minutes.

15. NOTICES OF MOTION

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

**15.1. Notice of Motion - CCTV (Closed Circuit Television) System Within
Launceston Central Business District - Mayor Councillor M K Garwood - 28
August 2024**

FILE NO: SF5547 {custom-field-file-no}

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider a Notice of Motion submitted by Mayor Councillor M K Garwood regarding Closed Circuit Television (CCTV).

RELEVANT LEGISLATION:

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

RECOMMENDATION:

That Council:

1. Undertakes a review of the current CCTV (Closed Circuit Television) system within the Launceston Central Business District, to provide options for system improvement, and a focus on community safety; and
 2. A report be presented to Council summarising the review, including any future options for system improvement and investment.
-

Councillor S Cai withdrew from the Meeting at 2:04 pm

Robin Smith spoke for the Recommendation.

DECISION: 19 September 2024

MOTION

Moved Mayor Councillor M K Garwood, seconded Councillor A G Harris.

That Council:

- 1. Undertakes a review of the current CCTV (Closed Circuit Television) system within the Launceston Central Business District, to provide options for system improvement, and a focus on community safety; and**
- 2. A report be presented to Council summarising the review, including any future options for system improvement and investment.**

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton
AGAINST VOTE: Nil

15.2. Notice of Motion - Emergency Management Response - Councillor J J Pentridge - 5 September 2024

FILE NO: SF5547

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider a Notice of Motion submitted by Councillor J J Pentridge regarding City of Launceston's Emergency Management Response.

RELEVANT LEGISLATION:

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

RECOMMENDATION:

That Council

1. Explore options for the purchase of mobile power units (generators) for use in events of power outages, and to support Council's emergency management response; and
 2. A report be presented to Council outlining these options for Council's consideration.
-

DECISION: 19 September 2024

MOTION

Moved Councillor J J Pentridge, seconded Councillor T G Walker.

That Council

1. **Explore options for the purchase of mobile power units (generators) for use in events of power outages, and to support Council's emergency management response; and**
2. **A report be presented to Council outlining these options for Council's consideration.**

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton
AGAINST VOTE: Nil

16. COMMITTEE REPORTS

16.1. Launceston Sister City Committee

FILE NO: SF0175

AUTHOR: Elizabeth Clark (Civic Affairs Officer)

APPROVER: Louise Foster (General Manager Organisational Services Network)

DECISION STATEMENT:

To receive a report from the Launceston Sister City Committee.

RECOMMENDATION:

That Council receives the report from the Launceston Sister City Committee Meeting held on 22 August 2024.

DECISION: 19 September 2024

MOTION

Moved Councillor A J Britton, seconded Councillor A J Palmer.

That Council receives the report from the Launceston Sister City Committee Meeting held on 22 August 2024.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton
AGAINST VOTE: Nil

16.2. Audit Panel Meeting - 26 August 2024

FILE NO: SF3618

AUTHOR: Nathan Williams (Chief Financial Officer)

APPROVER: Louise Foster (General Manager Organisational Services Network)

DECISION STATEMENT:

To receive a report from the Audit Panel for the meeting held 26 August 2024.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

Local Government (Audit Panels) Order 2014

RECOMMENDATION:

That Council receives the report from the Audit Panel Meeting held 26 August 2024.

Councillor A J Palmer withdrew from the Meeting at 2:31 pm

DECISION: 19 September 2024

MOTION

Moved Deputy Mayor Councillor D H McKenzie, seconded Councillor T G Walker.

That Council receives the report from the Audit Panel Meeting held 26 August 2024.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge and Councillor A J Britton

AGAINST VOTE: Nil

ABSENT AT THE TIME OF VOTE: Councillor A J Palmer

17. COMMUNITY AND PLACE NETWORK

17.1. Request for Facilities on Council Land

FILE NO: SF7000

AUTHOR: Chelsea van Riet (General Manager Community and Place Network)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider the request for the placement of sleeping and shower trailers and associated infrastructure operated by Strike It Out Inc. on council-owned land.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)
Land Use Planning and Approvals Act 1993 (Tas)
Privacy Act 1988 (Cth)

PREVIOUS COUNCIL CONSIDERATION

Council Workshop – 27 June 2024 – Verbal update at Acting CEO request.

RECOMMENDATION:

That Council decline the request of Strike It Out Inc. to locate their sleeping pod trailer and shower trailer and associated infrastructure on council owned land.

Councillor A J Palmer re-attended the Meeting at 2:35 pm

Deputy Mayor Councillor D H McKenzie withdrew from the Meeting at 2:50 pm

DECISION: 19 September 2024

MOTION 1

Moved Councillor T G Walker, seconded Councillor A G Harris.

That Council decline the request of Strike It Out Inc. to locate their sleeping pod trailer and shower trailer and associated infrastructure on council owned land, based on the information provided by Strike It Out Inc. to date.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

ABSENT AT THE TIME OF VOTE: Deputy Mayor Councillor D H McKenzie

DECISION: 19 September 2024

MOTION 2

Moved Councillor A J Britton, seconded Councillor A G Harris.

That an additional three minutes of speaking time be granted to Councillor T G Walker.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

18. CREATIVE ARTS AND CULTURAL SERVICES NETWORK

No Items were identified as part of these Minutes.

19. INFRASTRUCTURE AND ASSETS NETWORK

19.1. NTCA Sports Complex Management

FILE NO: SF7448

AUTHOR: Debbie Pickett (Personal Assistant Infrastructure and Assets Network)

APPROVER: Shane Eberhardt (General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To consider the long-term management of the NTCA Sports Complex.

RELEVANT LEGISLATION:

Local Government (Meeting Procedures) Regulations 2015

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 29 April 2021 - Northern Tasmanian Cricket Association Governance
Workshop - 16 March 2023 - Northern Tasmania Cricket Association Precinct Governance
Council - 20 April 2023 - Agenda Item 14.1 - Northern Tasmania Cricket Association
Precinct Charter
Workshop 23 November 2023 - Councillor site visit NTCA Sports Complex
Workshop 15 February 2024 - NTCA Operational Report
Workshop 6 June 2024 - NTCA Facility Management Update

RECOMMENDATION:

That Council:

1. Approve the completion of the transition of management and maintenance of the NTCA facility to the City of Launceston as acknowledged by Cricket North and Cricket Tasmania.
 2. Approve the completion of the transition by March 2025.
 3. Approves the development of a transition plan which will include:
 - a) Leasing and licensing arrangements for tenant clubs
 - b) Booking management
 - c) Plant and equipment acquisition
 - d) Council approved fees and charges for users
 - e) Consideration of any financial support and/or services which Cricket North may continue to deliver beyond December 2024
 - f) Revised Multi-Sport Precinct Facilities Management Group Charter
 4. Formally recognises the positive contribution Cricket North have made to the Northern Tasmanian Cricket Association Facility via a letter of acknowledgement to this effect to the NTCA.
-

Lawrence Dodson (President, Launceston Cricket Club) spoke for the Recommendation.

Lynn Hendley (President, NTCA Board) spoke against the Recommendation.

Lucy Flanagan (Vice President, Old Scotch Collegians Football Club) spoke for the Recommendation.

Jeremy Jackson (President, South Launceston Cricket Club) spoke for the Recommendation.

Nicolas d'Embden (Vice President, East Launceston Junior Football Club) spoke for the Recommendation.

DECISION: 19 September 2024

MOTION

Moved Councillor A G Harris, seconded Councillor J J Pentridge.

That Council:

1. Approve the completion of the transition of management and maintenance of the NTCA facility to the City of Launceston as acknowledged by Cricket North and Cricket Tasmania.
2. Approve the completion of the transition by March 2025.
3. Approves the development of a transition plan which will include:
 - a) Leasing and licensing arrangements for tenant clubs
 - b) Booking management
 - c) Plant and equipment acquisition
 - d) Council approved fees and charges for users
 - e) Consideration of any financial support and/or services which Cricket North may continue to deliver beyond December 2024
 - f) Revised Multi-Sport Precinct Facilities Management Group Charter
4. Formally recognises the positive contribution Cricket North have made to the Northern Tasmanian Cricket Association Facility via a letter of acknowledgement to this effect to the NTCA.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

19.2. Launceston Flood Authority Report

FILE NO: SF4493

AUTHOR: Debbie Pickett (Personal Assistant)

APPROVOR: Shane Eberhardt (General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To receive the Launceston Flood Authority Quarterly Report – April to June 2024.

RELEVANT LEGISLATION:

Launceston Flood Authority Rules, April 2020

RECOMMENDATION:

That Council, in accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, receives the Launceston Flood Authority Quarterly Report, April to June 2024 (ECM Document Set ID 5126204).

Councillor J J Pentridge withdrew from the Meeting at 3:24 pm

Councillor J J Pentridge re-attended the Meeting at 3:24 pm

Mayor, Councillor M K Garwood called an adjournment at 3.24pm

Mayor, Councillor M K Garwood, reconvened the meeting at 3.30pm

DECISION: 19 September 2024

MOTION

Moved Councillor A J Britton, seconded Councillor A G Harris.

That Council, in accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, receives the Launceston Flood Authority Quarterly Report, April to June 2024 (ECM Document Set ID 5126204).

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

20. ORGANISATIONAL SERVICES NETWORK

20.1. 2024/2025 Budget - Budget Amendments

FILE NO: SF6817/SF7334

AUTHOR: Samuel Kelty (Manager Finance)

APPROVER: Louise Foster (General Manager Organisational Services Network)

DECISION STATEMENT:

For Council to:

1. consider changes to the Council's 2024/2025 Statutory Estimates.

A decision for Recommendation 1. requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

2. consider adjustments made during 1 August to 31 August 2024 by the Chief Executive Officer to the 2024/2025 Budget.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. pursuant to section 82(4) of the *Local Government Act 1993 (Tas)* and by an absolute majority, approves the following changes to the 2024/2025 Statutory Estimates:
 - (a) Revenue
 - i. the net increase in revenue from external grants and contributions of \$215,000.
 - (b) Expenses
 - i. the net increase in operations expenditure of \$313,283.
 - (c) Capital Works Expenditure
 - i. the net increase in expenditure from external funds of \$215,000.
 - ii. the decrease in the Council's funded expenditure of \$313,283.
 2. notes that amendments from Recommendation 1. result in:
 - (a) the operating deficit being amended to \$5,648,351 (including capital grants of \$18,319,642) for 2024/2025.
 - (b) the capital budget being decreased to \$42,672,642 for 2024/2025.
 3. pursuant to section 82(7) of the *Local Government Act 1993 (Tas)*, receives the Chief Executive Officer's report on adjustments to the 2024/2025 budget for the period 1 August to 31 August 2024.
-

Samuel Kelty (Manager Finance) was in attendance to answer questions in respect of this Item.

DECISION: 19 September 2024

MOTION

Moved Councillor A G Harris, seconded Councillor T G Walker.

That Council:

1. pursuant to section 82(4) of the *Local Government Act 1993 (Tas)* and by an absolute majority, approves the following changes to the 2024/2025 Statutory Estimates:
 - (a) Revenue
 - i. the net increase in revenue from external grants and contributions of \$215,000.
 - (b) Expenses
 - i. the net increase in operations expenditure of \$313,283.
 - (c) Capital Works Expenditure
 - i. the net increase in expenditure from external funds of \$215,000.
 - ii. the decrease in the Council's funded expenditure of \$313,283.
2. notes that amendments from Recommendation 1. result in:
 - (a) the operating deficit being amended to \$5,648,351 (including capital grants of \$18,319,642) for 2024/2025.
 - (b) the capital budget being decreased to \$42,672,642 for 2024/2025.
3. pursuant to section 82(7) of the *Local Government Act 1993 (Tas)*, receives the Chief Executive Officer's report on adjustments to the 2024/2025 budget for the period 1 August to 31 August 2024.

CARRIED BY ABSOLUTE MAJORITY 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

20.2. Remission of Rates - 316-320 Invermay Road, Mowbray

FILE NO: SF7573/SF0523

AUTHOR: Nathan Williams (Chief Financial Officer)

APPROVER: Nathan Williams (Acting General Manager Organisational Services Network)

DECISION STATEMENT:

To consider the remission of rates levied on the property located at 316-320 Invermay Road, Mowbray.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council remits the following rates and fees:

1. \$17,830.29 levied against the property in respect of the Council's rates for the 2024/2025 year. This includes the General Charge and the General Rate Industrial.
-

Samuel Kelty (Manager Finance) was in attendance to answer questions in respect of this Item.

Mayor, Councillor M K Garwood, handed the Chair to Councillor A G Harris at 3:43pm

Mayor, Councillor M K Garwood, resumed the Chair at 3:44pm

DECISION: 19 September 2024

MOTION

Moved Councillor A G Harris, seconded Councillor A J Britton.

That Council, pursuant to Section 129(3) of the *Local Government Act 1993* remits the following rates and fees:

- 1. \$17,830.29 levied against the property in respect of the Council's rates for the 2024/2025 year. This includes the General Charge and the General Rate Industrial.**

CARRIED BY ABSOLUTE MAJORITY 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

20.3. Future Direction - City of Launceston Public Electric Vehicle Chargers

AUTHOR: Cameron Smith (Smart City Project Officer)

APPROVER: Louise Foster (General Manager Organisational Services Network) and Shane Eberhardt (General Manager Infrastructure and Assets Network)

DECISION STATEMENT:

To agree to issuing an Expression of Interest to secure a private operator with a sustainable business model to take over the ownership, operation and maintenance of the Councils existing Electric Vehicle (EV) charger fleet.

The operator will be responsible for expenses relating to the operation, maintenance and future replacement or upgrades costs and will benefit by receiving the revenue generated by the EV charger fleet. Relevant measures will be put in place to ensure the operator covers the cost of electricity.

RELEVANT LEGISLATION:

Local Government (Meeting Procedures) Regulations 2015

PREVIOUS COUNCIL CONSIDERATION:

Workshop – 8/8/2024 - Future Direction - Public Electric Vehicle Chargers

RECOMMENDATION(S):

That Council proceeds with creating and publishing an Expression of Interest to identify what opportunities exist with private organisations who specialise in the operation and maintenance of EV chargers.

Cameron Smith (Smart City Project Officer) was in attendance to answer questions in respect of this Item.

DECISION: 19 September 2024

MOTION

Moved Councillor T G Walker, seconded Councillor A G Harris.

That Council proceeds with creating and publishing an Expression of Interest to identify what opportunities exist with private organisations who specialise in the operation and maintenance of EV chargers.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

21. CHIEF EXECUTIVE OFFICER NETWORK

21.1. Federal Election Advocacy Projects

FILE NO: SF5210

AUTHOR: Sarah McRobbie (Manager Innovation and Performance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To agree to actively source external funds for five projects:

Project	Estimated Project Cost
1. Princess Theatre & Earl Arts Centre - Redevelopment	\$30 million
2. Northern Tasmanian Cricket Association (NTCA) Sports Complex - Redevelopment	\$60 million
3. Launceston City Heart – Works Package	\$42.5 million
4. QVMAG Discovery Centre (CDC) - Master Planning	\$2.5 million
5. New Indoor Sport & Recreation Complex with Entertainment Facility – Planning and Construction	\$130 million

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

PREVIOUS COUNCIL CONSIDERATION:

Workshop – 29 August 2024 – Federal Election Advocacy Projects

RECOMMENDATION:

That Council

1. approves the advocacy campaign to seek funding for the Princess Theatre and Earl Arts Centre Redevelopment.
2. approves the advocacy campaign to seek funding for the Northern Tasmanian Cricket Association (NTCA) Sports Complex - Redevelopment.
3. approves the advocacy campaign to seek funding for Launceston City Heart – Works Package.
4. approves the advocacy campaign to seek funding for master planning for QVMAG Discovery Centre (CDC).
5. approves the advocacy campaign to seek funding for planning and construction of a new Indoor Sport & Recreation Complex with Entertainment Facility.

Sarah McRobbie (Manager Innovation and Performance) was in attendance to answer questions in respect of this Item.

DECISION: 19 September 2024

MOTION

Moved Councillor A G Harris, seconded Councillor J J Pentridge.

That Council

1. approves the advocacy campaign to seek funding for the Princess Theatre and Earl Arts Centre Redevelopment.
2. approves the advocacy campaign to seek funding for the Northern Tasmanian Cricket Association (NTCA) Sports Complex - Redevelopment.
3. approves the advocacy campaign to seek funding for Launceston City Heart – Works Package.
4. approves the advocacy campaign to seek funding for master planning for QVMAG Discovery Centre (CDC).
5. approves the advocacy campaign to seek funding for planning and construction of a new Indoor Sport & Recreation Complex with Entertainment Facility.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

22. LATE ITEMS

22.1. Urgent Late Item: Lease – Punchbowl Cottage

AUTHOR: Lorraine Wyatt (Council and Committees Officer)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider accepting an urgent, late item regarding the residential leasing and management of Punchbowl Cottage.

RELEVANT LEGISLATION:

Local Government (Meeting Procedures) Regulations 2015

RECOMMENDATION(S):

1. by absolute majority and pursuant to Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015* (Tas), determines to deal with this matter, being one that was not included in the published Agenda; and
 2. notes the advice from the Chief Executive Officer in respect of the reason it was not possible to include this matter in the agenda, that the matter is urgent, that advice having been provided to Councillors by email on 18 September 2024 and in the report attached to this Agenda Item.
 3. pursuant to regulation 15(2)(d) of the *Local Government (Meeting Procedures) Regulations 2015* this matter be considered in Closed Council at Agenda Item 23.3 Lease - Punchbowl Cottage for the following reasons:
 - (f) proposals for the council to acquire land or an interest in land or for the disposal of land.
 - (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.
-

REPORT:

It was not possible to include this item on the agenda of the 19 September 2024 Council Meeting, because the preferred tenants' applications had not been received or processed at the time the agenda to that Meeting was published on 13 September 2024.

Urgent consideration of this item is required to ensure that Council is provided with an opportunity to secure a suitable tenant in a competitive rental market. If accepted as late item, the Agenda Item Lease – Punchbowl Cottage will be dealt with in Closed Council as the report includes personal information of the preferred tenant, which is subject to the *Personal Information Protection Act 2004* and should not be released to the public, and also commercially sensitive valuation information.

RISK IMPLICATIONS:

Not considered relevant to this report.

ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:

Not considered relevant to this report.

STRATEGIC DOCUMENT REFERENCE:

City of Launceston Corporate Strategic Plan 2014 - 2024

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.
3. To ensure decisions are made on the basis of accurate and relevant information.

BUDGET AND FINANCIAL IMPLICATIONS:

Not considered relevant to this report.

DISCLOSURE OF INTERESTS:

The Chief Executive Officer has no interests to declare in this matter.

ATTACHMENTS:

Nil

DECISION: 19 September 2024

MOTION

Moved Councillor A G Harris, seconded Councillor A J Britton.

That Council

1. by absolute majority and pursuant to Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015* (Tas), determines to deal with this matter, being one that was not included in the published Agenda; and
2. notes the advice from the Chief Executive Officer in respect of the reason it was not possible to include this matter in the agenda, that the matter is urgent, that advice having been provided to Councillors by email on 18 September 2024 and in the report attached to this Agenda Item.
3. pursuant to regulation 15(2)(d) of the *Local Government (Meeting Procedures) Regulations 2015* this matter be considered in Closed Council at Agenda Item 23.3 Lease - Punchbowl Cottage for the following reasons:
 - (f) proposals for the council to acquire land or an interest in land or for the disposal of land.
 - (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

CARRIED BY ABSOLUTE MAJORITY 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton
AGAINST VOTE: Nil

23. CLOSED COUNCIL

This decision requires an absolute majority of Council

RECOMMENDATION:

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

23.1. Confirmation of the Minutes

REASON FOR CLOSED COUNCIL:

Regulation 35(6) of the *Local Government (Meeting Procedures) Regulations 2015* states that at the next closed meeting, the minutes of a closed meeting, after any necessary correction, are to be confirmed as the true record by the council or council committee and signed by the chairperson of the closed meeting.

23.2. Councillors' Leave of Absence Application

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with section 15(2)(h) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

15(2)(h) applications by councillors for a leave of absence.

23.3. Lease – Punchbowl Cottage

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2)(f) and (g) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- (f) proposals for the council to acquire land or an interest in land or for the disposal of land.
- (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

DECISION: 19 September 2024

MOTION

Moved Councillor T G Walker, seconded Councillor A J Palmer.

That Council moves into Closed Session.

CARRIED BY ABSOLUTE MAJORITY 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

Council moved into Closed Session at 4:07pm.

Council returned to Open Session at 4:34pm.

23.4. End of Closed Session

DECISION: 19 September 2024

MOTION

Moved Councillor A J Britton, seconded Councillor A G Harris.

That Council:

1. pursuant to Regulation 34(1)(b) of the *Local Government (Meeting Procedures) Regulations 2015*, resolves to report in Open Session that it has considered the following matters in Closed Session:

Minutes Item	Matter	Brief Description
23.1	<i>Closed Council Minutes - 5 September 2024.</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 5 September 2024.</i>
23.2	<i>Councillors' Leave of Absence</i>	<i>Councillors endorsed a personal leave request.</i>
23.3	<i>Lease - Punchbowl Cottage</i>	<i>Councillors approved the Lease of Punchbowl Cottage.</i>

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Councillor A G Harris, Councillor T G Walker, Councillor Prof G Razay, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton

AGAINST VOTE: Nil

24. MEETING CLOSURE

The Mayor, Councillor M K Garwood, closed the Meeting at 4.35pm.

25. NEXT COUNCIL MEETING DATE

The next Ordinary Meeting of Council will be held at 1.00pm on 3 October 2024 at the Council Chambers, Town Hall, 18-28 St John Street, Launceston.