

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 17 OCTOBER 2016

HOURLY CALLED: 7.30pm

PRESENT: The meeting commenced at 7.32pm with the Mayor (Ald D C Chipman) in the Chair and with Aldermen:

N M Campbell
H Chong
P Cusick
D Doust
D Hulme
R H James
P K McFarlane
J Peers (arrived at 7.44pm)
D Thurley
S von Bertouch
J Walker; present.

1. APOLOGIES J Peers (for late arrival)

ORDER OF BUSINESS Items 1 – 13

IN ATTENDANCE General Manager
(Mr A Paul)
Corporate Secretary
(Mr A van der Hek)
Group Manager Asset Management
(Mr J Stevens)
Manager City Planning
(Mr R Lovell)
Manager Health and Community Development
(Mr J Toohey)

The Meeting closed at 9.10pm.

Prior to the commencement of the meeting, the Mayor made the following declaration:

“I acknowledge the Tasmanian Aboriginal Community as the traditional custodians of the land on which we meet today, and pay respect to elders, past and present”.

The Mayor also advised the Meeting and members of the public that Council Meetings, not including Closed Meeting, are audio-visually recorded and published to Council’s website.

COUNCIL MEETING
MONDAY 17 OCTOBER 2016

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1. ATTENDANCE AND APOLOGIES

Refer to cover page.

2. CONFIRMATION OF MINUTES

(File No 10/03/01)

RECOMMENDATION:

That the Minutes of the Council Meeting held on 26 September 2016, as circulated, be taken as read and confirmed.

Decision: **MOVED** Ald von Bertouch **SECONDED** Ald Chong

“That the Minutes of the Council Meeting held on 26 September 2016, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

3. MAYOR’S COMMUNICATION

The Mayor presented certificates to Andrew Brown and Peter Donato for their appointment as Municipal Emergency Management Coordinators.

4. COUNCIL WORKSHOPS

In addition to the Aldermen’s Meeting Briefing (workshop) conducted on Friday immediately preceding the Council Meeting the following workshops were conducted by Council since its last ordinary Council Meeting:

PURPOSE	DATE
Presentation – Feasibility Study “Central Lauderdale”	
Presentation – Community Safety Plan	
Proposed Festival – Bellerive Beach Park	
Opening of Council Meetings	3 October
Proposed Master Plan for Rokeby High School	
Draft Strategic Plan	
Voluntary Mergers	10 October

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Ald Chong **SECONDED** Ald Thurley

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

5. DECLARATIONS OF INTERESTS OF ALDERMAN OR CLOSE ASSOCIATE
(File No)

In accordance with Regulation 8 of the Local Government (Meeting Procedures) Regulations 2015 and Council's adopted Code of Conduct, the Mayor requests Aldermen to indicate whether they have, or are likely to have a pecuniary interest (any pecuniary benefits or pecuniary detriment) or conflict of interest in any item on the Agenda.

INTEREST DECLARED: NIL.

6. TABLING OF PETITIONS

(File No 10/03/12)

(Petitions received by Aldermen may be tabled at the next ordinary Meeting of the Council or forwarded to the General Manager within seven (7) days after receiving the petition.

Petitions are not to be tabled if they do not comply with Section 57(2) of the Local Government Act, or are defamatory, or the proposed actions are unlawful.

The General Manager tabled the following petitions which comply with the Act requirements:

- Received from 52 signatories regarding Development Application D-2016/376 – 19 Beach Street, Bellerive and concerns they have about the proposed development which may be outside of those dictated by the Clarence Interim Planning Scheme, but are fundamental to the residents of the area when making their decision.
- Received from 574 signatories regarding Clarence Street Safety Assessment Project Public Consultation.

7. PUBLIC QUESTION TIME

Public question time at ordinary Council meetings will not exceed 15 minutes. An individual may ask questions at the meeting. Questions may be submitted to Council in writing on the Friday 10 days before the meeting or may be raised from the Public Gallery during this segment of the meeting.

The Chairman may request an Alderman or Council officer to answer a question. No debate is permitted on any questions or answers. Questions and answers are to be kept as brief as possible.

7.1 PUBLIC QUESTIONS ON NOTICE

(Seven days before an ordinary Meeting, a member of the public may give written notice to the General Manager of a question to be asked at the meeting). A maximum of two questions may be submitted in writing before the meeting.

Questions on notice and their answers will be included in the minutes.

Nil.

7.2 ANSWERS TO QUESTIONS ON NOTICE

The Mayor may address Questions on Notice submitted by members of the public.

Nil.

7.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

7.4 QUESTIONS WITHOUT NOTICE

The Chairperson may invite members of the public present to ask questions without notice.

Questions are to relate to the activities of the Council. Questions without notice will be dependent on available time at the meeting.

Council Policy provides that the Chairperson may refuse to allow a question on notice to be listed or refuse to respond to a question put at a meeting without notice that relates to any item listed on the agenda for the Council meeting (note: this ground for refusal is in order to avoid any procedural fairness concerns arising in respect to any matter to be determined on the Council Meeting Agenda.

When dealing with Questions without Notice that require research and a more detailed response the Chairman may require that the question be put on notice and in writing. Wherever possible, answers will be provided at the next ordinary Council Meeting.

8. DEPUTATIONS BY MEMBERS OF THE PUBLIC

(File No 10/03/04)

(In accordance with Regulation 38 of the Local Government (Meeting Procedures) Regulations 2015 and in accordance with Council Policy, deputation requests are invited to address the Meeting and make statements or deliver reports to Council)

LAUDERDALE URBAN EXPANSION FEASIBILITY STUDY
(REFER ITEM 11.3.6)

Mr Michael Figg addressed the meeting regarding the above matter.

Mr Michael Figg, on behalf of Tony Dourias, addressed the meeting regarding the above matter.

Mr Denis French addressed the meeting regarding the above matter.

Ald Peers arrived at this stage (7.44pm).

9. MOTIONS ON NOTICE

9.1 NOTICE OF MOTION – ALD HULME ACCESS TO ELECTORAL ROLL

(File No 10-03-05)

In accordance with Notice given it was:

Decision: **MOVED** Ald Hulme **SECONDED** Ald Walker

“That Council:

- A. Supports the entitlement of all councillors in Tasmania to be provided with a hard copy or electronic copy of the electoral roll for their Local Government Area, including the general manager’s roll for that area, with regular updates.
- B. Calls on the Tasmanian Government to put forward the legislative changes necessary to give effect to this entitlement, noting that details such as:
- the regularity of updates;
 - permitted uses of the roll;
 - how the costs of providing the roll will be funded; and
 - what safeguards will be put in place to ensure copies of the roll are transmitted securely;
- are a matters to be determined by the Tasmanian Government in consultation with local government.
- C. Places a motion on notice at the next Local Government Association of Tasmania conference for LGAT to adopt A and B as its policy position”.

CARRIED

FOR

Ald Campbell
Ald Chipman
Ald Chong
Ald Cusick
Ald Doust
Ald Hulme
Ald McFarlane
Ald Peers
Ald Thurley
Ald von Bertouch
Ald Walker

AGAINST

Ald James

**9.2 NOTICE OF MOTION – ALD MCFARLANE
MICROCHIPPING OF CATS**
(File No 10-03-05)

In accordance with Notice given it was:

Decision: **MOVED** Ald McFarlane **SECONDED** Ald Cusick

“That Council:

- A. promote and conduct a trial microchipping of cats at Risdon Vale, Rokeby and Clarendon Vale at a subsidised cost of \$10 per cat; and
- B. a report be prepared on the outcome of the trial”.

CARRIED

FOR

Ald Campbell
Ald Chipman
Ald Chong
Ald Cusick
Ald Hulme
Ald McFarlane
Ald Thurley

AGAINST

Ald Doust
Ald James
Ald Peers
Ald von Bertouch
Ald Walker (abstained)

10. REPORTS FROM OUTSIDE BODIES

This agenda item is listed to facilitate the receipt of both informal and formal reporting from various outside bodies upon which Council has a representative involvement.

10.1 REPORTS FROM SINGLE AND JOINT AUTHORITIES

Provision is made for reports from Single and Joint Authorities if required

Council is a participant in the following Single and Joint Authorities. These Authorities are required to provide quarterly reports to participating Councils, and these will be listed under this segment as and when received.

- **SOUTHERN TASMANIAN COUNCILS AUTHORITY**
Representative: Ald Doug Chipman, Mayor or nominee

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

The Mayor tabled the 2015/16 Annual Report of the Authority.

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**
Representatives: Ald Jock Campbell
(Ald James Walker, Deputy Representative)

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

- **SOUTHERN WASTE STRATEGY AUTHORITY**
Representative: Ald Richard James
(Ald Sharyn von Bertouch, Proxy)

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

- **TASWATER CORPORATION**

The Mayor tabled the Agenda of a General Meeting held on Thursday, 6 October 2016 and also advised that an extraordinary meeting of Owners Representatives was held on Thursday, 9 June regarding capping of dividends. The Chairman's Report was also tabled.

10.2 REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES**BICYCLE STEERING COMMITTEE – QUARTERLY REPORT**

(File No 04-03-02)

Chairperson's Report – Alderman S von Bertouch

Report to Council for the 3 month period 1 July 2016 to 30 September 2016.

1. PRINCIPAL OBJECTIVES AND GOALS

The Committee's prime objectives are to:

- advise Council on the identification, development and maintenance of cycling routes and infrastructure along roads and other easements throughout the City;
- facilitate and provide guidance for the implementation of Council's adopted Bicycle Strategy;
- be actively involved in providing design advice relating to cycling infrastructure projects undertaken by Council;
- be actively involved in providing advice to CyclingSouth on matters relating to regional cycling infrastructure; and
- promote information sharing of cycling related matters affecting the City.

In working towards these goals the Committee arranged and implemented a range of activities, which are set out below.

2. CAPITAL WORKS PROJECTS**2.1. Cambridge Road – Cambridge Village to Roundabout Painted Bike Lanes**

Parking survey has been completed recording a 15% parking density along this section of Cambridge Road. Waiting for outcome of consultation of the Cambridge Master Plan.

2.2. Cambridge Road, Mornington – Painted Bike Lines

Currently being designed. Kerb & gutter to be installed along road to capture stormwater from roadway before flowing onto subdivision land. Parking survey revealed 10% parking density along Cambridge Road.

2.3. Clarence Foreshore Trail – Camelot Park to Pindos Park

Construction of the concrete path is complete, waiting determination of fencing requirements. Advice has been sought from Council's Insurer MAV with regard to hazards and risk mitigation along the Clarence Foreshore Trail including this new section of pathway.

2.4 Mornington Roundabout Pedestrian/Cycling Underpass

Pitt and Sherry have submitted a report for this project. Further investigation and assessment is required before proceeding.

2.5 Clarence Foreshore Trail – Simmons Park

Work has commenced on the upgrading of the foreshore trail at the northern end of Simmons Park. It is anticipated that this work will be completed in November 2016 subject to weather.

2.6 Clarence Foreshore Trail – Rosny Esplanade near Rosny Treatment Plant

Construction is complete.

2.7 Rosny Hill Road – City View Motel to Rosny Barn

Construction has commenced.

3. RECURRENT INITIATIVES

Nil.

4. DESIGN AND INVESTIGATION WORK IN PROGRESS**Clarence Street Safety Assessment Report**

Design has not yet commenced to implement Council decision of 7 December 2015.

Clarence Foreshore Trail – Simmons Park to Anzac Park

A consultant's brief is being prepared seeking investigation and design options for widening the foreshore path.

Tasman Highway – Extension from Tasman Bridge to Montagu Bay Road

Shared funding is being sought from Department of State Growth.

Howrah and Tranmere Roads – Investigation of Bike Infrastructure

A consultant’s brief is being prepared seeking investigation and design options.

5. GOVERNANCE MATTERS.

Committee Meeting

The Committee held 1 meeting during the quarter held on 1 August 2016.

6. EXTERNAL LIAISON

CyclingSouth Meeting was held on 17 August 2016.

RECOMMENDATION:

That the Chairperson’s Report be received by Council.

Decision: **MOVED** Ald von Bertouch **SECONDED** Ald McFarlane

“That the Chairperson’s Report be received by Council”.

CARRIED UNANIMOUSLY

TRACKS AND TRAILS ADVISORY COMMITTEE

(File No 07-06-09)

Chairperson's Report – Alderman R James

Report to Council for the 3 month period for 1 July 2016 to 30 September 2016.

1. PRINCIPAL OBJECTIVES AND GOALS

The Committee's prime objectives are to:

- provide advice and make recommendations, including policy, to assist Council in the development of tracks and trails in the City;
- assist in the development and periodic review of Council's Tracks and Trails Strategy;
- develop and maintain a Tracks and Trails Register which captures all existing and possible future trail and track networks (including multi-user pathways) in Clarence;
- develop and review (on a rolling basis) the Tracks and Trails Action Plan for endorsement by Council that articulates the development initiatives prioritised and proposed to be conducted over a 5 year programme which recognises the access and needs of all users eg: walkers, horse riders, mountain bikers, etc;
- monitor progress and work to address the actions of the plan according to their level of priority;
- as part of internal referral process to provide input and advice on the provision and requirements for trail networks and the provision of trail linkages as part of new subdivisions.

In working towards these goals, the Committee undertook a range of activities, which are set out below.

2. CAPITAL WORKS PROJECT**Forest Hill Road Track**

A new access track from the end of Forest Hill Road to the coastal reserve was constructed.

Howrah Point Track

A walking track on the grassy reserve behind the beach to a loop track at Howrah Point has been constructed which allows dog walkers to reach Howrah Point without going on the beach.

3. RECURRENT INITIATIVES – MAINTENANCE AND UPGRADES**Clarence Mountain Bike Park**

The Corkscrew Track had armouring installed on corners to prevent erosion and maintenance work has been carried out on the xc loop and downhill track.

Tangara Trail – Mortimer Bay Coastal Track

A section of the track in Mortimer Bay Reserve had a new topping installed to eliminate large stones that could injure horses and a section of exposed tree roots have been covered to eliminate a trip hazard.

Clarence Foreshore Trail - Tranmere

The gravel section along the Tranmere foreshore has been upgraded.

Flagstaff Gully Rivulet Track

The track has been upgraded and extended to connect with Dampier Street.

4. DESIGN AND INVESTIGATION WORK IN PROGRESS**Clarence Kayak Trail**

A consultant has been appointed to develop a kayak trail plan.

Rokeby to Lauderdale Track

The Tracks and Trails committee held a special meeting on 15 September to discuss options for progressing this project.

5. GOVERNANCE MATTERS.**Committee Meetings**

The Committee held 1 General Meeting during the quarter on 11 August 2016 and a Special Meeting on 15 September 2016.

The Tracks and Trails Advisory Committee passed the following motion at the Special Meeting held 15 September 2016:

*“The Committee supports the concept of staging the development of the Ralphs Bay Coastal Trail in 4 stages, namely:
 Stage 1 – Lauderdale to Private property boundary;
 Stage 2 – Private property boundary to Mill Point;
 Stage 3 – Mill Point to northern boundary of the Police Academy;
 Stage 4 – Northern boundary of the Police Academy to Rokeby Village”.*

6. EXTERNAL LIAISON

Nil.

RECOMMENDATION:

That the Chairperson’s Report be received by Council.

Decision: **MOVED** Ald James **SECONDED** Ald Chong

“That the Chairperson’s Report be received by Council”.

CARRIED

FOR

Ald Campbell
 Ald Chipman
 Ald Chong
 Ald Cusick
 Ald Doust
 Ald Hulme
 Ald James
 Ald McFarlane
 Ald Peers
 Ald Thurley
 Ald von Bertouch

AGAINST

Ald Walker (abstained)

COMMUNITY HEALTH AND WELLBEING ADVISORY COMMITTEE

(File No 09-17-07)

Chairperson's Report – Alderman H Chong**1. PRINCIPAL OBJECTIVES AND GOALS**

The Committee's objectives are to undertake the strategies and actions set out in the Community Health and Wellbeing Plan 2013-2018 that, over a period of time, would work to strengthen and improve the physical, mental and social wellbeing of the community.

2. The Committee works in the 5 domain areas of:

- a. enhancing liveability;
- b. promoting health;
- c. enhancing connectivity, community participation and lifelong learning;
- d. care for our place; and
- e. promoting and enhancing safety.

In order to do this, 3 working groups have been established. An update on their projects and status is provided below.

Working Group – Liveability and Environment

Project	Status	Plan Reference
Community Hubs	First draft of maps presented using test suburb. Community consultation will be the key for driving better focus for Council (and others) spending in communities	Enhancement of the urban and built environment
Community Safety Plan	Draft produced and presented to a workshop. Report to Council for final exhibition and community consultation.	Promoting and Enhancing Safety
Public Open Space Strategy	To be presented at a meeting for discussion	Enhancing Liveability/ Care for our place

Working Group – Health Promotion

Project	Status	Plan Reference
Oral Health	Working with Oral Health services	Community members have access to relevant health information and services
GP Access	extensive research done; postcard design underway; interviews at Neighbourhood houses etc organised for end September/early October	Promote access to affordable health care
Mental Health Toolkit	Toolkit designed by graphic artist, package being designed. Will be launched on 11 October (Mental Health Week)	Supporting Federal and State Mental Health strategies and community based initiatives
Connectivity – Christmas Brunch	Howrah Community Centre booked for 25 December. Brunch will be held 10.30-12.30. Volunteers and donations being sought – many already pledged/received	
Fitness in the Park	On-going	People moving, active and fit

Working Group – Communication

Project	Status	Reference
Website	Live Clarence website up and running, attracting input from other groups	Ensure adequate both-ways communication between Council and the community about Health and Wellbeing in Clarence
“I Can” social media campaign	Reach extending – “walkie talkies” one of the recent features	Health Promotion focus
Mental Health Toolkit	Promotion and launch in Mental Health week	Health Promotion focus
Living Well in Clarence	Promotion and support for Live Clarence stall	General

RECOMMENDATION

That the Chairperson's Report be received by Council.

Decision: **MOVED** Ald Chong **SECONDED** Ald Thurley

“That the Chairperson's Report be received by Council”.

CARRIED UNANIMOUSLY

AUDIT PANEL

(File No 07/02/12)

Chairperson's Report 43 – September 2016

The Audit Panel held a Meeting on 22 September 2016. I attach a copy of the draft Minutes of the Meeting for tabling at Council's Meeting (refer Attachment 1).

The Panel was fully briefed on the Financial Statements for 2015-2016 which will form part of Council's Annual Report. The Statements, together with the Auditor General's Audit Report and Management Report, were distributed to Panel Members prior to the meeting.

The Deputy Auditor General Mr Ric De Santi was in attendance for this briefing. The Panel was pleased to note Mr De Santi's advice that there were no matters arising in respect to the annual audit.

Further, Mr De Santi extended his thanks to Council's staff for their co-operation and assistance throughout the process. The Panel also thanked management for the proficient completion of the annual accounts and audit.

The Panel received an update from the General Manager on "Project Jigsaw" and in particular the monthly Steering Committee report for September 2016. The Panel will now receive these monthly progress reports on an on-going basis.

The final report for Project 46: Council Business Continuity Plan was received at the meeting. Mr Charles Nolan of RXP Services discussed the Audit findings and responded to questions from the Panel. The Panel noted and endorsed the recommendations from this review. In particular it was acknowledged that the plan will need to be comprehensively reviewed in the context of the implementation of the new IT systems, given that IT and information access remains the key dependency upon which the organisation operated.

This project completes the 2015/16 programme:

The Panel received scoping documents in relation to the following two Audit projects recommended as comprising the audit programme for 2016-7:

- Project 49 audit project to review the Council’s Strategic Risks and Risk Management Framework (including the Risk Register structure and methodology) for its consideration; and
- Project 50 audit project to review the area of Volunteer Management.

Project 49 is considered by the Panel as of significant importance to its proposed development of its Strategic Forward Audit Plan. Following Council endorsement of the audit projects suitable service providers/auditors will be identified to perform these project reviews.

RECOMMENDATION:

- A. That the Chairperson’s Report be received by Council.
- B. That Council endorses the following matters as the basis of the Audit Committee’s Audit Programme for 2016/2017.
 - 1. Project 49 - Council’s Strategic Risks and Risk Management Framework; and
 - 2. Project 50 - Volunteer Management.

Decision: **MOVED** Ald Chong **SECONDED** Ald Cusick

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

LAUDERDALE TO ROKEBY WALKING TRACK

(File No 04-04-03)

EXECUTIVE SUMMARY**PURPOSE**

To report on the outcome of the Tracks and Trails Advisory Committee Special Meeting held on Thursday, 15 September 2016 relating to the process of creating a foreshore walking track between Lauderdale and Rokeby.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2010-2015 is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

The walking track from Lauderdale to Rokeby has not been funded by Council but can be listed for consideration in a future Capital Works Program.

COMMITTEE RECOMMENDATION:

A. That Council endorse the resolution passed at the Special Meeting of the Tracks and Trails Advisory Committee held on Thursday, 15 September 2016.

B. That resolution being:

“The Committee supports the concept of staging the development of the Ralphs Bay Coastal Trail in 4 stages, namely:

- *Stage 1 – Lauderdale to Private Property Boundary at 291 South Arm Road;*
- *Stage 2 – Private Property Boundary at 291 South Arm Road to Mill Point;*
- *Stage 3 – Mill Point to northern boundary of the Police Academy; and*
- *Stage 4 – Northern boundary of the Police Academy to Rokeby Village”.*

- C. Council authorise the General Manager or his nominated representative to:
1. commence negotiating with the Crown for authorisation to proceed with Stage 1 seeking approval to design and construct a track along the coastal reserve from Lauderdale to the property boundary at 291 South Arm Road; and
 2. subject to the above or satisfactory progress with the same, proceed with the design and costing of Stage 1; and
 3. list for consideration the construction of Stage 1 in the 2017/18 capital works program.

Ald James moved to amend his Motion to:

“A. That Council endorse the resolution passed at the Special Meeting of the Tracks and Trails Advisory Committee held on Thursday, 15 September 2016.

B. That resolution being:

‘The Committee supports the concept of staging the development of the Ralphs Bay Coastal Trail in 4 stages, namely:

- **Stage 1** – Lauderdale to Private Property Boundary at 291 South Arm Road;
- **Stage 2** – Private Property Boundary at 291 South Arm Road to Mill Point;
- **Stage 3** – Mill Point to northern boundary of the Police Academy; and
- **Stage 4** – Northern boundary of the Police Academy to Rokeby Village’.

- C. Council authorise the General Manager or his nominated representative to:
1. commence negotiating with the Crown for authorisation to proceed with seeking approval to design and construct a track along the coastal reserve from Lauderdale to the property boundary at 291 South Arm Road; and
 2. subject to the above or satisfactory progress with the same, proceed with the design and costing of the track; and
 3. list for consideration the construction of the track in the 2017/18 capital works program”.

The **Motion LAPSED** for want of a **Second**

/contd on Page 26...

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES /contd...

Cycling South

- Ald McFarlane tabled the Minutes of Meetings held on 17 February and 17 August 2016.

Bellerive Community Art Centre Inc

- Ald Thurley tabled the Minutes of Meetings held on 14 September and 12 October 2016.

Committee of Management of Business East Inc

- Ald Hulme tabled the Minutes of a Meeting held on 9 August 2016.

11. REPORTS OF OFFICERS**11.1 WEEKLY BRIEFING REPORTS**

(File No 10/02/02)

The Weekly Briefing Reports of 26 September and 3 and 10 October 2016 have been circulated to Aldermen.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 26 September and 3 and 10 October 2016 be noted.

Decision: **MOVED** Ald Chong **SECONDED** Ald Cusick

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.2 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS

Nil.

11.3 PLANNING AUTHORITY MATTERS

In accordance with Regulation 25 (1) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor advises that the Council intends to act as a Planning Authority under the Land Use Planning and Approvals Act 1993, to deal with the following items:

11.3.1 DEVELOPMENT APPLICATION D-2016/343 - 83A AND 83 GORDONS HILL ROAD, LINDISFARNE - DWELLING
(File No D-2016/343)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Dwelling at 83a Gordons Hill Road, Lindisfarne, with access over 83 Gordons Hill Road.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Bushfire Prone Areas and Parking and Access Codes under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended with the consent of the applicant and now expires on 19 October 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the impact upon solar access as an issue.

RECOMMENDATION:

- A. That the Development Application for Dwelling at 83A and 83 Gordons Hill Road, Lindisfarne (CI Ref D-2016/343) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. ADVICE - The proposed development will require building and plumbing approval. As part of the building application the development will be required to meet current regulations, codes and standards in relation to bushfire protection. If advice has not already been sought it is recommended that professional advice be obtained to ensure the current proposal will comply with this legislation.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of this matter.

/ Refer to Page 31 for decision on this Item...

DEVELOPMENT APPLICATION D-2016/343 - 83A AND 83 GORDONS HILL ROAD, LINDISFARNE – DWELLING /contd...

Decision:

MOVED Ald Campbell **SECONDED** Ald Cusick

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

**11.3.2 DEVELOPMENT APPLICATION D-2016/372 - 56 HOWRAH ROAD,
HOWRAH - OUTBUILDING**
(File no d-2016/372)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for an Outbuilding at 56 Howrah Road, Howrah.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Stormwater Management Code and Coastal Erosion Hazard Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 20 October 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the following issues:

- concern that the building works have been progressed without the relevant approvals in place; and
- concern that proposed outbuilding will serve as an extension to the dwelling.

RECOMMENDATION:

A. That the Development Application for an Outbuilding at 56 Howrah Road, Howrah (CI Ref D-2016/372) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN M9 – NONHABITABLE PURPOSES.
3. ENG S1 – INFRASTRUCTURE REPAIR.
4. The exact location of the stormwater main is to be located on-site and verified by Council within 14 days of the issue of this permit. If the stormwater main is within 1m of the footings of the building, the main must be relocated at the expense of the landowner within 3 months of the issue of this permit.

- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

Decision:	MOVED Ald McFarlane SECONDED Ald Chong																								
	“That the Recommendation be adopted”.																								
	CARRIED																								
	<table><tr><td>FOR</td><td>AGAINST</td></tr><tr><td>Ald Campbell</td><td>Ald James (abstained)</td></tr><tr><td>Ald Chipman</td><td></td></tr><tr><td>Ald Chong</td><td></td></tr><tr><td>Ald Cusick</td><td></td></tr><tr><td>Ald Doust</td><td></td></tr><tr><td>Ald Hulme</td><td></td></tr><tr><td>Ald McFarlane</td><td></td></tr><tr><td>Ald Peers</td><td></td></tr><tr><td>Ald Thurley</td><td></td></tr><tr><td>Ald von Bertouch</td><td></td></tr><tr><td>Ald Walker</td><td></td></tr></table>	FOR	AGAINST	Ald Campbell	Ald James (abstained)	Ald Chipman		Ald Chong		Ald Cusick		Ald Doust		Ald Hulme		Ald McFarlane		Ald Peers		Ald Thurley		Ald von Bertouch		Ald Walker	
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Ald Peers																									
Ald Thurley																									
Ald von Bertouch																									
Ald Walker																									

11.3.3 SUBDIVISION APPLICATION SD-2013/24 – 168 AND 163 CILWEN ROAD, CAMBRIDGE - 11 LOT SUBDIVISION AND BOUNDARY ADJUSTMENT
(File No SD-2013/24)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for an 11 lot Subdivision and Boundary Adjustment at 163 and 168 Cilwen Road, Cambridge.

RELATION TO PLANNING PROVISIONS

The application was lodged when the Clarence Planning Scheme 2007 was in force. Accordingly, the application must be considered under that Scheme. The land is zoned Rural Residential and subject to the Mount Canopus and Vegetation Management Overlays under the Clarence Planning Scheme 2007 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 19 October 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 5 representations were received raising the following issues:

- protection of the L-shaped pine avenue;
- impact of potential dwellings on Cilwen House;
- increased traffic on Cilwen Road;
- pedestrian/horse riding trail;
- stormwater/drainage;
- lack of fire hydrants; and
- impact on threatened species.

RECOMMENDATION:

A. That the application for an 11 lot Subdivision and Boundary Adjustment at 163 and 168 Cilwen Road, Cambridge (CI Ref SD-2015/38) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN M1 – TREE REMOVAL.
3. GEN AP3 – AMENDED PLAN [the building envelope on the Balance lot a maximum of 2500m² and a staging plan].

4. GEN F2 – COVENANTS [all buildings must be located within the building envelope for the Balance lot, buildings must not be located in the hatched area shown on Lots 3, 4, 5, 10 and 11 to protect the view lines to Cilwen House].
 5. PROP 3 – TRANSFER.
 6. PROP 2 – POS FENCING.
 7. ENG M4 – POS ACCESS.
 8. ENG A1 – NEW CROSSOVER Replace “3.0m” with “3.6m” [TSD-R03V1].
 9. ENG A3 – COMBINED ACCESSES [TSD – R03V1].
 10. ENG S1 – INFRASTRUCTURE REPAIR.
 11. ENG S2 – SERVICES.
 12. ENG M2 – DESIGNS SD Add dot points “the road pavement must be constructed to the north side of the road reservation” and “include suitable traffic calming measures between Aspect Place and the site”.
 13. ENG M5 – EROSION CONTROL.
 14. ENG M7 – WEED MANAGEMENT PLAN.
 15. ENG M8 – EASEMENTS.
 16. ENG S5 – STORMWATER PRINCIPLES.
 17. ENG R3 – RURAL ROAD.
 18. ENG R5 – ROAD EXTENSION.
 19. EHO 4 – NO BURNING.
 20. ADVICE 16 – THREATENED SPECIES ADVICE.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

Decision:**MOVED** Ald James **SECONDED** Ald McFarlane

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

**11.3.4 SUBDIVISION APPLICATION SD-2016/23 - 67 LINDHILL AVENUE,
GEILSTON BAY - 1 LOT SUBDIVISION**
(File No SD-2016/23)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a 1 lot subdivision at 67 Lindhill Avenue, Geilston Bay.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Parking and Access Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended with the consent of the applicant and now expires on 19 October 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 2 representations were received raising the following issues:

- external storage on-site;
- location of outdoor spa; and
- loss of views.

RECOMMENDATION:

- A. That the application for a 1 lot Subdivision at 67 Lindhill Avenue, Geilston Bay (CI Ref SD-2016/23) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. GEN POS1 – POS CONTRIBUTION [5%] [1].
 3. ENG A1 – NEW CROSSOVER [TSD-R09].
 4. ENG A3 – COMBINED ACCESSES [TSD-R09], insert “shared section of the right-of-way, decreasing to 4.0m for” prior to “the remaining length”.
 5. ENG S1 – INFRASTRUCTURE REPAIR.

6. END S2 – SERVICES.
7. ENG S4 – STORMWATER CONNECTION.
8. ENG M2 – DESIGNS SD.
9. ENG M8 – EASEMENTS.
10. The development must meet all required Conditions of Approval specified by TasWater notice dated 14 June 2016 (TWDA 2016/00786-CCC).

B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

<p>Decision: MOVED Ald McFarlane SECONDED Ald Chong</p> <p> “That the Recommendation be adopted”.</p> <p style="text-align: right;">CARRIED UNANIMOUSLY</p>
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11.3.5 AMENDMENT APPLICATION A-2016/3 - REZONE LAND AT WOODHURST ROAD (20 REGAL COURT), SEVEN MILE BEACH FROM OPEN SPACE AND RECREATION TO VILLAGE

(File No A-2016/3)

EXECUTIVE SUMMARY**PURPOSE**

The purpose of this report is to initiate an Amendment to the Clarence Interim Planning Scheme 2015 as directed by the Tasmanian Planning Commission. The Amendment is limited to the rezoning of a portion of the land fronting Woodhurst Road at 20 Regal Court, Seven Mile Beach (Royal Hobart Golf Course) from Open Space and Recreation to Village.

While no development is proposed as part of this application the proposed Amendment would provide for a future residential subdivision and associated development.

RELATION TO PLANNING PROVISIONS

The land at 20 Regal Court, Seven Mile Beach is a 107ha lot containing the Royal Hobart Golf Course. The majority of the land is zoned Recreation, but also contains sections zoned Village and Open Space under the Clarence Interim Planning Scheme 2015 (CIPS2015).

The land is also subject to the following Codes:

- Bushfire Prone Areas;
- Coastal Inundation Hazard Area;
- Waterway and Coastal Protection Areas;
- Airport Buffer;
- Natural Assets.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

CONSULTATION

Applications for a planning scheme amendment are not formally open for public comment until after Council has agreed to certify the Amendment and it has been publicly advertised

RECOMMENDATION:

- A. That pursuant to a direction of the Tasmanian Planning Commission dated 14 September 2016 Council initiates Amendment A-2016/3 under Section 34(1)(b) of the Land Use Planning and Approvals Act, 1993 at 20 Regal Court, Seven Mile Beach.

- B. That Council resolves, under Section 35(2) of the Land Use Planning and Approvals Act, 1993 to prepare and certify draft Amendment A-2016/3 and sign the instrument as required.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

Decision: **MOVED** Ald Campbell **SECONDED** Ald Cusick
“That the Recommendation be adopted”.
CARRIED UNANIMOUSLY

11.3.6 LAUDERDALE URBAN EXPANSION FEASIBILITY STUDY

(File No E1061-15)

EXECUTIVE SUMMARY**PURPOSE**

To consider the consultant's report dated August 2016 on Stage 1 of the above project.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2010-2015, objectives for Economic Development and the Environment; the Southern Tasmanian Regional Land Use Strategy (STRLUS); the Lauderdale Structure Plan; and the Clarence Interim Planning Scheme (CIPS) are relevant to any future expansion of the Lauderdale urban area.

LEGISLATIVE REQUIREMENTS

The report on this item details the basis for the recommendation. Any alternative decision by Council will require a full statement of reasons to maintain the integrity of the Tender process and to comply with the requirements of the Judicial Review Act.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

Council allocated funds within the within the 2015/2016 Annual Plan which has been supplemented funding from State Government.

RECOMMENDATION:

- A. That the consultant's report be received.
- B. That Council undertake community consultation in the form described in the officer's report, before determining whether to proceed with the project.

Decision:**MOVED** Ald Chong **SECONDED** Ald Cusick

"A. That the Consultant's report be received.

- B. That Council undertakes community consultation in the form described in the officer's report, before determining whether or not to proceed with the project.

/Decision contd on Page 41...

LAUDERDALE URBAN EXPANSION FEASIBILITY STUDY /Decision contd...

- C. That the reasons for Council’s decision in respect of this matter be recorded as follows.
- The minor change to the officer’s recommendation more clearly identifies Council’s options for dealing with this matter, at the conclusion of this non-statutory community consultation process”.

CARRIED UNANIMOUSLY

Council now concludes its deliberations as a Planning Authority under the Land Use Planning and Approvals Act, 1993.

11.4 CUSTOMER SERVICE

Nil Items.

11.5 ASSET MANAGEMENT

Nil Items.

11.6 FINANCIAL MANAGEMENT

Nil Items.

11.7 GOVERNANCE**11.7.1 DRAFT COMMUNITY SAFETY PLAN 2016-2021**

(File No 09-17-07)

EXECUTIVE SUMMARY**PURPOSE**

To endorse the “Draft Community Safety Plan 2016-2021”.

RELATION TO EXISTING POLICY/PLANS

Strategic Plan 2010-2015; Community Health and Wellbeing Plan 2013-2018; Positive Ageing Plan 2012-2016 and Access Plan 2014-2018.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Extensive internal and external consultation including community surveys, Neighbourhood Centres, listening posts in Lindisfarne, Eastlands, Shoreline and Lauderdale and external reference group.

FINANCIAL IMPLICATIONS

Nil.

RECOMMENDATION:

That Council endorse the “Draft Community Safety Plan 2016-2021” and make it available for public exhibition and comment for a period of 4 weeks.

Decision: **MOVED** Ald Chong **SECONDED** Ald Thurley

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.2 COMMUNITY SUPPORT GRANTS

(File No 09-17-05A)

EXECUTIVE SUMMARY**PURPOSE**

To consider the Community Grants Assessment Panel's recommendations for the allocation of financial assistance in respect of the September 2016 round of Community Support Grants.

RELATION TO EXISTING POLICY/PLANS

Community Grants Policy and social plans including Youth Plan; Cultural Arts Plan; Positive Ageing Plan; Health and Wellbeing Plan; Cultural History Plan; Community Participation Policy and Clarence Events Plan.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

There is an annual budget of \$35,000.00 for the Community Grants Program including the bi-annual Community Supports Grant.

RECOMMENDATION:

That Council approves financial grants amounting to \$16,518.85 to community groups and organisations, as detailed in the Schedule attached to the Associated Report.

Decision: **MOVED** Ald Cusick **SECONDED** Ald Campbell

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.3 SPECIAL COMMITTEE APPOINTMENTS

(File No 15-08-05)

EXECUTIVE SUMMARY**PURPOSE**

To consider the appointments to special committees flagged for mid-term review by current appointees.

RELATION TO EXISTING POLICY/PLANS

Council has established 15 Special Committees to perform a range of activities and functions on Council's behalf.

A long standing objective in the creation of special committees is to actively encourage engagement and participation of the community in the relevant function/areas assigned to those established committees. This object reflects Council's commitments under its "Community Engagement" Policy.

In regard to appointments terms and the mid-term review, the Review of Committees Summary (September 2014) and the Council Meeting Procedures Policy (June 2016) are also applicable to this item.

LEGISLATIVE REQUIREMENTS

Special Committees are created under Section 24 of the Local Government Act, 1993.

CONSULTATION

In addition to the receipt of an internal audit report on the review of Council appointed special committees this matter has been the subject of a number of Aldermen's Workshops.

FINANCIAL IMPLICATIONS

None identified.

RECOMMENDATION:

- A. That Alderman Walker's resignation as Council's Proxy Representative on the Howrah Community Centre be received.
- B. That Council determines a new appointee as Proxy Representative to the Howrah Community Centre, for the term of the current Council.
- C. That Council consider any further replacement appointees sought by current representatives.

/Refer to Page 48 for Decision on this Item...

SPECIAL COMMITTEE APPOINTMENTS /contd...

Decision:	MOVED Ald Chong SECONDED Ald Peers																								
	“That Alderman Walker’s resignation as Council’s Proxy Representative on the Howrah Community Centre be received”.																								
	CARRIED																								
	<table><tr><td>FOR</td><td>AGAINST</td></tr><tr><td>Ald Campbell</td><td>Ald Walker (abstained)</td></tr><tr><td>Ald Chipman</td><td></td></tr><tr><td>Ald Chong</td><td></td></tr><tr><td>Ald Cusick</td><td></td></tr><tr><td>Ald Doust</td><td></td></tr><tr><td>Ald Hulme</td><td></td></tr><tr><td>Ald James</td><td></td></tr><tr><td>Ald McFarlane</td><td></td></tr><tr><td>Ald Peers</td><td></td></tr><tr><td>Ald Thurley</td><td></td></tr><tr><td>Ald von Bertouch</td><td></td></tr></table>	FOR	AGAINST	Ald Campbell	Ald Walker (abstained)	Ald Chipman		Ald Chong		Ald Cusick		Ald Doust		Ald Hulme		Ald James		Ald McFarlane		Ald Peers		Ald Thurley		Ald von Bertouch	
FOR	AGAINST																								
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Ald Hulme																									
Ald James																									
Ald McFarlane																									
Ald Peers																									
Ald Thurley																									
Ald von Bertouch																									
	Ald Doust nominated Ald Peers as its new appointee as Proxy Representative to the Howrah Community Centre, for the term of the current Council.																								
	There being no further nominations Ald Peers was duly elected.																								
	There were no further replacement appointees considered.																								

11.7.4 FURTHER REQUEST TO RELEASE RIGHT-OF-WAY EASEMENTS AT SURF ROAD, SEVEN MILE BEACH

(File No S048)

EXECUTIVE SUMMARY**PURPOSE**

To consider a further request from Hobart International Airport Pty Ltd for Council to release its benefit to a right-of-way situated at Surf Road, Seven Mile Beach to enable the development of the Hobart Airport runway extension.

RELATION TO EXISTING POLICY/PLANS

Council has indicated its support for the extension of road between Holyman Drive and Surf Road. The extension to Holyman Drive forms part of roadworks associated with Hobart International Airport Pty Ltd approved subdivision of its own (non-Commonwealth) land immediately adjacent to and south-west of the main Hobart Airport property. This also forms part of a strategic master plan for the whole of the Hobart Airport, which includes the runway extension and the closing off of the right-of-way that passes over part of Surf Road (Commonwealth land).

LEGISLATIVE REQUIREMENTS

The Land Titles Act, 1980 requires a standard form to be lodged with the Recorder of Titles to release the benefit of a right-of-way as well as a lodgement fee of \$130.81.

CONSULTATION

Extensive consultation has occurred between Council officers and officers of HIAPL.

FINANCIAL IMPLICATIONS

Nil.

RECOMMENDATION:

- A. That Council notes the on-going difficulties associated with the exercises of the titled right-of-way which would effectively impede the practical use of the right-of-way.
- B. That Council agrees to the release of the right-of-way over the following additional Certificates of Title:
- Certificate of Title Volume 148358 Folio 2;
 - Certificate of Title Volume 148359 Folio 2;
 - Certificate of Title Volume 161937 Folio 1;
 - Certificate of Title Volume 161938 Folio 1;
 - Certificate of Title Volume 165293 Folio 1;
 - Certificate of Title Volume 165293 Folio 100;
 - Certificate of Title Volume 129632 Folio 5;
 - Certificate of Title Volume 25526 Folio 2; and
 - Certificate of Title Volume 48205 Folio 2.

- C. That Council authorises the General Manager to make application to the Recorder of Titles to release its benefit of the right-of-way on each of those Certificates of Title on the understanding that all associated costs are to be borne by HIAPL.

Decision: **MOVED** Ald Campbell **SECONDED** Ald von Bertouch

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

**11.7.5 BELLERIVE - KANGAROO BAY – ROSNY PARK CULTURAL/CREATIVE
PRECINCT - DEVELOPMENT POLICY FRAMEWORK**

(File No)

EXECUTIVE SUMMARY**PURPOSE**

To consider the adoption of a policy framework recognising the development of Bellerive - Kangaroo Bay – Rosny Park as a Cultural/Creative Precinct for the City of Clarence.

RELATION TO EXISTING POLICY/PLANS

The proposal for the establishment of a Strategic Policy for a Cultural/Creative Precinct for the City of Clarence is consistent with the “a people city” goal and supporting strategies in the draft Strategic Plan for 2016-2026

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Extensive internal consultation has occurred in the development of the Strategic Policy Framework and there has been Workshop discussion on its content. Further external consultation with the community and focus groups, are proposed.

FINANCIAL IMPLICATIONS

There are no financial implications that directly arise from the adoption of this Policy Framework. Future decisions on investment and the development of assets and facilities to support community activities within the cultural and creative precinct will be subject to specific Council approval.

RECOMMENDATION:

- A. That Council endorse the draft “Kangaroo Bay – Rosny Park Cultural/Creative Precinct - Development Policy Framework”.
- B. That the Framework be placed on public exhibition for a period of 3 weeks and feedback sought from targeted interest groups.

Decision: **MOVED** Ald Hulme **SECONDED** Ald Chong

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.6 LEASED FACILITY – NOTIFICATION OF INTENTION TO LEASE PART OF THE KANGAROO BAY SPORTING FACILITY

(File No B056-18-U3)

EXECUTIVE SUMMARY**PURPOSE**

To consider leasing part of the building known as the Kangaroo Bay Sporting Facility situated at 20 Kangaroo Bay Drive, Bellerive.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2010-2015, Council's adopted Kangaroo Bay Urban Design Strategy and Concept Plan, the Kangaroo Bay Foreshore Recreation Master Plan and the Kangaroo Bay Memorandum of Understanding between the Crown and Council are relevant.

LEGISLATIVE REQUIREMENTS

The Local Government Act, 1993 is applicable.

The Lands Titles Act, 1980 is applicable for all lease agreements for periods in excess of 3 years.

CONSULTATION

Consultation has occurred between Council officers and representatives of the Clarence District Cricket Club (CDCC).

Council has previously undertaken a community consultation process associated with development of the Kangaroo Bay Foreshore Recreation Master Plan for the area. The Kangaroo Bay Foreshore Recreation Master Plan proposed establishing a home ground for the CDCC based on a like for like transfer of facilities from Bellerive Oval to Kangaroo Bay Oval and the relocation of a regional skate park adjacent to the oval.

FINANCIAL IMPLICATIONS

There are no direct financial implications associated with the notification to lease process.

RECOMMENDATION:

- A. That in accordance with Section 178 of the Local Government Act 1993, Council resolves to dispose of public land at 20 Kangaroo Bay Drive, Bellerive by way of lease.
- B. That in accordance with Section 177 of the Local Government Act 1993, Council gives notice of intention to dispose of by way of lease part of the public land at 20 Kangaroo Bay Drive, Bellerive known as the Kangaroo Bay Sporting Facility.

- C. That provided that the notice of intention process is finalised and no objections are received, the Corporate Secretary be authorised to enter into a lease with a term of 10 years with an option for a further 10 years for the facility at 20 Kangaroo Bay Drive, Bellerive known as the Kangaroo Bay Sporting Facility in accordance with Council's Adopted Leased Facilities Pricing and Term of Lease Policy.

Decision:	MOVED Ald Campbell SECONDED Ald Thurley
	<p>“A. That in accordance with Section 178 of the Local Government Act 1993, Council resolves to dispose of public land at 20 Kangaroo Bay Drive, Bellerive by way of lease.</p> <p>B. That in accordance with Section 177 of the Local Government Act 1993, Council gives notice of intention to dispose of by way of lease part of the public land, namely the first floor of the building, at 20 Kangaroo Bay Drive, Bellerive known as the Kangaroo Bay Sporting Facility.</p> <p>C. That provided that the notice of intention process is finalised and no objections are received, the Corporate Secretary be authorised to enter into a lease with a term of 10 years with an option for a further 10 years for the first floor of the facility at 20 Kangaroo Bay Drive, Bellerive known as the Kangaroo Bay Sporting Facility in accordance with Council's Adopted Leased Facilities Pricing and Term of Lease Policy”.</p> <p style="text-align: right;">CARRIED UNANIMOUSLY</p>

11.7.7 KANGAROO BAY DEVELOPMENT PRECINCT – REQUEST FOR PROPOSALS - STAGE 2 ASSESSMENT

(File Nos E1029-15; 20-15-01)

EXECUTIVE SUMMARY**PURPOSE**

To consider a recommendation from the joint Kangaroo Bay Assessment Panel in regard to Stage 2 of the joint Clarence City Council and Tasmanian Government expression of interest process for development proposals to activate the Kangaroo Bay precinct.

RELATION TO EXISTING POLICY/PLANS

Consistent with Council's Strategic Plan 2010-2015 and the objectives for the Kangaroo Bay Urban Design Strategy and Concept Plan, and Land Use Planning Scheme.

LEGISLATIVE REQUIREMENTS

Any property related matters arising from the request for proposals process are required to be undertaken in accordance with the Local Government Act, 1993 and the Crown Lands Act, 1976.

CONSULTATION

Community consultation in regard to specific site development proposals will occur in the event that a proposal proceeds to assessment under the Land Use Planning and Approvals Act.

Extensive community and stakeholder consultation has occurred earlier through the processes leading to the adoption of the Kangaroo Bay Urban Design Masterplan, establishment of the Kangaroo Bay Particular Purpose Zone, and the granting of a precinct subdivision permit.

FINANCIAL IMPLICATIONS

Council is not responsible for any cost or expenses incurred by any respondent to the EOI process. Council has existing budgetary commitments to further the implementation of the Kangaroo Bay urban design masterplan and associated projects.

RECOMMENDATION:

That based on the assessment undertaken of the Stage 2 proposals received from Hunter Developments in response to request for proposals E1029-15:

- A. Preferred developer status for the Wharf site be awarded to Hunter Developments through the establishment of a tri-partite development agreement between Council, the Crown, and Hunter Developments; and

- B. Consideration of preferred developer status for the Boulevard site be deferred for up to 6 months pending a response by Hunter Developments to a further information request in relation to the design detail, specifications, and commercial arrangements for the proposed development.

Decision: **MOVED** Ald Hulme **SECONDED** Ald Campbell

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.8 COUNCIL MEETING SCHEDULE

(File No 10/03/03)

EXECUTIVE SUMMARY**PURPOSE**

To consider a proposed Council Meeting Schedule for 2017-2018.

RELATION TO EXISTING POLICY/PLANS

The proposed schedule is consistent with Council's previous endorsement of a 3 weekly meeting cycle for Ordinary Council Meetings.

LEGISLATIVE REQUIREMENTS

Division 1, Clause 4 of the Local Government (Meeting Procedures) Regulations 2015 requires that an ordinary Meeting of Council is held at least once in each month.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

RECOMMENDATION:

That the following Council Meeting Schedule be adopted:

**COUNCIL MEETING SCHEDULE 19 DECEMBER 2016 TO 17
DECEMBER 2018**

Monday, 19 December 2016
Special Meeting
for urgent and Planning matters only

2017

Monday 16 January 2017

Monday, 6 February 2017

Monday, 27 February 2017

Monday, 20 March 2017

Monday, 10 April 2017
[Easter Break 14-18 April]

Monday, 1 May 2017

**COUNCIL MEETING SCHEDULE 19 DECEMBER 2016 TO 17
DECEMBER 2018 /contd...**

Monday, 22 May 2017

Monday, 5 June 2017

Special Meeting (tentative)

(for adoption of the Budget, Annual “Estimates” and Fees and Charges Schedule)

Tuesday, 13 June 2017

[Queen’s Birthday Monday, 12 June 2017]

(Fall back date for adoption of Budget, Annual “Estimates” and Fees and Charges
Schedule)

Monday, 19 June 2017

Special Meeting (tentative)

(for Striking of Rates)

Monday, 3 July 2017

(fall back date for Striking of Rates)

Monday, 24 July 2017

Monday, 14 August 2017

Monday, 4 September 2017

Monday, 25 September 2017

Monday, 16 October 2017

Monday, 6 November 2017

Monday, 27 November 2017

(and ***Annual General Meeting***)

Monday, 18 December 2017

**COUNCIL MEETING SCHEDULE 19 DECEMBER 2016 TO 17
DECEMBER 2018 /contd...**

2018

Monday, 15 January 2018

Monday, 5 February 2018

Monday, 26 February 2018

Monday, 19 March 2018

[Easter Break 30 March to 4 April]

Monday, 16 April 2018

Monday, 7 May 2018

Monday, 28 May 2018

Monday, 4 June 2018

Special Meeting (tentative)

(for adoption of the Budget, Annual “Estimates” and Fees and Charges Schedule)

Tuesday, 12 June 2018

[Queen’s Birthday, Monday, 11 June 2018]

Special Meeting (tentative)

(fall back date for adoption of Budget, Annual “Estimates” and Fees and Charges
Schedule)

Monday, 18 June 2018

(for Striking of Rates)

Monday, 25 June 2018

Special Meeting (tentative)

(fall back date for Striking of Rates)

Monday, 9 July 2018

Monday, 30 July 2018

Monday, 20 August 2018

Monday, 10 September 2018

Monday, 1 October 2018

**COUNCIL MEETING SCHEDULE 19 DECEMBER 2016 TO 17
DECEMBER 2018 /contd...**

Monday, 22 October 2018

Monday, 12 November 2018

Monday, 3 December 2018
(and Annual General Meeting)

Monday, 17 December 2018
Special Meeting (if required)
For urgent and Planning matters only

Decision: **MOVED** Ald Peers **SECONDED** Ald Doust

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.9 ADOPTION OF DRAFT STRATEGIC PLAN 2016-2026

(File No10-12-01)

EXECUTIVE SUMMARY**PURPOSE**

The purpose of the report is to consider the adoption of the Strategic Plan 2016-2026.

RELATION TO EXISTING POLICY/PLANS

The Strategic Plan as adopted by Council forms the basis of Council's policy development and annual plans.

LEGISLATIVE REQUIREMENTS

The Local Government Act, 1993 requires Council to prepare a Strategic Plan for at least a 10 year period and that in preparing the Plan, Council is to consult the community.

CONSULTATION

Comments on the draft Plan were sought through general advertisements included in "The Mercury" newspaper and Council's intranet and social media sites.

FINANCIAL IMPLICATIONS

The Strategic Plan sets the framework for the allocation of resources, operating plan and annual budget for Council.

RECOMMENDATION:

That Council adopt the Strategic Plan 2016-2026.

Decision: **MOVED** Ald Chong **SECONDED** Ald Thurley

"That the Recommendation be adopted".

CARRIED UNANIMOUSLY

12. ALDERMEN'S QUESTION TIME

An Alderman may ask a question with or without notice at Council Meetings. No debate is permitted on any questions or answers.

12.1 QUESTIONS ON NOTICE

(Seven days before an ordinary Meeting, an Alderman may give written notice to the General Manager of a question in respect of which the Alderman seeks an answer at the meeting).

Nil.

12.2 ANSWERS TO QUESTIONS ON NOTICE

Nil.

12.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

12.4 QUESTIONS WITHOUT NOTICE

An Alderman may ask a Question without Notice of the Chairman or another Alderman or the General Manager. Note: the Chairman may refuse to accept a Question without Notice if it does not relate to the activities of the Council. A person who is asked a Question without Notice may decline to answer the question.

Questions without notice and their answers will not be recorded in the minutes.

The Chairman may refuse to accept a question if it does not relate to Council's activities.

The Chairman may require a question without notice to be put in writing. The Chairman, an Alderman or the General Manager may decline to answer a question without notice.

13. CLOSED MEETING

Regulation 15 of the Local Government (Meetings Procedures) Regulations 2015 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters have been listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015.

13.1 APPLICATIONS FOR LEAVE OF ABSENCE

13.2 TENDER T1117-16 ANNUAL RESEAL PROGRAM 2016/2017

13.3 TENDER T1107-16 – KANGAROO BAY PAVILION AT KANGAROO BAY, ROSNY PARK

In accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 the reports in the Closed Meeting section of the Council Agenda were dealt with on the grounds that the detail covered in the reports relates to:

- contracts and tenders for the supply of goods and services;
- applications by Aldermen for a Leave of Absence.

The content of reports and details of the Council decisions in respect to items listed in “Closed Meeting” are to be kept “confidential” and are not to be communicated, reproduced or published unless authorised by the Council.

Decision:

PROCEDURAL MOTION

MOVED Ald Peers **SECONDED** Ald Hulme

“That the Meeting be closed to the public to consider Regulation 15 matters, and that members of the public be required to leave the meeting room”.

CARRIED UNANIMOUSLY

CLOSED MEETING /contd...

The following Closed Meeting Motion has been authorised by Council for publication in the public Minutes.

13.2 TENDER T1117-16 ANNUAL RESEAL PROGRAM 2016/2017

(File No T1117-16)

Decision:**MOVED** Ald Chong **SECONDED** Ald Cusick

- “A. That the tender received from Downer EDI Works Pty Ltd for the amount of \$355,440.00, excluding GST, be accepted for the Separable Portion Part A: Spray Seal Works.
- B. That the tender received from Downer EDI Works Pty Ltd for the amount of \$398,833.50, excluding GST, be accepted for the Separable Portion Part B: Micro-surfacing Works.
- C. That in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release of the Council’s decision (only) in respect to this item to the general public and for communication to relevant parties.
- D. That Council release to the public their decision only in regard to this matter”.

CARRIED UNANIMOUSLY

13.3 TENDER T1107-16 – KANGAROO BAY PAVILION AT KANGAROO BAY, ROSNY PARK**Decision:****MOVED** Ald McFarlane **SECONDED** Ald Hulme

- “A. That the tender received from VOS Construction and Joinery Pty Ltd for the amount of \$461,310, excluding GST, be accepted for construction of the Kangaroo Bay Pavilion.
- B. That in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release of the Council’s decision (only) in respect to this item to the general public and for communication to relevant parties.
- C. That Council release to the public their decision only in regard to this matter”.

CARRIED UNANIMOUSLY

The Meeting closed at 9.10pm.