

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 14 DECEMBER 2020

HOUR CALLED: 7.00pm

PRESENT: The meeting commenced at 7.02pm with the Mayor (Ald D C Chipman) in the Chair and with Aldermen:

H Chong
L Edmunds
D Ewington
R H James
W Kennedy
T Mulder
J Peers
S von Bertouch
J Walker
B Warren; present.

1. APOLOGIES B A Blomeley

ORDER OF BUSINESS Items 1 – 6; 11.3.1 – 11.3.4; 7; 11.4 - 13

IN ATTENDANCE
General Manager
(Mr I Nelson)
Group Manager Engineering Services
(Mr R Graham)
Chief Financial Officer
(Ms M Coleman)
Manager City Planning
(Mr R Lovell)
Manager Health and Community Development
(Mr J Toohey)
Executive Officer to the General Manager
(Ms J Ellis)

The Meeting closed at 9.30pm.

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 14 DECEMBER 2020

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1. ATTENDANCE AND APOLOGIES

Refer to cover page

2. ***CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Council Meeting held on 23 November 2020, as circulated, be taken as read and confirmed.

Decision: **MOVED** Ald Kennedy **SECONDED** Ald Warren

“That the Minutes of the Council Meeting held on 23 November 2020, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

3. MAYOR’S COMMUNICATION

The Mayor reported on the following meetings and attendances since the last Council Meeting:

Mayor

- 26 November: Opening of Risdon Vale Change Rooms and Public Toilets;
- 27 November: Photo shoot – Jacqui Petrusma MP and Alderman Brendan Blomeley;
Photo shoot – Tasman Highway Corridor Study Report – Eastern Shore Sun;
Minister Shelton visit Cambridge Aerodrome;
- 30 November: Greater Hobart Committee and Advisory Group Workshop;
Prospect and Belmont Book Launch;
- 1 December: Howrah Combined Probus Club;
TasWater Board Selection Committee Meeting;
- 2 December: Lindisfarne RSL River Cruise on Egeria and Dinner;
- 6 December: LGAT One Day Conference/General Meeting and Dinner;
RAAFA Christmas Luncheon;
Clarence City Band – Gala Awards Concert;
- 7 December: RDA – Post COVID Development Fund Meeting;
- 8 December: Tasmanian Resilience and Innovation Breakfast;
- 9 December: Audit Office – Stakeholder Engagement Meeting;
- 14 December: Government Businesses Scrutiny Committee – Parliament House;
Australia Day Awards Committee Meeting; and
Win News Interview – regarding South Arm Skate Park.

/ contd on Page 6...

MAYOR'S COMMUNICATION /contd...

Deputy Mayor

- 27 November: Greater Hobart Homelessness Alliance (on behalf of Mayor);
- 1 December: Surf Life Saving Tasmania Launch of Summer Event (on behalf of Mayor);
- 3 December: International Day of People with Disability Celebration (on behalf of Mayor);
- 9 December: Coal River Valley Christmas Networking Event; and
- 12 December: A Winters Dream Gala Ball – 25th Anniversary.

The Mayor on behalf of Council congratulated Council's Clarence Community Volunteer Service Co-ordinator, Rhianna Airey, who won the Hydro Tasmania Excellence Award for Best Practice in Volunteer Management.

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
Coastal Hazards Policy Promotion Plan Tree Policy Lauderdale Canal Draft Master Plan Lauderdale Saltmarsh Reserve Activity Plan	30 November
Kangaroo Bay Hotel and Hospitality School Kangaroo Bay Boulevard Site Car Parking City Heart Consultation Property Matter	7 December

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Ald Kennedy **SECONDED** Ald Warren

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

5. DECLARATIONS OF INTERESTS OF ALDERMAN OR CLOSE ASSOCIATE

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**

Nil.

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

Teena Bourne has given notice of the following questions:

LEASE AGREEMENTS

1. In the new lease agreements between Clarence City Council and the Tenants of Clarence City Council properties, organisations/tenants. Are the tenants to pay the costs listed below?
 - all government stamp duty, fees, taxes expenses and GST;
 - all charges related to TasWater consumption;
 - security, replacement of glass in properties (if vandalised);
 - removal of graffiti;
 - Clarence City Council service rates;
 - all land taxes, services rates, and service charges and any other service charges;
 - maintain and repair all fittings on doors and willows [sic];
 - maintain, install and repair all structural matters;
 - faulty light globes;
 - power points;
 - wiring;
 - plumbing fixtures;
 - drains;
 - water pipes;
 - sewer pipes and pumps;
 - free blockages;
 - all damages on said properties.
2. Does the Clarence City Council pay the rates and TasWater consumption for all their properties leased to tenant/organisations?
3. Is there any properties/premises that the Clarence City Council leases that it also expects organisation/tenants to pay for rates?

7.2 ANSWERS TO QUESTIONS ON NOTICE

The General Manager provided the following Answer to the Question listed at Item 7.1.

LEASE AGREEMENTS

1. Yes, the tenant is required to pay or reimburse Council for the above outgoings and are responsible for the maintenance and repair obligations.
2. No, the tenant is required under the term of the lease to pay or reimburse Council.
3. As detailed in the previous question, tenants are required to pay or reimburse Council for rates.

7.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

7.4 QUESTIONS WITHOUT NOTICE

Mr Victor Marsh of Bellerive asked the following question.

MAINTENANCE OF LIGHT TOWERS BELLERIVE OVAL

On Thursday, 19 November and Thursday, 26 November 2020 cranes were observed conducting routine maintenance of the light banks and central join of the light towers at Bellerive Oval.

My questions are: Who owns the light towers?

Who is responsible for the cost of routine maintenance that now involves the use of cranes since the emergency response on Wednesday, October 24 2018 when structural issues were identified?

ANSWER

Council's Group Manager Engineering Services advised that the towers are in the ownership and the responsibility of Blundstone Arena.

8. DEPUTATIONS BY MEMBERS OF THE PUBLIC

Nil

9. MOTIONS ON NOTICE

Nil

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.

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

Quarterly Reports

The Copping Refuse Disposal Site Joint Authority distributed the Quarterly Summary of its Meetings.

The Copping Refuse Disposal Site Joint Authority also distributed its Quarterly Report for the period 1 July to 30 September 2020.

In accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 the Report were tabled in Closed Meeting.

Representative Reporting

- **TASWATER CORPORATION**
- **GREATER HOBART COMMITTEE**

10.2 *REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES**

Nil.

11. REPORTS OF OFFICERS

11.1 ***WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 23 and 30 November and 7 December 2020 have been circulated to Aldermen.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 23 and 30 November and 7 December 2020 be noted.

Decision: **MOVED** Ald Kennedy **SECONDED** Ald Warren

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

CHANGE TO ORDER OF BUSINESS

Decision: **PROCEDURAL MOTION**
MOVED Ald Mulder **SECONDED** Ald Ewington

“That Item 11.7.5, Recommendation B, which is under the City Heart Item in Governance be moved to a new Item 11.5.4 under Asset Management regarding the Rosny Park Golf Course area.

CARRIED

FOR

Ald Chipman
Ald Chong
Ald Ewington
Ald James
Ald Kennedy
Ald Mulder
Ald Peers
Ald von Bertouch
Ald Walker
Ald Warren

AGAINST

Ald Edmunds (abstained)

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 PDPLANPMTD-2020/013574 – 60 CAMBRIDGE ROAD, BELLERIVE - PARTIAL CHANGE OF USE TO RESIDENTIAL AND ADDITIONS**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a partial change of use to residential and additions at 60 Cambridge Road, Bellerive.

RELATION TO PLANNING PROVISIONS

The land is zoned Particular Purpose Zone 4 – Kangaroo Bay 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.

Note: References to provisions of the Land Use Planning and Approvals Act 1993 (the Act) are references to the former provisions of the Act as defined in Schedule 6 – Savings and transitional provisions of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The former provisions apply to an interim planning scheme that was in force prior to the commencement day of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The commencement day was 17 December 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 18 December 2020.

CONSULTATION

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

- access arrangements;
- construction impacts;
- lack of on-site car parking;
- design drawing detail;
- building regulations; and
- residential amenity.

RECOMMENDATION:

A. That the Development Application for a partial change of use to residential and additions at 60 Cambridge Road, Bellerive (Cl Ref PDPLANPMTD-2020/013574) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

2. An amended elevation plan drawn to scale and suitably dimensioned must be submitted to and approved by Council’s Manager City Planning prior to the commencement of the use/development showing the following:
 - clear glass balustrading for the western elevation of the upper level deck; and
 - floor to ceiling windows extending the full length of the western elevation of the upper level addition.

When approved, the plans will form part of the permit.

3. GEN C2 – CASH-IN-LIEU – [\$20,000] [2].
4. The development must meet all required Conditions of Approval specified by TasWater notice dated 9/11/2020 (TWDA 2020/01827-CCC).

ADVICE

The applicant is advised that Council does not provide dedicated resident parking within the Bellerive area.

- 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 James SECONDED Ald Ewington</p> <p> “That the Recommendation be adopted”.</p> <p style="text-align: right;">CARRIED UNANIMOUSLY</p>

11.3.2 DEVELOPMENT APPLICATION PDPLANPMTD-2020/012846 – 82 EAST DERWENT HIGHWAY, LINDISFARNE - 2 MULTIPLE DWELLINGS (1 EXISTING + 1 NEW)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 2 Multiple Dwellings (1 existing + 1 new) at 82 East Derwent Highway, Lindisfarne.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Parking and Access and Stormwater Management 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.

Note: References to provisions of the Land Use Planning and Approvals Act 1993 (the Act) are references to the former provisions of the Act as defined in Schedule 6 – Savings and Transitional Provisions of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The former provisions apply to an interim planning scheme that was in force prior to the commencement day of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The commencement day was 17 December 2015.

Council is required to exercise a discretion within the statutory 42-day period which expires on 17 December 2020.

CONSULTATION

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

- overshadowing;
- visual impacts;
- privacy;
- private open space; and
- traffic

RECOMMENDATION:

A. That the Development Application for 2 Multiple Dwellings (1 existing + 1 new) at 82 East Derwent Highway, Lindisfarne (Cl Ref PDPLANPMTD-2020/012846) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

2. ENG A2 – CROSSOVER CHANGE.
3. ENG A5 – SEALED CAR PARKING.
4. ENG M1 – DESIGNS DA.
5. ENG S1 – INFRASTRUCTURE REPAIR.
6. The development must meet all required Conditions of Approval specified by TasWater notice dated 15 October 2020 (TWDA-2020/01590-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.

Decision: **MOVED** Ald Ewington **SECONDED** Ald Peers

“That the Recommendation be adopted”.

CARRIED

FOR

Ald Chipman
Ald Chong
Ald Edmunds
Ald Ewington
Ald Kennedy
Ald Mulder
Ald Peers
Ald von Bertouch
Ald Warren

AGAINST

Ald James (abstained)
Ald Walker (abstained)

11.3.3 DEVELOPMENT APPLICATION PDPLANPMTD-2020/012847 – 20 AND 30 KANGAROO BAY DRIVE, ROSNY PARK - MARKET**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a market at 20 and 30 Kangaroo Bay Drive, Rosny Park.

RELATION TO PLANNING PROVISIONS

The land is zoned Recreation and Particular Purpose and subject to the Road and Railway Assets, Inundation 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.

Note: References to provisions of the Land Use Planning and Approvals Act 1993 (the Act) are references to the former provisions of the Act as defined in Schedule 6 – Savings and Transitional Provisions of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The former provisions apply to an interim planning scheme that was in force prior to the commencement day of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The commencement day was 17 December 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 16 December 2020.

CONSULTATION

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

- noise;
- weather;
- traffic;
- pedestrian safety;
- cleaning;
- impact on playground;
- proximity to sports ground;
- lifespan of proposal; and
- support.

RECOMMENDATION:

- A. That the Development Application for a market at 20 and 30 Kangaroo Bay Drive, Rosny Park (Cl Ref PDPLANPMTD-2020/012847) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. The market may operate from the site only until such time as the commencement of development pursuant to a planning permit issued on the land at 30 Kangaroo Bay Drive, or 30 Kangaroo Bay Drive no longer remains in the ownership of Clarence City Council (whichever occurs first).
3. A traffic management plan to show all proposed signage and traffic management measures associated with the market is to be submitted to and approved by Council's Group Manager Engineering Services, prior to the first market event. This traffic management plan is to be modified as required to ensure its relevance, to provide for minimisation of local impacts and to ensure safe and efficient traffic management.
4. Hours for the market must be on Saturday and as follows:
 - trading within the hours of 9.00am to 1.00pm;
 - setting up from 7.30am to 9.00am; and
 - removal and pack up from 1.00pm to 2.00pm.
5. The applicant is to enter into a licence agreement in accordance with Council's adopted Leased Facilities Pricing and Terms of Lease Policy, indemnifying Council for activities conducted on the land occupied by the development. The agreement shall be entered into prior to the commencement of the use.
6. GEN S1 – SIGN CONSENT.

ADVICE

- a. All businesses/stall holders handling food intended for sale, or selling food must apply to register under the Food Act 2003. All food must be manufactured/handled in a kitchen that is currently registered under the Act.
- b. Prior to the commencement of use, a Place of Assembly Licence under the *Public Health Act 1997* must be granted.
- c. In accordance with Section 228 of the Building Act 2016 and Regulation 70 of the Building Regulations 2016, temporary structures must not be occupied unless exempt under the regulations, or alternatively that a Building Surveyor has provided a Temporary Occupancy Permit as required. Should there be any queries arising in relation to the necessary approvals please contact Council's Building Team on (03) 6217 9580.
- d. The site of the market being within the Kangaroo Bay Parklands is a prohibited area for dogs as defined by the Dog Control Act 2000, meaning that dogs are not permitted within the market area. This area is patrolled and any person taking their dogs in this area could be issued with an infringement notice.

- e. Copies of the COVID19 risk management and safety plans for the market are to be provided to Council’s Corporate Support Group for review prior to the commencement of the use.
 - f. The activity is not permitted to cause a noise nuisance to nearby residents as described in the *Environmental Management and Pollution Control Act 1994*.
 - g. All traffic controllers to be on-site and directing vehicular movements within the road reservation for the duration of each market are to be suitably trained and qualified for that purpose.
- 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 Kennedy **SECONDED** Ald Ewington
“That the Recommendation be adopted”.
CARRIED UNANIMOUSLY

11.3.4 DEVELOPMENT APPLICATION PDPLANPMTD-2020/012765 – 44 TREVASSA CRESCENT, WITH ACCESS OVER 42 AND 46 TREVASSA CRESCENT, TRANMERE - 2 MULTIPLE DWELLINGS (1 EXISTING + 1 NEW)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 2 multiple dwellings (1 existing + 1 new) at 44 Trevassa Crescent, with access over 42 and 46 Trevassa Crescent, Tranmere.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Road and Railway Assets, Parking and Access, Stormwater and Waterway and Coastal Protection 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.

Note: References to provisions of the Land Use Planning and Approvals Act 1993 (the Act) are references to the former provisions of the Act as defined in Schedule 6 – Savings and Transitional Provisions of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The former provisions apply to an interim planning scheme that was in force prior to the commencement day of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015. The commencement day was 17 December 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 15 December 2020.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and two representations were received raising covenants affecting the site as an issue.

RECOMMENDATION:

A. That the Development Application for 2 Multiple Dwellings (1 existing + 1 new) at 44 Trevassa Crescent (with access over 42 and 46 Trevassa Crescent), Tranmere (C1 Ref PDPLANPMTD-2020/012765) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG A5 – SEALED CAR PARKING.
3. ENG M1 – DESIGNS DA.

- 4. ENG S1 – INFRASTRUCTURE REPAIR.
 - 5. The development must meet all required Conditions of Approval specified by TasWater notice dated 7 October 2020 (TWDA 2020/01579-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.

Decision: **MOVED** Ald Ewington **SECONDED** Ald Peers

“That the Recommendation be adopted”.

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**11.5.1 LAUDERDALE SALTMARSH RESERVE ACTIVITY PLAN – 2020-2030**

(ECM 3800626)

EXECUTIVE SUMMARY**PURPOSE**

To consider the adoption of the Lauderdale Saltmarsh Reserve Activity Plan 2020-2030 following community consultation.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2016-2026, Clarence Bushland and Coastal Strategy 2011 and Community Engagement Policy are relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Extensive consultation was undertaken, involving the Derwent Estuary Program, University of Tasmania, Birdlife Tasmania Inc., Department of State Growth Department of Primary Industries, Parks, Water and Environment, Parks and Wildlife Service, Lauderdale Coastcare Group Inc., and the community in accordance with Council's Community Engagement Policy 2020.

FINANCIAL IMPLICATIONS

The adoption of the Lauderdale Saltmarsh Reserve Activity Plan 2020-2030 has no direct financial impact. The implementation of the Lauderdale Saltmarsh Reserve Activity Plan 2020-2030 is planned to be staged over several financial years, subject to Council approval of future Annual Plans.

RECOMMENDATION

- A. That Council adopts the Lauderdale Saltmarsh Reserve Activity Plan 2020-2030 subject to the following three Management Action amendments.
1. Amend Management Action 5 as follows: *“Implement a maintenance program to remove blockages from three existing drains flushing into the saltmarsh and investigate potential long-term engineering solutions.”*
 2. Amend Management Action 21 as follows: *“Design trailhead landscape and signage for reserve with path map and reserve use guide signage, including signage directing walkers to other nearby trails such as the Tangara trail. Include adjacent saltmarsh species and threatened species for education.”*

- 3. Amend Management Action 30 as follows: *“Sensitively design and develop a 9-hole disc golf course on the tip site.”*
- B. Council notes the Lauderdale Tip Passive Recreation Concept Plan is a vision for the area and subject to future budget funding for the development of the site.

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

11.5.2 REALLOCATION OF FUNDS FROM THE WENTWORTH PARK MASTER PLAN TO THE CAMBRIDGE OVAL PRECINCT MASTER PLAN - AMENDMENTS TO 2020/2021 ACTIVE RECREATION PROGRAM

EXECUTIVE SUMMARY

PURPOSE

To approve amendments to the 2020/2021 Active Recreation Capital Program by reallocating funds from Wentworth Park (Sport & Play) Master Plan to the Cambridge Oval Precinct Master Plan to engage consultants to prepare a Master Plan for the Cambridge Oval Precinct.

RELATION TO EXISTING POLICY/PLANS

Council’s Strategic Plan 2016/2026 is relevant.

LEGISLATIVE REQUIREMENTS

Approval of the reallocation of funds requires a simple majority of Council in accordance with the Local Government Act 1993, s.82(5).

CONSULTATION

No public consultation has occurred in relation to the proposed budget changes. Future consultation will be undertaken during the development of the Cambridge Oval Precinct Master Plan.

FINANCIAL IMPLICATIONS

The funding changes relate to individual project budgets within the overall Active Recreation Capital Program and will not result in any overall change to that program budget.

RECOMMENDATION:

That Council:

Reallocate funds from the 2020/2021 Wentworth Park Master Plan within Active Recreational Capital Program as follows:

- Reallocate funds to engage planning consultants to develop a master plan for the Cambridge Oval Precinct \$60,000

Decision:

MOVED Ald Walker **SECONDED** Ald Ewington

“That the Recommendation be adopted”.

Ald Edmunds left the Meeting at this stage (7.41pm).

The **MOTION** was **put** and **CARRIED UNANIMOUSLY**

11.5.3 RELEASE OF FLOOD MAPPING INFORMATION TO THE COMMUNITY**EXECUTIVE SUMMARY****PURPOSE**

To consider the release of flood mapping for council’s urban areas and supporting explanatory information to the community, for the purpose of improving awareness of flood risk and development planning.

RELATION TO EXISTING POLICY/PLANS

Council’s Strategic Plan 2016-2026, Council’s Stormwater Asset Management Plan 2018, and Stormwater System Management Plan 2019 are relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

No community consultation of the flood mapping has been undertaken.

FINANCIAL IMPLICATIONS

No direct financial impacts arise from releasing the flood mapping information to the community.

RECOMMENDATION:

That council authorises the release of flood mapping for the urban areas of the Clarence municipality and supporting explanatory information to the public.

Decision:

MOVED Ald Kennedy **SECONDED** Ald Mulder

“That the Recommendation be adopted”.

Ald Edmunds returned to the Meeting at this stage (7.43pm).

The **MOTION** was **put** and **CARRIED**

FOR

Ald Chipman
Ald Chong
Ald Edmunds
Ald Ewington
Ald Kennedy
Ald Mulder
Ald Peers
Ald von Bertouch
Ald Walker
Ald Warren

AGAINST

Ald James

11.5.4 CITY HEART PROJECT – ROSNY GOLF COURSE SITE

EXECUTIVE SUMMARY**PURPOSE**

To consider the City Heart Project Community Consultation Report and look at next steps in the development of the project.

RELATION TO EXISTING POLICY/PLANS

The Clarence City Council Strategic Plan 2016 – 2026 is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Public consultation was undertaken over the course of the year to develop the consultation report. Consultation with Aldermen has also been undertaken.

FINANCIAL IMPLICATIONS

There are no unbudgeted financial implications.

RECOMMENDATION:

That Council authorises the General Manager to develop a plan for interim use for the Rosny Park golf course area and present that plan to Council for consideration at a future council meeting.

Decision:

MOVED Ald Mulder **SECONDED** Ald Warren

“That Council authorises the General Manager to develop a plan for interim use for the Rosny Park golf course area and present that plan to Council for consideration at a future workshop and council meeting.”

The Mayor asked the Deputy Mayor to **assume** the Chair while he entered the debate as an Alderman (7.58pm).

The Mayor resumed the Chair at 7.59pm.

The **MOTION** was **put** and **CARRIED UNANIMOUSLY**

11.6 FINANCIAL MANAGEMENT

Nil Items.

11.7 GOVERNANCE**11.7.1 REVIEW OF COUNCIL DELEGATIONS UNDER THE LAND USE PLANNING AND APPROVALS ACT 1993**

(File No 20-01-00)

EXECUTIVE SUMMARY**PURPOSE**

The purpose of this report is to review a Council delegation under the Land Use Planning and Approvals Act 1993 (LUPAA).

RELATION TO EXISTING POLICY/PLANS

The delegation which is the subject of this report is aimed at improving the efficient delivery of services and does not impact on any pre-existing Council policies or strategies.

LEGISLATIVE REQUIREMENTS

Delegations under the Land Use Planning and Approvals Act 1993 must be direct from Council to the officer, as they cannot be on-delegated by the General Manager.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

No significant implications.

RECOMMENDATION:

That Council resolves to approve the following Delegation in respect to the Land Use Planning and Approvals Act, 1993.

NO.	ACT REF	DETAILS OF DELEGATION	DELEGATION
7	Land Use Planning and Approvals Act, 1993 S56	To approve or refuse requests for amendments to permits in accordance with the Act and to give notices of approved amendments	General Manager; Manager City Planning; Senior Statutory Planner

Decision:

MOVED Ald James **SECONDED** Ald Peers

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.2 SPECIAL COMMITTEE APPOINTMENTS**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 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 2020.

In regard to appointment 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 workshop discussion.

FINANCIAL IMPLICATIONS

None identified.

RECOMMENDATION:

- A. That Alderman Kennedy's resignation as Committee Member on the Tracks and Trails Committee be received.
- B. That Alderman Kennedy's resignation as Proxy Representative on the Sport and Recreation Advisory Committee be received.
- C. That Alderman Mulder's resignation as Committee Member on the Howrah Community Centre Committee be received.
- D. That Alderman Mulder's resignation as Committee Member on the Lindisfarne Community Activities Centre Committee be received.

/ Refer to Page 35 for Decision on this Item...

E. That the following schedule of nominations be endorsed by Council:

COMMITTEE, BOARD, AUTHORITY	APPOINTMENT REQUIRED	NOMINATIONS RECEIVED
Tracks and Trails Committee	Committee Member	Ald James
Howrah Community Centre Committee	Committee Member	Ald James
Lindisfarne Community Activities Centre Committee	Committee Member (1 of 2)	Ald Peers

F. That a ballot be conducted for the following nominations

COMMITTEE, BOARD, AUTHORITY	APPOINTMENT REQUIRED	NOMINATIONS RECEIVED
Sport and Recreation Advisory Committee	Proxy Representative	Ald James Ald von Bertouch

Decision: **MOVED** Ald Ewington **SECONDED** Ald Chong

“That Recommendations A – E be adopted”.

CARRIED UNANIMOUSLY

Ald James and Ald von Bertouch left the Meeting at this stage (8.14pm).

There being 2 nominations for the Sport and Recreation Advisory Committee a ballot was conducted and Ald von Bertouch was duly elected.”

Ald James and Ald von Bertouch returned to the Meeting at this stage (8.17pm).

11.7.3 DRAFT STRATEGIC PLAN

EXECUTIVE SUMMARY**PURPOSE**

To undertake community consultation on the draft Strategic Plan 2020-2030 in accordance with the *Local Government Act 1993* requirements.

RELATION TO EXISTING POLICY/PLANS

The Clarence City Council Strategic Plan 2016-2026.

LEGISLATIVE REQUIREMENTS

The review of the draft Strategic Plan 2020-2030 and the associated community engagement is in accordance with the requirements of Part 7, Division 2 of the *Local Government Act 1993*.

CONSULTATION

This will be the first community consultation on the draft strategic plan. Consultation with Aldermen has already been undertaken on several occasions.

FINANCIAL IMPLICATIONS

There are no financial implications.

RECOMMENDATION:

That Council authorises the General Manager to initiate community consultation seeking feedback on the draft Strategic Plan 2020-2030.

Decision:**PROCEDURAL MOTION**

MOVED Ald Walker **SECONDED** Ald Edmunds

“That consideration of this Item be held over pending a further workshop”.

The **PROCEDURAL MOTION** was **put** and **LOST**

FOR

Ald Edmunds
Ald Peers
Ald Walker

AGAINST

Ald Chipman
Ald Chong
Ald Ewington
Ald James
Ald Kennedy
Ald Mulder
Ald von Bertouch
Ald Warren

/ Decision contd on Page 37...

DRAFT STRATEGIC PLAN /Decision contd...

Decision:	MOVED Ald Kennedy SECONDED Ald Chong
	“That the Recommendation be adopted.”
FOR	AGAINST
Ald Chipman	Ald Edmunds
Ald Chong	Ald Walker
Ald Ewington	
Ald James	
Ald Kennedy	
Ald Mulder	
Ald Peers	
Ald von Bertouch	
Ald Warren	

11.7.4 COVID-19 LEASE RENTAL WAIVER COUNCIL OWNED PROPERTIES**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the waiving of lease rental amounts on council owned properties where the lessee is a not-for-profit club and association and was instructed to cease using the relevant council facility in response to COVID-19 Public Health advice.

RELATION TO EXISTING POLICY/PLANS

COVID-19 Financial Hardship Policy.

LEGISLATIVE REQUIREMENTS

The *COVID-19 Disease Emergency (Commercial Leases) Act 2020*, *COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020* (Tas) and the *Local Government Act 1993* (Tas) (the Act) are relevant.

CONSULTATION

In April 2020, Council adopted and publicly communicated several financial assistance initiatives in response to the COVID-19 pandemic. They included the development of a Financial Hardship Policy that provides the basis to assess hardship claims in relation to payment of rates, fees and charges. The Policy also includes a mechanism to consider applications for financial hardship from lessees of council property where the *COVID-19 Disease Emergency (Commercial Leases) Act 2020* applies.

FINANCIAL IMPLICATIONS

There are immediate and long-term financial implications associated with the COVID-19 pandemic response. Balancing the provisions of the community support package with the financial consequences associated with such measures has underpinned Council's consideration of the 2020/21 Estimates and Annual Plan and will continue to influence budget and planning processes in subsequent years.

RECOMMENDATION:

That Council approves the waiver of lease rental on council owned properties leased to not-for-profit clubs and associations who were directed by council to close the relevant council owned building for the period 19 March to 15 June 2020 in response to COVID-19 Public Health advice.

Decision:

MOVED Ald Ewington **SECONDED** Ald Edmunds

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.5 CITY HEART PROJECT

EXECUTIVE SUMMARY

PURPOSE

To consider the City Heart Project Community Consultation Report and look at next steps in the development of the project.

RELATION TO EXISTING POLICY/PLANS

The Clarence City Council Strategic Plan 2016 – 2026 is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Public consultation was undertaken over the course of the year to develop the consultation report. Consultation with Aldermen has also been undertaken.

FINANCIAL IMPLICATIONS

There are no unbudgeted financial implications.

RECOMMENDATION:

That Council authorises the General Manager to:

- A. Make the Timmins Ray City Heart Community Consultation Report publicly available via Council's digital platforms.
- B. Develop a plan for interim use for the Rosny Park golf course area and present that plan to Council for consideration at a future council meeting.
- C. Initiate an expression of interest process for concept plan development for the City Heart project.

Decision: **MOVED** Ald Ewington **SECONDED** Ald Mulder

“That Recommendations A and C be adopted”.

CARRIED

FOR

Ald Chipman
Ald Chong
Ald Ewington
Ald Kennedy
Ald Mulder
Ald von Bertouch
Ald Walker
Ald Warren

AGAINST

Ald Edmunds
Ald James
Ald Peers

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 QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING

Ald Mulder

1. My question relates to the State Government budget and city deal. Apart from the East Derwent Highway do the forward estimates give any indication of any actions on council's road priorities including Mornington roundabout, Richmond by-pass, Gordons Hill Road ramps etc or are they off the agenda for the next four years?

ANSWER

The State Government 2020-21 budget and forward estimates do not include capital work funds for council's road priority list projects. Council provided its list of road priorities to the Minister by letter dated 3 September 2020. The focus of the letter, aside from notification of the priorities, was future planning of those priorities for funding, with the Mornington Interchange Upgrade and Rosny Park Access to Tasman Highway the principle priority.

2. In the mainstream and in social media there have been several references to a Premier's Local Government Advisory Council. What are its functions, who appoints its members and are you aware of any advice it has given to the Premier?

ANSWER

Mayor

We have a member of the Premier's Local Government Council around the table, Ald Blomeley may wish to respond to the question.

Ald Blomeley

I will take the question on notice and get back to Ald Mulder. I am there by virtue of being a member of the Local Government Association of Tasmania to its General Management Committee. The functions of the Premier's Local Government Council are available on the website for anyone to look at and I would suggest that the good Alderman might like to avail himself of that opportunity.

Mayor

I think a communique is issued at the end but essentially it is a relationship between the Government and LGAT.

Note – the PLGC website can be accessed at:
http://www.dpac.tas.gov.au/divisions/local_government/plgc

Ald Kennedy

Has Council commenced any studies into the effects of building development on existing properties in areas that are at high risk of inundation at Seven Mile Beach? I have touched on this before, but have we actually commenced any work in this space?

ANSWER

No, we have not undertaken any work on that aspect.

Question contd

When do we plan to?

ANSWER

I am not sure that I have instruction from council to follow through with that but first of all I will prepare a memo in terms of what might be required in order to undertake that so I can seek further direction.

Mayor

Perhaps the memo can cover what is authorised and budgeted for already and what is outstanding and what we would need to consider in the context of next year's budget?

A memo is being prepared to address this question.

Ald Ewington

1. A couple of months ago we had a workshop presentation in relation to media and branding, emails, websites and social media accounts. I note that not much has happened in that space up until now I am just wondering if we could get an update on how we are going down that path because I see everything that was in place a few months ago still going out as is.

ANSWER

The digital and social media audit and review has 54 recommendations. The recommendations regarding the branding, websites and social media accounts require planning to implement as these are significant pieces of work. Planning for this work is being finalised and work is expected to commence early in the new year. There has been significant work undertaken by council to implement other recommendations to date. This work includes an updated Style Guide, which is being implemented now.

2. I notice that there is an organisation looking at a farmers' market on the Bellerive Boardwalk but now they are talking about Kangaroo Bay. I noticed in the paper the other day they said that they are still having delays in relation to being able to start that up. I just want to know whether that is actually being caused by council or any issues involved in us being able to issue appropriate permits or whether they have the all clear to go ahead with it all?

ANSWER

A development application has been lodged in respect to a market near the Kangaroo Bay area. That application received 3 representations and will be going to the next council meeting. The reason a development application was lodged is because that seems a good opportunity to be able to develop that as a permanent option to activate the area and also be able to respond to potential business needs. In terms of the applicant for that it is council. Another person has approached us in regard to having a twilight market there and they plan to go ahead with it I believe on Saturday 12 December. That does not require a permit as it is only a temporary arrangement. That person initially enquired about a twilight market at Bellerive Boardwalk however because of works underway it wasn't able to proceed with that. There is already a development permit which allows that to happen however the boardwalk works will not be completed until early to mid-March, so we are offering the Kangaroo Bay site as a temporary solution. However, next council meeting there will be an application before council to consider that Kangaroo Bay area for a permanent arrangement for a twilight market.

Ald Edmunds

1. How significant and extensive are the aboriginal heritage issues at the Wintringham development at Wirksworth Park in Bellerive and can you identify what they are?

ANSWER

I am unaware of any issues at the moment, but we can make some enquiries and advise in a memo.

Further information:

This is a matter between the State Government, as landowner and the Tasmanian Aboriginal Heritage Council. However, Council became aware of this matter via a media release from the Tasmanian Heritage Council. In particular it has advised:

That release included comment that "The Aboriginal Heritage Council considered the Permit application for the development of the Wirksworth Estate Aged Care facility and unanimously opposed the Permit Application on the basis of extensive impact such a development would have on a site that is over 8,000 years old.

This site shows direct linkage to sustained Aboriginal use of Place, most likely was a Place for living, lithic processing and/or hunting. This significant site and landscape can be tied back to the mid-Holocene period and contributes crucial information to additional understanding of the use of coastal hinterland.” The communication notes that the Tasmanian Aboriginal Heritage Council has written to the Minister for Planning and the Federal Minister Wyatt regarding the matter.

However, these matters are not within the jurisdiction of Clarence City Council and therefore we are unable to provide any specific details of the Aboriginal heritage values at stake, including the nature and location of such values.

2. Council owns and leases out homes on Cambridge Road to private tenants. Are these leases likely to be rolled over into 2021 or if they become vacant will new tenants be sought?

ANSWER

The real estate company acting on Council’s behalf gave the tenants that are occupying the properties on a monthly tenancy basis at 94, 96 and 98 Cambridge Road 12 months’ notice that their occupancy will terminate on 31 January 2021.

Ald Walker

Some time ago I raised some questions in relation to the coastal track between Seven Mile Beach and Roches Beach in relation to the narrowness and whether it was safe for utilisation by both mountain bikers and walkers given the area. We get a lot of stuff through our inboxes and if somehow I have overlooked that I apologise but if not could I get you to give me an update on clarification on whether the state of the track is safe for the two activities to cohabitate?

ANSWER

I believe this was answered in terms of it was safe at the time. We certainly, during the COVID-19 shutdown period, did get excessive or high use of our tracks and trails and I understand there are no plans to further upgrade the track at the moment. I will further follow up and advise Aldermen in relation to this track.

Further information:

Usage of the coastal track increased significantly during COVID-19. An informal footpad developed alongside the Roches Beach to Seven Mile Beach coastal track which virtually doubled the usable width in some sections. We have also reclaimed back some Council land that was occupied by adjoining residents. This will provide an opportunity to realign a couple of sections of track further away from the cliffs and widen the track.

A budget proposal will be put forward to the Tracks & Trails Advisory Committee as a project for 2021/2022 budget to upgrade, realign and gravel the entire length of track.

The following is provided in response to questions asked by Ald Walker regarding the Clarence Services On Line Forum during discussion on the Quarterly Report (Item 11.7.1)

Am I reading of this for the first time?

No, the following prior advices were provided:

- A memo dated 21 April 2000 was issued to Aldermen informing them about the Clarence Services Online Forum.
- Quarterly Report – Jan - Mar 2020 on page 8 (presented at council meeting 18 May)
- Quarterly Report – April to June 2020 on page 8 (presented at council meeting 10 August)
- The Mayor discussed a media release prepared in late August about the Clarence Services Online Forum with Alderman Walker.
- Memo dated 5 November 2020 – Anticipatory Care Project – Clarence Report was issued to Aldermen.
- Quarterly Report – July to September 2020 on page 9 (presented at council meeting 23 November).

Why are we in this space?

- The Community Health & Wellbeing Plan contains actions that support this approach; particularly under the strategy of “target specific health promotion areas of action”.
- Several Council consultations and reports have highlighted the need for improved links for community to health services. The Health and Wellbeing Plan consultation, the GP Access Report and the initial Help to Health project all identified and highlighted the need for improved connection and communication between health and community services.
- Council, through its Community Development / Health and Wellbeing team, plays a unique role in connecting local community services and health services. It has a broad concern for community health and wellbeing and is responding to the needs highlighted by community.

PHT – isn’t this their responsibility?

- Primary Health Tasmania do play a role in this space and are actively supporting the Clarence Services Online Forum.
- PHT have a particular responsibility for supporting health services but are not in any way responsible for other community services such as Neighbourhood Centres.

What is the health literacy of our staff; their understanding and professional background?

- Council’s Community Planning and Development Officer has 12 years of experience developing health literacy and working in the health and wellbeing space, with relevant qualifications. Strong partnerships with health services have developed good knowledge of the health environment.
- Within the Clarence Services Online Forum we do not play a health professional role. We facilitate conversation between health and community services. As a forum it is up to the professionals to give their qualified advice. That is not something a Council Officer would do.

Ald Blomeley

1. Last Thursday the 19th the Lindisfarne Community Activities Centre held their monthly meeting. I was not able to make that, I had another engagement unfortunately but Mr Graham, a consultant and other council officers attended and on behalf of the committee I would just like to thank Mr Graham and his team for attending that meeting. My question is with the issues discussed is Mr Graham able to provide an indication as to when the committee might hear back from council officers to take the matters discussed to the next stage?

ANSWER

In the current annual operating plan Council adopted investigation of upgrading the outside of the Lindisfarne Community Activities Centre. Draft plans were presented to the committee last week. We have asked for feedback by mid-January so that we can plan this to be part of council consideration for the next financial plan.

2. I refer to the document that was circulated earlier this evening in regard to the petition breakdown by area for those who signed the Kangaroo Bay Hotel site petition that was tabled here with much fanfare and great flourish. As someone who has initiated and been part of community led petitions in the past namely the Lindisfarne and Bellerive pedestrian safety my concern is how petitions are tabled because there was as we will all recall, great reference to 2209 signatures, something I got a lot of through social media and through other channels. An analysis of the breakdown of that indicates that 20% of the signatures are out of area. My question is, is there a system and I have actually looked at our policy and obviously that is in line with State legislation, to actually rather than having petitions foisted upon us, I remember in this particular instance Ald von Bertouch asked to have a look at this petition, is there a way to have this sort of breakdown when the petition is first tabled so we don't then have to take it on face value that there are 2200 people in our city who signed the petition when in fact there was only 79%?

ANSWER

Mayor

Ald Blomeley I think this is a reasonable question to ask and we will take it on notice. We will look at whether or not we can take that into account each time we receive a petition whether there is some sort of breakdown accordingly. I think as a matter of principle that is something we can look at.

Question contd

Well just on that looking at the policy, there is a requirement that Aldermen within 7 days of receiving a petition are required to bring it to the General Manager's attention but there is no window of opportunity so that could be done on the night of the council meeting, that is my issue.

Mayor

It might be tabled at a council meeting but it cannot be considered until it has been through the process. We will look at how that might be done so that we get some sort of feedback.

Ald Peers

1. I just want to clarify I was told on Saturday night that the air conditioning unit at the Clarence Cricket Club social facility does not comply. Can someone tell me if that is true?

ANSWER

Council officers are dealing with Clarence District Cricket Club on a number of issues with the building facility at present and in the manner it is being used. A Memo to Aldermen will be prepared when all the information is available.

2. The Rokeby Changerooms [Clarendon Vale] we were dealing with our insurers on a pay-out, has that been resolved as yet?

ANSWER

No, not as yet.

Ald James

1. We have all received a text message with the lovely flora and fauna bloom on Rosny Hill. My question is at what stage are we up to in relation to the appeal for Rosny Hill hotel pod and hotel development?

ANSWER

I believe the appeal is set for 3 days in the week before Christmas.

Further information:

The appeal is set down to be heard by RMPAT on 10, 11 and 14 December.

2. Can you advise council of the Valuer-General's valuation and the independent valuer Knight Frank's valuation of the proposed Hotel and Hospitality site at Kangaroo Bay?

ANSWER

Mayor

I understand that the information will be available for our workshop on 7 December. If it comes sooner, I am sure we will circulate to Aldermen but to my knowledge we have not received the commercial one yet.

Question contd

We do have the government one, do we?

ANSWER

Mayor

I think the General Manager mentioned that at the workshop the other night.

Question contd

But he didn't give any specifics. Would the Acting General Manager be able to advise of the Government valuation on the site at Kangaroo Bay please?

ANSWER

Mayor

It is not to hand it will be circulated when we receive the valuation.

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 be recorded in the following Agenda.

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 were 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 JOINT AUTHORITY MATTER

13.3 TENDER T1378-20 – ANNUAL RESEAL-SPRAY SEAL WORKS 2020/21

13.4 LEGAL MATTER

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;
- information provided to the council on the condition it is kept confidential;
- 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 Warren **SECONDED** Ald Peers

“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.

13.3 TENDER T1378-20 - ANNUAL RESEAL-SPRAY SEAL WORKS 2020/21

(File No T1378-20 - Ecm)

Decision:	MOVED Ald James SECONDED Ald Chong
	“A. That the Tender Response from Downer EDI Works Pty Ltd for \$443,090.67, excluding GST, be accepted for the Annual Reseal-Spray sealing works 2020/2021 for various streets in Clarence.
	B. That, in accordance with Regulation 34(3) of the Local Government (Meetings Procedures) Regulations 2015 (Tas), 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.”
	CARRIED UNANIMOUSLY

The Meeting closed at 9.30pm.