

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 13 DECEMBER 2021

HOURL CALLED: 7.00pm

PRESENT: The meeting commenced at 7.00pm with the Mayor (Ald D C Chipman) in the Chair and with Aldermen:

B A Blomeley
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 Nil

ORDER OF BUSINESS Items 1 – 10

IN ATTENDANCE

General Manager
(Mr I Nelson)

Group Manager Engineering Services
(Mr R Graham)

Acting Chief Financial Officer
(Ms J Murrell)

Manager City Planning
(Mr R Lovell)

Manager Communication and Strategic Development
(Mr C Paske)

Manager Health and Community Development
(Mr J Toohey)

Executive Officer to the General Manager
(Ms J Ellis)

The Meeting closed at 9.40pm.

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 livestreamed, audio-visually recorded and published to Council’s website.

COUNCIL MEETING
MONDAY 13 DECEMBER 2021

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1. ATTENDANCE AND APOLOGIES

Refer to cover page.

2. 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.**

3. OMNIBUS ITEMS

3.1 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Council Meeting held on 22 November 2021, as circulated, be taken as read and confirmed.

Decision: **MOVED** Ald Peers **SECONDED** Ald Kennedy

“That the Minutes of the Council Meeting held on 22 November 2021, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

3.2 MAYOR'S COMMUNICATION

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

Mayor

- 24 November: Channel 7 Interview – Rosny Golf Course;
- 25 November: Media Interview – Vibrance Street Art Festival;
Southern COVID-19 Response and Recovery Roundtables Event;
School House Gallery/Rosny Barn Exhibitions (x3) – Zoe Grey,
Matthew Preston and Nick Green;
- 29 November: Hobart Airport – Resumption of Cathay Pacific Direct Flights Hobart to
Asia Gathering;
- 2 December: LGAT – Mayor's Workshop;
- 3 December: LGAT – General Meeting;
Metro Invite – Jack Jumpers Game;

MAYOR'S COMMUNICATION /contd...

- 5 December: 2021 Awards Presentation – Clarence City Band Committee;
- 6 December: Southern COVID-19 – Priority Proposal/Budget Bid Workshop;
- 8 December: ABC Morning TV Interview – 5th Ashes Test;
Southern COVID-19 – Regional Recovery Committee Meeting with CEO of MHCT;
- 9 December: Council Positive Ageing Advisory Committee – Farewell Lunch for Margaret Bird;
Australia Day Committee Meeting;
Tranmere Clarence Plains Land & Coastcare – Christmas Event;
- 10 December: Private Citizenship Ceremony x 4 Conferees;
- 13 December: TasWater Expert Advisory Group – regarding Sewerage Charges; and
Crime Stoppers Tasmania – Christmas Event.

Deputy Mayor

- 24 November: Hit100.9 Hobart Monopoly Launch at Wrest Point Casino (on behalf of Mayor);
- 26 November: Emmanuel Christian School Grade 10 Leavers Awards Night (on behalf of Mayor);
- 1 December: Warrane Mornington Neighbourhood Centre Christmas Lunch (on behalf of Mayor);
- 2 December: Annual Precinct BBQ – Hobart Airport (on behalf of Mayor);
Wrest Point General Manager Cocktail Party 2021 (on behalf of Mayor);
- 3 December: International Day of People with Disability (on behalf of Mayor);
- 5 December: Clifton Beach Surf Life Saving Club Opening Day (on behalf of Mayor);
- 7 December: Australian Christian College – School Graduation Evening (on behalf of Mayor);
- 9 December: Tasmanian Athlete of the Year 2020-2021 Cocktail Function (on behalf of Mayor);
- 10 December: Ten Days on the Island – CEO Farewell (on behalf of Mayor);
- 11 December: CWA Lindisfarne Branch – Birthday and Christmas Event (on behalf of Mayor); and
- Sri Lankan Community of Southern Tasmania Annual Gathering (on behalf of Mayor).

Ald Warren

- 3 December: Launch of the Advancement of Ethnic Minorities in Education Leadership (on behalf of Mayor).

Ald Blomeley

- 5 December: Tasmania Family History Society – Volunteer Afternoon Tea (on behalf of Mayor).

Ald von Bertouch

- 5 December: Cantiamo Ladies Choir Christmas Concert (on behalf of Mayor).

Ald Ewington

- 9 December: Business/Social Networking Gathering (on behalf of Mayor).

3.3 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
Draft Strategies – Sport and Recreation/Health and Wellbeing	
Confidential Briefing – FOGO Service	
Lindisfarne Community Activities Centre Future Arrangements	
LGAT General Management Committee Agenda Items	29 November

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Ald Peers **SECONDED** Ald Kennedy

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

3.4. TABLING OF PETITIONS

Nil.

3.5 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.

3.6 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

September Quarterly Report pending.

Representative Reporting

Ald Walker advised that a site visit of the facility may be arranged mid-February 2022.

- **TASWATER CORPORATION**

- **GREATER HOBART COMMITTEE**

The Mayor advised the final Mayor's forum for 2021 will be held on 21 December.

3.7 REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

CULTURAL HISTORY ADVISORY COMMITTEE

- Ald Chong tabled the minutes of a meeting held on 1 December 2021.

EVENTS SPECIAL COMMITTEE

- Ald Chong advised that there will be a report from the Events Special Committee on the next agenda.

HOWRAH COMMUNITY CENTRE

- Ald James tabled the following:
 - Annual General Meeting Minutes held on 19 November 2020;
 - Minutes of a Meeting held on 26 August 2021;
 - Minutes of a Meeting held on 28 October 2021; and
 - President's Report 2021.

3.8 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 22 and 29 November and 6 December 2021 have been circulated to Aldermen.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 22 and 29 November and 6 December 2021 be noted.

Decision: **MOVED** Ald Peers **SECONDED** Ald Kennedy

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

4. 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.

4.1 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.

4.2 ANSWERS TO QUESTIONS ON NOTICE

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

Nil.

4.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

4.4 QUESTIONS WITHOUT NOTICE

Mr Victor Marsh of Bellerive asked the following questions.

1. CHRISTMAS DECORATIONS

At this time of the year in the cities and towns across Australia they adorn their main streets with Christmas decorations, the City of Clarence has none.

What is the reason for this?

ANSWER

The Mayor advised that Clarence has no plans. I am sure council would be quite willing to look at that during the next budget session.

/ contd on Page 10...

QUESTIONS WITHOUT NOTICE /contd...**2. TRAFFIC AND PARKING MANAGEMENT - BELLERIVE**

I am very concerned about the traffic and planning situation in Bellerive Village and surrounding streets. With proposed developments like the Boulevard apartments, the hotel complex at Kangaroo Bay, the upgrading of the Bellerive Yacht Club, Dan Murphys in Percy Street, the recently completed food store on the corner of Clarence and Scott Street, which has created its own traffic mayhem and not to mention all the events and services happening in the area. In my personal opinion, I believe that Clarence City Council have a develop at any cost mentality in the Bellerive area and don't really care about the consequences these developments will have on the community.

Can the Clarence City Council give a definitive answer on what they are going to do to allay our fears over traffic and parking management in the Bellerive area?

ANSWER

The Mayor took the question on notice.

5. DEPUTATIONS BY MEMBERS OF THE PUBLIC

(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)

REVISED NOTICE OF INTENTION TO DISPOSE OF PUBLIC LAND AT 36 DUNTROON DRIVE, ROKEBY

(REFER ITEM 7.4.1)

Mr Robert Howie addressed the meeting regarding the above matter.

Mr Richard Gilmour addressed the meeting regarding the above matter.

6	PLANNING AUTHORITY MATTERS
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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:

6.1 DEVELOPMENT APPLICATION PDPLANPMTD-2021/021863 – 34 YORK STREET, BELLERIVE - 3 MULTIPLE DWELLINGS (1 EXISTING + 2 NEW)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for three Multiple Dwellings (1 existing + 2 new) at 34 York Street, Bellerive.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Safeguarding Airports Code under the Tasmanian Planning Scheme - Clarence (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 15 December 2021.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 10 representations were received raising the following issues:

- the density of dwellings;
- heritage;
- height;
- visual bulk and scale;
- overlooking potential;
- earthworks with regards to an impact on existing retaining walls and vegetation;
- resulting excess of stormwater;
- traffic impacts – construction vehicle movements;
- traffic impacts – school hours and pedestrian conflicts;
- traffic impacts – vehicle turning;
- traffic impacts – number of vehicle movements; and
- traffic impacts – lack of existing on-street parking;

RECOMMENDATION:

A. That the Development Application for 3 Multiple Dwellings (1 existing + 2 new) at 34 York Street, Bellerive (Cl Ref PDPLANPMTD-2021/021863) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG A1 – NEW CROSSOVER.
3. ENG A5 – SEALED CAR PARKING.

4. ENG M1 – DESIGN DA.
5. ENG S1 – INFRASTRUCTURE REPAIR.
6. The development must meet all required Conditions of Approval specified by TasWater notice dated 17/09/2021 (TWDA 2021/01545-CCC).

ADVICE NOTES

- a) The proposed development will require a new stormwater connection/intensification of council's stormwater system. As per the council's adopted Stormwater Procedure, formal consent will be required to connect/upgrade the stormwater which will be most likely to require that an onsite detention and treatment system.

A copy of the Stormwater Management Procedure for New Development can be found via the link below:
<https://www.ccc.tas.gov.au/wp-content/uploads/2021/08/Stormwater-ManagementProcedure-for-New-Development.pdf>

- b) In relation to Unit 2, please seek advice from the Building Surveyor to ensure Fire Separation is compliant.
- c) All plumbing works must comply with the Tasmanian Plumbing Code and Australian Standard 3500.

- 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 Peers **SECONDED** Ald Ewington

“That the Recommendation be adopted”.

CARRIED

FOR

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

AGAINST

Ald James (abstained)

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

7. REPORTS OF OFFICERS

7.1 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS

7.1.1 PETITION – PLANNING APPLICATION PDPLANPMTD-2021/022305 - 13 MULTIPLE DWELLINGS AND 3 SHOPS AT 24 AND 26 YACHTSMANS WAY, TRANMERE

EXECUTIVE SUMMARY

PURPOSE

The purpose of this report is to consider the petition tabled at Council's Meeting of 22 November 2021, objecting to the Development Application for 13 Multiple Dwellings and 3 Shops at 24 and 26 Yachtsmans Way, Tranmere.

RELATION TO EXISTING POLICY/PLANS

The matter is related to the Tasmania Planning Scheme - Clarence.

LEGISLATIVE REQUIREMENTS

Section 60 of the Local Government Act, 1993 requires Council to formally consider petitions within 42 days of receipt.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

RECOMMENDATION:

That Council:

- A. Notes the intent of the petition; and
- B. Notes that the development application was considered and approved by Council as Planning Authority at its meeting of 22 November 2021.

Decision: **MOVED** Ald Kennedy **SECONDED** Ald Chong

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

7.2 ASSET MANAGEMENT**7.2.1 FOOD ORGANICS GARDEN ORGANICS (FOGO) WASTE MANAGEMENT****EXECUTIVE SUMMARY****PURPOSE**

To consider in-principle support for implementing a food organics and garden organics waste management service.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021-2031 is relevant.

LEGISLATIVE REQUIREMENTS

Nil at this time.

CONSULTATION

Community consultation on a food organics and garden organics waste management service has not been undertaken at this stage.

FINANCIAL IMPLICATIONS

Should in-principle support for a food organics and garden organics waste management service be adopted, a budget allocation will need to be separately considered to fund a business case for investigating the cost and delivery aspects of a service.

RECOMMENDATION:

That council:

- A. Provides in-principle support for introduction of a future Clarence food organics garden organics (FOGO) waste management service, subject to consideration of a business case providing information on community consultation, costs, implementation considerations and technology processing options to benefit the community; and
- B. Provides in-principle support for establishment of an “in-vessel” FOGO composting facility located at the Copping Refuse Disposal Site, including potential provision of feedstock, subject to consideration of a business case which includes funding and operational models.

/ Refer to Page 17 for Decision on this Item...

**FOOD ORGANICS GARDEN ORGANICS (FOGO) WASTE MANAGEMENT
/contd...**

Decision: **MOVED** Ald Walker **SECONDED** Ald Edmunds

“That the Recommendation be adopted”.

CARRIED

FOR

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

AGAINST

Ald James

7.3 FINANCIAL MANAGEMENT

Nil Items.

7.4 GOVERNANCE**7.4.1 REVISED NOTICE OF INTENTION TO DISPOSE OF PUBLIC LAND AT 36 DUNTROON DRIVE, ROKEBY****EXECUTIVE SUMMARY****PURPOSE**

To authorise commencement of the process to dispose of public land at 36 Duntroon Drive, Rokeby via a land swap with the Department of Housing (Communities Tasmania) and through a separate arrangement with an adjoining landowner.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021-2031 is relevant.

LEGISLATIVE REQUIREMENTS

Section 178 of the Local Government Act, 1993 is applicable.

CONSULTATION

Section 178 of the Local Government Act, 1993 provides that council must advertise its intention to dispose of public land through public advertisement.

FINANCIAL IMPLICATIONS

Other than transactional costs associated with title amendments and land transfer, there are no other significant costs associated with the proposals.

RECOMMENDATION:

- A. That council revokes its decision to give notice of intention to dispose of public land at 36 Duntroon Drive, Rokeby made on 11 October 2021.
- B. That in accordance with section 178 of the Local Government Act 1993, council gives notice of intention to dispose of the land at 36 Duntroon Drive, Rokeby to Department of Housing (Communities Tasmania) and to an adjoining landowner.
- C. That provided the notice of intention to dispose process is finalised and no objections are received, council authorise the General Manager to negotiate the following:
 - (i) an agreement with the Crown to transfer a section of land at 36 Duntroon Drive, Rokeby shown as "A", "B" and "Road corridor 20m wide" on Attachment 1 of the Associated Report in exchange for the land at 17 Goodwins Road, Clarendon Vale, subject to conditions agreed between the parties as set out in the report;

- (ii) the transfer of the section of land at 36 Duntroon Drive, Rokeby shown as “C” on Attachment 1 of the Associated Report to an adjoining landowner subject to council seeking valuation of “C” and the adjoining landowner paying to council valuation price and the cost of the valuation;
 - (iii) that in the event that the adjoining landowner does not wish to proceed with the transfer, that the whole of 36 Duntroon Drive, Rokeby is transferred to the Crown in exchange for the land at 17 Goodwins Road, Clarendon Vale, subject to conditions agreed between the parties as set out in the report;
 - (iv) that a pre-condition of the agreements is that council, at its cost, arranges a boundary adjustment of the land at 36 Duntroon Drive, Rokeby to enable the two separate transfers.
- D. That, in the alternative to Recommendation B above, should objections be received, that the matter be referred to a future meeting of council for consideration.

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

Decision:	MOVED Ald James SECONDED Ald von Bertouch	
	PROCEDURAL MOTION	
	“That consideration of this matter be deferred for discussion at the next council workshop”.	
	The PROCEDURAL MOTION was put and LOST	
	FOR	AGAINST
	Ald James	Ald Chipman
	Ald Kennedy	Ald Blomeley
	Ald von Bertouch	Ald Chong
		Ald Edmunds
		Ald Ewington
		Ald Mulder
		Ald Peers
		Ald Walker
		Ald Warren
	Ald Blomeley returned to the Meeting at this stage (7.42pm).	

/ Decision contd on Page 21...

**REVISED NOTICE OF INTENTION TO DISPOSE OF PUBLIC LAND AT 36
DUNTROON DRIVE, ROKEBY /Decision contd...**

MOVED Ald Walker **SECONDED** Ald Ewington

“That the Recommendation be adopted”.

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

FOR

Ald Chipman
Ald Blomeley
Ald Chong
Ald Edmunds
Ald Ewington
Ald Mulder
Ald Peers
Ald Walker
Ald Warren

AGAINST

Ald James
Ald Kennedy
Ald von Bertouch

7.4.2 SATURDAY SERVICE - DERWENT FERRY TRIAL**EXECUTIVE SUMMARY****PURPOSE**

To provide financial support for a trial of a Derwent Ferry Saturday service and data capture, to understand the social and economic benefit to the Clarence community.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021 – 2031 outlines council's commitment to the Hobart City Deal, a shared 10-year vision between the Australian and Tasmanian governments and the Glenorchy, Hobart and Kingborough councils, which includes a focus on establishing a reliable, sustainable and cost-effective transport system. Council also outlines its ambition regarding the Derwent Ferry Service, amongst other initiatives, at 2.2 of its 2021-22 Annual Plan.

LEGISLATIVE REQUIREMENTS

The Local Government Act 1993 is applicable.

CONSULTATION

Due to timing constraints, there has been no community consultation undertaken. Support for a Saturday ferry service has been discussed between officials of Hobart and Clarence City Councils and Department of State Growth representatives.

FINANCIAL IMPLICATIONS

Additional funds of up to \$20,000 are required to support an initial six-week trial of the service, representing a shared cost arrangement with the City of Hobart. If approved, these funds would be drawn from the General Reserve. The General Reserve represents amounts appropriated for general future uses that are of a "one off" nature, typically planning projects, expected events, special projects and contingencies. Utilising the reserve will not alter the total amount of the 2021/2022 Estimate, that is council's budget bottom-line will be maintained. Under Section 82(5) of the Local Government Act 1993 the decision requires a simple majority of Council.

RECOMMENDATION:

That Council:

- A. Funds up to \$20,000 on a shared cost basis with Hobart City Council for a six-week trial of a Saturday ferry service between Bellerive and Hobart, to test demand for the service and benefits to the Clarence economy and community.
- B. Funds up to \$3,000 on a shared cost basis to collect origin and destination data plus qualitative commuter information relating to the Saturday service, to enable possible future development of a business case for continuation of the Saturday service beyond the initial trial, should the trial be well patronised and demand for the service well demonstrated.
- C. Draw the funds (\$23,000) from its General Reserve.

- D. Extends its monitoring of parking impact in the Bellerive Village and Victoria Esplanade area to include Saturday, to ensure future parking needs are well understood.

Decision:**MOVED** Ald Walker **SECONDED** Ald Blomeley

- “A. Acknowledges the awarding of the 5th Ashes Test Cricket Match series to Blundstone Arena Bellerive in January 2022 and congratulates the Tasmanian Government and Cricket Tasmania for securing this landmark event.
- B. Acknowledges the Hobart City Council (HCC) initiative to fully fund a six-week trial Saturday Ferry Service.
- C. Supports use of the existing trial ferry services (Monday to Saturday commuter services) plus inclusion of additional services aimed at bringing people from the western shore to Bellerive for the Ashes Test Cricket match, between 14 and 18 January 2022.
- D. Provides an additional budget allocation of up to \$50,000, drawn from the ‘unallocated’ portion of council’s General Reserve, to be used to support additional ferry services, data collection and other activities and events associated with the Ashes Test Match; and
- E. Requests that, in consultation with the General Manager, the Events Special Committee identify and provide support for events associated with the Ashes Test.

Rationale

This Ashes Test Cricket series has been described by Premier Gutwein as the biggest sporting event Tasmania has ever staged. It presents an opportunity to showcase Clarence to the world and generate associated economic and cultural activity.

The Ashes Test also represents an opportunity to partner with the Department of State Growth to provide additional ferry services targeted at the peak arrival and departure times for the match on each day, while also utilising the existing ferry services already available from Monday to Saturday.

The test is very likely to attract high visitor patronage, placing parking pressure on the local area and as such the addition of a ferry service is seen as an effective way to reduce travel by car to the event. It will also significantly enhance the broader event experience.

/ Decision contd on Page 24...

SATURDAY SERVICE - DERWENT FERRY TRIAL /Decision contd...

This test match also presents the opportunity to ascertain the demand and viability of commercial Ferry services during major events. The information gleaned will also be beneficial for BOPTA, Council and the Department of State Growth to refine processes for any future major event ferry services.

There is also an opportunity for council to identify and coordinate associated events, aimed at supporting local businesses to maximise the economic benefits offered by hosting the 5th Ashes Test.”

CARRIED

FOR

Ald Chipman
Ald Blomeley
Ald Chong
Ald Edmunds
Ald Ewington
Ald Kennedy
Ald Peers
Ald Walker
Ald Warren

AGAINST

Ald James
Ald Mulder
Ald von Bertouch

8. MOTIONS ON NOTICE

8.1 NOTICE OF MOTION - ALD WALKER LINDISFARNE RIDGE STRUCTURE PLAN

In accordance with Notice given Ald Walker intended to move the following motion:

“That a structure plan for the Lindisfarne Ridge vicinity be listed as a priority consideration for funding as part of the 2022-23 budget deliberations”.

Ald Blomeley left the meeting at this stage (8.30pm).

With the Leave of the Meeting Ald Walker amended his Motion and it was:

Decision:	<p>MOVED Ald Walker SECONDED Ald James</p> <p>“That a structure plan for the Lindisfarne Ridge vicinity be listed as a priority consideration for funding as part of the 2022-23 budget deliberations;</p> <p>And</p> <p>Subject to suitable funding, a consultant be engaged to provide council with a structure plan and planning scheme amendment for the area to establish for the fair orderly and sustainable use of the land.”</p> <p>Rationale</p> <p>On 1 September 2021, The Tasmanian Planning Commission rejected an application to change the Local Provisions Schedule for this site from the Rural Living Zone to the Low Density Residential Zone, noting the following.</p> <p>“Commission consideration</p> <p>121. The Commission notes that the application of the Rural Living Zone is consistent with RLZ19b) of Guideline No. 1 because it is currently within the Rural Living Zone under the interim planning scheme. The Commission also notes the submissions of the parties that the land is able to be fully serviced and has no particular constraints to development. If this is the case, the requested application of the Low Density Residential Zone is not consistent with LDRZ1 of Guideline No. 1.</p>
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/ Decision contd on Page 26...

NOTICE OF MOTION - ALD WALKER
LINDISFARNE RIDGE STRUCTURE PLAN /Decision contd...

122. The Commission considers that the land is potentially suitable for the General Residential Zone due to the apparent absence of constraints to development. However, the Commission considers it would be premature to revise the zoning to the General Residential Zone without a structure plan in Place. The Commission considers a structure plan would allow for fair, orderly and sustainable use of land, consistent with the objectives set out in Schedule 1 of the Act.”

A structure plan will allow for

- The optimal layout of road linkages from the site to the surrounding area through design of a connected system of streets within the study area. It is noted that some surrounding roads experience high levels of out of area transit such as Begonia Street.
- Consideration of physical constraints including important native vegetation and natural heritage values.
- The identification and listing of optimal track easements to connect with surrounding area.
- Consideration of Fire hazard management concerns.
- A coordinated approach to development in an area which has multiple titles held under multiple and disparate ownership.
- Any Particular design approaches appropriate to the nature of the study area and its opportunities and constraints.

Alongside these reasons the structure plan will increase appropriate well serviced land supply into a heavily constrained property market.”

Ald Blomeley returned to the meeting at this stage (8.32pm).

AMENDMENT

MOVED Ald Ewington **SECONDED** Ald Blomeley

“That a structure plan for the Lindisfarne Ridge vicinity be listed as a priority consideration for funding as part of the 2022-23 budget deliberations;

/ Decision contd on Page 27...

**NOTICE OF MOTION - ALD WALKER
LINDISFARNE RIDGE STRUCTURE PLAN /Decision contd...**

And

Subject to suitable funding, a consultant be engaged to provide council with a structure plan for the area to establish for the fair orderly and sustainable use of the land.”

The **AMENDMENT** was put and **CARRIED**

FOR

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

AGAINST

Ald James

The **AMENDMENT** became the **MOTION** and was **put** and **CARRIED UNANIMOUSLY**

**8.2 NOTICE OF MOTION - ALD JAMES
STRUCTURE PLAN – LINDISFARNE RIDGE/FLAGSTAFF GULLY**

In accordance with Notice given, Ald James intends to move the following motion:

“Council notes the advice of the Tasmanian Planning Commission with regard to Clarence LPS, and the area being referred to by the panel as ‘Lindisfarne Ridge/Flagstaff Gully’ as the land is potentially suitable for the General Residential Zone and that Council considers the following:

1. That in the budget process for the 2022/2023 financial year, Council considers funding for a structure plan and re-zoning for the Lindisfarne Ridge/Flagstaff Gully area; and
2. Subject to suitable funding, a consultant be engaged to provide Council with a structure plan and planning scheme amendment for the area to establish for the fair, orderly and sustainable use of the land.”

In light of the decision at Item 8.1, this Motion was not proceeded with.

8.3 NOTICE OF MOTION - ALD BLOMELEY INCREASED PEDESTRIAN SAFETY

In accordance with Notice given, it was:

The Mayor left the meeting at this stage and the Deputy Mayor **assumed** the Chair (8.53pm).

Decision:	<p>MOVED Ald Blomeley SECONDED Ald von Bertouch</p> <p>“That this Council:</p> <ul style="list-style-type: none"> A. Conduct an assessment of the recently constructed Lincoln Street wombat crossing to ascertain compliance with relevant standards, in conjunction with the police report of the 2 December 2021 serious accident, and inform Council of recommended actions; B. Engage with local business owners and residents to ascertain the level of support for additional safety measures; C. As part of the FY2022-23 budget development, consider options for any additional works required to deliver increased safety (such as the installation of additional signs and/or flashing lights) to warn drivers as they approach the recently installed wombat crossing on Lincoln Street, Lindisfarne; and D. Present these options to Aldermen at a workshop, as part of the FY2022-23 budget process.” <p>Ald Walker and Ald Kennedy left the meeting at this stage (8.54pm).</p> <p>The Mayor returned to the meeting at this stage and resumed the Chair (8.56pm).</p> <p>Ald Kennedy returned to the meeting at this stage (8.58pm).</p> <p>The MOTION was put and CARRIED</p> <table border="0"> <tr> <td>FOR</td><td>AGAINST</td></tr> <tr> <td>Ald Chipman</td><td>Ald James</td></tr> <tr> <td>Ald Blomeley</td><td>Ald Mulder</td></tr> <tr> <td>Ald Chong</td><td></td></tr> <tr> <td>Ald Edmunds</td><td></td></tr> <tr> <td>Ald Ewington</td><td></td></tr> <tr> <td>Ald Kennedy</td><td></td></tr> <tr> <td>Ald Peers</td><td></td></tr> <tr> <td>Ald von Bertouch</td><td></td></tr> <tr> <td>Ald Warren</td><td></td></tr> </table>	FOR	AGAINST	Ald Chipman	Ald James	Ald Blomeley	Ald Mulder	Ald Chong		Ald Edmunds		Ald Ewington		Ald Kennedy		Ald Peers		Ald von Bertouch		Ald Warren	
FOR	AGAINST																				
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Ald Chong																					
Ald Edmunds																					
Ald Ewington																					
Ald Kennedy																					
Ald Peers																					
Ald von Bertouch																					
Ald Warren																					

Ald Walker returned to the meeting at this stage (9.12pm).

9. 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.

9.1 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).

Ald Blomeley has given notice of the following question:

“KELLYFIELD”

I refer to Agenda Item 7.4.3 of the 22 November 2021 Clarence City Council Meeting regarding the proposed 10-year renewal of the Lease of “Kellyfield” at 142 Colebrook Road Richmond to the Hobart Model Aero Club Inc., and ask the following questions:

1. Can Council confirm that the parcel of land at 142 Colebrook Road Richmond, commonly known as “Kellyfield”, was gifted to the people of Richmond by Mr Walter Kelly, for the purpose of “shared community use”?
2. Can Council confirm that “Kellyfield” is approximately 13 hectares (32 acres) in size?
3. Can Council confirm that since 1979, the Hobart Model Aero Club Inc. has exclusively occupied “Kellyfield”?
4. With Council’s current lease with the Hobart Model Aero Club Inc. due to expire on 31 January 2022, has Council contacted any other Richmond/southern Tasmanian-based community and sporting organisations to ascertain if there is any interest from other organisations in utilising this 32-acres of public land?

9.2 ANSWERS TO QUESTIONS ON NOTICE

“KELLYFIELD”

1. Kellyfield was purchased from Mr Robert Walter Kelly in the 1960’s by the Richmond Hack and Trotting Club and was then transferred to the Crown in 1974 under the *Racing and Gaming Act 1974*.

The Crown transferred the land to Council in 2002, on the condition that the land must be used for “public or recreation purposes or for purposes reasonably ancillary thereto”. If the land is not so used, the Crown has right to resume the land.

2. Kellyfield is approximately 16 hectares in size.

/ contd on Page 31...

ANSWERS TO QUESTIONS ON NOTICE /contd...

3. Kellyfield has primarily been used by the Hobart Model Aero Club, however it was shared with the MG Car club in the late 90's and early 2000s. At the time of transfer from the Crown to council, the Hobart Model Aero Club had a lease with the Crown which transferred to Council.
4. No, council has not contacted any other community or sporting organisations regarding the re-leasing of Kellyfield. The Notice of Intention to Lease in accordance with section 178 of the Local Government Act notifies the public and if there are any objections they can respond through that process. However, the flying of model aircraft is not compatible with other users and would have to be carefully considered should another organisation be interested in the land.

9.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING

Ald Mulder

My question relates to the Roads Tas study of the Flagstaff Gully Link Road proposal which is one of council's road priorities. Has Tasroads been provided with the 2009 Ratio consultants study Flagstaff Link Road which identified a cost benefit return of over \$2 for every \$1 spent?

ANSWER

We certainly did provide DSG with copies of reports relating to that but whether it is that specific one I am not sure, so I will follow up and provide advice to Aldermen.

(Further information) The Department of State Growth was forwarded a copy of the Ratio Consultants report with the council information provided relating to the Flagstaff Gully Link Road project.

Ald Blomeley

1. Since election of this council in October 2018 could you please tell us the costs incurred by ratepayers of appeals to the Resource Management and Planning Appeals Tribunal where the council has taken a contrary view to the professional advice of officers and the second part of that is what has been the rate of success of these appeals?

ANSWER

The following table sets out details of costs and outcomes of determined appeals.

Address	Description	Officer Rec	Council Decision	Outcome	Costs (\$)
754 Dorans Road, Sandford	Jetty	Approval	Refused	Applicant Withdrawn	3,806.00
1 Cremorne Avenue, Cremorne	3 Multiple Dwellings	Approval	Refused	Approved	21,580.90
20 Regal Court, Seven Mile Beach	49 lot subdivision	Approval	Refused	Applicant Withdrawn	62,738.85
84 East Derwent Highway, Lindisfarne	3 Multiple Dwellings	Approval	Refused	Approved	10,648.00
24 Victoria Esplanade, Bellerive	Fencing	Approval	Refused	Applicant Withdrawn	0
20 Aqua Place, Seven Mile Beach	2 Multiple Dwellings	Approval	Refused	Approved	11,006.60
23b Seabrook Place, Seven Mile Beach	Dwelling & Pool	Approval	Refused	Applicant Withdrawn	0
20 Regal Court, Seven Mile Beach	46 lot subdivision	Approval	Refused	Appeal lodged	0
TOTAL					\$109,780.35

2. My second question relates to the draft Metro Plan which is referenced in the quarterly report and in light of the recently tabled Legislative Council Select Committee's final report on the Greater Hobart Traffic Congestion, which I note you Mr Mayor and Ald Edmunds both made submissions to, are you aware of any plans to implement a park and ride facility in our city?

ANSWER

(Mayor) We have certainly advocated strongly for a park and ride at three locations within the City of Clarence. Hopefully one day we will see some action in that space.

Ald Edmunds

1. Could we have a summary presented to Aldermen in our weekly briefing report on the quantum of our cash-in-lieu reserves and the allocation region by region?

ANSWER

A memo has been provided to Aldermen via the Weekly Briefing Report.

2. The question is regarding childcare and it is anecdotal at this stage, but I had a query from a parent in Howrah who was essentially saying that they could not work because they could not get into after school hours care. I just wondered with what we are involved in obviously the feedback is really good, whether we have criteria or is it first in best dressed, just to get a better understanding perhaps again if we could do it as a weekly briefing report or even a workshop at some stage just to get our heads around just how that works because I am finding the feedback is "it's great we just can't get into it" and now apparently someone is quitting their job?

ANSWER

A memo has been provided to Aldermen via the Weekly Briefing Report.

Ald von Bertouch

1. How much funding has council invested in the maintenance and capital upgrade of the Alma's Activities Centre since it was purchased by council in 1976 and the second part of the question is how much has been expended to date to prepare for the tender that we are looking at later in the council agenda, including the completion of the architectural plans and drawings in consultation with the committee and council staff?

ANSWER

In response to the first part of the question, Council officers have reviewed archived financial records including budget documents. The oldest available records date to 1987/1988. Based on the information available and noting that it is not necessarily at the granular level required, the combined value of actual expenditure and budgeted expenditure on the facility is approximately \$125,700.

In response to the second part of the question total expenditure to date is \$198,285. Further detail is provided below.

- a. Expenditure for architects and designers since 2017 to date is \$145,780
 - b. Expenditure on tender preparation and project management to date is \$37,140
 - c. Expenditure for additional design for storage room, TFS building assessment, permits and levies total \$15,365
 - d. There will also be an element of council staff time however this cost is not captured and therefore it is not possible to estimate with any certainty.
2. How long has the lease between council and HobartFM 96.1 been in existence, when does the current iteration end and how much is it per annum?

ANSWER

The HobartFM 96.1 has leased part of Alma's from council since 1992. The current lease expired on 15 November 2021 and council has been working with the radio station to relocate to the Howrah Community Centre for 12 months in anticipation of the redevelopment of Alma's. The annual lease rental for 2020-21 was \$8,163.26.

Ald James

1. Mr Graham you advised me in an answer in relation to Surf Road and I quote "Surf Road is now at a stage of requiring a complete reconstruction and the need to manage stormwater and consider pedestrian access" and you are also saying that it is proposed to be funded in the 2022-23 budget. To what extent has design work been undertaken in relation to the reconstruction of Surf Road and is there a monetary value that you have dropped into that as part of the works program?

ANSWER

No design works are underway at present, our design teams are underway with this year's capital program, we are involved in pre-budget planning at present to get an understanding of concept design dollars to present for 2022/23 budget consideration.

2. In relation to the structure plan at Seven Mile Beach is Mr Lovell able to advise council as to whether consultants have been appointed yet and have Terms of Reference been finalised in relation to the structure plan?

ANSWER

The final draft has been prepared. Council's Corporate Lawyer is reviewing at the moment so we hope to finalise it within the next few days, and it will be advertised for expressions of interest within we expect the next two weeks. Our plan is for work to be completed before the end of the financial year, May is the target, to some extent the final date will depend on the selected consultants and what their timeframe is and perhaps they could do it sooner, perhaps later.

Ald Warren

1. Could we have an update on the parking situation in Bellerive following the introduction of the ferry service? Anecdotally I am hearing that people who work in that area are unable to get all day parking because of the ferry commuters.

ANSWER

A regular parking survey has been undertaken during the period of the ferry service. The information is being collated and will be forwarded to Aldermen through a separate Briefing Report.

2. Does council have a wildlife policy particularly on roads where there are hotspots and danger of wildlife roadkill, in terms of do we do signage, what other strategy are we implementing, do we have such a strategy?

ANSWER

We don't have a strategy. We actually did an investigation several months ago on that - in terms of enquiring with other councils and current research and found that the signage information because there was a university study, a Tasmanian study undertaken as well, and the signage showed no sign of improvement, but we do undertake individual assessments as each enquiry comes on that matter to council.

(Further information) Council does not have a policy on managing roadkill. Every roadkill enquiry is separately considered. Council officers recently investigated the matter by contacting the main southern councils, the University of Tasmania (UTAS) and undertook online research. In summary no solution is currently effective for preventing or minimising roadkill. It is understood UTAS is looking into researching technology to help native animals. Council crews log their removal of roadkill from our roads so we can consider addressing specific areas where the roadkill becomes more prevalent.

9.4 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.

10. 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.

10.1 APPLICATIONS FOR LEAVE OF ABSENCE

10.2 TENDER T1418-21 – SPORTS FIELD MAINTENANCE – CLARENCE HIGH SCHOOL AND GEILSTON BAY NO 2 OVALS

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; and
- 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:	<p>PROCEDURAL MOTION MOVED Ald Peers SECONDED Ald Warren</p> <p>“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”.</p> <p>CARRIED UNANIMOUSLY</p>
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CLOSED MEETING /CONTD...

The following Closed Meeting Motions have been authorised by Council for publication in the public Minutes.

10.2 TENDER T1418-21 – SPORTS FIELD MAINTENANCE – CLARENCE HIGH SCHOOL AND GEILSTON BAY NO 2 OVALS

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

“That council resolves:

- A. That the Tender received from Programmed Property Services Pty Ltd, for the amount of \$820,205.00 excluding GST, be accepted for Sport Field Maintenance at Clarence High School and Geilston Bay No. 2 Oval for a period of five years commencing 15 December 2021.
- 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 via the open minutes of this meeting and for communication to relevant parties.”.

CARRIED UNANIMOUSLY

The Meeting closed at 9.40pm.