

# MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 21 MARCH 2022

**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)

Manager Health and Community Development  
(Mr J Toohey)

Manager City Planning  
(Mr R Lovell)

Chief Financial Officer  
(Ms M Coleman)

Manager Communication and Strategic Development  
(Mr C Paske)

Executive Officer to the General Manager  
(Ms J Ellis)

The Meeting closed at 10.21pm.

The Mayor opened the meeting with the council prayer and 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 advises 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. The meeting is not protected by privilege.

There is a link to the agenda papers on council’s website.

**COUNCIL MEETING**  
**MONDAY 21 MARCH 2022**

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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**

**Alderman Chipman                      Item No. 7.4.4**

**3. OMNIBUS ITEMS****3.1 CONFIRMATION OF MINUTES****RECOMMENDATION:**

That the Minutes of the Council Meeting held on 28 February 2022 and the Special Council (Planning Authority) Meeting held on 7 March 2022, as circulated, be taken as read and confirmed.

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

“That the Minutes of the Council Meeting held on 28 February 2022 and the Special Council (Planning Authority) Meeting held on 7 March 2022, as circulated, be taken as read and confirmed, subject to the correction of the spelling of the Mayor's name on Page 41 of the Minutes of 28 February 2022”.

**CARRIED UNANIMOUSLY**

### 3.2 MAYOR'S COMMUNICATION

On 18 March I attended the LGAT General Meeting. There were five motions considered, with all approved subject to some minor amendments in some cases. Council's motion regarding derelict and abandoned buildings was approved with minor amendment. Details of the meeting will be circulated when available from LGAT.

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

Mayor

- 3 March: ABC 936 – Radio with Ryk Goddard (Council Meeting Agenda);  
The Mercury Interview – Waste Levy;
- 4 March: Greater Hobart Committee Meeting;
- 11 March: Exhibition Opening – The Plastocene – Linda Erceg;
- 16 March: Greater Hobart Committee Meeting; and
- 17 - 18 March: LGAT General Meeting – Launceston.

Deputy Mayor Heather Chong on behalf of Mayor

- 7 March: Save the Children – Play2Learn Launch; and
- 8 March: International Women's Day Celebration Breakfast.

### 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
First Review of Draft Fee Schedule	
Clarence Plains Master Plan	
Tree Vandalism Blessington Street	
Confidential Seven Mile Beach Area Plan Expression of Interest	7 March
Sustainability Strategy/Cultural and Creative Strategy	
Alma's Activities Centre Future Use	
Confidential Update Bellerive Pier	
Access Issues Sandford	15 March

#### 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**

(Note: Petitions received by Aldermen are to be forwarded to the General Manager within seven days after receiving the petition).

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

The General Manager tabled the following petition which complies with the Act requirements:

- Received from 17 signatories requesting council to construct a footpath in Hookey Place, Rokeby.

**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**

None pending.

**Representative Reporting**

- **TASWATER CORPORATION**

- **GREATER HOBART COMMITTEE**

The Mayor reported that on 16 March he attended the Greater Hobart Committee Meeting. The meeting focused on progress of the Metro Plan and Metro Council submissions to the upcoming State Budget.

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

**RECONCILIATION ACTION PLAN WORKING GROUP**

- Ald Warren tabled the Minutes of a Meeting held on 1 March.

**RICHMOND ADVISORY COMMITTEE**

- Ald Chong tabled the Minutes of a Meeting held in February.

**EVENTS SPECIAL COMMITTEE**

- Ald Chong tabled the Minutes of a Meeting held in December.



**3.8 WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 28 February and 7 and 14 March 2022 have been circulated to Aldermen.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 28 February and 7 and 14 March 2022 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.

Jaime Bridle of Sandford gave notice of the following questions:

##### **FUTURE CONSULTATION**

1. Does the Council agree with the sentiment expressed by one Alderman on 28 February, that if 77% of respondents to a consultation oppose a matter, the results can be interpreted as 525 opposed, and the rest of the population of Clarence in favour?
2. Thinking about the current Skylands consultation, given that the motion carried on 28 February was silent on the results of a significant consultation, how does Council believe this motion will impact on public opinion regarding the Council's claimed commitment to listen to the voice of the community when making decisions?

##### **4.2 ANSWERS TO QUESTIONS ON NOTICE**

The Mayor provided the following answers to the Questions listed at Item 4.1.

##### **FUTURE CONSULTATION**

1. Comments made by individuals should not be attributed to others or to council as a whole.
2. Council is undertaking public consultation before determining whether or not to support the request to amend the UGB for the Skylands proposal as a matter of policy and best practice. The issues raised within the consultation will be taken into consideration by council, along with other expert advice and stakeholder feedback, when it sits at a future meeting.

Council values the feedback it receives from community in consultation and always carefully considers the breadth of responses received along with the substance and particular areas of note within the feedback.

**4.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

Nil.

**4.4 QUESTIONS WITHOUT NOTICE**

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

Mr Stuart Galloway-Walker of Sandford asked the following question.

**UGB – 52 RICHARDSONS ROAD**

Regarding the proposed change to the UGB for development at 52 Richardsons Road, given the fact that 77% of residents opposed the proposal and it had no effect on Council's decision, what level of response to community consultation would be required to affect Council decision making, or is the whole process a waste of time and money?

**ANSWER**

The Mayor advised that Council undertakes public consultation on requests to amend the urban growth boundary as a matter of policy and best practice. The issues raised within the consultation are taken into consideration by council, along with other expert advice and stakeholder feedback, when it considers the amendment request.

Council values the feedback it receives from community in consultation and always carefully considers the breadth of responses received along with the substance and particular areas of note within the feedback.

Council sees community consultation as a vital piece of information in this process which is why it made it policy in March last year to go to consultation before making decisions on any future urban growth boundary amendment considerations.

Ms Teena Bourne of Rokeby asked the following questions.

**NEIGHBOURHOOD CENTRES**

1. Who will be funding the six new Neighbourhood Centres in the Skyline Plans?
2. Does Clarence City Council give funding to the two Neighbourhood Centre that is currently providing excellent services to the community in the Clarence Plains Area?"

**ANSWER**

The Mayor took both questions 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)

NOTICE OF MOTION – ALD WARREN – ACKNOWLEDGEMENT OF COUNTRY  
**(REFER ITEM 8.3)**

Thomas Chick addressed the meeting regarding the above matter.

<b>6</b>	<b>PLANNING AUTHORITY MATTERS</b>
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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-2021/024650 – 6 SALTWATER RISE, SEVEN MILE BEACH - DWELLING AND OUTBUILDING****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Dwelling and Outbuilding at 6 Saltwater Rise, Seven Mile Beach.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Rural Living and subject to the Bushfire Prone Areas Code, Safeguarding of Airport Assets Code, Parking and Sustainable Transport Code and the Single Hill Specific Area Plan 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 was extended with the consent of the applicant until 23 March 2022.

**CONSULTATION**

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

- size of the outbuilding; and
- the amenity of the area.

**RECOMMENDATION:**

A. That the Development Application for Dwelling and Outbuilding at 6 Saltwater Rise, Seven Mile Beach (Cl Ref PDPLANPMTD-2021/024650) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN M7 – DOMESTIC USE.
3. ENG S1 – INFRASTRUCTURE REPAIR.
4. Driveways must be drained through formed rollover gutters or swales and stormwater directed to a public drain or suitably located soakage trenches or detention area to minimise erosion. A detailed design, prepared by a suitably qualified person, must be submitted to and approved by Council's Group Manager Engineering Services prior to the commencement of any works.

**ADVICE**

- a. An application for a Plumbing Permit to install an on-site wastewater disposal system must be submitted and approved as part of the Building Application.
  - b. The proposed works are located within a mapped bushfire prone area and as such a bushfire assessment and BAL must be provided by a suitably qualified person and form part of the certified documents for the building application.
- 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”.

Ald Edmunds left the meeting at 7.20pm.

Ald Mulder left the meeting at 7.21pm.

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

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**

Nil.



<b>7.2 ASSET MANAGEMENT</b>
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Nil Items.

### **7.3 FINANCIAL MANAGEMENT**

Nil Items.

**7.4 GOVERNANCE****7.4.1 SOUTH EAST REGION JOBS HUB – ESTABLISHMENT OF ASSOCIATION AND DRAFT INCORPORATED ASSOCIATION RULES****EXECUTIVE SUMMARY****PURPOSE**

To gain Council endorsement of the establishment of the South East Region Jobs Hub Association and adopt the draft Rules and draft Strategic Plan and authorise the General Manager to execute as necessary.

**RELATION TO EXISTING POLICY/PLANS**

The draft Rules and Strategic Plan are consistent with existing council policies and plans, particularly council's strategic goal areas of a people friendly city and a prosperous and creative city.

**LEGISLATIVE REQUIREMENTS**

The Association Incorporation Act 1964 is relevant.

**CONSULTATION**

Consultation and input has been sought from all South East Region Development Association (SERDA) councils during the development of the draft rules and strategic plan.

**FINANCIAL IMPLICATIONS**

There are no financial implications arising from the establishment of the association, the draft Rules, or the Strategic Plan. There may be future financial support requests depending on the activities of the association which will be a matter for council at that point in time.

**RECOMMENDATION**

That Council resolves to:

- (a) endorse the establishment of the South East Region Jobs Hub Association;
- (b) adopt the draft Rules (as amended) and draft Strategic Plan; and
- (c) authorise the General Manager to execute as necessary.

Ald Edmunds returned to the meeting at this stage (7.22pm).

**Decision:**

**MOVED** Ald Kennedy **SECONDED** Ald Ewington

“That the Recommendation be adopted”.

Ald Mulder returned to the meeting at this stage (7.23pm).

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

**7.4.2 SIGNIFICANT TREE VANDALISM - BLESSINGTON STREET, SOUTH ARM****EXECUTIVE SUMMARY****PURPOSE**

To consider a response to significant tree vandalism at Blessington Street, South Arm.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2021-2031 and Trees on Council Owned or Managed Land Policy 2021 are relevant.

**LEGISLATIVE REQUIREMENTS**

Public Places By-law No.1 of 2018 is applicable.

**CONSULTATION**

This vandalism has been discussed on community social media pages. The community will be informed of council's decision via council's usual media and social media channels.

**FINANCIAL IMPLICATIONS**

Estimated funds of \$17,000 from council's vandalism and natural environment recurrent budget is required to undertake the proposed revegetation and associated works to rectify the vandalism.

**RECOMMENDATION:**

That Council authorises the General Manager to:

- A. Coordinate the replanting of the poisoned trees, as outlined in the associated report.
- B. Install signs at each location of the vandalism explaining why the signs are in place and offering a reward for information leading to a successful conviction.
- C. Offer a confidential reward of \$10,000 for information leading to a successful conviction of the perpetrator(s) of the vandalism.
- D. Require the signs to remain in place until all newly planted trees are at least 2 to 3 metres tall and permanently re-established in the area.

**Decision:** **MOVED** Ald Kennedy **SECONDED** Ald Edmunds

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**7.4.3 REVIEW OF ELECTED MEMBERS WORKPLACE ENVIRONMENT****EXECUTIVE SUMMARY****PURPOSE**

To enable Council to note the executive summary provided as part of the more detailed report arising from the Elected Members Workplace Environment review.

**RELATION TO EXISTING POLICY/PLANS**

Nil.

**LEGISLATIVE REQUIREMENTS**

The Work Health and Safety Act 2012 and the Local Government Act 1993 are relevant.

**CONSULTATION**

Elected Members and executive staff participated in the review. No other consultation has occurred.

**FINANCIAL IMPLICATIONS**

The report was finalised within the allocated budget. There are no other costs to note.

**RECOMMENDATION:**

That Council notes the recommendations of the Executive Summary (refer Attachment 1 of the Associated Report) of the confidential and legally privileged Elected Members Workplace Environment Review report.

**Decision:**

**MOVED** Ald Warren **SECONDED** Ald Kennedy

“That Council notes the recommendations of the Executive Summary (refer Attachment 1 of the Associated Report) of the confidential and legally privileged Elected Members Workplace Environment Review report and refers the recommendations to a Council workshop for further consideration.”

**CARRIED**

**FOR**

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

**AGAINST**

Ald Ewington  
Ald James

**7.4.4 RENEWAL OF LEASE – HOBART MODEL AERO CLUB INC. – “KELLYFIELD” 142 COLEBROOK ROAD, RICHMOND****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider a proposed new lease with the Hobart Model Aero Club Inc. for the existing club site on public land at 142 Colebrook Road, Richmond (known as “Kellyfield”), including an objection received in respect to that proposed lease.

**RELATION TO EXISTING POLICY/PLANS**

- Council’s Leased Facilities Pricing and Term of Lease Policy applies.
- The Strategic Plan 2021-2031 is relevant.

**LEGISLATIVE REQUIREMENTS**

Section 178 of the Local Government Act details the process Council must follow in determining to lease public land.

Further, the Local Government Act requires Council to consider any objection lodged. A decision to lease public land requires an absolute majority of Council.

**CONSULTATION**

Pursuant to section 178 of the Local Government Act, 1993, council has advertised its intention to lease public land.

**FINANCIAL IMPLICATIONS**

There are no direct financial implications.

**RECOMMENDATION:**

That Council:

- A. Notes the one objection received to the notice of intention to enter into a new lease for the public land at 142 Colebrook Road, Richmond (“Kellyfield”) for the existing club site to the Hobart Model Aero Club Inc.
- B. Resolves to lease public land as depicted in Attachment 1 of the Associated Report to the Hobart Model Aero Club Inc, in accordance with Council’s usual lease terms, including terms related to sub-lease as set out in the Associated Report.
- C. Authorise the General Manager to advise the one party who lodged an objection to the proposed lease of Council’s decision and their rights to appeal Council’s decision in accordance with Section 178A of the *Local Government Act 1993*.

- D. Subject to any right of appeal being resolved, authorises the General Manager to undertake the necessary actions to negotiate and finalise lease arrangements in accordance with this report and the requirements of the *Local Government Act 1993*.

The Mayor declared an Interest in this Item and left the meeting prior to discussion (8.19pm).

The Deputy Mayor **assumed** the Chair.

<b>Decision:</b>	<b>MOVED</b> Ald James <b>SECONDED</b> Ald Mulder	
	“That the Recommendation be adopted”.	
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Ald Chong	Ald Blomeley
	Ald Edmunds	
	Ald Ewington	
	Ald James	
	Ald Kennedy	
	Ald Mulder	
	Ald Peers	
	Ald von Bertouch	
	Ald Walker	
	Ald Warren	

The Mayor returned to the meeting at this stage (8.28pm) and **resumed** the Chair.

## 8. MOTIONS ON NOTICE

### 8.1 NOTICE OF MOTION - ALD BLOMELEY SUPPORT FOR UKRAINE

In accordance with Notice given, it was:

**Decision:** **MOVED** Ald Blomeley **SECONDED** Ald Chong

“That this Council:

1. Condemns the devastating attack and invasion of Ukraine by Russia.
2. Stands with the Tasmanian and Australian Governments in affirming our respect for Ukrainian territorial sovereignty and its right to peace, freedom, and democratic rule.
3. Acknowledges the strong history of Tasmania welcoming and providing support for national efforts in providing humanitarian support and commits to working with the Tasmanian government to respond to developing events.
4. Invites the General Manager to provide Aldermen with advice on specific actions that Council can take to support those adversely affected by the invasion of Ukraine.”

**CARRIED**

**FOR**

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

**AGAINST**

Ald Ewington  
Ald James



**8.2 NOTICE OF MOTION - ALD WALKER  
FLOOD RELIEF SUPPORT FOR QLD AND NSW**

In accordance with Notice given, it was:

**Decision:** **MOVED** Ald Walker **SECONDED** Ald Peers

“That this Council:

1. Authorises the General Manager to liaise with the Local Government Association of Tasmania to, as appropriate, provide staff support to councils in Queensland and New South Wales as they move into the recovery phase following the recent flood disaster in both states.
2. Report back to Council on any requests received.”

**CARRIED**

**FOR**

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

**AGAINST**

Ald Ewington  
Ald James  
Ald Mulder

### 8.3 NOTICE OF MOTION - ALD WARREN ACKNOWLEDGEMENT OF COUNTRY

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

- “A That Council move the Acknowledgement of Country to be the first item on the agenda of Council meetings.
- B That Council replace the Council prayer with a minute of quiet reflection, immediately following the Acknowledgement of Country.”

With the Leave of the Meeting Ald Warren amended her motion and it was:

<b>Decision:</b>	<b>MOVED</b> Ald Warren <b>SECONDED</b> Ald Kennedy																				
	“That this Council:																				
	A. That Council move the Acknowledgement of Country to be the first item on the agenda of Council meetings, as recommended by the Reconciliation Action Plan Working Group, and authorises the General Manager to amend the meeting procedures accordingly.																				
	B. That Council consider at a workshop replacing the Council prayer with a minute of quiet reflection immediately following the Acknowledgement of Country.”																				
	The Mayor asked the Deputy Mayor to <b>assume</b> the Chair while he entered the debate as an Alderman (9.25pm).																				
	The Mayor <b>resumed</b> the Chair at 9.30pm.																				
	The <b>MOTION</b> was <b>put</b> and <b>CARRIED</b>																				
	<table> <tr> <td><b>FOR</b></td><td><b>AGAINST</b></td></tr> <tr> <td>Ald Blomeley</td><td>Ald Chipman</td></tr> <tr> <td>Ald Chong</td><td>Ald Ewington</td></tr> <tr> <td>Ald Edmunds</td><td>Ald James</td></tr> <tr> <td>Ald Kennedy</td><td></td></tr> <tr> <td>Ald Mulder</td><td></td></tr> <tr> <td>Ald Peers</td><td></td></tr> <tr> <td>Ald von Bertouch</td><td></td></tr> <tr> <td>Ald Walker</td><td></td></tr> <tr> <td>Ald Warren</td><td></td></tr> </table>	<b>FOR</b>	<b>AGAINST</b>	Ald Blomeley	Ald Chipman	Ald Chong	Ald Ewington	Ald Edmunds	Ald James	Ald Kennedy		Ald Mulder		Ald Peers		Ald von Bertouch		Ald Walker		Ald Warren	
<b>FOR</b>	<b>AGAINST</b>																				
Ald Blomeley	Ald Chipman																				
Ald Chong	Ald Ewington																				
Ald Edmunds	Ald James																				
Ald Kennedy																					
Ald Mulder																					
Ald Peers																					
Ald von Bertouch																					
Ald Walker																					
Ald Warren																					

**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 Chong has given notice of the following question:

**ELECTION SIGNAGE**

With elections coming up this year, can the General Manager provide an update on the current regulations for signage under the state-wide planning scheme.

**9.2 ANSWERS TO QUESTIONS ON NOTICE**

The General Manager provided the following answer to the Question listed at Item 9.1.

**ELECTION SIGNAGE**

The Scheme provides an exemption for election signage on the basis that the sign must:

- (a) not encroach on any road or other public land;
- (b) have a maximum area of 1.5m<sup>2</sup>;
- (c) not be erected more than 8 weeks before the polling date; and
- (d) be removed within 7 days after the polling date.

Basically, an advertising sign needs a planning permit unless it is exempt. An election sign is exempt (per the Scheme rules), but most other signs other than a temporary sign need a permit. The best way to approach that would be to seek a preliminary assessment.

**9.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING**

Ald Blomeley

1. I refer to the question I asked at the last council meeting regarding council's intention to enter into an exclusive ten year lease with the Hobart Model Aero Club for the 40ha of public land outside Richmond known as Kellyfield and ask the following. Can the Acting General Manager confirm that the resident that submitted an objection to the lease has in fact been written to by the council as outlined in the response in our agenda papers and if so, in what form was this correspondence and when was it sent to the resident?

**ANSWER**

Council contacted the resident by email on 24 December 2021 and 27 January 2022. Since the last council meeting, the resident has responded to council and the resident's objection is the subject of a report to this council meeting.

2. I refer to an advertisement in Saturday's Mercury calling for expressions of interest from sporting organisations to use Clarence infrastructure over winter and ask if the 40ha of Kellyfield is part of council's public sporting infrastructure and therefore part of this expression of interest process and if not why not?

**ANSWER**

The answer to this question, provided at the council meeting, was not complete and accurate. The advertisement was a sports ground notice for clubs to apply for usage of our sport fields over the winter season. Kellyfield is not a sports field and is therefore not included with the expression of interest process.

Ald Edmunds

1. Could we have an update on Blossom Crescent Park on how that is progressing in terms of being delivered?

**ANSWER**

The contract has been awarded to the tenderer which was adopted by council last year. We are trying to obtain the final piece of information from the tenderer to form the contract and we have advised him of the construction date that it is intended to commence. When I receive all that information, I will be in a position to advise Aldermen through the briefing report.

2. Regarding media tonight about the government looking to fund an AFL stadium near the Cenotaph. Have we been consulted as the owners of Bellerive Oval about their plans?

**ANSWER**

(Mayor) I have received a heads up which is embargoed, all I can say at this point in time is the future of Blundstone Arena as put forward to us as being part of Stadiums Tasmania is still intended to go ahead. There will be more detail than that and that is all the information I have at this stage.

Ald Ewington

1. How many infringement notices have we issued for dogs off lead or using the beach areas outside the restricted times in summer because I quite often see lots of people not following the rules at times and certainly on the tracks and trails so I would be interested in finding that out because we have got to be addressing that issue as part of our Tracks and Trails meeting coming up on Thursday so it would be very interesting to have that information before we sit down to go through that process?

**ANSWER**

In respect to non-urban tracks, we only patrol on complaint. On the urban multi-user paths, we do patrol the Howrah to Bellerive section regularly. Our resourcing is stretched just doing this.

For the last calendar year (2021) we issued the following infringement notices:

- 116 for “Dogs at Large” (not under effective control)
- 10 for dogs being in a restricted area (for beaches)

In regard to cautions, we issue between 10 to 20 a fortnight.

We do receive complaints from the public that they want more patrols particularly of the urban multi-user tracks. We received 464 complaints for dogs being at large (not under effective control) and 125 complaints for dog attacks for 2021.

2. How many hours are rangers available to go out and look at certain areas and the hours spent patrolling some of the tracks and restricted areas and certainly some of the beaches and whether we use things like drones or anything like that to assist in that process?

**ANSWER**

During the summer months the Beaches are very regularly patrolled - Bellerive and Howrah are patrolled at least 3 times a day especially between 10am to 6pm. As we have to go as far as Opossum Bay beach it does stretch our resources. During the non-summer period we do patrol the western end of Bellerive beach and Little Howrah beach, the other beaches less frequently. We are investigating the use of drones to assist and improve the efficiency in the patrols.

There are 6 rangers who mainly work on dog matters, they also do fire hazards, declared weeds, parking and by laws enforcement. Rough estimate is a collective 180 hours a week to undertake patrols and investigation of dog complaints. We received 14 complaints about dogs being on beaches or in restricted areas last year.

Ald James

1. Can you advise when work will start on the berm at the South Arm oval?

**ANSWER**

It will be in March but I do not have an exact date so I will inform Aldermen to confirm the start date.

(Further information) We are awaiting start date advice from the contractor awarded to undertake the South Arm Oval berm work. At this stage it may be April 2022. Recently SAPRA also expressed preference for the work to not occur during the school holidays (as berm construction works will involve closing the skatepark during this period) and avoid market days. The site will be fenced off at times on market days.

2. I am wondering whether or not in the motion that was passed tonight seeking to extend the urban growth boundary at 52 Richardsons Road that part B of the officer's recommendation states that the Minister be provided with copies of all relevant documents and reports in response to his request for information. Would that include results of the survey, the government agencies' comments as well as the response from those other councils who did not support the extension of the urban growth boundary? I would just like to have confirmation that all those documents all that information will be forwarded as part of council's decision this evening particularly in regard to B and C.

**ANSWER**

Yes, all of the documents that have been presented to the council will be provided to the Minister.

Ald Kennedy

Could I have an update on the works being carried out at Marsh Street please?

**ANSWER**

Those works are by a private developer, it is not a council project.

Question contd.

So there is no council work being undertaken at Marsh Street at the moment?

**ANSWER**

There is a tender that has closed at the moment for work on Spitfarm Road but I believe that is further south than the immediate Marsh Street precinct, but I will check that and include the answer in the next council meeting agenda.

(Further information) Council is not undertaking work in Marsh Street. This is being undertaken by a private developer. The Tender mentioned above is for stormwater work north of Driftwood Drive, Opossum Bay. This area is some 140m north of Marsh Street.

Ald Mulder

1. My question relates to the maintenance of public open space. I know that verge mowing is a perennial problem but through Glebe Hill in particular the developer at the time provided significant public open space well above what is normally provided but as an open plan development with lots of public open space I am just getting every year, every week and every month complaints about the maintenance schedule. Is it possible that we could perhaps review the maintenance schedule for those areas that are used for a lot of pedestrian traffic and frequented by children to ensure that those areas get priority treatment over road verges?

**ANSWER**

We certainly can review and if an increased level of service is required it will probably be a matter for the council budget as well so I will bring that to the next budget discussion.

(Further information) Information on public open space levels of service for Glebe Hill and the Clarence Plains region will be provided to Aldermen in the coming 2022/2023 budget review sessions.

2. I heard your comments about Blundstone Arena and that they are to be part of Stadiums Tasmania. The last I heard was that Cricket Australia hadn't responded or been in discussion about being part of Stadiums Australia. Are they engaged with Stadiums Tasmania or not?

**ANSWER**

(Mayor) I do know that we have been advised that Bellerive Oval is scheduled to become part of Stadiums Tasmania and that we will be consulted once the decision making gets further down the track. I have been assured that is going to continue to be the case notwithstanding the announcement about a new AFL stadium, so all I can say at this stage is that I expect that Bellerive Oval is going to transfer but I don't know to what extent there have been negotiations with Cricket Tasmania.

**Question contd**

My question specifically related to the engagement with Cricket Australia I have been getting a lot of feedback to say they are not interested.

**ANSWER**

(Mayor) I am not sure where negotiations with the cricket fraternity has been or landed.

**Ald Peers**

Can people still park behind the black wire fence down in Kangaroo Bay and if they can is it still for free?

**ANSWER**

I believe so I have not heard that it is no longer available for free parking.

**Question contd**

May I suggest we actually put the word "free" we've got "parking" but it is right next to a four hour sign, so it makes it look like if you park in there it is for four hours. I would like to see some of that movement away from Kangaroo Bay particularly the playground and all that because I think if they knew it was free people would park there and it would probably mainly be used for ferry transport.

**ANSWER**

The parking signage at this location has been reviewed. There are a number of parking signs on Kangaroo Bay Drive directing people to the gravel parking area, accessed off Pembroke Place.

The 4P area applies only to Kangaroo Bay Drive between Pembroke Place and Alma Street. The gravel parking area is not accessed from within the 4P parking area and therefore no additional signage is considered necessary.

**Ald von Bertouch**

Following Ald James' question relating to 52 Richardons Road will the Minister be provided with the spreadsheet as to the verbatim comments both for and against the proposed changes?

**ANSWER**

Yes, that will be the intention. I think it was discussed in the report and one of the reasons for doing so would be to reveal the work that was done by the council but also to avoid the need for the Minister to feel that he might need to do further consultation and therefore delay the project further.

Ald Walker

1. My question relates to committee structures. I know this has been an interesting term and COVID-19 budgeting, the preparation, the adaptations have taken a fair bit of our headspace through this but there was talk of a review and a look at some changes. When might this occur especially in relation to the fact that we are not here for much longer?

**ANSWER**

Council staff have not been able to progress this review in addition to other work. It is intended to list this matter for discussion during the budget process with a view to funding a consultant to undertake the work on our behalf.

2. My question relates to the out of session meeting of the Tracks and Trails Advisory Committee. It is my understanding that this is in relation to the classification of RAP's and dogs. I am trying to ascertain that when a plan is put in place the default position is that dogs are off lead and that this might be flipping that to the opposite?

**ANSWER**

(Ald Ewington) I do not expect that we will be making a decision, we have been asked by council to consider that as part of the conflict between dogs, horses and protection of native wildlife. We have never as a committee delved that deeply into that issue in terms of the legalities of how the RAP's are done and what our obligations are in relation to biodiversity and protecting the natural environment. We have a lot of work to do in this space, we made the change to the constitution at the last meeting at the last minute and the Tracks and Trails Advisory Committee had a position on where they thought it should go but there are some other policies of council that are in conflict and it is going to require a lot more involvement by all of us which I am sure will have to come back to council and the better understanding we have and I have a lot more reading to do and it will certainly come back before a decision is made but it is tricky situation, there is a conflict of policy and we have to find a compromise for everyone.

Question contd

Could you provide comfort that noting the Tracks and Trails is an advisory committee any change of stature would come before us as elected representatives?

**ANSWER**

(Mayor) I can give you the assurance that any policy change will be a matter for council.

Ald Warren

1. Can you please clarify the status of the Niche report on the structure plan for Droughty Point is that a public document - is it available to the public?

**ANSWER**

The work on that project was suspended with council's approval until work on the Skylands project was done, ostensibly to see how the works may merge or not so the Niche study has not been completed and not received by council so at this point there is no public document.



2. We have had some discussion over the last few weeks on the impact of COVID-19 on the workforce. I am hearing various reports from people having mild through to quite severe occurrences of the virus even when fully vaccinated. I just wondered if you could give us an idea of how council is travelling at the moment from a workforce point of view. Are we down a significant number of staff or are we returning to normal numbers?

**ANSWER**

Staff impacts have been fairly consistent over the past 2 years. However, over the past few weeks we are seeing an increase in cases, which is mirrored across the state. Since January 2022, we have 59 cases advised, 19 positive cases and 40 close contacts. With changes to mask requirements, we anticipate a further escalation in operational impacts. On average each instance has resulted in absence of a minimum of 7 days, in some circumstances we have had staff off for 14 days or more as a result of other members of their household contracting COVID. Majority of cases have been within our children's services program and our operations group.

#### **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 T1430-21 – LINDISFARNE OVAL NO 1 IRRIGATION AND DRAINAGE DESIGN AND CONSTRUCT

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

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

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

**Decision:****PROCEDURAL MOTION**

**MOVED** Ald Peers **SECONDED** Ald Edmunds

“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**

The Meeting closed at 10.21pm.

**CLOSED MEETING /CONTD...**

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

**10.2 TENDER T1430-21 – LINDISFARNE OVAL NO 1 IRRIGATION AND DRAINAGE DESIGN AND CONSTRUCT**

Ald Peers declared an Interest in this Item and left the meeting prior to discussion and did not return (10.19).

**Decision:**

**MOVED** Ald Edmunds **SECONDED** Ald Chong

- “A. That the Tender received from Carteman Pty Ltd trading as Total Turf Care for the amount of \$602,911.00 excluding GST, be accepted for design and construction of the irrigation and drainage systems at Lindisfarne Oval No. 1.
- 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**

**FOR**

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

**AGAINST**

Ald Walker (abstained)