

# MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 5 SEPTEMBER 2022

**HOURLY CALLED:** 7.00pm

**PRESENT:** The meeting commenced at 7.00pm with the Mayor (Cr D C Chipman) in the Chair and with Councillors:

B A Blomeley  
H Chong  
D Ewington  
R H James  
T Mulder  
J Peers  
J Walker  
B Warren; present.

**1. APOLOGIES**  
S von Bertouch (Leave of Absence)  
L Edmunds  
W Kennedy

**ORDER OF BUSINESS** Items 1 – 11

**IN ATTENDANCE**  
General Manager  
(Mr I Nelson)  
Group Manager Engineering Services  
(Mr R Graham)  
Manager City Planning  
(Mr R Lovell)  
Manager Communication and Strategic Development  
(Mr C Paske)  
Chief Financial Officer  
(Ms J Murrell)  
Executive Officer to the General Manager  
(Ms J Ellis)  
Manager Health and Community Development  
(Mr J Toohey)

The Meeting closed at 9.17pm.

**COUNCIL MEETING**  
**MONDAY 5 SEPTEMBER 2022**

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**1. ACKNOWLEDGEMENT OF COUNTRY**

The Mayor:

- made the following statement:

*“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”.*

- recited the Council prayer; and
- 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. The meeting is not protected by privilege. A link to the Agenda is available via Council’s website.

**2. ATTENDANCE AND APOLOGIES**

Refer to cover page.

**3. DECLARATIONS OF INTERESTS OF COUNCILLORS 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 Councillors 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**

## 4. OMNIBUS ITEMS

### 4.1 CONFIRMATION OF MINUTES

#### RECOMMENDATION:

That the Minutes of the Council Meeting held on 15 August 2022, as circulated, be taken as read and confirmed.

**Decision:** **MOVED** Ald Blomeley **SECONDED** Ald Peers

“That the Minutes of the Council Meeting held on 15 August 2022, as circulated, be taken as read and confirmed”.

**CARRIED UNANIMOUSLY**

### 4.2 MAYOR’S COMMUNICATION

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

#### Mayor

19 August: Greater Hobart Homelessness Alliance Forum;  
 22 August: Premier Announcement;  
 Regional Cabinet Meeting;  
 Premier Jeremy Rockliff MP and Ministers afternoon tea;  
 23 August: ABC Interview regarding Clarence Plains;  
 24&25 August: RDA Committee Meeting;  
 Greater Hobart City Committee Meeting (via teams);  
 28 August: Exhibition Opening – Schoolhouse Gallery & Cottage (x2);  
 29 August: Radio Interview – ABC Drive – regarding Waste;  
 30 August: Howrah Men’s Shed morning tea;  
 Greater Hobart Mayor’s Meeting with Senator Carol Brown;  
 31 August: SEGRA Workshop; and  
 2 September: Citizenship Ceremony.

#### Deputy Mayor Heather Chong (on behalf of Mayor)

28 August: Southern Football League Women (SFLW) Grand Final Luncheon.

#### Alderman Brendan Blomeley (on behalf of Mayor)

17 August: Guilford Young College – Beauty & the Beast Production;  
 18 August: Vietnam Veterans’ Day – Attendance at 3 Services:  
 - Lindisfarne RSL Sub-branch;  
 - Hobart Cenotaph; and  
 - Lenah Valley RSL.

#### Councillor Tony Mulder (on behalf of Mayor)

25 August: Road Safety Advisory Council – Tasmanian Road Safety Forum.

### 4.3 COUNCIL WORKSHOPS

In addition to the Councillor'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
Master Plans	
Local Government Legislative Review	22 August
Confidential Updates	
Howrah/Bellerive Water Quality	
Bellerive Ferry Parking	
Cambridge Oval Master plan	29 August

#### RECOMMENDATION:

That Council notes the workshops conducted.

**Decision:** **MOVED** Ald Blomeley **SECONDED** Ald Peers

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

### 4.4. TABLING OF PETITIONS

(Note: Petitions received by Councillors 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.

Ald Blomeley provided the following petition to the General Manager for tabling. The petition complies with the Act requirements.

- Received from 287 signatories requesting council urgently upgrade Pass Road, including works to mitigate flooding and enhance safety for all road users – motorists, cyclists and pedestrians.

#### **4.5 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.

#### **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: Cr James Walker  
(Cr Luke Edmunds, Deputy Representative)

##### **Quarterly Reports**

The Copping Refuse Disposal Site Joint Authority distributed its Quarterly Summary of its Meetings for the period ending 16 August 2022.

The Copping Refuse Disposal Site Joint Authority also distributed its Quarterly Report for the period ending 30 June 2022.

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

##### **Representative Reporting**

- **TASWATER CORPORATION**
- **GREATER HOBART COMMITTEE**  
The Greater Hobart Committee distributed the following:
  - Communique dated 24 August 2022;
  - Minutes of a Meeting held on 24 August 2022; and
  - revised Greater Hobart Snapshot with updated data.

<b>REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES</b>
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**Clarence Cultural History Advisory Committee**

- Cr Chong tabled the minutes of a meeting held on 1 June 2022.

**Richmond Bicentenary Planning Committee**

- Cr Chong tabled the minutes of a meeting held on 14 August 2022.

**Youth Advisory Committee**

- Cr Chong tabled the minutes of a meeting held on 31 May 2022.

**Howrah Community Centre**

- Ald James tabled the minutes of a meeting held on 25 August 2022.



**4.6 WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 15, 22 and 29 August 2022 have been circulated to Councillors.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 15, 22 and 29 August 2022 be noted.

**Decision:** **MOVED** Ald Blomeley **SECONDED** Ald Peers

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

## **5. 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 a Councillor 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.

### **5.1 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.

Nil.

### **5.2 ANSWERS TO QUESTIONS ON NOTICE**

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

Nil.

### **5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

The General Manager provides the following answers to Questions taken on Notice from members of the public at previous Council Meetings.

At Council's Meeting of 15 August Joanne Marsh of Bellerive asked the following question.

#### **BELLERIVE BEACH PARK**

The high tunnel slide at Bellerive Beach Park is closed, what has happened to it?

#### **ANSWER**

The supporting bracket from the base of the largest tube slide at Bellerive Beach Park play space requires replacement. We are waiting on a replacement part from the supplier. The timing of the opening of the slide is dependent on the arrival of the part. At this stage we anticipate the slide will be open by 16 September 2022.

Community members can report damaged infrastructure to council quickly by contacting council's general email address – [clarence@ccc.tas.gov.au](mailto:clarence@ccc.tas.gov.au) or by calling 6217 9500. All reports are logged, and work orders issued where appropriate.

**5.4 QUESTIONS WITHOUT NOTICE**

Mr Victor Marsh of Bellerive.

**COUNCIL'S TRAFFIC MANAGEMENT PLAN****BACKGROUND**

On 23 July 2022, Redline buses were contracted to provide the service for the AFL game at Bellerive oval, a service usually provided by Metro. The traffic management diagram for 23 July provided to residents shows that a fenced 6.5m wide bus storage area forms part of the traffic management plan for 2022 AFL games. On 23 July the fenced bus storage area was not in place and supervisors were not in place to actively control the movement of buses and pedestrians if a bus operator accidentally hits someone in Church Street after an event and we are talking about a lot of drivers who have never experienced driving amongst large moving crowds, the sole responsibility would be on that driver because he or she are classified as professional operators.

**QUESTION**

“What explanation can council's BOTP representative give for this failure to adhere to the traffic management plan”?

**ANSWER**

The Mayor took the question on notice.

Mr Michael Harriss of Rokeby.

**PASS ROAD, ROKEBY****BACKGROUND**

The Council has known for some time that there was going to be expansion of the Glebe Hill village, the expansion of Glebe Hill and also the infrastructure for the houses on Pass Road. They approved that but they should have approved the road upgrade first of all because as has been demonstrated by the petition, the road is a goat track. It is costing people money to have cars repaired with their tyres, potential accidents and bad lighting. With the traffic that is going into the area now the lights at Pass Road and the main road are causing a back log so people are going by Pass Road to bypass all the traffic so subsequently the road is being over used by trucks and with the centre of Glebe Hill village there will be more trucks coming to the area.

**QUESTION 1**

“There is nothing in the plans that I can see that I have read tonight with the upgrade of Pass Road in the current budget why is that given that this proposal has been going on for years? Why is it not in last year's budget or the year before and not in the 2022-23 budget either”?

/contd on Page 11...

**QUESTIONS WITHOUT NOTICE /contd...****ANSWER**

Council did approve some funding I believe 2 years ago for the upgrade of Pass Road, but it is certainly not sufficient to go all the way. Council engineers are currently designing the upgrade of Pass Road from Glebe Hill Road through to Connor Place, we do have a headworks contribution for the land off Paranville development to help support the section from Glebe Hill Road to Winterbourne Road. It is a very complex section of road, we are aiming to have road widening to allow for bitumen shoulders for cyclists, sufficient width for drainage and also sufficient width for road pavement. Council could be looking at 3-4 million dollars to upgrade this section. Our aim is to have the design finalised and costed for the new council so that they can consider at a workshop prior to the next financial year in terms of funding options and whether it will be a staged or full delivery and we are aiming to have our design ready to tender as soon as the 2023-2024 budget is adopted.

**QUESTION 2**

“When council approves infrastructure for a subdivision the developer has to provide kerb and gutter is that right”?

**ANSWER**

In urban situations that is correct. A residential subdivision, yes. You will see typically on subdivision applications that come before council standard permit conditions that relate to the design and construction of road and that includes the kerb and channel.

<b>6. DEPUTATIONS BY MEMBERS OF THE PUBLIC</b>
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(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)

Nil

<b>7 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:

**7.1 DEVELOPMENT APPLICATION PDPLANPMTD-2022/026880 – 9 PIER ROAD, OPOSSUM BAY - DWELLING****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Dwelling at 9 Pier Road, Opossum Bay.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Low Density Residential and subject to the Natural Assets – waterway and coastal protection, Coastal Erosion Hazard Flood-Prone Hazard Areas and Parking and Sustainable Transport Codes 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 6 September 2022.

**CONSULTATION**

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

- stormwater management;
- lack of council-maintained stormwater infrastructure; and
- locating a stormwater trench within an easement.

**RECOMMENDATION:**

A. That the Development Application for Dwelling at 9 Pier Road, Opossum Bay (C1 Ref PDPLANPMTD-2022/026880) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG S5 – STORMWATER MANAGEMENT.
3. ENG A6 – GRAVELLED CAR PARKING.

**ADVICE**

Aurora (TasNetworks) should be contacted for advice regarding the proposed location of the stormwater trench within the electricity easement.

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

**Decision:** **MOVED** Ald Ewington **SECONDED** Cr Walker

“That the Recommendation be adopted”.

**CARRIED**

**FOR**

Cr Chipman  
Ald Blomeley  
Cr Chong  
Ald Ewington  
Ald James  
Cr Mulder  
Ald Peers  
Cr Walker

**AGAINST**

Cr Warren



**7.2 DEVELOPMENT APPLICATION PDPLANPMTD-2022/027172 – 115 DROUGHTY POINT ROAD, ROKEBY - WAREHOUSE****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Warehouse at 115 Droughty Point Road, Rokeby.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Light Industrial and Open Space and subject to the Coastal Erosion Hazard Code, Coastal Inundation Hazard Code, Flood-prone Hazard Areas Code, Natural Assets Code, Parking and Sustainable Transport Code and Safeguarding of 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 6 September 2022.

**CONSULTATION**

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

- road and traffic impacts;
- zoning;
- building height;
- coastal erosion and inundation;
- fencing; and
- landscaping.

**RECOMMENDATION:**

A. That the Development Application for a Warehouse at 115 Droughty Point Road, Rokeby (CI Ref PDPLANPMTD-2022/027172) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN M4 – HEIGHT CONFIRMATION - Insert “12.55m above natural ground level”.

3. A landscape plan must be submitted to and approved by Council's Manager City Planning prior to the commencement of the use/prior to the issue of a certificate of likely compliance (CLC) for building works, (whichever occurs first). The plan must be to a standard scale, provide the designer's contact details and be legible when reproduced at A3.

The landscape plan must clearly document the following:

- a north point;
- existing property information such as building footprints, boundary lines, outdoor structures, garden beds and fences;
- a satisfactory amount of mature vegetation to be included where the landscaping is located between the building and the frontage;
- existing contours, relevant finished floor levels and any proposed rearrangement to ground levels;
- existing trees identified as to be retained or removed;
- areas of proposed landscape hard work treatments such as driveways, paths, buildings, car parking, retaining walls, edging and fencing;
- areas of proposed landscape soft work treatments including garden beds and lawns;
- proposed planting design with locations of individual plants at intended spacing and clearly identified species (use of symbols with a legend or direct labelling of plants preferred);
- a table listing selected species botanical names, mature height, mature width, pot size and total quantities;
- details of proposed irrigation system (if required);
- details of proposed drainage system (if required); and
- estimate of cost for the installation of landscape works.

All landscaping works must be completed and verified as being completed by council prior to the commencement of the use.

All landscape works must be maintained:

- in perpetuity by the existing and future owners/occupiers of the property;
- in a healthy state; and
- in accordance with the approved landscape plan.

If any of the vegetation comprising the landscaping dies or is removed, it is to be replaced with vegetation of the same species and, to the greatest extent practicable, the same maturity, as the vegetation which died or which was removed.

Installed landscape works (soft and hard) will be inspected for adherence to the approved landscape plan and for quality of workmanship. In order for a landscape bond to be released the works must be deemed satisfactory by Council's Landscape Design Officer. Trade standard will be the minimum quality benchmark that all landscape works will be assessed against.

4. LAND 3 – LANDSCAPE BOND (COMMERCIAL).
5. All development and works must be undertaken in accordance with the recommendations contained within the Environmental Site Assessment for the site, dated June 2022, authored by Environmental Service and Design.
6. ENG M7 – WEED MANAGEMENT PLAN - Delete last paragraph.
7. Any contaminated soil/cut being removed from the site must be transported to and disposed of at a suitable waste disposal facility.
8. Forty-two car parking spaces must be provided on-site prior to the commencement of the use. Each space, including disabled parking, must be clearly marked and used solely for parking purposes. Plans showing the layout of the car parking area, designed with suitable manoeuvring areas in accordance with the Tasmanian Planning Scheme - Clarence, must be submitted to and approved by Council's Group Manager Engineering Services prior to the commencement of any works.
9. ENG A5 – SEALED CAR PARKING.
10. ENG M1 – DESIGNS DA.
11. ENG M5 – EROSION CONTROL.
12. ENG S1 – INFRASTRUCTURE REPAIR.
13. Within 30 days from the date of this permit, a valid application must be lodged with council for the fill placed on the site. Alternatively, the fill must be removed from site, having regard to any requirements from Aboriginal Heritage Tasmania, to the satisfaction Council's Manager City Planning, within 60 days of the date of this permit. An appropriate extension to the 60-day timeframe may be granted by council where extenuating circumstances have been demonstrated.
14. The development must meet all required Conditions of Approval specified by TasWater notice dated 8 July 2022 (TWDA 2022/00504-CCC).

**ADVICE**

- a. **ADVICE 17 – ABORIGINAL RELICS ADVICE.**
- b. The proposed works are located with mapped zones for coastal erosion and coastal inundation which require as part of the certification process for the building and plumbing approvals, compliance with the Director of Building Controls Determinations for building in hazardous areas. Compliance must be demonstrated in the documentation provided for building and plumbing approval.

- c. All development and works must be undertaken in accordance with the Asbestos Management Plan developed by Environmental Service and Design as part of the Environmental Site Assessment for the site, as well as any requirements by Safe Work Australia.

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

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

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**7.3 DEVELOPMENT APPLICATION PDPLANPMTD-2022/029450 – 8A FIG PLACE, GEILSTON BAY (WITH ACCESS OVER 8B AND 8C FIG PLACE, GEILSTON BAY) - SECONDARY RESIDENCE****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Secondary Residence at 8A Fig Place, Geilston Bay (with access over 8B and 8C Fig Place, Geilston Bay).

**RELATION TO PLANNING PROVISIONS**

The land is zoned Low Density Residential and subject to the Parking and Sustainable Transport Code, Road and Railway Assets Code and Safeguarding of 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 7 September 2022.

**CONSULTATION**

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

- dwelling density;
- building setback;
- use of shared driveway; and
- restrictive covenant compliance.

**RECOMMENDATION:**

A. That the Development Application for a Secondary Residence at 8A Fig Place, Geilston Bay (with access over 8B and 8C Fig Place, Geilston Bay) (C1 Ref PDPLANPMTD-2022/029450) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. The Secondary residence must share with the existing dwelling the access, parking, and water, sewerage, gas, electricity and telecommunications connections and meters.

**ADVICE**

Compliance with covenants on the property and the use of the shared right-of-way is the property owner's legal responsibility. These may prevent or alter the ability to proceed with the development. In the circumstances, independent legal advice should be sought.

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

**Decision:**

**MOVED** Ald Ewington **SECONDED** Cr Mulder

"That the Recommendation be adopted".

**CARRIED UNANIMOUSLY**

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

**8. REPORTS OF OFFICERS**

**8.1 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS**

Nil.

## 8.2 ASSET MANAGEMENT

### 8.2.1 SAXON DRIVE, SPITFARM ROAD, AND BRIDGE STREET AMENDMENT TO 2022-2023 STORMWATER MANAGEMENT CAPITAL BUDGET

#### EXECUTIVE SUMMARY

##### PURPOSE

To approve amendments to the 2022/2023 Stormwater Management Capital Budget by reallocating funds within the Budget Estimates from Bridge Street, Richmond to Saxon Drive Culvert Reconstruction, Acton Park and Spitfarm Road Table Drain Improvements, South Arm.

##### RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021-2031 is relevant.

##### LEGISLATIVE REQUIREMENTS

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

##### CONSULTATION

No public consultation has occurred in relation to the proposed budget changes.

##### FINANCIAL IMPLICATIONS

The proposed reallocation of funds will not result in any overall change to the Stormwater Management Capital Budget. The funding changes relate to individual project budgets within the overall Stormwater Management Program and do not increase or decrease the overall budget amount for the Stormwater Management Program.

#### RECOMMENDATION:

That Council:

Reallocate funds from the 2022-2023 Stormwater Management Capital Budget as follows.

- Reallocate funds from Bridge Street Drainage Improvements to the Saxon Drive Culvert Reconstruction in Acton Park, and the Spitfarm Road Table Drain Improvements project in South Arm.

Saxon Drive Culvert Reconstruction	\$40,000
Spitfarm Road Table Drain Improvements	\$20,000



- Reallocate funds from Urban Drainage Act – Stormwater Management Plan program to the Spitfarm Road Table Drain Improvements project in South Arm.
- |  |          |
|--|----------|
| Spitfarm Road Table Drain Improvements | \$10,000 |
|--|----------|

<b>Decision:</b>	<b>MOVED</b> Ald Ewington <b>SECONDED</b> Cr Chong	
	“That Council:	
	Reallocate funds from the 2022-2023 Stormwater Management Capital Budget as follows.	
	<ul style="list-style-type: none"> <li>• Reallocate funds from Bridge Street Drainage Improvements to the Saxon Drive Culvert Reconstruction in Acton Park, and the Spitfarm Road Table Drain Improvements project in Opossum Bay.</li> </ul>	
	Saxon Drive Culvert Reconstruction	\$40,000
	Spitfarm Road Table Drain Improvements	\$20,000
	<ul style="list-style-type: none"> <li>• Reallocate funds from Urban Drainage Act – Stormwater Management Plan program to the Spitfarm Road Table Drain Improvements project in Opossum Bay.</li> </ul>	
	Spitfarm Road Table Drain Improvements	\$10,000.”
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Cr Chipman	Cr Mulder
	Ald Blomeley	Ald Peers
	Cr Chong	
	Ald Ewington	
	Ald James	
	Cr Walker	
	Cr Warren	

**8.2.2 CLARENCE PLAINS MASTER PLAN – APPROVAL TO CONSULT****EXECUTIVE SUMMARY****PURPOSE**

To seek approval to undertake community consultation on the draft Clarence Plains Master Plan.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2021-2031 and Council's Community Engagement Policy 2020 are relevant.

**LEGISLATIVE REQUIREMENTS**

Nil.

**CONSULTATION**

The first stage of stakeholder and community consultation has occurred in September to November 2021. The draft Master Plan has now been formalised for further consultation with the community.

**FINANCIAL IMPLICATIONS**

Council allocated funding for the development of the Clarence Plains Master Plan. There are remaining funds within this project to undertake community consultation.

**RECOMMENDATION:**

That Council approves the draft Clarence Plains Master Plan for the final stage of consultation with the community and key stakeholders and reports the results to a future workshop.

**Decision:** **MOVED** Cr Chong **SECONDED** Cr Warren

“That the Recommendation be adopted”.

**CARRIED**

**FOR**

Cr Chipman  
Ald Blomeley  
Cr Chong  
Ald Ewington  
Ald James  
Ald Peers  
Cr Walker  
Cr Warren

**AGAINST**

Cr Mulder

<b>8.3 FINANCIAL MANAGEMENT</b>
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Nil Items.

**8.4 GOVERNANCE****8.4.1 QUARTERLY REPORT TO 30 JUNE 2022****EXECUTIVE SUMMARY****PURPOSE**

To consider the General Manager's Quarterly Report covering the period 1 April 2022 to 30 June 2022.

**RELATION TO EXISTING POLICY/PLANS**

The Report uses as its base the Annual Plan adopted by Council and is consistent with Council's adopted Strategic Plan 2021-2031.

**LEGISLATIVE REQUIREMENTS**

There is no specific legislative requirement associated with regular internal reporting.

**CONSULTATION**

Not applicable.

**FINANCIAL IMPLICATIONS**

The Quarterly Report provides details of Council's financial performance for the period.

**RECOMMENDATION**

That the Quarterly Report to 30 June 2022 be received.

**Decision:** **MOVED** Cr Chong **SECONDED** Cr Warren

"That the Recommendation be adopted".

**CARRIED UNANIMOUSLY**

**8.4.2 REPORT ON CLARENCE CITY COUNCIL MASTER PLANS****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to provide an update and outcome of the 4 July 2022 Notice of Motion regarding council master plans.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2021-2031 is relevant, particularly the strategic goal area of Clarence being "A well planned liveable city."

**LEGISLATIVE REQUIREMENTS**

Section 20 of the Local Government Act 1993 outlines "*In performing its functions, a council is to consult, involve and be accountable to the community.*" Master planning is a keyway council collaboratively plans for the future of the city with community involvement. Council's strategic plan provides details relevant to the section 20 requirement.

**CONSULTATION**

Consultation was not undertaken on the creation of the master plan report, but each individual master plan has been the subject of varying degrees and stages of community consultation.

**FINANCIAL IMPLICATIONS**

Nil.

**RECOMMENDATION:**

That the Council:

- A. Notes the list of master plans presented at the 22 August 2022 workshop (as set out at Attachment 1 of the Associated Report).
- B. Includes a "forward estimates" element for master plan projects in future budget estimates, including detail on priority projects and funding strategies.
- C. Includes a specific master plan overview and progress reports in relevant council reports including quarterly and annual reports, as well as on council's website.
- D. Endorses the removal of the Beltana Park master plan from the list of master plans.

**Decision:**

**MOVED** Ald Blomeley **SECONDED** Ald Ewington

"That the Recommendation be adopted".

**CARRIED UNANIMOUSLY**

**8.4.3 SPECIAL COUNCIL (PLANNING AUTHORITY) MEETING TRIGGERS****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider modifications to current arrangements triggering Special Council (Planning Authority) meetings.

**RELATION TO EXISTING POLICY/PLANS**

The changes sought are specifically to deal expediently with major development applications and to ensure appropriate consultation with all parties involved. There are no impacts on any policies or strategies of the council.

**LEGISLATIVE REQUIREMENTS**

Council must determine applications sitting as a Planning Authority, unless delegated to officer level. Delegations under the Land Use Planning and Approvals Act 1993 (the Act) must be direct from council to the officer.

Applications must be determined within the statutory time limits prescribed in the Act.

**CONSULTATION**

Not applicable.

**FINANCIAL IMPLICATIONS**

No significant implications.

**RECOMMENDATION:**

- A. That applications made under Section 57 (Applications for discretionary permits) or Section 40T (permit application that requires amendment of LPS), of the Land Use Planning and Approvals Act 1993, must be considered at a Special Council (Planning Authority) Meeting, where:
- the value of works proposed in the development exceeds \$25 million; and
  - there is one or more representation opposing the application; or
  - the officer recommendation is to refuse the application.
- B. That the relevant Delegation in respect of the Land Use Planning and Approvals Act 1993, in Council's Delegations Register, be amended to add a new third dot point, so that the delegation reads:

NO.	ACT REF	DETAILS OF DELEGATION	DELEGATION
133	Land Use Planning and Approvals Act, 1993 S57, 58	<p>To administer the processing of applications and agreements in respect to planning permits; and to grant permits, or to grant permits with conditions (development applications and subdivisions) as appropriate in relation to applications for permits in accordance with the provisions of the relevant Planning Scheme and to attach conditions to permits granted with respect to any matters specified in a relevant Planning Scheme and/or consistent with Council policies and standards in respect of applications for Discretionary Permits where:</p> <ul style="list-style-type: none"> <li>• representations are only from State Government Departments;</li> <li>• there is a maximum of one representation which is also deemed to include all separately submitted representations from or on behalf of one property address;</li> <li>• the development does not trigger the requirement for a decision at a Special Council (Planning Authority) Meeting.</li> </ul>	General Manager; Manager City Planning; Principal Planner.

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

**SPECIAL COUNCIL (PLANNING AUTHORITY) MEETING TRIGGERS /contd...**

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



**8.4.4 COPPING REFUSE SITE JOINT DISPOSAL AUTHORITY - PROPOSED RULE CHANGES****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to seek the endorsement of Council to advertise proposed amendments to the Copping Refuse Site Joint Disposal Authority (Authority) rules.

**RELATION TO EXISTING POLICY/PLANS**

The proposed amended Rules are consistent with existing policies and plans.

**LEGISLATIVE REQUIREMENTS**

The amendment of the Rules must comply with the certification requirements set out at Sections 31 and 32 of the Local Government Act, 1993 (Tas).

**CONSULTATION**

To progress the amendment of the Rules the endorsement of participating councils to advertise the proposed amendment is required. If approval is obtained to advertise the amendment a public advertising process will commence and continue for 21 days. Following the advertising period, the Authority will consider any submissions received before referring to the participating councils for final endorsement of the amended Rules.

**FINANCIAL IMPLICATIONS**

There are no adverse financial implications arising from the proposed amendment to the Rules.

**RECOMMENDATION:**

That Council

- (a) Endorses the proposed amendment to the Rules of Copping Refuse Disposal Site Joint Authority as agreed by the Authority at its meeting on 11 August 2022, and
- (b) Approves advertising the proposed amendment to the rules in accordance with the requirements of the *Local Government Act 1993 (Tas)*.

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

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**9. MOTIONS ON NOTICE**

Nil

**10. COUNCILLOR'S QUESTION TIME**

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

**10.1 QUESTIONS ON NOTICE**

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

Cr Warren has given notice of the following question:

**PASS ROAD, ROKEBY**

Given the increased traffic on Pass Road with the opening of the Glebe Hill shopping centre, the growing population, and the poor existing state of the road, can you please advise on the current scheduling of an upgrade to make this road safe for drivers, cyclists and pedestrians?

**10.2 ANSWERS TO QUESTIONS ON NOTICE**

The General Manager provided the following Answers to Questions listed at Item 10.1.

**PASS ROAD, ROKEBY**

Council engineers are presently coordinating the design of the Pass Road road reconstruction from just north of Glebe Hill Road to Connor Place. This will include upgrading the road pavement, improved drainage, sufficient width for a footpath and a bitumen shoulder for cyclists.

Once the design is complete, the new council will be presented with the details at a future workshop so funding options can be considered for 2023/2024 budget. This is so details can be resolved as to whether the works will be staged.

Council engineers' intent is to have the Tender documentation ready for advertising once the 23/24 budget is approved.

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

Cr Kennedy

1. I was going to raise this even before the recent rain event. Before the rain the water was still lying in all the streets of Seven Mile Beach for weeks and now there are streets that you cannot even drive through. I notice lots of people taking photos of people trying to get their vehicles through. It is an on-going problem. Can we do something to monitor the issue at Acton Park and the village of Seven Mile Beach so that when we have things come before us we have some accurate data to capture what is happening in those low lying areas where we know the water table is rising, there is nowhere for the water to drain off now it just sits there and can sit there for weeks. It is a mess at the moment, but I understand other areas of the city are the same, but can we keep an eye on what is happening not just during these periods of big rains but on a regular basis?

**ANSWER**

We do have some water table measurements. I cannot remember the exact date, whether it is 2009 or 2011, since our consultant has been undertaking monitoring of the ground water table. His report is due this month or within the next 4 weeks of the latest set of results. I think prior to that may have been 2018 but it has been tracking the water table for the last ten years and it is available on our website as well. We will inform the council through a briefing report when I receive the latest report.

2. Does anyone know what happened to the “Duck Crossing” sign at Seven Mile Beach that the locals had put up years ago that seemed to have mysteriously gone missing but as of an hour and a half ago was replaced, do we know anything about that?

**ANSWER**

We do not know about the sign.

Ald Ewington

As mentioned in the General Manager’s response during debate on Cr Mulder’s notice of motion, we provide rate relief to some sporting groups, charities and not-for-profit organisations. We charge rates to some sporting groups, not-for-profit organisations and community groups so is there a situation where some pay rates and some do not?

**ANSWER**

It is dependent on the particular organisation and whether they are entitled to an exemption under Section 87(1) of the Local Government Act and whether they have actually applied for that. So, it is a very difficult question to answer in a general sense. There are a number of categories in Section 87(1) so it is not just charitable organisations, there are a range of other organisations that may be entitled to an exemption.

(Further Information) Council’s Rates and Charges Policy 2020 provides an extensive list of rate exemptions, including for not-for-profit sporting organisations.

Question contd

Would we be able to be provided with a list of which organisations are receiving rate exemptions and which are not because I was at the National Fitness Southern Recreation Association meeting the other day and they are a not-for-profit organisation that runs the Clarence basketball stadium and Moonah and we were going through the books and I see that we are charging them rates and I look at that and think they are as close to a charity that I can see but I cannot comment until I know what other organisations are exempt vs what are not?

**ANSWER**

(Mayor) I think it is a problem if we publish who pays what rates but I think we can advertise more widely and let people know what they might be entitled to or not as a result of that section of the Act.

(General Manager) We can certainly do that but what we can also do is we have obviously provided a range of information to Cr Mulder in terms of his request for information for tonight, we can circulate that more broadly and that gives a breakdown. It is not appropriate to circulate names of organisations that are claiming exemptions but we can categorise those and discuss what the appropriate test is for that exemption to apply.

(Further Information) A copy of information supplied to Cr Mulder was distributed to all Councillors on Wednesday 24<sup>th</sup> August 2022 (via email).

Question contd

That is good but I think we should be fully transparent to be honest.

**ANSWER**

That is as transparent as we can be without breaching those organisations' privacy.

Cr Walker

Sunday was indeed a very damp day. One of the areas that had issues and certainly one where I spent a lot of time was Risdon Vale. There is a multitude of issues occurring and I thank staff who attended in the capacity of council. My question relates to circumstances around now that Taswater manages potable water and sewerage and we still manage stormwater in situations where it appears that Taswater's sewerage systems are being inundated by stormwater, what is the process of rectification to try and sort this out how do the organisations work and how can it be communicated to members of the community who may feel that they are in limbo between the two?

**ANSWER**

I will provide an answer in 2 parts.

We work closely with Taswater in terms of known areas of the city where inundation can occur particularly in the sewerage system. There are a couple of areas we known will be regularly problematic and we have a protocol with Taswater for dealing with that. Essentially what are we going to do, what are they going to do, we do not have to go through that whole discussion so we can respond quickly.

In other areas of the city we would use a less formal version of that to enable us to respond and that really starts with having the contact details readily available so that our call out crews and our supervisors can contact Taswater when they need to. There are areas of the city where we have longer running programs and the Howrah area is a really good example, triggered by some beach water quality issues. So, we are working with Taswater to identify areas where there might be illegal connections or broken connections so that those are remedied and that is an ongoing program as well. There are other areas of the city that once we have finished in Howrah we will start to focus on as well but those are fairly labour intensive programs so they take a bit of time to work through all those connections and all of those mains.

Question contd

When there is stormwater overflow from new developments or a development underway, what role does council have as a mediator for potentially affected properties?

**ANSWER**

In that context if we receive a complaint about a particular main or a particular issue then we would follow that up with Taswater to make sure that we have an answer to explain what is happening and to deal with that issue; but we would need to understand first so in the first instance we would refer that off to Taswater to deal with the problem. If it was more substantial in the long term, if it had happened more than once we would want to investigate that with Taswater to understand what is the causing it.

Question contd

Just for clarification if it is a demonstrable situation of groundwater run off or stormwater that would be different to the example that you just mentioned with Taswater?

**ANSWER**

It would depend on those circumstances, but we would certainly want to look at that and investigate what the proper causes were and then decide who was responsible. Quite often it is a multi-agency response - it can be Taswater and us that are jointly responding to those issues.

Ald Peers

1. Just a question on stormwater. Can we designate areas and put money aside in the budget so it goes to that suburb for stormwater? I imagine we could.

**ANSWER**

Taken on Notice.

(Further information) This would require a decision of Council as part of the Budget Estimates process each year. Council could choose each year to support a project that relates solely to stormwater in a particular suburb. This approach would need to be balanced against infrastructure upgrade requirements arising from approved Asset Management Plans.

2. In Beach Street near Blundstone Arena, what is happening with the stormwater upgrade there, I haven't heard anything lately?

**ANSWER**

Taken on Notice.

Council officers continue to work with the consultant engineers to finalise the design drawings. Officers are also following up on environmental requirements to be including in tender documentation relating to the spotted handfish.

Discussions are also underway with a property owner in Clarence Street, Bellerive to formalise a required drainage easement.

It is expected the project will be advertised for tender prior to Christmas with the contract awarded in first quarter of 2023.

Ald Blomeley

Earlier tonight during mention of the Mayor's diary entries there was discussion on the Skylands Tranmere Tasmania meeting with the Minister and that was a nice segue into the urban growth boundary amendment for 52 Richardsons Road. Just for clarity, is it the case that that has now been included in the Brighton Council-managed Outer Hobart Demand Supply and Analysis, the peri-urban?

**ANSWER**

The 52 Richardsons Road request has been forwarded to Brighton Council who are co-ordinating that study.

Ald von Bertouch

1. I have been advised recently that there is graffiti on the Rosny Golf Club building particularly the new windows. Has this been removed and is there a maintenance regime taking place regularly?

**ANSWER**

Taken on notice.

The club house is inspected most days during the week, in addition to the times when scheduled maintenance occurs at the grounds by the works crews. Graffiti is being removed or painted over each week at present. We are planning to upgrade the security system in the next few weeks. Council staff are planning to use some of the internal space. Having more regular attendance at the building is likely to reduce the vandalism/graffiti.

2. Could an overview of the various financial reserves be provided to Aldermen/Councillors in the Weekly Briefing Report as soon as possible including the relevant reserve for the possible buy back of the Kangaroo Bay Hotel and Hospitality School site?

**ANSWER**

Taken on Notice.

(Further information) The balance of all council reserves is shown in our Annual Financial Statements at no 34 in 2020/21. The Annual Financial Statements can be found on council's website.

Ald James

1. My question relates to the Bellerive Bluff Special Area Plan zoning that has been incorporated within the state-wide planning scheme Clarence local provisions. Does that differentiate between old buildings in close proximity to modern buildings that may be contemplated being built in a certain area within the Bellerive Bluff special area? Is there any distinction between what can be built as far as modern vs what has already been classified in that particular area?

**ANSWER**

You will appreciate that I cannot recall the actual clauses of the scheme provisions so it is a general response and I would say that the code certainly does contain design standards/criteria that are intended to ensure that new buildings are compatible with existing development and streetscapes.

2. The Seven Mile Beach structure plan and council funds of \$80,000 for the consultant to undertake this, given the amount of stormwater and inundation that occurred in recent days etc in the Seven Mile Beach area, will the consultant be taking into consideration that deluge of rain and stormwater as part of his consultancy and will that be available to council very soon his findings or recommendations either with in the new council maybe before then?

**ANSWER**

The process has recently finished consultation and it was very successful in terms of the number of people who participated in the various sessions and forums that were available. We are at a stage in the process now where the consultants are compiling a consultancy report which they will present to the steering committee before it is refined then provided to council for review and then proceed with the following stages.

In terms of whether recent events will be taken into account I would think that is unlikely because the report is not undertaking major new work or studying recent events such as an engineering study. That is a whole other thing which quite frankly would be far more expensive than this planning project. There are elements in the report which will deal with the engineering reports that we have at the moment but I have to stress that it is not a report which will undertake new analysis of recent events, that would be a separate project.

(Further information) Asset Management advise they are awaiting the Seven Mile Beach groundwater monitoring report. After receiving and understanding the information, officers will be in a position to consider the next phase of understanding the stormwater / groundwater and land use issues, and whether a separate study on this is recommended.



**10.4 QUESTIONS WITHOUT NOTICE**

A Councillor may ask a Question without Notice of the Chairman or another Councillor 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, a Councillor or the General Manager may decline to answer a question without notice.

## 11. 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.

11.1 APPLICATIONS FOR LEAVE OF ABSENCE

11.2 JOINT AUTHORITY MATTER

11.3 TENDER T1459-22 BLOSSOM CRESCENT PARK – CONSTRUCTION OF PLAYGROUND AND COMMUNITY FACILITIES

11.4 INVITATION FOR QUOTATION Q1466-22 – CITY HEART PLAN

11.5 CONTRACTUAL MATTER

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

- contracts and tenders for the supply of goods and services;
- information of a personal and confidential nature or information provided to the council on the condition it is kept confidential;
- applications by Aldermen for a Leave of Absence;

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

**Decision:**

**PROCEDURAL MOTION**

**MOVED** Ald Peers **SECONDED** Cr Walker

“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 9.17pm

**CLOSED MEETING /contd...**

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

**11.3 TENDER T1459-22 BLOSSOM CRESCENT PARK - CONSTRUCTION OF PLAYGROUND AND COMMUNITY FACILITIES**

<b>Decision:</b>	<b>MOVED</b> Cr Walker <b>SECONDED</b> Ald Ewington
	<p>“A. That the Tender response from Parkway Enterprises (TAS) Pty Ltd (SLS Landscape Group) for the sum of \$811,060, excluding GST, be accepted for the construction of the playground and community facilities in Blossom Crescent Park, Cambridge.</p> <p>B. That Council reallocates funds from the Annual Estimates to the Blossom Crescent Park project as follows:</p> <ul style="list-style-type: none"> <li>• Pindos Park project – Local Roads and Community Infrastructure Funds (Phase 3) \$699,874</li> </ul> <p>C. That Council notes possibly up to \$40,000 rise in the contract sum as a result of rise and fall contract terms and to be informed at the end of the works.</p> <p>D. 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”.</p>
	<b>CARRIED</b>
<b>FOR</b>	<b>AGAINST</b>
Cr Chipman	Ald James (abstained)
Ald Blomeley	
Cr Chong	
Ald Ewington	
Cr Mulder	
Ald Peers	
Cr Walker	
Cr Warren	

<b>11.4 INVITATION FOR QUOTATION Q1466-22 – CITY HEART PLAN</b>
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<b>Decision:</b>	<b>MOVED</b> Ald Ewington <b>SECONDED</b> Ald Blomeley	
	“That Council:	
	<p>A. Accept the Quotation received from MGS Architects on 1 August 2022, for the sum of \$258,690 (excluding GST) for the City Heart Plan Consultancy Services.</p> <p>B. Approve a \$50,000 contingency amount within the already allocated project budget for potential additional consultation requirements and incidental project work, should it be required.</p> <p>C. Authorise the General Manager to negotiate and finalise the contract for the services, in accordance with the quotation.</p> <p>D. 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.”</p>	
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Cr Chipman	Ald James
	Ald Blomeley	Cr Mulder
	Cr Chong	Ald Peers
	Ald Ewington	
	Cr Walker	
	Cr Warren	

**11.5 TENDER T1467-22 - 2022 ANNUAL HARD WASTE COLLECTION SERVICE**

**Decision:** **MOVED** Ald Blomeley **SECONDED** Ald Ewington

“That Council:

- A. Notes that a complying tender for hard waste collection was not received this year.
- B. Notes that one Tenderer (Corporate Maintenance Solutions (Tas) Pty Ltd) has:
  - (i) provided a non-complying tender that proposes a collection period that is twice as long as the normal 19-day period; and
  - (ii) has indicated several other considerations impacting provision of a hard waste collection service in 2022, principally relating to resource availability.
- C. Authorises the General Manager, in accordance with Regulation 27 of the Local Government (General) Regulations 2015, to seek alternative collection proposals from Corporate Maintenance Solutions (Tas) Pty Ltd on the basis that a further open tendering process is unlikely to attract other reliable tenderers in the current market due to resource constraints, noting that council will need to consider options for the service related to timing, expected collection volumes and other potential factors, with the aim of providing Council with one or more proposals for approval before the end of the 2022 calendar year, with the hard waste collection to ideally occur in the first quarter of the 2023 calendar year.
- D. 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
- E. Authorises the General Manager to communicate this decision of Council to Corporate Maintenance Solutions (Tas) Pty Ltd and to the Clarence community.”

**CARRIED UNANIMOUSLY**