

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 28 NOVEMBER 2022

HOURLY CALLED: 7.00pm

PRESENT: The meeting commenced at 7.00pm with the Mayor (Cr B A Blomeley) in the Chair and with Councillors:

H Chong
J Darko
E Goyne
D Hulme
B Hunter
R H James
W Kennedy
T Mulder
A Ritchie
J Walker
B Warren; present.

1. APOLOGIES Nil

ORDER OF BUSINESS Items 1 – 11

IN ATTENDANCE

Chief Executive Officer
(Mr I Nelson)

Group Manager Engineering Services
(Mr R Graham)

Manager City Planning
(Mr R Lovell)

Chief Financial Officer
(Ms J Murrell)

Acting Manager Health and Community Well-being
(Ms T Cockburn)

Manager Communication and Strategic Development
(Mr C Paske)

Executive Officer to the Chief Executive Officer
(Ms J Ellis)

The Meeting closed at 9.36pm.

COUNCIL MEETING
MONDAY 28 NOVEMBER 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 7 November 2022, as circulated, be taken as read and confirmed.

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Chong

“That the Minutes of the Council Meeting held on 7 November 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

- 8 November: SAPRA AGM & General Meeting;
- 9 November: ABC Breakfast Interview with Ryk Goddard;
SES 2022 Awards and Council Appreciation Dinner;
- 10 November: Springboard Taiko Presentation at Bellerive Primary School;
AICD Gold Medal Lunch;
Opening Exhibition-Shape Shifters / Mosaic Support Services;
- 11 November: South Arm RSL – Remembrance Day Service;
Guilford Young College Art Exhibition Official Opening;
- 12 November: Springfest 2022 – Warrane Community Centre;
- 14 November: Clarence Church's Prayer Gathering;
- 15 November: Quantum of the Seas Event;
- 16 November: Greater Hobart Strategic Partnership Meeting;
- 18 November: International Men's Day – Howrah Men's Shed;
Derwent Ferry Expansion Project regarding Funding;
Citizenship Ceremony;
- 19 November: Official Opening of the Bellerive Yacht Club Marina Expansion;
McHappy Day – Howrah McDonald's Store;
- 20 November: Lindisfarne Sailing Club – Site Tour;
- 25 November: Advocacy Breakfast – Launching UN Day / Elimination of Violence Against Women; and
- 28 November: Business Eastern Shore BA5 – Guest Speaker.

/ contd on Page 5...

MAYOR'S COMMUNICATION /contd...**Deputy Mayor Allison Ritchie (on behalf of Mayor)**

11 November: Remembrance Day – Lindisfarne RSL Sub-branch;

25 November: Emmanuel Christian School – End of Year Assembly Invitation; and

27 November: Clarence City Band Concert / Eastside Lutheran College.

Councillor Heather Chong (on behalf of Mayor)

19 November: Jubilee Celebration / Indian Cultural Society of Tasmania.

Councillor Bree Hunter (on behalf of Mayor)

24 November: Are the Paris Climate Goals still attainable Event.

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
Induction Presentation – Planning Authority	
Confidential Briefing by Chambroad	
Key Issues Update	
Briefings by Executive Leadership Team	14 November
Confidential Briefing by Chambroad	18 November

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Chong

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

4.4. TABLING OF PETITIONS

Nil

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:

Quarterly Reports

Representative Reporting

- **TASWATER CORPORATION**
TasWater Corporation distributed its Annual Report for 2021-2022.
- **GREATER HOBART COMMITTEE**

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

HOWRAH COMMUNITY CENTRE

- Cr James tabled the Minutes of the Annual General Meeting held on 18 November 2021 and the Minutes of a Meeting held on 27 October 2022.

4.6 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 7, 14 and 21 November 2022 have been circulated to Councillors.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 7, 14 and 21 November 2022 be noted.

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Chong

“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 Chief Executive Officer 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.

Mrs Denise Hoggan has given notice of the following questions:

ROSNY HILL NATURE RECREATION AREA

1. Has council negotiated a new lease for the Rosny Hill Nature Recreation Area since the Lease that was sealed on 4 November 2013?
2. Is there the intention, by Clarence Council or the State Government, to alter the Lease of 4 November 2013, in any way?

5.2 ANSWERS TO QUESTIONS ON NOTICE

The Chief Executive Officer provided the following Answer to the Question listed at Item 5.1.

ROSNY HILL NATURE RECREATION AREA

1. No.
2. There has been no discussion between the council and the State Government about altering the lease terms.

5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil

5.4 QUESTIONS WITHOUT NOTICE

Mr David Beard of Tranmere asked the following questions.

APPLICATION FOR BOAT SHED ADJACENT TO 1 FORD PARADE, LINDISFARNE

What marine design guidelines have Council used to assess the application?

ANSWER

The application is live, it is under assessment, and it has recently been advertised. At this point no detailed assessment of the merits of the application has been done and therefore no reference to any guidelines except initial assessment against the scheme to ensure that the relevant information that was necessary to advertise was provided.

DEVELOPMENT OF PINDOS PARK, TRANMERE

1. Can Council guarantee this project will be delivered this financial year? and:
2. When will works start?

ANSWER

Council has adopted funds for three park play spaces to be constructed for the community.

Blossom Crescent Park in Cambridge will have contractors commence construction in the first week of February next year.

Tenders for South Arm Oval Play Space was advertised last weekend and this closes towards the end of January 2023.

Following the closing of this tender, Pindos Park play space Tender will be ready for advertising early February 2023. The timing of the construction is dependent on the pricing and availability of contractors, knowing the industry has limited capacity.

Mr Michael Figg of Lauderdale asked the following question.

STORMWATER MANAGEMENT PLAN FOR LAUDERDALE

We have been told that there is a stormwater management plan for Lauderdale. Can you give an explanation why it is well over a year late and when it is going to be open for public consultation including the canal version of the outlets, please?

ANSWER

We will come to council early next year with a summary of stormwater management plans which includes a priority list of capital projects to improve the flood risk. Lauderdale is included in that list, potentially in 2026/2027. We are not ready to consult with the Lauderdale community at present. Once I inform council of the stormwater priorities list, I can receive feedback as to where to from there.

6. 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)

DEVELOPMENT APPLICATION PDPLANPMTD-2022/030002 – 22 THOMPSON WAY, CLIFTON BEACH – DWELLING, SECONDARY RESIDENCE AND OUTBUILDING
(REFER ITEM 7.1)

Allison Turnock addressed the meeting regarding the above development application.

DEVELOPMENT APPLICATION PDPLANPMTD-2022/028640 – 30 CREMORNE AVENUE, CREMORNE – ADDITIONS AND ALTERATIONS TO DWELLING
(REFER ITEM 7.2)

David Traynor addressed the meeting regarding the above development application.

Graham Taylor addressed the meeting regarding the above development application.

NOTICE OF MOTION – CR CHONG – COUNCIL PRAYER
(REFER ITEM

Thomas Chick addressed the meeting regarding the above matter.

7 PLANNING AUTHORITY MATTERS

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

7.1 DEVELOPMENT APPLICATION PDPLANPMTD-2022/030002 – 22 THOMPSON WAY, CLIFTON BEACH - DWELLING, SECONDARY RESIDENCE AND OUTBUILDING**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a dwelling, secondary residence & outbuilding at 22 Thompson Way, Clifton Beach.

RELATION TO PLANNING PROVISIONS

The land is zoned Low Density Residential and subject to the Bushfire-prone Areas, Coastal Erosion Hazard, Flood-Prone Hazard Areas, Natural Assets 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 was extended with the consent of the applicant until 30 November 2022.

CONSULTATION

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

- Incomplete advertising documentation;
- Overdevelopment of site;
- Flooding;
- Wastewater management;
- Setback of dwelling;
- Impact on vegetation;
- Additional walkway to the beach; and
- Value of works.

RECOMMENDATION:

A. That the Development Application for Dwelling, Secondary Residence & Outbuilding at 22 Thompson Way, Clifton Beach (Cl Ref PDPLANPMTD-2022/030002) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. The secondary residence is approved as part of the single dwelling and must comply with the following:
 - (a) has a gross floor area not more than 60m²;
 - (b) is appurtenant to a single dwelling;

- (c) shares with the single dwelling access and parking, and water, sewerage, gas, electricity and telecommunications connections and meters; and
- (d) may include laundry facilities.

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** Cr Hulme **SECONDED** Cr Walker

“That the Recommendation be adopted”.

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

FOR

Cr Blomeley
Cr Goyne
Cr Hulme
Cr Ritchie
Cr Walker

AGAINST

Cr Chong
Cr Darko
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Warren

7.2 DEVELOPMENT APPLICATION PDPLANPMTD-2022/028640 – 30 CREMORNE AVENUE, CREMORNE - ADDITIONS AND ALTERATIONS TO DWELLING**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Additions and Alterations to Dwelling at 30 Cremorne Avenue, Cremorne.

RELATION TO PLANNING PROVISIONS

The land is zoned Low Density Residential and subject to the Parking and Sustainable Transport Code, Coastal Erosion Hazard Code, Coastal Inundation Code, Flood Prone Hazard Areas 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 has been extended with the applicant's consent to 30 November 2022.

CONSULTATION

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

- Overshadowing;
- Visual Impact from height and bulk;
- Character of area;
- Site coverage;
- Setbacks;
- Loss of privacy; and
- Use of development.

RECOMMENDATION:

A. That the Development Application for Additions and Alterations to Dwelling at 30 Cremorne Avenue, Cremorne (CI Ref PDPLANPMTD-2022/028640) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

2. Amended plans showing a permanently fixed screen to the lower-level deck to a height of not less than 1.7m above the finished surface or floor level, with a uniform transparency of not more than 25% along the side facing the western boundary must be submitted to and approved by Council's Manager City Planning prior to the commencement of the use/development. When approved, the plans will form part of the permit.

ADVICE

- This Permit is issued on the basis that the dwelling remain a single dwelling as defined under the *Tasmanian Planning Scheme - Clarence*. Conversion to other uses, such as multiple tenancies or short stay accommodation would require further approval from Council.
- The property is within a mapped Coastal Inundation and Erosion Hazard prone area, as such the works are at minimum Category 3 Notifiable Building Work under the Directors Determination. Notifiable Building Work requires a Building Surveyor to be engaged to create and certify an Application for Building Approval. A Hazard Report for Coastal Inundation and Erosion from a suitably qualified person that meets the requirements of the Determinations and Building Act 2016 must form part of the certified documents issued by the Building Surveyor for the building application.
- 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. 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** Cr Hulme **SECONDED** Cr Walker

“That the Recommendation be adopted”.

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

FOR

Cr Blomeley
Cr Chong
Cr Goyne
Cr Hulme
Cr Ritchie
Cr Walker

AGAINST

Cr Darko
Cr Hunter
Cr James
Cr Kennedy
Cr Mulder
Cr Warren

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
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Nil Items.

8.2 ASSET MANAGEMENT

Nil Items.

8.3 FINANCIAL MANAGEMENT

The Chief Executive Officer tabled the Audit Report and Financial Statements for the year ended 30 June 2022.

8.4 GOVERNANCE**8.4.1 PARTNERSHIP GRANTS****EXECUTIVE SUMMARY****PURPOSE**

To consider the Partnership Grants Assessment Panel's recommendations for the allocation of financial assistance in respect of the 2022-23 round for Partnership Grants.

RELATION TO EXISTING POLICY/PLANS

Consistent with Council's Strategic Plan 2021-2031, Community Grants Policy and social plans including Youth Plan, Cultural Arts Plan, Age Friendly Clarence Plan, Community Health and Wellbeing Plan, Access and Inclusion Plan, Cultural History Plan, Community Participation Policy, Clarence Events Plan, Community Safety Plan, Reserve Activity Plans and Recreation Strategies.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

There is an annual budget of \$30,000 in the Community Grants Program for Partnership Grants.

RECOMMENDATION:

That Council approves the distribution of a Partnership Grant totalling \$12,000.00 to:

- Rosny College Springboard Kizuna Drummers (auspiced by Rosny College School Association).

Decision: **MOVED** Cr Chong **SECONDED** Cr Kennedy

"That the Recommendation be adopted".

CARRIED UNANIMOUSLY

8.4.2 TASNETWORKS – CREATION OF EASEMENT – 86 ROSNY ESPLANADE, ROSNY**EXECUTIVE SUMMARY****PURPOSE**

To consider a request from TasNetworks to create an easement over Council public land at 86 Rosny Esplanade, Rosny for the replacement of an existing substation.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

As the proposed creation of easement represents a transaction of an interest in public land, this decision is required to be dealt with under section 178 of the *Local Government Act 1993* (Tas) and requires an absolute majority.

CONSULTATION

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

FINANCIAL IMPLICATIONS

Recommendation has no direct implications on Council's Annual Operating Plan.

RECOMMENDATION:

- A. That Council, in accordance with section 178 of the *Local Government Act, 1993* gives notice of intention to dispose of part of the public land at 86 Rosny Esplanade, Rosny for replacement of an existing substation on adjacent land owned by TasNetworks.
- B. Once the notice of intention to dispose of public land is finalised and if no objections are received, the Chief Executive Officer is authorised to take all necessary action to:
 - enable the creation of an electricity easement in favour of TasNetworks at 86 Rosny Esplanade, Rosny;
 - enable the transfer of the title to the existing substation site at 48b Rosny Esplanade, Rosny to Council.
- C. That TasNetworks be notified that it is to undertake all remedial works in respect to the removal and replacement of the existing substation and cabling to the satisfaction of Council and meet all costs associated with the creation of the electricity easement and transfer of 48b Rosny Esplanade to Council.
- D. That, in the alternative to Recommendation B above, should objections be received, that the matter be referred to a future meeting of Council for consideration.

/ Refer to Page 22 for Decision on this Item...

**TASNETWORKS – CREATION OF EASEMENT – 86 ROSNY ESPLANADE,
ROSNY /contd...**

Decision:

MOVED Cr James **SECONDED** Cr Walker

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

8.4.3 DUNTROON DRIVE – DISPOSAL OF PUBLIC LAND**EXECUTIVE SUMMARY****PURPOSE**

To consider an objection to the proposed disposal of public land at 36 Duntroon Drive, Rokeby in accordance with *Local Government Act* requirements.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021 – 2031 is relevant.

LEGISLATIVE REQUIREMENTS

The disposal of public land is required to be dealt with in accordance with section 178 of the Local Government Act 1993 (Tas) and requires an absolute majority decision of Council.

CONSULTATION

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

FINANCIAL IMPLICATIONS

The proposal to dispose of the public land includes selling part of the public land to an adjoining landowner for market valuation, with the other parcel of land (the larger portion) to be transferred to Director of Housing / Communities Tasmania (Homes Tasmania from 1 December 2022) as part of a land swap.

RECOMMENDATION:

- A. That Council resolves to dispose of the public land as depicted in Attachment 1 of the Associated Report to:
 - a. Land marked A - to the Department of Housing (Communities Tasmania) in exchange for the land known as 17 Goodwins Road, Clarendon Vale; and
 - b. Land marked C - to an adjoining landowner for \$190,000.
- B. That the Chief Executive Officer be authorised to undertake the necessary actions to negotiate and finalise the arrangements to dispose of the public land in accordance with this report and the requirements of the *Local Government Act 1993* (Tas).
- C. That the Chief Executive Officer advise the joint objectors of Council's decision and their rights to appeal Council's decision in accordance with Section 178A of the *Local Government Act 1993* (Tas.).

/ Refer to Page 24 for Decision on this Item...

DUNTROON DRIVE – DISPOSAL OF PUBLIC LAND /contd...

Decision: **MOVED** Cr Mulder **SECONDED** Cr Walker

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

8.4.4 COUNCIL MEETING SCHEDULE**EXECUTIVE SUMMARY****PURPOSE**

To consider a proposed Council Meeting Schedule for 2023-2024.

RELATION TO EXISTING POLICY/PLANS

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

LEGISLATIVE REQUIREMENTS

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

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

RECOMMENDATION:

That the following Council Meeting Schedule be adopted:

**COUNCIL MEETING SCHEDULE 5 DECEMBER 2022 TO
16 DECEMBER 2024**

Monday, 5 December 2022
Annual General Meeting

Monday, 19 December 2022

2023

Monday, 16 January 2023

Monday, 6 February 2023

Monday, 27 February 2023

Monday, 20 March 2023

Monday, 24 April 2023
[Easter Break 7-11 April]

Monday, 15 May 2023

**COUNCIL MEETING SCHEDULE 5 DECEMBER 2022 TO
16 DECEMBER 2024/contd...**

Monday, 5 June 2023

Tuesday, 13 June 2023

[King's Birthday Monday, 12 June 2023]

Special Meeting (tentative)

(For adoption of Budget, Annual Estimates and List of Fees and Charges)

Monday, 19 June 2023

Special Meeting (tentative)

(Fall back date for adoption of Budget, Annual Estimates and List of Fees and Charges)

Monday, 26 June 2023

Monday, 3 July 2023

Special Meeting (tentative)

(For adoption of Rates)

Monday, 10 July 2023

Special Meeting (tentative)

(Fall back date for adoption of Rates)

Monday, 17 July 2023

Monday, 7 August 2023

Monday, 28 August 2023

Monday, 18 September 2023

Monday, 9 October 2023

Monday, 30 October 2023

Monday, 20 November 2023

Monday, 4 December 2023

(Annual General Meeting)

Monday, 11 December 2023

**COUNCIL MEETING SCHEDULE 5 DECEMBER 2022 TO
16 DECEMBER 2024 /contd...**

2024

Monday, 15 January 2024

Monday, 5 February 2024

Monday, 26 February 2024

Monday, 18 March 2024

Monday, 15 April 2024
[Easter Break 29 March – 2 April]

Monday, 6 May 2024

Monday, 27 May 2024

Tuesday, 11 June 2024
[King's Birthday Monday 10 June 2024]

Special Meeting (tentative)
(For adoption of Budget, Annual Estimates, List of Fees and Charges)

Monday, 17 June 2024
(Fall back date for adoption of Budget, Annual Estimates and List of Fees and Charges)

Monday, 24 June 2024
Special Meeting (tentative)
(For Adoption of Rates)

Monday, 1 July 2024
Special Meeting (tentative)
(Fall back date for Adoption of Rates)

Monday, 8 July 2024

Monday, 29 July 2024

Monday, 19 August 2024

Monday, 9 September 2024

Monday, 30 September 2024

Monday, 21 October 2024

**COUNCIL MEETING SCHEDULE 5 DECEMBER 2022 TO
16 DECEMBER 2024 /contd...**

Monday, 11 November 2024

Monday, 2 December 2024
*(Ordinary Council Meeting
and Annual General Meeting)*

Monday, 16 December 2024
Special Meeting (tentative)
(for urgent and Planning matters only)

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Chong

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

9. MOTIONS ON NOTICE**9.1 NOTICE OF MOTION - CR MULDER
CLARENCE STORMWATER SYSTEM**

In accordance with Notice given, it was:

Decision: **MOVED** Cr Mulder **SECONDED** Cr Kennedy

“That as part of taking ‘positive action on climate change’, Council requests officers to:

- A. Prepare a report on potential projects to ‘future-proof’ Clarence’s stormwater system. Such projects to include but not be limited to:
 - 1. detention basins to regulate flow of stormwater into areas subject to inundation and potentially act as wetland habitat;
 - 2. ‘pump-out’ solutions to protect areas subject to inundation by diverting water into detention basins, water courses or the ocean.
- B. Advise on potential funding sources for stormwater project management.”

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

9.2 NOTICE OF MOTION - CR CHONG COUNCIL PRAYER

In accordance with Notice given, it was:

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

“That Council remove the opening prayer from the beginning of Council meetings and, over the next few months, consider whether a more inclusive affirmation or reflective silence is appropriate.”

With the Leave of the Mover and Seconder the motion was amended as follows:

“That Council remove the opening prayer from the beginning of council meetings and, over a period of three months, trial a moment of reflective silence”.

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

FOR

Cr Blomeley
Cr Chong
Cr Darko
Cr Goyne
Cr Hulme
Cr Hunter
Cr Kennedy
Cr Mulder
Cr Ritchie
Cr Walker
Cr Warren

AGAINST

Cr James

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 Chief Executive Officer of a question in respect of which the Councillor seeks an answer at the meeting).

Nil

10.2 ANSWERS TO QUESTIONS ON NOTICE

Nil

10.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING

Cr James

Have there been any discussions with the Hunter Development Group and also a lease of the Rosny Hill site pending the development of the hotel and restaurant?

ANSWER

(Mr Paske) We have been in ongoing dialogue on a draft sub lease terms with Hunter in regard to Rosny Hill and have been talking to them about the Boulevard site as you would know. We would hope to have an update for Council in the next couple of weeks with some more detail on that.

Cr Kennedy

Can you confirm that the works scheduled to commence in Pipeclay Esplanade at the end of this week will be happening?

ANSWER

(Mr Graham) That is what I have been advised by the crew, that by the end of this week they will have started work.

Question contd...

Could we have conformation when it starts?

ANSWER

(Mr Graham) I will provide a briefing report to council.

(Further information) A briefing report was included in the Weekly Briefing Report dated 7 November 2022. Grading work was completed on Pipe Clay Esplanade on 7 November.

10.4 QUESTIONS WITHOUT NOTICE

A Councillor may ask a Question without Notice of the Chairman or another Councillor or the Chief Executive Officer. 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 Chief Executive Officer 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 TENDER T1465/22 – JERVIS STREET, SOUTH ARM – STORMWATER UPGRADE

11.3 TENDER T1353/19 – PERCY STREET, BELLERIVE – STORMWATER AND PEDESTRIAN INFRASTRUCTURE UPGRADE

11.4 APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER

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;
- personal affairs;
- applications by Councillors 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 Cr Chong **SECONDED** Cr Warren

“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 9.36pm.

CLOSED MEETING /contd...

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

11.2 TENDER T1465/22 – JERVIS STREET, SOUTH ARM – STORMWATER UPGRADE**Decision:****MOVED** Cr Kennedy **SECONDED** Cr Chong

- “A. That the tender received from State-Wide Earthworks Pty Ltd for the amount of \$444,755.00 excluding GST, be accepted for the Jervis Street, South Arm – Stormwater Upgrade works.
- B. That, in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release of the Council’s decision (only) in respect to this item to the general public via the open minutes of this meeting and for communication to relevant parties.”

CARRIED UNANIMOUSLY

11.3 TENDER T1353/19 – PERCY STREET, BELLERIVE – STORMWATER AND PEDESTRIAN INFRASTRUCTURE UPGRADE

Decision:	MOVED Cr Ritchie SECONDED Cr Hunter
	<p>“A. That the tender received from State-Wide Earthworks Pty Ltd for the amount of \$1,181,436.00 excluding GST, be accepted for the Percy Street, Bellerive, – Stormwater and Pedestrian Infrastructure Upgrade works.</p> <p>B. That Council reallocates funds from the Roads Program within the Annual Estimates to the Percy Street Stormwater and Pedestrian Upgrade project as follows:</p> <ul style="list-style-type: none"> • 2022/2023 Capital Budget contingency funds \$450,000 • Road Reseal – Annual Asphalt reseal 2021/2022 \$87,239 • Footpath/Kerb & Gutter Renewals Preparation 2021/2022 \$362,761 <p>C. That, in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release of the Council’s decision (only) in respect to this item to the general public via the open minutes of this meeting and for communication to relevant parties.”</p>
	CARRIED UNANIMOUSLY