

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 23 JANUARY 2023 (ADJOURNED MEETING 16 JANUARY 2023)

16 JANUARY 2023

HOUR 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
B Hunter
T Mulder
B Warren; present.

1. APOLOGIES

J Walker (Leave of Absence)
D Hulme
R James
W Kennedy
A Ritchie

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)

Due to the unavailability of several councillors and attendees as a result of unprecedented traffic congestion and delays arising from two serious traffic accidents in Hobart, the Mayor adjourned the meeting in accordance with Regulation 13 of the Local Government (Meeting Regulations) 2015 at 7.01pm. The meeting to be resumed at 7.00pm on Monday, 23 January 2023.

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23 JANUARY 2023

HOUR CALLED: 7.00pm

PRESENT: The meeting commenced at 7.01pm with the Mayor (Cr B A Blomeley) in the Chair and with Councillors:

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

1. APOLOGIES J Walker (Leave of Absence)

IN ATTENDANCE

Acting Chief Executive Officer
(Mr C Paske)

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 Governance
(Ms C Shea)

Acting Manager Communication and Strategic Development
(Ms G Wicks)

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

The meeting closed at 8.43pm.

COUNCIL MEETING

**MONDAY 23 JANUARY 2023
(RESUMED MEETING ADJOURNED ON 16 JANUARY 2023)**

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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”.

- invited those present to pause for a moment of quiet reflection and respect before commencing the council meeting.
- 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 19 December 2022, as circulated, be taken as read and confirmed.

Decision: **MOVED** Cr Mulder **SECONDED** Cr Ritchie

“That the Minutes of the Council Meeting held on 19 December 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

20 December: Lauderdale Primary – EOY Assembly;
Kangaroo Bay Development – Media Event;
Clarence High School – EOY Assembly;
21 December: Clifton Beach Lifeguard Service – Official Launch;
Bellerive Primary School – EOY Assembly;
Howrah Primary School – EOY Assembly;
Hon Jeremy Rockliff MP – Premier's Christmas Reception;
5 January: Meeting with Inspector Brett Berry;
9 January: Meeting with the Hon. Sarah Lovell MLC;
Clarence Sports Centre – Meeting with Minister Street;
BBL – Hobart Hurricanes vs Melbourne Stars;
10 January: Military Brotherhood Motorcycle Club;
12 January: Tasmanian Audit Office;
Exhibition Opening – Surface Tension/Skin Threshold;
13 January: HOFM Radio Interview – Kangaroo Bay consideration;
Beltana Bowls Club – Meet and Greet;
16 January: Legacy Planning Committee – Upcoming Projects;
17 January: Meeting with Chair of Stadiums Tasmania;
18 January: Meeting with Lord Mayor;
19 January: Hobart Airport – Tour and Expansion Briefing;
20 January: 2023 Tim Hawkins Memorial Scholarship Presentation;
22 January: Launch of the 2023 Clarence Open Tennis Tournament; and
23 January: Mission Australia – Meet and Greet.

/ contd on Page 5...

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

20 December: Rokeby Primary School – EOY Assembly;
 Southern Support School – EOY Assembly;
 24 December: BBL – Hobart Hurricanes vs Renegades.

Councillor James Walker (on behalf of Mayor)

20 December: Lindisfarne North Primary School – EOY Assembly.

Councillor Richard James (on behalf of Mayor)

21 December: Risdon Vale Primary School – EOY of Assembly.

Letter from the Director of Local Government

The Mayor tabled a letter received from the Director of Local Government dated 19 January and advised that the letter had been circulated to councillors earlier today.

4.3 COUNCIL WORKSHOPS

A Councillor's Meeting Briefing (workshop) was conducted on the Friday immediately preceding the Council Meeting.

RECOMMENDATION:

The Councillor's Meeting Briefing (workshop) conducted on the Friday immediately preceding the Council Meeting be noted.

Decision: **MOVED** Cr Mulder **SECONDED** Cr Ritchie

“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**

Representative: Cr James Walker

Quarterly Reports

September and December Quarterly Reports pending

Representative Reporting

- **TASWATER CORPORATION**

- **GREATER HOBART COMMITTEE**

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

Nil.

4.6 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 19 December 2022 and 2 and 9 January 2023 have been circulated to Councillors.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 19 December 2022 and 2 and 9 January 2023 be noted.

Decision: **MOVED** Cr Mulder **SECONDED** Cr Ritchie

“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.

Denise Hoggan has given notice of the following questions:

12A AKUNA STREET, ROSNY

1. Who makes /made the decision about whether or not the Development Application for 12A Akuna Street, Rosny, which expires this January 2023, is extended?
2. When will the matter of a sub-lease be discussed in open council if the Development Application is extended?

5.2 ANSWERS TO QUESTIONS ON NOTICE

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

12A AKUNA STREET, ROSNY

1. The delegated officer in the City Planning Department makes the decision, as is the case with any permit extension request council receives.
2. Council officers are currently negotiating the terms of a draft sub-lease for council consideration. It is not possible to put an exact timeframe on these negotiations, but it is hoped council will have something formal to consider in the first quarter of 2023.

5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

5.4 QUESTIONS WITHOUT NOTICE

Mr Michael Figg of Lauderdale asked the following question.

COUNCIL IMPROVEMENTS

I would like to congratulate the council on the improvements made so far that has been great to see. Just a couple of things from our point of view and brought up by Cr Warren there are a lot of things that we do not see such as if you make an amendment but we don't see what the amendments are and then you talked about a letter that we do not see, so just to make things a little bit better for us to understand if we can either have in the minutes or provided if you have got motion changes in the agenda for us up here would be great or even on the screen that would be a great improvement for us and possibly for people watching on line so that we can understand things a bit better?

ANSWER

The Acting CEO took the question on notice.

MAC POINT

I did not know 2 of the councillors were going to raise questions about Mac Point and the cricket. I had one question here it concerns me; I am not a cricket follower, but I like a good six when I see it, Mac Point as part of their business plan have stated that 118,000 people are going to be watching the cricket in their venue. I would like to know how that is going to affect the council and Bellerive and has it been budgeted for that loss of games there and if so, is it in the budget or will it be in the budget, and will we be informed on how that financial positive or negative will be dealt with?

ANSWER

(Chief Financial Officer) We are yet to include anything in our budget, as formal discussions with Stadiums Tasmania has not yet occurred, so we are unsure how the new structure will impact on our ownership of Bellerive Oval, and hence budget implications.

(Mayor) Also noting Mr Figg it is very early days yet in regard to major stadiums.

Question contd

The reason that I am asking is that we are looking at reports from the other side of the river for 21-22 and it concerns us so I would like to see something about how we feel about it or what the ramifications are if it goes ahead.

Mr Victor Marsh of Bellerive asked the following question.

BLUNDSTONE ARENA

The residents of Bellerive have had enough of the false alarm that goes off at Blundstone arena at any old time of day or night for up to half an hour at a time blaring all over Bellerive saying, "this is an emergency; evacuate now". It has been going on for nearly ten years. After a recent big bash match the alarm went off as it does, the fire brigade rocked up as they do, turned off the alarm and by the time they got back to the station the alarm went off again. It is very comforting to know though that the alarm does not go off during an event. My question is, when is the Clarence City Council as the landlord going to do something about the noise nuisance? Just can't keep pretend that this isn't happening.

ANSWER

The Acting CEO took the question on notice.

QUESTIONS WITHOUT NOTICE /contd...

The Mayor ruled the introductory comments to Mr Marsh's second question as improper and asked Mr Marsh to resume his seat.

Mr Marsh refused to return to his seat.

After repeated requests to comply with the Mayor's ruling, the meeting was suspended at 7.20pm while the issue was resolved.

The meeting was resumed at 7.25pm.

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)

CHAMBROAD COMMUNITY ENGAGEMENT

Ms Kym Goodes addressed the meeting regarding the above matter.

7 PLANNING AUTHORITY MATTERS**7.1 DEVELOPMENT APPLICATION PDPLANPMTD-2022/028588 – 1 GORDON STREET, RICHMOND - OUTBUILDING**

The Mayor advised that Item 7.1 has been dealt with under delegation and called upon the Acting Chief Executive Officer to provide an update.

The Acting Chief Executive Officer advised that following the adjournment of the council meeting of 16 January 2023 an extension of time was sought from the applicant because the statutory 42 day timeframe to deal with the application was due to expire on 18 January. The request was refused by the applicant and as a result an authorised officer has approved the application under delegation in accordance with the recommendations in the officer's report listed on the agenda.

The Mayor called for a Procedural Motion:

Decision:	PROCEDURAL MOTION MOVED Cr Hulme SECONDED Cr Chong	
	“That it be noted that Item 7.1 Development Application PDPLANPMTD-2022/028588 – 1 Gordon Street, Richmond – Outbuilding has been dealt with by an authorised officer under delegation”.	
	CARRIED	
	FOR Cr Blomeley Cr Chong Cr Darko Cr Goyne Cr Hulme Cr Hunter Cr Kennedy Cr Mulder Cr Ritchie Cr Warren	AGAINST Cr James (abstained)

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

Nil Items.

8.4 GOVERNANCE**8.4.1 CHAMBROAD REQUEST FOR BUY-BACK EXTENSION OF TIME****EXECUTIVE SUMMARY****PURPOSE**

To consider a request from Chambroad Overseas Investment Australia Pty Ltd (“Chambroad”), dated 5 January 2023, to extend the Sale and Development Agreement buy-back option timeframe in order to allow Chambroad further time to undertake community consultation in relation to its modified development proposal for the Kangaroo Bay Wharf site.

RELATION TO EXISTING POLICY/PLANS

The Clarence City Council’s Strategic Plan 2021 – 2031 and Kangaroo Bay Urban Design Strategy and Concept Plan are relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Significant stakeholder and community consultation was undertaken on the Kangaroo Bay Urban Design Strategy and Concept Plan in 2008, as well as during the Expression of Interest process in 2015.

No community consultation has occurred in relation to the modified development proposal provided by Chambroad to council and considered at council’s 19 December 2022 meeting.

FINANCIAL IMPLICATIONS

There may be financial implications relating to legal costs, depending on council’s decision on this matter. If at any time the buy-back option is exercised by council the pre-agreed buyback amount is \$2.44m, plus GST, stamp duty and associated costs. If the project proceeds in accordance with the SDA, council is obligated to undertake or contribute to public access and amenity works of at least \$1.6m.

RECOMMENDATION

That Council:

- A. Notes the request from Chambroad Overseas Investment Australia Pty Ltd (“Chambroad”), dated 5 January 2023, seeking an extension of time to the Sale and Development Agreement (“SDA”) buy-back option so that Chambroad can undertake further community consultation on its modified development proposal.

- B. Refuses the request for an extension of time dated 5 January 2023 and requests that Chambroad present its initial consultation findings and refinements to its Concept Design as originally proposed no later than 6 March 2023, after which time council may consider whether an extension for further consultation has merit.
- C. Authorise the Chief Executive Officer to facilitate an invite to participants in the recent City Heart Project consultation process to participate in the Kangaroo Bay Hotel consultation process proposed by Chambroad.

Decision:	MOVED Cr Mulder SECONDED Cr Hunter	
	“That the Recommendation be adopted”.	
	CARRIED	
	FOR	AGAINST
	Cr Blomeley	Cr James
	Cr Chong	
	Cr Darko	
	Cr Goyne	
	Cr Hulme	
	Cr Hunter	
	Cr Kennedy	
	Cr Mulder	
	Cr Ritchie	
	Cr Warren	

9. MOTIONS ON NOTICE

9.1 NOTICE OF MOTION - COUNCILLOR RITCHIE KANGAROO BAY LAND BUY-BACK – CHAMBROAD SITE

In accordance with Notice given, Cr Ritchie intended to move the following motion:

“That Council:

- A. Authorises the Chief Executive Officer to initiate the buy-back process in accordance with the terms set out in the Sale and Development Agreement (dated 25 May 2017) (‘SDA’) between Chambroad and Council, to be given effect before 12 April 2023, subject to Recommendation B below.
- B. Provides Chambroad with the opportunity to publicly consult on its Modified Development proposal, amend that proposal should it wish to, and then resubmit the proposal to council in order to enable council to make a decision on whether or not to accept the proposal (including any contractual agreement replacing the SDA); on or before council’s 20 March 2023 meeting.
- C. Authorises the Chief Executive Officer to incorporate the Kangaroo Bay land into the City Heart project considerations, with a specific focus on possible alternative uses for the land within the broader context of the City Heart project, in order to provide council with options for development of the site should Chambroad not provide a Modified Development Proposal acceptable to council as set out at Recommendation B above, and council has bought back the land.”

With the Leave of the Meeting Cr Ritchie amended her motion and it was:

Decision:	MOVED Cr Ritchie SECONDED Cr Goyne
	“That Council:
	<ul style="list-style-type: none"> A. Authorises the Chief Executive Officer to initiate the buy-back process in accordance with the terms set out in the Sale and Development Agreement (dated 25 May 2017) (‘SDA’) between Chambroad and Council, to be given effect after Council’s 20 March 2023 meeting but before 12 April 2023 buy-back deadline, subject to Recommendation C below. B. In relation to Recommendation A, authorises the Chief Executive Officer to fund the buy-back through a combination of council reserve funds and internal loan, with the relevant budget adjustments to be reported in council’s next quarterly report.

/ Decision contd on Page 20...

NOTICE OF MOTION - COUNCILLOR RITCHIE
KANGAROO BAY LAND BUY-BACK – CHAMBROAD SITE /Decision contd...

- C. Notwithstanding the rejection of the buy-back timeframe extension request by Chambroad (Agenda Item 8.4.1 on this agenda), council notes that Chambroad has committed to publicly consult on its Modified Development proposal and provide community feedback and an amended proposal to council before 6 March 2023 in order to enable council to make a decision on whether or not to support the Modified Development at its 20 March 2023 council meeting.
- D. Authorises the Chief Executive Officer to incorporate the Kangaroo Bay land into the City Heart project considerations, with a specific focus on possible alternative uses for the land within the broader context of the City Heart project, in order to provide council with options for development of the site should Chambroad not provide a Modified Development Proposal acceptable to council as set out at Recommendation C above, and council has bought back the land.”

CARRIED

FOR

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

AGAINST

Cr James

9.2 NOTICE OF MOTION - COUNCILLOR WARREN KANGAROO BAY WHARF SITE CONSULTATION

In accordance with Notice given, it was:

Decision:	MOVED Cr Warren SECONDED Cr Kennedy	
	<p>“That during January / February 2023, council, through its ‘have your say’ program conducts independent consultation on questions surrounding the Kangaroo Bay Hotel Development, to provide further community insight to help inform council as it assesses the future of this important site.</p> <p>The questions are:</p> <p>A. Do you support a boutique hotel development in Kangaroo Bay? (Yes / No)</p> <p>a. Why and is there anything else you think should be considered by the developers or council for the site?</p> <p>B. Do you support a ‘buy-back’ of the Kangaroo Bay land? (Yes / No)</p> <p>a. Yes = what would you propose council utilises the land for?</p> <p>b. No = why?</p> <p>c. Do you support adding this site into the City Heart project scope?”</p>	
	CARRIED	
	<p>FOR</p> <p>Cr Blomeley</p> <p>Cr Chong</p> <p>Cr Darko</p> <p>Cr Goyne</p> <p>Cr Hulme</p> <p>Cr Hunter</p> <p>Cr Kennedy</p> <p>Cr Mulder</p> <p>Cr Ritchie</p> <p>Cr Warren</p>	<p>AGAINST</p> <p>Cr James</p>

**9.3 NOTICE OF MOTION - COUNCILLOR JAMES
BUY-BACK KANGAROO BAY WHARF SITE LAND**

In accordance with Notice given, Cr James intended to move the following motion:

“That Council:

1. Determines to exercise its right to buy-back the land in accordance with the Sale and Development Agreement (“SDA”);
2. Authorises the Chief Executive Officer to exercise the buy-back option contained in the SDA (in particular clauses 13.1 and 13.2) as soon as practical and prior to 12 April 2023; and.
3. Authorises the Chief Executive Officer to fund the buy-back through a combination of council reserve funds and internal loan, with the relevant budget adjustments to be reported in council’s next quarterly report.”

The Mayor drew the attention of the meeting to Regulation 19 of the Local Government (Meeting Procedures) Regulations 2015 regarding discussion of a resolved matter and advised that the Regulation reads in part:

“...The chairperson of a meeting may only allow a matter in respect of which a decision was made earlier in the meeting to be discussed again at that meeting if-

- (a) in the opinion of the chairperson, the vote may not have accurately reflected the opinion held by the meeting due to misunderstanding of the motion or for some other reason;*
- or*
- (b) new information comes to hand; or*
- (c) in the opinion of the chairperson, some vital information has been overlooked...”*

The Mayor provided Cr James with an opportunity to put forward reasons why this regulation might not apply to his Motion on Notice.

In response Cr James sought an indication from the meeting whether his motion would receive a seconder. Cr Mulder indicated that he would be prepared to second the motion.

The Mayor advised that given that Item 9.1 had been carried by 11 votes in favour, 1 against that he was satisfied that the vote accurately reflected the opinion held by the meeting, no new information had come to hand and no vital information has been overlooked. Accordingly, the Mayor provided an opportunity for Cr James to withdraw his motion.

Cr James declined to withdraw his motion

The Mayor therefore ruled that he could not accept Cr James’ motion in accordance with Regulation 19 of the Local Government (Meeting Procedures) 2015.

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 Mulder

The Friday before last, AFL Tasmania conducted operations at council owned facilities at Wentworth Park. One of the long-term tenants of this particular area, Clarence Zebras, had actually booked through council, as I'm informed, the venue for their AGM but were unable to conduct their meeting due to the presence of AFL Tasmania, who are not a tenant of that particular room.

My questions are, did AFL Tasmania actually book these rooms, was their use of these rooms lawful and was the sale of alcohol legal?

Answer

The Chief Executive Officer took the Question on Notice.

(Further information) The use of the Wentworth Park clubroom by AFL Tasmania on Friday, 9 December was the result of a misunderstanding by AFL Tasmania about the extent of their booking.

AFL Tasmania booked the playing surface at Wentworth Park on Friday nights between October and December for their 9-a-side AFL competition. The playing surface booking includes use of the changerooms but not the social area. The social area needs to be booked separately. AFL Tasmania was not aware of this and had been mistakenly using the social area during the Friday night competition in addition to the change rooms. The Clarence Zebras had booked the social area on Friday, 9 December for their Annual General Meeting, but AFL Tasmania was not aware of this, meaning they were using the room at the time it was booked by the Zebras.

The booking arrangements have been clarified with both AFL Tasmania and Clarence Zebras.

Cr Hulme

I attended the open day of the Olympia FC Warriors on the weekend and had a good discussion with them about their plans for the future but also the issues they have in regard to losing their licence to participate in the National Premier League. I was just wondering if we could have an update about the discussions with Olympia on the issues around that.

Answer

The Chief Executive Officer took the Question on Notice.

(Further information) Councillors were provided with a briefing report dated 1 December 2022, which sets out the background and relevant issues surrounding Olympia FC's loss of its National Premier League Licence and considerations for council. Since then, the following have occurred.

- Council officers have met with Olympia's new president and other committee members separately to better understand the steps being taken by the club to address the issues around player numbers and sustainability; to consider how council may be able to assist.
- In relation to concerns about the infrastructure at the Dampier Street/Warrior Park ground, council officers:
 - have organised for professional audits of the playing surface and field lighting, to understand the potential cost involved in bringing them into compliance with the current regulations;
 - are organising quotes from external contractors for the relocation of player interchange facilities and a media stand to the opposite side of the ground, and fully fencing the playing surface perimeter (which was another requirement of Football Tasmania);
 - are arranging for damage to the perimeter fence for the ground to be fixed by council maintenance crews.
- Council officers are preparing a scope of works for a consultant to re-examine the options presented by GHD in 2016 (which were provided with the briefing report dated 1 December 2022), with a view to preparing a concept design and indicative costing that can be used to inform any future decision by council on further investment at Warrior Park. It will also be considered as part of Council's Sports Facilities Strategic Plan which is currently under development.
- Olympia is working with council officers to prepare a proposal for financial assistance from council through proposed alteration of the terms of its \$250,000 loan with council for the development of the new amenities building at Warrior Park.

Officers are continuing to meet with representatives from Olympia on a monthly basis to receive updates on Olympia's progress in negotiations with Football Tasmania and provide updates on work being undertaken by council.

Council will be kept updated on these discussions and progress.

Cr James

There seems to be some changes in relation to the number of staff on the front counter in the council chambers, particularly in the planning and building services areas. Is that just as a minor change or is there going to be a skeleton crew provided on the front counter so that members of the public can obviously have access or put their questions to and from those professionals.

Answer

The Chief Executive Officer advised that when we decanted the planning section to alternative offices in Bayfield Street, along with other staff, we established a duty planner on-site for a trial period of around 4 – 6 weeks. What we found with that was that the necessity for a planner to be available was really only necessary in the morning, with most people calling to make a booking ahead of time or dealing with their planning items over the telephone or via email. Such little demand during the afternoon led us to a conclusion that the planners time in this high workflow environment, from a planner's point of view, was better utilised back in the office in the afternoon. So, the short answer, we have someone on-site in the morning, not in the afternoon.

Cr Walker

1. As I've said previously in this chamber, I'm one of the minority of Australians that am not enamoured with compulsory voting. But my question pertains to the fact that the people in the recent election in Clarence that did not vote, did receive paperwork, and have since received follow-up paperwork to state that all fines are being waived. I'm not a fan of compulsory voting, I'm not particularly a fan of fines, however, it is my understanding that this council will be paying for the letters sent out in the first place, that we will be paying for the letters sent out in the second place and that we will be paying for the Tasmania Electoral Commissions (TEC) time to have cross checked all those people to see who voted and didn't vote. This is on top of the costs of the extra postage, which is totally understandable, we budgeted a certain amount of money.

My question pertains to have you had the costs confirmed from the TEC, that this council, that our rate payers will be paying for the last election and if so, how does that compare with the previous one?

Answer

The Chief Executive Officer advised that as you would be aware we budget year-on-year for the election so that we don't end up with what I shall refer to as "price shocks". In the context of your question, we haven't received advice yet on the total cost of the election, but it certainly has been a broadly canvassed issue with not only our council but other councils in terms of what the likely cost expectation could be for compulsory voting. The TEC estimate was that it wasn't going to be significant in a voting sense up to the point where votes were being counted because they would have sent all that information out anyway. So, the expectation on additional costs per counting wasn't going to be significant in the grand scope of the cost, however, I don't have an answer regarding the follow-up in terms of people who didn't vote, and any costs associated with that. So, I will take that portion of the Question on Notice and provide a response.

Cr Walker

The bottom line is, it will be whatever it is because council is a price taker and not a negotiator when it comes to this matter.

Chief Executive Officer

Yes

2. My second question relates to Mt Rumney, a fabulous part of Clarence, like all of Clarence. When I went up there a few months ago the top car park looked like a scene out of Mad Max 2 Fury Road, with two burnt out vehicles and one on its side. I've had concerns over the weekend from residents with another vehicle that crashed along the narrow bit of road in that area, it is a very narrow bit of road and the seclusion of the lookout at night seems to be a magnet for anti-social behaviour, it isn't necessarily the vista of an equivalence to Rosny at night.

I guess my question is around, having raised this before, are there some more visible steps we can take to improve safety in this area and what are the ramifications potentially of closing if you like the final section of road to the lookout itself to cars.

Answer

The Chief Executive Officer took the Question on Notice.

(Further information) The lookout area contains antenna transmission to a number of service providers and access to these is envisaged to be required.

A warning sign indicating CCTV surveillance is located on a nearby power pole. Further enquiries can be undertaken in relation to the extent of this and possible future improvements to this coverage.

Hooning is considered to be a police matter and should be reported to Tasmania Police for enforcement.

Cr Warren

Residents have been understandably concerned about the derelict property in Bellerive on the corner of Cambridge Road and Clarence Street and I am hoping you may have an update for us tonight.

Answer

Council's City Planner, Ross Lovell, advised that a planning application has been lodged for a new development, it is currently under assessment, and we are going through a process of considering the owner's consent issue because it also relies on council land. There are a range of issues involved that need to be resolved before the application can be validated. But given the amount of controversy involved in the site to date, we will do a memo at the appropriate time to say when it becomes valid and when it's advertised.

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 matter has been 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

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:

- 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:	<p>PROCEDURAL MOTION MOVED Cr Ritchie SECONDED Cr Chong</p> <p>“That the Meeting be closed to the public to consider Regulation 15 matters, and that members of the public be required to leave the meeting room”.</p> <p>CARRIED UNANIMOUSLY</p>
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Cr Mulder left the Meeting at this stage and did not return (8.42pm).

The Meeting closed at 8.43pm.