

# MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 5 FEBRUARY 2024

**HOURL 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
J	Walker
B	Warren; present.

**1. APOLOGIES** Nil.

## IN ATTENDANCE

Chief Executive Officer  
(Mr I Nelson)

Head of Infrastructure & Natural Assets  
(Mr R Graham)

Chief Financial Officer  
(Ms J Murrell)

Head of City Planning  
(Mr D Marr)

Head of Community and Culture  
(Ms T Cockburn)

Head of Governance  
(Ms C Shea)

Acting Head of Regulatory Services  
(Mr S Edwards)

Head of Strategic Development Communications and Engagement  
(Ms G Wicks)

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

Acting Manager Communications and Marketing  
(Mr N Worledge)

The Meeting closed at 8.42pm.

**COUNCIL MEETING**  
**MONDAY 5 FEBRUARY 2024**

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**1. ACKNOWLEDGEMENT OF COUNTRY**

The Mayor:

- made the following statement:

*“Before proceeding, I pay my respects to the Mumirimina people as the traditional and original custodians of the lands on which we meet, and I acknowledge the continuing connection of the Tasmanian Aboriginal people to the skies, land and waterways.*

*I 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 15 January 2024, as circulated, be taken as read and confirmed.

**Decision:** **MOVED** Cr Kennedy **SECONDED** Cr Goyne

“That the Minutes of the Council Meeting held on 15 January 2024, as circulated, be taken as read and confirmed”.

**CARRIED UNANIMOUSLY**

### 4.2 MAYOR'S COMMUNICATION

The Mayor advised that there was an inadvertent omission in the previous diary entries tabled on 15 January and that on 20 December 2023, he and the Chief Executive Officer met with representatives of Football Tasmania.

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

- 23 January: National Pies – Grants Program Launch;
- 24 January: ABC Breakfast Radio Interview – Neighbour of the Year;
- 25 January: CCC Citizenship Ceremony;
- 29 January: Meeting with Ben Wagner and Felicity Ryan – Clarence/Rosny Youth Safety; Interview with 7 News – Greater Hobart Mayors – Ferry Funding;
- 30 January: T20 Women's International Cricket – Australia v South Africa – Blundstone Arena;
- 1 February: Meeting with Josh Willie MLC – Policy Discussion Early Childhood Education and Outside School Hours Care; and
- 3 February: Western United Club Function – North Hobart Oval.

**4.3 COUNCIL WORKSHOPS**

In addition to the Councillors' 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
Confidential Briefing – Property Matter	
Transport Solutions for our Future – Consultation	
Future of Local Government Review Draft Response	29 January

**RECOMMENDATION:**

That Council notes the workshops conducted.

**Decision:** **MOVED** Cr Kennedy **SECONDED** Cr Goyne

“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**

December Quarterly Report pending.

**Representative Reporting**

- **SOUTHERN TASMANIAN REGIONAL WASTE AUTHORITY**

Representative: Cr Warren (Mayor's nominee)  
Cr Hunter (Proxy)

- **TASWATER CORPORATION**

The Mayor advised that the half yearly briefing to Owners' Representatives will be held on 14 February and he will provide an update in due course.

- **GREATER HOBART COMMITTEE**

The Mayor advised that a meeting has been scheduled for 21 February and he would provide an update following the meeting.

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

**Bicycle Advisory Working Group**

- Cr Hunter tabled the minutes of the Bicycle Advisory Working Group held on 15 December 2023.

**Cultural and Creative Advisory Committee**

- Cr Kennedy tabled the minutes of the Cultural and Creative Advisory Committee held on 22 January 2024.

**4.6 WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 15, 22 and 29 January 2024 have been circulated to Councillors.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 15, 22 and 29 January 2024 be noted.

**Decision:** **MOVED** Cr Kennedy **SECONDED** Cr Goyne

“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.

Mr Terry Polglase of Lindisfarne gave notice of the following questions:

**AFL HIGH PERFORMANCE CENTRE**

In reference to the decision of Council on 13 December 2023 to locate the AFL High Performance Centre's two ovals in Rosny Parklands and Charles Hand Memorial Park:

1. What consultation process was undertaken directly with the Rosny College School Association executive and the college's 895 students to assess the impact this might have on their daily life?
2. What consultation process was undertaken with any of the three Dog representative groups; the Tasmanian Dog Walkers Group TDWA, the Hobart Dog Walkers Group HDWA, or the Clarence Dog Owners Group CDOG to assist councillors before voting on this issue as one parkland is a declared on-lead and the other a declared off-lead dog exercise area?

**5.2 ANSWERS TO QUESTIONS ON NOTICE**

Council's Chief Executive Officer provided the following answers to the questions from Mr Terry Polglase at Item 5.1.

**AFL HIGH PERFORMANCE CENTRE**

1. Clarence City Council engaged with the Rosny College School Principal and the Director of Facility Services at the Department for Education, Children and Young People to brief each party regarding the possibility that Charles Hand Park would be included as part of Council's High Performance Centre submission to the Department of State Growth. It is the responsibility of the College and Department to consult with their Association and student bodies.

Rosny College students and members of the School Association were offered the same opportunity to participate in the community consultation as every resident, individuals, or interest group.

/ contd on Page 9...

**ANSWERS TO QUESTIONS ON NOTICE /contd...**

2. The development of the High Performance Centre is something that impacts all Clarence residents, not just a few interest groups. Through the consultation process, Council gave equal opportunity to all residents, individuals, and interest groups to share their opinions.

Through the development of a precinct plan for Charles Hand Park and the Rosny Parklands, Council will be able to address issues such as where current facilities, including dog exercising areas, could be relocated. The precinct plan will include community consultation.

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

Nil.

**5.4 QUESTIONS WITHOUT NOTICE**

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

Questions are to relate to the activities of the Council. Questions without notice will be dependent on available time at the meeting.

Council Policy provides that the Chairperson may refuse to allow a question on notice to be listed or refuse to respond to a question put at a meeting without notice that relates to any item listed on the agenda for the Council meeting (note: this ground for refusal is in order to avoid any procedural fairness concerns arising in respect to any matter to be determined on the Council Meeting Agenda).

When dealing with Questions without Notice that require research and a more detailed response the Chairman may require that the question be put on notice and in writing. Wherever possible, answers will be provided at the next ordinary Council Meeting.

Council's Public Question Time Policy can be found on Council's website at [Public Question Time - City of Clarence : City of Clarence \(ccc.tas.gov.au\)](https://www.ccc.tas.gov.au/Public-Question-Time)

## **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)

### **ACCESSIBLE NATURAL PLACES**

Mrs Joanne Marsh addressed the meeting regarding the above matter.

### **AFL HIGH PERFORMANCE CENTRE**

Mr Adam Poultney addressed the meeting regarding the above matter.

Mrs Rosalie Saville addressed the meeting regarding the above matter.

Mr Andrew Lyden addressed the meeting regarding the above matter.

<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-2023/033823 – 28 LANENA STREET, BELLERIVE - CHANGE OF USE TO VISITOR ACCOMMODATION (RETROSPECTIVE)****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Change of Use to Visitor Accommodation (retrospective) at 28 Lanena Street, Bellerive.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Sustainable Transport Code and the 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 February 2024.

**CONSULTATION**

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

- Noise;
- Traffic;
- Privacy;
- Rubbish; and
- Property management.

**RECOMMENDATION:**

- A. That the Development Application for Change of Use to Visitor Accommodation (Retrospective) at 28 Lanena Street, Bellerive (Cl Ref PDPLANPMTD-2023/033823) be approved subject to the following condition.
1. GEN AP1 – ENDORSED PLANS.
- 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.

/ Refer to Page 13 for Decision on this Item...

**DEVELOPMENT APPLICATION PDPLANPMTD-2023/033823 – 28 LANENA STREET, BELLERIVE - CHANGE OF USE TO VISITOR ACCOMMODATION (RETROSPECTIVE) /contd...**

<b>Decision:</b>	<b>MOVED</b> Cr Ritchie <b>SECONDED</b> Cr Mulder
	<p>“A That the Development Application for Change of Use to Visitor Accommodation (Retrospective) at 28 Lanena Street, Bellerive (CI Ref PDPLANPMTD-2023/033823) be approved subject to the following condition and advice:</p> <p>1. GEN AP1 – ENDORSED PLANS.</p> <p><b>ADVICE</b></p> <p>a. This Permit will lapse after two years from the date on which it is granted unless the development/use has been substantially commenced. Upon request, under Section 53(5A) of the Land Use Planning and Approvals Act 1993, Council may grant an extension of time for a further two years. A further two years may be granted upon request under Section 53(5B) of the Land Use Planning and Approvals Act 1993. Any such requests must be made in writing and within six months of the day on which the permit has lapsed.</p> <p>b. Please note that there is a general obligation not to cause a statutory nuisance under the Local Government Act 1993, nor an environmental nuisance under the Environmental Management and Pollution Control Act 1994, by way of noise or other pollution. Failure to comply with these requirements may lead to enforcement action being taken by authorised persons.</p> <p>c. Due to the size of the building, the number of room and potential number of visitors for the proposed use, there may be a requirement for a change of use under the Building Act 2016 requiring works undertaken to comply with the Building Regulations 2016 and the current National Construction Code. It is recommended that you contact a Building Surveyor to undertake an assessment.</p>

/ Decision contd on Page 14...

**DEVELOPMENT APPLICATION PDPLANPMTD-2023/033823 – 28 LANENA STREET, BELLERIVE - CHANGE OF USE TO VISITOR ACCOMMODATION (RETROSPECTIVE) /Decision contd...**

- 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."

**CARRIED****FOR**

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

**AGAINST**

Cr Darko  
Cr James  
Cr Warren

**7.2 DEVELOPMENT APPLICATION PDPLANPMTD-2023/040318 – 40A KING STREET, BELLERIVE - ADDITIONS AND ALTERATIONS TO DWELLING****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for additions and alterations to a dwelling at 40A King Street, Bellerive.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Sustainable Transport Code and the Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). The property is also subject to the Bellerive Bluff Specific Area Plan – Ridge Precinct. 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 permission of the applicant and now expires on 7 February 2024.

**CONSULTATION**

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

- Overshadowing;
- Visual impacts;
- Heritage; and
- Loss of privacy.

**RECOMMENDATION:**

- A. That the Development Application for Additions and Alterations to Dwelling at 40A King Street, Bellerive (CI Ref PDPLANPMTD-2023/040318) be approved subject to the following condition.
1. GEN AP1 – ENDORSED PLANS.
- 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.

/ Refer to Page 16 for Decision on this Item...



**DEVELOPMENT APPLICATION PDPLANPMTD-2023/040318 – 40A KING STREET, BELLERIVE - ADDITIONS AND ALTERATIONS TO DWELLING /contd...**

<p><b>Decision:</b>                      <b>MOVED</b> Cr James <b>SECONDED</b> Cr Chong</p> <p>“That the Recommendation be adopted”.</p> <p style="text-align: right;"><b>CARRIED UNANIMOUSLY</b></p>
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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 Items.

<b>8.2 ASSET MANAGEMENT</b>
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Nil Items.

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

#### **8.4 GOVERNANCE**

Nil Items.

## 9. MOTIONS ON NOTICE

### 9.1 NOTICE OF MOTION – COUNCILLOR WALKER AFL HIGH PERFORMANCE CENTRE - PRECINCT PLANNING PROCESS

In accordance with Notice given it was:

**Decision:** **MOVED** Cr Walker **SECONDED** Cr Ritchie

- “A. That Council, as a part of the precinct planning process (however named) associated with the AFL High Performance Centre, authorises the CEO to:
- identify potential options for new off lead / effective control areas for dog walkers in order to offset potential losses associated with the development of the AFL High Performance Centre (HPC) in Rosny Park.
  - include a review of rules around beach access for dogs as part of the process; and
  - provide advice regarding options and recommendations to Council at a workshop at an appropriate time.
- B. That the Clarence Dog Owners Group (CDOGS) and Hobart Dog Walking Association are recognised as stakeholders in the AFL High Performance Centre precinct planning process.”

**CARRIED**

**FOR**

Cr Blomeley  
Cr Chong  
Cr Goyne  
Cr Hulme  
Cr Hunter  
Cr Kennedy  
Cr Ritchie  
Cr Walker

**AGAINST**

Cr Darko  
Cr James  
Cr Mulder  
Cr Warren

**10. COUNCILLORS' 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 Kennedy

With regard to communications, we have an overwhelming amount of younger people in the community that have wanted to have their say on the High Performance Centre in a positive way and their mechanism is through social media. Is there an easier way forward to get the message out to the broader people of Clarence because there is an overwhelming amount of youth that aren't apparently being heard. I would like to have some advice on the best way, is it to have them in for a deputation, do we ask them all to come in like we have seen tonight, what would be the best way?

**ANSWER**

(Head of Strategic Development, Communication and Engagement) We do have campaigns through social media, but I will take that on notice and consider further.

(Further information) Continuing to improve how we hear from young people is so important and an ongoing focus across our engagements. One finding so far is that there isn't one way or one best way of communicating with and hearing from young people. We consider project by project how we can reach people eight to eighty and try to then do this in a time and cost-effective way. Every project is different; therefore, each consultation needs to be tailored to suit the needs of the community we are trying to engage with.

We know from the recent Living in Clarence Survey results that younger people prefer online to hear about engagement and to contribute. For all age groups a survey was the preferred way of sharing feedback (favoured by 70% of Respondents). The core challenge is how to get the word out for people to complete our surveys. We have been trying different things and being in places where young people are is a critical element.

Across all our engagements, we use a multi-media channel approach – social and legacy media, radio (commercial and non-commercial) and our web platforms, as well as other activities, such as establishing pop-ups at youth focused community events to reach the young people in our communities, holding focus groups with our youth to hear their views on important matters, and undertaking a specific youth needs analysis to deep-dive into the key drivers and needs of our youth in the city. We monitor the ages of contributions and are finding that consultations involving parks and outdoors are of most interest and get the highest proportions of young people. Our findings inform our future engagement activities.

Cr Warren

1. Last year I asked about the tree strategy which I understand was on hold at that time. Could I have an update on that please, given that we are planning to cut down a significant number of mature trees in the area and I would like to know what plans we have for replacing those and increasing our tree canopy?

**ANSWER**

Taken on notice.

(Further information) Council commenced the Seven Mile Beach Tree Strategy last year with consultants Inspiring Place. This project was prioritised first due to the drafting of the Local Area Plan and Stormwater Plan. The Seven Mile Beach work has helped inform the scope for our Urban Tree Strategy. The first phase in development of the strategy is to undertake a canopy cover assessment.

This will be a priority of the new Team Leader Environment and Biodiversity, which has just been recently advertised. It is anticipated the strategy will have recommendations regarding offsetting.

In addition, as part of the ongoing discussions with the state government in relation to the proposed AFL High Performance Centre, an offset plan will be required to replace the trees requiring removal.

2. Earlier in the meeting you as Mayor tabled a communication regarding the AFL Centre. Will you also be tabling the significant number of negative letters we have received on the topic?

**ANSWER**

(Mayor) Referring to our meeting procedures, the Mayor or Chairperson may make any communication to Council that the Mayor or Chairperson considers necessary. I made that call; that is my prerogative, so the answer is clearly, no.

Cr Darko

Following on from Cr Warren's question I was contacted today by a resident concerned with the removal of trees on Natone Hill. They said that what appeared to be completely healthy wattles were being chopped down along the track and they asked how this is assessed as being a fire danger when they did appear completely healthy, and I wonder whether alternatives to tree removal were considered and how might we avoid removing trees more often in future?



**ANSWER**

(Head of Infrastructure and Natural Assets) I will take that on notice because there would have been specific reasons for those tree removals, so I will obtain the details and provide them to Council.

(Further information) Councillors previously received a briefing report advising that these saplings and undergrowth were removed as part of an approved hazard management plan for Natone Hill. Council is required to undertake these works from a risk mitigation point of view to protect neighbouring properties from the risk of bushfire.

Cr Goyne

1. I have put in an elected member request regarding this, I have been speaking to the resident of 62 Bastick Street regarding an easement adjacent to the property. They have been in communication with Council many times over the years. They are quite concerned due to their age and ill health and would like it tidied up for the Will. I was hoping to have an update on my elected member request of 5 December as to what the progress is on the selling and/or allocation of the easement adjacent to 62 Bastick Street?

**ANSWER**

Taken on notice.

(Further information) The Elected Member Request has now been responded to. To clarify, the area of land the resident is referring to is not an easement and forms part of the road reservation. The resident has been previously advised that it is not possible for Council to sell part of the road reservation to them. Council's Open Space team are in contact with the resident's son to discuss maintenance of the nature strip and to reduce sight distance issues for vehicles exiting Seabird Lane.

2. My question is regarding the collection of hard waste. I have had a lot of contact since Christmas in regard to people just realising that we are not hosting the collection this year. Was the hard waste itemised on our rates or is it just something that is considered to be a service provided, or is it something that was paid for by residents and not provided? Do we have an update on our plans going forward? I know that we looked into options for a booking service for certain residents and other options.

**ANSWER**

(Chief Executive Officer) In terms of the funding it does not appear on the rates as a separate item. It is a cost that is incurred through our operational budget so it is effectively included in the general rate, but I will confirm that for you. Any change to our current position in terms of hard waste collection will be a matter for our upcoming budget and that is an issue that we will discuss during the process.

(Further information) The previous advice that hard waste collection was included in the general rate was incorrect. The hard waste costs were previously included in the kerbside collection budget, as this service was provided to all residents that have kerbside collection. The costs for collection of Kerbside, recycling and green waste are all disclosed separately on the rates notice.

With the removal of the hard waste collection budget in 23/24, the kerbside collection budget only increased by 3% while green waste and recycling collection budgets increased by around 12.5%. If the hard waste collection had been provided again in 23/24, the kerbside collection budget would have seen an increase of 25% over the 22/23 budget.

Cr Hulme

In relation to the High Performance Centre, we have seen concept plans but the detailed design has not been done yet and there is a number of things that we were looking at possibly happening. I understand that the report said that the skatepark may possibly need to be removed. It wasn't a fait-accompli but then there was an opportunity mentioned to develop some youth related activity elsewhere. There is consideration of how it is going to affect the tennis club there is also how it will affect the design of the other areas of the parkland which are not covered by the centre and in relation to the City Heart Plan. I just wonder what the timeframe will be to iron out some of these details and find out what will be happening?

**ANSWER**

(Chief Executive Officer) I cannot give you a precise answer at this time. Since we returned from the Christmas break, we have been working on what we consider to be key terms from a Council perspective for the Heads of Agreement. I have a preliminary meeting with the Department of State Growth on Thursday in regard to that and those are the sort of issues that we will be fleshing out in terms of not only design but key stakeholders, how those processes will be managed and who will be responsible for those. I hope to be able to provide an update in the next couple of weeks.

Cr Hunter

On behalf of some residents of Howrah and Tranmere is there a possibility that Council will investigate erecting a fence around the play equipment at Carella Park?

**ANSWER**

Taken on notice.

(Further information) As outlined in the Weekly Briefing Report of 15 January 2024, the play equipment at the northern end of Carella Park will be due for renewal within the next five years. Prior to renewal a master plan will be developed for the park, and any fencing will be considered during development of that master plan.

Cr Mulder

1. Mr Mayor my question relates to communication that you have had with Dr Ian Sale of Opossum Bay regarding Spitfarm Road. The content of that correspondence was that Spitfarm Road, although it is deplorable and totally unfit or safe, is something that Council cannot be spending money on and also you have ruled out the alternative of connecting through a bypass through Bodega Court to service the golf course which goes through private property. Unfortunately, as you point out, that subdivision that was long planned for the area cannot go ahead due to the fact that it falls outside the urban growth boundary.

Why can we be so keen to switch the urban growth boundary when it suits the Skylands development, but we are not entertaining the prospect of moving the urban growth boundary to allow for suitable development in Opossum Bay when it is eminently suited to it? My question is why can't we support a movement of the urban growth boundary or construct the road anyway?

**ANSWER**

(Mayor) As you may be aware from discussions with Mr Sale I have a great deal of sympathy for his position. I think we all have, and I think you have raised some very good points. I am sure that we all agree that we would like to see a solution sooner rather than later because that part of our city is just going to take off, particularly when Arm End becomes operational and also when the water goes through. There is a lot of sympathy there from my perspective, I expressed that in my response to Mr Sale and in my several conversations with him over recent months.

The Chief Executive Officer took the question on notice.

(Further information) The Urban Growth Boundary (UGB) in Clarence is a construct of the Southern Tasmanian Regional Land Use Strategy (STRLUS). STRLUS plays a significant part in the consideration of any amendment to the Local Provisions Schedule of a planning scheme, in that it must be consistent with the relevant regional land use strategy. Section 19.6 - Greater Hobart Residential Strategy of STRLUS specifically restricts residential growth to primarily within the UGB, identifies a 50/50 greenfield to infill ratio and identifies density provisions. Furthermore, STRLUS identifies that, to ensure an orderly release of land within the UGB, it should generally be planned through a Structure Plan process prior to a rezoning process. One of the key aspects of the structure plan process is the consideration of infrastructure provision and sequencing to these areas. This is supported through the specific Regional Policy SRD2 under Section 19.7 of STRLUS which articulates these provisions.

For Council to consider amendments to the planning scheme for areas which are isolated residential pockets and are unlikely to have timely, sequential, and efficient service provisions, changes to the UGB would be required, which requires Ministerial consent.

Accordingly, rezoning for residential growth outside these constraints in Clarence is unlikely to be supported through the Tasmanian Planning Commission as it clearly does not meet the legislative criteria. The Clarence City Council Strategic Plan 2021–2031 already identifies key strategic projects and initiatives which will assist in the development of future housing stock. It is considered that the primary focus of strategic planning resources should be on undertaking and achieving these projects and initiatives.

2. My question is regarding something that was alluded to before and it relates to Mayoral Communication. It is all the positive news and none of the negative news. Surely in the interest of balance Mr Mayor you should at least give us the number of letters you have had for and against rather than just flag waving the nice ones?

**ANSWER**

(Mayor) Again I refer to the consolidated meeting procedures, it is my prerogative. I was elected on a positive platform, and I will continue to be a positive advocate for this city and all the Council determines to do.

Cr Ritchie

My question is in relation to consultation that is being undertaken regarding a potential new youth centre in the city. I am just wondering when we may expect to see any information from the consultation, the online survey and that sort of material and when we might expect a timeline for the first flush of information to come back to councillors?

**ANSWER**

(Head of Community and Culture) We are expecting a draft report from the consultant shortly for us to consider with the final expected in February. As soon as that information is available, we will provide it to Councillors.

#### **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.

Cr Mulder left the meeting at this stage and did not return (8.35pm).

## 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 T1507-23 PANEL OF PROVIDERS FOR THE SUPPLY OF NATURAL ASSET MAINTENANCE SERVICES

11.3 SPORTING CLUB REQUEST

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:

- commercial information of a confidential nature that, if disclosed, is likely to prejudice the commercial position of the person who supplied it;
- contracts and tenders for the supply of goods and services; and
- 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 Ritchie **SECONDED** Cr Hunter

“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**

Cr Kennedy left the meeting at this stage (8.36pm).

The Meeting closed at 8.42pm.

**CLOSED MEETING /contd...**

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

**11.2 TENDER T1507-23 PANEL OF PROVIDERS FOR THE SUPPLY OF NATURAL ASSET MAINTENANCE SERVICES****Decision:****MOVED** Cr Hunter **SECONDED** Cr Chong

- “A That Council authorises a standing contract Panel be established for the supply of Council’s natural asset maintenance services.
- B. That the Tender for the standing offer contract for the supply of natural asset maintenance services be awarded to, and the Panel initially comprise, the following suppliers, for an initial term commencing on the date of the Letter of Acceptance and ending one year after the date of the Letter of Acceptance with an option to extend at Council’s discretion for a further term of two years:
- Axel Meiss (The Meiss Family Trust);
  - Corporate Maintenance Solutions (Tas) Pty Ltd;
  - State-wide Earthworks Pty Ltd;
  - Troy Michael Williams;
  - Land by Hand Bushland Services;
  - Art of Gardening;
  - State-wide Contracting (Tas) Pty Ltd;
  - Andrew Robert Woolford and Corinna Mercy Woolford T/A Tasflora;
  - Pakana Services Ltd;
  - Duncan Marshall Hearth Services;
  - Luke Moore Contracting Pty Ltd / Moore Civil Contracting;
  - Richard T Bauer;
  - Mtn. Trails Pty Ltd;
  - Oliver Strutt Family Trust;
  - Julian James Scollain – Australian Flora Garden Design;
  - Fencemakers Tasmania – Raymond John Brown;
  - The Trustee for Shield Garden and Acreage Trust Trading as Shield Garden and Acreage Pty Ltd;
  - Tasmanian Tree Care Pty Ltd;

/ Decision contd on Page 30...

**TENDER T1507-23 PANEL OF PROVIDERS FOR THE SUPPLY OF NATURAL ASSET MAINTENANCE SERVICES /Decision contd...**

- Tabatha Badger t/a Tabatha Badger Conservation and Land Management;
- Jacob Ned Robinson;
- Jacob Edward Thiessen;
- Fulcrum Commercial Pty Ltd;
- Active Tree Services Pty Ltd;
- Jake Palmer;
- James Collinson – Wildlands; and
- Geoffrey John Easton.

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."

Cr James returned to the meeting at this stage (8.39pm).

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

**FOR**

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

**AGAINST**

Cr James (abstained)