

# MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 26 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
B	Hunter
R	James
W	Kennedy
J	Walker
B	Warren; present.

## 1. APOLOGIES

A	Ritchie, Deputy Mayor
D	Hulme (Leave of Absence)
T	Mulder

## IN ATTENDANCE

Acting Chief Executive Officer  
(Ms C Shea)

Head of Infrastructure & Natural Assets  
(Mr R Graham)

Chief Financial Officer  
(Ms J Murrell)

Head of City Planning  
(Mr D Marr)

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)

The Meeting closed at 8.06pm.

**COUNCIL MEETING**  
**MONDAY 26 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 5 February 2024 and the Special Council (Planning Authority) Meeting held on 13 February 2024, as circulated, be taken as read and confirmed.

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

“That the Minutes of the Council Meeting held on 5 February 2024 and the Special Council (Planning Authority) Meeting held on 13 February 2024, 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:

- 6 February: Richmond Bicentenary – Open House Launch;
- 8 February: Howrah Primary School Media Event;  
ABC Radio Interview;
- 10 February: Heritage Farming Expo – Richmond;
- 14 February: Official Launch – 20<sup>th</sup> Anniversary Crown Series Regatta – BYC;
- 16 February: Official Opening of Arkley & Co;  
Reception with The Ambassador of Timor Leste;
- 17 February: Geilston Bay Boat Club Jetty Celebration;  
Estia Festival – Greek Taverna Celebration;
- 19 February: AUKUS Forum – Technopark  
Meeting with Senator Wendy Askew;  
Meeting with SAPRA Committee;
- 20 February: 2024 Annual Floral Tribute;  
Meeting with Ian Roberts;  
Business Eastern Shore – Business after 5;
- 21 February: Order of Saint John of Jerusalem – Bethlehem House Employability;  
Program Luncheon – Fundraising Lunch;
- 22 February: Meeting with Clarence Lions Club;  
Clarence Jazz Festival – Media Call;
- 25 February: Clarence Jazz Festival Long Table Lunch;  
Mona Foma – Arka Kinari – Bellerive Waterfront;
- 26 February: Public & Active Transport/Health in Clarence Meeting; and  
2025 Australasian Police & Emergency Services Games Launch.

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

24 February: Sounding of the Bell to Welcome the Year of the Dragon; and  
Cricket Tasmania WNCL Final.

**BUSINESS AND EMPLOYMENT SOUTHEAST TASMANIA**

- The Mayor tabled the Business and Employment Southeast Tasmania Members' Report dated July to December 2023.

**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**

Cat Management Presentations  
Budget

**DATE**

12 February

**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**

Representative: Cr James Walker

**Quarterly Reports**

December Quarterly Report pending.

**Representative Reporting**

Cr Walker advised that a meeting was held earlier this month and a report and the minutes will be provided shortly.

- **SOUTHERN TASMANIAN REGIONAL WASTE AUTHORITY**

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

**Representative Reporting**

Cr Warren advised that the Authority met on 22 February 2024 and noted that in the recent Garage Sale Trail, Clarence topped the State and came third in the nation. Cr Warren expressed appreciation to Council's Communications Team and Council's Manager Waste and Sustainability, Mr Micky Young.

- **TASWATER CORPORATION**

The Mayor advised that he attended the half yearly briefing to Owners' Representatives on 14 February 2024 and tabled a presentation provided to that meeting.

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**REPORTS FROM SINGLE AND JOINT AUTHORITIES /contd...****• GREATER HOBART COMMITTEE**

The Mayor advised that due to the State Election being called and the caretaker provisions now in place, the scheduled meeting has been postponed to be reconvened when a new Government is formed.

The Mayor further advised that:

- on 20 February he attended the Greater Hobart Mayors' monthly meeting; topics included:
  - a presentation from the Committee for Greater Hobart;
  - an update on the Derwent ferry expansion project;
  - a discussion regarding Greater Hobart South Asian communities; and
  - public safety.
- On 22 February the Rockliff Liberal Government announced a 20 million dollar commitment to support the expansion of the River Derwent terminal network. The Mayor tabled a copy of the Greater Hobart Mayors' media release welcoming that funding announcement.

**REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES****RICHMOND ADVISORY COMMITTEE**

- Cr Chong tabled the minutes of the Richmond Advisory Committee held on 17 January 2024.

**SUSTAINABILITY ADVISORY COMMITTEE**

- Cr Hunter tabled the minutes of the Sustainability Advisory Committee held on 5 February 2024.

**4.6 WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 5, 12 and 19 February 2024 have been circulated to Councillors.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 5, 12 and 19 February 2024 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.

Ms Jenny Rayner of Montagu Bay gave notice of the following questions:

#### **AFL HIGH PERFORMANCE CENTRE**

1. There has been considerable concern in the community about the selected locations for the proposed AFL High Performance Centre. Other locations such as Cambridge, which was a possibility at one time, might have been less controversial. Can Council please advise what benefits the AFL saw for them and for the community at large in choosing the parkland sites, bearing in mind that the destruction of these areas will represent a significant loss in public open space?
2. An informal survey of Charles Hand Park has estimated a total of over 50 mature trees including blue gums and cypresses, and a number of exotic deciduous trees. Can Council please advise whether they will commit to replace any trees that are removed in the course of the construction works, whether this would be on the basis of “like for like” and whether the cost of such works will be covered by the State Government project funding or by Clarence ratepayers?

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

#### **AFL HIGH PERFORMANCE CENTRE**

On p666 of the December 11 Council Meeting Notes for councillors, it reads “Targeted consultation has been undertaken with key stakeholders who would be directly impacted by the development of a HPC at the Charles Hand Park and Geilston Bay sites.”

Consultation is defined as “the act of exchanging information and opinions about something in order to make a decision.”

1. Did you receive any opinions from the users of the Rosny skate park? The Bastick Street residents on the boundary of CHMP and any Dog Owner Association over the decision to have the Parkland become an AFL oval plus potential infrastructure, or are they not considered KEY stakeholder?

/ contd on Page 11...

**PUBLIC QUESTIONS ON NOTICE /contd...**

Mr Polglase had submitted a second question which was inadvertently omitted from the Agenda. The second question listed below was addressed at the meeting.

2. How many of our 12 councillors can say that before they voted on where the High-Performance Centre and ovals would be placed on December 11, they were aware Charles Hand Memorial Park is a designated Dog off-lead exercise site.

**5.2 ANSWERS TO QUESTIONS ON NOTICE**

Council's Acting Chief Executive Officer provided the following answers to the questions from Ms Jenny Rayner at Item 5.1.

**AFL HIGH PERFORMANCE CENTRE**

1. Council officers identified multiple possible sites within the city for a potential High Performance Centre, a shortlist of these was noted in the council report for the meeting of Monday, 11 December 2023. Council voted to submit two sites to the Expressions of Interest process, both situated in the Rosny Parklands and Charles Hand Park area.

As to the benefits AFL saw in these sites when selecting, council cannot speak to this. This question is best directed to the AFL.

2. As part of the ongoing planning for the High Performance Centre in Charles Hand Memorial Park and the Rosny Parklands, Council will require a detailed survey of the trees which will be impacted by the construction of the ovals and building. It will be a requirement of any agreement with the Department of State Growth that they prepare and implement an offset plan, subject to council approval.

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

**AFL HIGH PERFORMANCE CENTRE**

1. 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.

Council received a number of survey submissions from residents citing the positives of having the High Performance Centre next to the Rosny Skate Park, as well as concerns around its proximity.

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

Council staff spoke to a number of Bastick Street residents and encouraged and facilitated them to complete the online survey. There was also an in-person consultation presence at the Paint, Party, Run event, in close proximity to Charles Hand Park and Bastick Street.

The topic of the current dog use in Charles Hand Memorial Park was raised by a number of survey respondents. Due to the anonymity of the survey, council is unable to determine if the respondent represented any particular dog owners' group.

Through the development of a precinct plan for Charles Hand Memorial Park and the Rosny Parklands, council will again engage in community consultation".

2. This is a matter for individual councillors.

<b>5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE</b>
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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)

Mr Victor Marsh of Bellerive asked the following question.

**FUTURE OF PARKS AND RESERVE IN CLARENCE**

Now that the Clarence Council and the AFL have done a deal to try and build a high performance centre therefore destroying our two inner city parks - Charles Hand Memorial Park and Rosny Park in the process, does that now mean that any parks or reserves in the City of Clarence are now up for grabs by any developer who wants to have an expression of interest in them including Cricket Tasmania who are now on the lookout for land on the Eastern Shore to build their high performance training centre?

**ANSWER**

The Mayor provided the following response.

The answer is no, but rest assured, we will always engage with our community.

<b>6. DEPUTATIONS BY MEMBERS OF THE PUBLIC</b>
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(In accordance with Regulation 38 of the Local Government (Meeting Procedures) Regulations 2015 and in accordance with Council Policy, deputation requests are invited to address the Meeting and make statements or deliver reports to Council)

**THE KANGAROO BAY PEDESTRIAN CROSSING**

Mrs Joanne Marsh addressed the meeting regarding the above matter.

**REFLECTIONS ON RESPECT**

Mr Thomas Chick addressed the meeting regarding the above matter.

**AFL HIGH PERFORMANCE CENTRE**

Mr Mark Brown 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-2023/041144 – 11 SUNNYSIDE ROAD, LINDISFARNE - DEMOLITION OF EXISTING DWELLING AND TWO NEW MULTIPLE DWELLINGS****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Demolition of Existing Dwelling and two New Multiple Dwellings at 11 Sunnyside Road, Lindisfarne.

**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 period which expires 28 February 2024.

**CONSULTATION**

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

- Views;
- Amended plans;
- Overshadowing;
- Visual Impacts; and
- Privacy.

**RECOMMENDATION:**

A. That the Development Application for Demolition of Existing Dwelling and two New Multiple Dwellings at 11 Sunnyside Road, Lindisfarne (Cl Ref PDPLANPMTD-2023/041144) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.

2. This permit approves the use of the site for two multiple dwellings only. The lower level of each building is not to be used as a separate self-contained residence.
3. ENG A1 – NEW CROSSOVER.
4. ENG M1 – DESIGNS DA.
5. ENG A7 – REDUNDANT CROSSOVER.
6. ENG M5 – EROSION CONTROL.
7. ENG A5 – SEALED CAR PARKING.
8. ENG S1 – INFRASTRUCTURE REPAIR.
9. The development must meet all required Conditions of Approval specified by TasWater notice dated [21/12/2023] (TWDA 2023/01753-CCC).

**ADVICE**

- a. A Building Surveyor is required to be engaged, to create and certify an Application for Building Approval.
- b. Council, as a Stormwater authority, formed a view that the proposed development will intensify the stormwater discharge from the property and hence requires approval under the Urban Drainage Act 2013 and the stormwater is to be designed as per Council's Stormwater Management Procedure for new development [Stormwater-Management-Procedure-for-New-Development (1).pdf]. This requirement will be assessed as part of engineering plans assessment if the proposed DA is approved.

If you would like to discuss what is required to meet Council's requirements in regards to stormwater, please contact Council's Development Engineers on 6217 9500.

- 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 18 for Decision on this Item...

**DEVELOPMENT APPLICATION PDPLANPMTD-2023/041144 – 11 SUNNYSIDE ROAD, LINDISFARNE - DEMOLITION OF EXISTING DWELLING AND TWO NEW MULTIPLE DWELLINGS /contd...**

<b>Decision:</b>	<b>MOVED</b> Cr Hunter <b>SECONDED</b> Cr Goyne	
	“That the Recommendation be adopted”.	
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Cr Blomeley	Cr James (abstained)
	Cr Chong	
	Cr Darko	
	Cr Goyne	
	Cr Hunter	
	Cr Kennedy	
	Cr Walker	
	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**

Nil Items.

## 8.2 ASSET MANAGEMENT

Nil Items.

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

**8.4 GOVERNANCE****8.4.1 QUARTERLY REPORT TO 31 DECEMBER 2023****EXECUTIVE SUMMARY****PURPOSE**

To consider the Chief Executive Officer's Quarterly Report covering the period 1 October to 31 December 2023.

**RELATION TO EXISTING POLICY/PLANS**

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

**LEGISLATIVE REQUIREMENTS**

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

**CONSULTATION**

Not applicable.

**FINANCIAL IMPLICATIONS**

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

**RECOMMENDATION**

That the Quarterly Report to 31 December 2023 be received.

**Decision:** **MOVED** Cr Chong **SECONDED** Cr Hunter

"That the Recommendation be adopted".

**CARRIED**

**FOR**

Cr Blomeley  
Cr Chong  
Cr Darko  
Cr Goyne  
Cr Hunter  
Cr James  
Cr Kennedy  
Cr Warren

**AGAINST**

Cr Walker (abstained)

**8.4.2 FUTURE OF LOCAL GOVERNMENT REVIEW – FINAL REPORT – COUNCIL SUBMISSION****EXECUTIVE SUMMARY****PURPOSE**

To seek Council's endorsement of the submission to the Minister for Local Government regarding the Final Report of the Local Government Board's Future of Local Government Review.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2021-2031 is relevant.

**LEGISLATIVE REQUIREMENTS**

The *Local Government Act* 1993 is relevant.

**CONSULTATION**

The Local Government Board has been undertaking stakeholder and community consultation on the Future of Local Government Review since March 2022. The Board presented its final report to the Minister at the end of October 2023. The Minister provided the report to all Tasmanian Councils for comment with the closing date for submissions being 29 February 2024.

**FINANCIAL IMPLICATIONS**

There are no immediate financial implications arising from the submission of a response to the Minister.

Financial implications may arise from any reforms adopted but these are not quantifiable or known at this stage.

**RECOMMENDATION:**

That Council notes the submission (Attachment 1 to the Associated Report), regarding the Local Government Board's Final Report on the Future of Local Government and authorises the Chief Executive Officer to forward the submission to the Minister for Local Government.

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



**FUTURE OF LOCAL GOVERNMENT REVIEW – FINAL REPORT – COUNCIL SUBMISSION /contd...****Decision:****MOVED** Cr Hunter **SECONDED** Cr Goyne

“That the Recommendation be adopted”.

**CARRIED****FOR**

Cr Blomeley  
Cr Chong  
Cr Darko  
Cr Goyne  
Cr Hunter  
Cr Kennedy  
Cr Walker  
Cr Warren

**AGAINST**

Cr James (abstained)

**9. MOTIONS ON NOTICE**

Nil Items.

**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 Ritchie

Could we have an update on any progress in relation to the motion which Clarence City Council successfully put forward to the Local Government Association of Tasmania in relation to short stay accommodation and the establishment of a reference group to further the prospects of a sector wide position on short stay accommodation?

**ANSWER**

(Chief Executive Officer) I spoke with representatives of the Local Government Association of Tasmania today who advised that they had drafted a discussion paper to send to the Housing Reference Group for feedback and that we should receive a copy of that in the coming days. Depending on the feedback from that reference group, a discussion paper will then be sent out to the broader sector ahead of the March General Meeting for discussion.

(Further information) The LGAT Housing Reference Group met on 16 February to review the discussion paper. It is intended that a draft response document will be circulated to the Housing Reference Group ahead of the March General Meeting.

Cr Mulder

1. My question is regarding the Skylands proposal, I have been led to believe that the structure plan is being developed by the Skylands proponents, rather than the planning staff and Councillors in collaborations with the community as required by Cr Hunter's motion. Could you confirm or deny that?

**ANSWER**

The structure plan will be prepared through Council. We may seek some third party assistance through consultant planners and the like. The proponent of the master plan has offered to provide assistance and we are still exploring what that might look like and whether it is appropriate but at this stage we are still developing the project plan and determining those items which need to be undertaken as part of the structure plan.

2. Mr Mayor, I note that in your communication you have departed from the recent convention of reading out some communications from the community. In that absence my question is, were any received and if so, how many were supportive of council actions and how many were critical?

**ANSWER**

(Mayor) We addressed this at the last council meeting.

**Cr Hunter**

1. My question relates to Bellerive Beach playground. I have been made aware by community members and community groups that use both the beach and the playground that they have been ticketed because it is a two hour limit. Is it possible to consider extending it to three hours to promote health and well-being in the community?

**ANSWER**

(Chief Executive Officer) That timing of traffic controls and parking controls was investigated at the time that the park was established, and the two hour time limit was designed to promote turnover in the area so that more people are able to use the park and to encourage a particular type of parking behaviour.

(Further information) An increase in local car parking demand occurred after upgrades to Bellerive Oval and Bellerive Beach Park in 2015. Following community consultation and a survey of car parking demand, Council at its meeting of 26 October 2015 adopted a plan to implement 2 hour parking restrictions between 9am and 5pm Monday to Friday in the Bellerive Beach carpark. A subsequent Notice of Motion was put to Council, following which the decision was made on 15 March 2016 to extend the 2 hour parking limit in the carpark from 9am to 9pm 7 days per week. Council's Head of Infrastructure and Natural Assets has delegation from the Transport Commissioner to establish parking restrictions however, considering time restrictions for this particular area were adopted by Council it is appropriate for changes to car parking restrictions at Bellerive Beach Park to be a decision of Council.

2. Will UTAS again be engaged to do some research in conjunction with the Skylands structure plan and master plan?

**ANSWER**

(Head of City Planning) We are still working through what opportunities there are and what the needs are in developing the structure plan given the engagement on the structure plan will be different to the master plan itself, if that is what you are referring to, so I do not have a firm answer. We are in contact with the University in terms of opportunity for the planning students to be involved to look at the master plan for the site and the proponent has been in agreement with that.

Cr Hulme

My question refers to Minister Jaensch's correspondence to the Chief Executive Officer of 14 July in relation to my motion which passed both this chamber and the Local Government Association of Tasmania General Meeting relating to restrictive covenants, I wondered if we could have an update?

**ANSWER**

(Chief Executive Officer) I have not received any update at all, but I will follow up with the Minister and provide a response to council.

(Further information) A letter has been forwarded to the Minister for Parks, the Hon Nick Duigan MLC, seeking an update on this issue. Further advice will be provided once a response has been received.

Cr James

1. My question relates to the Royal Hobart Golf Club. Are we able to be provided with what were the key determinations of the Tribunal's judgement in supporting the people's case to refuse the development at Regal Court?

**ANSWER**

(Mayor) The TASCAT judgement was circulated to all elected members today. The Chief Executive Officer and I did discuss that this afternoon; however, rather than "on the fly" as it were as it has already been provided to councillors it would be appropriate to also provide an overview in the Weekly Briefing Report rather than now without the judgement in front of us in fairness to all parties.

(Further information) A memo and copy of the decision was included in the Weekly Briefing Report for the week beginning 5 February 2024.

2. Mr Mayor you have on occasions referred to us as a board of directors and we have carried out our duties as a board of directors. Are we required to have an identification number?

**ANSWER**

(Head of Governance) I am not aware that each councillor requires a number or council as a whole.

Cr Walker

1. My question primarily to place on record is regarding the sensors placed around council car parks including along Bligh Street. They all feature individual numbers on each parking bay. Can you confirm or clarify that these are for the rangers' benefit rather than the carpark users and I ask that because I am receiving feedback about the size of the numbers and some people having difficulty being able to read them. I note in Hobart there are large numbers on the kerb?

**ANSWER**

(Chief Executive Officer) I will take that on notice, but I do make the point that the numbers on the kerb in Hobart are because of paid parking.

(Further information) The bay numbering enables staff to verify the bay number with the sensor to ensure the accuracy of any infringement issued.

2. Staff and Councillors receive professional development through both internal and external providers. Could I be furnished with the details of all external sessions that have occurred in 2023 at the council offices rather than external venues including the course subject titles, the course providers and the cost to council for the delivery of these programs? Ideally, I would like to know the duration of courses and the number of attendees as well, but the principal core of my question is the external courses, the external providers and the cost to council.

#### ANSWER

Taken on notice.

(Further information) During the 2023 calendar year, the following professional development sessions have been conducted at the council offices for staff and Councillors and facilitated by external providers.

<b>Name of Course</b>	<b>Provider</b>	<b>Date of course</b>	<b>Cost of course</b>	<b>Number of participants</b>
Where is the Line? Councillor presentation	Equal Opportunity Tasmania	6 March 2023	N/A	7
White Card Construction Induction (Staff)	Allens Training	11 May 2023	\$500.00	5
Where is the Line? Staff sessions	Equal Opportunity Tasmania	9 October 2023 10 October 2023 11 October 2023	\$2,392.50	39
Intercultural Communication (Staff)	Sherlock & Dutta Consulting	22 August 2023	\$3,300.00	20
Psychological Safety (Staff)	Rachel Moore Consulting	1 October 2023 & 1 November 2023	\$4,800.00	40
Cultural Awareness Training Staff sessions	Reconciliation Tasmania	7 March 2023 5 April 2023 3 May 2023 16 May 2023	\$8,008	91
Cultural Awareness Training (condensed session – Councillors and staff)	Reconciliation Tasmania	15 September 2023	\$1,144	6 staff 7 councillors

Cr Goyne

1. After we have roads upgraded do we have a process to assess the quality of work that has been done so that it is up to the standard which we have paid for?

**ANSWER**

(Head of Infrastructure and Natural Assets) Each tender has a project completion date and that is set aside when work is declared finished, and inspections are undertaken prior to that date being released. Then the works are on a defects period where the service provider may have maintenance responsibilities for a certain period which may be a year and another inspection is carried out, but it depends on the work. Reseal works are different to road reconstruction or road upgrades, it depends on the contract in terms of the final inspections and maintenance period.

Question contd

Are staff used for those inspections?

**ANSWER**

(Head of Infrastructure and Natural Assets) Sometimes we have external consultants undertaking the inspections, which is due to our workload. Mostly the roads are undertaken by us, but sometimes external project managers might be used for example large roads. Beach Street has external assistance, Pass Road will have external assistance as they are significant projects.

2. Is there updated public toilet mapping for Clarence mainly because I have been a couple of times of late to toilets that have very few in use and also not being able to access the parenting rooms, but it turns out there is something called an MLAK key. How does one go about getting one of those because the council staff weren't aware that there is a key required when I asked for access to the parenting room and said that the toilets were closed. How do I go about getting an MLAK key and are they upgraded with things like shower facilities with the public toilet map app?

**ANSWER**

Taken on notice.

Further information) Mapping of public toilet facilities is managed by the Federal Government on their website The National Public Toilet Map – <https://toiletmap.gov.au/>.

The Australia-wide MLAK system uses a universal lock and key to allow people with disabilities 24-hour access to dedicated public facilities including toilets, change facilities and adaptive playground equipment. Enabled facilities can be identified by dedicated MLAK signage. Currently in Clarence MLAK locks are only fitted on Changing Places facilities – public toilets with full sized change tables and hoists intended to meet the needs of people with disabilities. There are over 112 facilities in Australia, and these can be located via <https://changing-places.org.au/find-changing-places-toilet/>.

Cr Warren

1. I have noticed another increase in what I think is illegal parking. One is vehicles for sale on the road between the Mornington roundabout and Shoreline and the other example is that I believe on Saturday afternoon there were vehicles parked on Charles Hand Park off the Rosny Hill Road side. Could I have some information as to whether those are illegally parked vehicles and what enforcement action might be taken?

**ANSWER**

(Chief Executive Officer) We will need to have a look at that as to what is occurring because it will depend whether it is a council road or State road. Certainly, we have some common requirements but I will obtain some more details and provide a further response.

(Further information) The Tasman Highway between the Mornington roundabout and Shoreline is a State-owned road with the Department of State Growth being responsible for any issues with parking and sale of vehicles.

Council has the power under its Public Places By-law to issue a warning or an infringement notice if an authorised officer has sufficient evidence that a vehicle is parked without authorisation under the By-law.

2. Mr Mayor, I received an email today, a letter, as did a number of us, probably all councillors, from Mrs Janice Overett and she did request that her letter be tabled this evening by yourself. I understand as you have explained to us before, that it is your prerogative as to what you table and I know earlier in the meeting you stressed the importance of transparency, and I can understand why you wouldn't want to table that letter. Is there any way that other councillors can table that letter for the public record?

**ANSWER**

Taken on notice.

(Further information) There is no provision within the consolidated meeting procedures that enable a councillor to table correspondence without leave of the Mayor.

As a further consideration, care needs to be taken when seeking to read any correspondence into the public record. Council meetings are not subject to any form of privilege. Should correspondence contain factually incorrect statements, defamatory statements, private or personal information, reading that correspondence could give rise to a legal liability for both the councillor reading the correspondence and also the Council as an organisation (because the council meetings are “published” via YouTube).



Cr Chong

I have had a number of people in Bellerive contact me about the Freestyle Kings show this coming Sunday and while they appreciate it is in the afternoon, this kind of show has previously caused a lot of angst with the noise etc. So, I just would like to ask what steps we have taken to let people know what is happening and what mitigation we have put in place?

**ANSWER**

(Chief Executive Officer) Our Manager Environmental Health has been working with the stadium operators, Cricket Tasmania to address the issue of noise. We are preparing some advice which I expect to have that to councillors tomorrow so that you can respond to those questions. The nub of the issue is that there are really two sources of noise, motorbikes and public address system. We have looked at both of those noise sources and monitoring will be active during the day. Noise monitoring is in place, and we have an arrangement in place to be able to deal with any issues should they arise.

Cr Kennedy

My question is on behalf residents of Seven Mile Beach. A number of us that attended an information session at One Hill Estate at the end of last year where the information was about an expansion of the lifestyle village where is that at, is it coming to council and what form will that take?

**ANSWER**

(Head of City Planning) I understand that an application is yet to be lodged so I am unaware of what form, etc but I will inform council when that is lodged and the process that they will be taking.

#### **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 was 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.**

<b>Decision:</b>	<b>PROCEDURAL MOTION</b> <b>MOVED</b> Cr Chong <b>SECONDED</b> Cr Goyne  “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”.  <b>CARRIED UNANIMOUSLY</b>
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The Meeting closed at 8.06pm.