



LAUNCESTON CITY COUNCIL

A Leader in Community & Government

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 3 DECEMBER 2001**

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Monday 3 December 2001

MEETING HELD AT: Town Hall, Launceston

MEETING COMMENCEMENT: 1.00 pm

Martin Reynolds (Corporate Secretary)

Present:

Alderman	A L Waddle (Acting Mayor)
	G W Beams
	R L McKendrick
	H G Brookes
	I J N Routley
	M E Smart
	R W Shipp
	J Walters
	R J Sands
	J Dickenson

In Attendance:

Mr R G Campbell (General Manager)
Mr M Reynolds (Corporate Secretary)
Mr S Pound (Committee Clerk/Admin Officer)

Apologies:

Alderman	A C Peck
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CHAIRMAN:

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1 OPENING OF MEETING

The Acting Mayor opened the meeting at 1.01 pm.

One minutes silence was observed as a mark of respect for the late Alderman John Lees.

2 DECLARATION OF PECUNIARY INTERESTS

Nil

3 PUBLIC QUESTION TIME

Nil

4 DEPUTATION**4.1 Deputation - Bass Strait Visitor Access Study**

FILE NO: SF0308

AUTHOR: Gary W Stokes (Manager Civic Affairs)

DECISION STATEMENT:

To receive a deputation at 1.00 pm to brief Council on the Bass Strait Visitor Access Study.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council receive a deputation from a representative of the Tourism Council Tasmania to brief Council on the Bass Strait Visitor Access Study.

DECISION: 03/12/01

RESOLUTION:

Moved Alderman G W Beams, seconded Alderman I J N Routley.

That the Deputation be received.

CARRIED

The Deputation consisting of Mr Michael Roberts and Mr Peter Cooper attended at 1.04 pm.

Mr Roberts gave a report to Council on the findings of the Bass Strait Visitor Access Study, some points made in the report included:

- **Growth and profitability of the Tasmanian Tourism industry is directly linked to the access across Bass Strait.**

4.1 Deputation - Bass Strait Visitor Access Study...(Cont'd)

- Events of the last three months have seen an increase in people spending their holidays within Australia and this has provided a good opportunity for Tasmania.
- Tourism 21 – The Tourism Industry and State Government Strategic Business Plan sets out broad strategies for the benefit of the tourism industry in Tasmania. For these strategies to work it is important that Tasmania has adequate access across Bass Strait.

Some of the major findings of the Bass Strait Visitor Access Study were:

- Travel to Tasmania is different to all other states as Tasmania is only accessible by sea or air, there is no possibility of road or rail transport.
- Tasmania is vulnerable to disruptions in access, as has been demonstrated when air and sea services have been cancelled or cut back for a number of reasons.
- There is unsatisfied demand for visitor travel across Bass Strait. (Particularly being able to travel with a car.)
- 80% of Australian want to use their car when going on holiday.
- Sea and Air travel cater for separate markets and there is no substitution available between the two.
- Most people travelling by sea bring a car, those travelling without a car prefer to travel by air.

Mr Cooper reiterated some points made by Mr Roberts and added that the report was fair and accurate in its findings.

The deputation answered the question of Council.

The Deputation withdrew at 1.57 pm.

4.2 Deputation - Commander Ivan Dean

FILE NO: SF2550

AUTHOR: Martin Reynolds (Corporate Secretary)

DECISION STATEMENT:

To receive Commander Dean as a deputation at 1.30 pm.

PREVIOUS COUNCIL CONSIDERATION:

Item 12.1 22 October 2001

RECOMMENDATION:

That the deputation be received.

DECISION: 03/12/01

RESOLUTION:

Moved Alderman G W Beams, seconded Alderman R W Shipp.

That the Deputation be received.

CARRIED

The Deputation consisting of Commander Ivan Dean attended at 1.59 pm.

Commander Dean gave a brief report on changes to legislation relevant to the consumption of alcohol in reserves and other public spaces, some points made in the report included:

- There is currently an amendment of the regulations under the *Police Offences Act 1935*, as part of this review it may be possible to get a standard form of prohibition of alcohol consumption across the state, provided Councils take similar decisions on where alcohol consumption is banned.

4.2 Deputation - Commander Ivan Dean...(Cont'd)

- **Current Launceston City Council by-law on reserves has the same effect as the proposed change to the regulations.**
- **Police must enforce the new rules fairly and apply them to anyone in a reserve who is in possession or consuming alcohol. However, the police do have discretion as to what action is taken with regard to a person who is consuming alcohol.**

The Deputation then answered the questions of Council.

The deputation withdrew at 2.29 pm.

5 CONFIRMATION OF MINUTES**RECOMMENDATION:**

1. That the Minutes of the meeting of the Launceston City Council held on 19 November 2001 be confirmed as a true and correct record.
2. That the Minutes of the meeting of the Launceston City Council held on 19 November 2001 in closed session be confirmed as a true and correct record.

RESOLUTION:

Moved Alderman J Walters, seconded Alderman J Dickenson.

That the Recommendation be adopted.

CARRIED

6 ANNOUNCEMENTS BY THE MAYOR

The Acting Mayor tabled a Certificate of Appreciation for Council's support of the St.Giles Society.

7 PETITIONS

Nil

DIVISIONAL MINUTES ITEMS**8 BUSINESSES AND OPERATIONS**

Mr R Fisher and Mr P Mickan were in attendance to answer questions of Council in respect of Agenda Items 8.1 – 8.5 inclusive.

8.1 63 St John Street - Install 6 Advertising Signs On Window Shutters

FILE NO: DA0491/2001

AUTHOR: Paul Godier (Development Planner)

DECISION STATEMENT:

To consider an application to install 6 advertising signs on window shutters

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council approve application DA0491/2001 to install advertising signs on window shutters at 63 St John Street subject to the following conditions:

1. The location and details of signs shown on the endorsed plans must not be altered except in accordance with conditions 2 & 3.
2. One sign only is to be painted on the St John Street frontage. This is to be on the shutter below the central arch.
3. Two signs only are to be painted on the Paterson Street frontage. These are to be on the shutters below the two central arches.
4. The signs shall at all times be maintained in good condition.
5. The signs shall be removed and any damage to the shutters shall be made good when the premises cease to be used as a bar.

DECISION: 03/12/2001

8.1 63 St John Street - Install 6 Advertising Signs On Window Shutters...(Cont'd)

RESOLUTION:

Moved Alderman I J N Routley, seconded Alderman J Dickenson.

That the Recommendation be adopted.

CARRIED

8.2 116 Elizabeth Street - Construct Carports At Rear Of Site (Heritage Listed Building)

FILE NO: DA0492/2001

AUTHOR: Paul Godier (Development Planner)

DECISION STATEMENT:

To consider an application to construct car ports at rear of site (heritage listed building)

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council approve application DA0492/2001 to construct carports at rear of site at 116 Elizabeth Street subject to the following conditions:

1. The development as shown on the endorsed plans must not be altered without the written consent of the Manager Approvals.

DECISION: 03/12/01

This Item was deferred.

8.3 23-45 Lindsay Street - Installation Of A Projecting Wall Sign And The Enlargement Of The Painted Wall Signs

FILE NO: DA0498/2001

AUTHOR: Paul Godier (Development Planner)

DECISION STATEMENT:

To consider an application for the installation of a projecting wall sign and the enlargement of the painted wall signs approved by DA0445/99.

PREVIOUS COUNCIL CONSIDERATION:

Council has previously permitted signage on the site (DA0445/99). This allowed two signs measuring 8m x 1.5m in two locations on the south facing wall. One permitted on the western end of the wall and one towards the middle of the boundary. One sign of 1.5m² was permitted on the western end of the north facing wall and one sign measuring 8m x 1.5m towards the middle of the wall fronting Lindsay Street.

RECOMMENDATION:

That Council approve application DA0498/2001 for the installation of a projecting wall sign and painted wall signs subject to the following conditions:

1. The development as shown on the endorsed plans must not be altered without the written consent of the Manager Approvals.
2. Before development commences, the details as indicated on the endorsed plan shall be amended to show the requirements mentioned below. When approved by the Manager Approvals the plans will be endorsed and will then form part of the permit. The amended plans must be drawn to scale with dimensions and four copies must be provided.
 - a) A sign with dimensions of 8m in width and 1.5m in height on the south facing wall.
 - b) A sign with dimensions of 1.5m in width and 1.5m in height on the north facing wall.
 - c) That part of the wall not covered by advertising signs is to be painted grey to match the wall running along the southern boundary of the site.

Once endorsed, these plans shall supersede the original endorsed plans.

3. The signs shall not be externally illuminated.
4. The signs shall at all times be maintained in good condition.

8.3 23-45 Lindsay Street - Installation Of A Projecting Wall Sign And The Enlargement Of The Painted Wall Signs...(Cont'd)

5. The signs shall be removed and any damage to the facade shall be made good when the premises cease to be used as a warehouse.

DECISION: 03/12/01

This Item was deferred.

8.4 Dr Jill Holm - Medical Officer of Health**FILE NO:** PF00127**AUTHOR:** Adele Gliddon (Manager Environmental Services)

DECISION STATEMENT:

To note that Dr Jill Holm's contract as Medical Officer of Health has been extended

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council note that Dr Jill Holm's contract as Medical Officer of Health has been extended for a further period of up to three years.

DECISION: 03/12/01**RESOLUTION:**

Moved Alderman J Walters, seconded Alderman R J Sands.

That the Recommendation be adopted.

CARRIED

8.5 4 Alexandra Wharf - Petition To Amend Sealed Plan

FILE NO: DA0337/2001

AUTHOR: Peter Stephens (Approvals Co-Ordinator)

DECISION STATEMENT:

To determine an application for an approval to amend Sealed Plan Nos 124149 Folio 3.

PREVIOUS COUNCIL CONSIDERATION:

Number of occasions.

RECOMMENDATION:

That Council approve the Petition to amend Sealed Plan under Section 103 of the Local Government (Building and Miscellaneous Provisions) Act 1993 comprised and described in Certificate of Title Volume 124149 Folio 3 as follows:

- “2. That the easement known as “Pipeline and Drainage Easement” be deleted from the Sealed Plan.
3. That the easement known as “Pipeline Easement” be deleted from the Sealed Plan.”

DECISION: 03/12/01**RESOLUTION: (1):**

Moved Alderman R L McKendrick, seconded Alderman J Walters.

That permission be given to move a motion not on the Agenda.

CARRIED BY AN ABSOLUTE MAJORITY

RESOLUTION: (2):

Moved Alderman R L McKendrick, seconded Alderman G W Beams.

That the Recommendation be adopted.

CARRIED

9 TOTAL WORKFORCE

Mr R Sweetnam was in attendance to answer questions of Council in respect of Agenda Item 9.1 inclusive.

9.1 Total Workforce Strategic Plan -

FILE NO: SF2035

AUTHOR: Rod Sweetnam (Manager total Workforce)

DECISION STATEMENT:

To consider the Total Workforce Strategic Plan 2002-2006.

PREVIOUS COUNCIL CONSIDERATION:

Strategic Policy and Planning Committee 12 November 2001
Business Advisory Committee 6 September 2001
Business Advisory Committee 2 August 2001

RECOMMENDATION:

That this item be dealt with in Closed Council as it concerns the health or financial position of any person/company.

This Item was dealt with in Closed Council.

10 STRATEGIC DEVELOPMENT

Mr I Abernethy was in attendance to answer questions of Council in respect of Agenda Item 10.1 inclusive.

10.1 Cultural Plan for City

FILE NO: SF2806

AUTHOR: Ian Abernethy (Manager Strategic Development)

DECISION STATEMENT:

To consider the contents of the Cultural Plan for the City and to make linkages to State funded arts @ work programme.

This matter was to be further discussed at the Strategic Planning & Policy Meeting of 26th November which was cancelled.

Undue delay in discussing this matter is jeopardising funding links with the State Government to implement part s of this plan.

PREVIOUS COUNCIL CONSIDERATION:

Council has considered previously the process of the development of the cultural plan. The matter was last considered at the Strategic Planning and Policy meeting of 12th November 2001.

RECOMMENDATION :

1. That council adopt the Cultural Plan as presented.
2. That council present the plan to Arts Tasmania and request to be considered as part of the arts @ work project.
3. That any aspect of the plan requiring funding or resourcing, outside approved budgets, shall be presented for consideration by council in line with other priority projects.

DECISION: 03/12/01

10.1 Cultural Plan for City...(Cont'd)

RESOLUTION:

Moved Alderman J Dickenson, seconded Alderman J Walters.

That Points 1, 2 and 3 of the Recommendation be adopted.

CARRIED

11 INFRASTRUCTURE ASSETS

Mr G Brayford and Mr R Burk were in attendance to answer questions of Council in respect of Agenda Item 11.1 inclusive.

11.1 Status Report on Transportation Studies

FILE NO: SF2682, SF0616, SF2612

AUTHOR: Damien Naughton (Roads Manager) Richard Burk (Traffic Engineer)

DECISION STATEMENT:

To note current progress with three transportation studies involving Council

PREVIOUS COUNCIL CONSIDERATION:

Various

RECOMMENDATION:

That Council note the status of the following studies as indicated in the report below:

1. Perth Planning Study (PPS) and its Socio-Economic Assessment (SEA)
2. North East Tasmania Access Study (NETAS)
3. Northern Integrated Transport Plan (NITP)

DECISION: 03/12/01

RESOLUTION:

Moved Alderman I J N Routley, seconded Alderman J Walters.

That the Recommendation be adopted.

During discussion on this Item Alderman McKendrick moved that "The motion now be put"

CARRIED

The substantive motion was put and:

CARRIED

**The Acting Mayor adjourned the Meeting at 3.50 pm.
The Mayor reconvened the Meeting at 4.05 pm.**

12 CORPORATE SERVICES

Mr M Tidey was in attendance to answer questions of Council in respect of Agenda Item 12.2 inclusive.

12.1 Consumption of Liquor in Public Streets/Places - Deputation, Commander Dean, Launceston Police

FILE NO: SF2550

AUTHOR: Martin Reynolds (Corporate Secretary)

DECISION STATEMENT:

- (1) To reconsider an item which was previously deferred by Council to allow Commander Dean to be invited to Council as a deputation to clarify the implications of the recommendation.
- (2) To receive Commander Dean as a deputation at 3.00pm. (Commander Dean has an earlier meeting in Hobart and is unable to make the usual deputation time slot).

PREVIOUS COUNCIL CONSIDERATION:

Minute No 12.1 of 22 October 2001.

RECOMMENDATION:

That:

1. Subject to point 2 of the recommendation, for the purposes of the *Police Offences Regulations*, the following classes of public land within the Launceston Municipal Area be considered as prescribed land:
 - a) All public streets;
 - b) All malls;
 - c) All carparks either owned, operated or under the control of the Launceston City Council;
 - d) All parks, sportsfields and reserves either owned or under the control of Launceston City Council.

12.1 Consumption of Liquor in Public Streets/Places - Deputation, Commander Dean, Launceston Police...(Cont'd)

2. Any or all of the prescribed classes of land outlined in point 1 of recommendation may be exempt from the provisions of Section 25 of the *Police Offences Act 1935*, by written permission of the Launceston City Council.
3. Pursuant to S22 of the *Local Government Act 1993*, Council delegate to the General Manager the power to provide written permission, on behalf of the Launceston City Council, to grant an exemption from the provisions of S25 of the *Police Offences Act 1935*, in respect of any or all of the prescribed classes of land outlined in point 1 of the recommendation. Such exemption may be granted subsequent to approval of a written application from a person or organisation outlining the reason(s) for consumption of liquor on public land within the City. This power of delegation may be on delegated from the General Manager to an appropriate officer(s).

DECISION: 03/12/01

This Item was dealt with immediately following Item 4.2, Deputation – Commander Ivan Dean.

RESOLUTION:

Moved Alderman R L McKendrick, seconded Alderman I J N Routley.

That the Recommendation be adopted, with point 1d) deleted as it is covered by Council's Reserves By-law, No. 7 of 1996.

CARRIED

12.2 Recycling Public Meeting - Receipt of Motions

FILE NO: SF0630

AUTHOR: Martin Reynolds (Corporate Secretary)

DECISION STATEMENT:

To comply with a statutory requirement to record in the Minutes:

1. A summary of submissions received and presented at the public meeting on recycling; and
2. Any resolution passed at the public meeting.

PREVIOUS COUNCIL CONSIDERATION:

Minute No 12.5 of 22 October 2001.

RECOMMENDATION:

That Council note, in respect of the Public Meeting held at the Inveresk Tramsheds on Wednesday 21 November 2001 to consider kerbside recycling, the following:

1. The summary of the submissions received in respect of the Public Meeting shown as an attachment and retained in file no. SF0630.
2. The motions passed at the Public Meeting :
 - a) That the submissions to and the minutes of the public meeting be posted on the Launceston City Council's website by 30th November 2001.
 - b) That this Public Meeting strongly recommend to the Launceston City Council that a full kerbside recycling service be established by July 1 2002.
 - c) That this Public Meeting calls on the Launceston City Council to commit to a "cradle to grave" waste management strategy, with the three "Rs" (reduce, reuse and recycle) as the central theme/platform to the strategy.
 - d) That a Launceston City Council discussion forum, including public representation, be formed to consider, as a matter of urgency, kerbside recycling.

DECISION: 03/12/01

12.2 Recycling Public Meeting - Receipt of Motions...(Cont'd)

RESOLUTION:

Moved Alderman R L McKendrick, seconded Alderman J Dickenson.

That the Recommendation be adopted.

CARRIED

13 GENERAL MANAGER**13.1 Grant Report - Tom Statham**

FILE NO: SF0486

AUTHOR: Gary W Stokes (Manager Civic Affairs)

DECISION STATEMENT:

To receive a report on a grant.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council note the report from Tom Statham regarding a grant he received to compete in the 2001 Australian Orienteering Carnival.

DECISION: 03/12/01

RESOLUTION:

Moved Alderman M E Smart, seconded Alderman J Walters.

That the Recommendation be adopted.

CARRIED

13.2 Appointment of Acting Mayor

FILE NO: SF0108

AUTHOR: R G Campbell (General Manager)

DECISION STATEMENT:

To make arrangements for the Deputy Mayor to be appointed Acting Mayor.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council authorise the Deputy Mayor to act in the position of Mayor until a by-election is held in the new year and a Mayor appointed.

DECISION: 03/12/01

RESOLUTION:

Moved Alderman G W Beams, seconded Alderman R W Shipp.

That the Recommendation be adopted.

CARRIED

13.3 Local Government Board Review

FILE NO: SF3302

AUTHOR: R G Campbell – General Manager

DECISION STATEMENT:

To discuss the preparation of Council's submission to the review.

PREVIOUS COUNCIL CONSIDERATION:

Nil.

RECOMMENDATION:

Aldermen determine the process and degree of involvement they want to follow in the preparation of Council's submission.

DECISION: 03/12/01

RESOLUTION:

Moved Alderman R L McKendrick, seconded Alderman G W Beams.

That a small working party consisting of Aldermen Waddle, Alderman Beams, Alderman Routley, Alderman Walters and Alderman Dickenson consult with the General Manager regarding the preparation of the Launceston City Council's submission to the Local Government Board review.

CARRIED

14 NOTICE OF MOTION

Nil

15 REPORTS BY THE MAYOR

Nil

16 REPORTS BY THE GENERAL MANAGER

Nil

17 ALDERMEN'S/DELEGATES' REPORTS

17.1 NTMO – Domestic Water Quality

Alderman M E Smart reported that on the 29 November a meeting was held on the Quality of Domestic Water within the NTMO region. Alderman Smart reported that the meeting covered water quality in both urban and rural areas, with the quality of the Lilydale area being the focus of discussion as an example for improving quality.

17.2 ALGA – National Conference

Alderman J Dickenson and Alderman G Beams indicated that they will submit a joint report on their trip to the Australian Local Government Association Annual General Meeting and National Conference.

17.3 The Gathering – Inveresk Site

Alderman J Dickenson gave a brief report on “The Gathering” to mark the Centenary of Federation. The Gathering was held at the Inveresk site and Alderman Dickenson reported that the site was excellent, contributing to make the overall event an outstanding success. Alderman Dickenson congratulated all those involved in the event.

17.4 ALGA - Mayor Lynn Mason

Alderman J Dickenson congratulated Mayor Lynn Mason of Flinders Island Council on her appointment as a Senior Vice President of the Australian Local Government Association.

17.5 Art in the Park and Bikeway Network

Alderman G W Beams gave a report on the amenity given to the city by projects like Art in the Park and the Bikeway Network. Alderman Beams thanked those involved in both these projects and other projects which contribute to Launceston being a “Livable City”.

RESOLUTION: (1):

Moved Alderman I J N Routley, seconded Alderman R W Shipp.

That Council move into Closed Session to discuss those items previously nominated on this Agenda as Closed Session items.

CARRIED BY AN ABSOLUTE MAJORITY

Council moved into Closed Session at 4.57.

Alderman McKendrick withdrew from the Chamber at 4.57 pm.

RESOLUTION: (2):

Moved Alderman G W Beams, seconded Alderman R W Shipp.

That Council move out of Closed Session and endorse those decisions taken while in Closed Session.

Council moved out of Closed Session at 5.06.

CARRIED

18 MEETING CLOSURE

The Acting Mayor closed the Meeting at 5.06 pm.