



LAUNCESTON CITY COUNCIL

A Leader in Community & Government

COUNCIL MINUTES

**COUNCIL MEETING
TUESDAY 29 JANUARY 2002**

LAUNCESTON CITY COUNCIL

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COUNCIL MINUTES

Tuesday 29 January 2002

MEETING HELD AT: Town Hall, Launceston

MEETING COMMENCEMENT: 1.00 pm

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

In Attendance: Mr R G Campbell (General Manager)
Mr M Reynolds (Corporate Secretary)
Ms J Marek (Committee Clerk/Admin Officer)

Apologies: Alderman J Walters

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CHAIRMAN:

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1 OPENING OF MEETING

The Acting Mayor opened the meeting at 1.00pm.

2 DECLARATION OF PECUNIARY INTERESTS

Nil

3 PUBLIC QUESTION TIME

3.1 Mr T Seymour – Kings Meadows - Welcome to Country

Mr Seymour asked if it is possible for a “Welcome to Country” (recognition of the indigenous population as the traditional owners) to be included as a standard agenda item for all open meetings of the Launceston City Council?

The question was taken on notice.

3.2 Mr T Seymour – Kings Meadows - Item 13.1 Grant Report - Festivale

Mr Seymour asked what is the record of this community event in relation to maximising recycling and ensuring that the venue is returned to a clean state afterwards?

Mr Seymour also asked that Council contact the Festivale Committee for a report on how they clean up their site, maximise recycling and minimise waste material and that this report be forwarded to the organisers of the annual Christmas Carols by Candlelight with a view to a greener Christmas 2002.

The Acting Mayor advised that these questions were taken on notice.

3.3 Mr S Banbury – Newstead – Item 8.1 8 Kenyon Grove & 138 Elphin Road

Mr Banbury asked if Council had reviewed the environmental impact of the proposed subdivision with respect to the existing and future amenity of Kenyon Grove residents?

3.4 Mr R Teasell – Newstead – Item 8.1 8 Kenyon Grove & 138 Elphin Road

Mr Teasell asked why is Council recommending approval of a subdivision which adversely affects the amenity of ALL residents of Kenyon Grove when suitable access is already provided off Elphin Road?

3.5 Ms J O'Keefe – Newstead – Item 8.1 8 Kenyon Grove & 138 Elphin Road

Ms O'Keefe asked if Council is aware of the Heritage Council's approval for the use of Elphin Road access way beside 'Fairlawn' in review of their summary stating that: *The proposed 4 lot subdivision will have less impact on the 'Fairlawn' property and associated gardens, both of which are Heritage listed as stated in 8.1 Section E – Summary?*

She also asked is the amenity of a single Heritage listed property more valuable to Launceston than the amenity of an entire street?

The Acting Mayor advised that these issues would be answered during debate of the item.

Mr R Fisher answered the questions at the request of the Acting Mayor prior to Ald H G Brookes closing debate.

4 DEPUTATION

Nil

5 CONFIRMATION OF MINUTES

RECOMMENDATION:

1. That the Minutes of the meeting of the Launceston City Council held on 14 January 2002 be confirmed as a true and correct record.
2. That the Minutes of the meeting of the Launceston City Council held on 14 January 2002 in closed session be confirmed as a true and correct record.

DECISION: 29/01/2002

RESOLUTION:

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

That the Recommendation be adopted.

CARRIED

6 ANNOUNCEMENTS BY THE MAYOR

Nil

7 PETITIONS

Nil

DIVISIONAL MINUTES ITEMS

8 BUSINESSES AND OPERATIONS

Mr R Fisher, Mr P Mickan & Mr P Keam were in attendance to answer questions of Council in respect of Agenda Items 8.1 – 8.3 inclusive.

8.1 8 Kenyon Grove and 138 Elphin Road

FILE NO: DA0600/2001

AUTHOR: Graeme Todd (Development Planner)

DECISION STATEMENT:

To consider an application to subdivide one lot into four lots (8 Kenyon Grove) and adhere 733m² to lot 6 (138 Elphin Road).

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council approve DA0600/2001 to subdivide land at 8 Kenyon Grove into four lots and adhere 733m² to Lot 6 (138 Elphin Road) subject to the following conditions:

1. The subdivision is to take place generally in accordance with the approved plan.
2. Despite Condition 1, the endorsed plans shall be amended to show the following requirements:
 - (a) Provision of a turning area at the end of the new road sized to accommodate a service vehicle in line with AS2890.2;
 - (b) The amended plans must be drawn to scale with dimensions and 3 copies must be provided. When approved by the Approvals Manager the plans will be endorsed and will then form part of the permit and shall supersede the original endorsed plans.

8.1 8 Kenyon Grove and 138 Elphin Road...(Cont'd)

3. The applicant is to construct works in accordance with detailed construction plans of all proposed works prepared by suitably qualified persons and complying with current Council standards and approved by the Infrastructure Assets Manager prior to any works commencing. A fee of 0.35% of the value of the public works is payable for the approval of engineering plans in accordance with Council's fee structure adopted pursuant to Section 205 of the Local Government Act 1993.
4. Such plans and specifications are to include the necessary dimensions for road construction, pavement design where relevant, calculations of flow rates in drains, the pipe sizes for drains and the materials used in construction. The works are to include:
 - a). **Water Supply**
 - (i) A water main extension over the length of the proposed frontages, including all necessary stop valves and fire plugs;
 - (ii) The provision of a copper water connection with a stop tap and meter box at the boundary of each lot of sufficient capacity to supply each lot with a minimum flow rate of 0.48 litres per second. The minimum nominal diameter of connection shall be 20 mm.
 - b). **Stormwater**

All necessary stormwater drains and pits to:

 - (i) Provide a DN 100 connection to the lowest point of each lot;
 - (ii) Drain all roadways, footpaths and nature strips within the road reserve adjacent the frontages.
 - c). **Sewer**

Construct all necessary sewer gravity mains to provide a DN 100 sewerage connection for each residential lot located so as to enable any future dwelling to be drained.

8.1 8 Kenyon Grove and 138 Elphin Road...(Cont'd)

d). Road Construction

The new road is to be constructed with the following features:

- (i) A 40 mm asphalt overlay on an appropriately constructed pavement;
- (ii) A minimum sealed pavement width of 5.0m (measured from the invert of the kerb) with barrier kerb on both sides to match into the existing pavement and kerb of Kenyon Grove;
- (iii) Provision of a turning area at the end of the new road sized to accommodate a service vehicle in line with AS2890.2;

e). Constructed Driveways

All lots are to be provided with a constructed concrete driveway from the edge of road pavement to the property boundary.

- 5. The subdivider is to meet all costs involved in providing underground electricity for the subdivision and to install poles for street lighting in accordance with Aurora requirements.
- 6. All works are to be carried out to Council standards and to the satisfaction of the Infrastructure Assets Manager and under the direct supervision of a civil engineer engaged by the owner and approved by the Council. Certification that all works have been carried out in accordance with the approved engineering design plans and to Council standards will be required prior to issue of the Certificate of Practical Completion. Council charges a fee for the inspection of public works in accordance with Council's fee structure adopted pursuant to Section 205 of the Local Government Act 1993. This fee is set at 0.50% of the value of the public works for a final inspection only and an hourly rate for reinspections. A minimum fee of \$50 is charged for minor works. Where the applicant has not appointed an engineer, Council's supervision fee is set at 3.0% of the value of the works.
- 7. The developer is to have the approved and associated minor works in the road reserve, as shown on the endorsed plan, constructed by suitably qualified persons to comply with current Council standard drawings (Series 7600) and completed to the satisfaction of the Infrastructure Assets Manager. Inspections are to be arranged with Council's Infrastructure Assets Division prior to the commencement of the public works, following preparation of the base (prior to concreting, paving or asphalt sealing) and at the completion of the works. A fee of \$50 for the inspection of minor public works is payable prior to the development commencing.

8.1 8 Kenyon Grove and 138 Elphin Road...(Cont'd)

The public works are to include:

- a) Construction of the new road entrance to match the existing kerb and pavement.
 - b) Any required alterations to underground services including pipes, conduits and cables.
 - c) Where provided, the footpath serviceability is to be maintained during the works and the adjacent footpath is to be altered to match the new works.
 - d) Existing crossovers not used shall be removed and replaced with new kerbing to match the existing design along the street frontage.
8. An "as constructed" plan on transparent polyester film shall be provided in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from the Infrastructure Assets Division.
9. Easements are required over all services located in private property.
10. All roads in the Subdivision are to be conveyed to the Council upon the issue by the Infrastructure Assets Manager, of the Certificate under Section 10 (7) of the Local Government (Highways) Act, 1962. All costs involved in this procedure are to be met by the Subdivider.
11. The final plan of survey will not be sealed until all conditions have been complied with.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman H G Brookes, seconded Alderman G W Beams.

That the Recommendation be adopted.

CARRIED

8.2 Closure of Mowbray Pool - Operation of Launceston Swimming Centre During Winter

FILE NO: 28675, SF0873

AUTHOR: Rod Fisher (Manager Businesses and Operations)

DECISION STATEMENT:

To consider the permanent closure of the Mowbray Pool and the operation of the Launceston Swimming Centre (Windmill Hill) all year round.

PREVIOUS COUNCIL CONSIDERATION:

Council meeting – 26 February 2001 Agenda Item 8.6

Council meeting - 18 December 2000 Agenda Item 8.3

RECOMMENDATION:

That Council:

1. close the Mowbray Pool permanently
2. operate the Windmill Hill Pool during the winter season to cater for winter season swimmers
3. operational hours be reduced to 7 hours per day, 11:30 am to 6:30 pm at Windmill Hill over the winter period
4. The winter period be defined as the period between Monday 8 April 2002 and Sunday 13 October 2002
5. Windmill Hill be closed over the period 28 March 2002 to 7 April 2002 for maintenance.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman G W Beams, seconded Alderman R J Sands.

That the Recommendation be adopted.

CARRIED

8.3 Mowbray Indoor Swimming Centre

FILE NO: 8638, 28675, 33722

AUTHOR: Adele Gliddon (Manager Environmental Services)

DECISION STATEMENT:

To consider refusal to grant an application for a place of assembly for the Mowbray Indoor Swimming Pool.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council refuse to grant the application for renewal of a place of assembly licence for the Mowbray Indoor Swimming Centre.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman H G Brookes, seconded Alderman I J N Routley.

That the Recommendation be adopted.

CARRIED

Ald M E Smart suggested that a plaque be placed in Mowbray to commemorate the “War Memorial” aspect the swimming pool and to recognise the community contribution when it was built.

9 TOTAL WORKFORCE

Nil

10 STRATEGIC DEVELOPMENT

Mr I Abernethy was in attendance to answer questions of Council in respect of Agenda Items 10.1 – 10.3 inclusive.

10.1 Central Area Strategy

FILE NO: SF0801

AUTHOR: Ian Abernethy (Manager Strategic Development)

DECISION STATEMENT:

To consider the final report on the Central Area Strategy.

PREVIOUS COUNCIL CONSIDERATION:

Strategic Planning and Policy – October 2001

RECOMMENDATION:

1. That Council adopts the direction of the Central Area Strategy.
2. That any projects within the strategy that are unfunded will be considered alongside other such projects at the time of budget.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman R L McKendrick, seconded Alderman A C Peck.

That the Recommendation be adopted.

CARRIED

10.2 Caswell St - Public Open Space

FILE NO: 4150

AUTHOR: Ian Abernethy (Manager Strategic Development)

DECISION STATEMENT:

To agree on the approach to negotiations over the purchase of 5a Caswell Street, Mowbray for public open space.

PREVIOUS COUNCIL CONSIDERATION:

24th September 2001 and Strategic Planning and Policy – October 2001.

RECOMMENDATION:

That this item be dealt with in Closed Council as it concerns proposals for the acquisition of land or disposal of land, which is not public land.

This item was dealt with in Closed Council.

10.3 French's Land - Rocherlea

FILE NO: 13922

AUTHOR: Ian Abernethy (Manager Strategic Development)

DECISION STATEMENT:

To consider the purchase of French's land Rocherlea from the State Government.

PREVIOUS COUNCIL CONSIDERATION:

The matter was last considered as part of the Industrial land strategy for Rocherlea - at which time it was agreed that council would seek to acquire this land at no cost and on the basis that we could dispose of surplus land in this area (to maintain the overall land holdings in the area).

RECOMMENDATION:

That this item be dealt with in Closed Council as it concerns proposals for the acquisition of land or disposal of land, which is not public land.

This item was dealt with in Closed Council.

11 INFRASTRUCTURE ASSETS

Mr G Brayford was in attendance to answer questions of Council in respect of Agenda Items 11.1.

11.1 Tender Review Committee Meeting of 17th January 2002

FILE NO: SF0100

AUTHOR: Geoff Brayford (Manager – Infrastructure Assets)

DECISION STATEMENT:

To consider the decisions taken by the Tender Review Committee at the above meeting

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That the information be noted

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman H G Brookes, seconded Alderman A C Peck.

That the Recommendation be adopted.

CARRIED

12 CORPORATE SERVICES

Mr M Tidey was in attendance to answer questions of Council in respect of Agenda Items 12.1 – 12.2 inclusive.

12.1 Adjusted Start Time - Council Meeting Monday 25/02/2002

FILE NO: SF2346 & SF0095

AUTHOR: Martin Reynolds (Corporate Secretary)

DECISION STATEMENT:

To adjust the start time of the Council Meeting scheduled for Monday 25th February 2002, to 1.15pm, to allow a Special Meeting of Council to be called for 1.00pm of the same date.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council approve:

1. A Special Meeting of Council on Monday 25th February 2002 at 1.00pm to receive the new Mayor and new Alderman.
2. An adjustment to the start time of the Council Meeting scheduled for Monday 25th February 2002 to 1.15pm.

DECISION: 29/01/2002**RESOLUTION:**

Moved Alderman H G Brookes, seconded Alderman G W Beams.

That the Recommendation be adopted.

CARRIED BY AN ABSOLUTE MAJORITY

12.2 Appointment of Authorised Officers - Flood Protection Works By-Law 23/2001**FILE NO:** SF3160**AUTHOR:** S Pound (Administration Officer)

DECISION STATEMENT:

To appoint "Authorised Officers" under the above mentioned By-law.

PREVIOUS COUNCIL CONSIDERATION:

Council Meeting 8 October 2001 – Minute Item 11.1 – Flood Protection Works - Resolution to Make a By-law.

RECOMMENDATION:

That Council appoint the following officers as "Authorised Officers" under clause 3 (Interpretation) of the Launceston Flood Protection Works By-Law 23/2001.

Name of Officer	Position
Geoff Brayford	Manager Infrastructure Assets
Bill Piesse	Manager Assets Maintenance
Steve Ratcliffe	Water and Catchment Manager
Graeme McArthur	Drainage Manager

DECISION: 29/01/2002**RESOLUTION:**

Moved Alderman H G Brookes, seconded Alderman M E Smart.

That the Recommendation be adopted.

CARRIED

13 GENERAL MANAGER**13.1 Grant Report - Festivale**

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 the Launceston Festivale Committee concerning Festivale 2001.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman H G Brookes, seconded Alderman G W Beams.

That the Recommendation be adopted.

CARRIED

13.2 Grant Report - Daniel James

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 Daniel James on the grant he received to participate in the National Orienteering Titles.

DECISION: 29/01/2002

RESOLUTION:

Moved Alderman A C Peck, seconded Alderman M E Smart.

That the Recommendation be adopted.

CARRIED

14 NOTICE OF MOTION

Nil

15 REPORTS BY THE MAYOR

Nil

16 REPORTS BY THE GENERAL MANAGER

16.1 Local Government Board of Review

The General Manager advised that the Local Government Board of Review will now begin the week starting 8th July 2002.

The Aldermen's first committee meeting was held last Thursday (24th January 2002).

Each Council agenda will have a standard item for reporting which will also come back to the Strategic Planning and Policy Committee.

17 ALDERMEN'S/DELEGATES' REPORTS**17.1 Australia Day**

Alderman G W Beams reported that the celebration was well attended. Next year the celebration is on a Sunday and the traditional lunch will be held.

17.2 Gateway Tasmania Launch

Alderman A C Peck advised that the launch for the 2002 brochure was held last week.

Sales have been increased by 30% with 39% of those sales being from overseas.

17.3 Gorge Committee

Alderman G W Beams reported that as the Chairman of the Gorge Committee he had met with Peter Goss on site at the Gorge to inspect the blackberries along the Cataract Walkway.

He advised that the blackberries will be removed as part of the maintenance programme.

RESOLUTION: (1):

Moved Alderman A C Peck, seconded Alderman G W Beams.

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 2.48 pm.

Alderman GW Beams withdrew at 2.48 pm.

RESOLUTION: (2):

Moved Alderman A C Peck, seconded Alderman M E Smart.

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

CARRIED

Council moved out of Closed Session at 2.51 pm.

18 MEETING CLOSURE

The Acting Mayor closed the Meeting at 2.51 pm.