

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 15 AUGUST 2022

HOURL CALLED: 7.00pm

PRESENT: The meeting commenced at 7.00pm with the Mayor (Cr D C Chipman) in the Chair and with Councillors:

B A Blomeley
H Chong
L Edmunds
D Ewington
R H James
W Kennedy
T Mulder
J Peers
S von Bertouch
J Walker; present.

1. APOLOGIES B Warren (Leave of Absence)

ORDER OF BUSINESS Items 1 – 11

IN ATTENDANCE

General Manager
(Mr I Nelson)

Group Manager Engineering Services
(Mr R Graham)

Manager City Planning
(Mr R Lovell)

Manager Communication and Strategic Development
(Mr C Paske)

Chief Financial Officer
(Ms J Murrell)

Executive Officer to the General Manager
(Ms J Ellis)

Cultural Development Coordinator
(Ms T Cockburn)

The Meeting closed at 9.06pm.

COUNCIL MEETING
MONDAY 15 AUGUST 2022

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1. ACKNOWLEDGEMENT OF COUNTRY

The Mayor:

- made the following statement:

“I acknowledge the Tasmanian Aboriginal Community as the traditional custodians of the land on which we meet today, and pay respect to elders, past and present”.

- recited the Council prayer; and
- 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 COUNCILLOR 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 25 July 2022, as circulated, be taken as read and confirmed.

Decision: **MOVED** Cr Edmunds **SECONDED** Cr Kennedy

“That the Minutes of the Council Meeting held on 25 July 2022, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

4.2 MAYOR’S COMMUNICATION

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

Mayor

27 July: Alexandra Esplanade – Tree Planting / Photo Shoot;
28 July: Tasmania – State of the State 2022;
29 July: UTAS Meeting – University’s Southern Campus;
1 August: Climate Governance Forum;
3 August: Grand Opening Coles / Liquor-land Glebe Hill;
6 August: Grand Opening Glebe Hill Village;
Clarence City Band Gala Concert; and
12 August: ABC Radio Interview – Wirksworth.

Deputy Mayor Heather Chong (on behalf of Mayor)

31 July: Exhibition Opening – Schoolhouse Gallery;
2 August: “I am Somebody” Premier Screening – Homeless Campaign;
3 August: Skylands Tranmere Tasmanian Meeting; and
12 August: Howrah School for Seniors.

Alderman Sharyn von Bertouch (on behalf of Mayor)

9 August: Tasmanian Palliative Care 2022 Awards.

4.3 COUNCIL WORKSHOPS

In addition to the Councillor's 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
Bellerive Pier Update	
Emissions Target	
Lincoln Street Pedestrian Safety	
Duck Relocation/Lauderdale Water Quality	1 August
Draft Strategic Plan Strategies	
Town Hall Style Meeting for Candidates	
Confidential Update – Property Matter	
Percy Street and Cambridge Road Stormwater Upgrade and Pedestrian Improvement Project	
Confidential Tender Update	
Clarence Plains Master Plan	8 August

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Cr Edmunds **SECONDED** Cr Kennedy

“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**

Representatives: Cr James Walker
(Cr Luke Edmunds, Deputy Representative)

Quarterly Reports

June Quarterly Report pending.

Representative Reporting

- **TASWATER CORPORATION**

- **GREATER HOBART COMMITTEE**

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

Bellerive Community Arts Centre

- Cr Kennedy tabled the minutes of a meeting held on 10 August 2022.

Clarence Positive Ageing Advisory Committee

- Ald von Bertouch tabled the minutes of a meeting held on 23 June 2022.

4.6 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 25 July and 1 and 8 August 2022 have been circulated to Councillors.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 25 July and 1 and 8 August 2022 be noted.

Decision: **MOVED** Cr Edmunds **SECONDED** Cr Kennedy

“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 General Manager 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.

Thomas Chick has given notice of the following question:

PREFERRED FORM OF ADDRESS

Acknowledging that an election is imminent and some of it is likely/guaranteed to be moot, but for the information and convenience of the community and the Council, could the councillors/aldermen be asked for their preferred form of address, if any, now that the question has been made relevant by the passing of Item 9.1 of the previous meeting?

5.2 ANSWERS TO QUESTIONS ON NOTICE

The General Manager provided the following Answer to the Question listed at Item 5.1.

PREFERRED FORM OF ADDRESS

Council's website has been updated to reflect the preferred form of address of each elected member.

5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

The General Manager provides the following answers to Questions taken on Notice from members of the public at previous Council Meetings.

At Council's Meeting of 25 July Joanne Marsh of Bellerive asked the following question.

INFRASTRUCTURE RENEWAL

Claims have been made that the council systematically plans and funds the renewal of roads, footpaths and stormwater systems over the long term. I recently conducted an audit of the tired, unloved kerbs and footpaths on Bellerive Bluff.

/ contd on Page 9...

I noted many inconsistencies in the provision of DDA compliant kerbing and many examples of rough, unsafe footpaths caused by tree roots, asphalt adjoining concrete slabs, service lids, gravel and pot holes. This increases the vulnerability of some community members to accident and injury, so my question is how long term is the wait for this infrastructure to be renewed?

ANSWER

Council's strategic asset management plans assume kerbs and footpaths have useful lives of up to 60 years depending on the material. Renewal of infrastructure is informed and prioritised based on condition assessments. Council's footpath network condition is surveyed every three years, the next survey will be undertaken in the next two months. The information from this survey will prioritise which footpaths and kerbs are due for replacement.

In recognition of the long timelines involved, council allocates \$100,000 annually to retrofit DDA ramps throughout the municipality to improve accessibility. These locations are prioritised by council's Disability Access Advisory Committee.

With respect to infrastructure within the Bellerive bluff area, there are several projects that will result in improved accessibility for pedestrians. The upcoming stormwater upgrade project for Percy Street/Cambridge Road will provide safer pedestrian crossings. The remainder of Percy Street, Scott Street, and Church Street will also be reconstructed within the next five years. Each of these projects will include wider footpaths with improved crossing facilities.

At Council's Meeting of 25 July Victor Marsh of Bellerive asked the following question.

LIGHT TOWERS BLUNDSTONE ARENA

On Wednesday 24 October 2018 engineers and SES personnel were urgently sent to the Blundstone Arena with large heavy cranes to prevent the western light tower from collapsing due to the gale force winds the previous day. It was quickly realised that the bolts connecting the tower at the halfway point had deteriorated, eventually all four light towers were made safe. My question is, what measures have the council taken to make sure these light towers are being monitored particularly around where the towers are joined, due to the continuing issue of corrosive salt-laden air?

ANSWER

We forwarded the enquiry to the Blundstone Arena venue operator, Cricket Tasmania, who advised:

"The assertion that SES personnel attended BA in October 2018 to prevent the light towers collapsing is both malicious and untrue. The towers are not and have never been unsafe. CT maintains a regular schedule of inspection and maintenance with the assistance of qualified experts to ensure the light towers and all other areas of BA continue to be safe."

5.4 QUESTIONS WITHOUT NOTICE

Ald Ewington left the meeting at this stage (7.16pm).

Mrs Joanne Marsh of Bellerive asked the following question

BUOYS ON DERWENT ESTUARY

The beautiful views of the Derwent Estuary from Bellerive bluff and Bellerive beach are much valued by the community. I believe that objects floating in the water should be functional. Off Bellerive beach there is a large buoy which has the attachment for the pontoon used and enjoyed by swimmers and cormorants during day light savings. There are also four red buoys, one of which washed ashore in a storm and needed to be reattached. So, my question is what is the function of these buoys and if they are not being used what are the processes to have them removed, as I believe they are unsightly.

ANSWER

Council's Group Manager Engineering Services advised that it was a council decision to place the buoys. My understanding is they are placed at 25m spacings so that swimmers know if they are swimming 100m at a time during swimming exercises.

(Mayor) they are there for markers for swimmers, they are distance markings.

(Mrs Joanne Marsh) – are they being used?

(Mayor) yes, in fact I have seen them being used quite often during the swimming season.

BELLERIVE BEACH PARK

The high tunnel slide at Bellerive Beach Park is closed, what has happened to it?

ANSWER

Council's Group Manager Engineering Services advised that he would take the Question on Notice.

Mr Victor Marsh of Bellerive asked the following question

KANGAROO BAY OVAL

Great to see the soccer kids and their families back at the underutilised Kangaroo Bay oval on Saturday mornings. My question is, will this continue into the future?

ANSWER

Council's Group Manager Engineering Services advised with the vandalism that occurred at Geilston Bay oval, the Eastern Region Juniors Soccer has been moved to Kangaroo Bay. The soccer club enjoyed using the Geilston Bay oval in the last two years. It is season by season that we consider and discuss with the organisations and the clubs where it's best they play for their users. There is no long term decision in terms of that.

6. DEPUTATIONS BY MEMBERS OF THE PUBLIC
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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)

Nil

7 PLANNING AUTHORITY MATTERS

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-2022/028097 – 12 LEYDEN COURT, SEVEN MILE BEACH - VISITOR ACCOMMODATION**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Visitor Accommodation at 12 Leyden Court, Seven Mile Beach.

RELATION TO PLANNING PROVISIONS

The land is zoned Low Density Residential and subject to the Parking and Sustainable Transport Code and Safeguarding of Airport Assets 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 has been extended with the applicant's consent until 17 August 2022.

CONSULTATION

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

- Car parking;
- Driveway issues;
- Flooding and drainage issues;
- Sewerage system;
- Incorrect plans;
- National Construction Code; and
- Study of Leyden Court.

RECOMMENDATION:

A. That the Development Application for Visitor Accommodation at 12 Leyden Court, Seven Mile Beach (Cl Ref PDPLANPMTD-2022/028097) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. PROP 1 – LICENCE AGREEMENT / PLANNING-PROPERTY CONDITIONS.
3. Engineering designs, prepared by a suitably qualified person, are required for the upgrading of the on street car parking space and access, subject to licence agreement.

Such designs must be submitted to and approved by council's Group Manager Engineering Services.

A "start of works" permit must be obtained prior to the commencement of any works.

Any works required by the approved plan must be completed prior to the commencement of the use and thereafter maintained to the satisfaction of council's Group Manager Engineering Services.

A Works in Road Reservation Permit must also be obtained if any proposed works are to be conducted within the road reservation or on council land.

4. Signs must not to be displayed on the site without further approval from council.
5. The proposed building must only be used for visitor accommodation and must not be occupied as a primary or permanent residence.

ADVICE

- a. An application for Building Approval will be required from a Building Surveyor.
 - b. Advice from a Building Surveyor will be required in relation to fire separation.
 - c. A Form 6 Protection Works Notice may be required as the proposed works appear to be on the boundary line. A Building Surveyor should be consulted to advise of any necessary approvals.
- 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.

Ald Ewington returned to the meeting at this stage (7.19pm).

/ Refer to Page 15 for Decision on this Item...

DEVELOPMENT APPLICATION PDPLANPMTD-2022/028097 – 12 LEYDEN COURT, SEVEN MILE BEACH - VISITOR ACCOMMODATION /contd...

Decision:	MOVED Ald Ewington SECONDED Cr Kennedy	
	“That the Recommendation be adopted”.	
	CARRIED	
	FOR	AGAINST
	Cr Chipman	Ald James
	Ald Blomeley	Cr Mulder
	Cr Chong	
	Cr Edmunds	
	Ald Ewington	
	Cr Kennedy	
	Ald Peers	
	Ald von Bertouch	
	Cr Walker	

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****8.1.1 PETITION – TRAFFIC SPEEDS ON NORTH TERRACE, LAUDERDALE****EXECUTIVE SUMMARY****PURPOSE**

To consider the petition tabled at the Council Meeting on 4 July 2022 requesting council consider the speed limit and traffic management on North Terrace, Lauderdale.

RELATION TO EXISTING POLICY/PLANS

The *Clarence City Council Strategic Plan 2021-2031* is relevant.

LEGISLATIVE REQUIREMENTS

Section 60 of the *Local Government Act 1993* (Tas) requires council to formally consider petitions within 42 days of receipt.

CONSULTATION

The draft Lauderdale Canal Park Master Plan developed during 2020 included consideration of traffic management and streetscape improvements on North Terrace. The Master Plan was released for community consultation during March 2021 and the results of the consultation were taken to a workshop with elected members on 4 October 2021.

FINANCIAL IMPLICATIONS

No funds have been allocated within the 2022/2023 Annual Estimates to consider construction of traffic calming or other traffic management treatments in North Terrace, Lauderdale.

RECOMMENDATION:

That Council:

- A. Notes the petition.
- B. Notes the General Manager's advice that the petition complies with Section 59 of the *Local Government Act 1993* (Tas.).
- C. Notes that the installation of traffic management and streetscape improvements in North Terrace, Lauderdale can be considered for inclusion in the 2023/2024 budget.

- D. Authorises the General Manager to progress immediate actions to address the speed of traffic on North Terrace, Lauderdale including:
- Requesting higher profile enforcement of speed limits in the area by Tasmania Police, noting traffic survey data indicates a concerning number of vehicles travelling over 60km/h in the area.
 - Deploying a “speed trailer” as a way of highlighting and educating drivers about their speed, the actual speed limit and their driving behaviour.
- E. Authorises the General Manager to write to petitioners acknowledging their concerns and advising of council’s decision.

Decision:	MOVED Cr Edmunds SECONDED Ald Ewington	
	“That the Recommendation be adopted”.	
	CARRIED	
	FOR	AGAINST
	Cr Chipman	Ald James
	Ald Blomeley	
	Cr Chong	
	Cr Edmunds	
	Ald Ewington	
	Cr Kennedy	
	Cr Mulder	
	Ald Peers	
	Ald von Bertouch	
	Cr Walker	

8.2 ASSET MANAGEMENT

Nil Items.

8.3 FINANCIAL MANAGEMENT

Nil Items.

8.4 GOVERNANCE**8.4.1 DRAFT SUSTAINABILITY STRATEGY 2022-2032 - COMMUNITY CONSULTATION****EXECUTIVE SUMMARY****PURPOSE**

To seek approval to consult with the community on the draft Sustainability Strategy 2022-2032.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021 - 2031, is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

To date consultation has been provided from internal stakeholders and workshop with councillors. Community consultation will be undertaken in accordance with council's Community Engagement Policy 2020.

FINANCIAL IMPLICATIONS

Consultation costs will be accommodated within the recurrent budget.

RECOMMENDATION:

That Council:

- A. Approve the draft Sustainability Strategy 2022-2032 for community consultation.
- B. Authorise the General Manager to coordinate community consultation to obtain feedback on the draft Sustainability Strategy 2022-2032 and to report the consultation outcomes to a future workshop.

/ Decision contd on Page 21...

DRAFT SUSTAINABILITY STRATEGY 2022-2032 - COMMUNITY CONSULTATION
/contd...

Decision:	MOVED Ald James SECONDED Ald Blomeley	
	“That the Recommendation be adopted”.	
	CARRIED	
	FOR	AGAINST
	Cr Chipman	Ald Ewington
	Ald Blomeley	
	Cr Chong	
	Cr Edmunds	
	Ald James	
	Cr Kennedy	
	Cr Mulder	
	Ald Peers	
	Ald von Bertouch	
	Cr Walker	

8.4.2 DRAFT CULTURAL CREATIVE STRATEGY 2022-2032 - COMMUNITY CONSULTATION**EXECUTIVE SUMMARY****PURPOSE**

To seek approval to consult with the community on the draft Cultural Creative Strategy 2022-2032.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021 - 2031, is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

To date consultation has been provided from internal stakeholders and a review team consisting of University of Tasmania and council officers. Community Consultation will be undertaken in accordance with council's Community Engagement Policy 2020.

FINANCIAL IMPLICATIONS

Consultation costs will be accommodated within the recurrent budget.

RECOMMENDATION:

That Council:

- A. Approve the draft Cultural Creative Strategy 2022-2032 for community consultation.
- B. Authorise the General Manager to coordinate community consultation to obtain feedback on the draft Cultural Creative Strategy 2022-2032 and to report the consultation outcomes to a future workshop.

Decision:

MOVED Cr Walker **SECONDED** Cr Kennedy

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

8.4.3 DRAFT DIGITAL STRATEGY 2022-2032 - COMMUNITY CONSULTATION**EXECUTIVE SUMMARY****PURPOSE**

To seek approval to consult with the community on the draft Digital Strategy 2022-2032.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021 - 2031, is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

To date consultation has been provided from internal stakeholders and workshop with councillors. Community consultation will be undertaken in accordance with council's Community Engagement Policy 2020.

FINANCIAL IMPLICATIONS

Consultation costs will be accommodated within the recurrent budget.

RECOMMENDATION:

That Council:

- A. Approve the draft Digital Strategy 2022-2032 for community consultation.
- B. Authorise the General Manager to coordinate community consultation to obtain feedback on the draft Digital Strategy 2022-2032 and to report the consultation outcomes to a future workshop.

Decision: **MOVED** Cr Kennedy **SECONDED** Ald Blomeley

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

9. MOTIONS ON NOTICE**9.1 NOTICE OF MOTION – ALD JAMES
RISKS AND BENEFITS REGARDING INSTALLATION OF GRATES OVER
COUNCIL’S OPEN STORMWATER PIPES**

In accordance with Notice given, it was:

Decision: **MOVED** Ald James **SECONDED** Cr Mulder

“Council seeks an officer’s report regarding the risks/benefits of the installation of grates on the large stormwater pipes across the city suburban area”.

CARRIED

FOR

Cr Chipman
Cr Chong
Cr Edmunds
Ald Ewington
Ald James
Cr Kennedy
Cr Mulder
Ald Peers
Ald von Bertouch
Cr Walker

AGAINST

Ald Blomeley

9.2 NOTICE OF MOTION – CR MULDER PAYMENT OF RATES ON HOUSING TASMANIA PROPERTIES

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

“That Council:

1. Confirms its strong support for the Tasmanian Government’s substantial investment and future commitment to social and affordable housing and homelessness initiatives.
2. Calls on the Tasmanian Government to confirm that it will pay ex-gratia general rates on all social housing properties where:
 - i. Crown land and /or Housing Department land or homes have been transferred into the ownership of a charitable organisation, thereby removing them from the council general rate base, making them eligible to be general rate exempt in accordance with section 87(1)(d) of the Local Government Act, 1993; and
 - ii. Crown land, at a future time, will be transferred into the ownership of a charitable organisation for development of more affordable / social housing in the future, ensuring that such arrangements do not place a greater rate burden on the wider community as an unintended consequence of this important housing program.”

With the Leave of the Meeting Cr Mulder amended his motion and it was:

Decision:	MOVED Cr Mulder SECONDED Ald James
	“That Council:
	1. Confirms its strong support for the Tasmanian Government’s substantial investment and future commitment to social and affordable housing and homelessness initiatives. 2. Calls on the Tasmanian Government to pay ex-gratia general rates on all social housing properties where: i. Crown land and /or Housing Department land or homes have been transferred into the ownership of a charitable organisation, thereby removing them from the council general rate base, making them eligible to be general rate exempt in accordance with section 87(1)(d) of the Local Government Act, 1993; and ii. Crown land, at a future time, will be transferred into the ownership of a charitable organisation for development of more affordable / social housing in the future, ensuring that such arrangements do not place a greater rate burden on the wider community as an unintended consequence of this important housing program.”
	CARRIED UNANIMOUSLY

**9.3 NOTICE OF MOTION – ALD VON BERTOUCHE
ALMA'S ACTIVITY CENTRE, BELLERIVE – USE OF STATE GOVERNMENT
SPORT AND RECREATION INFRASTRUCTURE GRANT**

In accordance with Notice given, Ald von Bertouch intended to move the following motion:

“That Council:

- A. Ensures the remainder of the \$250,000, 2018 State Government Sport and Recreation Infrastructure Grant (\$183,920) for the upgrading of the Alma's Activity Centre is used for the grant's approved purpose: 'Improving access to satisfy building compliance; and Modifying the layout of the facility for ease of usage'.
- B. Uses the remaining grant funds to specifically remedy the non-compliant lower and upper-level entrance stairways in the manner detailed in the January 2018 Preston Lane Architects Existing Conditions Report.
- C. Requests the General Manager to immediately commence the relevant processes to expend the remaining funds before the grant's expiry date on 31 March 2023.”

With the Leave of the Meeting Ald von Bertouch amended her motion and it was:

Decision:	MOVED Ald von Bertouch SECONDED Ald James
	“That Council:
	A. Ensures the remainder of the \$250,000 2018 State Government Sport and Recreation Infrastructure Grant (\$183,920) for the upgrading of the Alma's Activity Centre is used for the grant's approved purpose: 'Improving access to satisfy building compliance; and Modifying the layout of the facility for ease of usage'. B. Uses the remaining grant funds to specifically remedy the non-compliant lower and upper level entrance stairways in the manner detailed in the January 2018 Preston Lane Architects Existing Conditions Report.

/ Decision contd on Page 27...

**NOTICE OF MOTION – ALD VON BERTOUCHE
ALMAS ACTIVITY CENTRE, BELLERIVE – USE OF STATE GOVERNMENT SPORT
AND RECREATION INFRASTRUCTURE GRANT / Decision contd...**

- C. Requests the General Manager to immediately commence the relevant processes to expend the remaining funds before the grant's expiry date on 31 March 2023, whilst seeking, if necessary, a further extension to the grant to complete the specific upgrades."

The **MOTION** was **put** and **LOST**

FOR

Ald Blomeley
Ald Peers
Ald von Bertouch

AGAINST

Cr Chipman
Cr Chong
Cr Edmunds
Ald Ewington
Ald James
Cr Kennedy
Cr Mulder
Cr Walker

10. COUNCILLOR'S QUESTION TIME

A Councillor may ask a question with or without notice at Council Meetings. No debate is permitted on any questions or answers.

10.1 QUESTIONS ON NOTICE

(Seven days before an ordinary Meeting, a Councillor may give written notice to the General Manager 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 Warren

I wonder if there is some difference in the way the mail is being received given the letters that went out regarding the rubbish because I know that I received mine round about Wednesday or Thursday last week and yet I know people, including Ald Blomeley, who have not received their letters and he lives quite close to me. Would it be anything to do with a Junk Mail sticker? I know that the envelope is clearly marked "Clarence Council To the Resident" but is not addressed mail. Does that have any impact on letters not being delivered?

ANSWER

There are two different letters. One was a green waste letter that was sent the previous week that arrived in letterboxes last week. The latest letter about recycling was only sent on Friday so should be due in letterboxes in the coming days.

Ald James

1. A short while ago we received a petition from a number of residents in North Terrace, Lauderdale regarding the speed limit of 50km. Could you please provide us with an update as to whether the Department of Transport has agreed or is in discussion with that change or sign posting of 50 km per hour?

ANSWER

This matter will be reported to the next council meeting.

2. Mr Taylor of Cremorne has brought our attention to the state of that gravel road in relation to the state of it and the wash out and so on and I think we have all read that letter. Is that still part of that coastal Cremorne and foreshore survey and is that embodied in that particular consultation process, or does it stand alone as regard to what action council may take in improving that road and obviously stormwater maintenance or even upgrading of that road to an acceptable standard?

ANSWER

Taken on Notice.

The Mayoral letter from Mr Taylor was answered on 20 July 2020 and a copy was forwarded to Aldermen at the same time.

Ald von Bertouch

1. I refer to a planning item earlier tonight, how does council commence the process to consider decreasing the speed limit in the vicinity of 233 Cambridge Road?

ANSWER

(Mayor) In the first instance I am not aware of any decision or intention of council to do that at this stage.

(Mr Graham) When we receive requests concerning speed limits our internal traffic working group works through the process of assessing that location in relation to the current standards.

Question contd

Can that concern come from an Alderman or a citizen, who makes that request?

ANSWER

(Mayor) There are many avenues, a motion on notice will certainly do it and we have had that come up before but there are many ways to get that on the table.

2. Is there a short or medium term plan to construct a DDA compliant beach access from the toilet ramp at 41 Howrah Road?

ANSWER

That is the Little Howrah Beach park I will call it. That is listed for review as part of a master plan this year, so we intend to pick up the issue of that ramp and access to the beach from a DDA compliance point of view as part of that process.

Question contd

I am talking about short term that is long term?

ANSWER

Short term there aren't any easy and affordable options for that ramp at this point in time that we are aware of.

Ald Blomeley

Following on from the question just posed by Ald von Bertouch with the upgrade of the East Derwent Highway and the intersections of Sugarloaf Road and Clinton Road, is there any intention that we are aware of for a reduction in speed limit at those intersections. It has been raised with me by a number of residents who are particularly concerned, and I appreciate at the moment a lot of work is going on there but as they try to cross either way there are cars hurtling down at 100km/hour. It is an accident waiting to happen. I appreciate it is DSG but are we aware of any consideration of a reduction in speed limits at those two points?

ANSWER

(Mayor) You might recall that council passed a motion requesting DSG reduce it to 80, I think that was about three years ago and we did receive a reply from DSG saying they were going to keep it at 100 and they cited community consultation and expert advice in giving us that advice.

Question contd

If I could be provided, please with a copy of that council decision and documentation?

(Further information) The relevant decision has been forward via email to Ald Blomeley and a copy provided to all councillors.

Cr Walker

The pole holding up the street sign for Cambridge Street in Rokeby is a bit of a leaner and not a lifter and it has been lying down for some time. I would appreciate if there could be some investigation done and some action taken to make sure it can stay up please?

ANSWER

Taken on Notice

The street sign has been reinstated. There are a number of street signs in the local area which have been vandalised over the last month.

Ald Ewington

What is the by-law or public law that prohibits people from putting stickers or posters on council owned property such as wheelie bins, rubbish bins, signposts? What is the status of by-laws or laws?

ANSWER

(Mr Toohey) It is covered under the Litter Act as well as the Public Placed by-law.

Question contd

I saw a rather large sticker on the side of a dog waste bin which was “climate action now”. It took up the whole side of the bin and it had a QR code saying “click here to buy more” and I went to the website for this organisation which appears to be made up of lots of organisations around the country. What can council do to enforce that if these things start to pop up everywhere and what can local government do in terms of contacting the organisers?

People have a right to make their political views known but to produce material which says “wheelie bin sticker” on a website which says “buy this and put it somewhere”, I think this should be taken up. What can council do to ensure we don’t have to spend thousands of dollars taking these down from council property and/or making these people aware that it is inappropriate to publicise and promote sticking of stickers on wheelie bins or other public property?

ANSWER

(Mayor) In the first instance I could ask the General Manager if he could raise it with LGAT seeing it is a wider matter than just this municipal area.

(General Manager) If you can provide that information through to Mr Toohey and I we can follow up and provide a more detailed response first of all but certainly take it up with other agencies, including the electoral commission.

(Further information) Through contact with the Tasmanian Electoral Commission it is clear that the TEC has no power to deal with this matter. Contact has been made with LGAT who have undertaken to contact the relevant organisations on behalf of all councils in Tasmania.

However, it is an offence to place stickers on property without the owner’s consent under the Litter Act 2007 (section 13). It is also an offence under council’s Public Places By-Law 1 of 2018 (section 33 [1 a]) to affix a poster in a public place.

Cr Kennedy

Earlier I tabled the minutes of a recent Bellerive Community Arts Centre meeting where they brought up the fact that since the ferry service has been introduced parking for the arts centre has become impossible. There are members ranging in age but there is a number of them in their eighties trying to walk three blocks with their arts supplies. Numbers have depleted seriously over this time. I am just wondering what as a council we can do to help them with their problem?

ANSWER

Taken on notice

The matter is being investigated and options in regard to putting in time restricted parking at or near the centre are being considered.

Cr Mulder

The Derwent Ferry service used their social media last week to say that they had been requested to provide a ferry service which they were very pleased to do in relation to travelling from Hobart to the AFL match at Blundstone Arena. Did council make that request as part of the Bellerive Oval Transport Plan?

ANSWER

Not that I am aware. I believe that was a State Government initiative.

10.4 QUESTIONS WITHOUT NOTICE

A Councillor may ask a Question without Notice of the Chairman or another Councillor or the General Manager. 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 General Manager 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 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 CONTRACTUAL MATTER

11.3 TENDER T1462-22 VERGE AND HORSE TRAIL MAINTENANCE

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:

- contracts and tenders for the supply of goods and services;
- applications by Aldermen for a Leave of Absence;
- matters relating to actual or possible litigation taken, or to be taken, by or involving the council or an employee of the council.

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 Ald Peers **SECONDED** Cr Kennedy

“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

The meeting closed at 9.06pm.

CLOSED MEETING /contd...

The following Closed Meeting Motions have been authorised by Council for publication in the public Minutes.

11.3 TENDER T1462-22 VERGE AND HORSE TRAIL MAINTENANCE**Decision:****MOVED** Ald James **SECONDED** Cr Edmunds

- “A. That the Tender of \$298,105.53 excluding GST submitted by LMRS Pty Ltd be accepted for Verge and Horse Trail Maintenance within the City of Clarence.
- B. 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 Walker returned to the meeting at this stage (9.05pm)

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