

**George Town Council**  
**COUNCIL MEETING – 20<sup>TH</sup> DECEMBER 2017**  
**MINUTES**

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**Meeting commenced at 1.00 pm**

**AUDIO RECORDING OF COUNCIL MEETINGS**

The public is advised that it is **Council Policy** to record the proceedings of meetings of Council on digital media to assist in the preparation of minutes, and to clarify any queries relating to the Minutes that is raised during a subsequent meeting under the section “Confirmation of Minutes”.

The recording does not replace the written minutes and a transcript of the recording will not be prepared.

All meetings of the Council shall be digitally recorded as provided for by Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015 except for the proceedings of meetings or parts of meetings closed to the public in accordance with Regulation 15(2).

In accordance with the requirements of Council’s Audio Recording of Council Meetings Policy No. 40, members of the public are not permitted to make audio recordings of Council meetings.

**1. PRESENT**

Mayor Bridget Archer  
Cr Tim Harris (Deputy Mayor)  
Cr Chris Ashley  
Cr Heather Barwick JP  
Cr Doug Burt  
Cr Greg Dawson  
Cr John Glisson  
Cr Tim Parish  
Cr Peter Parkes

**1.1 APOLOGIES**

Nil.

**1.2 IN ATTENDANCE**

General Manager  
Acting Team Leader Corporate & Finance  
Acting Team Leader Works & Infrastructure  
Executive Officer (Governance)  
Statutory Planner

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**2. CONFIRMATION OF MINUTES**

**310/17 2.1 ORDINARY COUNCIL MEETING HELD 15<sup>TH</sup> NOVEMBER 2017**

**DECISION**

Moved: Cr Harris  
Seconded: Cr Ashley

That the Minutes of Council's Ordinary meeting held on the 15<sup>th</sup> November, 2017 numbered 293/17 to 304/17 and 309/17 as previously circulated to Elected Members be received and confirmed as a true record of proceedings.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**3. PUBLIC QUESTION TIME**

**3.1 PUBLIC QUESTION TIME PROCEDURE**

*[Refer to Minute No. 243/16. The period set aside for public question time will be at least 15 minutes. Questions given on notice will be addressed first. Once questions on notice have been addressed, persons who have registered their interest to ask a question will be called to do so in the order in which they have registered. Persons attending Council meetings will have the opportunity to register their interest to ask a question without notice prior to the commencement of the meeting. Council staff will be on hand to assist with this process.*

*Participants cannot ask more than 2 questions in a row with a maximum of 2 minutes per question. If a person has more than (2) questions, they will be placed at the 'end of the queue' and may, if time permits, ask their further questions once all other persons have had an opportunity to ask questions. Persons who have not registered their interest to ask a question will be given an opportunity to do so following all those who have registered. All questions must be directed to the Chairperson.*

*For further information on Council's Public Question Time Rules and Procedure, please refer to George Town Council Public Question Time Policy No. 18.]*

*Questions asked and answers provided may be summarised in the minutes of the meeting.*

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**3.2 PUBLIC QUESTIONS ON NOTICE**

Nil.

**3.3 PUBLIC QUESTION TIME**

Commenced at: 1.02pm

Concluded at: 1.40pm

**Mrs Wootton, Low Head**

- Q1. Mrs Wootton referred to Item 6.1 on the Agenda DA 2017/58 and asked was the Council's consultant on the traffic issues concerned with the Development Application for the café at 1 Dune Place made aware that the section of Low Head Road from the vicinity of Ainslie House, around the corner past the Dunes over the rise and down the slope to The Lagoon was until very recently marked with double lines – with the only broken lines there to allow access to Mackenzie Drive, William Parish Drive, Old Coast Rd, The Dunes complex and other residences on the eastern side of the road?

*The Chairperson referred the question to Council's contract Statutory Planner who advised that he could not confirm what Council's consulting Traffic Engineer Mr Eaton, who undertook the assessment was aware of in terms of the history but Mr Eaton did assess the application on its merits. Mr Eaton was on site and looked at how it complied with the relevant Acts, in particular the Planning Scheme and his decision was based on that as was the report that Andrew Howell provided. The Statutory Planner could not confirm whether Mr Eaton was aware that the line marking had only recently gone in.*

Mrs Wootton advised that the lines did not recently go in. What Mr Eaton saw is what it is now, being the broken line continuously along Low Head Road and there are dangerous corners on that road. Previously the road was marked with double lines and solid lines on one side and where there were dangerous corners, you would not pass. Mrs Wootton stated that the residents of the area were aware of this but visitors may not be. Mrs Wootton asked who would be responsible if there is an accident with someone overtaking and stated that she had asked this question back in May 2017 referring to a response provided to her in this regard and advised that there had been no answer from State Growth.

*The Chairperson advised that she understood that the two traffic engineers who have assessed the development application have assessed it as it stands now.*

Mrs Wootton stated that the photos in the first application in May/June 2017 actually showed the double lines in that area.

*The Statutory Planner advised that the application was submitted at the start of the year and due to a number of reasons was readvertised and resubmitted. The Statutory Planner suggested that the photos that were in the original application were the same photos that are in the second application.*

Mrs Wootton stated they were not.

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**3.3 PUBLIC QUESTION TIME (CONT.)**

*The Statutory Planner advised that he had been on site a number of times and had viewed the road as it currently is and the application has been assessed on what is currently there.*

- Q2. Has the Council managed to find out why the most recent line marking for the whole of Low Head replaced the previous markings with a continuously broken line? And who was responsible for this?

*The Chairperson referred the question to the General Manager who referred to the letter sent last week to Mrs Wootton which indicated that Council's Team Leader Works & Infrastructure had written to State Growth and has not as yet received a response.*

*The General Manager referred the question to the Team Leader Works & Infrastructure for further comment who advised that line marking anywhere in Tasmania is State Growth's responsibility. Every year Council submits a list to State Growth who normally line mark their own roads first and whatever funding is left over they then look at priority Council roads.*

Mrs Wootton asked why it was marked the way it is and who was responsible?

*The Team Leader Works & Infrastructure responded that the Department of State Growth was responsible. State Growth keeps track of what is existing and what needs to be re-line marked.*

*The Team Leader advised that if State Growth makes a change they normally consult with Council.*

**Mr Neilsen, George Town**

- Q1. Mr Neilsen advised that he was trying to make an appointment to meet with the General Manager however he could not get in to see her and asked what the difficulty was. Mr Neilsen stated he wanted to discuss a confidential matter which was not strictly a planner matter it was about a strategic way forward.

*Through the Chairperson, the General Manager advised that she was under the impression that an appointment had been offered to Mr Neilsen however he was unavailable. The Chairperson apologised for any miscommunication and advised that she would follow the matter up.*

- Q2. Mr Neilsen referred to the item relating to 1 Dune Place and as a Planning Authority he felt it was important the Council was well informed. Mr Neilsen asked if Councillors were fully informed in this regard and commented that Councillors, particularly in relation to a development that is discretionary, have a responsibility to balance and have respect for existing residents in the intent of existing and new development in an area and proceeded to offer some background in this regard.

*The Chairperson advised that Council would be sitting as a Planning Authority on this matter and comments on the matter from the gallery would constitute lobbying and would not be appropriate.*

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**3.3 PUBLIC QUESTION TIME (CONT.)**

Mr Neilsen also asked why Council took over a road in Dune Place and Sandy Court when the whole complex was designed to be a private cobble stoned development, possibly not built to council standards and no truncated corners and now we are going to see something that is going to impact on dangerous traffic management?

*Through the Chairperson, the General Manager took the question on notice with a written response to be provided to Mr Neilsen.*

**Mr Youl, George Town (Fresh Water Anglers)**

Q1. Mr Youl referred to allowing outboards on Curries River Dam and tabled correspondence in this regard. Mr Youl requested Council's support in dealing with TasWater.

*The Chairperson advised that Cr Parish has Notice of Motion before Council which will be debated later in the meeting. The Chairperson accepted Mr Youl's correspondence for circulation to Elected Members.*

**Mr Austin, George Town**

Q1. Mr Austin referred to page 78 of the agenda and asked the Chairperson for information in respect to her attendance at the Launceston Church Grammar School on the 12<sup>th</sup> and 13<sup>th</sup> December. Mr Austin asked what the position is with the George Town Council and Launceston Grammar School.

*The Chairperson advised that she had received an invitation from the Grammar School to attend both of those functions within in her role as Mayor as has been the case in previous years. From time to time the Grammar School and other schools arrange events within our municipality and advise Council of these events; Council assists them where it has been able to.*

**Mr O'Doherty, George Town**

Q1. Mr O'Doherty referred to the agenda item relating to DA 2017/58 Food Services Café 1 Dune Place Low Head. Mr O'Doherty referred to the comments within the report where it says that 21 of the submissions appeared in the form of a petition and asked how the petition could be valid when it is not in the prescribed form.

*The Chairperson responded that in relation to a planning matter a petition is treated as a submission. It is not prescribed in the same way as a petition received in accordance with the requirements of the Local Government Act.*

**Mrs Webb, George Town**

Q1. Mrs Webb stated that in 2018 there are supposed to be 2 cruise ships coming to Beauty Point and asked how we can encourage them to come to George Town?

*The Chairperson advised there were a number of considerations, some of which Council has discussed with various groups including Tourism Northern Tasmania; one of the biggest impediments for George Town to receive cruise ships is port access.*

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**3.3 PUBLIC QUESTION TIME (CONT.)**

Mrs Webb asked how we get people from the boats to visit George Town.

*The Chairperson advised that they are certainly visiting the area. Council has worked closely with Tourism Northern Tasmania and other tourism operators to put together an itinerary; there are 3 itineraries one of which will bring 2 bus loads of visitors to George Town and Low Head.*

**Mr Neilsen, George Town**

Q2. Mr Neilsen asked how far the extent went in relation to a special notification to the people in the immediate surrounds of 1 Dune Place and does Council consider that there is parking pressure in both the north and south unmade carparks that are used for Lagoon Beach.

*The Chairperson responded to the second part of Mr Neilsen's question and stated that from time to time there is a lot of visitation in the area by vehicular traffic; there is also the overflow carpark at the northern end of Lagoon Beach for the use of patrons to the beach. There is also a reasonable amount of parking in the East Beach area. It is a difficult area from that point of view as on a hot day you will get a lot of visitation to the area. The Chairperson commented that it was pleasing to see that there has also been an increase in the use of the walking trail with a lot of people walking or cycling between George Town and Low Head to use the beach facilities. The Chairperson again stated that on a hot day there is high vehicle numbers in that area but generally speaking did not consider that there was parking pressure out there.*

*The Chairperson referred the first part of Mr Neilsen's question to the Statutory Planner who advised that the application was advertised in accordance with the LUPA Act and was treated the same way as every other application. Adjoining properties were notified, a sign was erected on site and it was also advertised on the Council website and in the newspaper.*

Mr Neilsen asked to what extent the immediate neighbours were notified.

*The Statutory Planner confirmed the adjoining properties were notified by letter.*

**Mr Austin, George Town**

Q2. Mr Austin referred to the removal of the remains of the tree on Esplanade North which he had referred to at two previous meetings and stated it was still there and asked when it will be removed?

*Through the Chairperson the Team Leader Works & Infrastructure advised that he would investigate.*

Q3. Mr Austin asked if the BBQ at Windmill Point was going to be a 2 storey BBQ and stated that he could drive an aeroplane under it.

*The Chairperson responded no and accepted Mr Austin's question as commentary.*



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**3.3 PUBLIC QUESTION TIME (CONT.)**

**Mr O’Doherty, George Town**

Q2. Mr O’Doherty referred to DA2017/58 Food Services Café 1 Dune Place Low Head and asked Councillors if there are any questions in regard to this issue today they are not sure of, that they please lay it on the table and bring it back to Council once those questions have been answered.

*The Chairperson stopped Mr O’Doherty from continuing and stated that Mr O’Doherty was attempting to provide advice to the Councillors that is contrary to the role of Council as a Planning Authority.*

*The Chairperson referred the matter to the General Manager for further comment. The General Manager responded that lobbying cannot be allowed. Council has declined the applicant the opportunity and now the gallery is using public question time to do that. It puts Council in a very awkward position if these types of questions are allowed to continue. The General Manager further advised that the Council has to sit as a Planning Authority and has to debate at the table together and make a decision on what is put in front of them. Council cannot consider comments from the gallery on what is before them only qualified advice.*

Mr O’Doherty stated it was a discretionary use which was supposed to protect residents from things that aren’t suitable.

*The General Manager provided clarification in respect to the term ‘discretionary’ use and stated that she was comfortable with the information that was being presented to Councillors today as being accurate and independent.*

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**3.4 QUESTIONS ON NOTICE FROM COUNCILLORS**

Nil.

**3.5 RESPONSE TO QUESTIONS FROM PREVIOUS PUBLIC QUESTION TIME**

*(Refer to Minute No. 425/00, which states in part, “that a copy of all written replies to questions from the Public Gallery be included in the following Council Agenda.”)*

**MRS WOOTTON, LOW HEAD**

12<sup>th</sup> December 2017

Dear Mrs Wootton

**RE: PUBLIC QUESTION TIME – 15<sup>TH</sup> NOVEMBER 2017**

Thank you for your attendance at the 15<sup>th</sup> November 2017 Ordinary Council Meeting where you presented the following question:

Q1. *In relation to the line marking on Low Head Road from Ainslie Nursing Home to Lagoon Beach, has the Department of State Growth given an answer yet and if so what was the answer.*

Response:

Council has again contacted the Department of State Growth seeking a response in relation to the above matter. Upon receipt of the Department’s response a copy will be provided to yourself.

Yours sincerely

Justine Brooks-Bedelph  
**General Manager**

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**4. DECLARATIONS OF INTEREST**

Cr Archer declared an interest in Item 17.5.

**5. GENERAL MANAGER'S DECLARATION**

I certify that with respect to all advice, information or recommendations provided to Council with this Agenda:

- the advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- where any advice is given directly to Council by a person who does not have the required qualifications of experience, that person has obtained and taken into account in that person's general advice, the advice from an appropriately qualified or experienced person.



**Justine Brooks-Bedelph  
GENERAL MANAGER**

***LOCAL GOVERNMENT ACT 1993 – SECTION 65***

***65. Qualified persons***

- (1) A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
- (2) A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless –
  - (a) the general manager certifies, in writing –
    - (i) that such advice was obtained; and
    - (ii) that the general manager took the advice into account in providing general advice to the council or council committee; and
  - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

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**6. PLANNING AUTHORITY**

The Council will act as a planning authority under the provisions of the *Land Use Planning and Approvals Act 1993* in respect of any items included in this section of the agenda.

***Local Government (Meeting Procedures) Regulations 2015***

*25. Acting as a planning authority*

- (1) *If a council or council committee intends to act at a meeting as a planning authority under the Land Use Planning and Approvals Act 1993, the chairperson is to advise the meeting accordingly.*
- (2) *The general manager is to ensure that the reasons for a decision by a council or council committee acting as a planning authority are recorded in the minutes of the meeting.*

**311/17 6.1- DA 2017/58 – FOOD SERVICES – CAFÉ – 1 DUNE PLACE LOW HEAD**

**REPORT AUTHOR:** Statutory Town Planner

**FILE NO:** DA2017/58

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**DECISION**

Moved: Cr Parish  
Seconded: Cr Dawson

That the application for Food Services - Cafe, for land at 1 Dune Place, Low Head (CT167744/2) be **APPROVED** subject to the following conditions:

**1. ENDORSED PLANS**

The use and/or development must be carried out as shown on the Endorsed plans submitted by S Group, dated 15/08/2017, project number J001765, dwg number A1-001, A2-001, A3 – 001 and described in the endorsed documents to the satisfaction of the Council. Any other proposed development and/or use will require a separate application to and assessment by the Council.

**2. AMENDED PLANS REQUIRED**

Prior to the commencement of any works, amended plans must be submitted for approval by Councils General Manager. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and two copies must be provided.

The plans must show:

- a) Parking space for persons with a disability located in the spot closest to the main entry point to the building.

**3. PRIOR TO COMMENCEMENT OF USE**

Prior to the commencement of the use, the following is required:

- a) The parking areas shown on the endorsed plans must be constructed to the requirements and satisfaction of Councils General Manager.

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- b) The landscaping shown on the endorsed plans must be completed to the requirements and satisfaction of the General Manager.
- c) Developer is to make a \$2500 monetary contribution to Council to provide appropriate traffic and parking controls within Dune Place, Sandy Court and Low Head Road.
- d) Council's General Manager to provide confirmation in writing that traffic and parking control measures have been satisfactorily completed.

**4. EXTERIOR AND SECURITY LIGHTING**

Exterior and security lighting must be designed, baffled and located so that no direct light is emitted outside the property boundaries.

**5. ACOUSTIC TREATMENT**

The proposed café building on the site must include double glazing on windows and glass doors and adequate insulation to minimise the potential for intrusive noise to the satisfaction of Council.

**6. EXPOSED STORAGE**

Goods, equipment, packaging material or machinery must not be stored outside a building so as to be visible from any public road or thoroughfare or public open space.

**7. WASTE DISPOSAL BINS**

- a) In accordance with endorsed plan A1-001, Waste disposal bins must be provided on the site.
- b) The bins provided must not occupy or obstruct access to any car parking or loading area indicated on the endorsed plan.
- c) The bins must be screened so they are not visible from car parking areas or adjoining properties.
- d) Waste disposal bins must be designed and adequately shielded to ensure waste and/or odours does not result in an environmental nuisance.

**8. BUSINESS HOURS**

The operation of the cafe must be confined to:

- 7:00am and 5:00pm Sunday to Thursday
- 7:00am and 9:00pm Fridays to Saturdays

**9. DELIVERY HOURS**

Deliveries to and from the site must only occur between:

- 7:00am and 5:00pm Monday to Friday
- There are to be no deliveries to the sites on Saturdays or Sundays.

**10. DUST AND DRAINAGE**

Prior to the commencement of the works, the surface of the subject land must be treated to prevent the loss of amenity to the neighbourhood through the emission of dust and the discharge of stormwater drainage to the satisfaction of the Council.

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**3111/17 6.1- DA 2017/58 – FOOD SERVICES – CAFÉ – 1 DUNE PLACE LOW HEAD**  
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**11. USE LIMITATION**

This permit allows the use for *Food Services* defined as “*use of land for preparing or selling food or drink for consumption on or off the premises*” in the George Town Interim Planning Scheme 2013. The dining area and sections for use by patrons is limited to:

- a) A total area of 99m<sup>2</sup> as shown in endorsed plan A2-001
- b) 65 patrons visiting the site at any given time.

A new permit will be required to extend, substantially change or intensify the use on the site.

**12. HOURS OF CONSTRUCTION**

Construction works must only be carried out between the hours of 7am to 6pm Monday to Friday and 8am to 5pm Saturday and no works on Sunday or Public Holidays.

**13. LANDSCAPING**

Landscaping within fourteen (14) metres of the intersection of Low Head Road and Dune Place must not exceed 450mm in height above the top of the roadside kerb and maintained below that height for the duration of the use.

**14. FENCING**

Proposed fencing along Low Head Road must not be constructed between car parking spaces 1-5 and the road reserve.

**15. SCREEN PLANTING**

A dense screen of trees must be planted along the North-Western boundary to ensure reasonable privacy for the adjoining property. The vegetation screen must have a minimum height of 1.5m when planted and a minimum mature height of 2.5m. Vegetation planted must be to the satisfaction of Councils General Manager.

**16. USE OF PARKING AREAS**

Areas set aside for the parking and movement of vehicles as shown on the endorsed plans must be made available for such use and must not be used for any other purpose.

**17. DIRECTIONAL SIGN**

Prior to the commencement of the use, a sign or signs must be provided to the satisfaction of the Council to direct drivers to the on-site car parking areas. Such signs must be located in the vicinity of the frontage of the subject land and maintained to the satisfaction of the Council.

**18. LIGHTING OF CAR PARK**

- a) Any lighting of the car park area must be located and designed with suitable baffles so that no direct light is emitted outside the boundaries of the site.
- b) Any car park lighting must not be used after café operating hours.

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**3111/17 6.1- DA 2017/58 – FOOD SERVICES – CAFÉ – 1 DUNE PLACE LOW HEAD**  
**(CONT.)**

**19. LOADING AND UNLOADING**

Loading and unloading of delivery goods and merchandise and the like must be carried out within the boundaries of the subject land.

**20. VEHICULAR CROSSINGS**

- a) Prior to the commencement of the use, an upgraded vehicular crossover must be provided to service this development in accordance with Council requirements and endorsed plans.
- b) The work must include all necessary alterations to other services including lowering/raising pit levels and/or relocation of services.
- c) Prior to any works occurring within the road reserve, a permit to undertake works within the road reserve must be obtained.
- d) Prior to the commencement of the use, all unused crossovers and driveways must be removed
- e) The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the developer's expense.

**21. NO SIGN ILLUMINATION**

The signs must not be floodlit or otherwise internally illuminated.

**22. CUSTOMER CAR PARK IDENTIFICATION**

A customer car park must be clearly identified by a sign having letters with a minimum height of 50 mm and showing the words "Customer Parking".

**23. MUSIC**

- a) Musicians playing at the site must not use amplifying equipment.
- b) Music played through a speaker system must only be played within the internal dining area of the café.
- c) Speakers are not be installed within the outdoor deck area

**24. TASWATER**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA2017/01438-GTC) and attached to this permit.

**Permit Notes**

- A. *This permit was issued based on the proposal documents submitted for (DA2017/58). You should contact Council with any other use or developments, as they may require the separate approval of Council.*
- B. *This permit takes effect after:*
  - a) *the 14 day appeal period expires; or*
  - b) *any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.*
  - c) *any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
  - d) *any other required approvals under this or any other Act are granted.*

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**311/17 6.1- DA 2017/58 – FOOD SERVICES – CAFÉ – 1 DUNE PLACE LOW HEAD  
(CONT.)**

- C. *This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced.*
- D. *If any Aboriginal relics are uncovered during works;*
- a. *All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,*
- b. *The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: [aboriginal@heritage.tas.gov.au](mailto:aboriginal@heritage.tas.gov.au) (; and*
- c. *the relevant approval processes will apply with state and federal government agencies.*
- E. *The owner and operator of the café should make themselves aware of relevant regulations under the Environmental Management and Pollution Control Act 1994.*

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris		✓	Cr Glisson		✓
Cr Ashley		✓	Cr Parish	✓	
Cr Barwick		✓	Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

**312/17 6.2 - DA 2017/70 – SINGLE DWELLING SETBACK VARIATION – 62 SEASCAPE  
DRIVE, LULWORTH**

**REPORT AUTHOR:** Statutory Town Planner

**FILE NO:** DA 2017/70

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**DECISION**

Moved: Cr Barwick  
Seconded: Cr Burt

That the application for a Dwelling - vary side setbacks, for land at 62 Seascape Drive, Lulworth (CT139712/28), be **APPROVED** subject to the following conditions:

**1. ENDORSED PLANS**

The use and/or development must be carried out as shown on the Endorsed plans by ehabitat, job number EH170720, drawing number 01, 02.1 – 02.4 and described in the endorsed documents to the satisfaction of the Council.



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**312/17 6.2 - DA 2017/70 – SINGLE DWELLING SETBACK VARIATION – 62 SEASCAPE DRIVE, LULWORTH (CONT.)**

Any other proposed development and/or use will require a separate application to and assessment by the Council.

**2. NO POLLUTED RUNOFF**

No polluted and/or sediment laden runoff must be discharged directly or indirectly into Councils drains or watercourses during and after development

**3. WINDOW PLACEMENT**

In accordance with approved plans, the development is not to include any windows along the north-western elevation of the proposed dwelling. Should the developer wish to make any alterations to include windows along the north-western side, they will require the written consent of Council prior to undertaking any works.

**4. CAR PARKING**

Prior to the commencement of the use, areas set aside for parking vehicles and manoeuvring space must be constructed as shown on the endorsed plans.

**5. VEGETATION REMOVAL**

No vegetation removal is to be undertaken outside of the property boundaries. It is the owner's responsibility to ensure boundaries are appropriately marked to avoid any encroachment of clearing onto adjoining properties.

**Permit Notes**

- A. *This permit was issued based on the proposal documents submitted for (DA2017/70). You should contact Council with any other use or developments, as they may require the separate approval of Council.*
- B. *This permit takes effect after:*
- a) *the 14 day appeal period expires; or*
  - b) *any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.*
  - c) *any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
  - d) *any other required approvals under this or any other Act are granted.*
- C. *This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced.*
- D. *If any Aboriginal relics are uncovered during works;*
- a. *All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,*
  - b. *The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: [aboriginal@heritage.tas.gov.au](mailto:aboriginal@heritage.tas.gov.au) (; and*

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**312/17 6.2 - DA 2017/70 – SINGLE DWELLING SETBACK VARIATION – 62 SEASCAPE DRIVE, LULWORTH (CONT.)**

*c. the relevant approval processes will apply with state and federal government agencies.*

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**7. PLANNING AND DEVELOPMENT**

**313/17 7.1 - PETITION TO AMEND SEALED PLAN**

**AUTHOR:** Statutory Town Planner

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**DECISION**

Moved: Cr Barwick  
Seconded: Cr Glisson

That George Town Council, as the owners of Lot 1 on Schedule 130563, write to the petitioner, stating that they object to the removal of covenant 1 from Lot 2 of sealed plan 130563.

A **PROCEDURAL** motion was:

Moved: Cr Dawson  
Seconded: Cr Barwick

That the motion be put.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish		✓
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

Moved: Cr Barwick  
Seconded: Cr Glisson

That George Town Council, as the owners of Lot 1 on Schedule 130563, write to the petitioner, stating that they object to the removal of covenant 1 from Lot 2 of sealed plan 130563.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**8. INFRASTRUCTURE AND ENGINEERING SERVICES**

**314/17 8.1 - PETITION – REDUCE THE SPEED LIMIT IN BEECHFORD**

**REPORT AUTHORS:** General Manager  
Engineer

**FILE NO:** 14.5, 63.2

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**DECISION**

Moved: Cr Harris  
Seconded: Cr Barwick

That Council:

- (a) support changing the area speed limit to 50 km/h from the existing 60 km/h in the Beechford town (including all streets within the town and approaches).
- (b) submit a request to the Department of State Growth for the implementation of a 50 km/h zone in Beechford; and
- (c) if the 50 km/h zone is approved by the Department of State Growth, provide and install signage to this effect.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**9. CORPORATE SERVICES**

**315/17 9.1 - GEORGE TOWN COUNCIL AUDIT PANEL MEETING HELD 29<sup>TH</sup>  
NOVEMBER 2017**

**REPORT AUTHOR:** General Manager

**FILE NO:** 29.11

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**DECISION**

Moved: Cr Parkes  
Seconded: Cr Glisson

That the unconfirmed minutes of the George Town Council Audit Panel meeting held 29<sup>th</sup> November 2017, as attached to this report be received.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**316/17 9.2 - WASTE VOUCHERS**

**REPORT AUTHOR:** Acting Team Leader – Corporate and Finance

**FILE NO:** 73.2

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**DECISION**

Moved: Cr Dawson  
Seconded: Cr Parkes

That the report on the progress of Council's waste voucher system be received and the information noted.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**10. COMMUNITY SERVICES**

**317/17 10.1 - COMMUNITY GRANTS / ASSISTANCE**

**REPORT AUTHOR:** Community Events Officer

**FILE NO:** 23.2

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**DECISION**

Moved: Cr Harris  
Seconded: Cr Parkes

That Council Provides a Community Grant of \$300 to the George Town Fire Brigade Social Club to assist with the cost of lollies purchased for the annual “Christmas Day Lolly Run”.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Barwick	✓		Cr Harris	✓	
Cr Burt	✓		Cr Ashley	✓	
Cr Glisson	✓		Cr Parkes	✓	
Cr Parish	✓				

**CARRIED**

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**11. MAYOR**

**318/17 11.1 - MATTERS OF INVOLVEMENT – MAYOR**

**FILE NO.:** 14.11

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**DECISION**

Moved: Cr Parkes  
Seconded: Cr Barwick

That the information report from the Mayor on Matters of Involvement be received and the information noted.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**



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**12. GENERAL MANAGER**

**319/17 12.1 - COUNCILLOR MOTION UPDATE & REQUEST TO RESCIND MOTION**

**REPORT AUTHOR:** General Manager

**FILE NO:** 14.12

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**DECISION**

Moved: Cr Burt  
Seconded: Cr Dawson

That Council:

- (a) receives the Councillor Motion Update Report from the General Manager and notes the information provided; and
- (b) rescinds the Council resolution 130/08 being:  
*“That the General Manager supply to Councillors by the 30 April 2008 and to be published in the May 2008 Agenda, a brief report on all Councillor-initiated motions passed by Council in meetings November 2007 to March 2008 inclusive;*

*And further, that a permanent Agenda Item be included as from May 2008 headed “Councillor Motion Update” to include progress made on all outstanding issues plus items resolved during the preceding month; and*

- (c) that future Councillor Motion Updates be reported for information in the quarterly Councillor Information Bulletin.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**320/17 12.2 - COUNCIL WORKSHOPS – NOVEMBER/DECEMBER 2017**

**REPORT AUTHOR:** General Manager

**FILE NO:** 14.10

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**DECISION**

Moved: Cr Barwick  
Seconded: Cr Dawson

That Council receives the report from the General Manager and notes the information.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

**321/17 12.3 - CONFIRMATION OF THE MINUTES OF THE 2017 ANNUAL GENERAL MEETING**

**REPORT AUTHOR:** General Manager

**FILE NO:** 29.11

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**DECISION**

Moved: Cr Parish  
Seconded: Cr Parkes

That the Minutes of the 2017 Annual General Meeting held on the 7<sup>th</sup> December 2017 be received and confirmed as a true record of proceedings.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**322/17 12.4 - MOTIONS FROM THE ANNUAL GENERAL MEETING 7<sup>TH</sup> DECEMBER 2017**

**REPORT AUTHOR:** General Manager

**FILE NO:** 14.12

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**DECISION**

Moved: Cr Harris  
Seconded: Cr Ashley

That the motion be acknowledged and the proposed amendment to the George Town Council Audio Recording of Council Meetings Policy be referred to the February 2018 workshop for further discussion.

A **PROCEDURAL** motion was:

Moved: Cr Burt  
Seconded: Cr Parkes

That the motion be put.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick		✓	Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

Moved: Cr Harris  
Seconded: Cr Ashley

That the motion be acknowledged and the proposed amendment to the George Town Council Audio Recording of Council Meetings Policy be referred to the February 2018 workshop for further discussion.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson		✓
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick		✓	Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**13. PETITIONS**

Nil.

**14. NOTICES OF MOTIONS**

**323/17 14.1 - RECREATIONAL BOATS WITH ENGINES ON CURRIES DAM**

*The Chairperson called to order Cr Harris for interrupting a Councillor who was speaking LG(MP)R2015 r.23(1)(b).*

**DECISION**

Moved: Cr Parish  
Seconded: Cr Dawson

That Council requests TasWater to urgently review its Policy that precludes recreational boats with engines on Curries Dam.

An **AMENDMENT** was:

Moved: Cr Parkes  
Seconded: Cr Barwick

That the matter be referred to the next available workshop for further discussion and that a TasWater representative be invited to attend the workshop to speak on the matter.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

**SUBSTANTIVE** motion:

Moved: Cr Parkes  
Seconded: Cr Barwick

That the matter be referred to the next available workshop for further discussion and that a TasWater representative be invited to attend the workshop to speak on the matter.

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**323/17 14.1 - RECREATIONAL BOATS WITH ENGINES ON CURRIES DAM (CONT.)**

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

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**15. COUNCILLORS QUESTIONS WITHOUT NOTICE TAKEN ON NOTICE FROM PREVIOUS ORDINARY COUNCIL MEETING**

*[Refer to Minute No. 362/15 which states "At any Ordinary Meeting of Council when a 'without notice' question from a councillor is accepted, and when this question is taken on notice',*

- a) The General Manager is to record in the minutes of that meeting the 'question', and that the question was 'taken on notice'.*
- b) Provide the answer to the question 'taken on notice, at the next Ordinary Meeting of Council, in writing."]*

**Cr Harris**

Cr Harris requested a further update be provided in next month's agenda on tip vouchers for Ratepayers.

Response

*Refer report Item 9.2 this Agenda.*

**Cr Dawson**

Cr Dawson requested an update on motion 134/17 (c) scoping, design, costings and risk for areas listed.

Response

Investigation is currently being undertaken in respect to the status of this motion and a further response will be provided to Councillors in the coming weeks and recorded in the next ordinary Council meeting agenda.

**Cr Parkes**

Cr Parkes requested a status update on the proposed art work for display in local businesses windows Policy.

Response

*The matter was discussed at the December 6<sup>th</sup> 2017 Council workshop and will be brought back to the February 2018 workshop for further discussion.*

**Cr Glisson**

Cr Glisson requested further information on the Tobacco-Free Communities Project Team.

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**15. COUNCILLORS QUESTIONS WITHOUT NOTICE TAKEN ON NOTICE FROM PREVIOUS ORDINARY COUNCIL MEETING (CONT.)**

Response

*The concept was that each community would have its own Tobacco-Free communities project team, comprising local community representatives (eg. from council, community centre, health centres, local businesses) as well as project officers from the Drug Education Network, Royal Flying Doctor Services and University of Tasmania.*

*A George Town project team had not yet been appointed as Council was awaiting advice as to whether the Drug Education Network had been successful in obtaining funding for this community.*

*The Drug Education Network applied to run the project in five communities:*

- *George Town*
- *Break O'Day*
- *Flinders Island*
- *Dorset; and*
- *Glamorgan Spring Bay*

*Unfortunately advice has since been advised that only one application to run the project was successful being the Glamorgan Spring Bay community. Therefore at this stage no further action will be taken in respect to appointing a George Town community project team.*

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**16. COUNCIL COMMITTEE REPORTS**

**324/17 16.1 - GEORGE TOWN COMMUNITY SAFETY GROUP COMMITTEE MEETING  
HELD 5<sup>TH</sup> DECEMBER 2017 AND 3<sup>RD</sup> OCTOBER 2017**

**REPORT AUTHOR:** Executive Assistant - Governance

**FILE NO:** 22.24

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**DECISION**

Moved: Cr Parkes

Seconded: Cr Ashley

That the confirmed minutes of the George Town Community Safety Group Committee meeting held 3<sup>rd</sup> October 2017; and unconfirmed minutes of the George Town Community Safety Group Committee meeting held on 5<sup>th</sup> December 2017 as attached to this report be received.

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**



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**17. CLOSED MEETING**

**325/17 17.1 - INTO CLOSED MEETING**

**DECISION**

Moved: Cr Barwick  
Seconded: Cr Harris

That Council move into closed meeting at 3.24pm to discuss the following items:

- Item No. 1 Confirmation of Confidential Minutes of Council’s Ordinary meeting held on the 15<sup>th</sup> November 2017 LG(MP)R 15(2)(g) and LG(MP)R 34(6)
- Item No. 2 Legal Expenditure LG(MP)R 15(2) (a); (b); (d); (e)(i)(ii); (f); (g); (i); and (j)
- Item No. 3 Hillwood Road Upgrade LG(MP)R 15(2) (d)
- Item No. 4 Soldiers Settlement Road Upgrade LG(MP)R 15(2) (d)
- Item No. 5 The Glen Road Upgrade LG(MP)R 15(2)(d)

	For	Against		For	Against
Cr Archer	✓		Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes	✓	
Cr Burt	✓				

**CARRIED**

*The Chairperson adjourned the meeting for a 10 minute refreshment break at 3.24pm.*

*The meeting resumed into closed meeting at 3.34pm.*

*The Chairperson requested that the Deputy Mayor take the Chair.*

*Cr Archer left the meeting at 3.36pm.*

*Cr Parkes left the meeting at 3.46pm.*

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**332/17 17.7 - OUT OF CLOSED MEETING**

**DECISION**

Moved: Cr Burt  
Seconded: Cr Dawson

That Council moves out of the Closed Meeting and endorse those decisions taken while in Closed Meeting and the information remains Confidential other than the release of condensed information pertaining to The Glen Road Upgrade being:

**“330/17 17.6 - THE GLEN ROAD UPGRADE**

1. *That Council not award Contract No 02/17 “Upgrade of The Glen Road”.*
2. *That Council authorise the General Manager to make application and negotiate with the Australian Government’s Infrastructure Investment Program to reallocate the remaining grant funding for The Glen Road to the reconstruction of Soldiers Settlement Road and Industry Road.*
3. *That Council pursue grants for The Glen Road as a priority at the next available opportunity.”*

	For	Against		For	Against
Cr Archer			Cr Dawson	✓	
Cr Harris	✓		Cr Glisson	✓	
Cr Ashley	✓		Cr Parish	✓	
Cr Barwick	✓		Cr Parkes		
Cr Burt	✓				

There being no further business, the meeting closed at 4.08pm.

**Cr Tim Harris  
DEPUTY MAYOR**