

**George Town Council**  
**COUNCIL MEETING – 17<sup>TH</sup> OCTOBER 2018**  
**MINUTES**

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**Meeting Commenced at 5.00pm**

**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, Chairperson  
Deputy Mayor, Cr Tim Harris  
Cr Chris Ashley  
Cr Heather Barwick  
Cr Greg Dawson  
Cr John Glisson  
Cr Tim Parish

**1.1 APOLOGIES**

Cr Peter Parkes  
Cr Doug Burt

**1.2 IN ATTENDANCE**

Acting General Manager  
Team Leader Corporate & Finance  
Contract Statutory Planning  
Governance Support Officer

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**2. CONFIRMATION OF MINUTES**

**151/18 2.1 ORDINARY COUNCIL MEETING HELD 19<sup>TH</sup> SEPTEMBER 2018**

**DECISION**

Moved: Cr Harris  
Seconded: Cr Ashley

That the Minutes of Council's Ordinary meeting held on the 19<sup>th</sup> September 2018 numbered 125/18 to 144/18 and 149/18 as circulated to Elected Members be received and confirmed as a true record of proceedings.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

### **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.*

### **3.2 PUBLIC QUESTIONS ON NOTICE**

Nil.

### **3.3 PUBLIC QUESTION TIME**

Commenced at: 5:04pm

Concluded at: 5:33pm

#### **Mrs Van Emmerik, Weymouth**

- Q1. When Council sends a letter to residents when there has been a complaint made against them, what steps does Council take to verify that those complaints are valid, substantiated and that the content of the complaint is correct.

*The Chairperson advised that this was difficult to answer as it would depend on what the complaint related to as the matter would have bearing on what steps would be taken.*

*The Chairperson invited Mrs Van Emmerik to contact her outside the meeting to discuss the matter however referred the question to the Acting General Manager for further comment.*

*The Acting General Manager commented that generically if Council receives a complaint officers investigate and make appropriate recommendations based on their inspection, reacting to what they have observed themselves.*

#### **Mr Neilsen, George Town**

- Q1. Mr Neilsen advised that his question was in two parts, the first of which was directed to all Councillors. Mr Neilsen asked a question which related to ongoing legal action involving himself and Council.

*The Chairperson refused both the questions given they were the subject of ongoing legal action and involved matters discussed in closed session and therefore she would not enter into discussion.*

*Cr Glisson stated that the question (asked by Mr Neilsen) was asked of all the Councillors as well and he was willing to answer the question on his own behalf.*

*The Chairperson called Cr Glisson to order at 5.10pm in accordance with the Local Government (Meeting Procedures) Regulations 2015, regulation 23(1)(c) and 23(2), (3) & (4).*

#### **Mrs Wootton, Low Head**

- Q1. Mrs Wootton stated that the Provincial Tamar label has been resurrected on the Council's website with links to the Provincial Tamar on the Information Centre page and also on the Tourism Northern Tasmania site. Mrs Wootton asked who is the small group of volunteers overseeing this Provincial Tamar site and what part is George Town Council playing in this.

*The Chairperson advised that the Provincial Tamar branding and website was to be discontinued on Council's website and she was not aware of any reason why that label is continuing to be used. The Chairperson advised that the Tourism Northern Tasmania website is not Council's responsibility but they may have lifted it from the link on Council's website. The Chairperson advised that she would look into the matter and took the question on notice.*

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

**Mr Neilsen, George Town**

- Q2. Mr Neilsen advised that his question related to carparks in the CBD and referred to his previous questions relating to the car park between Grays Hotel and the Council building and a recent response he had received from the Acting General Manager. Mr Neilsen asked what part of that deal after the commercial in confidence had passed and the deal was done and referred to the \$40,000 which was to be paid to Council to erect a fence to separate the Council carpark and to redo the Council carpark, where is the \$40,000 and why wasn't it spent.

*The Chairperson clarified with Mr Neilsen that he was asking what happened to the \$40,000 that he was mentioning.*

*The Chairperson took the question on notice.*

*Mr Neilsen continued to interrupt the meeting. The Chairperson asked Mr Neilsen to resume his seat.*

**Mrs Wootton, Low Head**

- Q2. Mrs Wootton referred to the events strategy on page 59 of the Agenda and stating that as the majority of those events are organised by community groups asked what input there was from those community groups before the strategy was written and why is there no opportunity for them to comment on what seems to be a major report.

*The Chairperson advised that she would have to seek advice from the relevant officer who was not in attendance at the meeting and took the question on notice. The Chairperson did comment that she thought it was intended to be an events strategy to govern Council events rather than the wider community however accepted Mrs Wootton's point. The Chairperson stated that the matter was to be debated by Councillors tonight and without pre-empting the decision she felt the Council would take Mrs Wootton's comments into consideration.*

**Mr Neilsen, George Town**

- Q3. Mr Neilsen stated that his question related to the way matters are reported for closed session where it is reported under Item 2 in today's Agenda that the Council is going to discuss the recruitment of the General Manager in closed session which is all people need to know. Mr Neilsen stated that he would like to compare that to the last meeting where Item 3 says Notice of Motion Cr Glisson. Mr Neilsen stated that everyone was aware what the motion was however that if you compare the two headings it brings out the deceit that can happen around the Council table.

*The Chairperson advised that as she had repeatedly stated at the last meeting in regards to this matter the way that that was reported is consistent with the way that it has always been reported in that it picked up the item on the Agenda. The item that was placed into closed session was the notice of motion. There was no attempt to do anything underhand or under toward last meeting except by those who decided to breach the confidentiality of that item prior to it being discussed. The item that was placed in closed session did pertain to a notice of motion from Cr Glisson.*

**Mr Austin, George Town**

- Q1. Mr Austin referred to a photo that he had with him and stated that the inference in the photo is that Bridget Archer was funding Industry Road and asked was that the intended inference on the photograph.

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

*The Chairperson advised that she was happy to have discussion with Mr Austin around her election signage and campaign at any time but she did not feel it appropriate for that to be raised in this forum.*

**Mr Chillcott, George Town**

- Q1. Mr Chillcott asked that if the Council finds itself with a new Councillor who owes the Council a considerable amount of money how would the Council operate with that Councillor's ongoing pecuniary interest and would the said Councillor receive an allowance.

The Chairperson referred the question to the Acting General Manager for comment. The Acting General Manager advised that it would be a generic answer. If there is a report or decision that any Councillor has a pecuniary interest in then rightfully they should abstain from the discussion and from the voting. This would be only for those items relevant to a pecuniary interest and would not be relevant to every item that the Council consider. If there was a debt owing to the Council then it is not for the Council to withdraw funds that are rightfully raised from another source. There is no facility to offset a debt to pay a legitimate bill. Council has opportunities to raise those funds through the law.

**Mr O'Doherty, George Town Council**

- Q1. Mr O'Doherty referred to the response to his question taken on notice at the previous meeting and asked will this response be captured in the next agenda.

*The Chairperson advised that the response would appear in the next agenda.*



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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.”)*

***Note: Any outstanding response/s to previous question/s taken on notice will be reproduced in the next available agenda.***

**Mr Neilsen, George Town**

Details of Question	Date of Response	Response provided / Action taken
<p>Original question asked 21.10.2015.</p> <p>The question was taken on notice again at the Council meeting of 19.9.2018</p> <p><i>“What progress has been made to complete the arrangements pertaining to the joint usage and right of way to the entry and exit to Grays Hotel and the exit from the BWS bottle shop, both over Council owned land.”</i></p>	3.10.2018	<p><i>Upon investigation of the matter the Acting General manager referred Mr Neilsen to the following motion which was moved and lost at the 16<sup>th</sup> February 2011 Council meeting:</i></p> <p><b><u>Minute 162/11</u></b>  <i>Moved: Cr Neilsen            Seconded: Cr Archer</i></p> <p><i>That the George Town Council makes available to ratepayers on request the details of any arrangement between Council and the new owners of the Heritage Hotel re the provision of rights of carriage way over Council land and any financial implication on ratepayers or to future budgets.</i></p> <p><i>The Acting General Manager advised Mr Neilsen that as Council did not support the motion to make the information regarding this arrangement publicly available and as the matter has not been considered by Council since the February 2011 Council meeting I regret to advise that I am unable to provide the information that you have requested.</i></p>

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**4. DECLARATIONS OF INTEREST**

Nil.

**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.



Harry Galea  
**ACTING 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**

**152/18 6.1 DA 2018/55: 45 BURTON STREET, HILLWOOD RESIDENTIAL – SINGLE DWELLING AND GARAGE**

**REPORT AUTHOR:** Statutory Town Planner

**FILE NO:** DA 2018/55

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**OFFICER'S RECOMMENDATION**

That the application to develop a Single Dwelling and Garage for land at Lot 4, Burton Street (45 Burton Street), Hillwood (CT 50198/4) 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 Green Design (dated 26/07/2018 –project Hillwood 1718, plan number DA01, DA02, DA03, DA04, DA05) 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. 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. OUTBUILDINGS**

The use of outbuildings is not permitted for human habitation and is limited to residential storage and related residential activities only.

**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. UNSEALED ACCESS**

Prior to the commencement of the use:

- a) Areas set aside for the parking of vehicles together with the aisles and access lanes must be paved with crushed rock or gravel of adequate thickness as necessary to prevent the formation of potholes and depressions according to the nature of the subgrade and vehicles which will use the areas. The areas must be constructed drained and maintained in a condition suitable for use by two wheel drive vehicles to the satisfaction of the Council.
- b) The surface of the car parking area(s) together with the aisles and access lanes must be treated to the satisfaction of the Council so as to prevent any loss of amenity to the neighbourhood by the emission of dust or the discharge of uncontrolled drainage.

**6. VEHICULAR CROSSING APPLICATION (RURAL DRIVEWAY)**

Prior to the commencement of the use, the development must be provided with an adequate all-weather access from the edge of the road pavement to the property boundary in accordance with Councils standard drawing.

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**152/18 6.1 DA 2018/55: 45 BURTON STREET, HILLWOOD RESIDENTIAL – SINGLE DWELLING AND GARAGE (CONT.)**

All minor works in the road reserve must be undertaken by, or under the supervision of a tradesman/contractor who is registered with Council as a "Registered Contractor". Prior to the commencement of any works Council's Manager of Infrastructure and Works must be notified of the contractor's name and registration number. Council's Manager of Infrastructure and Works must also be informed of the commencement date, duration and nature of the works.

**Permit Notes**

- A. This permit was issued based on the proposal documents submitted for (DA 2018/55). 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:
- i. the 14 day appeal period expires; or
  - ii. any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or
  - iii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or
  - iv. 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. An extension may be granted if a request is received prior to the expiration date of this permit.
- D. This permit does not imply that any other approval required under any other by-law or legislation has been granted. At least the following additional approvals may be required before construction commences:
- i. Building permit
  - ii. Plumbing permit
  - iii. Works within the Road Reserve.
- E. Construction works should only be carried out between the hours of 7am to 6pm Monday to Friday and 8am to 5pm Saturday with no works on Sunday or Public Holidays. The developer should be made aware of all noise regulations as outlined by the EPA and adhere to these requirements.
- F. If any Aboriginal relics are uncovered during works;
- i. All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
  - ii. 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
  - iii. the relevant approval processes will apply with state and federal government agencies.

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**152/18 6.1 DA 2018/55: 45 BURTON STREET, HILLWOOD RESIDENTIAL – SINGLE DWELLING AND GARAGE (CONT.)**

G. The applicant is requested to remove the planning advertising sign from the property boundary and to dispose of it in a thoughtful and sustainable manner.

**DECISION**

Moved: Cr Parish  
Seconded: Cr Harris

That the application to develop a Single Dwelling and Garage for land at Lot 4, Burton Street (45 Burton Street), Hillwood (CT 50198/4) 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 Green Design (dated 26/07/2018 – project Hillwood 1718, plan number DA01, DA02, DA03, DA04, DA05) 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. 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. OUTBUILDINGS**

The use of outbuildings is not permitted for human habitation and is limited to residential storage and related residential activities only.

**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. UNSEALED ACCESS**

Prior to the commencement of the use:

- a) Areas set aside for the parking of vehicles together with the aisles and access lanes must be paved with crushed rock or gravel of adequate thickness as necessary to prevent the formation of potholes and depressions according to the nature of the subgrade and vehicles which will use the areas. The areas must be constructed drained and maintained in a condition suitable for use by two wheel drive vehicles to the satisfaction of the Council.
- b) The surface of the car parking area(s) together with the aisles and access lanes must be treated to the satisfaction of the Council so as to prevent any loss of amenity to the neighbourhood by the emission of dust or the discharge of uncontrolled drainage.

**7. VEHICULAR CROSSING APPLICATION (RURAL DRIVEWAY)**

Prior to the commencement of the use, the development must be provided with an adequate all-weather access from the edge of the road pavement to the property boundary in accordance with Councils standard drawing.

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**152/18 6.1 DA 2018/55: 45 BURTON STREET, HILLWOOD RESIDENTIAL – SINGLE DWELLING AND GARAGE (CONT.)**

All minor works in the road reserve must be undertaken by, or under the supervision of a tradesman/contractor who is registered with Council as a "Registered Contractor". Prior to the commencement of any works Council's Manager of Infrastructure and Works must be notified of the contractor's name and registration number. Council's Manager of Infrastructure and Works must also be informed of the commencement date, duration and nature of the works.

**Permit Notes**

- A. This permit was issued based on the proposal documents submitted for (DA 2018/55). 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:
- i. the 14 day appeal period expires; or
  - i. any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or
  - ii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or
  - iii. 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. An extension may be granted if a request is received prior to the expiration date of this permit.
- D. This permit does not imply that any other approval required under any other by-law or legislation has been granted. At least the following additional approvals may be required before construction commences:
- i. Building permit
  - ii. Plumbing permit
  - iii. Works within the Road Reserve.
- E. Construction works should only be carried out between the hours of 7am to 6pm Monday to Friday and 8am to 5pm Saturday with no works on Sunday or Public Holidays. The developer should be made aware of all noise regulations as outlined by the EPA and adhere to these requirements.
- F. If any Aboriginal relics are uncovered during works;
- i. All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
  - ii. 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
  - iii. The relevant approval processes will apply with state and federal government agencies.

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**152/18      6.1 DA 2018/55: 45 BURTON STREET, HILLWOOD RESIDENTIAL – SINGLE DWELLING AND GARAGE (CONT.)**

G. The applicant is requested to remove the planning advertising sign from the property boundary and to dispose of it in a thoughtful and sustainable manner.

**VOTING**

For:                    Cr Archer, Cr Harris, Cr Ashley, Cr Glisson, Cr Parish, Cr Barwick  
Against:            Cr Dawson

**CARRIED 6/1**

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**153/18    6.2 SECTION 33 AMENDMENT – REZONE 356 LEAM ROAD, HILLWOOD,  
FROM RURAL RESOURCE ZONE TO RURAL LIVING ZONE AND  
ORDINANCE CHANGES WITHIN CLAUSE 13.4.2 ‘SUBDIVISION’ OF THE  
SCHEME TO ALLOW MINIMUM LOT SIZE PROVISIONS OF THE SUBJECT  
SITE**

**REPORT AUTHOR:** Statutory Town Planner

**FILE NO:** GTC – A2/2018

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**OFFICER’S RECOMMENDATION**

- a) That in accordance with Section 34(1)(a) of the *Land Use Planning and Approvals Act 1993*, the Planning Authority consider the merits of this report and resolve to initiate the draft amendment;
- b) That in accordance with section 35(2), the Planning Authority certify the draft amendment by instrument in writing affixed with the common seal of the planning authority.

**DECISION**

Moved: Cr Parish  
Seconded: Cr Harris

- a) That in accordance with Section 34(1)(a) of the *Land Use Planning and Approvals Act 1993*, the Planning Authority consider the merits of this report and resolve to initiate the draft amendment;
- b) That in accordance with section 35(2), the Planning Authority certify the draft amendment by instrument in writing affixed with the common seal of the planning authority.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**



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**7. PLANNING AND DEVELOPMENT**

**154/18 7.1 APPLICATION FOR ADHESION ORDER – 111 & 113 FRIEND STREET,  
GEORGE TOWN**

**AUTHOR:** Statutory Town Planner

**FILE REF:** N/A

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**DECISION**

Moved: Cr Dawson

Seconded: Cr Harris

That Council approves the adhesion of land comprised of the Register being Volume 78504 Folio 23 and Volume 78504 Folio 22, and agrees to sign and seal the instrument.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick

Against:

**CARRIED 7/0**

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**8. WORKS AND INFRASTRUCTURE**

Nil.

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**9. CORPORATE AND FINANCE**

**155/18 9.1 REVISED CODE FOR TENDERS AND CONTRACTS**

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

**FILE NO:** 14.13

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**OFFICER’S RECOMMENDATION**

That Council:

- (a) endorses the changes as outlined above and within the Code for Tenders and Contracts Policy No. 27 Version 07; and
- (b) adopts the revised Code for Tenders and Contracts Policy No. 27 Version 07 effective 17<sup>th</sup> October 2018.

**DECISION**

Moved: Cr Harris  
Seconded: Cr Ashley

That Council:

- (a) endorses the changes as outlined above and within the Code for Tenders and Contracts Policy No. 27 Version 07; and
- (b) adopts the revised Code for Tenders and Contracts Policy No. 27 Version 07 effective 17<sup>th</sup> October 2018.

An **AMENDMENT** was:

Moved: Cr Barwick  
Seconded: Cr Glisson

That the following dot points be added to the second paragraph under the heading “Opening of Tenders” on page 12 being:

Following the opening of the tenders the only details to be made available to other tenderers are:

- the name of each tender;
- the total tender price;
- whether the tender is conforming or an alternative tender; and
- whether the tender is a complete tender or a conditional tender.

And

That the following words be deleted from page 14:

At the discretion of Council the successful tender and total tender sum may be made public with all other information remaining confidential.

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**155/18 9.1 REVISED CODE FOR TENDERS AND CONTRACTS (CONT.)**

That the following words be inserted on page 14:

“That all tenders be considered in open meeting.”

*Mayor Archer vacated the Chair at 6.35pm*

*Cr Harris accepted the Chair.*

A **PROCEDURAL** motion was:

Moved: Cr Archer

Seconded: Cr Harris

That the matter be referred to a workshop.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick

Against:

**CARRIED 7/0**

*Mayor Archer resumed the Chair at 6.36pm.*

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**156/18 9.2 DRAFT PLANT, VEHICLE AND EQUIPMENT REPLACEMENT POLICY**

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

**FILE NO:** 61.4

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**OFFICER'S RECOMMENDATION**

That Council endorses the Plant, Vehicle and Equipment Replacement Policy effective 17<sup>th</sup> October 2018.

**DECISION**

A **PROCEDURAL** motion was:

Moved: Cr Glisson  
Seconded: Cr Barwick

That the matter be referred to a Workshop.

**VOTING**

For: Cr Harris, Cr Glisson, Cr Barwick  
Against: Cr Archer, Cr Parish, Cr Ashley, Cr Dawson

**MOTION LOST 4/3**

Moved: Cr Parish  
Seconded: Cr Harris

That Council endorses the Plant, Vehicle and Equipment Replacement Policy effective 17<sup>th</sup> October 2018.

*The Chairperson accepted Cr Harris' point of order against Cr Barwick at 6:46pm in accordance with the Local Government (Meeting Procedures) Regulations 2015 r.23 (1)(a) being a councillor speaking raises an issue that is irrelevant to the motion being discussed.*

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Parish  
Against: Cr Barwick Cr Glisson

**CARRIED 5/2**

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**10. COMMUNITY SERVICES**

**157/18 10.1 MINOR COMMUNITY EVENTS PROGRAM & PROJECTS  
SPONSORSHIP FUND**

**REPORT AUTHOR:** Community Development Officer – Mrs Rhonda O'Sign

**FILE NO:** 23.2

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**OFFICER'S RECOMMENDATION**

That the report of the Community Development Officer be received and that Council provides sponsorship of \$1500 to the Launceston Triathlon Club for costs associated with the hosting three triathlons in George Town; 21 October, 16 December 2018, and 17 February 2019.

**DECISION**

Moved: Cr Harris  
Seconded: Cr Glisson

That the report of the Community Development Officer be received and that Council provides sponsorship of \$1500 to the Launceston Triathlon Club for costs associated with the hosting three triathlons in George Town; 21 October, 16 December 2018, and 17 February 2019.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

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**158/18    10.2    EVENTS STRATEGY**

**REPORT AUTHOR:** Community Development Officer

**FILE NO:**                    23.2

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**OFFICER'S RECOMMENDATION**

That Council endorses the Events Strategy.

**DECISION**

Moved:            Cr Dawson  
Seconded:        Cr Parish

That Council endorses the Events Strategy.

*Cr Harris left the meeting at 6.57pm and returned at 6.58pm.*

*Mayor Archer vacated the Chair at 6:59pm  
Cr Harris took the Chair at 6:59pm*

An **AMENDMENT** was:

Moved:            Cr Archer  
Seconded:        Cr Glisson

That Council lay the events strategy on the table for one month and advertise seeking public feedback on the events strategy to be considered before adoption.

**VOTING**

For:                    Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

*Mayor Archer resumed the Chair at 7:06pm*

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**11. MAYOR**

**159/18 11.1 MATTERS OF INVOLVEMENT – MAYOR**

**FILE NO.:** 14.11

**REPORT DATE:** 10 October 2018

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<b>Mayor Bridget Archer</b>		
<b>September</b>	20	Attended catch-up meeting with General Manager
		Met with potential developer re: Proposal for Bell Bay
		Met with resident re: Stormwater issue
		Attended Trade training lunch
		Attended Chamber of Commerce Business Excellence Awards
	27	Attended TasWater Special Owners Representative Group General Meeting
<b>October</b>	1	Attended to phone meeting with Treasurer's office re: HMAS Darwin
	3	Attended Council workshop
	6	Attended "A night in Hollywood" (George Town Saints Netball Club end of year dinner)
	9	Attended RSL Information Session
	17	Attended Fruit Fly Update meeting with representatives Tasmania Biosecurity
		Met with Don Mackrill re: CMCA progress update
		Attended ordinary Council meeting

*The Mayor advised that Cr Harris met with Tasmania Biosecurity on the 17<sup>th</sup> October.*

*Cr Barwick advised that the items recorded for the 18<sup>th</sup> and 19<sup>th</sup> September were recorded in the last agenda and should be removed from the current matters of involvement. The Mayor agreed that these items Cr Barwick has referred to had been duplicated and can be removed.*

**OFFICER'S RECOMMENDATION**

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

**DECISION**

Moved: Cr Barwick  
Seconded: Cr Dawson

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

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**



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**12. GENERAL MANAGER**

**160/18 12.1 COUNCIL WORKSHOPS – OCTOBER 2018**

**REPORT AUTHOR:** Acting General Manager

**FILE NO:** 14.10

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**OFFICER'S RECOMMENDATION**

That Council receives the report on the Council Workshops – October 2018 from the Acting General Manager.

**DECISION**

Moved: Cr Barwick  
Seconded: Cr Dawson

That Council receives the report on the Council Workshops – October 2018 from the Acting General Manager.

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

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**161/18    12.2    2017/2018 ANNUAL REPORT**

**REPORT AUTHOR:**    Acting General Manager

**FILE NO:**                17.1

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**OFFICER'S RECOMMENDATION**

That Council adopts the 2017/2018 Annual Report.

**DECISION**

Moved:            Cr Harris  
Seconded:        Cr Dawson

That Council adopts the 2017/2018 Annual Report.

**VOTING**

For:                Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Parish  
Against:          Cr Glisson, Cr Barwick

**CARRIED 5/2**

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**162/18    12.3    REQUEST TO RESCHEDULE – NOVEMBER 2018 COUNCIL WORKSHOP**

**REPORT AUTHOR:**    Acting General Manager

**FILE NO:**                    14.21

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**OFFICER’S RECOMMENDATION**

That Council agrees to reschedule to Council workshop from the 7<sup>th</sup> November 2018 to the 14<sup>th</sup> November 2018.

**DECISION**

Moved:            Cr Harris  
Seconded:        Cr Ashley

That Council agrees to reschedule to Council workshop from the 7<sup>th</sup> November 2018 to the 14<sup>th</sup> November 2018

An **AMENDMENT** was:

Moved:            Cr Glisson  
Seconded:

That Council agrees to reschedule to Council workshop from the 7<sup>th</sup> November 2018 to the 14<sup>th</sup> November 2018 and the Acting General Manager notifies all candidates of any proposed changes as soon as possible.

**AMENDMENT LAPSED DUE TO NO SECONDER**

Moved:            Cr Harris  
Seconded:        Cr Ashley

That Council agrees to reschedule to Council workshop from the 7<sup>th</sup> November 2018 to the 14<sup>th</sup> November 2018.

**VOTING**

For:                    Cr Archer, Cr Harris, Cr Ashley, Cr Parish  
Against:            Cr Barwick, Cr Glisson, Cr Dawson

**CARRIED 4/3**

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**163/18    12.4    MOUNT GEORGE MOUNTAIN BIKE TRAIL – CONCEPT PLAN**

**REPORT AUTHOR:**    Harry Galea, Acting General Manager

**FILE NO:**                    62.11

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**OFFICER’S RECOMMENDATION**

That the Council receive the report *George Town Mountain Bike Trail Feasibility Study* and makes a copy of the Study publicly available on Council’s website and in hard copy for review at the Council office.

**DECISION**

Moved:            Cr Dawson  
Seconded:        Cr Parish

That the Council receive the report *George Town Mountain Bike Trail Feasibility Study* and makes a copy of the Study publicly available on Council’s website and in hard copy for review at the Council office.

**VOTING**

For:                    Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

*The Chairperson called an adjournment for 10 minutes for a refreshment break at 8.03pm.*

*The meeting resumed at 8:13pm.*

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**164/18    12.5    RECEIPT OF LATE ITEM AGENDA REPORT – NORTHERN PRISON SITING PROJECT**

**REPORT AUTHOR:**    Acting General Manager

**FILE NO:**                    11.4

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**OFFICER’S RECOMMENDATION**

That Council resolves to receive the late item Agenda Report 12.6 from the Acting General Manager in respect to Northern Prison Siting Project.

**REQUIRES ABSOLUTE MAJORITY OF COUNCIL**

**DECISION**

Moved:            Cr Parish  
Seconded:        Cr Dawson

That Council resolves to receive the late item Agenda Report 12.6 from the Acting General Manager in respect to Northern Prison Siting Project.

**VOTING**

For:                    Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Parish  
Against:            Cr Barwick, Cr Glisson

**CARRIED 5/2**

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**165/18    12.6    NORTHERN PRISON SITING PROJECT**

**REPORT AUTHOR:** Harry Galea (Acting General Manager)

**FILE NO:** 11.4

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**OFFICER'S RECOMMENDATION**

That the Council, in respect to the EOI application process proposed by the State Government on the Northern Prison, resolves to:

1. Not seek to lodge an EOI on any Council owned land.
2. Note that staff will treat the request by the State Government along similar lines as any other developer proposing a development within the municipal boundary.

**DECISION**

Moved: Cr Harris  
Seconded: Cr Dawson

That the Council, in respect to the EOI application process proposed by the State Government on the Northern Prison, resolves to:

1. Not seek to lodge an EOI on any Council owned land.
2. Note that staff will treat the request by the State Government along similar lines as any other developer proposing a development within the municipal boundary.

*The Chairperson accepted Cr Glisson's point of order against Cr Harris at 8.29pm in accordance with the Local Government (Meeting Procedures) Regulations 2015 r.23(1)(b).*

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish  
Against: Cr Barwick

**CARRIED 6/1**

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**13. PETITIONS**

Nil.

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**14. NOTICES OF MOTIONS**

**166/18 14.1 PROPOSED SALE OF AIRSTRIP LAND**

**DECISION**

Moved: Cr Barwick  
Seconded: Cr Parish

1. That the matter of the proposed sale of the George Town Airstrip be referred to the November workshop for further discussion with a report submitted to the November Council meeting; and
2. That Council make a determination based on the report to commence the sale process.

An **AMENDMENT** was:

Moved: Cr Ashley  
Seconded: Cr Dawson

That part 2 of the motion be removed.

*Cr Barwick called a point of order against the Chairperson at 8.47pm in accordance with the Local Government (Meeting Procedures) Regulations 2015 r.23(1)(a).*

A **PROCEDURAL** motion was:

Moved: Cr Harris  
Seconded: Cr Glisson

That the matter be deferred to a Workshop.

**VOTING:**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**



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

The Chair called at point of order at 8:50pm

*[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."]*

Nil.

**Cr Glisson - 17 October 2018**

Q1. *Has Council considered Section 76 "writing off of bad debts" re Mr Neilsen issue?*

*The Chair took the question on notice.*

**Cr Dawson - 17 October 2018**

Q1. *Has Council considered Section 76 "writing off of bad debts" to anyone else in the municipality previously and will we consider this for all debts?*

*The Chair took the question on notice.*

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**16. COUNCIL COMMITTEE REPORTS**

Nil.

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**17. CLOSED MEETING**

**167/18 17.1 INTO CLOSED MEETING**

**DECISION**

Moved: Cr Parish  
Seconded: Cr Harris

That Council move into closed meeting at 8:52pm to discuss the following items:

**Item 1 Closed Meeting Minutes – Ordinary Council Meeting 19<sup>th</sup> September 2018**

As per the provisions of regulation 34(6) of the Local Government (Meeting Procedures) Regulations 2015.

**Item 2 Recruitment of General Manager**

As per the provisions of regulation 15(2)(g) of the Local Government (Meeting Procedures) Regulations 2015.

**REQUIRES ABSOLUTE MAJORITY OF COUNCIL**

**VOTING**

For: Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

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**170/18    17.4    OUT OF CLOSED MEETING**

*In accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2015 regulation 15(8) while in a closed meeting the Council is to consider whether any discussions, decisions, reports or documents relating to that closed meeting are to be kept confidential or released to the public, taking into account privacy and confidentiality issues.*

The following items were discussed in closed meeting:

**168/18    Closed Meeting Minutes – Ordinary Council Meeting 19<sup>th</sup> September 2018**

As per the provisions of regulation 34(6) of the Local Government (Meeting Procedures) Regulations 2015.

**169/18    Recruitment of General Manager**

As per the provisions of regulation 15(2)(g) of the Local Government (Meeting Procedures) Regulations 2015.

**DECISION**

Moved:        Cr Ashley  
Seconded:    Cr Parish

That Council moves out of Closed Meeting at 9.30pm and endorse those decisions taken while in Closed Meeting and the information remains Confidential.

**VOTING**

For:            Cr Archer, Cr Harris, Cr Ashley, Cr Dawson, Cr Glisson, Cr Parish, Cr Barwick  
Against:

**CARRIED 7/0**

There being no further business, the meeting closed at 9.30pm.

**Cr Bridget Archer  
MAYOR**