

George Town Council
COUNCIL MEETING – 27TH APRIL 2021
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**George Town Council
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Meeting Commenced at 1.00 pm

Acknowledgement of Country

The George Town Council pays its respect to the traditional and original owners of the land in which we meet, their elders past, present and emerging and we pay respect to those that have passed before us and acknowledge today's Tasmanian Aboriginal people who are the custodians of this land.

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.

In accordance with the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020, Part 4, Section 18, and as given notice by the Premier of Tasmania, Peter Gutwein, under the same act and published in the Tasmanian Government Gazette No. 21 963, 3 April 2020, this meeting is being held face to face with limitation on public attendance to maintain social distancing.

Council will be allowing a maximum of 10 persons into the Ordinary Council meeting. You must pre-register to attend this meeting of Council.

All documents presented, and recordings (audio) of this meeting are made available to the public in accordance with the above act and notice, and the standard applicable provisions of the Local Government Act 1993, and Local Government (Meeting Procedures) Regulations 2015.

1. PRESENT

Acting Mayor Tim Harris, Chairperson
Cr Chris Barraclough
Cr Heather Barwick
Cr Justine Brooks
Cr Greg Dawson
Cr Winston Mason
Cr Andrew Michieletto
Cr Peter Parkes

**George Town Council
COUNCIL MEETING – 27TH APRIL 2021
CONFIRMED MINUTES**

1.1 APOLOGIES & LEAVE OF ABSENCE

- Formal notification of Leave of Absence has been received from the Mayor Greg Kieser for the period 7th April 2020 – 1st May 2020.

- General Manager – Mr S. Power

1.2 IN ATTENDANCE

Acting General Manager – Mrs C. Hyde
Manager Development & Environment – Mr R. Cassidy
Manager Liveable & Connected Communities – Ms M. Bennett
Manager People, Performance & Governance – Mr B. Daire
Acting Manager Infrastructure & Works – Mr G. Barrett
Planner – Mr J. Simons
Executive Support & Governance Officer – Ms L. Dickenson

**George Town Council
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CONFIRMED MINUTES**

2. CONFIRMATION OF MINUTES

044/21 2.1 ORDINARY COUNCIL MEETING HELD 23RD MARCH 2021

DECISION

Moved: Cr Michieletto
Seconded: Cr Barraclough

That the Minutes of Council's Ordinary meeting held on the 23rd March 2021 numbered 025/21 to 041/21 and 043/21 as provided to Councillors be received and confirmed as a true record of proceedings (attached) with the amendment that Cr Michieletto did not vote at 032/21.

Cr Brooks advised that after the Ordinary Council meeting held on the 23rd March 2021 she held discussions to clarify a Point of Order against Cr Barwick. Cr Brooks requested her withdrawal of the Point of Order be noted in the minutes of 27th April 2021 Ordinary Meeting and apologised to Cr Barwick for the error. Cr Barwick accepted the apology.

Point of Order was called by Cr Barwick on the Chair at 1.16 pm LG(MP)(R)(c).

VOTING

For: Cr Harris, Cr Dawson, Cr Mason, Cr Michieletto, Cr Parkes
Against: Cr Barraclough, Cr Barwick, Cr Brooks

CARRIED 5/3

3. LATE ITEMS

Nil.

4. PUBLIC QUESTION TIME

4.1 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.

Due to restrictions in place during the COVID19 pandemic as enabled through the COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020, public question time will be conducted in the following manner.

George Town Council will be allowing members of the public that have submitted an objection to a planning matter (priority attendance) and questions from the public to a maximum of 10 persons (to maintain social distancing) into the Ordinary meeting of Council.

Council will accept all other written questions which will be asked and responded to at the meeting. These questions will be recorded in Council's minutes and will be available on the audio recording.

You must pre-register to attend this meeting of Council.

4.2 PUBLIC QUESTIONS ON NOTICE

Nil.

4.3 PUBLIC QUESTION TIME

Commenced at: 1.37 pm
Concluded at: 1.46 pm

Mrs Rainbow

Q1. Mrs Rainbow advised that it was her belief that ownership and development of underdeveloped building blocks had to be undertaken within 12 months. Mrs Rainbow advised that her neighbour had never obeyed the building laws until the block burnt down and was cleared. This block has not been maintained and not mowed and an inspection pit has a sheet of tin on it. An incident has occurred on the inspection pit. Mrs Rainbow went on to ask is there any rulings or provisos under Council's Planning Scheme about these blocks and to make the owners to develop or maintain these blocks?

The Chair advised that Mrs Rainbow to submit a service request to Council stating the block is a hazard i.e. fire and Council will contact the owner. If the owner does not comply Council will follow up and the owner is charged for the cost.

Ms Lowe

Q1. Ms Lowe raised that in the minutes of the last meeting, Council had approved money for the Hillwood Football Club who had not asked for funding. Other community groups had asked and was not approved. Ms Lowe was concerned about how the community grant process worked.

The Chair advised that the question will be taken on notice but further information was provided in the meeting that the Hillwood Football Club did not receive any funds.

Mrs Rainbow

Q2. Mrs Rainbow advised that at the last three Ordinary Council meetings that agendas were not available. Mrs Rainbow stated that she was told to look online but she does not own a computer. Many members of the public do not own computers and requested that the Chair look into it.

The Chair advised that this issue had been raised and discussed early today. Council print a finite amount of agendas and the morning of the meeting the agendas are brought into the Council Chamber. If a request is made at the counter, staff will be available to enter the Council Chambers during workshop to see if there are any agendas available.

Mr Griffiths

Q1. The land gifted to Catholic Care from Arthur Street to Agnes Street has now been sold. Mr Griffiths asked wasn't this land gifted on the proviso of providing affordable housing?

Through the Chair, the Acting General Manager advised that two blocks were gifted to Catholic Care – one block was in Franklin Street and the other was in Woolcock Court.

4.3 PUBLIC QUESTION TIME (CONT.)

Mr Chilcott

Q1. Mr Chilcott asked if it is necessary for the agenda to be printed with all the additions? Previously agendas were made available on a board at the Council. Is it a requirement of Local Government to print?

The Chair advised that the agenda is required to be printed by Local Government Act and today's agenda needs to include all the information pertaining to the planning applications presented at today's Ordinary Council meeting for Councillors to make a decision.

George Town Council
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4.4 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 D. Rainbow



12th April, 2021

Mrs D. Rainbow

Dear Mrs Rainbow,

RE: PUBLIC QUESTION TIME – 23RD MARCH 2021

Thank you for your attendance at the 23rd March 2021 Ordinary Council meeting where you asked the following question:

Q. There has been talk about negotiations with Council re the bike track and the ownership of that land that is between Macquarie Street and the old RSL. Could someone please identify the owner of the land and for what purpose intended usage?

In response to your question, the land between Macquarie Street and the old RSL is owned by George Town Council which incorporates the Max Harris Reserve. The land was transferred from Crown Land to Council ownership under the Crown Land Assessment and Classification (CLAC) Project in 2012.

The Max Harris Reserve will continue to commemorate the community's returned and fallen service men and women with Council working together with the George Town RSL Sub-Branch Inc.

It was resolved at Council's 15th December 2020 Ordinary Council meeting that the proposed George Town Shared-Use Linking Trail be put forth as a project in 2020/2021. The Share-Use Linking Trail would provide approx. 14.7 km of continuous recreational trail for walkers, runners and cyclists from Low Head to the Mount George Lookout with the potential of becoming a tourism drawcard to the business sector in George Town.

Further information on the trail can be found on council's website www.georgetown.tas.gov.au under the section Meetings, Minutes & Agendas or a copy of the agenda report can be provided to you on request.

If you have any queries in regards to the shared use trail please contact Council's Mr P. Rickards who will be able to provide you with the information on (03) 6382 8800.

Again, thank you for your question at the March 2021 Ordinary Council meeting.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Shane Power', enclosed in a rectangular box.

Shane Power
General Manager

**George Town Council
COUNCIL MEETING – 27TH APRIL 2021
CONFIRMED MINUTES**

4.4 RESPONSE TO QUESTIONS FROM PREVIOUS PUBLIC QUESTION TIME (CONT.)

Mrs D. Rainbow, George Town



12th April, 2021

Mrs D. Rainbow

Dear Mrs Rainbow,

RE: ORDINARY COUNCIL MEETING 23RD MARCH, 2020 – PUBLIC QUESTION TIME

Thank you for your attendance at the 23rd March 2020 Ordinary Council meeting where you questioned the accuracy of the George Town Safety Committee meeting minutes and the safety of the pedestrian crossing on Macquarie Street.

Your full preamble with questions recorded at this meeting is as follows:

Q. The minutes of the Safety Committee contained in this document are incorrectly recorded. I requested that clear and prominent signage be given and placed in or on the outside of the buildings containing an AED not an international symbol as not everyone recognizes it. Also at this meeting I once again raised by concern at the risk faced by pedestrians at the pedestrian crossing in Macquarie Street. The reply given to me by the Deputy Chair and later endorsed by Council employee Mr Richardson what do you think we can do about idiot drivers. In a Committee that discusses issues such as road safety, speed limits etc. I found this condescending and disingenuous to my enquiry. The road rules also state 81(a) A driver of a vehicle must be travelling slow enough to stop (b) Must give way to pedestrians. This is not happening so I would like my concern addressed through this Council. Does Council endorse the views expressed at this meeting?

In response, I provide the following:

1. The minutes of the George Town Safety Group Committee meeting have been accepted as a true and accurate record and ratified at the Ordinary Council meeting.
2. The defibrillator has been removed from the inside of the Memorial Hall and placed on the outside wall for public access. The defibrillator has been registered and the site location is publicly available. The inclusion of signage will be investigated through Council's Facilities Officer.
3. As previously advised the Macquarie Street pedestrian crossing will form part of the Macquarie Street Concept plan. In the meantime, Council had committed to including a white buffer line prior to and after the crossing.

Again, thank you for your attendance and your queries at the Ordinary Council meeting.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Shane Power'.

Shane Power
General Manager

5. DECLARATIONS OF INTEREST

Nil.

6. 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.



Shane Power
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.

7. PLANNING AUTHORITY

045/21 7.1 DA 2020/77 – EXTENSION TO SINGLE DWELLING – 4 DAVIES STREET, WEYMOUTH

The Planner entered the meeting at 1.48 pm.

REPORT AUTHOR: Statutory Town Planner – Mr J. Simons
Manager – Development and Environment – Mr R. Cassidy

REPORT DATE: 15th April, 2021

FILE NO: DA 2020/77

RECOMMENDATION

That the application for Residential Use and extension to a single dwelling at 4 Davies Street, Weymouth (CT 196786/1) 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 and described in the endorsed documents:

Cataract Designs, Project No. 20009, Drawings SK000-DA3, SK001-DA3, SK100-DA3, SK101-DA3, SK102-DA3, SK200-DA3, SK201-DA3, SK400-DA3, SK401-DA3, SK402-DA3;

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. VEHICULAR CROSSOVER

The existing crossover is to be upgraded in accordance with Tasmanian Standard Drawing TSD-R03-v1 and TSD-R04-v1 and to the satisfaction of Council. The developer must make application to Council for a road opening permit using Council designated form and obtain Council's written approval prior to the commencement of any works.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2020/77. You should contact Council with any other use or development, as they may require the separate approval of Council. Council's planning staff can be contacted on 6382 8800.

**George Town Council
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**045/21 7.1 DA 2020/77 – EXTENSION TO SINGLE DWELLING – 4 DAVIES STREET,
WEYMOUTH (CONT.)**

2. Prior to the construction of the driveways, separate consent is required by the Road Authority. An Application for Works in Road Reservation form must be completed and returned to Council. All enquiries should be directed to Council's Infrastructure Department on telephone 6393 5312.
3. An application for Building/plumbing permits will need to be accompanied by an onsite waste water assessment prepared by a suitably qualified person and demonstrating that wastewater can be effectively managed onsite.
4. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:
 - a) Plumbing approvalAll enquiries should be directed to Council's Permit Authority.
5. 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 other required approvals under this or any other Act are granted.
6. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au
7. 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 within 6 months of the expiration.
8. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
9. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

045/21 7.1 DA 2020/77 – EXTENSION TO SINGLE DWELLING – 4 DAVIES STREET, WEYMOUTH (CONT.)

DECISION

Moved: Cr Parkes
Seconded: Cr Barraclough

That the application for Residential Use and extension to a single dwelling at 4 Davies Street, Weymouth (CT 196786/1) 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 and described in the endorsed documents:

Cataract Designs, Project No. 20009, Drawings SK000-DA3, SK001-DA3, SK100-DA3, SK101-DA3, SK102-DA3, SK200-DA3, SK201-DA3, SK400-DA3, SK401-DA3, SK402-DA3;

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. VEHICULAR CROSSOVER

The existing crossover is to be upgraded in accordance with Tasmanian Standard Drawing TSD-R03-v1 and TSD-R04-v1 and to the satisfaction of Council. The developer must make application to Council for a road opening permit using Council designated form and obtain Council's written approval prior to the commencement of any works.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2020/77. You should contact Council with any other use or development, as they may require the separate approval of Council. Council's planning staff can be contacted on 6382 8800.
2. Prior to the construction of the driveways, separate consent is required by the Road Authority. An Application for Works in Road Reservation form must be completed and returned to Council. All enquiries should be directed to Council's Infrastructure Department on telephone 6393 5312.
3. An application for Building/plumbing permits will need to be accompanied by an onsite waste water assessment prepared by a suitably qualified person and demonstrating that wastewater can be effectively managed onsite.
4. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:

a) Plumbing approval

All enquiries should be directed to Council's Permit Authority.

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045/21 7.1 DA 2020/77 – EXTENSION TO SINGLE DWELLING – 4 DAVIES STREET, WEYMOUTH (CONT.)

5. 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 other required approvals under this or any other Act are granted.

6. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au

7. 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 within 6 months of the expiration.

8. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.

9. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason Cr Michieletto, , Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

**George Town Council
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**046/21 7.2 DA 2021/18 – RESIDENTIAL DWELLING – 3115 EAST TAMAR
HIGHWAY, LONG REACH**

REPORT AUTHOR: Statutory Town Planner – Mr J. Simons
Manager – Development and Environment – Mr R. Cassidy

REPORT DATE: 19th April, 2021

FILE NO: DA 2021/18

RECOMMENDATION

That the application for a single dwelling, for land located at 3115 East Tamar Highway, Long Reach (CT 152160/1) 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 and described in the endorsed documents:

- a) Milan Prodanovic Traffic Engineering and Road Safety, Traffic Impact Assessment, dated March 2020;
- b) Van Diemen Consulting, Development Application: Supporting Information, dated 12 April 2020; and
- c) Adam Dettrick Architect, Job No. 1204, Sheets: A100/C, A150/C, A200/C, A201C, A300/C and A301C

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. VEHICULAR CROSSOVERS

Prior to the commencement of use, the existing crossover is to be upgraded in accordance with the endorsed Traffic Impact Assessment and to the satisfaction of the Department of State Growth. Written confirmation from the Department of State Growth is to be provided to Council (see note 1).

3. VEGETATION CLEARANCE

Vegetation removal is limited to that required to achieve an acceptable degree of bushfire safety surrounding the dwelling and adjacent the access in accordance with a bushfire hazard management plan certified by an accredited bushfire practitioner and as shown on the endorsed plans. Any additional clearance will require a separate assessment by Council.

4. WATERCOURSE

All works within 50m of the Cummings Creek Crossing and the replacement of the crossing are to be undertaken in accordance with the Wetland and Waterways Works Manual (DPIWE) and the Soil and Water Management Plan submitted with the application.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2021/18. You should contact Council with any other use or development, as they may require the separate approval of Council. Councils planning staff can be contacted on 6382 8800.

**George Town Council
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**046/21 7.2 DA 2021/18 – RESIDENTIAL DWELLING – 3115 EAST TAMAR HIGHWAY,
LONG REACH (CONT.)**

2. Prior to the construction of the driveway, separate consent is required by the Road Authority. The Department of State Growth is the Road Authority in regard to the East Tamar Highway.
3. Any other proposed development and/or use, including amendments to this proposal, may require a separate planning application and assessment against the Planning Scheme by Council. All enquiries can be directed to Council's Development Services on (03) 63 828 800 or via email: council@georgetown.tas.gov.au
4. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:
 - a) Plumbing approval
 - b) Building approval

All enquiries should be directed to Council's Permit Authority.

5. 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 other required approvals under this or any other Act are granted.
6. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au
7. 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 within 6 months of the expiration.
8. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
9. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

**046/21 7.2 DA 2021/18 – RESIDENTIAL DWELLING – 3115 EAST TAMAR HIGHWAY,
LONG REACH (CONT.)**

DECISION

Moved: Cr Dawson
Seconded: Cr Parkes

That the application for a single dwelling, for land located at 3115 East Tamar Highway, Long Reach (CT 152160/1) 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 and described in the endorsed documents:

- d) Milan Prodanovic Traffic Engineering and Road Safety, Traffic Impact Assessment, dated March 2020;
- e) Van Diemen Consulting, Development Application: Supporting Information, dated 12 April 2020; and
- f) Adam Dettrick Architect, Job No. 1204, Sheets: A100/C, A150/C, A200/C, A201C, A300/C and A301C

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. VEHICULAR CROSSOVERS

Prior to the commencement of use, the existing crossover is to be upgraded in accordance with the endorsed Traffic Impact Assessment and to the satisfaction of the Department of State Growth. Written confirmation from the Department of State Growth is to be provided to Council (see note 1).

3. VEGETATION CLEARANCE

Vegetation removal is limited to that required to achieve an acceptable degree of bushfire safety surrounding the dwelling and adjacent the access in accordance with a bushfire hazard management plan certified by an accredited bushfire practitioner and as shown on the endorsed plans. Any additional clearance will require a separate assessment by Council.

4. WATERCOURSE

All works within 50m of the Cummings Creek Crossing and the replacement of the crossing are to be undertaken in accordance with the Wetland and Waterways Works Manual (DPIWE) and the Soil and Water Management Plan submitted with the application.

Permit Notes

- 1. This permit was issued based on the proposal documents submitted for DA 2021/18. You should contact Council with any other use or development, as they may require the separate approval of Council. Councils planning staff can be contacted on 6382 8800.

**George Town Council
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**046/21 7.2 DA 2021/18 – RESIDENTIAL DWELLING – 3115 EAST TAMAR HIGHWAY,
LONG REACH (CONT.)**

2. Prior to the construction of the driveway, separate consent is required by the Road Authority. The Department of State Growth is the Road Authority in regard to the East Tamar Highway.
3. Any other proposed development and/or use, including amendments to this proposal, may require a separate planning application and assessment against the Planning Scheme by Council. All enquiries can be directed to Council's Development Services on (03) 63 828 800 or via email: council@georgetown.tas.gov.au
4. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:
 - c) Plumbing approval
 - d) Building approval

All enquiries should be directed to Council's Permit Authority.

5. 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 other required approvals under this or any other Act are granted.
6. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au
7. 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 within 6 months of the expiration.
8. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
9. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

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**046/21 7.2 DA 2021/18 – RESIDENTIAL DWELLING – 3115 EAST TAMAR HIGHWAY,
LONG REACH (CONT.)**

VOTING

For: Cr Dawson, Cr Parkes, Cr Harris

Against: Cr Barraclough, Cr Michieletto, Cr Brooks, Cr Mason, Cr Barwick

MOTION LOST 3/5

Dr Dawson left the meeting at 2.12 pm.

The Chair called an adjournment at 2.13 pm to compose the motion and to return at 2.25 pm.

Cr Dawson entered the meeting at 2.25 pm.

The Chair recommenced the meeting at 2.25 pm.

MOTION

Reason for refusal:

Moved: Cr Brooks

Seconded: Cr Michieletto

That Council refuses item 7.2 DA 2021/18 - 3115 East Tamar Highway, Long Reach:

1. That the application is subject to Clause 26.3.2 Dwellings in the Rural zone but fails to address 26.3.2 (b) – no evidence is provided to indicate the land is incapable of sustainable agricultural use; and
2. The application is subject to Code E3 Landslip hazard code, with parts of the application passing through the landslip hazard overlay. There is no acceptable solution but the performance criteria has not been addressed; and
3. The application is subject to code E8 Biodiversity. The application does not meet the acceptable solution at A2 but does not fully address the performance criteria. The Council require an independent flora and fauna report to satisfy this criteria; and
4. Council would be prepared to mediate on these matters subject to favourable reports which supports the development.

VOTING

For: Cr Brooks, Cr Barraclough, Cr Barwick, Cr Mason, Cr Harris, Cr Michieletto

Against: Cr Parkes, Cr Dawson

CARRIED 6/2

George Town Council
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047/21 7.3 DA 2021/21 – RESIDENTIAL OUTBUILDINGS (X2) – 11 BUSH HAVEN, LULWORTH

REPORT AUTHOR: Statutory Town Planner – Mr J. Simons
Manager – Development and Environment – Mr R. Cassidy

REPORT DATE: 16th April, 2021

FILE NO: DA 2021/21

RECOMMENDATION

That the application for Residential Outbuildings (x2) at 11 Bush Haven, Lulworth (CT 8749/44) 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 and described in the endorsed documents:

- a) Louton Design Pty Ltd, Project No. AR438, Drawings S01 (Rev 3);
- b) Skyline Roofing, Job No. SKSG30521, Sheet 6; and
- c) Skyline Roofing, Job No. SKSG30522, Sheet 6;

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. OUTBUILDINGS

The outbuildings approved by this permit are not to be used for human habitation, but are limited to domestic storage and related residential activities only.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2021/21. You should contact Council with any other use or development, as they may require the separate approval of Council. Councils planning staff can be contacted on 6382 8800.
2. An application for Building/plumbing permits will need to be accompanied by an onsite waste water assessment prepared by a suitably qualified person and demonstrating that wastewater can be effectively managed onsite.
3. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:
 - a) Plumbing approval
 - b) Building approval

All enquiries should be directed to Council's Permit Authority.

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047/21 7.3 DA 2021/21 – RESIDENTIAL OUTBUILDINGS (X2) – 11 BUSH HAVEN, LULWORTH (CONT.)

4. 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 other required approvals under this or any other Act are granted.
5. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au
6. 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 within 6 months of the expiration.
7. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
8. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

DECISION

Moved: Cr Mason
Seconded: Cr Parkes

That the application for Residential Outbuildings (x2) at 11 Bush Haven, Lulworth (CT 8749/44) 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 and described in the endorsed documents:

- d) Louton Design Pty Ltd, Project No. AR438, Drawings S01 (Rev 3);
- e) Skyline Roofing, Job No. SKSG30521, Sheet 6; and
- f) Skyline Roofing, Job No. SKSG30522, Sheet 6;

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

047/21 7.3 DA 2021/21 – RESIDENTIAL OUTBUILDINGS (X2) – 11 BUSH HAVEN, LULWORTH (CONT.)

2. OUTBUILDINGS

The outbuildings approved by this permit are not to be used for human habitation, but are limited to domestic storage and related residential activities only.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2021/21. You should contact Council with any other use or development, as they may require the separate approval of Council. Councils planning staff can be contacted on 6382 8800.
2. An application for Building/plumbing permits will need to be accompanied by an onsite waste water assessment prepared by a suitably qualified person and demonstrating that wastewater can be effectively managed onsite.
3. This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals may be required before construction commences:
 - a) Plumbing approval
 - b) Building approvalAll enquiries should be directed to Council's Permit Authority.
4. 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 other required approvals under this or any other Act are granted.
5. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au
6. 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 within 6 months of the expiration.
7. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.

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**047/21 7.3 DA 2021/21 – RESIDENTIAL OUTBUILDINGS (X2) – 11 BUSH HAVEN,
LULWORTH (CONT.)**

8. 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; and
 - c) The relevant approval processes will apply with state and federal government agencies.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

Council's Planner left the meeting at 2.41 pm.

**George Town Council
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8. OFFICE OF GENERAL MANAGER

048/21 8.1 COUNCIL WORKSHOPS – MARCH/APRIL 2021

REPORT AUTHOR: General Manager – Mr S. Power

REPORT DATE: 20th April, 2021

FILE NO: 14.10

OFFICER'S RECOMMENDATION

That Council receives the report on the Council Workshops 23rd March 2021, 13th April and 20th April 2021 from the General Manager.

DECISION

Moved: Cr Parkes
Seconded: Cr Dawson

That Council receives the report on the Council Workshops 23rd March 2021, 13th April and 20th April 2021 from the General Manager.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

Cr Barwick asked of the Acting Mayor of his Matters of Involvement. The Acting Chair advised that he spoke at the Anzac Day Commemorative Service; spoke to constituents; signed documents as Acting Mayor. Details of Matters of Involvement will be included in May 2021 Ordinary Council meeting agenda.

9. DEVELOPMENT AND ENVIRONMENT

Nil.

10. WORKS AND INFRASTRUCTURE

The Acting Manager Infrastructure & Works entered the meeting at 2.45 pm.

049/21 10.1 ROAD HUMP INSTALLATION, MOUNT GEORGE ROAD

REPORT AUTHOR: Project Manager, Peter Rickards

REPORT DATE: 31st March 2021

FILE NO: 13.13

OFFICER'S RECOMMENDATION

That Council install road humps on Mount George Road as per recommendations from the Traffic Impact Assessment.

DECISION

Moved: Cr Barraclough

Seconded: Cr Barwick

That Council install road humps on Mount George Road as per the attached Traffic Impact Assessment and advise the residents affected in the immediate area of the change.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Mason, Cr Michieletto

Against: Cr Parkes, Cr Dawson

CARRIED 6/2

11. CORPORATE SERVICES AND FINANCE

Nil.

12. LIVEABLE & CONNECTED COMMUNITIES

Nil.

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13. MAYOR

050/21 13.1 MATTERS OF INVOLVEMENT –MAYOR

FILE NO.: 14.11

REPORT DATE: 15th March 2021

Mayor Cr Greg Kieser		
February	22	Met with resident re Low Head Planning
	22	Met with resident re Concept ideas
	22	Met with Pipers River Neighbourhood Watch representative
	22	Met with resident re planning issue
	22	Attended George Town Chamber of Commerce AGM
	23	Chaired Council Workshop
	23	Chaired Ordinary Meeting of Council
March	25	Attended George Town visit by The Governor Her Excellency Kate Warner
	1	Attended George Town Chamber of Commerce Planning Meeting
	5	Attended launch of the Northern Employment Business Hub
	5	Attended GFG Liberty BBQ
	5	Met with GFG Liberty re School Based apprenticeships
	9	Attended meeting with TasPorts and General Manager
	9	Chaired Council Workshop
	10	Attended 50 GEMs launch
	11	Attended LGAT Mayors Workshop
	12	Attended LGAT General Meeting

Note: the Mayor has maintained regular contact with the General Manager and key staff to keep abreast of and respond to the COVID-19 crisis.

OFFICER'S RECOMMENDATION

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

**George Town Council
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050/21 13.1 MATTERS OF INVOLVEMENT –MAYOR

DECISION

Moved: Cr Parkes
Seconded: Cr Mason

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

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Mason,
 Cr Michieletto, Cr Parkes

Against: Cr Dawson

CARRIED 7/1

**George Town Council
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051/21 13.2 LEAVE OF ABSENCE – MAYOR, CR GREG KIESER

REPORT AUTHOR: General Manager – Mr S. Power

FILE NO.: 14.11, 14.86

REPORT DATE: 7th April, 2021

DECISION

Moved: Cr Parkes
Seconded: Cr Barraclough

That the leave of absence submitted to the ordinary Council meeting held on the 27 April 2021, by Mayor, Cr Greg Kieser for the period 7 April 2021 to 1 May 2021 inclusive for the reasons outlined within this report, be approved.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

14. PETITIONS

Nil.

15. NOTICES OF MOTIONS

052/21 DOG MANAGEMENT POLICY REVIEW

Moved: Cr Parkes
Seconded: Cr Dawson

That the Dog Management Policy GTC-P3 be reviewed early in light of the recent move by Parks and Wildlife Services to restrict access to the Bell Buoy and Beechford beaches with a view to include these areas in its management policy.

PROCEDURAL MOTION

Moved: Cr Brooks
Seconded: Cr Barraclough

That this motion be put to the next workshop for discussion.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Michieletto, Cr Mason

Against: Cr Parkes, Cr Dawson

CARRIED 6/2

053/21 15.1 FUTURE USE OF THE BEECHFORD LEASED PUBLIC RESERVE AREA

Moved: Cr. Heather Barwick

That future use of the Beechford Leased Public Reserve Area PID 6459605 be closed to all camping.

Reason:

On the 19th August 2015 Council pursued a modified lease over the area and subsequently entered into a tripartite agreement signed by the George Town Council, Parks and Wildlife Services and Crown Land Services to include the tennis court site, the sportsground and the playground.

Under the agreement that has been signed Council are Assigned land under the Crown Lands Act 1976.

CAMPING at Beechford DOES NOT COMPLY with our Lease.

Section 11 of the Crown Lands Act 1976:

Bailiff of Crown Land.

- (1) A Police Officer or a Ranger, within the meaning of the National Parks and Reserves Management Act 2002, is a bailiff of Crown Lands and the Minister may appoint such other persons as Bailiff of Crown Lands as he thinks fit.
- (2) Every bailiff shall:
 - (a) PREVENT Intrusion, encroachment, and trespass on any Crown Land or ASSIGNED land:
 - (b) Seize and cause to be towed away to any garage or other place any vehicle parked or left without lawful authority on any Crown Land or ASSIGNED Land and not release the same until the owner or other person acting on his behalf reimburses the Crown with costs of the towage of the vehicle, the cost of its garaging or keeping, and the cost of its release.

DECISION

Moved: Cr Barwick
Seconded: Cr Brooks

That future use of the Beechford Leased Public Reserve Area PID 6459605 that legal advice be sought as to the closure to all camping.

Cr Parkes left the meeting 3.20 pm.

Cr Parkes returned to the meeting at 3.22 pm.

**George Town Council
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**053/21 15.1 FUTURE USE OF THE BEECHFORD LEASED PUBLIC RESERVE AREA
(CONT.)**

PROCEDURAL MOTION

Moved: Cr Dawson

Seconded: Cr Parkes

That the motion be discussed at the next workshop.

VOTING

For: Cr Harris, Cr Barraclough, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Cr Barwick

CARRIED 7/1

16. COUNCILLORS' QUESTIONS WITH OR WITHOUT NOTICE

[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 Mason

Q. Has the Hillwood Football Club received any grant funding in previous years?

The Manager Corporate Services and Finance intends to provide elected members of grants provided to the Hillwood Football Club during the workshop held on 27th April 2021.

Cr Dawson

Q. Requested that the Audit Panel meeting minutes to be uploaded on the Councillors' intranet.

Through the Chair, the Acting General Manager took the question on notice.

17. COUNCIL COMMITTEE REPORTS

054/21 17.1 GEORGE TOWN PLACEMAKING COMMITTEE MEETING – 1ST MARCH 2021

REPORT AUTHOR: Executive Support & Governance Officer – Ms L. Dickenson

REPORT DATE: 20th April, 2021

FILE NO: 14.7

OFFICER’S RECOMMENDATION

That Council accept the Confirmed minutes of the 1st March 2021 George Town Placemaking Committee as an accurate record of that meeting.

DECISION

Moved: Cr Brooks
Seconded: Cr Barraclough

That Council accept the Confirmed minutes of the 1st March 2021 George Town Placemaking Committee as an accurate record of that meeting.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

**George Town Council
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18. CLOSED MEETING

055/21 18.1 INTO CLOSED MEETING

DECISION

Moved: Cr Mason
Seconded: Cr Barraclough

That Council move into closed meeting at 3.44 pm to discuss the following items:

Agenda Item 18.2 Minutes of the closed ordinary Council meeting held on the 23rd March 2021

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

Agenda Item 18.3 Legal Expenditure

As per the provisions of regulation S15(2)(a), (b), (d), (e)(i)(ii), (f), (g), (i), (j) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 18.4 RFT 02/21 – Dalrymple Road Upgrade and Pavement In-Situ Stabilisation

As per the provisions of regulation S15(2)(d) of the Local Government (Meeting Procedures) Regulations 2015.

REQUIRES ABSOLUTE MAJORITY OF COUNCIL

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

**George Town Council
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059/21 18.5 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.

DECISION

Moved: Cr Barwick
Seconded: Cr Mason

That Council moves out of Closed Meeting at 4.11 pm and endorse those decisions taken while in Closed Meeting and the information remains Confidential.

VOTING

For: Cr Harris, Cr Barraclough, Cr Barwick, Cr Brooks, Cr Dawson,
Cr Mason, Cr Michieletto, Cr Parkes,

Against: Nil.

CARRIED 8/0 UNANIMOUS

058//21 18.4 RFT 02/21 – DALRYMPLE ROAD UPGRADE AND PAVEMENT IN-SITU STABILISATION

That Council:

1. Award Stage 1 of RFT02/21 Dalrymple Road Upgrade and Pavement In-Situ Stabilisation to Stabilised Pavements of Australia Pty Ltd to the value of \$646,359.31 excluding GST.
2. Award Stage 2 of RFT02/21 Dalrymple Road Upgrade and Pavement In-Situ Stabilisation to Stabilised Pavements of Australia Pty Ltd to the value of \$409,935.21 excluding GST subject to approved allocation in 2021/22 financial year's draft budget, funded by grants successfully obtained for this purpose.

There being no further business, the meeting closed at 4.12 pm

**Cr Tim Harris
ACTING MAYOR**