

GLENORCHY CITY COUNCIL



ANNUAL GENERAL MEETING

MONDAY, 2 DECEMBER 2019

2:30 pm

Council Chambers

A G E N D A

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IMPORTANT INFORMATION ABOUT THE ANNUAL GENERAL MEETING

- the primary purposes of the Annual General Meeting (**AGM**) are to:
 - confirm the Minutes of the previous Annual General Meeting held on 3 December 2018, and
 - to present Council's Annual Report for the preceding financial year.
- electors for the Glenorchy City who are in attendance at the AGM are entitled to vote in the meeting by raising their hand
- the AGM is not an ordinary meeting of Council and is not subject to the same meeting procedures as an ordinary meeting of Council. However, it will still be conducted formally and in accordance with the agenda
- the AGM does not have a formal public question time. The Chair may, however, accept questions without notice or motions without notice at the AGM at the Chair's discretion
- A motion passed at the AGM is required to be considered by Council at its next ordinary meeting. This does not require Council to take the action proposed by a motion passed at the AGM, but to consider whether to take that action. Any motions moved at the AGM should therefore be prefaced with "*that Council considers...*"

1. WELCOME BY MAYOR KRISTIE JOHNSTON

2. APOLOGIES

3. CONFIRMATION OF MINUTES

That the minutes of the 2018 Annual General Meeting of Glenorchy City Council, held on Monday, 3 December 2018 (Attachment 1) be confirmed.

4. PRESENTATION OF 2018-19 ANNUAL REPORT

Council published the *Glenorchy City Council 2018-19 Annual Report (Annual Report)* on 15 November 2018.

The Annual Report was prepared and published in accordance with the requirements of s. 72 of the *Local Government Act 1993*.

On 15 November 2018, Council:

- published a public notice in The Mercury advertising the availability of the Annual Report from 18 November 2019 and inviting electors to lodge submissions on the Annual Report for discussion at this AGM as required under section 72(2)(d), and
- made copies of the Annual Report available for public inspection on its website as required under section 72(2)(b)

On 18 November 2019, Council made copies of the Annual Report and at its Chambers at 374 Main Road, Glenorchy free of charge, as required under section 72(2)(b) and (c).

The Public Notice of 15 November 2019 advised that written notice of motions and/or questions to be put at the AGM would be received until noon on Wednesday, 27 November 2019. No Notices or motions or questions were received.

Copies of the Annual Report will be available at the AGM and can be obtained at Council's Chambers or at www.gcc.tas.gov.au

5. QUESTIONS ON NOTICE AND MOTIONS

No written Notices of Motion or Questions on Notice were submitted.

6. MEETING CLOSE

ATTACHMENT 1

MINUTES OF 2018 GLENORCHY CITY COUNCIL ANNUAL GENERAL MEETING

GLENORCHY CITY COUNCIL



Minutes of the Annual General Meeting of the Glenorchy City Council held at the Council Chambers on Monday, 3 December 2018 at 6.00 p.m.

Present: Aldermen Kristie Johnston (Mayor), Matt Stevenson (Deputy Mayor), Peter Bull, Jan Dunsby, Simon Fraser, Kelly Sims and Bec Thomas.

**In attendance
(Council Staff)** Tony McMullen (General Manager), Jenny Self (Director Corporate Services), David Ronaldson (Director Community and Strategy), Samantha Fox (Director Development and Customer Services), Ted Ross (Director Infrastructure and Works), Bill Richardson (Acting Chief Financial Officer), Bryn Hannan (Acting Manager Legal Services), June King (Mayoral and Executive Support Officer).

**In attendance
(members of the public)** ALLFORD, Jenny – 38 Grove Road, Glenorchy
BRYAN, James – 14 England Avenue, Montrose
BRYAN, Janiece – 14 England Avenue, Montrose
BURROWS, George – Blacksnake Inn, Granton
BUTLER, Phil – 11/33A Clydesdale Avenue, Glenorchy
CORRIGAN, Geoff – 10 Fleming Street, Glenorchy
FOLEY, Janine – 5 Bethune Street, Chigwell
SMITH, Barry OAM – 21 Constance Avenue, Glenorchy
SMITH, Kaye – 21 Constance Avenue, Glenorchy
STEENBERGEN, Eddy – 128 Marys Hope Road, Rosetta

1. WELCOME BY MAYOR KRISTIE JOHNSTON

The Mayor (Chair) declared the Annual General Meeting for 3 December 2018 officially open and welcomed all those in attendance.

The Chair acknowledged and paid respect to the Tasmanian Aboriginal Community as the traditional and original owners and continuing custodians of the land.

The Chair read the following two statements:

Statement 1:

In relation to work health and safety at the Council meeting.

Statement 2:

In relation to the Audio Recording of the Council Meeting under regulation 33 of the *Local Government (Meeting Procedures) Regulations 2015* and Council's 'Audio Recording of Council Meetings' policy.

2. APOLOGIES

Apologies were received from the following:

- Alderman Melissa Carlton
- Alderman Steven King
- Alderman Gaye Richardson
- Mrs. Pam Harvey
- Mr. Michael Hangan
- Mrs. Kerrin Harwood

3. CONFIRMATION OF MINUTES

MOVED: Phil Butler

SECONDED: George Burrows

That following minutes of previous Annual General Meetings be confirmed:

- the minutes of the 2016 Annual General Meeting of Glenorchy City Council, held on Monday, 12 December 2016 ([Attachment 1](#)), and
- the minutes of the 2017 Annual General Meeting of Glenorchy City Council, held on Tuesday, 12 December 2017 ([Attachment 2](#)).

The motion was put.

The motion was CARRIED by majority.

4. PRESENTATION OF GLENORCHY CITY COUNCIL ANNUAL REPORT 2017-18

The Mayor gave a brief overview of the Annual Report and thanked the staff who prepared the Annual Report and members of the community who were present.

The General Manager read the General Manager's message from the 2018-19 Annual Report.

MOVED: Phil Butler

SECONDED: Ald. Matt Stevenson

That the Glenorchy City Council Annual Report 2017-18 be accepted.

The motion was put.

The motion was CARRIED unanimously.

5. QUESTIONS ON NOTICE AND MOTIONS

Motion on Notice – George Burrows, Blacksnake Inn, Granton

MOVED: George Burrows

SECONDED: Ald. Simon Fraser

That from the beginning of 2019, starting with the Rates Workshops, progressively all Council Workshops be open to citizens.

The motion was put.

The motion was CARRIED by majority.

Questions Without Notice – James Bryan, England Avenue, Montrose

Q. Can the Mayor confirm that the 12.5% rate rise referred to in the Annual Report is not a one-off levy and that it will instead form part of the permanent base and there will be usual increases by CPI and additional charges related to the proposed new collection of food waste?

A. The Mayor confirmed that the 12.5% increase was not a levy but was an increase in rates revenue. The Mayor advised that in the future we are forecasting increases of around CPI, but there won't be a reduction in rates revenue. We have always made this very clear.

Q. This year's budget included a contingency amount of approximately \$2.8m. What has Council spent that money on?

A. (Mayor) The contingency in this year's budget was for a range of legacy issues and challenges, including some legal matters which could have a significant impact. We also highlighted KGV and the Derwent Park Stormwater Harvesting and Reuse Scheme and waste management challenges as matters we had yet to deal with (and which past administrations had failed to deal with). \$2.8m was a conservative figure that we placed in contingency but was deemed to be acceptable. If it is not spent on those issues, that money would be an addition to our cash reserves (which were highlighted in our budget) and to ensure our financial sustainability

Q. On page 42 of the Annual Report there are references to 2 contracts (Roadways Pty Ltd for \$1.5m and AES Employment Group for \$441k) that were awarded without a tender process. Can Council please explain why this did not occur.

A. The General Manager explained that in both cases,

- the original contract was awarded to those suppliers through an open public tender process
- an extension to the existing contracts was required.
- a new contract and tender process was unable to be completed in time to be awarded prior to the contracts' expiry, and the need for continuity of services meant that the existing contracts needed to be extended.
- the contract extensions were taken to the Commissioner for formal approval in accordance with the regulations
- the extension of the contracts by the Commissioner resulted in the additional reported expenditure being incurred.

Q. In relation to Council's decision to sell the Derwent Entertainment Centre:

- **With reference to page 19 of the Annual Report does the partnership with the Hobart Chargers entail a signed Contract or a verbal agreement?**
- **Do the Chargers pay an amount to lease the DEC?**
- **If yes, is it a nominal amount or the scheduled fee for the lease of the DEC?**
- **Is the arrangement public or commercial-in-confidence?**
- **Is the Mayor aware of Section 86B of the *Local Government Act 1993* which states:**

A Council must adopt a rates and charges policy. (There is a schedule of Hire Charges for Council facilities on the Council Website.)

Section 77 of the Local Government Act 1993 states:

(1A) A benefit provided under subsection (1) may include-

(b) fully or partially reduced fees, rates or charges; and

(2) The details of any grant made or benefit provided are to be included in the annual report to council ?

- **Council Officers are obviously aware of this as on page 48 of the Annual Report there is an amount of \$8,175 for waiver venue hire fees – MAC Partnership Projects. If the Chargers are receiving a benefit, why is that not contained in the Annual report as required under the Act?**

A. The questions were taken on notice.

Motion on Notice – Phil Butler, Clydesdale Avenue, Glenorchy

MOVED: Phil Butler

SECONDED: Kaye Smith

That this Annual General Meeting if the Glenorchy City Council requires its elected Council to petition the Premier, The Minister for Local Government, and the Attorney General calling upon them to vigorously pursue the further laying of charges against former Aldermen and former Staff of this Council who have been adversely referred to in the Board of Inquiry and the Integrity Commission Reports.

The motion was put.

The motion was CARRIED by majority.

Questions Without Notice – Eddy Steenbergen, Rosetta

Q: Why was the agenda for this AGM not available on the internet?

A. (General Manager) I apologise for this. Our software system that handles Council agendas and attachments doesn't handle the AGM and we couldn't find a solution in time. Essentially it's a software issue but we will make sure this information is available on our website.

(Mayor) The Mayor noted that the AGM is quite unique, and that sector wide there is a discussion about whether or not Councils should even be required to hold an AGM.

Q: This is a new experience for me having not participated in an AGM previously, but there appears to be limited information available about how to participate and whether there is a public question time. Will Council produce agenda online and provide clear instructions as to how members of the public can participate in the AGM?

A. (Mayor) We can take that feedback on board for the 2019 AGM.

6. MEETING CLOSE

The Chair closed the meeting at 7:10 pm