

**SPECIAL COUNCIL
AGENDA
MONDAY, 19 NOVEMBER 2018**



GLENORCHY CITY COUNCIL

QUALIFIED PERSON CERTIFICATION

The General Manager certifies that, in accordance with section 65 of the *Local Government Act 1993*, any advice, information and recommendations contained in the reports related to this agenda have been prepared by persons who have the qualifications or experience necessary to give such advice, information and recommendations.

A handwritten signature in blue ink, appearing to read 'Tony McMullen', is positioned above a horizontal line.

Tony McMullen
General Manager

15 November 2018

Hour: 5.00 p.m.

Present:

In attendance:

TABLE OF CONTENTS:

1.	APOLOGIES	3
2.	PECUNIARY INTEREST NOTIFICATION	3
	GOVERNANCE	4
3.	TASWATER GENERAL MEETING - APPOINTMENT OF PROXY.....	5

CLOSED TO MEMBERS OF THE PUBLIC	8
GOVERNANCE	8
4. KGV SPORTS & COMMUNITY HUB - TENANCY MATTER.....	8

1. APOLOGIES

2. PECUNIARY INTEREST NOTIFICATION

GOVERNANCE

3. TASWATER GENERAL MEETING - APPOINTMENT OF PROXY

Author: Manager, Governance and Executive Support (Simon Scott)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: TasWater

Community Plan Reference:

Under the City of Glenorchy Community Plan 2015 – 2040, the Community has prioritised ‘transparent and accountable government’.

Strategic or Annual Plan Reference:

Objective 4.1 Govern in the best interests of the community

Strategy 4.1.1 Manage Council for maximum efficiency, accountability and transparency.

Reporting Brief:

To recommend that Council approve for the General Manager to act as proxy on behalf of Council at that TasWater General Meeting scheduled Thursday, 29 November 2018 and to consider appointing the General Manager as the standing proxy for some identified external bodies, if the Deputy Mayor cannot step in for the Mayor and that those external bodies individual constitutions allows.

Proposal in Detail:

At Council’s meeting on 26 February 2018 (Item 11 - Appointment of Aldermen to Special Committees and External Bodies), Council confirmed the Mayor’s appointment as Council’s Aldermanic representative on the following external bodies, as required under section 27(1)(f) of the *Local Government Act 1993*:

- Local Government Association of Tasmania
- Southern Tasmanian Councils Authority
- TasWater board, and
- Hobart Glenorchy Joint Authority.

It is understood that the Mayor is unable to attend the scheduled TasWater meeting on Thursday, 29 November 2018.

In accordance with section 6.9 of TasWater’s Constitution, each member has the right to appoint a proxy to act on its behalf. The proxy need not be a member of the Corporation. A member may also appoint a body corporate as its proxy and that body corporate may appoint a representative to exercise the powers of the body corporate on behalf of the member.

It is recommended that Council approve for the General Manager to act as proxy on behalf of Council at that meeting.

It is also suggested as a mechanism for future administrative convenience that Council approve for the Mayor (on behalf of Council) to appoint the General Manager as the standing proxy for those identified external bodies, if the Deputy Mayor cannot step in and that those external bodies individual constitutions allows.

Consultations:

Mayor
General Manager
Director, Corporate Governance

Human Resource / Financial and Risk Management Implications:

Financial

There are no material financial implications.

Human resources

There are no material human resource implications

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
Do not adopt the recommendation				
If Council does not appoint a proxy to act on its behalf at the forthcoming meeting of TasWater on Thursday, 29 November 2018 then it will forego its entitlement to vote at that meeting	Minor (C2)	Likely (L4)	Moderate	Council appoints a proxy to act on its behalf at the forthcoming meeting of TasWater on Thursday, 29 November 2018
If Council does not appoint a standing proxy to act on its behalf for the external bodies in question, then it will have to decide a proxy for each and every occasion into the future causing an unnecessary administrative burden on Council resources	Minor (C2)	Likely (L4)	Moderate	Council considers appointing a standing proxy to act on its behalf for the following external bodies: Local Government Association of Tasmania, Southern Tasmanian Councils Authority, TasWater board, and Hobart Glenorchy Joint Authority

Community Consultation and Public Relations Implications:

Community consultation

Nil

Public relations

Nil

Recommendation:

That Council:

1. APPROVE that the General Manager be appointed as a proxy to act on Council's behalf at the forthcoming General Meeting of TasWater on Thursday, 29 November 2018, and
2. APPROVE for the Mayor (on behalf of Council) to appoint the General Manager as the standing proxy for those external bodies listed below, if the Deputy Mayor cannot step in as proxy, and that those external bodies individual constitutions allow:
 - a. Local Government Association of Tasmania
 - b. Southern Tasmanian Councils Authority
 - c. TasWater board, and
 - d. Hobart Glenorchy Joint Authority.

Attachments/Annexures

Nil

CLOSED TO MEMBERS OF THE PUBLIC

GOVERNANCE

4. KGV SPORTS & COMMUNITY HUB - TENANCY MATTER

This item is to be considered at a closed meeting of the Council by authority of the Local Government (Meeting Procedures) Regulations 2015 Regulation 15(2)(b) (Information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the Council is conducting, or proposes to conduct, business.), 15(2)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential) and 15(2)(i) (Matters relating to actual or possible litigation taken, or to be taken, by or involving the Council or an employee of the Council.)