

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 19 December 2022 at 6.00pm**



Present (in Chambers): Alderman Bec Thomas (Mayor), Alderman Sue Hickey (Deputy Mayor), Aldermen Josh Cockshutt, Jan Dunsby, Molly Kendall, Steven King, Harry Quick, Kelly Sims, Stuart Slade and Russell Yaxley.

In attendance (in Chambers): Tony McMullen (General Manager), Emilio Reale (Director Infrastructure and Works), Jenny Richardson (Director Corporate Services), Allan Wise (Acting Chief Financial Officer), Luke Chiu (Manager Property, Environment and Waste), Tracey Ehrlich (Manager People and Governance) and Marina Campbell (Manager Community)

In attendance (by video link): Marian Maclachlan (Executive Assistant to the General Manager)

Leave of Absence:

Workshops held since last Council Meeting

Date: Monday, 12 December 2022

Purpose: To discuss:

- Reconciliation Action Plan
- Budget / Annual Plan proposed process
- Playspace Renewal Strategy presentation.

The meeting was live streamed on Council's website, Facebook page and YouTube channel. The peak number of viewers watching the live stream was 13 viewers and two members of the public attended in person.

The meeting began with a prayer by Reverend Lee Weissel from Edge Anglican.

The Chair opened the meeting at 6.00 pm.

The Chair acknowledged and paid respect to the Tasmanian Aboriginal Community as the original and traditional owners and continuing custodians of the land and their elders, past, present and emerging.

The Chair read a statement noting that the meeting would be recorded and live streamed to members of the public, and about work health and safety at the Council meeting.

1. APOLOGIES

None.

2. CONFIRMATION OF MINUTES

Resolution:

DUNSBY/COCKSHUTT

That the minutes of the Council Meeting held on Monday, 28 November 2022 be confirmed.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt,
Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

None.

4. PECUNIARY INTEREST NOTIFICATION

The Chair asked if any Aldermen had, or were likely to have, a pecuniary interest or a conflict of interest in any items on the Agenda.

No interests were declared.

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

**Question taken on notice - Shane Alderton
(28 November 2022)**

Q: Every Council meeting there is the confirmation of the Minutes. Why don't Council provide a copy of the previous open Council minutes along with the Agenda?

A: Council will provide draft minutes of the previous Council meeting at the same time as the Agenda is published.

6. PUBLIC QUESTION TIME (15 MINUTES)

Questions without notice – Shane Alderton, Austins Ferry

Q: In relation to item 21 which is in closed Council re. Football Tasmania's land disposal request. As the community is aware Football Tasmania has a lot of involvement with a large number of land sites within the Glenorchy municipality.

I understand that this item is in closed Council, but I was surprised that there was no mention of where this Football Tasmania's disposal of land is located.

Are you able to share with us a bit more on this item without breaching Council rules and regulations? Are you able to tell the community where this proposed parcel of land is in regards to Football Tasmania request for disposal?

A: [Mayor] We received a request from Football Tasmania for Council to consider disposing by way of long-term lease the parcel of land or part of the land at KGV Football Park. Therefore, Council is considering that request tonight as to whether to initiate the process to investigate the disposal of that land.

Q: Depending on what the outcome is of the discussion tonight, may it come back to open Council for further consultation, possibly even community consultation?

A: [Mayor] Yes, depending on the outcome tonight.

Questions without notice – Eddy Steenbergen, Rosetta

Q: I have a question on bus stops and bus shelters and the extremely grey area about the maintenance of those bus stops. The most recent communication I have had with the Department of State Growth is that Glenorchy Council actually owns what is at the bus stops etc. I am trying to understand what owns means.

Does Council have any responsibility for maintaining bus stop infrastructure?

A: [Mayor] The issue of bus stop infrastructure ownership is an ongoing long running and somewhat contentious discussion between councils, local government and the state government and it at this point in time still does appear to be unresolved.

The State government is of the view that Councils own bus stop infrastructure on Council land and Council owned roads and State government owns the bus infrastructure that is on government owned roads and land. That is the State government's point of view, whereas local Councils aren't necessarily in agreement with that point of view and at this stage we do not have bus stop infrastructure on our asset register.

[General Manager] There is a requirement for bus stops to be upgraded to meet disability access standards and the Department of State Growth has made available a multi-million dollar grant to Councils for the purpose of upgrading the infrastructure to meet these standards. Councils have indicated that the acceptance of any of these monies is not an indication that Councils own or have maintenance responsibility for these bus stops.

In Glenorchy we have in excess of 400 bus stops in the city. We have done our numbers around some of these matters and there will need to be a negotiation over these matters. There has been multiple negotiations with the State Government over the past decade on these issues, both around access for people with disabilities, as well as maintenance generally.

Council is at a bit of an impasse at the moment, but pleased to say that the Department of State Growth has made available to us this funding program, which will enable Council's across the State to access money to upgrade bus stops to accessible standards over a period of time.

Q: Can you please provide an update on the playspace project for Giblyns Street reserve as I haven't seen anything mentioned since February/March this year?

A: [Mayor] There has been an update placed on Council's website between now and then advising Council has proceeded with a number of smaller tenders and we will be undertaking some of the works on that particular playspace ourselves. It is expected that the project will commence in early 2023.

Q: In relation to agenda item 11 about meeting times. Does the proposal mean that if the Glenorchy Planning authority is meeting earlier that there will be fewer workshops for Aldermen?.

A: [Mayor] For the last six months at least, we have routinely had two workshops per month. Plus we have a Council meeting once a month and a Glenorchy Planning Authority meeting once a month, therefore on the other two Monday's or on the occasions where there are five Monday's in the month, two or three workshops a month and we would expect that would continue.

Q: The main argument for the proposal seems to be that we now have live streaming and recording, though the proposal doesn't make sense if that ever stops. Therefore, is live streaming and recording a full policy of Council, at least for this current term?

A: [General Manager] We do have a policy on it but I am not sure of the nature of the policy, therefore I will take it on notice.

[Mayor] Yes, it is Council's intention to continue to live stream Council meetings and Glenorchy Planning Authority meetings.

Q: Does Council expect the earlier meeting time to result in a reduction in costs?

A: [General Manager] It would have marginal impact, given that the majority of attendees from a staff perspective at Council meetings are on contract. Where employees attend meetings and they are under an enterprise agreement, these staff would then be in a situation where they could either claim overtime or take time off in lieu as a result of their after-hours attendance but generally the majority of attendees from a staff point of view are at a Director or Manager level.

Therefore, the cost saving would be minimal and have minimal impact.

Q: At the last Council meeting the General Manager was able to explain a little bit about Upper Hilton Road and Hilton Hill and that general area and a little about the workshop that the Council attended.

As the workshop being held was a structure planning workshop, would that ultimately produce a structured plan and working on that assumption, will the structured plan be put out to public consultation at some point when it's finalised?

A: [General Manager] Ultimately we would need to go through a process of changing our planning scheme rules, which will involve a public consultation process. But whether or not there are any plans for informal public consultation prior to entering the formal process, I can't say. All I can say is that there has been a level of informal consultation undertaken between landowners, certainly on the northern side of Upper Hilton Road, but I am not sure about on the southern side and I am also not clear to what extent landowners have been consulted with so far, so I will defer to the Director Infrastructure and Works.

[Director Infrastructure and Works] There has been some local stakeholder engagement at this point in time, but once the structured plan is developed a bit further into a concept, the structured plan will be made publicly available for comment and feedback, so that opportunity will be provided before it goes through internal application process.

Q: Has Council already received any sort of application for planning or development of that area?

A: [Mayor] No.

7. PETITIONS/DEPUTATIONS

None.

COMMUNITY

Community Goal: "Making Lives Better"

8. ACTIVITIES OF THE MAYOR

File Reference: Mayoral Announcements

Reporting Brief:

To receive an update on the recent activities of the Mayor.

Resolution:

KING/KENDALL

That Council:

1. RECEIVE the report about the activities of Mayor Thomas during the period from Monday, 21 November to Sunday, 11 December 2022.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

9. FUNDING FOR BENJAFELD PARK PLAYSPACE RENEWAL

File Reference: Benjafeld

Reporting Brief:

To recommend that Council allocate \$1,000,000 from the Property Disposals Reserve Fund to upgrade Benjafeld Park playspace in the 2023/24 financial year.

Resolution:

COCKSHUTT/YAXLEY

That Council:

1. APPROVE inclusion of a budget allocation of \$1 million in the 2023/24 capital works program for the Benjafeld Playspace renewal project, funded from the Property Disposals Reserve Fund.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

10. ESTABLISHMENT OF GLENORCHY COMMUNITY AWARDS AND GLENORCHY VOLUNTEER AWARDS WORKING GROUP

File Reference: Community Awards

Reporting Brief:

To endorse the formation of an internal Working Group, the Group's Terms of Reference and the appointment of two aldermen group to join the Working Group alongside the Mayor and Council's Events Officer to progress the development of a combined Community and Volunteer Awards in 2023.

Resolution:

KING/COCKSHUTT

That Council:

1. APPROVE the establishment of the Glenorchy Community and Volunteer Awards Working Group
2. ENDORSE the Draft Terms of Reference

Ballots;

3. HAVING conducted a ballot in accordance with the procedure in Part 3 of the *Nominations and Appointments to Committees and Other Bodies Policy* to determine the members-elect:
 - a. APPOINT Alderman Slade and Alderman Yaxley to the Glenorchy Community and Volunteers Awards Working Group.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

GOVERNANCE

Community Goal: “Leading our Community”

11. COUNCIL AND COUNCIL COMMITTEE MEETING DATES AND TIMES 2023

File Reference: Council Meetings

Reporting Brief:

To recommend that Council determines the dates and times for Council and Glenorchy Planning Authority meetings for the 2023 calendar year.

Resolution:

SLADE/KING

That Council:

1. ADOPT the meeting dates and times for Council, the Annual General Meeting, the Glenorchy Planning Authority and the General Manager’s Performance Review Committee for the 2023 calendar year that are set out in Tables 1, 2, 3 and 4 of this report
2. NOTE that a public notice containing the times and places of the ordinary Council meetings and Glenorchy Planning Authority meetings will be published in accordance with regulation 7(2) of the *Local Government (Meeting Procedures) Regulations 2015*.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST: Alderman Sims

The motion was CARRIED.

12. FINANCIAL PERFORMANCE REPORT TO 30 NOVEMBER 2022

File Reference: Corporate and Financial Reporting

Reporting Brief:

To provide the monthly Financial Performance Report to Council for the period ending 30 November 2022.

Resolution:

DUNSBY/COCKSHUTT

That Council:

1. RECEIVE and NOTE the Financial Performance Report for the year-to-date ending 30 November 2022 as set out in Attachment 1.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

13. PROCUREMENT AND LEGAL - MONTHLY REPORT

File Reference: Procurement

Reporting Brief:

To inform Council of exemptions that have been applied to procurements under Council's Code for Tenders and Contracts for the period 16 November to 9 December 2022 and provide an update on external legal expenditure.

Resolution:

HICKEY/KING

That Council:

1. RECEIVE and NOTE the Procurement and Legal Monthly Report for the period from 16 November to 9 December 2022.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

14. LOCAL ROADS AND COMMUNITY INFRASTRUCTURE GRANT PROGRAM UPDATE AND VARIATIONS

File Reference: LRCI Program

Reporting Brief:

To update Council of the allocation to Glenorchy City of funds under the third phase of the Australian Government Local Roads and Community Infrastructure Program progress to date and consideration of proposed project variations.

Resolution:

HICKEY/COCKSHUTT

That Council:

1. RECEIVE and NOTE this status report on phase 3 of the Local Roads and Community Infrastructure Grant Program, and
2. APPROVE the reallocation of funding for the nominated projects within the Grant funding of \$1.157,806M as approved by the Federal Government for Glenorchy City Council as follows:
 - Audio-Visual System replacement at KGV stadium function room: \$130,000 (completed)
 - Montrose Skate Park \$120,000 (in progress)
 - Benjafield and Berriedale Childcare Centres Playground replacements \$150,000
 - Glenorchy Mountain Bike Park Trail renewal \$225,000
 - Abbotsfield Sportsground Fencing replacement \$250,000
3. AUTHORISE the General Manager to take the necessary steps to execute the grant approval variation documents.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall,
Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

15. UPDATED COUNCIL POLICIES

File Reference: Council Policies

Reporting Brief:

To present the Committee Nominations and Appointments Policy, the Legal Services Policy and the Bushfire Mitigation Policy for review and adoption.

Resolution:

DUNSBY/QUICK

That Council:

1. ADOPT the Committee Nominations and Appointments Policy 2022 in Attachment 2.
2. ADOPT the Legal Services Policy 2022 in Attachment 4.
3. ADOPT the Bushfire Mitigation Policy 2022 in Attachment 6.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

16. NOTICES OF MOTIONS – QUESTIONS ON NOTICE / WITHOUT NOTICE

Alderman Slade asked if Council could have a process to acknowledge community events.

For example, to acknowledge Councils support for the victims, families, associates and friends connected with the two tragic events:

- the first anniversary of the Hillcrest Primary School tragedy, and
- the recent slaying in Queensland of two police officers and a private individual.

Resolution:

SLADE/KING

That the meeting be closed to the public to allow discussion of matters that are described in Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

The meeting was closed to members of the public and the live stream was terminated at 7.09pm.

CLOSED TO MEMBERS OF THE PUBLIC

Closed session commenced at 7.11pm.

17. CONFIRMATION OF MINUTES (CLOSED MEETING)

Resolution:

SLADE/KENDALL

That the minutes of the Council meeting (closed meeting) held on Monday, 28 November 2022 be confirmed.

The motion was put.

FOR: Aldermen Dunsby, King, Thomas, Sims, Hickey, Cockshutt, Kendall, Yaxley, Slade and Quick

AGAINST:

The motion was CARRIED.

18. APPLICATIONS FOR LEAVE OF ABSENCE

None.

GOVERNANCE

Community Goal: "Leading our Community"

19. AUDIT PANEL MINUTES

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)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential).

20. AUDIT PANEL - SELECTION OF CHAIR

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)(a) (Personnel matters, including complaints against an employee of the Council and industrial relations matters) and (2)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential).

File Reference: Audit Panel

COMMUNITY

Community Goal: "Making Lives Better"

21. FOOTBALL TASMANIA LAND DISPOSAL REQUEST

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)(c) (Commercial information of a confidential nature that, if disclosed, is likely to: prejudice the commercial position of the person who supplied it; confer a commercial advantage on a competitor of the Council; or reveal a trade secret).

22. NOTICES OF MOTIONS – QUESTIONS ON NOTICE / WITHOUT NOTICE (CLOSED)

None.

Resolution:

SLADE/KING

That the meeting be moved back into open Council.

The motion was put.

FOR: Aldermen Hickey, Cockshutt, Dunsby, Kendall, King, Quick, Sim
Slade, Thomas, and Yaxley

AGAINST:

The motion was CARRIED.

The Chair closed the meeting at 7.55 pm.

Confirmed,

CHAIR