

Minutes of the Meeting of the Glenorchy City Council held at the Council Chambers on Monday, 22 February 2021 at 6.00pm



NOTE: Due to social distancing restrictions around COVID-19 members of the public were not permitted to attend the meeting. The meeting was live-streamed for members of the public on Council's Facebook page.

Present (in Chambers): Alderman Kristie Johnston (Mayor), Aldermen Melissa Carlton, Simon Fraser, Steven King, Gaye Richardson and Peter Bull.

Present (by video link): Aldermen Jan Dunsby

In attendance (in Chambers): Tony McMullen (General Manager), Jenny Richardson (Director Corporate Services), David Ronaldson (Director Community and Customer Services), Frank Chen (Acting Director Infrastructure and Works), Tina House (Chief Financial Officer), Erin McGoldrick (Manager City Strategy and Economic Development), Eleanor Downes (Coordinator Arts and Culture), Bryn Hannan (Executive Officer), Marian Maclachlan (Executive Assistant to the General Manager)

In attendance (by video link): Sam Fox (Director Strategy and Development)

Leave of Absence:

Workshops held since last Council Meeting

Date: Monday, 1 February 2021

Purpose: To discuss:

- Budget Workshop No. 2 – Outcomes of the mid-year budget review

Date: Tuesday, 9 February 2021

Purpose: To discuss:

- Arts and Culture Strategy
- Budget Workshop No. 3 – Point of Entry priorities

Date: Monday, 15 February 2021

Purpose: To discuss:

- Greater Glenorchy Plan

The peak number of viewers watching the live stream of the meeting on Facebook was 37 viewers.

The Chair opened the meeting at 6.03 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.

1. APOLOGIES

Alderman Thomas (Deputy Mayor), Alderman Ryan and Alderman Sims.

2. CONFIRMATION OF MINUTES

Resolution:

KING/RICHARDSON

That the minutes of the Council Meeting held on Monday, 25 January 2021 be confirmed.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

The Chair spoke of the sad passing of Philip Butler on 31 January 2021. The Chair acknowledged the impact Mr Butler had as a leader within the Glenorchy community, with a passion to improve educational outcomes for everyone and how he was a key driver in securing \$70 million worth of funding for the community. She also acknowledged his contribution to the Glenorchy Historical Society, Glenorchy Ratepayers Association, the Citizens for Glenorchy, the YMCA, Guildford Young College and numerous school associations. In 2011 he was recognized as the Glenorchy Citizen of the Year.

The Chair extended Council's sincerest condolences to Mr Butler's family and loved ones.

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

Questions on Notice – Janine Foley, Chigwell

(received Tuesday, 19 January 2021)

- Q1. Please identify the risk appetite setting, in matrix, that has been identified relating to the [procedural] way in which Glenorchy City Council currently conducts workshop 'activities'? Can specific comment relating to the 'risks' associated with the public withhold of all data relating to all aspects of workshop 'activities' be addressed - specifically in relation to the historic fact that remediation and remedy relating to organisational dysfunction has been consistently and systematically met by significant on-costing to a ratepayer base that is denied all information about the spectrum of decision making that has repeatedly lead to such disastrous outcomes.**
- Q1a. Workshops. What are the actual risks that have been identified in the way in which current organisational practice withholds all data regarding activities, attendees, duration, location, resources, communication, information, conflicts, identification - management - recording - communicating conflicts, all other organisational cultural settings that remain unknown - undisclosed and kept secret from the general public?**
- Q1b. Which stream of organisation is responsible for recording [minuting proceedings] workshop 'activities'? Who has overall accountability for this data?**
- Q1c. Are there organisational protocols in place that cover workshop 'activities' that protect the integrity of information that can be regarded as 'attributable knowledge'?**
- Q1d. How are conflicts managed? That is in what capacity [definitional] do members of council [appointed and elected] attend workshop 'activities' in?**
- A. The Chair noted that answers were still currently being prepared and would be provided in to Ms. Foley and Aldermen in the coming days.**

6. PUBLIC QUESTION TIME (15 MINUTES)

Questions on notice – J. Foley, Chigwell (received 17 February 2021)

Q.1 What is 'Program 400'?

Q.2 Please identify the risk appetite setting, in matrix, that have been identified relating to the [procedural] way in which Glenorchy City Council currently conducts 'relationships with developers'?

2a. Can specific comment relating to the 'risks' associated with the public withhold of all data relating to all aspects relating to 'relationships with developers'?

2b. Have the risks associated with 'approaches from developers' been mapped?

2bb. How, where and who is responsible [GCC] for recording and managing these 'approaches'?

2c. Have the risks associated with 'approaches to developers' been mapped?

2cc. How, where and who is responsible [GCC] for recording and managing these 'approaches'?

2d. Does Glenorchy City Council currently have a policy relating to the management of all identified and mapped risks relating to 'approaches' and 'developers', including the use of third-party intermediaries?

Q.3 Have all elected members of council been provided with briefing materials relating to relevant processes and outcomes from relevant anti-corruption investigations involving state entities within the Australian local government sector and issues around what may broadly be described as issues involving 'relationships between local government and developers'? Do current risk managers understand that in compliance-oriented organisations this is the element of continuous improvement that drives effective, efficient, compliance oriented organisational settings? See various Australian anti-corruption agencies investigations including but not limited to - Op. Belcarra – Op Dasha - Op. Eclipse – Op. Keppel.

Q.4 If appointed [responsible for managing risk] members of Glenorchy City Council have failed to provide relevant information and elected members of Glenorchy City Council have failed to request provision of this material, in light of recent 'occurrences' in the Australian corporate governance landscape have the settings around 'negligence' and 'known risk' been mapped?

Q.5 In relation to risk mapping has the process of remediation and the potential funding source of rate payer been mapped around potential linkages?

A. The questions were on notice. Answers will be provided to Ms. Foley in writing and published in the agenda for the March 2021 Council meeting.

Questions on notice – Shane Alderton (received 19 February 2021)

Q.1 Does Council have a Policy and Procedures for the Management and Delivery of this funding?

Q.2 What is Councils process for Applicants to apply for this funding?

Q.3 By what process are the recipients of this funding decided?

Q.4 Who is involved in the decision-making process of successful applications ? (If this answer is not provided in question 1 or question 3)?

Q.5 Does Council have a process by which the Recipient must provide evidence that the funding was used for its intended purpose?

Q.6 Does Council have a timeline as to when approved funding must be used?

Q.7 Does Council have a process in place for the recovery of any funding that has not been used for purpose for which it was granted ? (If this answer is not provided in question 1)?

Q.8 Does Council have a process by which you can recover any unused funding if a Group or Organisation cease to exist ? (If this answer is not provided in question 1)?

A. The questions were on notice. Answers will be provided to Mr Alderton in writing and published in the agenda for the March 2021 Council meeting

7. PETITIONS/DEPUTATIONS

A petition received from the Residents Club of the Aveo Derwent Waters Retirement Village titled 'Petition against Claremont Development', with 51 signatories, received on 10 February 2021, was tabled.

The petition will be dealt with at the next ordinary Council meeting, as required under Part 6 of the *Local Government Act 1993*.

COMMUNITY

Community Goal: “Making Lives Better”

8. ANNOUNCEMENTS BY THE MAYOR

File Reference: Mayoral Announcements

Reporting Brief:

To receive an update on the recent activities undertaken by the Mayor.

Resolution:

BULL/KING

That Council:

RECEIVE the announcements about the activities of the Mayor during the period from Tuesday, 19 January 2021 to Monday, 15 February 2021.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

9. GLENORCHY - CITY OF ARTS 2040 STRATEGY

File Reference: Arts and Culture Strategy

Reporting Brief:

Seek Council's endorsement of the *Glenorchy – City of Arts 2040 Strategy*.

Resolution:

RICHARDSON/FRASER

That Council:

ADOPT the Glenorchy – City of Arts 2040 Strategy in the form of Attachment 1.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

ECONOMIC

Community Goal: “Open for Business”

10. GREATER GLENORCHY PLAN

File Reference: Precinct Planning

Reporting Brief:

To recommend that Council endorses the Greater Glenorchy Plan to guide future development of Greater Glenorchy’s three major CBDs, Glenorchy, Moonah and Claremont, to the year 2040.

Resolution:

RICHARDSON/KING

That Council:

ENDORSE the Greater Glenorchy Plan to guide future development of Greater Glenorchy’s three major CBDs; Glenorchy, Moonah, and Claremont to the year 2040, in the form of Attachment 4.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

11. ACCESSIBLE PARKING IN GLENORCHY CBD

File Reference: CBD Revitalisation

Reporting Brief:

To provide a further officer's response to the Notice of Motion moved by Alderman Dunsby regarding disability indicated parking in Glenorchy CBD and recommend changes to the existing accessible parking restriction in response to the motion.

Resolution:

BULL/KING

That Council:

APPROVE a change in the current parking time limitations for the four (4) accessible parking bays on Main Road in Glenorchy CBD from a maximum of half-hour (1/2P) to a maximum of one-hour (1P), at all times.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

ENVIRONMENT

Community Goal: “Valuing our Environment”

12. WELLINGTON PARK MANAGEMENT TRUST - NOMINATION OF DEPUTY REPRESENTATIVE

File Reference: Wellington Park Trust

Reporting Brief:

To appoint a Deputy Member to represent Council on the Wellington Park Management Trust.

Resolution:

BULL/RICHARDSON

That Council:

1. RESOLVE to nominate a member of Council’s management team as its nominee for the role of deputy representative on the Wellington Park Management Trust, and
2. DELEGATE to General Manager the authority to decide Council’s nominee.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

GOVERNANCE

Community Goal: “Leading our Community”

13. FAIRY GLEN ROAD COLLINSVALE - RECOMMENDED MANAGEMENT ACTIONS

File Reference: Road Maintenance

Reporting Brief:

The purpose of this report is to:

- brief Council on the condition of Fairy Glen Road in Collinsvale
- present the outcomes of consultation with local residents and key stakeholders on recommended management actions
- seek Council’s approval to implement 7 actions that are recommended for the management of the road.

Resolution:

FRASER/KING

That Council:

ENDORSE the following actions for the improvement of safety and access to Fairy Glen Road, Collinsvale:

1. that Council:
 - a) applies a five (5) tonne load limit to Fairy Glen Road under the Local Government (Highway) Act 1982, with all emergency services vehicles exempted from the load limit. Any domestic or commercial vehicles, including TasNetworks and TasWater service vehicles, would be required to seek written consent from the regulator and have a proper risk management plan in place before entering the road
 - b) further investigates the condition of the road and its load carrying capacity, particularly to define the extent of the road base below the translated sheeting material and its stability, with potential

funding subject to Council's annual budget process and allocated accordingly.

2. Council continues to provide a waste collection service to the residents of Fairy Glen Road, but permanently relocates the waste collection point to the road entrance near the intersection with Springdale Road.
3. Installation of advisory signage such as 'Local Resident Only', 'Soft Edges', 'Drive with Caution' and speed limit recommendation (e.g. 40km/h) to raise road safety awareness. Council will also install guidepost to prevent drivers from getting too close to the road edge or locations where potential failures may occur.
4. Council programs the maintenance activities into its works program and carries them out accordingly
5. Council puts the vegetation removal and tree clearance from the embankment on-hold until further assessment is carried out as part of the future investigation recommended in Recommendation 1b.
6. Council further explores the option of restoring the road section damaged by the Veolia truck incident in 2019 and include the restoration cost in Council's 2021/22 fiscal year capital works program if it is deemed to be feasible.

The motion was put.

FOR: Aldermen Bull, King, Johnston, Richardson, Fraser and Carlton

AGAINST: Alderman Dunsby

The motion was CARRIED.

14. PETITION - MILL LANE CAR PARK

File Reference: Petitions

Reporting Brief:

To consider a petition presented to the General Manager and tabled at the Council meeting on 21 December 2020 relating to the potential sale of Council-owned land, being the Mill Lane Car Park in the Glenorchy CBD.

Resolution:

RICHARDSON/CARLTON

That Council:

1. RECEIVE and NOTE the petition received on 25 January 2021 titled 'Stop Selling our Car Park' in relation to investigations by Council into the proposed sale of land at Mill Lane, Glenorchy (**the Petition**)
2. NOTE that the number of signatories to the petition who are Glenorchy electors is insufficient to require Council to hold a public meeting under s. 59 of the Local Government Act 1993.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

15. QUARTERLY REPORT - Q2 2020/21

File Reference: Corporate Reporting

Reporting Brief:

To provide Council with the Quarterly Report for the quarter ending 31 December 2020.

Resolution:

RICHARDSON/KING

That Council:

RECEIVE and NOTE Council's Quarterly Report and Quarterly Annual Plan Progress Report for the quarter ending 31 December 2020.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

16. CHILD CARE CONNECTIONS POLICY AND PROCEDURES REVIEW

File Reference: Child Care Connections

Reporting Brief:

To recommend that Council adopts four (4) updated Child Care Connections policies and procedures.

Resolution:

FRASER/KING

That Council:

1. ADOPT the following revised Child Care Connections policies and procedures:
 - (a) Food and Nutrition Policy ([Attachment 1](#))
 - (b) Breastfeeding Policy ([Attachment 2](#))
 - (c) Educational Program and Practice Policy ([Attachment 3](#))
 - (d) Risk Management / Workplace Health and Safety ([Attachment 4](#)) and
 - (e) Media Policy ([Attachment 5](#))
2. NOTE that the changed policies will be appropriately communicated to all relevant parents and carers as required under regulation 172 of the Education and Care Services National Regulations.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

17. PROCUREMENT AND CONTRACTS - 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 12 January to 9 February 2021 and to provide updates on other relevant procurement matters.

Resolution:

RICHARDSON/BULL

That Council:

RECEIVE and NOTE the Procurement and Contracts Monthly Report for the period from 12 January to 9 February 2021.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

18. FINANCIAL PERFORMANCE REPORT TO 31 JANUARY 2021

File Reference: Corporate and Financial Reporting

Reporting Brief:

To provide the monthly Financial Performance Report to Council for the period ending 31 January 2021.

Resolution:

BULL/KING

That Council:

RECEIVE and NOTE the Financial Performance Report for the year-to-date ending 31 January 2021 in the form of Attachment 1.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

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

Question without Notice - Alderman Fraser

Q: When residents raise the issue of excessive dog barking, the process seems to be quite onerous. Could you please explain the process on how Council gathers evidence in relation to excessive dog barking, and it is possible to make the process less onerous?

A: Question has been taken on notice by Director Community and Customer Services, David Ronaldson and an answer will be provided in the agenda for the March Council meeting.

19.1. NOTICE OF MOTION - ALDERMAN DUNSBY: DISABILITY INDICATED PARKING IN GLENORCHY CBD

File Reference: Notices of Motion

Reporting Brief:

To consider a notice of motion by Alderman Jan Dunsby submitted in accordance with the requirements of Regulation 16(5) of the *Local Government (Meeting Procedures) Regulations 2015 (Regulations)*.

The Chair noted that the matter the subject of the motion had been dealt with in Item 11 and was therefore a resolved matter under regulation 19 of the regulations. The Chair advised that the item did not meet the criteria in regulation 19 to allow further discussion of that item, and that Council was therefore prevented from considering it.

Resolution:

KING/BULL

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 meeting was closed to the public and the live stream on Facebook ceased at 7.12pm.

CLOSED TO MEMBERS OF THE PUBLIC

The meeting resumed at 7.13 pm.

20. CONFIRMATION OF MINUTES (CLOSED MEETING)

Resolution:

CARLTON/KING

That the minutes of the Council meeting (closed meeting) held on Monday, 25 January 2021 be confirmed.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

21. APPLICATIONS FOR LEAVE OF ABSENCE

None.

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

Resolution:

BULL/FRASER

That Council move back into open Council.

The motion was put.

FOR: Aldermen Bull, Dunsby, King, Johnston, Richardson, Fraser and Carlton

AGAINST:

The motion was CARRIED.

The Chair closed the meeting at 7.27 pm

Confirmed,

CHAIR