

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 25 May 2020 at 6.00 p.m.**



NOTE: Due to social distancing restrictions around COVID-19, the meeting was conducted by video link, with the open portion streamed live on Council's Facebook page.

Present (in Chambers): Alderman Kristie Johnston (Mayor)

Present (by video link): Aldermen Bec Thomas (Deputy Mayor), Peter Bull, Melissa Carlton, Jan Dunsby, Simon Fraser, Steven King, Gaye Richardson, Angela Ryan and Kelly Sims.

**In attendance
(in Chambers):** Bryn Hannan (Executive Officer)

**In attendance
(by video link):** Tony McMullen (General Manager), Jenny Richardson (Director Corporate Services), David Ronaldson (Director Community and Strategy), Sam Fox (Director Development and Customer Service), Ted Ross (Director Infrastructure and Works), Tina House (Manager Finance and ICT), Paul Garnsey (Manager Development), Tracey Ehrlich (Manager Corporate Governance), Alex Woodward (Manager Property, Environment and Waste), Frank Chen (Manager Infrastructure Engineering and Design), Marina Campbell (Manager Community).

Leave of Absence: None.

Workshops held since last Council Meeting

Monday, 4 May 2020

Purpose: To discuss:

- Draft Public Places and Infrastructure By-law
- Customer Service Strategy and Open for Business Review

Date: Monday, 11 May 2020

Purpose: To discuss:

- GASP annual presentation to Council
- Budget Workshop 3
- Australian Government Grants Part 1 – KGV Football Facilities

Date: Monday, 18 May 2020

Purpose: To discuss:

- Australian Government Grants Part 2 – Playspaces designs and public consultation
- GPA Training

Due to COVID-19 restrictions, no members of the public attended the open part of the Council Meeting. The peak number of viewers for the livestream of the meeting on Council's Facebook page was 41 viewers.

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

1. APOLOGIES

None.

2. CONFIRMATION OF MINUTES

Resolution:

RICHARDSON/THOMAS

Resolution:

That the minutes of the Council Meeting held on Monday, 30 March 2020 be confirmed.

That the minutes of the Council Meeting held on Monday, 27 April 2020 be confirmed.

That the minutes of the Special Council Meeting held on Monday, 18 May 2020 be confirmed.

The motion was put.

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

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

The Mayor congratulated the Glenorchy community on doing such a great job in adhering to COVID-19 restrictions and helping to keep everyone safe.

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.

The General Manager declared an interest in Item 21 (General Manager position).

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Aaron De La Torre, Australian Services Union – Macquarie Street, Hobart
(Received via email, 21 April 2020)

Q. I refer to a letter which was sent by Premier Peter Gutwein and Local Government Minister Mark Shelton to all Tasmanian Council Mayors and General Managers, dated 16 April 2020. In this letter the Premier states:

“It is our expectation that councils should endeavour to retain as many employees as possible during this challenging period and that to do this councils will need to adopt different budget and financial positioning strategies than have traditionally been required. Where appropriate, councils should also redirect staff to support their COVID-19 response measures and community relief and recovery initiatives.”

Can the General Manager provide assurances to Glenorchy City Council’s employees that no employees will have their employment terminated as a result of COVID-19 and that Council will prioritise the maintenance of employment of each of their employees in any budgetary decisions moving forward?

A. From the beginning of the COVID-19 crisis, Council’s two priorities have been:

- job security for our staff, and
- continuing to provide essential services to the community.

To date, there have been zero-job losses at Glenorchy City Council due to COVID-19.

Our priority has been to redeploy staff where possible and offer special pandemic leave where this has not been possible.

Our decision to prioritise the protection of jobs over job losses (coupled with the other impacts of COVID-19, including the need to provide assistance to our community and stimulate the local economy) has come at a heavy financial cost to Council and will contribute to an estimated \$10m budget deficit for the next financial year. Regrettably, it has also led to the recommendation, which staff were informed of by the General Manager on 20 May 2020, that all salaries and wages are frozen for 12-months until May 2021. This decision will apply to all Council staff, including the General Manager and all executives and managers.

While this has been a difficult decision to make, it has allowed Council to plan a path out of the COVID-19 crisis that avoids the job losses that have been seen in many other industries and including at some other Councils.

- Q. Clause 7.2 of Council's enterprise agreement, the *Glenorchy City Council Enterprise Agreement 2016*, and the *Fair Work Act 2009* both provide requirements for consultation in relation to major workplace changes including the need to relocate employees, the alternation of hours of work or regular rosters, or in the extreme the potential termination of employment, amongst others.**

The Australian Services Union and our members seek to enter into collaborative consultation in relation to any potential changes in the workplace as a result of COVID-19.

Can the General Manager assure employees of Glenorchy City Council that the management team will enter into consultation before any major changes are implemented in the workplace?

- A. Yes, Council will always consult with its employees as required under the Enterprise Agreement and also in the spirit of the Enterprise Agreement. Throughout the crisis, we have gone to great lengths to keep our staff informed and updated of anything that might affect them in their day to day employment.**

This has included daily email updates to all staff from the General Manager, the establishment of a dedicated page on our Intranet to act as a hub for all COVID-19 related information, and the provision of minutes of Incident Management Team meetings and regular updates on steps being taken to protect their health and safety and keep Council operating as normally as possible.

- Q. Given that Local Government is not eligible for the federal government's JobKeeper program, the changes which were made to the *Fair Work Act 2009* in relation to COVID-19 stand downs and alternation of an employee's regular hours do not apply to Glenorchy City Council.**

Section 524 of the Act (*Employer may stand down employees in certain circumstances*) requires that an employee only be stood down where they

“cannot usefully be employed”, that is to say that there is no useful work for employees to undertake.

Can the General Manager provide a guarantee that all possible alternate duties will be explored before considering standing employees down, including things that are usually outside of Council’s core business but which assist the community with getting through, and recovering from COVID-19?

- A. During the COVID-19 period, Council has invested considerable resources into redeploying staff to other suitable areas rather than either standing them down or reducing hours.

Some staff have been redeployed to alternate duties and casual staff have also been able to access our special Pandemic Leave, which authorises an additional 14-days leave (for permanent staff) and ongoing support for casual staff related to COVID-19 situation. Throughout the crisis, we have continuously engaged with all our staff and have actively worked to find solutions that fit their individual circumstances (such as allowing staff to working from home and providing the necessary resources and allowances to facilitate this).

6. PUBLIC QUESTION TIME (15 MINUTES)

Public Question on Notice - James Bryan, Montrose
(received by email 25 May 2020)

- Q. RE: Planning Application for 671 Main Road Berriedale and 1,4,8,10 Alcorso Drive (including the Berriedale Foreshore Public Reserve Caravan Park site):**

There was a legally binding Resource Management and Planning Appeal Tribunal (RMPAT) decision on 13th December 2016 affirming that additional information relating to spray drift and odour modelling related to the Sewerage Works were to be provided under s54 of the LUPA Act. This is required in order to comply with relevant standards before the Glenorchy Planning Authority can approve Mona’s Development.

Has the required compliance with the LUPA Act and RMPAT directions been addressed by Mona as they previously would not comply with this request? The Relevant Clause 9.7.2. applies - Development for Sensitive Use with Potential to Cause Environmental Harm. This should be disclosed in Open Council.

- A. All further information requested to enable assessment of this application, including in relation to spray drift and odour modelling, will need to be provided by the Applicant before the development application proceeds to public exhibition and assessment.

Following public exhibition and assessment, the application will be considered by the Glenorchy Planning Authority in an open meeting.

7. PETITIONS/DEPUTATIONS

None.

COMMUNITY

Community Goal: "Making Lives Better"

8. ANNOUNCEMENTS BY THE MAYOR

File Reference: Mayoral Announcements

Reporting Brief:

To receive the a report on events attended and activities undertaken by the Mayor.

Resolution:

BULL/RYAN

That Council:

RECEIVE the announcements about the activities of the Mayor during the period from 24 March to 18 May 2020.

The motion was put.

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

AGAINST:

The motion was CARRIED.

9. KGV FOOTBALL (SOCCER) FACILITY MASTER PLAN

File Reference: Major Projects

Reporting Brief:

To brief Council on the KGV Football (Soccer) Facility Master Plan and endorse an option to allow officers to proceed with negotiations with Tasmanian and Australian Governments.

Resolution:

THOMAS/BULL

That Council:

ENDORSE the recommended Option 2 from the KGV Football Facility Master Plan for further development and negotiation with the Australian and Tasmanian Governments.

The motion was put.

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

AGAINST:

The motion was CARRIED.

10. PATHS, TRACKS AND TRAILS REPORT

File Reference: Paths, Tracks, Trails

Reporting Brief:

To present Council with the results of Council's recent 'Paths, Tracks and Trails' survey results, findings and recommendations.

Resolution:

RICHARDSON/THOMAS

That Council:

1. RECEIVE the Paths, Tracks and Trails Report and officers' recommendations, as outlined in the report ([Attachment 1](#)), and
2. NOTE the proposed actions and recommendations in response that would be used to prioritise future work.

The motion was put.

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

AGAINST:

The motion was CARRIED.

ECONOMIC

Community Goal: "Open for Business"

11. 2020/21 FEES AND CHARGES FOR FOOD BUSINESS AND PUBLIC HEALTH RISK ACTIVITIES

File Reference: Fees and Charges

Reporting Brief:

To seek Council's approval of the fees and charges to be levied by Council for Public Health Risk Activity and Food Business registrations for the 2020/21 financial year.

Resolution:

THOMAS/RICHARDSON

That Council:

1. APPROVE the following Public Health Risk Activity fees for the 2020/21 financial year (effective from 1 July 2020):

Category	Recommended fee for 2020/21 (GST exempt)
Registration of Premises	\$209
Licence of Operator	\$94

2. APPROVE the following Food Business fee structure for the 2020/21 financial year (effective from 1 July 2020):

Category	Recommended fee for 2020/21 (GST exempt)
P1	\$422
P2	\$317
P3	\$211
P3N and P4	\$30
Charitable	\$106
New Food Business Application	\$300

The motion was put.

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

AGAINST:

The motion was CARRIED.

12. PROPOSED WASTE MANAGEMENT FEES AND CHARGES 2020/21 FINANCIAL YEAR

File Reference: Fees and Charges

Reporting Brief:

To seek Council's adoption of the recommended fees and charges for kerbside waste services and landfill usage for the 2020/21 financial year.

Resolution:

RICHARDSON/FRASER

That Council:

1. APPROVE the following kerbside fees for the 2020/21 financial year:

SERVICE TYPE	2019/2020 fees	Increase %	Increase amount	Final rounded charge 2020/2021
Standard Service				
Residential Garbage – 140L F/N	\$88.35	2.5%	\$2.25	\$90.60
Residential Recycling – 140L/240L F/N	\$88.45	10%	\$8.85	\$97.30
Residential FOGO – 140L/240L F/N	\$35	N/A	N/A	\$75.00
Change bin from 240L to 140L	No charge	N/A	N/A	No charge
Residential Garbage - 240L F/N (increase bin size from 140L)	\$151.30	2.5%	\$3.80	\$155.10

Shared Services				
Residential Garbage – Shared Services	\$88.35	2.5%	\$2.25	\$90.60
Residential Recycling – Shared Services	\$88.45	10%	\$8.85	\$97.30
FOGO Shared Service	\$35.00	N/A	N/A	\$75.00
Other Services				
Commercial Garbage – 140L F/N	\$153.35	2.50%	\$3.75	\$157.10
Commercial Garbage – 140L W	\$267.40	2.50%	\$6.70	\$274.10
Commercial Garbage – 240L F/N	\$263.20	2.50%	\$6.60	\$269.80
Commercial Garbage – 240L W	\$458.10	2.50%	\$11.50	\$469.60
Commercial Recycling – 140L & 240L F/N	\$88.45	10%	\$8.85	\$97.30
Commercial Recycling – 140L & 240L W	\$176.90	10%	\$17.70	\$194.60
Special Garbage – 140L W	\$176.40	2.5%	\$4.40	\$180.80
Special Garbage – 240L W	\$302.30	2.5%	\$7.60	\$309.90
Special Recycling – 140L & 240L W	\$176.90	10%	\$17.70	\$194.60
Notes: 1. W – weekly, F/N – fortnightly. 2. All Residential tenements may upgrade their garbage service type from a 140 litre service to a 240 litre service fortnightly by paying the charge listed above. There is no minimum number of residents required to utilise this service. Upgrades are required to be applied for by the ratepayer for the property. 3. Weekly collections are for unit complexes only. However, all individual bin service residents have the option to upgrade to weekly collection by arrangement directly with Council's kerbside garbage collection provider, Veolia. 4. Special garbage and recycling is a weekly service that manages a number of existing circumstances.				

2. APPROVE the following disposal charges for the Jackson Street Waste Management Centre for the 2020/21 financial year:

Waste type	2019/2020 charges (inc GST)	Proposed charges 2020/21 (inc GST)
Minimum gate fee	\$11 per visit	\$11 per visit
Passenger tyres	\$10 each	\$10 each
Light truck/ 4wd tyres	\$20 each	\$20 each
Clean fill (conditions apply)	\$20/tonne	\$21/tonne
Brick/ concrete/ rubble	\$60/tonne	\$62/tonne
Green waste/ vegetation	\$75/tonne	\$77/tonne
General waste – domestic GCC residents (cars and single axle trailers only)	\$80/tonne	\$82/tonne
General waste – commercial/large vehicles and non GCC residents	\$100/tonne	\$102/tonne
Mattresses	\$20.00 each	\$20.00 each
Mixed waste – commercial/ industrial/ demolition/ construction (by negotiation)	\$150/tonne	\$154/tonne
Metal	\$100/tonne	\$103/tonne
Recycling	No charge	No charge
Domestic quantity of double wrapped asbestos	\$50/ boot load \$100/ small trailer load	\$50/ boot load \$100/ small trailer load
Asbestos/ controlled waste/ special burial (conditions apply)	\$150/special waste handling fee plus \$180/tonne	\$150/special waste handling fee plus \$180/tonne
* A driver's licence or valid ID will need to be presented to the tollbooth operator to receive the discounted general waste rate.		

Waste type (only when weighbridge is non-operational)	Proposed charges 2020/21 (inc GST)
Boot Load (up to a maximum of 0.25m3)	\$11.00
Green Waste Boot Load	\$11.00
Trucks GVM > 3 tonne to 7 tonne	\$63.00
Trucks GVM > 7 tonne to 12 tonne	\$149.00
Trucks GVM >12 tonne Single Axle	\$232.00
Trucks GVM >12 tonne Dual Axle	\$295.00
Dual axle trailers (behind trucks)	\$295.00
Skip/Bin up to 4m3	\$83.00
Skip/Bin > 4m3 to 8m3	\$170.00
Skip/Bin > 8m3 to 12m3	\$254.00
Skip/Bin > 12m3 to 15m3	\$316.00
Skip/Bin > 15m3 to 20m3	\$422.00
Skip/Bin > 20m3 to 25m3	\$528.00
Skip/Bin > 25m3 to 30m3	\$633.00
Skip/Bin > 30m3	\$845.00
Compactors < 7m3	\$233.00
Compactors > 7m3 to 15m3	\$485.00
Compactors < 15m3 half full	\$338.00
Compactors > 15m3 full	\$761.00
Compactors > 15m3 half full	\$507.00

3. APPROVE the continuation of a free disposal weekend at the Jackson Street Waste Management Centre in either November or December 2021 (exact date to be determined by officers), for Glenorchy residents and absentee landlords to dispose of domestic quantities of general waste on the presentation of appropriate identification proving residence in the City of Glenorchy (with free entry to not apply to waste such as tyres, paints, chemicals, asbestos, other hazardous waste, or commercial waste with disposal for these products to attract the normal applicable charge).

The motion was put.

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

AGAINST:

The motion was CARRIED.

GOVERNANCE

Community Goal: "Leading our Community"

13. INVESTIGATION INTO THE DISPOSAL (LONG-TERM LEASE) OF COUNCIL LAND AT 16 AND 18 GROVE ROAD, GLENORCHY (KGV FOOTBALL/SOCCER GROUND)

File Reference: Disposal of Council Land

Reporting Brief:

To brief Council on the KGV Football (Soccer) Facility Master Plan and endorse an option to allow officers to proceed with negotiations with Tasmanian and Australian Governments.

Resolution:

THOMAS/KING

That Council:

1. ENDORSE the commencement of initial investigations into the potential disposal (long-term lease) of 16 and 18 Grove Road, Glenorchy (Title Ref: 218303/1) (**the Land**) and direct the General Manager to undertake a community engagement process, and
2. DIRECT the General Manager to provide a further report to Council summarising the results of the community consultation process and identifying any specific concerns about the disposal of the Land and (if recommended) seeking authorisation to proceed with a statutory disposal process.

The motion was put.

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

AGAINST:

The motion was CARRIED.

14. 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 15 April 2020 to 12 May 2020 and provide updates on other relevant procurement matters.

Resolution:

DUNSBY/RICHARDSON

That Council:

RECEIVE and NOTE the Procurement and Contracts Monthly Report for the period from 15 April 2020 to 12 May 2020.

The motion was put.

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

AGAINST:

The motion was CARRIED.

15. FINANCIAL PERFORMANCE REPORT TO 30 APRIL 2020

File Reference: Corporate and Financial Reporting

Reporting Brief:

To provide the monthly Financial Performance Report to Council for the period ending 30 April 2020.

Resolution:

RICHARDSON/THOMAS

That Council:

RECEIVE and NOTE the Financial Performance Report for the year-to-date ending 30 April 2020 in the form of Attachment 1.

The motion was put.

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

AGAINST:

The motion was CARRIED.

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

Notice of Motion: Mayor Johnston

Elected Member Allowances 2020-21: Response to COVID-19

Resolution:

JOHNSTON/BULL

That due to the financial impact of COVID-19 on Tasmanian Local Government, Glenorchy City Council:

- a) advocates to the Tasmanian Government for a deferral of consideration of any increase in elected member allowances for the 2020-21 financial year, and
- b) provides guidance for elected members on a process to not accept any personal increase in allowance should it not be directed at a statewide level.

The motion was put.

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

AGAINST:

The motion was CARRIED.

Question without notice – Alderman Thomas

- Q.** Is it possible to include the number of members of the public viewing the live stream of the Council meetings on Facebook, as we do when members of the public attend in-person?
- A.** (Mayor) Yes, although noting that the number of attendees varies constantly during the meeting, we can record the maximum number of attendees during the broadcast.

Resolution:

BULL/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 Bull, Ryan, Dunsby, King, Thomas, Johnston,
Richardson, Fraser, Carlton and Sims

AGAINST:

The motion was CARRIED.

CLOSED TO MEMBERS OF THE PUBLIC

17. CONFIRMATION OF MINUTES (CLOSED MEETING)

Resolution:

BULL/RYAN

That the minutes of the Council Meeting (closed session) held on Monday, 30 March 2020 be confirmed.

That the minutes of the Council Meeting (closed session) held on Monday, 27 April 2020 be confirmed.

The motion was put.

FOR: Aldermen Bull, Ryan, Dunsby, King, Thomas, Johnston,
Richardson, Fraser, Carlton and Sims.

AGAINST:

The motion was CARRIED

18. APPLICATIONS FOR LEAVE OF ABSENCE

None.

ECONOMIC

Community Goal: “Open for Business”

19. REDEVELOPING THE BERRIEDALE CARAVAN PARK

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) and (2)(f) (Proposals for the Council to acquire land or an interest in land or for the disposal of land).

GOVERNANCE

Community Goal: “Leading our Community”

20. 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).

The following item was not on the agenda and was tabled in accordance with regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*.

22. FUTURE FINANCIAL SUPPORT FOR GASP INC.

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)(d) (Contracts and tenders, for the supply and purchase of goods and services and their terms, conditions, approval and renewal) and (2)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential).

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

The General Manager and all Council staff members left the meeting at 8:26 pm.

21. GENERAL MANAGER POSITION

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).

RICHARDSON/BULL

That Council move back into open Council:

The motion was put.

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

AGAINST:

The motion was CARRIED.

The meeting closed at 9:36 p.m.

Confirmed,

CHAIR