

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 26 February 2018 at 3.02 p.m.**



Present: Aldermen K. Johnston (Mayor), M. Stevenson (Deputy Mayor), P. Bull, M. Carlton, J. Dunsby, S. Fraser, S. King, G. Richardson, K. Sims and B. Thomas.

In attendance: Mr. T. McMullen (General Manager), Mr. S. Scott (Acting Director, Corporate Governance), Mr. D. Ronaldson (Acting Director, Community, Economic Development and Business), Mr. S. Mohamed (Acting Director City Services and Infrastructure), Mr. B. Richardson (Acting Chief Financial Officer), Mr. B. Hannan (Acting Manager, Governance and Risk), Ms. C. Higgins (Manager, Legal Services), Ms. E. McGoldrick (Acting Manager, City Strategy and Economic Development), Mr. F. Chen (Manager, Infrastructure, Engineering and Design), Mr. R. Frankcombe (Manager, Works), Ms. K. Whitbread (Acting Manager, Community and Customer Service), Mr. E. Brown (Acting Manager, Waste Services), Mr. S. Spinks (Manager, Property Assets), Ms. C. Docking (Communications and Marketing Officer), and Mrs. J. King (Mayoral and Executive Support Officer).

The Chair opened the meeting at 3.02 p.m.

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 the Audio Recording of the Council Meeting under Regulation 33 of the *Local Government (Meeting Procedures) Regulations 2015* and Council's 'Audio Recording Council Meetings' Policy.

Statement 2

In relation to Work Health and Safety at the Council Meeting.

1. APOLOGIES

None

2. CONFIRMATION OF MINUTES

Resolution:

KING/SIMS

That the Minutes of the open parts of the Council meeting held on Monday, 15 January 2018 and the Special Council Meeting held on Thursday, 8 February 2018 be confirmed.

Amendment

STEVENSON/DUNSBY

That Council notes that the 15 January 2018 Council Meeting was held with the Commissioner and this Council cannot confirm the accuracy of the minutes, only that they have been provided on the presumption of their accuracy.

The amendment was put.

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

AGAINST:

The motion was CARRIED.

Amended motion:

1. That the Minutes of the open parts of the Council meeting held on Monday, 15 January 2018 and the Special Council Meeting held on Thursday, 8 February 2018 be confirmed.
2. That Council notes that the 15 January 2018 Council Meeting was held with the Commissioner and this Council cannot confirm the accuracy of the minutes, only that they have been provided on the presumption of their accuracy

The amended motion was put.

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

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

The Mayor welcomed attendees to the first ordinary meeting of the new Council and introduced the new Aldermen to the public gallery.

4. PECUNIARY INTEREST NOTIFICATION

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

The General Manager declared an interest in items 14 and 15 in the open part of the meeting, and item 26 in the closed part of the meeting.

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

None.

6. PUBLIC QUESTION TIME (15 MINUTES)

Mr. Tim Marks – Kenbrae Avenue, Glenorchy

Q: Mr. Marks noted that the Glenorchy Red Cross as provided a rose and a plaque to be placed in the garden at the front of the Council Chambers, and that neither are in place as yet. Mr. Marks asked when the rose bush and plaque would be installed.

A: The question was taken on notice.

7. PETITIONS/DEPUTATIONS

George Burrows, 650 Main Road, Granton

Mr. Burrows addressed the Council in relation to three (3) issues, summarised as follows:

1. Determination of Rates for 2018

Mr. Burrows:

- referred to his motion which was passed at the 2016 Annual General Meeting that Council, at an ordinary meeting in 2017, consider the implementation of 'citizens juries' to determine Council rates
- noted that tight time frames were unlikely to permit the use of a citizens jury to determine the Council's rates for the 2018-19 financial year, and
- requested that Aldermen move a motion to the effect of allowing the 2018 rate determination workshop be open to public attendance and comment.

2. Payment of Rates

Mr. Burrows:

- noted that Council does not currently provide the ability for the payment of rates to be made by an automatic deduction against credit cards, and
- requested that Aldermen move a motion to the effect that credit cards can be used for the automatic payment of rates.

3. Discount for early payment of rates

Mr. Burrows:

- noted that many organisation's offer discounts for automatic payments or early payment of rates, and
- requested that Aldermen move a motion to the effect that the full payment of rates at the beginning of the rating period be given an appropriate discount.

COMMUNITY

8. ANNOUNCEMENTS BY THE MAYOR

File Reference: Mayoral Announcements

Reporting Brief:

To receive the announcement of events by the Mayor.

Resolution:

STEVENSON/CARLTON

That Council:

RECEIVE the announcements about the activities of the Mayor's office during the period from Monday, 22 January 2018 to Monday, 19 February 2018.

The motion was put.

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

AGAINST:

The motion was CARRIED.

9. MULTICULTURAL HUB NAMING

File Reference: Multicultural Hub-MCOT (Multicultural Council of Tasmania)

Reporting Brief:

The purpose of this report is to outline the current service agreement between Council and the Multicultural Council of Tasmania (**MCOT**) to operate a multicultural hub from the Council owned building located at 65 Hopkins Street Moonah, and to change the name of the building to 'The Multicultural Hub' which reflects its current purpose.

Resolution:

FRASER/RICHARDSON

That Council:

ENDORSE the proposed change to the name of the 'Hopkins Street Centre' to 'The Multicultural Hub' in order to reflect its current purpose.

The motion was put.

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

AGAINST:

The motion was CARRIED.

10. TOLOSA PARK MASTERPLAN - PUBLIC CONSULTATION

File Reference: 210 Tolosa Street

Reporting Brief:

The purpose of this report is to seek Council's approval to undertake public consultation for the Tolosa Park redevelopment master plan.

Resolution:

KING/BULL

That Council:

AUTHORISE Council officers to commence public consultation for the Tolosa Park Master Plan, to be conducted in accordance with the Tolosa Park Development Project Community Engagement Plan ([Attachment 1](#)).

The motion was put.

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

AGAINST:

The motion was CARRIED.

GOVERNANCE

11. APPOINTMENT OF ALDERMEN TO SPECIAL COMMITTEES AND EXTERNAL BODIES

File Reference: 2018 Committees

Reporting Brief:

The purpose of this report is to recommend that Council:

- confirms the appointment of the Mayor to four (4) external bodies, and
- appoints Aldermen to five (5) Special Committees

as required under legislation and Council policy.

Resolution:

STEVENSON/KING

That Council:

CALL for nominations for a second committee member for the Glenorchy Carols by Candlelight Committee.

The motion was put.

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

AGAINST:

The motion was CARRIED.

Alderman King nominated for the available position on the Glenorchy Carols by Candlelight Committee.

THOMAS/STEVENSON

That Council:

1. CONFIRM 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*:
 - (a) Local Government Association of Tasmania
 - (b) Southern Tasmanian Councils Authority
 - (c) TasWater board, and
 - (d) Hobart Glenorchy Joint Authority
2. APPOINT Alderman Dunsby to the Safer Communities Committee
3. APPOINT Aldermen Richardson and Sims to the Glenorchy Arts and Cultural Advisory Committee
4. APPOINT Aldermen Carlton, Thomas and Sims to the Glenorchy Youth Task Force
5. APPOINT Aldermen Dunsby and Thomas to the Glenorchy City Council Access Committee, and
6. APPOINT Aldermen Richardson and King to the Glenorchy Carols by Candlelight Committee.

The motion was put.

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

AGAINST:

The motion was CARRIED.

12. COUNCIL MEETING START TIMES

File Reference: Council Meetings

Reporting Brief:

The purpose of this report is to seek Council's review of Council meeting commencement times.

Resolution:

STEVENSON/DUNSBY

That Council:

1. ADOPT the Council meeting dates as scheduled for 2018 in Attachment 1 with the meeting times changed to 6.00 p.m., and
2. NOTE that Glenorchy Planning Authority will need to review the times of commencement of their meetings separately in accordance with Regulation 6(1) of the *Local Government (Meeting Procedure) Regulations 2015*.

Alderman Richardson foreshadowed the following alternative motion, should the original motion be defeated:

That Council meetings commence at 6:00 p.m. from October to March and 3:00 p.m. from April to September.

The original motion was put.

FOR: Aldermen Thomas, Dunsby, Stevenson, Johnston, Fraser, Carlton and Sims.

AGAINST: Aldermen Bull, King and Richardson.

The motion was CARRIED.

Alderman Stevenson left the meeting at 4.08 p.m.

Alderman Stevenson returned to the meeting at 4.10 p.m.

13. CORPORATE REPORTING FRAMEWORK

File Reference: Corporate and Financial Reporting 2018

Reporting Brief:

The purpose of this report is to seek Council's approval of a new Corporate Reporting Framework for Council.

Resolution:

DUNSBY/FRASER

That Council:

1. ENDORSE the Corporate Reporting Framework as an additional reporting mechanism of Council, including the Calendar of Reports, General Manager's Overview and Directorate Summaries, Annual Plan Progress Report and Monthly Statement of Financial Position
2. ENDORSE the replacement of Council's Monthly Corporate Performance Indicators Report with the Monthly Statement of Financial Position, effective from March 2018
3. RESOLVE to undertake a review of the General Manager's Overview and Directorate Summaries in October 2018, and
4. RESOLVE to undertake a review the Corporate Reporting Framework in January 2019.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The General Manager left the meeting at 4.21 p.m. having declared an interest in items 14 and 15.

14. REVIEW OF GENERAL MANAGER'S PERFORMANCE REVIEW COMMITTEE TERMS OF REFERENCE

File Reference: General Manager

Reporting Brief:

To consider recommendations from the General Manager's Performance Review Committee (**GMPRC**) to Council regarding a review of the Committee Detail Sheet in compliance with the Glenorchy City Council Ministerial Directions and in line with the General Manager's Contract of Employment (**CoE**).

Resolution:

STEVENSON/RICHARDSON

That Council:

ENDORSE the revised General Manager's Performance Review Committee Detail Sheet, as set out in Attachment 3.

Alderman Fraser left the meeting at 4.26 p.m.

Alderman Fraser returned to the meeting at 4.28 p.m.

Amendment

THOMAS/DUNSBY

That Council:

ENDORSE the revised General Manager's Performance Review Committee Detail Sheet with an amendment to the purpose of the committee as follows:

Purpose of Committee

To coordinate the General Manager's performance review, including the preparation of Key Performance Indicators and the facilitation of the review process at least annually, and make recommendations for Council's consideration on the same.

The amendment was put.

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

AGAINST:

The motion was CARRIED.

The amended motion was put.

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

AGAINST:

The motion was CARRIED.

15. COUNCIL POLICY: GRIEVANCES INVOLVING THE GENERAL MANAGER

File Reference: Council Policy

Reporting Brief:

The purpose of this report is to recommend that Council adopts the 'Grievances Involving the General Manager' policy.

Resolution:

THOMAS/KING

That Council:

ADOPT the Grievances Involving the General Manager Policy in the form of Attachment 1.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The General Manager returned to the meeting at 4.40 p.m.

16. STRATEGIC AND KEY OPERATIONAL RISK REGISTER 2018

File Reference: Risk Register 2018

Reporting Brief:

The purpose of this report is to present the 2018 Strategic and Key Operational Risk Register to Council and provide information about its development and application.

Resolution:

STEVENSON/KING

That Council:

1. ADOPT the Strategic and Key Operational Risk Register 2018 (**Register**) in the form of Attachment 1, and
2. NOTE the Register's strategic importance to Council's future planning and decision making.

The motion was put.

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

AGAINST:

The motion was CARRIED.

17. MINISTERIAL DIRECTIONS

File Reference: Ministerial Directions

Reporting Brief:

To formally advise Council of the receipt of Ministerial Directions from the Minister for Planning and Local Government following the Board of Inquiry process, and Council's proposed approach to responding to the Directions.

Resolution:

DUNSBY/BULL

That Council:

1. REQUEST that the Mayor writes to the Minister for Planning and Local Government expressing Council's intention to implement the Ministerial Directions as a matter of corporate priority
2. REQUEST that the General Manager seeks a meeting with the Director of Local Government to clarify the Ministerial Directions and ensure a clear liaison process for implementing the Directions, and
3. DIRECTS the General Manager to report monthly to Council meetings on the progress of implementation of the Ministerial Directions.

Amendment

THOMAS/KING

That item 1 be amended and an additional item 4 be added, as follows:

1. REQUEST that the Mayor writes to the Minister for Planning and Local Government expressing Council's intention to implement the Ministerial Directions as a matter of corporate priority and inform him a monitor is not required, and
4. REQUEST the General Manager make this report available to the community on Councils website as a news item.

Alderman Stevenson left the meeting at 4.50 p.m.

Alderman Stevenson returned to the meeting at 4.55 p.m.

Alderman Dunsby left the meeting at 5.06 p.m.

Alderman Dunsby returned to the meeting at 5.09 p.m.

The amendment was put.

FOR: Aldermen Bull, Thomas, King and Johnston.

AGAINST: Aldermen Dunsby, Stevenson, Richardson, Fraser, Carlton and Sims.

The motion was LOST.

The original motion was put.

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

AGAINST:

The motion was CARRIED.

18. HOBART CITY DEAL

File Reference: Greater Hobart City Deal

Reporting Brief:

The purpose of this report is to brief Council on the Hobart City Deal, and in particular the Heads of Agreement, and to seek Council's endorsement of the proposed Governance Framework.

Resolution:

FRASER/THOMAS

That Council:

1. NOTE the Heads of Agreement signed by the Prime Minister and Premier on 16 January 2018, for a Hobart City Deal at Attachment 1 to this report
2. ENDORSE the proposed governance framework for a Hobart City Deal received on 7 February 2018 at Attachment 2 to this report
3. AUTHORISE the General Manager to participate in officer discussions in the formation of a Hobart City Deal, including the scoping of a Greater Hobart Act, and
4. REQUIRE the General Manager to provide regular reports to the Council on these matters, including the implications for Council resources, risks and priorities.

Alderman King left the meeting at 5.13 p.m.

Alderman King returned to the meeting at 5.14 p.m.

The motion was put.

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

AGAINST:

The motion was CARRIED.

19. PROCUREMENT EXEMPTIONS - MONTHLY REPORT

File Reference: Procurement

Reporting Brief:

This report provides a monthly update to Council on exemptions that have been applied to the procurement requirements under Council's Code for Tenders and Contracts.

Resolution:

KING/DUNSBY

That Council:

RECEIVE and NOTE the monthly Procurement Exemptions Report for the period 11 January 2018 to 22 February 2018.

The motion was put.

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

AGAINST:

The motion was CARRIED.

20. CORPORATE PERFORMANCE INDICATORS - DECEMBER 2017

File Reference: Traffic Lights

Reporting Brief:

The purpose of this report is to present Council's Corporate Performance Indicators as at the end of December 2017.

Resolution:

DUNSBY/FRASER

That Council:

NOTE the information provided by the Corporate Performance Indicators for December 2017.

Alderman King left the meeting at 5.29 p.m.

Alderman King returned to the meeting at 5.31 p.m.

Alderman King left the meeting at 5.32 p.m.

Alderman King returned to the meeting at 5.34 p.m.

Alderman Stevenson left the meeting at 5.38 p.m.

Alderman Stevenson returned to the meeting at 5.39 p.m.

The motion was put.

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

AGAINST:

The motion was CARRIED.

21. ACTIONS LIST (OPEN COUNCIL MEETING): UPDATE REPORT

File Reference: Actions List - Council Meetings

Reporting Brief:

To provide Council with the Actions List (Open Council Meeting), updated following the Council meeting on 15 January 2018.

Resolution:

STEVENSON/RICHARDSON

That Council:

NOTE the progress of the items on the Actions List (Open Council Meeting), as updated following the 15 January 2018 Council meeting.

The motion was put.

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

AGAINST:

The motion was CARRIED.

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

Alderman Stevenson

Q: In relation to the component of Council reports which are discussed in the closed part of the Council meeting, can a recommendation be provided as to which (if any) parts of the report can be discussed publicly?

A: The General Manager took the question on notice.

Alderman Dunsby

Q: Where a previous resolution made by the Commissioner in closed Council states that information in the report may be disclosed “by the Commissioner”, where does the current Council stand in-terms of their ability to disclose that information?

A: The General Manager took the question on notice.

Resolution:

KING/THOMAS

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, Thomas, Dunsby, King, Stevenson, Johnston, Richardson, Fraser, Carlton and Sims.

AGAINST:

The motion was CARRIED.

The Chair adjourned the meeting under regulation 13(1)(b) of the *Local Government (Meeting Procedures) Regulations 2015* for a short break at 5.57 p.m.

The meeting resumed at 6.05 p.m.

CLOSED TO MEMBERS OF THE PUBLIC

22A. CONFIRMATION OF MINUTES (CLOSED MEETING)

23. APPLICATIONS FOR LEAVE OF ABSENCE

COMMUNITY

22. TASWATER CONDITION TO DEFERRAL OF DECOMMISSIONING OF TOLOSA DAM

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.), (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.) and (2)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential.)

GOVERNANCE

26. ORGANISATIONAL STRUCTURE REPAIR PROJECT

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.).

The General Manager and all staff left meeting at 6.39 p.m.

27. PROCESS FOR DEVELOPMENT OF GENERAL MANAGER'S KPIS

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.)

The General Manager and staff returned to the meeting at 6.46 p.m.

28. BOARD OF INQUIRY - DIRECTORS AND OFFICERS INSURANCE UPDATE

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.) (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.)

29. BRIEFING ON TASGAS GAS PIPELINE REPAIR, DERWENT PARK ROAD, SEPTEMBER 2017

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)(i) (Matters relating to actual or possible litigation taken, or to be taken, by or involving the Council or an employee of the Council.) (2)(g) (Information of a personal and confidential nature or information provided to the Council on the condition it is kept confidential.)

Mr. Robert Hogan, Chair - Audit Panel, joined the meeting at 7.14 p.m.

30. AUDIT PANEL MINUTES AND CHAIR'S REPORT: 8 DECEMBER 2017 TO 15 FEBRUARY 2018 MEETINGS

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.)

Mr. Hogan left the meeting at 7.17 p.m.

31. ACTIONS LIST (CLOSED COUNCIL MEETING): UPDATE REPORT

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.)

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

KING/CARLTON

That Council move into open Council.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The meeting closed at 7.33 p.m.

Confirmed,

CHAIR