

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 27 November 2023 at 3.30pm**



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

In attendance (in Chambers): Tony McMullen (General Manager), Jenny Richardson (Director Community and Corporate Services), David Ronaldson (Executive Manager Stakeholder Engagement), Emma Watkins (Coordinator Executive and Strategy), Patrick Marshall (Manager Assets, Engineering and Design), Robbie Shafe (Manager Contact and Guidance), Tracey Ehrlich (Manager People and Governance), Ron Petterson (Manager Community), Darshini Bangaru (Strategic Planner), Trevor Boheim (Coordinator Planning Services), Emily Burch (Transportation Engineer)

In attendance (by video link): Mandy Henderson (Executive Assistant to the General Manager), Andy Watson (Executive Assistant to the Mayor)

Leave of Absence:

Workshops held since last Council Meeting

Date: Monday, 6 November 2023

Purpose: To discuss:

- Development Assessment Panels Position paper
- Community and Volunteering Awards

Date: Monday, 13 November 2023

Purpose: To discuss:

- Child Safe Framework
- Geoneon presentation
- State Government Budget submission
- Emergency Management arrangements

Date: Monday, 20 November 2023

Purpose: To discuss:

- Natural Areas and Landcare group work
- Progress toward the Annual Plan Action: To develop a climate change mitigation action plan for reducing Council's greenhouse gas emissions
- New Bridgewater Bridge project

The Council meeting was live streamed on Council's website, Facebook page and YouTube channel. The peak number of viewers watching the live stream was 14 viewers and 12 members of the public attended in person.

The Chair opened the meeting at 3.30pm.

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:

SLADE/KING

That the minutes of the Council meeting held on Monday, 30 October 2023 be confirmed.

The motion was put.

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

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

The status of the Pool Redevelopment and Alternative Options project tender

The tenders for the Pool Redevelopment and Alternative Options project closed on 8 November 2023. Council received a number of good quality submissions, which have now been reviewed and shortlisted. A summary report on the preferred Tenderer is being prepared and will be provided to the General Manager for a peer review on 30 November. Once this is approved and awarded to the preferred consultant, a kickoff meeting will be arranged to commence the process. This is expected to take place in early to mid-December.

8-10 Main Rd Claremont Development Application

The application received for the development of 8 – 10 Main Road Claremont is for a combined panning scheme amendment to the existing site-specific qualification GLE-9.1 under the Tasmanian Planning Scheme – Glenorchy, specifically to allow 'takeaway food services and drive through' and signage to be a discretionary use in the zone rather than prohibited and for the development of a restaurant.

When the development application was lodged a substantial statutory request for further information was sent to the applicants. After several months the information request has now been satisfied (received on 13 November 2023) and an assessment

of the application is nearing completion. The application will be presented to the Glenorchy Planning Authority (GPA) meeting on 13 December 2023 at 3.30pm. A letter was sent on 22 November 2023 to people with registered interest in this development and to the development proponents, outlining the time and location of the meeting and the process that will be undertaken at the GPA meeting.

At this meeting, the GPA will decide whether to refuse the proponent's application to amend the planning scheme, or to prepare an amendment for the consideration of the Tasmanian Planning Commission. Should the latter occur, the application would be exhibited for public comment, at which point formal representations could be submitted for consideration by the GPA and the Commission.

I take this opportunity to assure the community that the council has at all times followed its legislated requirements and proper process as prescribed under Tasmania's planning laws in relation to this application.

Council understands some planning applications create strong reactions in the community, but also understands the need to ensure applications are assessed fairly and thoroughly in the knowledge that if this is not done, Council, and therefore ratepayers, would potentially be exposed to legal appeal.

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.

No declarations of pecuniary interest were declared.

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Question without notice – Angela Strk, Rosetta

Q1: Why is Council refusing to hold a public meeting on the Pool?

A: [Mayor] The question was taken on notice.

Response:

As detailed to you in the email response of 25 October 2023, Council is in the process of engaging a consultant to look into future options for the pool site, including redeveloping the pool facility. The scope of this project is to include extensive community consultation to inform those decisions, and any interested party is encouraged to take up the opportunity to participate in that process. Accordingly, as a consultant will soon be appointed to conduct the investigation and associated consultation activities, Council does not believe it is productive to hold a further public meeting at this time.

Q2: Name two funds where the DEC money has been invested?

A: [Mayor]: The question was taken on notice.

Response:

The proceeds from the sale of the Derwent Entertainment Centre have been invested in term deposits with the Commonwealth Bank and National Australia Bank.

Question without notice – Janiece Bryan, Montrose

Q1: Council's Community Goals from the Community Plan, Strategic and Annual Plan 2023-2024 include:

"Our social, recreational and cultural facilities, events and experiences will attract and retain people in Glenorchy to share our wonderful way of life."

Making lives better – "Council's role is to advocate for, and work with others to improve the daily lives of people in our city."

Leading Our Community: "Council exists to represent the best interests of the people of Glenorchy working together to manage community resources and further community priorities"

"Our community values the facilities provided in our City to improve its quality of life and protection of special places now and into the future"

"We are a leader and partner that acts with integrity and upholds the community's interests."

Is any of this true?

A: [Mayor]: The question was taken on notice.

Response:

The 2015 – 2040 City of Glenorchy Community Plan is an aspirational document that describes the vision the Glenorchy Community saw their community looking like in 2040. The Community Plan's 5 Community Goals are adopted into the Glenorchy City Council's Strategic Plan to articulate via objectives and strategies.

The Glenorchy City Council's Annual Plan then takes these strategies and places actions against each one to describe what Council will achieve over the coming 12 months.

Through the goals outlined in the Community plan and adopted in the Strategic Plan Council continues to deliver facilities for its community across:

- Making Lives Better
- Building Image and Pride
- Open for Business
- Leading our Community, and
- Valuing our Environment.

In the past 12 months Council has delivered a range of new community facilities including:

- Montrose Bay Foreshore Skate Park,
- Upgrade to Prince of Wales Bay Sports ground,
- 4 New Playgrounds at Barry St, Cairnduff Reserve, Collinsvale and Booth Ave
- A new sport pavilion at Eady St Reserve, and
- A new landfill cell at Jackson St Landfill Centre.

Council is also well progressed into the delivery of the following projects:

- KGV Football (Soccer) upgrades
- North Chigwell Football (Soccer) Upgrades,
- Tolosa Park Dam Reintegration Project,
- Giblins Reserve Regional Playspace Project, and
- Benjafield Park Playspace Project

Finally, Council has outlined the process to investigate the current situation with the Glenorchy Pool.

Q2: As Glenorchy City Council now holds the Title to the YMCA Property previously acquired by State Growth in September 2017, could you please provide information to the community about the redevelopment and whether there will be a continuation of YMCA Programs for the community?

A: [Mayor]: The question was taken on notice.

Response:

The YMCA is not owned or operated by Glenorchy City Council, therefore your questions are best directed to the YMCA.

Q3. Can you explain how the \$5.25 million YMCA Development Application was approved by Planning Officers without being authorised by the delegated Glenorchy Planning Authority when the delegation stated a limit of \$1 million at the time?

A: [Mayor]: A discretionary application for alterations and additions to the Glenorchy YMCA became valid on 01 June 2023 and was advertised from 06 – 19 September 2023. The 42-day statutory time limit in which to make a decision expired on 24 September 2023. An extension of time request for the matter to be decided at the next Glenorchy Planning Authority meeting (Monday 02 October 2023) was declined by the applicant on 5 September and therefore the application was decided under delegation by the Senior Statutory Planner on 22 September 2023.

Under the delegations that existed both pre and post the 25 September 2023 Council meeting, senior planning officers were delegated the power to determine applications for discretionary permits under a number of circumstances, one of which being 'if the time in which the planning authority must grant or refuse a permit will expire prior to the next scheduled meeting of the Glenorchy Planning Authority, and the applicant has refused to grant an extension to that time period.'

Question without notice - Paul Campton, Claremont

Q1: In relation to the response for Question 2 from Pauline Elliott in the September meeting, Council said an assessment report has been provided and will be assessed against the provisions of this Code. The report was clearly written for Cooper Automotive and on page 33 of the report said, "solely for use by the Client and EM&C accepts no responsibility for its use by other parties". Now that the Council is prepared to accept a report where the authors accept no responsibility for what is written, then will Council accept responsibility and liability for what is written in the report given it has accepted it.

A: [Mayor]: The question was taken on notice.

Response:

It is not unusual for authors of professional reports to include a disclaimer to protect intellectual property and copyright. Applicants are required to provide information to support their development proposal, information that is capable of being used for assessment purposes including being released to the public if required. Applicants provide these assurances at the time of application. The report appears to be created by qualified persons and it is appropriate for Council to rely on such expert evidence, unless presented with credible evidence to the contrary.

Q2: If Council does not accept responsibility for what is written in the ESA report, then who bears professional responsibility and liability for what is written given the authors specified do not accept responsibility?

A: [Mayor]: The question was taken on notice.

Response:

Planning authorities do not provide legal warranties about the accuracy of third-party material, nor would it be appropriate for them to do so. This does not preclude information that is apparently credible from being included in the assessment process.

Question without notice – Mala Crew, Glenorchy

Q1: Why have you failed the Glenorchy community by not being transparent?

A: [Mayor]: The question was taken on notice.

Response:

Council consistently provides transparency of its operations through a variety of avenues to the Glenorchy Community. Council's Annual Report and Annual Plan are detailed and presented to the community annually for inspection and reporting purposes. Council also receives quarterly reports that detail Council's actions and finances against the Annual Plan requirements. Council also receives monthly financial reporting that is open to all community members to inspect and comment upon.

All the above methods are scheduled and presented through Council monthly meetings.

In addition to this, Council uses a range of communication channels to keep the community informed of Council's actions. These include hard copy via the Glenorchy Gazette, Council website and social media channels via Facebook and Instagram. Council also issues media releases to the mainstream media regularly, which are all posted to Council's website upon release.

Q2: Provide clarity on the issue of Multi-cultural Council of Tasmania (MCOT) Commercial Kitchen project and grant funding and why has it taken so long?

A: [Mayor]: \$100,000 was provided in Federal Funding.

[General Manager]: Approximately \$60,000 was also provided in Tasmanian Community Funding

[Mayor]: It has taken a long time because while the federal funding was a federal election promise from the Labor Party, it has taken some time for the bureaucrats to prepare the grant deed which is now signed.

Question without notice – Michelle Smith, West Moonah

Q1: In relation to 8-10 Main Road Claremont, has McDonalds supplied Council with the additional material requested by the planning team or indicated when they intend to supply the information to Council?

A: [Mayor] No, we have not yet received the further information.

Q2 In today's Agenda on page 6, Q2 by Paul Campton asked, "*How long does Council typically wait for requests to applicants for such information?*". The Director gave the maximum time of five (5) years and not the typical time as asked. Can Council please give an indication of the typical or average time it waits on developers to provide additional material?

A: [General Manager] While the statutory time limit is 5 years, Council's experience is that information is generally provided much sooner. However, we are in the hands of the applicants.

Question without notice – Ron Collidge, Claremont

Q1: Where is it stated in the Land Use Planning Act that Council cannot refuse an application?

A: [General Manager]: We previously provided chapter and verse in response to the questions on this. Sections 43A and Section 40T are the relevant parts of the Land Use Planning and Approvals Act.

Question without notice – Tracey Smith, Glenorchy

Q1: Belgravia had a three (3) year contract to manage the Glenorchy pool for Council. Can you confirm that Council is not stuck with the contract now the pool has closed?

A: [Mayor]: No. There was a clause in the contract to provide for termination of the contract in the event of pool closure.

Question without notice – Eddy Steenbergen, Rosetta

Q1: Can you provide me with details about recent Council Workshops. What was the purpose of the One on One Conversation?

A: [Mayor]: The Council schedules quarterly One on One catchups with the General Manager to discuss his performance.

Q2: Who requested the Workshop presented by the Hobart Northern Suburbs Rail Action Group (HNSRAG).

A: [Mayor]: The HNSRAG requested a workshop to discuss their vision for the reactivation of the northern suburbs transit corridor.

Q3: In the updated Disposal of Council Land policy, why are there are several references to “sell” and “sale” when disposal provides for sale, lease, donation and exchange of land? Is the reference to sell and sale too narrow?

A: [Mayor]: The policy is geared around proceeds that can be expended.

[General Manager]: The Act makes it clear that Council can dispose land by lease, sale, gift, or exchange.

[Mayor]: Most references in the policy are to disposal.

Q4: Can Council rule out sale or long-term lease of the pool land?

A: [Mayor]: The council is open to community feedback about the future of the pool land.

6. PUBLIC QUESTION TIME (15 MINUTES)

Question without notice – Michelle Smith, West Moonah

Q1: Will the Glenorchy City Council continue to support the Greater Glenorchy Plan, their Statement of Commitment on Housing and the Tasmanian Planning Scheme inner residential zoning for 8-10 Main Road Claremont?

A: [Mayor]: The question was taken on notice.

Question without notice – Paul Campton, Claremont

Q1: In preparing the amendment recommendation for 8-10 Main Road, were Council officers concerned about the lack of information in the Traffic Report on sight distances, the incorrect measurements, lack of detail, missing of key measurements and the reference to the site frontage as being on Westbury Road in Launceston page 16?

A: [Mayor]: The question was taken on notice.

Question without notice – Pauline Elliott, Claremont

Q1: Is the council aware that the developers or owners of 8-10 Main Road did not get the permission or authorisation of the Environmental Engineers who prepared the Environment Assessment Report to use it in their development application?

A: [Mayor]: The question was taken on notice.

Q2: Is the Council aware that the Environmental Engineer had tried to contact the owners to find out what was happening about the report being used in the Development Application and that the Environmental Engineer stressed the report was a snapshot in time and not able to be applied to different circumstances or has council been misinformed about the status of this report?

A: [Mayor]: The question was taken on notice.

Question without notice – Janiece Bryan, Montrose

Q1: 2022-23 Annual Report land sales revenue, transparency of the \$2.1M revenue and \$4.2M expenditure, should rates money be spent on developers or critical public infrastructure?

A: [Mayor]: This question was taken on notice.

Q2: Do you think rate payers money should be spent on developers?

A: [Mayor]: No.

Question without notice – Ron Collidge, Claremont

Q1: On behalf of David Kernke: In preparing the recommendation for 8-10 Main Road, were Council officers concerned about the lack of information in the Acoustic Report on tonal noise from roof fans, trucks leaving motor and compressors running, lack of explanation for calculations, how they were derived and the missing data sets?

A: [Mayor]: The question was taken on notice.

Q2: Where in the Act does it stipulate that Council must accept an application?

A: [Mayor]: The question was taken on notice.

Question without notice – Leeanne Rose, Glenorchy

Q1: Will the council undertake to use recent statistics when considering the future of the pool site.

A: [Mayor]: Yes.

Q2: Will the council undertake to have regard to the Kingborough Pool Feasibility Report?

A: [Mayor]: Yes, the consultant will undertake a thorough literature review.

Question without notice – Deanne Gillie, Granton

Q1: How much money has Council made out of Revive? Is it leased to Revive and how much rent is being paid?

A: [Mayor]: Pool is leased to Revive, and sub-leased to St Giles to operate the hydrotherapy pool and they pay regular lease amounts.

[Mayor]: The question was taken on notice.

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:

SLADE/KING

That Council:

1. RECEIVE the report about the activities of Mayor Thomas during the period from Monday, 23 October to Sunday, 19 November 2023.

The motion was put.

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

AGAINST:

The motion was CARRIED.

9. PROPOSED SPEED LIMIT REDUCTIONS

File Reference: Speed Limit Changes

Reporting Brief

To seek support from the Council for proposed speed limit reductions across the Glenorchy road network which, if supported, would be submitted to the Transport Commission.

Resolution:

SLADE/KING

That Council:

1. SUPPORT the following recommended speed limit reductions.
 - a. Roads to be changed from 60km/h to 50km/h:
 - i. Main Road from Abbotsfield Road to Stony Point Drive
 - ii. Marys Hope Road from Crosby Road to Berriedale Road
 - iii. Berriedale Road from Catherine Street to Marys Hope Road
 - iv. Barossa Road from Tolosa Street to Bimburra Road
 - b. Roads to be changed to permanent 40km/h:
 - i. Main Road, Moonah CBD from Amy Street to Florence Street
2. SUBMIT for APPROVAL the recommended speed limit changes to the Transport Commission.

Alderman Dunsby foreshadowed a motion that a report be requested providing further information on the impact of the proposed speed limit changes to traffic flow and that the item be deferred to a future meeting.

The motion was put.

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

AGAINST: Aldermen Dunsby and Alderton

The motion was CARRIED.

10. COMMUNITY AND VOLUNTEER AWARDS

File Reference: Volunteer Awards

Reporting Brief:

This report briefs Council on the outcome of the Community and Volunteer Awards trial and recommends that the combined event continue.

Please see below an alternative motion that I will propose for Item 10, Community & Volunteer Awards.

1. *RECEIVE and NOTE the attached report on the trial combined annual Community and Volunteer Awards ceremony.*
2. *APPROVE the holding of a combined annual Community and Volunteer Awards ceremony during National Volunteer Week.*
3. *ENDORSE the continuation of Glenorchy Citizen of the Year, Glenorchy Young Citizen of the Year, Glenorchy Senior Citizen of the Year, Local Hero Award, Sports Achievement Award and Business Person of the Year award categories and Volunteer Recognition in the Community & Volunteer Awards ceremony.*

Resolution:

YAXLEY/SLADE

That Council:

1. RECEIVE and NOTE the attached report on the trial combined annual Community and Volunteer Awards ceremony.
2. APPROVE the holding of a combined annual Community and Volunteer Awards ceremony during National Volunteer Week.
3. ENDORSE the continuation of Glenorchy Citizen of the Year, Glenorchy Young Citizen of the Year, Glenorchy Senior Citizen of the Year, Local Hero Award, Sports Achievement Award and Business Person of the Year award categories and Volunteer Recognition in the Community and Volunteer Awards ceremony.

Alderman Alderton foreshadowed a motion that the trial be continued with a review following the holding of a combined event in May 2024.

The motion was put.

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

AGAINST: Alderman Alderton

ABSTAINED: Alderman Dunsby

The motion was CARRIED.

11. APPOINTMENT OF ELECTED MEMBER TO CYCLING SOUTH COMMITTEE

File Reference: 2023 Cycling South Committee

Reporting Brief:

The purpose of this report is to recommend that Council appoint an Elected Member to the Cycling South Committee in accordance with statutory and policy requirements.

Resolution:

KING/ALDERTON

That Council:

1. CALL for nominations for the one (1) available position as member of the Cycling South Committee from the floor of the meeting on 27 November 2023.
2. NOTE that Councillor Kendall was the only nominee.
3. APPOINT Councillor Kendall to the Cycling South Committee.

The motion was put.

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

AGAINST:

The motion was CARRIED.

12. STATE GOVERNMENT BUDGET SUBMISSION 2024/2025

File Reference: Prospectus

Reporting Brief:

To recommend that Council adopts the advocacy priorities set out in this report and makes a 2024-25 community budget submission to the State government in those general terms.

Resolution:

SLADE/DUNSBY

That Council:

1. ADOPTS the advocacy priorities set out in this report, and
2. MAKES a 2024-25 community budget submission to the State government in those general terms.

The motion was put.

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

AGAINST:

The motion was CARRIED.

GOVERNANCE

Community Goal – Leading our Community

13. CUSTOMER SERVICE REPORT 2022/23

File Reference: Customer Service Report 2022/23

Reporting Brief:

To provide an annual Customer Service report to Council on the progress of the Customer Service Strategy 2020-2025, the level of service provided to the community, and the number and nature of complaints received against Council for the 2022-23 financial year, as required under section 339F(5) of the *Local Government Act 1993* (the Act).

Resolution:

SLADE/DUNSBY

That Council:

1. RECEIVE and NOTE the Customer Service Report 2022/23 set out at Attachment 1 of this report.

The motion was put.

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

AGAINST:

The motion was CARRIED.

14. ADOPTION OF CUSTOMER SERVICE CHARTER

File Reference: Customer Service

Reporting Brief:

To seek Council's adoption of the revised Customer Service Charter (Attachment 1) and noting of the Service Level Commitment document (Attachment 2).

Resolution:

ALDERTON/KENDALL

That Council:

1. ADOPT the Customer Service Charter set out in Attachment 1.
2. ADOPT the Service Level Commitment set out in Attachment 2.

The motion was put.

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

AGAINST:

The motion was CARRIED.

15. COMPLAINTS MANAGEMENT POLICY

File Reference: Complaints Management

Reporting Brief:

To recommend that Council adopts the Complaints Management Policy set out in Attachment 1 of this report as a new Council policy.

Resolution:

SLADE/COCKSHUTT

That Council:

1. ADOPT the Complaints Management Policy set out at Attachment 1 of this report.

The motion was put.

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

AGAINST:

The motion was CARRIED.

16. COUNCIL AND COUNCIL COMMITTEE MEETING DATES AND TIMES 2024

File Reference: Council Meetings

Reporting Brief:

To recommend that Council determines the meeting dates and times for Council, Annual General Meeting, Glenorchy Planning Authority and General Manager's Performance Review Committee meetings for the 2024 calendar year.

Resolution:

KING/COCKSHUTT

That Council:

1. ADOPT the meeting dates and times for Council, the Annual General Meeting, Glenorchy Planning Authority and General Manager's Performance Review Committee for the 2024 calendar year that are set out in Tables 1, 2 and 3 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, Yaxley, Slade, and Alderton, Councillors Kendall and Quick

AGAINST:

The motion was CARRIED.

17. FIRE AND EMERGENCY SERVICES ACT REFORM SUBMISSION

File Reference: Fire and Emergency Services

Reporting Brief:

To recommend that Council endorse a submission to the Tasmanian Government about the Tasmania Fire and Emergency Services Bill and proposed changes to the Fire Services Levy. If endorsed, a copy of the submission would also be provided to the Local Government Association of Tasmania.

Resolution:

KENDALL/SLADE

That Council:

1. ENDORSE the submission to the Tasmanian Government regarding proposed changes to the Fire and Emergency Services Levy as set out in this report.
2. NOTE that a copy of the submission will be provided to the Local Government Association of Tasmania

The motion was put.

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

AGAINST:

The motion was CARRIED.

18. SUBMISSION ON THE DEVELOPMENT ASSESSMENT PANEL FRAMEWORK POSITION PAPER

File Reference: Planning Reform

Reporting Brief:

To seek Council's endorsement of a submission to the State Planning Office on the Development Assessment Panel (DAP) Framework Position Paper issued in October 2023.

Resolution:

HICKEY/YAXLEY

That Council:

1. MAKE a submission to the State Planning Office about the Development Assessment Panels Framework Position Paper, October 2023, in the form set out in Attachment 2.

The motion was put.

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

AGAINST:

The motion was CARRIED.

19. FINANCIAL PERFORMANCE REPORT TO 31 OCTOBER 2023

File Reference: Corporate and Financial Reporting

Reporting Brief:

To provide Council with the monthly Financial Performance Report for the period ending 31 October 2023.

Resolution:

COCKSHUTT/KENDALL

That Council:

1. RECEIVE and NOTE the Financial Performance Report for the year-to-date ending 31 October 2023 as set out in Attachment 1.

The motion was put.

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

AGAINST:

The motion was CARRIED.

Deputy Mayor Hickey left the meeting at 5:35pm and was absent from the Motion.

Deputy Mayor Hickey returned to the meeting at 5:36pm.

20. PROCUREMENT AND CONTRACTS EXEMPTIONS REPORT

File Reference: Procurement

Reporting Brief:

To inform Council of a procurement exemption under Council's Code for Tenders and Contracts.

Resolution:

DUNSBY/COCKSHUTT

That Council:

1. RECEIVE and NOTE the Procurement and Contracts Report relating to an exemption approved by the Director Infrastructure and Development for water filled barriers installed at McGill Rise development in Claremont, totalling \$65,165.00 excluding GST.

The motion was put.

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

AGAINST:

The motion was CARRIED.

21. NEW AND UPDATED POLICIES

File Reference: Council Policies

Reporting Brief:

To present an updated Stormwater Management Policy to Council for review and adoption.

Resolution:

KENDALL/DUNSBY

That Council:

1. ADOPT the updated Stormwater Management Policy set out in Attachment 2.

The motion was put.

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

AGAINST:

The motion was CARRIED.

Alderman King left the meeting at 5:38pm and was absent from the vote on the Motion.

Alderman King returned to the meeting at 5:40pm.

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

Question without notice – Alderman Yaxley

Q1: Can council provide an update of progress of advocacy with Department of State Growth in the past 12 months around the Brooker Highway/Duncan Street intersection?

A: [Director Infrastructure and Works] Council has a quarterly meeting with DSG's Manager of Traffic Engineering. This intersection is a Standing Agenda item and has been followed up on each meeting this year. Council's Transport Engineer and Manager Assets, Engineering and Design attend the meetings and request an update at each meeting.

Q2: Has council been involved in the design phase and if so, what is its progress?

A: [Director Infrastructure and Works] Council Officers have been sent drafts of the design drawings for comment several years ago. Officers attended a meeting with the Department's consultant in March this year to review the updated proposed design and the consultation plan that was going to occur with residents in the area. Council has not received any update to the design since this meeting.

Q3: Can we access and apply for the landmark funding for local governments recently announced by Federal government where they have doubled the funding from 500 million to 1 billion for roads? Perhaps for Foreshore Road and Duncan Street?

A: [Director Infrastructure and Works] The federal Government is allocating this funding to improve the safety and standards of local roads and most likely would not approve this funding to be spent on a state highway. The State Government has initiated a project to implement the traffic signals, and they will provide the funding.

Q4: If agreeable with elected members, can we urgently send a letter or request an urgent review from the Mayor and Elected Members to the Premier, requesting a fast tracking of the solution and more importantly the funding of this dangerous intersection, a known safety risk for over a decade which is unacceptable?

A: [Director Infrastructure and Works] Yes, we would be happy to prepare such a letter requesting the project urgently reviewed and prioritised.

Question without notice – Alderman Alderton

Q1: Will the Elected Members have any input into the community engagement process on the future of the pool consultation when it is conducted?

A: [General Manager] Project outlined to council and then internally within our organisation to the Director and the Manager of the detailed Project design and the procurement process.

A: [Director Infrastructure and Development] The project plan does allow for a number of workshops to be undertaken with council and to determine the level of consultation to be undertaken.

Q2: As part of the significant Community Engagement process, will Council consider having a public meeting once we get to the feasibility report stage?

A: [Director Infrastructure and Development] A Public Meeting is in the list of engagements along with other face to face consultations and the use of social media platforms.

Q3: What tendering documents do we use when we did the feasibility study?

A: [Director Infrastructure and Development] It is based on the Australian standards for service contracts, it is very structured and was open for people to download from the Tender Portal.

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, Hickey, Cockshutt, Yaxley, Slade, and Alderton, Councillors Kendall and Quick

AGAINST:

The motion was CARRIED.

The meeting was closed to members of the public and the live stream was terminated at 5.56pm.

The Chair called a 5 minute adjournment.

CLOSED TO MEMBERS OF THE PUBLIC

Closed session commenced at 6:04pm.

23. CONFIRMATION OF MINUTES (CLOSED MEETING)

Resolution:

COCKSHUTT/DUNSBY

That the minutes of the Council meeting (closed meeting) held on Monday, 30 October 2023 be confirmed.

The motion was put.

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

AGAINST:

The motion was CARRIED.

24. APPLICATIONS FOR LEAVE OF ABSENCE

GOVERNANCE

Community Goal – Leading our Community

25. AUDIT PANEL - SELECTION OF AUDIT PANEL MEMBER

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).

26. PROPOSED LEASE AT 129 DERWENT PARK ROAD, DERWENT 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)(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).

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

Resolution:

KING/YAXLEY

That the meeting be moved back into open Council.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The Chair closed the meeting at 6:23pm.

Confirmed,

CHAIR