

**COUNCIL MEETING
AGENDA
MONDAY, 28 NOVEMBER 2022**



GLENORCHY CITY COUNCIL

QUALIFIED PERSON CERTIFICATION

The General Manager certifies that, in accordance with section 65 of the *Local Government Act 1993*, any advice, information and recommendations contained in the reports related to this agenda have been prepared by persons who have the qualifications or experience necessary to give such advice, information and recommendations.

A handwritten signature in blue ink, appearing to read 'Tony McMullen'.

Tony McMullen
General Manager
23 November 2022

Hour: 6.00pm

Present (in Chambers):

Present (by video link):

**In attendance (in
Chambers):**

**In attendance (by video
link):**

Leave of Absence:

**Workshops held since
last Council Meeting**

Date: Monday, 14 November 2022

Purpose: To discuss:

- The appointment of Aldermen to Committees and Statutory Bodies
- Review of Community Engagements

Date: Monday, 21 November 2022

Purpose: To discuss:

- Update on Granton development
- Project Hudson (core tech system)
- General Manager's induction presentation – stage 2

TABLE OF CONTENTS:

1.	APOLOGIES	5
2.	CONFIRMATION OF MINUTES (OPEN MEETING)	5
3.	ANNOUNCEMENTS BY THE CHAIR	5
4.	PECUNIARY INTEREST NOTIFICATION	5
5.	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	5
6.	PUBLIC QUESTION TIME (15 MINUTES).....	6
7.	PETITIONS/ADDRESSING COUNCIL MEETING (DEPUTATION)	12
	COMMUNITY	13
8.	GLENORCHY CITY COUNCIL ELECTIONS 2022 - OUTCOME.....	14
9.	ALDERMANIC STATEMENTS OF INTENT AND LEGACY.....	18
10.	ACTIVITIES OF THE MAYOR	21
11.	GLENORCHY CBD SAFETY	24
12.	LAND DISPOSAL OUTCOME - 5A TAREE STREET, CHIGWELL.....	37
	GOVERNANCE	43
13.	APPOINTMENT OF ALDERMEN TO COMMITTEES AND STATUTORY BODIES	44
14.	QUARTERLY REPORT - QUARTER 1 2022/23.....	64
15.	UPDATED COUNCIL POLICIES.....	68
16.	FINANCIAL PERFORMANCE REPORT TO 31 OCTOBER 2022.....	72
17.	PROCUREMENT AND LEGAL - MONTHLY REPORT	75
18.	NOTICES OF MOTIONS – QUESTIONS ON NOTICE / WITHOUT NOTICE	78
	CLOSED TO MEMBERS OF THE PUBLIC	79
19.	CONFIRMATION OF MINUTES (CLOSED MEETING)	80
20.	APPLICATIONS FOR LEAVE OF ABSENCE.....	80

GOVERNANCE	81
21. COUNCIL REPORT - TENDER 0860 - AWARD	82
22. NOTICES OF MOTIONS – QUESTIONS ON NOTICE / WITHOUT NOTICE (CLOSED)	82

1. APOLOGIES

2. CONFIRMATION OF MINUTES (OPEN MEETING)

That the minutes of the Council meeting held on 24 October 2022 be confirmed.

3. ANNOUNCEMENTS BY THE CHAIR

4. PECUNIARY INTEREST NOTIFICATION

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

6. PUBLIC QUESTION TIME (15 MINUTES)

Please note:

- the Council Meeting is a formal meeting of the Aldermen elected by the Glenorchy community. It is chaired by the Mayor
- public question time is an opportunity in the formal meeting for the public to ask questions of their elected Council representatives about the matters that affect ratepayers and citizens
- question time is for asking questions and not making statements (brief explanations of the background to questions may be given for context but comments or statements about Council's activities are otherwise not permitted)
- the Chair may permit follow-up questions at the Chair's discretion, however answers to questions are not to be debated with Council
- the Chair may refuse to answer a question, or may direct a person to stop speaking if the Chair decides that the question is not appropriate or not in accordance with the above rules
- the Chair has the discretion to extend public question time if necessary.

Question on notice – Janiece Bryan, Montrose (received 27 October 2022)

As a result of comments made at the Council Meeting on 24th October, 2022, in relation to the disposal of public land by the Glenorchy City Council, could you please supply a list of properties disposed of by sale or lease whereby you exercised the General Manager's delegation you referred to.

- A. You are correct that s. 22(3)(fa) of the *Local Government Act 1993 (the Act)* prevents Council from delegating land disposal decisions as follows:

(3) *A council must not delegate any of its powers relating to the following:*

.....

(fa) *the sale, donation, exchange or other disposal of land or public land;*

The wording in that section closely mirrors the wording in s. 178 which sets out the process by which Council may *"sell, lease, donate, exchange or otherwise dispose of public land owned by it"*. I further note s. 178(3) requires an absolute majority for Council to dispose of land.

(Please note also that, under cl. 2 of Council's Disposal of Council Land Policy, any disposal of Council land is treated as a disposal of public land under s. 178.)

s. 178 provides:

- (1) *A council may sell, lease, donate, exchange or otherwise dispose of public land owned by it in accordance with this section.*
- (2) *Public land that is leased for any period by a council remains public land during that period.*
- (3) *A resolution of the council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority.*
- (4) *If a council intends to sell, lease, donate, exchange or otherwise dispose of public land, the general manager is to—*

- (a) *publish that intention on at least 2 separate occasions in a daily newspaper circulating in the municipal area; and*
 - (ab) *display a copy of the notice on any boundary of the public land that abuts a highway; and*
 - (b) *notify the public that objection to the proposed sale, lease, donation, exchange or disposal may be made to the general manager within 21 days of the date of the first publication.*
- (5) *If the general manager does not receive any objection under [subsection \(4\)](#) and an appeal is not made under [section 178A](#), the council may sell, lease, donate, exchange or otherwise dispose of public land in accordance with its intention as published under [subsection \(4\)](#).*
- (6) *The council must –*
 - (a) *consider any objection lodged; and*
 - (b) *by notice in writing within 7 days after making a decision to take or not to take any action under this section, advise any person who lodged an objection of –*
 - (i) *that decision; and*
 - (ii) *the right to appeal against that decision under [section 178A](#).*
- (7) *The council must not decide to take any action under this section if –*
 - (a) *any objection lodged under this section is being considered; or*
 - (b) *an appeal made under [section 178A](#) has not yet been determined; or*
 - (c) *the Appeal Tribunal has made a determination under [section 178B\(b\)](#) or [\(c\)](#).*

s. 178 essentially says, in respect of public land, that Council must advertise the proposed disposal twice and consider any objections, before making its decision by absolute majority.

This is the decision that cannot be delegated under s. 22(3)(fa).

As you are aware, Council exceeds the minimum consultation requirements of the Act when considering the disposal of public land.

Once the decision to dispose is made by Council, s. 62(1)(b) (Functions and Powers of General Manager) of the Act operates, providing the GM with broad powers to implement the Council's decisions:

62. Functions and powers of general manager

- (1) *The general manager has the following functions:*

.....

- (b) *to implement the decisions of the council;*

While Council purported to authorise the General Manager to implement its decisions on the relevant public land disposals cited above, the fact is, the General Manager already has that power by virtue of s. 62(1)(b) of the Act. Thus the question of “delegation” does not arise.

The next question is whether Council is transparently achieving best value for the community.

Disposal of Council Land Policy

Under cl. 3.2, you quoted an excerpt from the Disposal of Council Land Policy as follows:

In addition to the fundamental principles, Council must ensure that:

- *the Council Land can be disposed of in a way which:*
 - *transparently demonstrates achievement of the best value for the community, and*
 - *does not expose Council or the community to unacceptable risks around the process or the outcome*
- *any transaction can be justified if questions are asked about market testing and competition*

The purpose of this provision was to ensure that Council had a requirement to demonstrate best value in circumstances such as an unsolicited bid where the market would not be tested.

It is clear from the above Council report that the intent is, (with the exception of 671 Main Road, Berriedale which was to be the subject of a further report to Council - and specialist land economy advice) to market the remaining land on the open market through a real estate agent, thus achieving best value for the community.

You will also note that, while it is not a requirement to do so under the Act, cl. 4.2 of the Policy requires Council to obtain a valuation from the Valuer-General or registered valuer. I confirm that this was done.

Proceeds of Property Disposal Policy

From a transparency perspective, you will also note that under Council’s Proceeds of Property Disposal Policy, officers periodically report back on the public record in relation to the net proceeds of property transactions. (see Item 4, 29 August 2022).

Conclusion

You can rest assured that, as General Manager, once Council has made its decision to dispose of public land based on the requirements of the Act, I and my officers are bound to follow the Council policies set out above when implementing those Council decisions using my powers under s. s. 62(1)(b) of the Act.

Questions on notice – Eddy Steenbergen – Rosetta (received 8 November 2022)

Back in April council "established a new feature on Council's website, for members of the public to sign up to receive email alerts when additions are published on Council's 'newsfeed' page. The new feature can be accessed in the footer of each page on the website." That feature worked until the end of April and has not worked since. I've regularly emailed council to ask about progress but there has been none. It still does not work. Not only should the failure of a website feature embarrass council. It also reduces the value of the website newsfeed to negligible since no member of the public is going to manually check the newsfeed every day.

Q1: Has council given up on the newsfeed alert? If so, why?, and who made the decision? If council has not given up, what steps will be taken to fix it?

A: Following a restructure at the end of the 2021/22 financial year and resignations from the communications team, Council has established a new communications team. The team is currently reviewing all communications processes.

Council is looking to provide the greatest efficiencies for resources available thus examining how to best communicate current news to the community. This is inclusive of the news alert function on the website. The review will be completed by the end of the calendar year with a new process in place for the start of 2023.

The community will be advised as soon as a decision has been made on Council's mechanisms for distributing current news items.

Questions on notice #2 – Eddy Steenbergen – Rosetta (received 8 November 2022)

Early this year Council decided to publish quarterly reports for delegated planning decisions in the council website. When the mayor advised me of that, she wrote "We will publish these as soon as possible after the end of each quarter".

A couple of reports did appear on the website but I have had to contact Council for every quarterly report since (sometimes repeatedly before getting any response).

Q1: Has Council decided to discontinue the practice of publishing quarterly reports for delegated planning decisions in the council website?

A: No. This has not been discontinued.

Q2: If so, why? and who made the decision? If not, what steps will Council take to ensure that those reports will be published in a timely fashion as the mayor indicated?

A: Council is still experiencing a high demand for planning approvals and resources have been prioritised to meet statutory timeframes. Statistical information does take time to gather, and it is not appropriate for this to impact on tasks which have a greater priority.

The missing reports have now been published to the website, including Quarter One for 2023 and we will do our best to present this information on the website in a more timely manner.

Questions on notice – Bob Holderness-Roddam, Austins Ferry (received 9 November 2022)

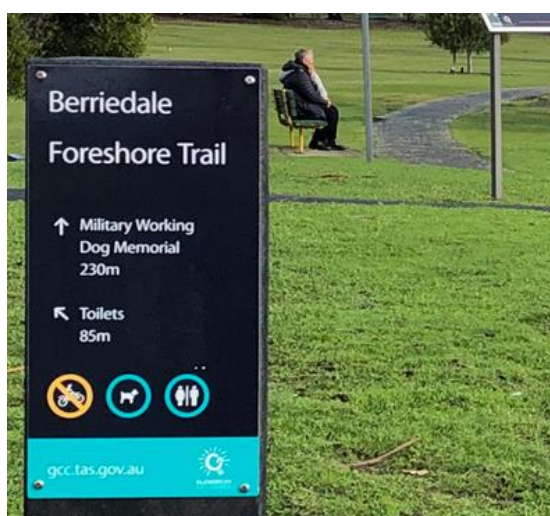
The Glenorchy bushfire Mitigation Strategy refers to Poimena Reserve and Roseneath Park bushfire mitigation.

Q1: There appears to be quite a large buildup of fuel, particularly in the southern area above Roseneath Rivulet. Bearing in mind that this area is inhabited by wallabies, pademelons, bandicoots, possums, lizards, birds and a range of invertebrates; what are council's plans and timelines for mitigation actions?

A: Council's bushfire management unit note that the bushfire hazard management area that Council manage adjacent to Hilton Road is in good repair and is scheduled for slashing works in the coming month. The area will be monitored through spring and summer to assess regrowth and further works scheduled as required. It is also noted that Council's contractor recently completed their slashing and brushcutting program along the southern boundary adjacent to Mason Street, Erskine Street and Chippendale Street. As there such there are no further bushfire mitigation actions planned in this area in the immediate future, however as noted above the area is regularly monitored and further mitigation actions will be undertaken as needed.

Q2: When will the promised finger-post sign for the military dogs memorial be installed?

A: Two new signs that help direct park users to the military dog memorial at Berriedale Foreshore were installed in June this year – images below. Unfortunately the signpost near the carpark has recently been vandalised and removed but is the process of being replaced.



Council is also considering options for larger signage to guide people to features around the Berriedale foreshore area.

**Questions on notice – Bob Holderness-Roddam, Austins Ferry
(received 17 November 2022)**

Q: The section of Poimena Reserve, on the immediate north of Roseneath Rivulet seems to have a considerable amount of fine fuels on the ground. This provides cover for a range of wildlife - macropods, echidna, lizards, birds, etc. What plans does council have for possibly reducing this fuel load, given that it is on a relatively steep slope in places.

A: Based on the extra detail in the second question, the area of concern appears to be the forested south facing slope north of the Roseneath Rivulet (left bank) and south of the managed grassland next to Wakehurst Road. It is approximately 8 hectares in size and it is dissected by a network of footpaths. It is completely ringed by managed low-fuel areas such as the firebreaks, disc golf pitches and mown lawn around the picnic area and reservoir tank.

Currently there is no active management of bushfire fuels inside this area as it is surrounded by actively managed and regularly inspected buffer zones. Work is underway to assess the fuel loads and environmental values within the area of concern with an eye to determining if risk reduction is required, and what appropriate tools might be used given the area's environmental values.

Council's Coordinator Bushfire Management would be happy to meet with Mr Holderness-Roddam to discuss the matter in more detail.

**Questions on notice – Bill Dodd, Claremont
(received 18 November 2022)**

The new Council is faced with the choice of cutting services or raising rates in the 2023/24 budget. What if there was a fairer option. Poker machine venues in Glenorchy rip nearly \$2 million out of the community every single month but pay the same rates as pokies-free venues.

Is Council able to double rates for pokies venues under sections 107. (1) (a) and/or 107. (1) (e) of the Local Gov Act? If so, how much revenue would this generate for reinvestment in the local community?

A: As previously advised in the June 2022 Council meeting, the proposal for differential rates on poker machines venues has some superficial attractions, there are also some statutory difficulties which render it impracticable in the short term.

Rates are considered under the Local Government Act (s. 86A) to be a tax – and the value of rateable land is an indicator of the capacity of the ratepayer to pay rates for that land.

In practical terms, the Council relies upon the valuations provided by the Valuer-General in setting its rates. These, in turn, are based on defined "land uses".

Council may set differential rates (s. 107). However, it is restricted in the factors it can use in varying the general rate. One of the factors is land use – and these

are defined as residential purposes, commercial purposes, industrial purposes etc. There does not appear to be a capacity under the Act to more precisely define land use, nor does the Valuer-General provide fine-grained valuations for such “sub-uses”.

There are no immediate changes proposed to the Act to provide any further definition of “land uses”.

Council will continue to monitor future proposals and look to advocacy opportunities to address this issue.

7. PETITIONS/ADDRESSING COUNCIL MEETING (DEPUTATION)

COMMUNITY

Community Goal – Making Lives Better

8. GLENORCHY CITY COUNCIL ELECTIONS 2022 - OUTCOME

Author: General Manager (Tony McMullen)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: Local Government Election 2022

Community Plan Reference:

Under the *City of Glenorchy Community Plan 2015 – 2040*, the community has prioritised ‘transparent and accountable government’.

Strategic or Annual Plan Reference:

Strategy 4.2 Govern in the best interests of our community.

Reporting Brief:

To set out the results of the 2022 local government elections for Glenorchy City Council and to formally acknowledge the making of declarations of office by the incoming Aldermen.

Proposal in Detail:

The four (4) yearly, local government elections were held in October 2022 to determine the makeup of the new Glenorchy City Council.

This year, for the first time, Council adopted an Election Caretaker Period Policy which governed the conduct of Aldermen and staff during the local government election period.

As usual, the electoral process was overseen by the independent Tasmanian Electoral Commission. The returning officer was Justin Meeker.

2022 was also the first time that voting was compulsory after changes to legislation earlier in the year.

Here is a summary of the relevant election events:

Event	Date
Notice of election published	Saturday, 3 September 2022
Candidate nominations open	Monday, 5 September 2022
Electoral rolls close	Thursday, 8 September 2022
Candidate nominations close	Monday, 19 September 2022
Announcement of nominations	Tuesday, 20 September 2022
Polling opens	Monday, 3 October 2022
Close of poll	Tuesday, 25 October 2022
Declaration of Poll	Monday, 31 October 2022

Event	Date
Certificate of Election Issued	Monday, 31 October 2022

There were 24 candidates for the 10 available Aldermanic positions, six candidates for Mayor and seven candidates for Deputy Mayor.

Of the 33,504 voters, 27,718 votes were returned, representing 82.73% of eligible voters. This was up from 54.79% at the January 2018 poll (for which voting was not compulsory). By comparison, return rates across the State varied from 81.43% to 88.97%.

Election of Mayor

At 3.32pm, on Wednesday 26 October, after distribution of preferences, Alderman Bec Thomas was elected as Mayor with 13,775 votes (53.56%) (subject to her election as an Alderman).

Election of Deputy Mayor

At 3.46pm on Thursday 27 October, after distribution of preferences, Alderman Sue Hickey was elected as Deputy Mayor with 13,357 votes (56.92%) (subject to her election as an Alderman).

Election of Aldermen

At 1.45pm on Monday, 31 October 2022, the following candidates were elected (in order of election):

Bec Thomas

Sue Hickey

Kelly Sims

Molly Kendall

Jan Dunsby

Steven King

Josh Cockshutt

Harry Quick

Russell Yaxley

Stuart Slade

The Certificate of Election is **Attachment 1** to this report.

Making of Declaration of Office

s. 321 of the *Local Government Act 1993* requires any person elected as a councillor to make a declaration of office.

If a person does not do so, they cannot act in their role or take part in the proceedings of a Council meeting or committee meeting.

In making a declaration of office, a person elected as a councillor solemnly declares, before the General Manager, that they will:

- faithfully carry out the functions and exercise the powers vested in them by virtue of that office to the best of their ability and in accordance with the law
- comply with the Council's Code of Conduct
- engage in ongoing professional development
- abide by the principles of good governance.

An information sheet on this process is Attachment 2 to this report.

All Aldermen-elect, except Alderman Slade, made their declarations of office before the General Manager at an event held at the Moonah Arts Centre on Friday, 4 November 2022.

Alderman-elect Slade was unable to attend that event and made his declaration of office before the General Manager and his Council colleagues on Saturday, 5 November 2022.

Consultations:

Tasmanian Electoral Commission

Human Resource / Financial and Risk Management Implications:

There are no human resources or financial implications.

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
If Council does not acknowledge the making of the respective declarations of office at its meeting, then Council is in breach of the Local Government Act, which would represent a minor legal, regulatory or internal policy failure	Minor (C2)	Unlikely (L2)	Low	Council acknowledges the making of the respective declarations of office at its meeting as per statutory requirements under the Local Government Act

Community Consultation and Public Relations Implications:

Details of the Glenorchy City Council election outcome have already been published on the Tasmanian Electoral Commission website and in the Mercury newspaper.

Recommendation:

That Council:

1. ACKNOWLEDGE the making of declarations of office by Aldermen Bec Thomas, Sue Hickey, Kelly Sims, Molly Kendall, Jan Dunsby, Steven King, Josh Cockshutt, Harry Quick and Russell Yaxley on Friday, 4 November 2022 and Alderman Stuart Slade on Saturday, 5 November 2022, in fulfilment of the requirements of s. 321(3) of the *Local Government Act 1993*.

Attachments/Annexures

- 1 Certificate of Election



- 2 Declaration of Office Information Sheet



9. ALDERMANIC STATEMENTS OF INTENT AND LEGACY

Author: Executive Manager Stakeholder Engagement (David Ronaldson)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: Aldermen administration

Community Plan Reference:

Leading Our Community

We are a progressive, positive community with strong council leadership, striving to make Our Community's Vision a reality.

Strategic or Annual Plan Reference:

Leading Our Community

Objective 4.1 Govern in the best interest of our community

Strategy 4.1.1 Manage Council for maximum efficiency, accountability and transparency.

Reporting Brief:

To recommend the attached Aldermanic Statement of Intent and Legacy for adoption as a public statement of how Council intends to work for the community.

Proposal in Detail:

Following the recent local government elections, Glenorchy City Council welcomed its new Aldermen with a ceremony at the Moonah Arts Centre on Friday 4 November, where Aldermen made their Declarations of Office.

Immediately following this ceremony on Saturday 5 November, Aldermen began their induction process, which has been focusing on teamwork and governance.

During this first induction day Aldermen discussed specifically what their statement of intent was for the four-year term and what they aspired their combined legacy to be, as outlined in **Attachment 1**.

Key features of the Statement of Intent are:

- being progressive, proactive and innovative
- being honest and trustworthy
- being open to feedback
- continually learning and practicing good governance
- hearing both sides before making judgement

Key features of the Legacy Statement are:

- delivery
- putting people first
- being inclusive
- creation of a safe, clean, equitable city

The Aldermanic Statements of Intent and Legacy are designed to be a source of reflection and guidance during the Council term.

Consultations:

All Aldermen.

Human Resource / Financial and Risk Management Implications:

There are no material financial or human resource issues in relation to this report.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
Adopt the recommendation Ensuring Aldermen reflect upon the statements in each document and behave in ways that are consistent with the intent.	Minor (C2)	Possible (L3)	Medium (6)	The Statements of Aldermanic Intent and Legacy document are displayed and referred to during the Council term.
Do not adopt the recommendation Failure to adopt either statement would create doubt as to the level of commitment to the Statements.	Moderate (C3)	Possible (L3)	Medium (9)	Aldermen workshop other ways to display their commitment to deliver for the community.

Community Consultation and Public Relations Implications:

Community consultation

There was no public consultation required for this matter.

Public relations

If adopted, the combined statements clearly set out how the Aldermanic group intends to work together to deliver for the Glenorchy Community over the coming Council term. This is a positive and confident statement that will build trust in the community that Council is working hard on its behalf.

Recommendation:

That Council:

1. ADOPT the Aldermanic Statements of Intent and Legacy.

Attachments/Annexures

- 1 Aldermanic Statements of Intent and Legacy



10. ACTIVITIES OF THE MAYOR

Author: Mayor (Ald. Bec Thomas)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: Mayoral Announcements

Community Plan Reference:

Under the City of *Glenorchy Community Plan 2015 – 2040*, the Community has prioritised ‘transparent and accountable government’.

Strategic or Annual Plan Reference:

Objective 4.1 Govern in the best interests of the community

Strategy 4.1.1 Manage Council for maximum efficiency, accountability, and transparency

Reporting Brief:

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

Proposal in Detail:

The following is a list of events and external meetings attended by Mayor Thomas during the period from Monday, 17 October to Sunday, 20 November 2022.

Monday 24 October 2022

- Participated in the Tolosa Park walk with the Heart Foundation and Glenorchy on the Go groups
- Chaired the Council meeting

Tuesday 25 October 2022

- Hosted a morning tea to officially welcome the BreastScreen Tasmania Pink Bus to the Council Forecourt

Wednesday 26 October 2022

- Participated in the 26TEN 10-year celebration at Glenorchy Library

Thursday 27 October 2022

- Participated in the book launch at the Glenorchy Library for “Sheila the Sheep”
- Met with Isa Bartkowiak-Theron from the University of Tasmania

Friday 28 October 2022

- Officially opened the 2022 Tasmanian Works and Engineering Conference at the MyState Bank Arena
- Attended the Tasmanian Community Achievement Awards Dinner

Saturday 29 October 2022

- Attended the Tasmania Echidnas versus Melbourne Vipers Volleyball match at the Moonah Sports Centre

Sunday 30 October 2022

- Attended the Collinsvale Market

Monday 31 October 2022

- Participated in the Gambling Awareness week activities on Council lawns

Friday 4 November 2022

- Participated in the official opening of Woolworths Northgate
- Attended the official opening of St Francis Flexible Learning Centre
- Attended the 2023 Australian of the Year Awards for Tasmania
- Participated in the official Declaration of Office ceremony held at the Moonah Arts Centre (MAC)

Saturday 5 November 2022

- Participated in the new Council Induction – Day 1
- Attended the Jack Jumpers game at My State Bank arena

Monday 7 November

- Chaired the Jobs Hub Steering Committee meeting

Tuesday 8 November 2022

- Met with Russell Tatlow, Program Manager for The Y Hobart
- Met with Troy Mason, Taswakecable and Aqua Park
- Panellist at the 2022 Volunteering Tasmania State Conference
- Met with Quinten Villanueva, Director Capital Investments
- Attended the Glenorchy Youth Taskforce meeting

Wednesday 9 November 2022

- Attended the Smith Family's great big thank you at Government House

Saturday 11 November 2022

- Participated in the new Council Induction – Day 2
- Participated in the 60th Anniversary celebration for the Northern Suburbs Athletics club

Monday 14 November 2022

- Met with Tristian Styles, recipient of Mayors Academic and Sporting fund
- Chaired the Council Workshop

Tuesday 15 November 2022

- Visited Bennetts Furniture which is a local business
- Attended the Rosetta Primary School's opening of their Friendship Grove Garden
- Met with Sam Chedid, Director at Kunama Property Group
- Met with the President and Executive Officer from Volleyball Tasmania

Wednesday 16 November 2022

- Attended The Future of Local Government review, Southern Council Consultation with the Local Government Board
- Met with Michael Foster, Deputy Chair, Save Utas Campus Inc

Friday 18 November 2022

- Met with Alex Heroys, CEO Destination Southern Tasmania
- Attended the funding announcement for the Derwent Ferry Expansion project
- Officially opened the Big Toy Storage facility at Derwent Park

In addition to the above meetings and events, the Mayor attended numerous internal meetings and performed other administrative duties.

Consultations:

Nil.

Human Resource / Financial and Risk Management Implications:

Nil.

Community Consultation and Public Relations Implications:

Nil.

Recommendation:

That Council:

1. RECEIVE the report about the activities of Mayor Thomas during the period from Monday, 17 October to Sunday, 20 November 2022.

Attachments/Annexures

Nil.

11. GLENORCHY CBD SAFETY

Author: Manager Community (Marina Campbell)
 Qualified Person: Director Corporate Services (Jenny Richardson)
 ECM File Reference: Community Safety

Community Plan Reference:

Making Lives Better

We continue to be a safe, inclusive, active, healthy and vibrant community.

Leading our Community

We will be a progressive, positive community with strong Council leadership, striving to make Our Community's Vision a reality.

Strategic or Annual Plan Reference:

Making Lives Better

- Objective 1.1 Know our communities and what they value
- Objective 1.1.1 Guide decisions making through continued community engagement based on our Community Plan
- Objective 1.3 Facilitate and / or deliver services to our communities
- Objective 1.3.2 Identify and engage in partnerships that can more effectively deliver defined service levels to our communities

Community Strategy 2021-25

Priority Outcome Safe We are a safe community with a strong sense of belonging, ownership and pride

- Goal S1 People, including our most vulnerable, are safe and connected in our community
- Goal S2 Public spaces provide for diverse activity and strengthen our social connections

Leading our Community

- Objective 4.1 Govern in the best interests of our community
- Objective 4.1.1 Manage Council for maximum efficiency, accountability and transparency

Reporting Brief:

The purpose of this report is to update Council on actions taken to address public place behaviour in the Glenorchy CBD since the March 2022 Council meeting and to recommend that Council continues to maintain a security officer presence within the Glenorchy CBD.

Proposal in Detail:**Trial of security officers' presence at Council Chambers**Background

In 2020, in response to the escalation in antisocial and unsafe behaviour, Council's Community department, with the support of the then Mayor, Kristie Johnston, convened a 'CBD round table', bringing together agencies, local businesses and other stakeholders affected by this behaviour to discuss and propose ways it could be addressed. This work has continued throughout 2021 and 2022.

To support the work, an internal working party was convened to identify actions Council and the community could take to address this behaviour and how to coordinate and communicate the results.

In November 2021, Council commenced a trial, stationing two security officers in and around the Council forecourt and surrounding area. The security officers patrol the CBD area and work with Tasmania Police to discourage antisocial behaviour so that the CBD is a place for everyone to enjoy and where our most vulnerable are safe and feel connected. A weekend patrol was also trialled, where security staff passed through and patrolled for 15-minutes, three times at varying times of the day.

At its meeting on 21 December 2021, Council was formally advised of the trial, and endorsed its continuation until 14 April 2022 (taking the trial up to the Easter break) including authorisation of \$48,400 (exc. GST).

At its meeting on 28 March 2022, Council endorsed a continued security presence until 31 December 2022, noting the likely costs for the remainder of the 2021/22 financial year to be \$24,200 and a total of \$52,800 for the 2022/23 financial year. Council resolved to receive a follow-up report in November 2022 on the outcomes of the trial.

Current security presence

The security officers are in place on weekdays for five hours per day within an interval from 11.00am to 6:00pm. They patrol the area between the Glenorchy Bus Mall, Main Road, Terry Street and the rear of the Council Chambers building.

Since restarting the trial in January 2022, security officers have varied their start and finish times to continue to reinforce the message that the CBD is a desirable place to be at all times. It was found that operating rigidly from noon - 5:00pm under the 2021 roster simply saw antisocial behaviour relocated away from the area during those times. The broadened approach has somewhat mitigated this effect, but not eradicated it.

The security officers' work has continued to involve meeting and greeting people in the area, reminding visitors to the area of the behaviour expected of them and, if behaviours do not align with what is expected, asking the offending person to cease the behaviour or to leave the area. Police are being called if behaviours exceed those boundaries or requests to leave are ignored.

An important role of the security officers is to provide safety as a first responder in instances where the threat of harm or injury to the community is present. This role was required to be performed on the afternoon of Tuesday 15 November, when a large number of young people gathered to witness and provoke intimidating behaviour and potential assault on young people. Security officers stepped in to safely shepherd the young people involved and others close by into the Council Chambers. While the security officers were calling police, another incident developed in which another young person was on the ground with approximately 30 young people gathered round yelling again provoking potential assault of a young person. This is an example of an escalating situation in the Glenorchy CBD where community safety is at risk.

Effectiveness of security presence

Over the period from November 2021 to the present, the security officers' trial has been effective in four areas:

- reducing poor behaviours (daytime violence, public urination, vandalism, littering, alcohol consumption, the use of profane language and various other types of antisocial behaviour) in the immediate Council forecourt area
- de-escalating behaviours deemed unsafe
- quickly reporting any incidents to Tasmania Police that previously might not have been acted upon or noted; and
- returning a level of confidence to our community that the Council forecourt area / Glenorchy CBD is a place for all to enjoy safely.

However, it is to be noted:

- a number of these behaviours return when security officers are not present
- security officers are limited within the scope of their role, in particular with behaviours involving young people
- anecdotal evidence suggests that the behaviours have not ceased, merely moved to other areas of our community
- provision of security officers alone will not address the broader underlying issues experienced by some members of our community
- there is an inability to act on behaviour and or incidents in the bus mall; and
- this behaviour is not isolated to the CBD area or Glenorchy, with City of Hobart and Clarence Councils dealing with similar issues

Other anecdotal evidence/trends reported by the security officers include:

- there is a cohort that continues to function in and around the Glenorchy area that have been moved from the forecourt area
- there are a number of young people not attending school who cause significant issues
- when the weather is fine, more people come to the forecourt and some behaviours deteriorate; and
- the area is now being used by community engaging in picnics, lunches and playing, groups of people interacting and enjoying the area, people sitting, laying down reading/ listening to music/ waiting for buses, small areas (shade under trees) where groups of people previously commandeered the space.

Cost of security presence

- As noted in the previous report to Council, the current trial for placement of security officers was an unforeseen expense that was not part of Council's 2022/23 budget
- engaging security officers for the current hours is costing approximately \$2,200 per week (exc. GST)
- if Council wishes to continue with the provision of security in some form for the remainder of the 2022/23 financial year provision will need to make in the current year's budget for an additional sum of approximately \$57,200 (exc. GST).

Active Policing of the Glenorchy CBD area

The Glenorchy Branch of Tasmania Police have been involved in active discussions with Council over the past 12 to 18 months to review, develop strategies and address the current behavioural problems in the CBD.

Tasmania Police has been supportive of the introduction of security officers and continue to work with Council to maximise the outcomes of this intervention. Council understand that the Glenorchy Police has increased the number of daily patrols through the CBD area and has made concerted efforts to make arrests where necessary. This undoubtedly contributed to the initial overall improvement of safety and reduction in poor behaviour we have seen, that is, until more recently where antisocial behaviours of the younger members of community have noticeably increased.

Council officers have been working closely with Tasmania Police, the security contractor and the Salvation Army to develop and implement an interagency approach. This approach will require high level agency support to share information and to establish pathways of support for individuals.

Tasmania Police also actively participate, provide advice and updates via the Council's Safer Communities Reference Group and CBD roundtable, as well as attending Council events, such as the recent welcome morning tea for Breast Screen Tasmania, with the Breast Screen Bus present in the Council forecourt from mid-October to mid-December.

Discussions with the Premier and relevant Ministers

The Mayor and Council officers have met with the Premier and relevant Ministers on two separate occasions, 11 August 2022 and 15 September 2022 about public space behaviour concerns in the Glenorchy CBD. Council is seeking additional funding from the government to co-contribute to the PCYC program. However, Council has not received any confirmation of acceptance of this request to date.

The Mayor again wrote to the Premier on 15 November 2022 and advised the escalation in unacceptable behaviour:

- Breast Screen bus fortified by a fence and water pipe cut three times
- repeated vandalism of public toilets in Moonah and Glenorchy and associated antisocial behaviour
- vandalism and harassment incident at Chemist Warehouse in Glenorchy
- irresponsible use of motorised bikes and motorcycles in pedestrian areas
- assault of environmental volunteers at Lutana Woodlands on Wednesday, 9 November
- littering attack and vandalism in the Council's forecourt area; and
- taxi drivers threatening to strike as a result of the unacceptable public place behaviour.

The Mayor has asked the Premier to advise her of the Government's plan for responding to these local challenges on "core business" items so that she can advise the Glenorchy community.

Interagency meeting

The escalation of behaviour of young people also prompted Council to call an urgent meeting of key agencies on 23 November 2022. The meeting was chaired by the Mayor, and attended by Tasmania Police, Youth Crime Intervention Unit, Department of Education, PCYC, Council's security provider and relevant Council officers.

There was shared agreement the escalated situation requires an intensive interagency approach. A plan of approach was discussed and agreed. Members will meet again in January 2023 with other agencies as required. Further, it was agreed, the Mayor and agencies will continue to advocate for an increase in resources to address the issues identified including proactive measures.

PCYC youth and community engagement pilot

The need has been identified for direct intervention at the individual level. Council have engaged PCYC to deliver a pilot in Glenorchy to help address the service gaps in local service delivery. The service will prioritise:

- youth and community engagement
- improved youth participation in schools and secondary or sporting activities
- increased community access to existing social infrastructure
- improved local vocational pathways; and
- reductions in anti-social behaviours.

The semi-independent 'Glenorchy PCYC' will be co-located within the Cosgrove High School site. During school periods, the service will operate in higher visibility areas to service identified needs within the region.

Initial discussions with PCYC advise that the teams have commenced an accelerated start up at Montrose Bay High School, Cosgrove High School, and Hobart High School. The teams (with the help of the staff) are identifying students and developing trusted relationships. This will take some time as some students' school attendance is ad hoc. However, PCYC has experienced similar situations in the Rosny, Derwent Valley and Bridgwater areas and positive outcomes follow in due course. A number of events have been planned for the school holiday period with the hope that young people will attend and participate.

Council and community programs – intervention and relationship buildingSalvation Army Street Teams

The Salvation Army, in conjunction with Your Church (Moonah), launched its Street Teams initiative in the Glenorchy Council Gardens and Bus Mall areas in March 2022 operating initially one day per week and extending to two days per week between the hours of 1:00 pm to 4:00 pm (Wednesday and Friday). This program is coordinated by a social worker employed by Salvation Army, working with trained volunteers from Your Church and City North Church.

The main objectives of the Street Teams are to:

- form connections with local members of the Glenorchy community, particularly young people who frequent the space
- increase positive use of the Glenorchy CBD area
- help tackle some of the areas of concern, such as safety, crime prevention, antisocial behaviour, respond to incidents and bullying amongst the youth; and
- provide passive surveillance within the area.

The Street Teams have been particularly focused, but not necessarily restricted to, working with local youth and school children and providing a helping hand to people

who need assistance. This may range from providing a bottle of water, an emergency bus ticket or a band-aid, helping to read a bus timetable, or giving access to a phone. It is hoped that the Street Teams will be able to also provide a safe point of contact if people need further assistance and support.

Some additional things the Street Teams bring to Glenorchy are:

- providing general information and advice to people in the area
- working alongside Tasmanian Police and Council to address issues in the CBD
- basic first aid
- being able to respond to emergency situations and liaise with emergency services when necessary; and
- being able to link in and support Council and other events in the open space.

A key part of the Street Teams' approach will be how they interact with the young people and how the young people view the Street Teams role in conjunction with Tasmania Police and security officers engaged by Council. The outcomes are expected to be positive, but the impact will not be able to be measured accurately until the Street Teams are more established and operating for more days each week.

The clear target for this program is to be operating in the space five-days per week and be able to interact positively with all users of the area to reduce unwelcome behaviours. If this approach is successful, it is possible over time that an increase in this program might be aligned with a decrease in the services of security officers.

CBD Round Table and development of a Community Action Plan

The CBD roundtable was established in December 2020 in response to the escalation in antisocial behaviour around the Glenorchy CBD, bringing together agencies, schools, local businesses and other stakeholders affected by this behaviour to discuss and propose ways it could be addressed.

This work has continued throughout 2022. Mayor Bec Thomas has convened four meetings (December 2021, February, March, September 2022), developing a Community Action Plan (CAP) in March 2022. The CAP identifies a range of actions that have been implemented as part of a whole of community approach to addressing the issues of concern and to activate the space with positive activity as follows:

- YMCA with support from Council held two Popup Skatepark trials during September attended by participants and spectators. All who participated asked when the activity could return and said they would bring their friends next time. Youth commented on the fencing and asked if it could be a little more discreet to open the area up, next time. Adult skaters remained skating until well after 5pm and provided a positive atmosphere to the afternoon inviting younger riders to have a go in a respectful way. The adult skaters activated the space and modelled great behaviour for youth watching and provided passive surveillance

- Mission Australia Youth Beat, with support by Council, deliver BBQ and activities on Council's front lawns, every Monday (now fortnightly since Goodwood visits, see below) on Council lawns
- Ben Segal delivered two drumming workshops with young people on Council lawns to complement the Youth Beat program and engage young people in positive social activity through drumming and music. A further four sessions were organised by Council to support YMCA skate events at Tolosa Park
- Council delivered a games afternoon with over fifty teenagers, children and families engaged in soccer, toss the beanbag games, totem tennis, frisbees and badminton and a queue for hot chocolates and coffee. Street Teams have been gifted the equipment which they will use in the future for ongoing after-school activities
- weekly tai chi over six-weeks with an extension to be trialled again in the warmer months
- Mental Health Week event in collaboration with the Glenorchy Library held on 12 October 2022. The event ran between 10.00 am to 2.30 pm with nine services including, the Hearing Bus, Glenorchy Library, Headspace, Life Without Barriers, the Bicycle Network, Anglicare, Peace Education, Glenorchy Lions Club, Glenorchy Let's Talk and Glenorchy Bowls. An estimated 150-180 people attended. All the stalls were well engaged with community with a lot of information given out about supporting positive Mental Health; and
- Gambling Awareness Week event with Anglicare on Council lawns, included interactive activities to raise awareness of odds being stacked against a gambler and community supports available.

In addition to coordinating the community safety responses, as outlined, Councils officers:

- supported a local community house and the Department of Education with their trial to run an outreach Tier 3 program for young people from the site. A number of the young people in the trial are often engaged in antisocial behaviour in the Glenorchy CBD and other areas of the community. Councils Children, Youth and Families officer has maintained regular contact with the students and provided information on activities that are available, such as, supported them by arranging Army Cadets to visit, arranged a special visit by Jobs Hub to Goodwood and worked with Youth Beat to arrange their visits to the Goodwood Community Centre fortnightly from mid-September 2022
- continuing to work with local schools to deliver a Youth Mentor Program and Teen Mental Health First Aid workshops to keep students engaged in school. 42 sessions have been delivered (up until July 2022) with an average of 12 young people per session to 30 different young participants involved in the program as at end of July. A further 10 students have been involved since then.

Five Youth Mentors have been trained to support the young people over this period. Mentors are supported through Council's Healthy Communities and Children, Youth and Families officer positions

- assisting Mission Australia to get their B'Ballers Program operating from Moonah Sports Centre. This sporting and education initiative has the purpose to target young, vulnerable youth, who are at risk of offending or disengagement from school through participation in facilitated sport and group support sessions
- delivering the Full Gear program, in partnership with Bucaan Community House, which has fulfilled a number of the priority areas in the [Towards Zero - Tasmanian Road Safety Strategy 2017-2026](#) including encouraging safer road use, improving safety in our City and saving young lives. Since the first State Growth funded program began in May 2017; 70 young people have obtained their learner motorbike licence. Participants have reported an increase in their casual hours as a result being able to get to work earlier. Ninety percent of participants say they have improved their attitudes to road safety by 100% because of Full Gear. Eleven participants have become employed as a direct result of obtaining their licence. Participants have reported that their compliance to road rules has improved along with their self-confidence and civic participation
- working on projects with community members within the Salvation Army building, 46 sessions delivered by Council's Safer Communities officer during the period 31 November 2021 to 30 June 2022 with an average of 25 participants per session and with a total of 4600 contact hours
- assisting the Alcohol and Drug Foundation to establish a program to engage young people in sport and working with local sports clubs to upskill on working with young people with challenging behaviours
- organised a Mentors in Violence Prevention (bystander intervention) workshop for community and organisations, as well as organised Occupational Violence Prevention workshop with strong attendance
 - 11 Salvation Army (who closed their Glenorchy centre for the day to attend)
 - 2 Glenorchy Library
 - 1 Chicken Patch Glenorchy Centro
 - 3 Mission AUS Youth Beat
 - 1 Goodstart Early Learning
 - 5 Glenorchy City Council

- in conjunction with the Glenorchy Youth Task Force, delivered a successful RUOK Day event on 8 September 2022 at the Moonah Arts Centre. 30 students from Montrose Bay High School (with two teachers) and four students from Dominic College (with one teacher) were in attendance. Three workshops were delivered by TASCahrd, Headspace and Pulse Youth Health
- engaging with Tasmanian Institute of Law Enforcement Studies, UTAS on collective impact models, used by other communities in Tasmania, responding to and addressing community needs aimed at reducing antisocial behaviour by providing early intervention programs for young people in our municipality; and
- undertaking research on best practice youth space models and diversionary pilot programs including discussions with Youth Network of Tasmania (YNOT) and a discussion visit to the City of Hobart Youth ARC. This research has informed Councils approach in supporting the PCYC pilot.

Troublesmiths in the CBD

Troublesmiths is a youth social enterprise providing a hands-on coaching program designed to support young people aged 18 to 24 years to commence work or study. Council have provided Troublesmiths with the Labour Bureau building located in the Glenorchy Bus Mall to use in-kind for an initial six-months, extended for a further six-months to December 2022.

The employability skills coaching program helps young people become job-fit by developing confidence and capacity while making and selling Tasmanian gifts. The participant commitment is two shifts and one workshop per week for seven (7) weeks, in both the Hobart and Glenorchy locations. Each course contains up to 15 young people. Induction occurs initially at the Hobart site, with training at the Glenorchy shop.

Next steps

Council will continue to advocate and to seek a response from the State Government to the urgent safety needs of our community.

Council's interagency team will work closely with PCYC on individual intervention. PCYC will work with existing providers to strengthen their approach, such as Street Teams who have struggled to make connections with the younger people involved in the behaviours as outlined in this report.

Council will continue to work with the security provider and Tasmania Police to move away from the need for a security presence.

Council will continue to support community to be actively involved in intervention and relationship building, delivering positive initiatives toward long term change in community.

Options

Going forward, Council has two options available to consider:

1. cease security arrangements completely – this could see a return to the behaviours in the CBD seen before the security officers' trial was undertaken
2. retain the level of security through to 30 June 2023 and continue to monitor the space in conjunction with Tasmania Police, Salvation Army, PCYC and other stakeholders in the Community Action Plan. Provide an interim report to the May 2023 Council meeting to review the ongoing need for a security presence.

Consultations:

Mayor
General Manager
Director Corporate Services
Director Infrastructure and Works
Executive Manager Stakeholder Engagement
Manager Property, Waste, Environment
Manager Works
Coordinator Community Development
Safer Communities Officer
Coordinator Property Assets
Senior Facilities Officer
Operations and Maintenance Supervisor
Urban Services Coordinator

Human Resource / Financial and Risk Management Implications:

Financial

As noted in the body of this report, the trial for placement of security services was an unforeseen expense that was not in Council's 2022/23 budget.

Engaging the security services for the current hours is costing approximately \$2,200 per week (ex GST) and would incur approximately \$57,200 (ex GST) for the six months to 30 June 2023.

Human resources

An internal working group from across Council has been convened to monitor the implementation of this trial and continues to meet regularly with Tasmania Police, Salvation Army, PCYC and the security service provider to monitor and refine operations.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
Adopt the recommendation	Minor (C2)	Possible (L3)	Medium	Continue to monitor the operation of the security officer's trial. Continue to work strongly with Tasmania Police the Salvation Army Street Teams and the CBD Round Table grouping to create an environment within the CBD that is welcoming, safe and does not tolerate poor behaviour.
There is a risk that Council is perceived as a pseudo police force – which is not a sustainable long-term solution. Implementation is expensive and may also shift the issue to other areas within the municipality.				
Do not adopt the recommendation	Moderate (C3)	Almost Certain (L5)	High	Continue to work strongly with Tasmania Police, Salvation Army Street Teams and the broader community in and around the Glenorchy CBD to create an environment within the CBD that is welcoming, safe and does not tolerate poor behaviour. Continue to monitor other more cost-effective actions to reduce this behaviour in the CBD and report back to Council as options become available.
The pre-existing behaviours in and around Council forecourt may revert as they were prior to the trial, thus normalising those behaviours to the CBD area.				

Community Consultation and Public Relations Implications:Community consultation

Community feedback is currently being received via the members of the CBD Roundtable discussions including:

- Local primary and secondary schools
- Vicinity Centre (Northgate)
- Glenorchy Central Shopping Centre (managed by Knight Frank)
- Aurora Disabilities
- Mission Australia Youth Health Service (South)
- Trustees of the Diocese of Tasmania
- Jabeks Hair
- Speak Out Advocacy
- Migrant Resource Centre
- Metro Tas
- THS - Breast Screen Bus

- Infinity Pacific
- Glenorchy Library
- St Vincent de Paul Society Tasmania
- Karadi Aboriginal Corporation
- Southern Liquor Licensing Services

Ongoing external consultation continues with:

- Tasmania Police - Glenorchy Station
- Salvation Army - Glenorchy and State
- Troublesmiths (Impact Communities)
- Tasmanian Institute of Law Enforcement Studies, UTAS
- PCYC
- Youth Crime Intervention Unit
- Local school Principals
- Department of Education

Public relations

Council is sharing information about what is being done to address poor behaviour in the Glenorchy CBD through its media channels, Facebook, and website, and where appropriate will continue to keep the community informed about action being taken.

Recommendation:

That Council:

1. NOTE this update report on initiatives underway to address CBD safety
2. ENDORSE the continuation of a security presence in the Glenorchy CBD across the week at varying times and days until 30 June 2023, with appropriate provision for these services to be made in the current budget 2022/23 year, noting that the likely additional costs are up to \$57,200 (ex GST) for the remaining six months of the 2022/23 financial year, and
3. REQUEST an update report to the May 2023 ordinary Council meeting on public space behaviour in the Glenorchy CBD, particularly the effectiveness of using security guards, trial of the PCYC and Salvation Army Street Teams, response from the State government and any grant funding available.

Attachments/Annexures

Nil.

12. LAND DISPOSAL OUTCOME - 5A TAREE STREET, CHIGWELL

Author: Property Sales and Administration Officer (Renee Kapitzke)

Qualified Person: Director of Infrastructure and Works (Emilio Reale)

ECM File Reference: 5a Taree Street Chigwell

Community Plan Reference:

Making Lives Better

We continue to be a safe, inclusive, active, healthy and vibrant community.

Leading Our Community

We will be a progressive, positive community with strong council leadership, striving to make Our Community's Vision a reality.

Strategic or Annual Plan Reference:

Making Lives Better

Objective 1.1 Guide decision making through continued community engagement based on our Community Plan

Objective 1.2.2 Build relationships and networks that create opportunity for our communities

Objective 1.3.2 Identify and engage in partnerships that can effectively deliver defined service levels to our communities

Action 1.1.2 Implement the Glenorchy Community Strategy

Leading Our Community

Objective 4.1 Govern in the best interests of our community

Objective 4.2 Manage our resources to achieve community outcomes

Objective 4.3 Build strong relationships to deliver our communities' goals

Strategy 4.3.1 Foster productive relationships with other levels of government, other councils and peak bodies to achieve community outcomes

Reporting Brief:

To recommend that Council allocate \$1,219,643.42 of the net proceeds of the sale of 5a Taree Street, Chigwell to the Property Disposals Reserve Fund in accordance with the *Proceeds of Property Disposals Policy*.

Proposal in Detail:**Land Disposal Process**

5a Taree Street, Chigwell was identified in Council's Open Space Strategy as being suitable for potential disposal because of its unsuitability or under-utilisation. This was confirmed through the fit-for-purpose evaluation process which was presented to Council at the 28 October 2019 meeting.

The evaluation also revealed that 5a Taree Street was a potential site that could increase the supply of land for affordable housing in the municipality.

In the second half of 2019, Council undertook community consultation in-line with Council's Community Engagement Framework in 2019 which consisted of:

- a survey of the neighbours within a one hundred metre (100m) radius of each property
- doorknocking of adjacent properties, and
- answering any enquiries received by telephone or during face-to-face meetings.

In total 60 properties were surveyed, with three responses received.

The feedback was presented to Council at its open meeting on 28 October 2019. At that meeting, Council resolved to form an intention to dispose of those sites and to commence the statutory community consultation process set out in section 178 of *the Local Government Act 1993*, together with the additional requirements set out in the Policy.

Council's intention to dispose of the land was advertised on two occasions in the Mercury, the first advertisement was published on 25 August and the second and final on 1 September 2022, along with a copy of the notice displayed on each property boundary notifying the public that objections to the proposal could be made to the General Manager, within 21 days of the date of the first publication.

In accordance with the Policy, a plan, along with relevant property information, was displayed on the community noticeboard in the Council Chambers (near the chambers' rear public entrance). Owners of neighbouring and affected properties were also notified of the proposed disposal.

The number of objections and expressions of interest received in response to the public consultation are set out in the following table:

Property	No. of responses	Objections	Expressions of Interest	Other
5a Taree Street, Chigwell	3	1	2	0

Details of the objections received during the 21-day timeframe are provided in the below table.

The following section sets out the ground of objection and the officer responses to those grounds, with a conclusion.

5a Taree Street – 1 Objection

Ground of objection	Officer response
Opposed to increased housing density	Housing density would be reflective of the surrounding neighbourhood and be consistent with the Regional Land Use Strategy.
Confined access, potential fire hazard	The design of the access and vehicle passing bays would be resolved through the planning process.
Allows access to rear of my property.	There is no access agreement or licence in place.

At its meeting 27 April 2020, Council endorsed the disposal of public land at five locations, one of which was 5a Taree Street, Chigwell. The property was also approved for a rezoning from Open Space to General Residential to support the disposal in December 2021. The land was valued by an accredited and licensed Land Valuer.

In May 2022, Glenorchy City Council requested quotations for the service of a licensed and professional Property Agent to successfully market and sell 5a Taree Street, Chigwell.

In July 2022, Glenorchy City Council entered into a formal agreement with Harcourts Real Estate in August 2022, and 5a Taree Street, Chigwell was listed for sale.

In September 2022, three (3) offers were presented to the Recreation and Environment Coordinator and Manager Property, Environment and Waste, which were in excess of the 2020 valuation, with the highest offer being accepted by the General Manager.

On 6 October an unconditional Contract was fully executed between Glenorchy City Council and Housing Tasmania (the highest offer), and the property was sold and settlement occurred on 7 November 2022.

The land disposal decision of the Council was implemented by the General Manager using the powers under s. 62(1)(b) of the *Local Government Act 1993*.

Allocation of Sale Proceeds

The *Proceeds of Property Disposals Policy (the Policy)* was adopted by Council on 31 August 2020.

The Policy establishes two dedicated reserve funds for sale proceeds that meet specified criteria:

- the Property Disposals Reserve Fund - to be used exclusively for the acquisition, development, improvement and/or accessibility of open space, and

- the Special Projects Reserve Fund - to be used exclusively for special projects approved by Council.

Under the Policy, the proceeds of an Open Space-zoned parcel would normally be allocated directly to the Property Disposals Reserve Fund. However, in instances where the land is sold for in excess of \$1 million, Council has the additional flexibility to allocate the proceeds by:

- (i) apportioning the proceeds between the Property Disposals Reserve Fund and/or the Special Projects Reserve Fund in percentages it deems appropriate, or
- (ii) directly allocating the proceeds to specific Council projects, programs or uses (including capital works and maintenance) which provides a benefit to the community, or
- (iii) a combination of (i) and (ii).

The sale of 5a Taree Street, Chigwell was for \$1,250,000, with the net proceeds reduced by \$30,356.58 once all expenses are accounted for (valuation, rezoning, real estate agent commission and advertising costs), leaving the final net proceeds as \$1,219,643.42. It is noted that for the purpose of land disposals under the Policy the net proceeds do not include a deduction of the land/asset value.

In accordance with the Policy, it is recommended that the sale proceeds of \$1,219,643.42 be allocated to the Property Disposals Reserve Fund.

The key rationale for this recommended approach that 5a Taree Street was Open Space-zoned land, therefore it is appropriate that funds be directed back into the development of other Open Space land as per the *Proceeds of Property Disposals Policy*. It is noted that if the sale proceeds were less than \$1M the funds would automatically be allocated the Property Disposals Reserve Fund under the Policy.

Consultations:

Director Infrastructure and Works
Manager Infrastructure, Engineering and Design
Manager Property, Environment and Waste
Manager Community
Chief Financial Officer
Coordinator Communications and Engagement
Recreation and Environment Coordinator
Operations and Maintenance Supervisor

Human Resource / Financial and Risk Management Implications:Financial

The sale price of 5a Taree Street was \$1.25M excluding GST.

The net proceeds are reduced by \$30,356.58 once all expenses are accounted for (valuation, rezone, real estate agent commission and advertising costs), providing a final net proceed of \$1,219,643.42. It is noted that for the purpose of land disposals under the Policy the net proceeds do not include a deduction of the land/asset value.

As detailed above it is recommended that the net proceeds (\$1,219,643.42) be allocated to the Property Disposals Reserve Fund in accordance with the *Proceeds of Property Disposals Policy*.

Human resources

Existing Council staff will facilitate the processes as part of their normal duties.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
Adopt the recommendation	Minor	Possible	Medium	Ensure the rationale is explained that the proceeds of disposal of open space-zoned land are to be put into a reserve for future improvement of open space in the City. The recommended allocations of the sale proceeds are in accordance with Council Policy.
Adverse public reaction to the allocation of the sale proceeds.				
Do not adopt the recommendation	Moderate	Likely	High	Endorse an alternative allocation of the funds and ensure the rationale for doing so is explained.
Negative public reaction for not allocating the net sale proceeds in accordance with the requirements of the <i>Proceeds of Property Disposals Policy</i> .				

Community Consultation and Public Relations Implications:Community consultation

Extensive consultation and engagement around the land disposal at 5a Taree Street, Chigwell was undertaken as detailed above in this report.

Public relations

It is recommended that a public statement be made regarding the sale of the land at 5a Taree Street, Chigwell and any decision made as to the allocation of the sale proceeds.

Recommendation:

That Council:

1. NOTE this report on the land disposal outcome for 5a Taree Street, Chigwell.
2. APPROVE the allocation of the net proceeds of the sale of 5a Taree Street, Chigwell of \$1,219,643.42 to the Property Disposal Reserve Fund.

Attachments/Annexures

Nil.

GOVERNANCE

Community Goal – Leading our Community

13. APPOINTMENT OF ALDERMEN TO COMMITTEES AND STATUTORY BODIES

Author: Executive Manager Stakeholder Engagement (David Ronaldson)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: 2022 Committees

Community Plan Reference:

Leading our Community

We will be a progressive, positive community with strong council leadership, striving to make Our Community's Vision a reality.

Strategic or Annual Plan Reference:

Leading our Community

- 4.1 Govern in the best interests of our community.
 - 4.1.1 Manage Council for maximum efficiency, accountability and transparency.
 - 4.1.2 Manage the City's assets soundly for the long term benefit of the community.
- 4.3 Build strong relationships to deliver our communities' goals.
 - 4.3.1 Foster productive relationships with other levels of government, other councils and peak bodies to achieve community outcomes.

Reporting Brief:

The purpose of this report is to recommend that Council appoints Aldermen to Council Committees and other Council and statutory bodies in accordance with statutory and policy requirements.

Proposal in Detail:

Background

To assist Council to achieve its goals and objectives and comply with its statutory responsibilities, Council has established and maintains representation on a number of internal committees and working groups and other statutory bodies.

By convention, and in accordance with Council policy, Council elects Aldermen to represent Council on the various committees and other bodies at the first meeting of Council following a Council election.

It is also noted that the Mayor is an ex officio member of a number of these bodies by virtue of her office.

The nomination and appointment process is set out in Council's *Nominations and Appointments to Committees and Other Bodies Policy (the Policy)*, a copy of which is [Attachment 1](#) to this report.

This report identifies the candidates nominated for each available position and provides the information required for Council to consider and determine appointments.

Notice to Aldermen calling for nominations

In accordance with clause 5 of the Policy, a Notice was circulated to Aldermen on 15 November 2022 (**Notice**) calling for nominations to the following committees and other bodies (**the committees**):

1. Glenorchy Planning Authority
2. General Manager's Performance Review Committee
3. Audit Panel
4. Glenorchy Emergency Management Committee
5. Wellington Park Management Trust, and
6. Southern Tasmania Regional Waste Authority.

A copy of the Notice is [Attachment 2](#).

Nominations received

The nominations received for the committees (in alphabetical order) are set out in the following table:

Committee / Body	Positions Available (not inc. Mayor)	No. of nominees	Ballot Required?	Nominees	Automatic Appointments
Glenorchy Planning Authority	4	5	Yes	Ald Cockshutt Ald Dunsby Ald King Ald Quick Ald Yaxley	Mayor
Audit Panel	2	2	No	Ald Hickey Ald Quick	None
General Manager's Performance Review Committee	2	3	Yes	Ald Dunsby Ald Hickey Ald Sims	Mayor
Glenorchy Emergency Management Committee	1	5	Yes	Ald Kendall Ald King Ald Sims Ald Slade Ald Yaxley	None

Committee / Body	Positions Available (not inc. Mayor)	No. of nominees	Ballot Required?	Nominees	Automatic Appointments
Wellington Park Management Trust	1	2	Yes	Ald Kendall Ald Sims	None
Southern Tasmania Regional Waste Authority	1 committee member and 1 substitute Representative who may attend Forum Meetings and vote if the Representative is unable to do so. n.b. One of these positions can be a Council Officer)	2	Yes	Ald Kendall Ald Sims	Mayor

Procedural Requirements

Clauses 2(6) and (8) of the Policy set out the process for appointing nominees for committees, as follows:

- (6) *Where the number of nominees for a position does not exceed the number of positions available, the Council will decide the nominees in accordance with its ordinary meeting procedures.*
- (7) *If the number of nominees for a position exceeds the number of positions available—*
 - (a) *a ballot will be held to select the nominee or nominees, and*
 - (b) *once the result of the ballot is determined, the chair will call for the nomination to be confirmed in accordance with Council's ordinary meeting procedures.*

As the number of nominees exceeds the number of positions available for all committees and bodies except the Audit Panel, ballots are required to determine the membership of all committees and bodies other than the Audit Panel.

Ballots must be conducted in accordance with Part 4 of the Policy. Ballot papers will be distributed to Aldermen prior to the meeting and will be destroyed as soon as practical after the conclusion of the meeting.

NOMINATIONS TO COMMITTEES

The following information about each committee is provided below, as required under the Policy:

- the information specified in clause 2(1)(b) of the policy, and
- a list of the nominations received for each committee and the statements provided by the nominees in support of each.

Clause 2(5)(b) requires that “the documentation in support” of each nomination is provided in this report. All information relevant to each candidate’s nomination has been included in this report, in lieu of providing copies of the nomination forms themselves.

1. Appointment of Aldermen to Glenorchy Planning Authority

Committee Information

Glenorchy Planning Authority	
Committee type	Council Committee (s. 23, <i>Local Government Act 1993</i>)
Committee composition	Mayor, 4 Aldermen
No. of Aldermanic positions available	4 committee members. By Council resolution of 1 December 2014 (amended on 31 August 2015), the proxy positions are to be rotated among the remaining Aldermen.
Meeting frequency	Once a month
Ex-officio appointments	Mayor (Chairperson)
Proposed term of appointment	Duration of Council term
Role and purpose of Committee	The Glenorchy Planning Authority is a Council Committee established to review applications and make determinations on statutory land use planning matters under the <i>Land Use Planning and Approvals Act 1993</i> and in accordance with the <i>Glenorchy Interim Planning Scheme 2015</i> .
Nature of duties to be undertaken	The duties of a committee member, including (but not limited to): • attending meetings of the committee, and • discharging the roles and functions of the committee Members of the Glenorchy Planning Authority discharge a critical function of Council in assessing and determining planning permit applications for the municipality in accordance with statutory requirements.
Extent of delegated authority	Delegated power to determine those statutory land use planning matters listed on the Glenorchy Planning Authority meeting agenda.

Nominations Received

Council has received five (5) nominations for the four (4) positions available on the Glenorchy Planning Authority (**GPA**). The nominees for the positions are:

- Ald. Cockshutt
- Ald. Dunsby
- Ald. King
- Ald. Quick, and
- Ald Yaxley.

The statements provided in support of the nominations are as follows:

Ald. Cockshutt	I am putting my hand forward for a position on the Glenorchy Planning Authority as a new Alderman elected to Council. I am coming in with a fresh set of eyes while being elected on a platform to help drive infrastructure, planning and development, in line with our value of making sure Glenorchy is open to business. I am passionate about ensuring we progress and approve appropriate developments in a timely manner, listening to community feedback on applications and analyzing feedback from the Council's planning officers on applications in line with the relevant legislation and planning scheme.
Ald. Dunsby	I have experience gained as a member of the Glenorchy Planning Authority since 2015. I believe I bring fair and balanced debate, questioning and reasoning to the table, with a clear understanding of the significance of this formal role.
Ald. King	Having previously served on this committee I wish to add my experience and support the community in this area.
Ald Quick	No statement provided.
Ald. Yaxley	With my career background and experience in real estate, I am consistently using the Tasmanian Planning Scheme and understanding its application and impact on planning decisions. I can instantly begin to use this knowledge and experience on the Glenorchy Planning Authority in fulfilling the role and functions for our municipality according to the Tasmanian Planning Scheme and Land Use & Planning & Approvals Act.

Recommendation

In accordance with clause 2(7) of the Policy, it is recommended that a ballot be held to determine the members-elect to be confirmed in the available positions on the Glenorchy Planning Authority.

2. Appointment of Aldermen to Audit Panel

Committee Information

Audit Panel	
Committee type	Audit panel established under s. 85 of the <i>Local Government Act 1993</i>
Committee composition	2 Aldermen, 3 independent members
No. of Aldermanic positions available	2 committee members, 2 proxy committee members
Meeting frequency	Not less than 4 ordinary meetings per financial year. There are 5 ordinary meetings and 1 special meeting of the Audit Panel scheduled for the 2018 calendar year.
Ex-officio appointments	n/a. Clause 7.3 of the Audit Panel Charter prevents the Mayor from being a member of the Audit Panel.

Audit Panel

Proposed term of appointment	Aldermanic members of the Audit Panel hold office from the date of their appointment to the Audit Panel, until the termination or expiry (whichever occurs earlier) of their term as an elected Alderman (Audit Panel Charter, clause 9.5)
Role and purpose of Committee	Part 4 of the Audit Panel Charter (Charter) sets out the functions of the Audit Panel, as follows: 4.1 The Audit Panel is to consider in a review of Council's performance: - whether the annual financial statements of Council accurately represent the state of affairs of Council - whether and how the Part 7 plans are integrated and the processes by which, and assumptions under which, those plans were prepared - Council's financial system, financial governance arrangements and financial management - the accounting, internal control, anti-fraud, anti-corruption and risk management policies, systems and controls that Council has in relation to safeguarding its long-term financial position - whether Council is complying with the provisions of the Act and all other relevant legislation - whether Council is complying with its internal policies and procedures - whether Council has taken any action in relation to previous recommendations provided by the Audit Panel to Council and, if it has so taken action, what that action was and its effectiveness, and - any other matters specified in the Order under section 85B of the Act as matters that the Audit Panel is to consider in such a review. 4.2 The Audit Panel is to review the General Manager's corporate credit card expenditure including the relevance and integrity of transactions and the evidence of appropriate and independent authorisation of that expenditure. Part 5 of the Charter provides: 5.1 In fulfilling its functions, under Part 4, the Audit Panel should consider the following key operational areas within Council: - corporate governance, including legal, compliance, and contractual arrangements - human resource and work health and safety management, including policies, procedures and employee agreements - information and communication technology governance, including: management of the security, use and storage of data information and knowledge, and - internal and external reporting requirements (both financial and non-financial).
Nature of duties to be undertaken	The duties of a committee member, including (but not limited to): - attending meetings of the committee, and - discharging the roles and functions of the committee. In addition, clause 6.2 of the Charter provides that the responsibilities of Audit Panel members are as follows:

Audit Panel

- (a) act in the best interests of Council
- (b) apply sound analytical skills, objectivity and judgment
- (c) express opinions constructively and openly, raise issues that relate to the Audit Panel's functions and pursue independent lines of enquiry, and
- (d) contribute the time required to review the papers provided.

Extent of delegated authority

The Audit Panel does not have any executive powers.

However, the Audit Panel has certain powers in respect to the conduct of meetings and discharging its functions, generally. These are set out in clauses 12.1, 13.4, 13.7, 14.4, 16.5, 16.6 and 16.7 of the Charter.

Nominations Received

Council has received two (2) nominations for the two (2) positions available on the Audit Panel. The nominees for the positions are:

- Alderman Hickey, and
- Alderman Quick.

The statements provided in support of the nominations are as follows:

Ald. Hickey	Governance and Audit are committees I am familiar with and enjoy the rigour. I was on the audit and governance committee of OneCare for six years – now Deputy Chair. 1,000 staff, 5 residential homes, independent living units, 550 people in care, Homecare. I spent three years on Hobart City Council Audit Committee before becoming Lord Mayor. I was a member of Parliament (Speaker of the House) and on the House Committee. I also ran my own successful company for 26 years. I am FAICD and FAMI and have an MBA.
Ald. Quick	No statement provided.

Recommendations

Under clause 2(6) of the Policy, a ballot is not required to be held to determine the nominees for ordinary membership. Accordingly, it is recommended that Aldermen Hickey and Quick are appointed as the Aldermanic representatives on the Audit Panel.

Other Considerations

Council should note the following:

- Council has not received any nominations for the two (2) proxy memberships on the Audit Panel. It will be recommended that Council call for nominations from the floor for the two proxy membership positions

Appointment of Aldermen to General Manager's Performance Review Committee

Committee Information

General Manager's Performance Review Committee	
Committee type	Council Committee (s. 23, Local Government Act 1993)
Committee composition	Mayor, 2 Aldermen
No. of Aldermanic positions available	2 committee members
Meeting frequency	As required, but at least annually (typically once per quarter)
Ex-officio appointments	Mayor (Chairperson)
Proposed term of appointment	Duration of current Council term
Role and functions 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.
Nature of duties to be undertaken	The duties of a committee member, including (but not limited to): • attending meetings of the committee, and • discharging the roles and functions of the committee.
Extent of delegated authority	No delegated authority.

Nominations Received

Council has received three (3) nominations for the two (2) positions available on the General Manager's Performance Review Committee (**GMPRC**). The nominees for the positions are:

- Alderman Dunsby
- Alderman Hickey, and
- Alderman Sims

The statements provided in support of the nominations are as follows:

Ald. Dunsby	I'm pleased to bring experience and understanding to the role of the GMPRC membership. Confidentiality is a given when discussing and communicating the negotiations and reviews required by members, I undertake to observe these protocols and act in a timely manner.
Ald. Hickey	See nomination for Audit Panel. Plus, I was chair of committee for General Manager review (annual) and re-appointment.
Ald. Sims	In the past I have successfully measured the performance of large teams (200+ staff & 1,000+ families state-wide) and various leaders while facilitating ongoing training and progress with effectiveness and efficiency, including the monitoring and evaluation of high-level performance management systems. I have the important skills, dedication and resources to ensure our teams evaluation is genuinely communicated and identifies areas of risk while focusing on the promotion and improvement of the overall performance of the council, while simultaneously developing adequate strategies with the team to reach those goals. I have over 20 yrs experience as a local community and business leader across various sectors, and previously served on several GCC committees. I have high-level people and culture experience with relevant qualifications and professional achievements to match See my website for further detail or reach out directly with any queries ph. 0408 691037 kellysims.com.au

Statutory Requirements

Under section 27 of the Act, the functions of the Mayor include:

“(g) to lead and participate in the appointment, and the monitoring and performance, of the General Manager...”

That provision necessitates the ex-officio appointment of the Mayor to the GMPRC.

Recommendations

In accordance with clause 2(7) of the Policy, it is recommended that a ballot is held to determine to determine the members-elect to be confirmed in the two (2) available positions on the General Manager's Performance Review Committee.

3. Appointment of Aldermen to Glenorchy Emergency Management Committee

Committee Information

Glenorchy Emergency Management Committee	
Committee type	Municipal Emergency Management Committee (S. 20, Emergency Management Act 2006)
Committee composition	1 Alderman, 9 external agency members
No. of Aldermanic positions available	1 member (Municipal Chairperson)
Meeting frequency	Minimum of 2 per annum
Ex-officio appointments	None

Glenorchy Emergency Management Committee

Proposed term of appointment Duration of current Council term

Role and functions of committee To institute and coordinate, and to support the institution and coordination of, emergency management in the municipal area, or in the case of a combined area, in the municipal area that constitutes the combined area, including the preparation and review of the Municipal Emergency Management Plan and Special Emergency Management Plans that relate to emergency management and other functions set out in s. 22 of the Emergency Management Act 2006.

Nature of duties to be undertaken

- Municipal Chairperson, and
- discharging the role and functions of the committee

Extent of delegated authority No delegated authority.

Nominations Received

Council has received four (4) nominations for the one (1) position available on the Glenorchy Emergency Management Committee (**GEMC**) and one (1) for proxy. The nominees for the positions are:

- Alderman King
- Alderman Sims
- Alderman Slade
- Alderman Yaxley, and
- Alderman Kendall (proxy).

The statements provided in support of the nominations are as follows:

Ald. King	Having previously chaired this committee I would appreciate the opportunity to continue working with the essential service support agencies that protect our community.
Ald. Sims	I have high level professional experience in promoting, driving and overseeing the institution and coordination of mandated governance and management within the local municipal area. This includes the preparation and review of high risk (to human life) Management Plans and Special Emergency Plans relating to safety, management and an array of other functions of various legality ie. acts and regulation. I have the important skills, dedication and resources to ensure our teams evaluation is genuinely communicated and identifies areas of risk while focusing on the promotion and improvement of the overall performance, reporting to and response of the council. I have over 20 yrs experience as a local community and business leader across various sectors, and have previously served on several GCC committees. I have high-level environmental, sustainability and emergency response experience, the proven ability to involve all stakeholders meaningfully with relevant qualifications and professional achievements to match. See my website for further detail or reach out directly with any queries ph. 0408 691037 kellysims.com.au

Ald. Slade	• 26 years' experience as an elected member in local government at GCC including three years as former mayor and nine years as former deputy mayor. • Undertaken role before and fully conversant of roles, responsibilities, and those of other stakeholders. I have been involved in reviewing and updating previous <i>Glenorchy Municipal Emergency Management Plans</i>. • Been involved in major emergencies – fires and flooding in Glenorchy City, evacuation and recovery centres and working with emergency services. • Being a former police officer conversant with working with other emergency services. • Have qualifications in risk management working as a risk management consultant.
Ald. Yaxley	I have experience and a character that works well in a team environment. This is vital in the role of chair of the Emergency Management Committee that all relationships are positive to support all members. Using my detail-oriented skills, I would ensure preparation, continuation and review of the necessary plans that relate to the Emergency Management for our municipality. I also have a family history in the fire service, with both my brother, father and uncle serving as volunteer fire fighters over many years.
Ald. Kendall (proxy)	The 2018 flood gave me the taste for disaster emergency response and as a climate focused future thinker, I want to bring out of the box thinking for the rolling crisis we have before us. I want us to bring community together now, stockpile connection as a future resource.

Recommendations

In accordance with clause 2(7) of the Policy, it is recommended that a ballot is held to determine the member-elect (Municipal Chairperson) to be confirmed in the one (1) available position on the Glenorchy Emergency Management Committee.

4. Appointment of Aldermen to Wellington Park Management Trust

Committee Information

Wellington Park Management Trust	
Committee type	The Wellington Park Management Trust is an independent management authority set up under the <i>Wellington Park Act 1993</i> .
Committee composition	Under section 10 of the <i>Wellington Park Act 1993 (WP Act)</i>, the Trust consists of – (a) the chairperson (appointed by the Minister) (b) the Director-General of Lands or a person nominated by the Director-General (c) the Director of National Parks and Wildlife or a person nominated by the Director (d) the chief executive officer of Tourism Tasmania or a person nominated by that chief executive officer (e) two persons nominated by the Hobart City Council (f) a person nominated by the Glenorchy City Council, and (g) a person nominated by the Hobart Regional Water Board
No. of Aldermanic positions available	1 - 2 members (Member and Deputy Member) nominated by Council and appointed by the responsible Minister. (The members may be Aldermen or staff members).

Wellington Park Management Trust

Meeting frequency	The Trust typically meets 5 meetings per annum.
Ex-officio appointments	None
Proposed term of appointment	Appointments are for 3 years. Council's nomination would be for the duration of the Council term.
Role and purpose of Committee	The Wellington Park Management Trust is a statutory body established under the <i>Wellington Park Act 1993</i> to oversee and administer the Wellington Park Management Plan. The Trust meets when required to transact business, generally around 5 times per year. The functions of the trust are set out in section 11 of the Act, as follows: (a) to provide for the management and maintenance of Wellington Park in a manner that is consistent with the purposes for which it is set aside; (b) to give effect to any management plan in force for Wellington Park (c) to prepare plans with a view to their submission to the Governor for approval as management plans for Wellington Park and to keep under review the provisions of management plans (d) to ensure that any development undertaken in Wellington Park is consistent with the purposes for which it is set aside and with any management plan (e) when required to do so by the Minister, to advise on any development proposed for Wellington Park (f) to carry out, or arrange for the carrying out of, research and other activities that appear to it to be desirable in connection with the administration of this Act (g) to be the managing authority of Wellington Park, and (h) to perform such other functions as are imposed on it by or under this or any other Act.
Nature of duties to be undertaken	The duties of a committee member, including (but not limited to): • attending meetings of the Trust, and • discharging the roles and functions of the Trust.
Extent of delegated authority	No delegated authority.

Nominations Received

Council has received two (2) nominations for the one (1) position available on the Wellington Park Trust. The nominees are:

- Alderman Kendall, and
- Alderman Sims.

The statements provided in support of the nominations are as follows:

Alderman Kendall	Wellington Park is rich in biodiversity, natural features, and potential! I look forward to participation in the Management Trust and the stimulating challenge of balancing limited resources, recreational demand, attracting visitors and the need to preserve and enriching this valuable asset.
Alderman Sims	I would fully commit to working with the current team in promotion of the responsible management and protection for the diverse natural and cultural heritage of Wellington Park. I have the important skills, dedication and resources required to ensure our teams evaluation is genuinely communicated and identifies areas of priority and risk while focusing on the promotion and improvement of the committees overall performance, reporting to and response of the council. I have over 20 yrs experience as a local community and business leader across various sectors, and have previously served on several GCC committees. I have high-level environmental, sustainability and a genuine interest in our mountains management, along with the proven ability to involve all stakeholders meaningfully using relevant skills/qualifications/networks and past professional achievements to assist. See my website for further detail or reach out directly with any queries ph. 0408 691037 kellysims.com.au

Other Considerations

Council has, over many years, had the practice of nominating an Alderman for ministerial appointment as member on the Wellington Park Management Trust and a senior Council officer as deputy member.

Council last confirmed this arrangement at its meeting on 22 February 2021.

There is a vacancy arising as a member of the Trust as the previous Aldermanic member (Alderman Carlton) retired at the last election.

Council noted on 30 August 2021 the nomination of Council's Director Infrastructure and Works, Emilio Reale, to the Deputy Member position on the Wellington Park Management Trust on 28 July 2021, pending the approval of the responsible Minister. This appointment was subsequently confirmed by the Minister and Mr Reale is Council's current Deputy Member on the Trust.

The appointment of Council's nominee as member of the Trust is subject to confirmation by the Minister.

Recommendation

In accordance with clause 2(7) of the Policy, it is recommended that a ballot is held to determine the member-elect to be nominated to the one (1) available position on the Wellington Park Management Trust, subject to Ministerial appointment.

5. Appointment of Aldermen to Southern Tasmanian Regional Waste Authority

Committee Information

Southern Tasmanian Regional Waste Authority

Committee type

External body (as defined in the Policy). This a Joint Authority established in accordance with Sections 30, 31, 32 and 33 of the Local Government Act 1993.

Committee composition

The 12 Southern Tasmanian Councils have established the Southern Tasmanian Regional Waste Authority pursuant to section 30 of the Local Government Act 1993. The councils, under the adopted Rules, are to appoint one (1) Representative to attend the STRWA Local Government Forum (Forum) (Rule 6.8) and the Annual General Meeting (Rule 7). The appointed Representative is the only person authorised to vote on behalf of a Member Council.

Member Councils are also to appoint one (1) substitute Representative who may attend Forum Meetings and vote if the Representative is unable to do so.

The role of the Forum is to:

1. Elect a Chief Member Representative and Deputy Chief Member Representative from within Forum members;
2. Appoint Directors; and
3. Receive information from, and provide feedback to, the Board and STRWA CEO on performance of the STRWA against its objectives, functions and Strategic Plan.

One (1) Representative and an observer from each Participating Council may attend meetings of the Forum. It is expected the Forum will meet at least three (3 - 4) times per year.

In accordance with Rule 8.4, the Chief Member Representative and the Deputy Chief Member Representative elected by the STRWA Local Government Forum will also be appointed as Directors on the Board.

It is important for the Forum to be made up of Representatives who have a genuine interest in the future of waste management in the region. A Representative can be either an elected member or an officer of a Participating Council. Each participating Council will have one member, and a Council observer that forms a 'Forum'.

Members will vote on the Chief and Deputy Chief Member Representatives who will also be automatically appointed as Local Government Directors for the STRWA Board on a three-yearly basis.

Members will vote on the Chair of the STRWA Local Government Forum on a three-yearly basis.

Member's vote will carry the weight as detailed in Schedule 1 of the Rules.

The Forum may, following consultation with the STRWA, develop working groups where these will help to deliver on the objectives of the STRWA or to deliver particular projects or programs.

The Local Government Association of Tasmania may also have an observer at forum meetings.

Southern Tasmanian Regional Waste Authority

No. of Aldermanic positions available	1 observer (the observer could be either an Alderman or staff member).
Meeting frequency	Minimum of 4 per annum
Ex-officio appointments	Mayor (forum member)
Proposed term of appointment	Duration of current Council term
Role and purpose of Committee	The purpose of the STRWA is to coordinate local government's resource recovery and management of solid waste in the southern region for a more sustainable future. The objectives and goals of the STRWA are to: • Foster sustainable use of resources • Deliver efficient collection and reprocessing of resources • Support opportunities for the circular economy to reduce environmental impact and grow Tasmania's economy • Provide a collective voice for Member Councils on the circular economy, resource recovery and waste management.
Nature of duties to be undertaken	The duties of a committee member, including (but not limited to): • attending meetings of the forum of the Authority, and • discharging the roles and functions of the committee.
Extent of delegated authority	No delegated authority.

Nominations Received

Council has received two (2) nominations for the substitute representative position available on the Southern Tasmanian Regional Waste Authority (STRWA). The nominees for the positions are:

- Alderman Kendall, and
- Alderman Sims.

The statements provided in support of the nominations are as follows:

Ald. Kendall	GCC took a massive leap forward when the council introduced FOGO; the positive impact this had on the environment can never be understated. My waste experience included seven years as General Manager of Australia's largest worker owned waste reduction co-operative (at the South Hobart landfill). I served on the Board of Zero Waste Network Australia and later Community Recycling Network Australia connecting charities and recyclers around Tasmania and beyond. I have an in-depth understanding of waste audits, Container Recycling Schemes, Product Stewardship Schemes, various levels of recycling profitability, successful circular economy initiatives, commercial deconstruction (and recycling) and waste Education campaigns.
---------------------	---

	I look forward to the day when the rate payers no longer call for extra bin collections but rather, call for discounts on their curb side collection because they produce so little waste! When councils support ratepayers to see waste as a resource, individual save money, the council saves money, and we all preserve our beautiful environment for generations to come.
Ald. Sims	I would fully commit to working with the current team in aim of successfully promoting and driving the coordination of our local government's resource recovery and management of solid waste in the southern region in working towards a more sustainable future. I have the important experience, skills, dedication and resources required to ensure our teams evaluation is genuinely communicated and identifies areas of priority and risk while focusing on the promotion and improvement of the committees overall performance, reporting to and response of the council. I have over 20 yrs experience as a local community and business leader across various sectors, and have previously served on several GCC committees. I have high-level environmental, sustainability and training experience along with a genuine interest in our overall impact management. I would robustly promote our ability to involve all stakeholders meaningfully using relevant skills/qualifications/networks and past professional achievements to assist. See my website for further detail or reach out directly with any queries ph. 0408691037 kellysims.com.au

Other Considerations

The Mayor is an ex-officio member of the forum of the Authority by virtue of s. 27(f) of the *Local Government Act 1993* which provides that it is a function of the Mayor to represent the Council on regional organisations. In accordance with the STRWA Rules, the Member Council Representative is the only person authorised to vote on behalf of a Member Council.

There is scope under the rules of the Joint Authority for an observer (also referred to as a substitute representative) to be appointed. This could be an elected member, Council officer or other suitably qualified person.

Similar to the arrangement with the Wellington Park Management Trust, it is recommended that a senior Council officer be considered for the observer/substitute representative role.

Recommendations

Council first consider whether to appoint a senior Council officer to the observer/substitute representative role. The recommended person would be Council's Director Infrastructure and Works, Emilio Reale.

If Council resolves to appoint an elected member as observer/substitute representative, in accordance with clause 2(7) of the Policy, it is recommended that a ballot is held to determine the member-elect for the one (1) available position as observer/substitute representative on the Southern Tasmania Regional Waste Authority.

6. The TasWater Owners Representative Group (ORG)

The TasWater ORG meets throughout the year to:

- Make and implement decisions on behalf of owner councils within the scope of the TasWater Constitution and the ORG Charter,
- Recruit, select and appoint directors to TasWater's Board, and set their terms, through the ORG's Board Selection Committee
- Approve a remuneration framework for the Board
- Adopt, amend or rescind the annual Corporate Plan or Shareholders' Letter of Expectations
- Adopt TasWater's annual report, appoint the auditor and declare dividends (based on the Board's recommendation)
- Vote on resolutions at general meetings
- Respond to the Board's requests for input into policy or procedural matters
- Provide formal liaison between member councils and the Board
- Monitor the performance of the Board against the approved Shareholders' Letter of Expectations and the Corporate Plan, and
- Ensure member councils are kept informed about TasWater's performance and other relevant matters in a timely manner and distribute formal performance.

At its 21 June 2021 meeting Council made the following resolution;

That Council:

1. *APPOINT the Mayor as its Representative on the TasWater Owners' Representative Group (ORG)*
2. *APPOINT the Deputy Mayor as its Deputy Representative on the TasWater ORG, and*
3. *NOTE that the Mayor's power to appoint the General Manager as proxy for meetings of the TasWater ORG, given by resolution on 18 November 2018, remains in place.*

Under TasWater's constitution, appointments to the ORG are for a period of three (3) years, thus these appointments are due to be considered by Council again prior to June 2024.

Consultations:

Mayor
Aldermen
General Manager
Executive Leadership Team

Human Resource / Financial and Risk Management Implications:

There are no human resource or financial implications.

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
If Council does not appoint Aldermen to the various committees and statutory bodies: - Council will be in breach of the Policy and various legislative requirements, and - Governance control will be less effective and Council's ability to discharge its statutory functions will be jeopardised. The above would represent a significant regulatory and policy breach.	Major (C4)	Unlikely (L2)	Medium	Council makes considered appointments to the various committees in accordance with the procedural requirements set out in this report.

Community Consultation and Public Relations Implications:

Committees play a vital role in Council's ability to discharge its functions and duties to the community, and in ensuring that appropriate oversight of governance and critical Council functions is maintained.

It is essential that the process of nominating and appointing Aldermen to committees is transparent, considered and conducted in accordance with all relevant legislation, policies and procedures.

Recommendation:

That Council:

Representation on particular committees

1. RESOLVE that Aldermen Quick and Hickey are appointed as Aldermanic members of the Glenorchy City Council Audit Panel.
2. CALL for nominations for two (2) proxy positions on the Audit Panel.
3. APPOINT Director Infrastructure and Works, Emilio Reale, as observer/substitute representative on the Southern Tasmanian Regional Waste Authority.

Ballots

4. CONDUCT ballots in accordance with the procedure in Part 3 of the *Nominations and Appointments to Committees and Other Bodies Policy* to determine the members-elect for:
 - (a) the two (2) available positions on the General Manager's Performance Review Committee
 - (b) the one (1) available position on the Glenorchy Emergency Management Committee
 - (c) the four (4) available positions on the Glenorchy Planning Authority
 - (d) the one (1) available position on the Wellington Park Management Trust, and
 - (e) in the event that a senior Council officer is not appointed, the one (1) available position on the Southern Tasmanian Regional Waste Authority.

That Council, having received the results of the ballots conducted under resolution 4 (above):

Glenorchy Planning Authority

5. APPOINT the Mayor as a member and the Chair of the Glenorchy Planning Authority
6. APPOINT the four (4) members-elect as members of the Glenorchy Planning Authority
7. NOTE that in accordance with Council's resolution of 1 December 2014 (as amended on 31 August 2015), the proxy positions on the Glenorchy Planning Authority are to be rotated among the remaining Aldermen.

Audit Panel

8. If there are no more than two nominations for proxy members of the Audit Panel, APPOINT those nominees as proxy members of the Audit Panel or, in the alternative, RESOLVE to conduct a ballot for those proxy positions at a later date to be fixed.

General Manager's Performance Review Committee

9. APPOINT the members-elect for the two (2) positions determined by ballot to the General Manager's Performance Review Committee

Glenorchy Emergency Management Committee

10. APPOINT the member-elect for the one (1) available position determined by ballot as a member and the Municipal Chairperson of the Glenorchy Municipal Emergency Management Committee

Wellington Park Management Trust

11. NOMINATE for Ministerial approval the member-elect for the one (1) position determined by ballot as Council's representative on the Wellington Park Management Trust, and

Southern Tasmanian Regional Waste Authority

12. In the event that Council has decided to conduct a ballot for the position of observer/substitute representative on the Southern Tasmanian Regional Waste Authority APPOINT the member-elect for the one (1) position determined by ballot to that position.

The TasWater Owners' Representative Group

13. RECONFIRM the Mayor as its Representative on the TasWater Owners' Representative Group (ORG)
14. RECONFIRM the Deputy Mayor as its Deputy Representative on the TasWater ORG
15. NOTE that the Mayor's power to appoint the General Manager as proxy for meetings of the TasWater ORG, given by resolution on 18 November 2018, remains in place.

Attachments/Annexures

- 1 Committee Nominations and Appointments



- 2 Notice of Nominations for Appointments to Committees and Other
 Bodies

14. QUARTERLY REPORT - QUARTER 1 2022/23

Author: Executive Manager Stakeholder Engagement (David Ronaldson)
Chief Financial Officer (Tina House)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: Corporate Reporting

Community Plan Reference:

Leading Our Community

We will be a progressive, positive community with strong council leadership, striving to make Our Community's Vision a reality.

Strategic or Annual Plan Reference:

Leading Our Community

Objective 4.1	Govern in the best interests of our community
Strategy 4.1.1	Manage Council for maximum efficiency, accountability and transparency
Action 4.1.1.01	Monitor Council expenditure and drive efficiency across the organisation
Action 4.1.1.02	Develop and monitor Council's Budget, Long-term Financial Plan, Annual Plan and Annual Report

Reporting Brief:

To present Council's Quarterly Report for the quarter ending 30 September 2022.

Proposal in Detail:

The Quarterly Report for the period ending 30 September 2022 details Council's key strategic projects, core business activities, financial performance and forecasting and monitoring of Council's Annual Plan.

The Quarterly Report comprises the following:

- Glenorchy City Council Quarterly Report ([Attachment 1](#)), and
- Quarterly Annual Plan Progress Report ([Attachment 2 and 3](#)).

The purpose of the report is to assist Council in its strategic oversight of Council operations and of progress on implementation of the Council's Annual Plan.

A further benefit of this reporting is that it helps to make Council's operations more transparent to the community.

Quarterly Report

The Quarterly Report ([Attachment 1](#)) contains a comprehensive summary of Council's performance over the first quarter of the financial year. The report consists of the:

- General Manager's summary of strategic and operational highlights
- Council's Quarterly Financial Performance Report
- Reporting against Key Performance Indicators, and
- Summary of Council's Risk Management profile.

Annual Plan Progress

The Annual Plan Progress Report ([Attachment 2](#)) currently records the status and commentary of the 17 priority actions with indicators for the remaining Annual Plan actions, including 'business as usual' items.

Financial Performance

Executive Summary

Council's interim operating position for the period ending 30 September 2022 is \$0.881m better than the budgeted position. The favourable variance is the combined result of a \$0.995m increase in budgeted revenue and a \$0.114m increase in budgeted expenditure.

The first quarter records a nett favourable result due to higher than budgeted revenue. This is primarily from development activity that generates revenue such as new kerbside waste management charges, building application fees and rates supplementary growth. This is offset by higher than budgeted expenditure in which increasing materials and services costs are evident due to the current inflationary economic climate.

Revenue

Year-to-date operational revenue is \$55.813m compared to budgeted operational revenue of \$54.818m. This represents a favourable result of \$0.995m or 1.8% against budget.

Unspent grants carried forward from 2021/22 contribute \$0.589m to the favourable result, while new housing activity has resulted in above budget revenue from supplementary general rates \$0.113m and new kerbside waste management services \$0.212m.

Expenditure

Year-to-date operational expenditure is \$14.928m compared to budgeted expenditure of \$14.813m. This represents an unfavourable result of \$0.114m or 0.8% against budget.

While the overall result is relatively minor, there are several competing areas contributing to the quarterly result. Employee costs are down by \$0.564m due to vacancy savings while materials and services are higher by \$0.330m.

The current inflationary economic environment may continue to negatively impact on our external costs which will need to be monitored closely.

Non-operating – Capital Grant Revenue

Capital grants revenue is \$2.768m against an annual budget of \$7.848m.

As at the reporting date, this result includes \$1.7m of unspent grants from the previous financial year carried over into the current financial year as well as receipts in the first quarter of \$0.6m from Local Roads and Community Infrastructure grants program and \$0.4m for Eady Street Clubrooms grant.

Non-Operating – Net Gain/(Loss) on Disposal of Assets

Disposal of assets currently records a gain of \$14k against an annual budgeted loss of \$0.402m.

The primary activity in this area for the quarter is the disposal of obsolete computer equipment, minor plant and vehicle changeovers. These generally result in a gain from the sale which is reflective of the current result.

Non-Operating – Contributions Non-Monetary Assets

No donated assets have yet been recognised against an annual budget of \$5.300m.

Capital works

Council's year-to-date Capital Works expenditure is \$2.003m against an annual budget of \$31.512m.

Major grant funded projects make up close to half of the annual capital works program and delays to these can negatively impact reported overall expenditure. In actual fact, the recurrent capital works program is actually reporting it is ahead of budget at quarter end.

A detailed capital works report was presented to Council at the October meeting.

Summary

Further information on revenue, expenditure and capital works figures is provided in [Attachment 1](#) to this report.

Consultations:

General Manager
Executive Leadership Team
Capital and Operational Budget Responsible Officers

Human Resource / Financial and Risk Management Implications:

The Quarterly Report assists in Council's active risk management by monitoring and reporting on the progress of Annual Plan actions, major projects, key activities of Council and financial performance.

This enables Council to have oversight of the performance of the organisation, enabling informed decision-making and appropriate risk mitigation.

Given the report is for receiving and noting, there are no material risks in adopting the recommendations.

Community Consultation and Public Relations Implications:

Community consultation

As this is a status report on the outputs and outcomes of Council services and activities, no community consultation was undertaken.

Public relations

There are no material public relations implications.

Recommendation:

That Council:

RECEIVE and NOTE Council's Quarterly Report and Quarterly Annual Plan Progress Report for the quarter ending 30 September 2022.

Attachments/Annexures

1 GCC Quarterly Report - Highlights & Indicators



2 Annual Plan Priority Actions Quarterly Update



3 Annual Plan All Actions Quarterly Update



15. UPDATED COUNCIL POLICIES

Author: Manager People and Governance (Tracey Ehrlich)

Qualified Person: Director Corporate Services (Jenny Richardson)

ECM File Reference: Council Policies

Council Meeting at its meeting on 24 October 2022 resolved that the matter be deferred to the meeting to be held on 28 November 2022.

Community Plan Reference:

Under the *City of Glenorchy Community Plan 2015 - 2040*, the Community has prioritised 'transparent and accountable government'.

Strategic or Annual Plan Reference:

Open for Business

Objective 2.1 Stimulate a prosperous economy.

Strategy 2.1.1 Foster an environment that encourages investment and jobs.

Leading our Community

Objective 4.1 Govern in the best interests of our community.

Strategy 4.1.1 Manage Council for maximum efficiency, accountability and transparency.

Reporting Brief:

To present the Financial Hardship Policy and the Grievances Involving the General Manager Policy for review and adoption and present the Remission or Rebate of Fees and Charges Policy for rescission.

Proposal in Detail:

All policies adopted by Council are reviewed cyclically. The ordinary review period for Council policies is four (4) years after adoption. However, policies may be reviewed earlier if it is appropriate to do so, for example if there are changes to a relevant governing act.

Financial Hardship Policy

The policy was adopted by Council at its meeting on 17 June 2019 and has been reviewed having reached the end of its four-year review period.

- Attachment 1 is a copy of the 2019 Policy with tracked changes, and
- Attachment 2 is a copy of the recommended updated Policy

The revised policy continues to help ratepayers and members of the community who are suffering financial hardship by providing relief from the requirement to pay Council Rates, Fees and Charges.

The amendments to this Policy include:

- excluding the fire levy as Council does not keep this money. Council is only a collection place for the Tasmania Fire Service
- expanding the scope of this Policy to apply to Council charges other than rates, levied under Part 12, Division 7 (Fees and charges) of the *Local Government Act 1993* (the Act) including dog registrations, fines, applications etc.
- updating the types of assistance, a payer may apply to Council to obtain to include:
 - deferral of the due date for payment of the Fees and Charges
 - waiver of interest, penalties and legal Fees and Charges, in-part or in-full (i.e. not being required to pay any extra fees that Council may have charged for the Fees and Charges not being paid on time).

It is recommended Council adopt the updated Financial Hardship Policy.

Grievances Involving the General Manager Policy

The policy was adopted by Council at its meeting on 26 February 2018 and has been reviewed having reached the end of its four-year review period.

- Attachment 3 is a copy of the 2018 Policy with tracked changes, and
- Attachment 4 is a copy of the recommended updated Policy

This Policy continues to set out the principles and procedures for dealing with a formal grievance where the General Manager is named as a Respondent.

The main changes to this policy include adding the definition of an Investigating Body, Formal Grievance and General Manager. The section defining a formal complaint was removed as this definition has been included in the definitions section.

It is recommended Council adopt the updated Grievances Involving the General Manager Policy.

Remissions or Rebate of Fees and Charges Policy

The Policy was adopted by Council at its meeting on 30 July 2019 and has been reviewed having reached the end of its four-year review period.

- Attachment 5 is a copy of the 2019 Policy.

The policy provides guidance on the circumstances in which the General Manager may remit or rebate fees and charges levied under Part 12, Division 7 (Fees and charges) of the *Local Government Act 1993* (the Act).

The Financial Hardship Policy scope has been expanded to include Council charges other than rates, levied under Part 12, Division 7 (Fees and charges) of the Act (including dog registrations, fines, applications, etc.). Given this, it is recommended the Remission or Rebate of Fees and Charges Policy be rescinded on the basis it is now redundant.

Consultations:

Mayor
Executive Leadership Team
Management Team
Corporate Governance
Senior Legal Counsel
Council officers

Human Resource / Financial and Risk Management Implications:

There are no material human resources or financial implications.

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
Adopt the recommendation	Minor	Unlikely	Low	Responsible officers continue to monitor compliance with policies and ensure that any amendments are made in a timely manner, as required.
The rescinded policy does not represent any significant departure from established practices or statutory requirements. There is a chance that procedural difficulties may be identified once they are implemented, leading to operational inefficiencies.				
Do not adopt the recommendation	Minor	Likely	Medium	Council officers are instructed to review the policies and implement any changes requested by Council as soon as practicable.
Governance administration would be less optimal due to the presence of outdated and less effective policies.				

Community Consultation and Public Relations Implications:

The Policies, when updated, are required to be published on Council's website under s. 70G of the Act.

Recommendation:

That Council:

1. Adopt the Financial Hardship Policy 2022 in Attachment 2.
2. Adopt the Grievances Involving the General Manager Policy 2022 in Attachment 4.
3. Rescind the Remission or Rebate of Fees and Charges Policy in Attachment 5.

Attachments/Annexures

- 1 Financial Hardship Policy 2019 tracked changes
[!\[\]\(683b5b753d28f94859a07d80f026c55a_img.jpg\)](#)
- 2 Financial Hardship Policy 2022
[!\[\]\(2f04afed6f088c9f7d4b18fde1d0a0d4_img.jpg\)](#)
- 3 2018 Grievances Involving the General Manager Policy - Tracked
[!\[\]\(012a32be142f411cfe77a48863ecccd4_img.jpg\)](#) Changes
- 4 2022 Final Grievances Involving the General Manager Policy
[!\[\]\(1d27453b77fd1ff80e1e3d4c1bc96033_img.jpg\)](#)
- 5 2018 Remissions or Rebates of Fees and Charges Policy
[!\[\]\(efffb3ea22ca4abf8acc437531c05b8e_img.jpg\)](#)

16. FINANCIAL PERFORMANCE REPORT TO 31 OCTOBER 2022

Author: Chief Financial Officer (Tina House)

Qualified Person: Director Corporate Services (Jenny Richardson)

ECM File Reference: Corporate and Financial Reporting

Community Plan Reference:

Leading Our Community

We will be a progressive, positive community with strong council leadership, striving to make Our Community's Vision a reality.

The communities of Glenorchy will be confident that Council manages the community's assets soundly for the long-term benefit of the community.

Strategic or Annual Plan Reference:

Leading Our Community

Objective 4.1 Govern in the best interests of our community

Strategy 4.1.1 Manage Council for maximum efficiency, accountability, and transparency

Strategy 4.1.2 Manage the City's assets soundly for the long-term benefit of the community

Objective 4.2 Prioritise resources to achieve our communities' goals

Strategy 4.2.1 Deploy the Council's resources effectively to deliver value

Reporting Brief:

To provide the monthly Financial Performance Report to Council for the period ending 31 October 2022.

Proposal in Detail:

Council's Financial Performance Report (**Report**) for the year-to-date ending 31 October 2022 is Attachment 1.

The Report highlights that Council's operating result as at the end of October is \$1.76m better than the budgeted position. The favourable variance is the combined result of a \$1.19m increase in budgeted revenue and a \$0.57 decrease in budgeted expenditure.

Executive Summary

The financial position continues to be favourable to budget, underpinned by increased revenue and decreased expenditure.

Customer driven revenue streams of user charges and rates show a stable favourable position despite a challenging economic environment. In addition, official interest rate rises have generated better returns on Council's cash investments.

On the expenditure side, permanent and temporary position vacancies since 1 July have resulted in a year-to-date 9% reduction in employee expenses compared to budget. Materials and services are being sourced in an inflationary market and will need to be monitored closely.

Revenue

Year-to-date operational revenue is \$57.43m compared to budgeted operational revenue of \$56.24m. This represents a favourable result of \$1.19m million or 2.1% against budget.

Unspent grants carried forward from 2021/22 contribute \$0.59m to the favourable result. New housing activity has resulted in above budget revenue from kerbside waste management services \$0.22m and rates adds \$0.17m in additional revenue from supplementary valuations and penalties.

Expenditure

Year-to-date operational expenditure is \$21.89m compared to budgeted expenditure of \$22.46m. This represents a favourable result of \$0.57m or 2.5% against budget.

A reduction in employee expenses of \$0.82m is currently reported due to permanent position vacancies put in place from 1 July, plus various temporary position vacancies awaiting recruitment.

Non-operating – Capital Grant Revenue

Capital grants revenue is \$2.77m against an annual budget of \$7.85m.

As at the reporting date, this result includes \$1.7m of unspent grants from the previous financial year carried over into the current financial year as well as receipts for Eady Street Clubrooms grant \$0.4m less final Local Roads and Community Infrastructure Phase 2 grant yet to be received of \$0.16m.

Non-Operating – Net Gain/(Loss) on Disposal of Assets

Disposal of assets currently records a gain of \$46k against an annual budgeted loss of \$0.4m.

The primary activities to date are the disposal of obsolete computer equipment, minor plant and vehicle changeovers. These generally result in a gain from the sale which is reflective of the current result.

Non-Operating – Contributions Non-Monetary Assets

No donated assets have yet been recognised against an annual budget of \$5.3m.

Capital Works

Council's year-to-date Capital Works expenditure is \$3.3m against an annual budget of \$31.5m.

At last month's October meeting, Council was provided with a comprehensive Capital Works Status Report that detailed the current position of major projects and that expenditure will trend behind the forecast for a period of time due to contractor availability and contract negotiations.

Summary

Further information on revenue, expenditure and capital works figures is provided in Attachment 1 to this report.

Consultations:

General Manager

Executive Leadership Team

Officers responsible for Capital and Operational Budget reporting

Human Resource / Financial and Risk Management Implications:

Financial implications are set out in the body of this report and in Attachment 1.

As this report is for receiving and noting only, no risk management issues arise. Risks associated with Council's financial expenditure and sustainability were managed through the process for developing Council's annual budget and are monitored through ongoing reporting on Council's Strategic and Key Operational risk register.

Community Consultation and Public Relations Implications:

Community consultation was not required due to the regular and operational nature of this report. There are no material public relations implications.

Recommendation:

That Council:

1. RECEIVE and NOTE the Financial Performance Report for the year-to-date ending 31 October 2022 as set out in Attachment 1.

Attachments/Annexures

- 1 Attachment 1 - Financial Performance Report to 31 October 2022



17. PROCUREMENT AND LEGAL - MONTHLY REPORT

Author: Manager People and Governance (Tracey Ehrlich)

Qualified Person: Director Corporate Services (Jenny Richardson)

ECM File Reference: Procurement

Community Plan Reference:

Leading our Community

The communities of Glenorchy will be confident that Council manages the community's assets soundly for the long-term benefit of the community.

Strategic or Annual Plan Reference:

Leading our Community

Objective 4.1 Govern in the best interests of our community

Strategy 4.1.1 Manage Council for maximum efficiency, accountability and transparency

Strategy 4.1.3 Maximise regulatory compliance in Council and the community through our systems and processes

Reporting Brief:

To inform Council of exemptions that have been applied to procurements under Council's Code for Tenders and Contracts for the period 18 October to 15 November 2022 and provide an update on external legal expenditure.

Proposal in Detail:

Exemption report

Council's Code for Tenders and Contracts (**the Code**) has been made and adopted by Council as required under section 333B of the *Local Government Act 1993*.

Under the Code (Annex A), the General Manager is required to report to Council any purchases in circumstances where a normally required public tender or quotation process is not used. Instances of non-application of the quotation or public tender process are to be reported at ordinary Council meetings as soon as possible after a contract is executed or a purchase order is issued.

The information reported for each contract or purchase order will include:

- the contract or purchase order value (excluding GST)
- the circumstances for engaging the contractor or supplier without seeking the required number of quotes

- the date approval was given to engage the contractor or supplier
- the date of the contract or purchase order
- if the contract or purchase order was as a result of a prescribed situation or prescribed contract under regulation 27 of the *Local Government (General) Regulations*, the sub-regulation relied on for not calling for public tenders.

For the period from 18 October to 15 November 2022 there were no exemptions.

Expenditure on external legal services

Council's Legal Services Policy provides at cl. 2.5 that Council: *will report monthly to Council on the amount spent on external legal services in the preceding month.*

For the month of October 2022, the total amount spent on external legal services for all of Council was \$2881.00 excluding GST. This expenditure primarily related to a recovery of unpaid rates matter.

The expenditure was provided for in Council's 2022/23 budget.

Consultations:

Senior Legal Counsel
Procurement and Contracts Coordinator
Accounts Payable Supervisor

Human Resource / Financial and Risk Management Implications:

Human resources

There are no material human resources implications.

Financial

The report documents expenditure of \$2881.00 excluding GST in budgeted operational costs.

Risk management

As this report is recommended for receiving and noting only, no risk management issues arise. Risks around procurement are monitored and reported on a continuous basis as part of standard processes and procedures.

Community Consultation and Public Relations Implications:

Community consultation was not required or undertaken. There are no material public relations implications.

Recommendation:

That Council:

1. RECEIVE and NOTE the Procurement and Legal Monthly Report for the period from 18 October to 15 November 2022.

Attachments/Annexures

Nil.

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

CLOSED TO MEMBERS OF THE PUBLIC

19. CONFIRMATION OF MINUTES (CLOSED MEETING)

That the minutes of the Council meeting (closed meeting) held on 24 October 2022 be confirmed.

20. APPLICATIONS FOR LEAVE OF ABSENCE

GOVERNANCE

Community Goal – Leading our Community

21. COUNCIL REPORT - TENDER 0860 - AWARD

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).

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