

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 28 November 2022 at 6.00pm**



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

In attendance (in Chambers): Tony McMullen (General Manager), Emilio Reale (Director Infrastructure and Works), Tracey Ehrlich (Acting Director Corporate Services), David Ronaldson (General Manager Stakeholder Engagement), Tina House (Chief Financial Officer), Craig Pitt (Manager ICT) and Marina Campbell (Manager Community)

In attendance (by video link): Marian Maclachlan (Executive Assistant to the General Manager)

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

The meeting was live streamed on Council's website, Facebook page and YouTube channel. The peak number of viewers watching the live stream was 31 viewers and four members of the public attended in person.

The meeting began with a prayer by Reverend Kaye Paice from Edge Anglican.

The Chair opened the meeting at 6.00 pm.

The Chair acknowledged and paid respect to the Tasmanian Aboriginal Community as the original and traditional owners and continuing custodians of the land and their elders, past, present and emerging.

The Chair read a statement noting that the meeting would be recorded and live streamed to members of the public, and about work health and safety at the Council meeting.

1. APOLOGIES

Alderman Kelly Sims.

2. CONFIRMATION OF MINUTES

Resolution:

DUNSBY/KING

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

The motion was put.

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

AGAINST:

The motion was CARRIED.

3. ANNOUNCEMENTS BY THE CHAIR

None.

4. PECUNIARY INTEREST NOTIFICATION

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

The General Manager declared an interest in Item 13 - Appointment of Aldermen to Committees and Statutory Bodies and said he would exclude himself from so much of the item that relates to the ballot for the General Manager's Performance Review Committee and also Item 15 - Updated Council Policies. The reason being is that the report addresses in part the Grievances Involving the General Manager Policy

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

None.

6. PUBLIC QUESTION TIME (15 MINUTES)

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. 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.

**Question on notice – Robbie Fitzsimon, Montrose
(received 23 November 2022)**

Mr Robbie Fitzsimon submitted a question on notice relating to stormwater drainage issues in Fosbrook Court, Montrose.

Council officers have been working with Mr Fitzsimon over many months in relation to these stormwater drainage issues and have undertaken a range of actions as a result.

In the question on notice, Mr Fitzsimon asks Council specific questions about enforcement allegations relating to a neighbouring property.

As Chair, I refuse to accept the question be addressed in public questions on notice under reg. 31(5)(a) of the *Local Government (Meeting Procedures) Regulations 2015* as enforcement allegations about neighbouring properties are not appropriately addressed in a public forum.

Council officers will respond to Mr Fitzsimon in writing with specific answers to his questions.

**Questions on notice – Morris Malone, West Moonah
(received 24 November 2022)**

Q. The previous Council adopted a Long Term Financial Management Plan, which minimises rate rises to 3.5% across the forecast and projects a surplus in the fiscal year 2026-27. To provide the Community with confidence and stability in the financial management of Council over this next term, will this Council consider signing a joint of commitment for achieving this surplus in this term?

A: Budget and long-term financial management plans are projections prepared on the basis of the best available information to assist with resource allocation and financial management.

It is usual for unforeseen events to occur during a financial year let alone across several financial years.

Examples include the timing of grant payments, weather conditions affecting capital expenditure programs, levels of rates and charges received, employee arrivals and departures, cost escalation due to inflationary factions and external events such as COVID-19 and the war in the Ukraine.

The effect of these unforeseen events is that it is normal actual financial experience is different from budget.

Council has in place prudent controls to monitor differences between budget and actual to enable adjustments to resource allocation and service provision.

These include: monthly and quarterly financial reporting, quarterly capital expenditure reporting and annual, externally audited financial statements. All of these reports are publicly available.

Given these realities, it would be irresponsible of Council to mislead the community by purporting to guarantee future financial outcomes in an inherently uncertain world.

Questions without notice – Shane Alderton

Q1. Every Council meeting there is the confirmation of the Minutes. Why don't Council provide a copy of the previous open Council minutes along with the Agenda?

A: [Mayor] Council does aim to get the draft minutes made publicly available and up on the website within seven-days. However, responses to questions on notice from Council officers can take a bit longer to receive and place into the minutes. So they are effectively available to the public in terms of when the agenda is published.

We will take the question on notice in relation to the capacity to include the draft minutes as an additional attachment to the agenda.

Q2. BMX bike track – Sorell Council discussed the BMX track at their last Council meeting and they have identified an issue as with the tender pricing being approximately \$100,000 over budget. Is Council aware of the shortfall in funding?

[General Manager] Yes, Council is aware that the tendering process revealed a possible shortfall of \$100,000.

Q2a. Has Sorell requested Council to assist with the shortfall?

A. [General Manager] My understanding is that the tender submission that was made to Sorell Council, the BMX club identified a number of additional items that were not in the original design submission. Sorell Council are going back with the BMX club to look at the submission to try and identify any negotiables.

Glenorchy City Council is working with Sorell Council to identify any possible alternative source of funds.

[Director Infrastructure and Works] Yes, I can confirm Sorell Council has met with the BMX club to see if there are any areas that they could make some potential saving with the construction of the track to close that funding gap.

We did have a discussion with Minister for Community Sport and Recreation at the time of the transfer and at that stage they asked to be kept in the loop if there were any funding gap. So we did go back to them, but unfortunately they

don't have any funds or grant funding available. They are actually reducing the amount of grants that they have available.

We have put MONA In contact with Sorell Council, so they can have a discussion about what the funding gap may be and whether there are opportunities to try and close that funding gap.

Q2b. If the funding cannot be closed, would Glenorchy City Council look at funding that gap?

A: [Mayor] That would need to be a decision for the entire Council, so that would need to be brought to us for consideration, and that is not something that is on our agenda tonight.

Q2c. If for some reason the BMX track doesn't go ahead at Pembroke Park, what is the future of the BMX track in regards to Glenorchy City Council?

A: [Mayor] We would be having further discussions with the BMX club and looking at other options.

Questions without notice – Eddy Steenbergen, Rosetta

Q1: There was a topic discussed at a recent Council workshop entitled The Granton Development. Where is it? What is it?

A: [Mayor] It is one of the largest and last pieces of greenfield land in our municipality of Glenorchy located at Granton, towards the border of our municipality, and council has been undertaking some work with the landowners. There is a number of landowners who own different parcels of land adjacent to each other in that area, and Council's strategic planner has been working with landowners in that area to look at structural planning to enable the freeing up of some of that land for housing development.

Q2: It that 261 Main Road that we are talking about or a different location?

A: [Mayor] No, that is a different location, you are referring to 261 Austin's Main Road, Austin Ferry.

[General Manager] Council is actually looking at two sites in the area south of Upper Hilton Road, which we are calling Hilton Hill. Council is doing a structural plan for that area to identify what the trunk infrastructure would be required, terms of overall road layout, and the like to serve as a potential release of land in that area. And secondly, there is a private consortium that is looking at land north of Upper Hilton Road, and they have worked with the residents there to explore opportunities for a future planning scheme amendment on that side of Upper Hilton Road. Therefore, both of those initiatives are happening at the moment, and they are both related to addressing the urgent need for more land supply for residential purposes.

Q2: Item 21 in the closed session tonight refers to a Tender 0860 award. What can you tell us about that?

A: [General Manager] Council has been going through a process for approximately 18-months to explore the potential replacement of its core technology, which is essentially the software that underpins much of our service delivery. We have been through an extensive expression of interest and then request for proposals process, and we are now bringing that procurement process to Council for a decision.

It is intended that, notwithstanding the fact that it is a procurement process, therefore we're addressing the matter in closed Council. It is usual for Council to look to what aspects of that matter can be released into the open minutes following Council's closed discussion.

Q2a. What is the next step in that process?

A: [General Manager] The next step is whether Council agrees to a contract or not, with a preferred provider.

Q3. Going back to 261 Main Road, Austins Ferry which I got wrong in the beginning of my questions tonight. Back in February, Council had a list of land for disposal of which 261 Main Road, was at the top of the list and start the process to dispose of the land, where are we with that?

A: [General Manager] We do have an active land disposal list, but the Director Infrastructure and Works can provide an update on that particular piece of land.

[Director infrastructure and Works] We have had some discussion with Department of Communities to gauge if there is any interest in land or housing, though not saying that they are the only entity that would have an expression of interest, but there are significant studies that need to be undertaken.

One is a contamination study and this has to be done first, so that is about to be commissioned, and we are looking at designing, as it is possible that we will end up in a three zone split on that parcel of land being residential, some environmental/conservation area and probably light industrial. A lot of it will rest on the results of the contamination report.

Q3a. Are you looking at other options apart from a sale?

A: [Director infrastructure and Works] With land disposals there are always three options being sale, long-term lease or exchange. A land disposal will be based on the best possible proposal that we get.

Q3b: So they are all still on the table?

A: [Director infrastructure and Works] Yes, they are still always on the table until the final report comes in and or the final offer is received.

7. PETITIONS/DEPUTATIONS

None.

COMMUNITY

Community Goal: "Making Lives Better"

8. GLENORCHY CITY COUNCIL ELECTIONS 2022 - OUTCOME

File Reference: Local Government Election 2022

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.

Resolution:

HICKEY/COCKSHUTT

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*.

The motion was put.

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

AGAINST:

The motion was CARRIED.

9. ALDERMANIC STATEMENTS OF INTENT AND LEGACY

File Reference: Aldermen administration

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.

Resolution:

HICKEY/DUNSBY

That Council:

1. ADOPT the Aldermanic Statements of Intent and Legacy.

The motion was put.

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

AGAINST:

The motion was CARRIED.

10. ACTIVITIES OF THE MAYOR

File Reference: Mayoral Announcements

Reporting Brief:

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

Resolution:

KING/SLADE

That Council:

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

The motion was put.

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

AGAINST:

The motion was CARRIED.

11. GLENORCHY CBD SAFETY

File Reference: Community Safety

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.

Resolution:

SLADE/KING

That Council:

1. NOTE this update report on initiatives underway to address CBD safety
2. ENDORSE the continuation of a private 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,
3. REQUEST as a matter of urgency through Commissioner of Police a noticeable uniform police presence in Glenorchy CBD across the week at varying times and days,
4. REQUEST Tasmania Police to provide a monthly Glenorchy CBD safety update to Council on their actions, incidents that occurred, current trends and recommendations in curtailing anti-social behaviour and associated offences,
5. REQUEST an update report to the May 2023 ordinary Council meeting on public space behaviour in the Glenorchy CBD, particularly the effectiveness of using private security guards, having a uniform police presence, trial of the PCYC and Salvation Army Street Teams, responses from the State government and any grant funding available,
6. SUBMIT a letter signed by all Aldermen to the Premier and copying in the Minister for Police, Minister for Education, Children and Youth, the Commissioner of Police and the Attorney General requesting an urgent meeting prior to the ending of school holidays with the whole Council because anti-social behaviour has escalated to crisis point.

The motion was put.

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

AGAINST:

The motion was CARRIED.

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

File Reference: 5a Taree Street Chigwell

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*.

Resolution:

DUNSBY/KING

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.

The motion was put.

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

AGAINST:

The motion was CARRIED.

GOVERNANCE

Community Goal: “Leading our Community”

13. APPOINTMENT OF ALDERMEN TO COMMITTEES AND STATUTORY BODIES

File Reference: 2022 Committees

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.

Alderman Quick verbally withdrew his nomination for the Glenorchy Planning Authority.

Resolution:

KING/DUNSBY

That Council:

Representation on particular committees

1. APPOINT Aldermen Quick and Hickey as Aldermanic members of the Glenorchy City Council Audit Panel.
2. APPOINT Alderman Dunsby as proxy on the Glenorchy City Council Audit Panel.
3. APPOINT Alderman Cockshutt, Alderman Dunsby, Alderman King and Alderman Yaxley to the Glenorchy Planning Authority.
4. APPOINT Director Infrastructure and Works, Emilio Reale, as observer/substitute representative on the Southern Tasmanian Regional Waste Authority.

Ballots

5. HAVING conducted 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:

[7.22pm The General Manager removed himself from the meeting.]

- (a) the two (2) available positions on the General Manager’s Performance Review Committee

[7.28pm The General Manager returned to the meeting.]

- (b) the one (1) available position on the Glenorchy Emergency Management Committee
- (c) the one (1) available position on the Wellington Park Management Trust.

General Manager's Performance Review Committee

- 6. APPOINT Alderman Dunsby and Alderman Hickey to the General Manager's Performance Review Committee

Glenorchy Emergency Management Committee

- 7. APPOINT Alderman King as a member and the Municipal Chairperson of the Glenorchy Municipal Emergency Management Committee

Wellington Park Management Trust

- 8. NOMINATE for Ministerial approval Alderman Kendall as Council's representative on the Wellington Park Management Trust, and

The TasWater Owners' Representative Group

- 9. RECONFIRM the Mayor as its Representative on the TasWater Owners' Representative Group (ORG)
- 10. RECONFIRM the Deputy Mayor as its Deputy Representative on the TasWater ORG
- 11. 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.

The motion was put.

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

AGAINST:

The motion was CARRIED.

14. QUARTERLY REPORT - QUARTER 1 2022/23

File Reference: Corporate Reporting

Reporting Brief:

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

Resolution:

DUNSBY/KENDALL

That Council:

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

The motion was put.

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

AGAINST:

The motion was CARRIED.

15. UPDATED COUNCIL POLICIES

File Reference: Council Policies

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.

7.53pm The General Manager left the meeting

Resolution:

YAXLEY/KING

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.

The motion was put.

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

AGAINST:

The motion was CARRIED.

7.54pm The General Manger returned to the meeting.

16. FINANCIAL PERFORMANCE REPORT TO 31 OCTOBER 2022

File Reference: Corporate and Financial Reporting

Reporting Brief:

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

Resolution:

COCKSHUTT/SLADE

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.

The motion was put.

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

AGAINST:

The motion was CARRIED.

17. PROCUREMENT AND LEGAL - MONTHLY REPORT

File Reference: Procurement

Reporting Brief:

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

Resolution:

DUNSBY/YAXLEY

That Council:

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

The motion was put.

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

AGAINST:

The motion was CARRIED.

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

None.

Resolution:

KING/COCKSHUTT

That the meeting be closed to the public to allow discussion of matters that are described in Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The meeting was closed to members of the public and the live stream was terminated at 7.58pm.

ATTACHMENT TO OPEN MINUTES

Council resolved that items 1 to 6 of the following closed Council resolution be published in the Open minutes of this meeting.

21. COUNCIL REPORT - TENDER 0860 - AWARD

Resolution:

HICKEY/COCKSHUTT

That Council:

1. RECEIVE and NOTE Council Report - Tender 0860 - Award which is for the replacement of Council's core technology with the objectives of improving the experience for Council's customers, increasing productivity and improving user experience.
2. APPROVE awarding contract 0860 for Software as a Service (SaaS) implementation and provision of an integrated core business systems solution to Open Office Holdings Pty Ltd (ABN 43 632 276 692) at an estimated GST exclusive value including extension options of \$6,000,000.
3. AUTHORISE the General Manager to execute the contract.
4. APPROVE project budgets for Project Hudson of:
 - (a) 2022/23 operational expenditure of \$1.617m
 - (b) 2023/24 operational expenditure of \$2.255m
 - (c) 2024/25 operational expenditure of \$1.679m.
5. APPROVE an amendment to Council's estimates for the 2022/23 financial year of:
 - (a) reduce the estimated capital works by \$1.0m to \$30.511m
 - (b) increase the estimated operational expenditure by \$1.098m to \$68.68m
6. APPROVE amendments to the Long-Term Financial Management Plan 2022/23 to 2031/32 to:
 - (a) remove capital expenditure allowances for new ICT assets of \$2.0m in 2023/24 and \$2.0m in 2024/25
 - (b) increase operational expenditure by \$1.45m in 2023/24 and \$0.31 in 2024/25
7.

The motion was put.

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

AGAINST:

The motion was CARRIED.

CLOSED TO MEMBERS OF THE PUBLIC

Closed session commenced at 7.59pm

19. CONFIRMATION OF MINUTES (CLOSED MEETING)

Resolution:

DUNSBY/KING

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

The motion was put.

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

AGAINST:

The motion was CARRIED.

20. APPLICATIONS FOR LEAVE OF ABSENCE

None.

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)

Resolution:

KING/QUICK

That the meeting be moved back into open Council.

The motion was put.

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

AGAINST:

The motion was CARRIED.

The Chair closed the meeting at 8.32 pm.

Confirmed,

CHAIR