

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



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

**In attendance (in Chambers):** Tony McMullen (General Manager), Emilio Reale (Director Infrastructure and Works), Jenny Richardson (Director Corporate Services), Allan Wise (Acting Chief Financial Officer) and David Ronaldson (Executive Manager Stakeholder Engagement).

**In attendance (by video link):** Marian Maclachlan (Executive Assistant to the General Manager) and Andy Watson (Executive Assistant to the Mayor).

**Leave of Absence:**

**Workshops held since last Council Meeting**

**Date:** Monday 6 February 2023

**Purpose:** To discuss:

- All day workshop – Strategic Planning
- General Managers Performance Review

**Date:** Tuesday, 14 February 2023

**Purpose:** To discuss:

- All day workshop no. 2 – Strategic Planning
- Local Government Reform

**Date:** Monday, 20 February 2023

**Purpose:** To discuss:

- Strategic Plan Review

The meeting was live streamed on Council’s website, Facebook page and YouTube channel. The peak number of viewers watching the live stream was 21 viewers and ten members of the public attended in person.

The Chair opened the meeting at 3.30pm.

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

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

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## 1. APOLOGIES

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None.

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## 2. CONFIRMATION OF MINUTES

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**Resolution:**

SLADE/DUNSBY

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

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 3. ANNOUNCEMENTS BY THE CHAIR

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None.

**Resolution:**

KING/KENDALL

That the Closed Council agenda be reordered so that Item 21 (Notices of Motion/Questions on Notice and Without Notice) is dealt with before Item 20 (General Manager's Performance Mid-Year Performance Review 2022/23).

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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**4. PECUNIARY INTEREST NOTIFICATION**

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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 a pecuniary interest in Item 20 – General Manager's mid-year performance review 2022/23.

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**5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

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None.

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## 6. PUBLIC QUESTION TIME (15 MINUTES)

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### Question on Notice – Eddy Steenberg, Rosetta (received 7 February 2023)

My questions relate to Glenorchy's city status. It was apparently a matter of civic pride when Glenorchy received that status in October 1964. I'm interested in whether our city or its residents have received any benefits as a result. As far as I can tell, it allows (a) Glenorchy to have a sister city if it wishes, and (b) councillors to call themselves "Alderman" if they wish. I'd like to know more.

**Q1. Is Council aware of any circumstances in which it is treated differently by any state or commonwealth government body as a direct result of Glenorchy's city status?**

A: No. Under Commonwealth grants, the entire state of Tasmania is classified as 'regional' and there is no differentiation between cities and other municipalities.

**Q1a: If so, please provide some examples?**

A: For example Commonwealth assistance grants are allocated according to a complex model that takes no account of City status.

**Q2. Is Council aware of any powers, authority, entitlements or privileges that it would not have if Glenorchy did not have city status?**

A: Under the *Local Government Act*, cities, with exception of Burnie, have a larger body of councillors (10-12) and may use the title of Alderman.

**Q2a. If so, please provide some examples?**

**Q3. Is council aware of any income from any source that it would not receive if it did not have city status?**

A: Glenorchy is part of the Hobart City Deal that carries Commonwealth government funding. However, if Glenorchy were not a city, but had the same commercial/industrial/residential composition and proximity to the Hobart CBD it would still likely have been part of the Deal.

**Q3a. If so, please provide some examples?**

A: As above.

**Question on Notice – Morris Malone, West Moonah  
(received 14 February 2023)**

**Q1. How does Council investigate suspected breaches to the Dog Control Act 2000 with respect to the prohibitions on use provided for in the Listening Devices Act 1991?**

A: Council uses a listening device solely for the purpose of listening to dog noise alleged to have caused a nuisance under the *Dog Control Act 2000* (“the DCA”).

Under the DCA, a dog is a nuisance if - *(b) it creates a noise, by barking or otherwise, that persistently occurs or continues to such an extent that it unreasonably interferes with the peace, comfort or convenience of any person in any premises or public place.* (s. 46(b))

Listening devices may be placed on a complainant’s property; or in a public place; or on the property of the owner of the dog alleged to have caused a nuisance; or another property whose owner has given consent.

Under the DCA:

*(4) For the purpose of ascertaining whether a nuisance exists, the general manager [or delegate] may-*

*(a) enter and remain on land; and*

*(b) do anything reasonably necessary for that purpose.* (s. 49A(4))

The *Listening Devices Act 1991* (“the LDA”) governs the use of listening devices, including the unsolicited recording, communication, publication, or reporting of conversations of the human voice.

Unintentional hearing of private conversations

It is not a contravention of the LDA if a private conversation is unintentionally heard. This includes a situation where an Animal Management Officer hears a private conversation recorded on a listening device while investigating a complaint under the DCA. (s. 5(2)(d)).

Passing on private conversations to others prohibited

Where an Animal Management Officer hears a private conversation through a listening device while conducting a nuisance investigation under the DCA, the LDA prohibits the communication, publication, or reporting of that conversation to any other person. (s. 9).

Animal Management Officers do not communicate, publish, or report on any conversation that has been indirectly recorded by a listening device. Conversations that have been identified are disregarded as evidence during the conduct of these investigations.

Keeping recordings of private conversations prohibited

The LDA prevents a person from possessing a record of a private conversation, whether or not it has been obtained unintentionally. (s. 11(1))

Council does not keep any records of private conversations that have been unintentionally recorded by a listening device whilst investigating alleged breaches under the DCA. Only records relating to dog noise persistence or excessiveness are kept as evidence under the DCA.

**Q2. When the amount of rainfall experienced is greater than a 2% AEP event, the capacity of stormwater systems that have been the standard for Local Government are exceeded. What assistance does Council provide residents whose properties are affected in any such instance; and what long term measures are being considered for remedy?**

A: The design standard for Council stormwater assets in Tasmania is a 5% Annual Exceedance Probability (AEP) (on the average once in every 20 years). Some older Council infrastructure that predates the time the 5% AEP standard was adopted does not meet this standard given the age of the assets.

New stormwater infrastructure constructed as part of subdivisions or Council renewal projects go through a more detailed modelling process based on the changing climate impacts to understand the upstream and downstream effects when designing and determining pipe sizes and system capacity.

Council is not liable for the problems arising from stormwater capacity issues that were installed prior to any standard being adopted. Properties that are damaged from flood events due to retrospective standards need to contact their insurance provider for repairs or assistance. If the insurance provider deems that Council may be at fault, due to possible lack of maintenance of the system, then they will make a claim against Council. Council can provide a limited number of sandbags to affected residents during a predicted flood event.

**Question on Notice – Leeanne Golding, Claremont**  
(received 15 February 2023)

**Q1. Wondering if GCC will start kerb side hard waste collection like other councils do. I'm sure people would use this if it were available. Not everybody has the means to get this sort of stuff to the tip.**

A: The provision of a hard waste collection service would come at a significant cost to ratepayers, many of whom would not need or use the service. The economic and environmental costs of dumping waste to landfill are increasing and Council would need to purchase or hire appropriate vehicles to provide such a service. There is increasing acceptance that principles of waste minimisation and user-pays are key to achieving more sustainable waste management practices, and there are local service providers available to assist residents who need help with hard waste removal.

The amount of waste going into landfill is a national issue and the provision of a hard waste collection service does not help this problem. Council is working hard on diverting as much waste from landfill as possible, and the introduction of a food organic, green organic (FOGO) service into our municipality has been successful in significantly reducing the amount of waste going into landfill.

**Question on Notice – Samantha Mallinson, Glenorchy**  
(received 15 February 2023)

**Q1. Why doesn't Glenorchy have a weekly collection of rubbish and a hard rubbish collection??**

A: Council does provide a weekly waste management service, alternated between waste (garbage) and recycling collection one week and FOGO collection the next.

Residents struggling to manage waste volumes can contact Council's waste collection contractor (Veolia) directly to seek a private arrangement for a weekly service. Where the weekly service can be provided by Veolia, the cost is approximately \$125 per annum for a 140L bin and \$160 per annum for a 240L bin. Alternatively, if there are five or more people in a household, residents can apply to Council and pay an additional charge for a larger bin. This user pays system is considered fair and reasonable given 53.4 per cent of Glenorchy dwellings are one or two person households who have no need for a weekly service.

In addition, in 2022 the State government introduced a state-wide levy of \$20 per tonne on all waste disposed to landfill, with the aim of minimising the amount of unnecessary waste going into landfill. This levy is due to increase to \$40 per tonne in 2024, then \$60 per tonne in 2026.



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**Question on Notice – Andrea Cousens, Claremont  
(received 17 February 2023)**

**Q1. Why doesn't the GCC do hard rubbish collection like the other councils do? It would save me a couple hundred dollars instead of hiring a skip bin!**

A: The provision of a hard waste collection service would come at a significant cost to ratepayers, many of whom would not need or use the service. The economic and environmental costs of dumping waste to landfill are increasing and Council would need to purchase or hire appropriate vehicles to provide such a service. There is increasing acceptance that principles of waste minimisation and user-pays are key to achieving more sustainable waste management practices, and there are local service providers available to assist residents who need help with hard waste removal.

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**Question on Notice – Phil Brooke, Berriedale**  
(received 20 February 2023)

With regards to the Montrose Foreshore Boardwalk, I notice that there are signs advising that no dogs or bikes are allowed and that penalties apply for non-compliance. My questions are:

**Q1. What is the Penalty?**

A: For infringements issued for non-compliance, the penalties are the following:

- For taking your dog onto the boardwalk – 1 penalty unit (currently \$181)
- For riding a bicycle on the boardwalk – 2 penalty units (currently \$362).

**Q 2. How many people have been cautioned? and;**

A: No formal cautions have been issued. Council officers routinely patrol the area and have issued many *verbal* warnings, however. In most cases, members of the public are simply not aware that dogs and bikes aren't allowed on the boardwalk due to the small signs that were previously installed. Now we have more prominent signage, and possibly more to come, we are hoping that compliance will increase. If not, we will be able to enforce the restrictions knowing that offenders have been appropriately warned.

**Q3. How many people have been prosecuted in each of the last four years? As a regular walker on the Boardwalk it annoys me to see so many people disregarding the notice. This activity is more prevalent on the Weekends.**

A: No infringements have been issued for either offence on the boardwalk, over the last four years. This is largely due to the fact that Council understands that the previous signage wasn't prominent enough to reasonably fine people for these offences. Instead, Council has taken the education approach of verbal cautions, with anecdotal feedback that members of the public are very much complying with Officers' directions. As previously stated, now we have more prominent signage, and possibly more to come, we will be able to enforce the restrictions knowing that offenders have been appropriately warned.

**Question without Notice – Irimi Klapsis, Berriedale**

**Q: I have a home and a business which have been flooded twice in eight months, and it is a concern. It is my home and my income comes from the business, I just wanted to know if anything is being done about the flooding situation in Berriedale at the moment?**

A: [Mayor] I understand from discussions with the General Manager and Director of Infrastructure and Works today that Council has certainly looked into this issue and done so over the past eight months since the first incident occurred.

[Director Infrastructure and Waste] We are still investigating some of the causes of the flooding. It was a pretty intense rainfall event and a lot of water has passed over land and did not go into the stormwater system.

We have got a number of projects already planned to roll out and some of them are happening now, which is a result of what we found from the event eight months ago. We have yet to upgrade the inlet pipe at the top of the system which is located up at the top of Dooley's Avenue. We are going to expand the capacity of that pipe.

Down in Chandos Drive, we are looking at increasing the size of the pits and connecting an extension to try and get the water into the system and to flow faster. We are planning to expand the number of pits that we have in that area and we are going to put in double pits at the top of Dooley's Avenue.

We have a number of things planned but as we have more events, we will be able to do more modelling to find out what is causing some of the problems and then we can put mitigation actions in place.

**Q: With my insurance company, I am not sure if they will look forward to having to pay out a second time and whether they will commit going forward.**

**I have just spent \$20,000 on ag drains to try and prevent this from happening again. I am in the situation with where do I go with my business, with the wages that I'm losing? How long is it going to take to fix the areas you have mentioned, if it is hard to pinpoint exactly what's happening and where it's coming from?**

A: [Director Infrastructure and Works] A significant amount of planned works will be completed this financial year.

The expansion of the pipes at the top of the system is planned for next financial year, so we're talking July ish. One of the issues is the catchment, we can't always tell where the rain is going to fall, it appears the catchment may have changed where the water flows are going. Therefore, if the water cuts in a new channel somewhere else then it misses the intake, it will flow over land. We have had engineers up at Upper Dooley's Avenue today looking at what's going on in that bushland area to see if the water is flowing outside of the channels that are

there, and it may mean that we have to look at possibly cutting some new channels in, but that would come once we upgrade upsize that inlet try and get as much water into the system as possible.

**Q: Others are going through the same thing that I am, if engineers are looking into the situation it would be good to let all of us know as well.**

A: [Director Infrastructure and Works] We will develop information flyers going forward to keep people posted on what we are doing in this area and we will include a contact number on that flyer. Any feedback you can give us actually helps us improve the system as much as possible.

I will qualify, Mayor, that in saying that we are getting more higher intensity rainfalls than we have had in the past. The system is built to a certain capacity and if the rainfall exceeds that capacity, it has to go somewhere. Therefore, we are trying to mitigate it going over people's properties, but we can't guarantee that we can stem that flow all together. We will do what we can to reduce it as much as possible.

[Mayor] In summary, Council is working hard to try and identify why the water seems to be missing the stormwater catchment and this is key to trying to resolve the issue, because at the moment whether the drains are big enough or not isn't really the issue, if the rainfall is not hitting the stormwater drain and why is it coming over land? The answer to these questions will be key to solving the problem and we are doing what we can to try and investigate that issue with our engineers, but we don't have an answer for that as yet.

I totally empathise with your situation and I am sorry to hear that it's happened twice in eight months. I hope you can work with your insurer through this next stage.

### **Question without Notice – Philip Powe, Berriedale**

**I reside in Kilander Crescent and we have been flooded twice. It seems to me the stormwater drain is not big enough to take the volume of water and it just overflows into a number of places on the way down to the cul-de-sac. We understand the volume of water is unbelievable but the stormwater drains are not adequate to take the rainfall.**

**Q: Are the stormwater drains big enough to take the volume of water?**

A: [Director Infrastructure and Works] To clarify we are talking about the stormwater inlets. We do have this on our works program for this year and Council will be installing double entry points to try and get the water into the system. This has been identified after feedback from the last event. As a temporary measure, we are looking at using sandbags to create a border to try and stop the water jumping over the back.

**Question without Notice – Janette Good**

**Q: My parents have lived in Kilander Crescent for over 40-years and had just moved back into their home after the last event. Prior to last eight months these issues didn't occur. We noticed the rain was going right over the drain and that the water is diverting differently because of the new bits put into the pavement. I can see why they have been put there, as it certainly makes coming out into traffic better and provides a clearer view of the traffic. Can Council look at the drain, as the water is going over it? I have photos of the water diverting due to the changes to the pavement.**

**A: [Director Infrastructure and Works]. Our civil engineer today identified the potential issue with the drain and we are investigating this to see if it's part of the problem. We appreciate you sharing your photos with us, as that will be very beneficial to us**

**Question without Notice – Angela Klsfali, Berriedale**

**Q: I've had three incidents in less than 12 months because somebody further up from me, their pool burst and I have photos of exactly where everything went which was down through the other side of Dooley's Avenue and it cut across and came straight through our place.**

**Due to Saturday's rain incident the retaining wall had been damaged, carpet flooded, a \$100,000 car sitting in the shed in the mud, my husband's tools in the mud and mud two steps up at the back door again.**

**My husband and I spoke to the Council officers today and they are going to look at the guttering, which is a help, but it's still not fixing the problem.**

**It is literally coming down Dooley's Avenue, coming across and coming through our place. The guttering is an issue because these three incidents have happened since the new guttering has been put in place and yes, it looks nice and it is easier to get in and out, but it's entirely missing the drain and it wasn't blocked. My husband went out there in the dark with a torch in the early hours of Sunday morning to check and the drain wasn't blocked.**

**What can Council do? What else can be done?**

**A: [Mayor] I am so sorry to hear about the situations you have experienced over the last 12-months.**

**In terms of answering your question about what more can Council do, you've heard our Director this afternoon say that we are doing as much as we possibly can.**

I understand the urgency, but when these rainfall events appear to be becoming more regular, but we can't predict them. This is the challenge and we can't predict where they might occur either. Whilst your area has been hit now there are other stormwater drains across the municipality that would also be affected down the track. It is a matter of how do we try and predict and model the rainfall events.

For the benefit of the public , I will read out an answer which was put by Mr Martin in relation to rainfall events.

The design standard for Council's normal assets in Tasmania is a 5% annual exceedance probability, this is on average, once in every 20 years. So it is the design standards based on expected significant rainfall events occurring once every 20 years. Obviously we're seeing more often than that now and some of the older Council infrastructure predates the time that the 5%. annual exceedance probability standard was adopted, doesn't meet this standard given the age of some of our stormwater assets,

New stormwater infrastructure constructed as part of subdivisions or Council renewal projects, when we are renewing the stormwater infrastructure go through a more detailed modelling process based on the changing climate impacts to understand the upstream and downstream effects when designing and determining pipe sizes and system capacity.

Council is not liable for the problems arising from stormwater capacity issues that were installed prior to any standard being adopted. Properties that are damaged from flood events due to retrospective standards need to contact your insurance provider for repairs or assistance.

As I'm sure you're aware, if the insurance provider deems Council may be at fault due to possible lack of maintenance of the system, then they will make a claim against Council on your behalf. Council can provide a limited number of sandbags to affected residents during predicted flood events, as the Director also alluded to earlier.

So whilst we totally empathise with the situation and we are looking into what we can do in that particular area, it is not something that we can fix overnight because as the Director said we don't actually understand why it's missing the stormwater infrastructure that is there, we need to receive our expert's advice to properly understand the issue.

**Q: The area which has recently been renovated, the water completely misses it and doesn't go anywhere near the drain. We looked with a Council officer at the size of the drains located up Dooley Avenue and they are way bigger than ours?**

A: [Director Infrastructure and Works] These are the drains that we are looking at, to extend the system to take some of the water capacity away and reduce the pressure on that system.

Thank you for offering to provide copies of the photos you have as this helps us gather information and knowledge about the event.

### **Question without Notice – Phil Brooke, Berriedale**

**Q: I too have been affected by this situation and would like to put on record that I will make a formal notice in writing to council on the situation.**

A: [Mayor] Happy to note that on the record, Mr Brooke.

### **Question without Notice – Janette Good**

**Q: On behalf of my parents, Phil and Margaret Powe, our question relates to the amount of mud that comes down, my parents couldn't even get in through any of the doorways. Their whole house was a metre high in mud, and the insurance companies don't deal with this. So we had to do it ourselves but they are in their 80s.**

**My question is, it has happened again and we believe that the cause is due to the new addition to the drain at the top that is causing the blocking. We can't physically remove this mud and gravel ourselves. Can my parents get any help from the Council to remove this mud?**

A: [Mayor] I will take the question on notice.

### **Question without Notice – Saranya Natarajan, Berriedale**

**I am in the second house from Mary Hope's road. The last time this time happened due to the soil erosion, the soil clogged the filtration part and stopped the water from entering on our house side, as well as the another one in our driveway. This caused the overflowing water to divert and enter into the Philip's house. Last time we fixed it but the soil erosion has happened again.**

**Q: Can the Council give advice on how to prevent the soil erosion? Like what kind of cement or stones can be put it in to prevent the soil erosion and to prevent the clogging. I know Council is looking to improve the drainage, but what prevention measures can we do?**

A: [Mayor] Council doesn't provide advice to independent property owners about private property matters. You would need to seek your own independent engineering advice at your cost. You can imagine the cost to Council if we

provided it to every ratepayer who asked for it. It would come at a significant cost to ratepayers.

[Director Infrastructure and Works] We don't provide advice to individual property owners, but we could come and have a look and see what the issues are. If we can continue to try and prevent the flooding issues in the first place that might actually stop what is happening. We will work on fixing the overall problem rather than individual after effects.

**Q: Can Council assist can help in the matter of whether we have good drainage occurring?**

A: [Director Infrastructure and Works] Yes we will inspect the system as part of the overall process as well.

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## **7. PETITIONS/DEPUTATIONS**

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None.



## COMMUNITY

### *Community Goal: "Making Lives Better"*

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#### **8. ACTIVITIES OF THE MAYOR**

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File Reference: Mayoral Announcements

##### **Reporting Brief:**

To receive an update on the recent activities of the Mayor.

##### **Resolution:**

COCKSHUTT/SLADE

That Council:

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

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 9. FEEDBACK FROM INVESTIGATION INTO THE POTENTIAL DISPOSAL OF 23A NORMAN CIRCLE, GLENORCHY

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File Reference: 23aNormanCircle

### Reporting Brief:

To report back to Council on the outcomes of the community engagement process for the potential disposal of 23a Norman Circle, Glenorchy (the property), and recommend that Council proceeds with the public land disposal process under section 178 of the *Local Government Act 1993* (**the Act**).

### Resolution:

HICKEY/KING

That Council:

1. FORM an intention under section 178 of the *Local Government Act 1993* to dispose of 23a Norman Circle, Glenorchy
2. AUTHORISE the General Manager to take all actions necessary to complete the public notification of Council's intent to dispose of the land in accordance with section 178 of the Act and Council's *Disposal of Council Land Policy*, and
3. AUTHORISE the General Manager to consider and acknowledge any objection received pursuant to section 178(6) of the Act and report to a future Council meeting.

The motion was put.

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

**AGAINST:**

The motion was CARRIED by ABSOLUTE MAJORITY.

## ENVIRONMENT

### *Community Goal: "Valuing our Environment"*

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#### 10. SUBMISSION ON THE REGIONAL PLANNING FRAMEWORK DISCUSSION PAPER

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File Reference: Planning Reform

#### **Reporting Brief:**

To seek Council's endorsement of a submission to the State Planning Office on the Regional Planning Framework Discussion Paper.

#### **Resolution:**

HICKEY/KING

That Council:

1. ENDORSE the feedback provided in Attachment 2 to this report on the Regional Planning Framework Discussion Paper, including the draft Structure Plan Guidelines, November 2022; and
2. APPROVE the submission of the feedback contained in Attachment 2 to this report to the State Planning Office.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 11. CAPITAL WORKS STATUS REPORT

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File Reference: Capital Works

### Reporting Brief

To provide a quarterly capital works status update report to Council for the period ending 31 January 2023.

### Resolution:

COCKSHUTT/KING

That Council:

1. RECEIVE and NOTE the capital works status report to the end of the January 2023 quarter.
2. NOTE that \$230,000 is being allocated to the Prince of Wales Bay Football Pitches ground contamination remediation from savings and adjustments to the capital works program.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

## GOVERNANCE

### *Community Goal: "Leading our Community"*

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#### **12. GLENORCHY CITY COUNCIL STRATEGIC PLAN 2023-2032 DRAFT FOR COMMUNITY ENGAGEMENT**

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File Reference: GCC Strategic Plan Review 2023-2032

##### **Reporting Brief:**

To seek Council's authorisation to place the draft Glenorchy City Council Strategic Plan (**the Plan**) 2023-2032 on public exhibition from 28 February to 19 March 2023.

##### **Resolution:**

YAXLEY/COCKSHUTT

That Council:

1. AUTHORISE the placement of the draft Glenorchy City Council Strategic Plan 2023-2032 on public exhibition from 28 February to 19 March 2023.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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### **13. FUTURE OF LOCAL GOVERNMENT REVIEW OPTIONS PAPER**

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File Reference: Local Government Reform

**Reporting Brief:**

For Council to consider making a submission to the Local Government Board about the Future of Local Government Review Options Paper - Review Stage 2 - December 2022 ([Attachment 1](#)).

**Resolution:**

DUNSBY/HICKEY

That Council:

1. MAKE a submission to the Local Government Board about the Future of Local Government Review Options Paper - Review Stage 2 - December 2022 in the terms set out under the heading "Submission" in this report.
2. WRITE to both the Local Government Board and Minister for Local Government expressing Council's openness to continue to actively engage with the Future of Local Government Review process beyond this submission.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 14. QUARTERLY REPORT - QUARTER 2 2022/23

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File Reference: Corporate Reporting

**Reporting Brief:**

To present Council's Quarterly Report for the quarter ending 31 December 2022.

**Resolution:**

DUNSBY/SLADE

That Council:

1. RECEIVE and NOTE Council's Quarterly Report and Quarterly Annual Plan Progress Report for the quarter ending 31 December 2022.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 15. DELEGATIONS FOR THE PUBLIC PLACES AND INFRASTRUCTURE BY-LAW 2022

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File Reference: Delegations

### Reporting Brief:

Recommendation that Council delegates its powers and functions under the *Public Places and Infrastructure By-Law 2022* ('PPIB') directly to the General Manager and permit the General Manager to further delegate these powers to responsible Council Officers.

### Resolution:

HICKEY/KENDALL

That Council:

1. DELEGATE all Council's powers and obligations under by-laws 11, 13 and 14 of the *Public Places and Infrastructure By-Law 2022* to the General Manager pursuant to Council's powers under section 22(1) of the *Local Government Act 1993* (Tas);
2. AUTHORISE the General Manager to further delegate Council's powers under by-laws 11, 13 and 14 of the *Public Places and Infrastructure By-Law 2022* to Council Officers in accordance with the General Manager's powers in section 64(1)(b) of the *Local Government Act 1993* (Tas) pursuant to Council's powers under section 22(1)(b) of the *Local Government Act 1993* (Tas);
3. APPROVE the attached instrument as the formal written instrument delegating these powers; and
4. NOTE the delegations in recommendation 1 and 2 do not alter or affect any previous delegations given to the General Manager.

The motion was put.

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

**AGAINST:**

The motion was CARRIED.



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## 16. FINANCIAL PERFORMANCE REPORT TO 31 JANUARY 2023

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File Reference: Corporate and Financial Reporting

### Reporting Brief:

To provide the monthly Financial Performance Report to Council for the period ending 31 January 2023.

### Resolution:

DUNSBY/COCKSHUTT

That Council:

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

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

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## 17. NOTICES OF MOTION – QUESTIONS ON NOTICE / WITHOUT NOTICE

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### Question taken on Notice - Alderman Jan Dunsby (received 30 January 2023)

**Q:** Can a review of the timing of the announcement of the Citizen and Young Citizen of the year, plus supporting categories, be implemented, with an intent to return them to January.

Rationale.

January 2023 in Glenorchy was missing an element, an acknowledgement of Australia Day.

For many years we have celebrated the announcement of our Citizen and Young Citizen of the Year, and more recently some other awards. With a trial of moving these awards to May, we have created a void.

Council has progressively reduced its engagement in Australia Day, at its peak there was a full community event at Tolosa Park, and a luncheon that members of the wider community loved to join in and celebrate all things Glenorchy. Upon the demise of those, the Claremont, Austins Ferry, Granton Precinct introduced celebrations on the Village Green, which was lost when the Precinct program was disbanded.

The Citizens of the Year group took up the mantle of providing a luncheon/dinner to welcome the new Citizen and Young Citizen of the year. The cost of lunch for the new inductees was even paid for by donations from each of them. In recent years, some external donations have helped with that.

The Citizens of the Year group, who have continued to meet regularly, feel a significant tradition has been lost in our community. There is something special about being announced in January, increased media coverage, utilisation of Australia Ambassadors to value add to any community event and a full year ahead for the Citizen/Young Citizen to engage in council events. As an example, the latest citizen each year lays a wreath on behalf of the group on Anzac Day, again self-funded by the members.

I realise sometimes tradition and emotion can cloud a vision for change, but I think we may have got this one wrong. I can speak from my personal experience, as the 2005 Citizen of the Year, and proud parent to the Young Citizen of the same year.

The council run luncheon at which the annual announcements were previously made (usually on 25 January) was cause for me (and others) to have a day of annual leave (or flex time) and enjoy the company of the treasures that are our valued Citizen and

**Young Citizens. Each awardee is a significant volunteer within our community, and they continue that volunteering, providing valued impact right across our city.**

**These reflections sit outside whatever date Australia Day may be celebrated in the future, but a self-funding lunch and returning the award announcements to January will not impact financially, and has strong capacity to instill a rejuvenated engagement within our community.**

A: In August 2022, as part of a review of Council events and awards Council endorsed the trial of a combined Community and Volunteer Awards event to be held in May 2023.

To assist with the implementation of the trial, in December 2022, Council authorised the establishment of a Community and Volunteer Awards working group comprised of the Mayor and two other Aldermen/Councillor's plus Council staff. The Working Group's Terms of Reference include the following purpose statement for the Group:

- to support the development of an events framework that combines the Glenorchy Community Awards and Volunteer Awards into a single event
- to actively contribute to the selection process of Glenorchy Community and Volunteer Awards
- to support the review of the new model of the event and advise on potential changes to the framework for the 2024 awards.

The Working Group has met and finalised a model for this year's Awards program. The nomination period for the Awards will be open throughout March 2023, and a communications plan has been developed. The selection of Award category winners will be undertaken in April 2023, with the event scheduled for May 2023 during Volunteer Week.

As per the Working Group's Terms of Reference, a review of this year's Awards will be undertaken following the event in May. This review will include the timing of the Awards and a recommendation regarding whether the community and volunteer components should remain combined or return to separate events.

It should be noted that under reg. 18 a decision can be overturned in whole or part but must be passed by an absolute majority.

## **Question on Notice – Alderman Russell Yaxley (received 20 February 2023)**

### **Background**

For an extended period of time, the abandonment of local shopping trolleys has become a persistent and unacceptable issue. They are left stranded in large amounts over the entire day and sometimes overnight. I have seen this in Claremont and Moonah shopping precincts but the most concerning cases occur in the Glenorchy shopping district. Customers leave shopping trolleys on footpaths, the war memorial site, near the taxi rank, bus stop and other random areas. It's ugly. It's messy. It's avoidable.

They present a danger to pedestrians, particularly our older generations and those with disabilities obstructing the footpaths and they also pose a real danger of possibility ending up in traffic, causing significant damage to property. Some end up in waterways, which restricts water flow and accumulates rubbish and debris.

Although the customer is the user, the responsibility and onus falls solely upon the owner of the shopping trolleys to retrieve them in a timely manner. It's NO different to an abandoned vehicle, a lost dog or littering, it's the owner's responsibility and failure to do so, should result in consequences and fines.

I have brought this to the attention of the Mayor, who advises that in August last year she reached out to the Store Managers of Woolworths, Coles & Big W in Glenorchy, with a follow up letter sent, outlining and highlighting the unacceptable situation, reiterating the need for prompt collection or council will collect, impound and fees will apply. Sadly, this has fallen on deaf ears with no change in action.

After asking our council team some preliminary questions, I found that we have only impounded 40 trolleys over the past 12 months. Now, I have photos of more than 40 trolleys in just the Glenorchy shopping area in one morning! I believe the current state of play and attitude from shopping trolley owners is 'she'll be right mate' which not good enough is not viable moving forward.

As a community and council, we strive to Build Image & Pride and Valuing our Environment, which I believe is critically important of the council to enforce not only for our residents but also big business. To show pride in our city and suburbs, that they too contribute to these goals of our community. Leaving shopping trolleys scattered undermines these goals and objectives, devaluing our city, which is unacceptable.

The standard we accept, is the standard we live with.

**Q1. Either using the current law or creating a new by-law, can we actively enforce the collection of shopping trolleys by council collecting the dangerous and discarded shopping trolleys and issuing heavy fines, perhaps \$250 per trolley or destroy and sell the scrap metal?**

A: Council can collect the trolleys, impound them, and charge a release fee under Section 43 of the *Traffic Act 1925*. If the release fee is not paid and the trolleys are not collected in the stipulated time frames Council can dispose of the trolleys.

To cover the cost of our crews collecting the trolleys, storing them and the administration cost of invoicing, the estimated cost is \$100.00 per trolley. Coles indicated that this is about the cost of their trolley, therefore they would not pay the fee and allow them to be disposed of, resulting in an unrecoverable cost to Council.

Woolworths and Big W use a third party to manage their trolleys and both said they would consider their options if they received an invoice. To date they have both made commitments to do regular collections and on this basis an invoice has not been issued.

**Q2. What yearly cost/budget would be required to enforce this small yet important community issue?**

A: The cost would be to recover the cost of collection by Council with two staff and a truck, \$150 per hour, excluding any overtime.

If Council spent three hours a business day collecting trolleys this would amount to \$94,950. This amount would increase if collection over the weekend was required.

**Q3. Could this be considered promptly and bought back to council to discuss via a workshop or via a motion for council to make a decision on?**

A: Yes this could be workshopped with Council.

**Question without Notice – Alderman Josh Cockshutt**

**We have seen an increase in the City Business District (CBD) in anti-social behaviour. I know we have written to Tasmania Police and the Minister responsible requesting their assistance with this issue and we have invested our own Council funds in trying to alleviate this situation with the provision of security guards outside the Council chambers.**

**I have noticed especially on social media over the last few weeks, there has been an uptake in anti-social behaviour, whether it's throwing cans at cars or youths carrying knives or pushing elderly people.**

**Q: Could we write to the Tasmanian Police for an update on what they're doing and where they are at and have they seen an increase in anti-social behaviour?**

**I want to acknowledge that we have heard our community's concerns and we do take it very seriously and it is important that when you come to Glenorchy that it is a safe space.**

A: [Mayor] As you know, we have written to the Tasmanian Police Commissioner and we have written to the Premier and as a response, we will be having direct discussions at our workshop next Monday, with Inspector John Ward from Glenorchy Police who will be coming along to provide an update and enable us to ask further questions. Plus, we have the opportunity to meet with the Premier on Friday, 31 March to discuss his response to our latest correspondence as well. So perhaps if we can hold off writing for now, knowing that we have those opportunities to further discuss this matter.

[Alderman Cockshutt] Yes, I am happy for those discussions to happen before requesting any other actions take place.

[Mayor] We did also receive some pleasing feedback last week from Inspector Ward and the PCYC, who we've engaged to help us with these issues. They were able to provide us with an example of a recent diversion of a potentially awful situation that could have ensued on Council lawns due to inside information, and the police were able to prevent what could have been a rather nasty incident.

This is an example that the systems and the relationships that are being developed around some of the initiatives that we are funding, are working and are making a difference. Whilst, we note that the behaviour is still a problem, it does takes time for these systems, processes and programs to work and hopefully we will start to see some of these changes having a big impact in the near future. I agree, we do need to have those ongoing conversations with both police and the government.

[Executive Manager Stakeholder Engagement] The Tas Police website and on their Facebook site, the police are providing reports on their activities across all of Hobart. I would encourage people to like the Tas Police Facebook site as they are reporting at a level of detail, which they haven't done previously.

**Resolution:**

SLADE/KING

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

The motion was put.

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

**AGAINST:**

The motion was CARRIED.

The meeting was closed to members of the public and the live stream was terminated at 5.15 pm.

# CLOSED TO MEMBERS OF THE PUBLIC

Closed session commenced at 5.21pm.

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## 18. CONFIRMATION OF MINUTES (CLOSED MEETING)

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### **Resolution:**

KING/SLADE

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

The motion was put.

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

### **AGAINST:**

The motion was CARRIED.



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**19. APPLICATIONS FOR LEAVE OF ABSENCE**

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None.

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**21. NOTICES OF MOTION – QUESTIONS ON NOTICE / WITHOUT NOTICE (CLOSED)**

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## **GOVERNANCE**

### ***Community Goal: "Leading our Community"***

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#### **20. GENERAL MANAGER'S MID-YEAR PERFORMANCE REVIEW 2022/23**

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*This item is to be considered at a closed meeting of the Council by authority of the Local Government (Meeting Procedures) Regulations 2015 Regulation 15(2)(a) (Personnel matters, including complaints against an employee of the Council and industrial relations matters).*

The Chair closed the meeting at 5.59 pm.

Confirmed,

**CHAIR**