

**COUNCIL MEETING  
AGENDA  
MONDAY, 29 MARCH 2021**



**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'.

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Tony McMullen  
**General Manager**  
24 March 2021

**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, 22 February 2021

**Purpose:** To discuss:

- Sport and Recreation Strategy
- Community Development Strategy

**Date:** Monday, 1 March 2021

**Purpose:** To discuss:

- CityScape Phase 1 – Concept designs
- Draft Southern Cat Management Strategy
- Budget Workshop No. 4 – Capital Budget Review/Briefings

**Date:** Tuesday, 9 March 2021

**Purpose:** To discuss:

- Budget Workshop No. 5 – Budget Point of Entry
- LGAT Motion – Planning Authority / Independent Development Assessment Panels

**Date:** Monday, 15 March 2021

**Purpose:** To discuss:

- Road Condition Assessment

**Date:** Monday, 22 March 2021

**Purpose:** To discuss:

- Sport and Recreation Strategy
- Showcase Moonah
- Multicultural Hub

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## **1. APOLOGIES**

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## **2. CONFIRMATION OF MINUTES (OPEN MEETING)**

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That the minutes of the Council meeting held on 22 February 2021 be confirmed.

That the minutes of the Special Council meeting held on 9 March 2021 be confirmed.

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## **3. ANNOUNCEMENTS BY THE CHAIR**

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## **4. PECUNIARY INTEREST NOTIFICATION**

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

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Questions on Notice – Janine Foley, Chigwell  
(received Tuesday, 19 January 2021)

- Q1. Please identify the risk appetite setting, in matrix, that has been identified relating to the [procedural] way in which Glenorchy City Council currently conducts workshop 'activities'? Can specific comment relating to the 'risks' associated with the public withhold of all data relating to all aspects of workshop 'activities' be addressed - specifically in relation to the historic fact that remediation and remedy relating to organisational dysfunction has been

**consistently and systematically met by significant on-costing to a ratepayer base that is denied all information about the spectrum of decision making that has repeatedly lead to such disastrous outcomes.**

A: Council does not have a risk appetite matrix relating to its procedures for holding workshop activities. Council's risk appetite was approved by Council at its meeting of 26 October 2020 and is available via Council's website under Council meetings.

**Q1a. Workshops. What are the actual risks that have been identified in the way in which current organisational practice withholds all data regarding activities, attendees, duration, location, resources, communication, information, conflicts, identification - management - recording - communicating conflicts, all other organisational cultural settings that remain unknown - undisclosed and kept secret from the general public?**

A: Council is not subject to an obligation to record or publish its workshop activities and therefore, does not register this as a corporate risk to be managed.

**Q1b. Which stream of organisation is responsible for recording [minuting proceedings] workshop 'activities'? Who has overall accountability for this data?**

A. Workshop proceedings are not minuted.

**Q1c. Are there organisational protocols in place that cover workshop 'activities' that protect the integrity of information that can be regarded as 'attributable knowledge'?**

A. Workshops are attended only by the General Managers, Directors, Executive Support staff and any officers who are presenting on or engaged with the subject matter being presented to Aldermen. Access to information presented at workshops is restricted and is only available to people who attended the workshop and executive support staff.

**Q1d. How are conflicts managed? That is in what capacity [definitional] do members of council [appointed and elected] attend workshop 'activities' in?**

A. Aldermen are required to manage any conflicts of interest in accordance with Part 2 of Council's Aldermanic Code of Conduct (which adopts the Model Code of Conduct) whenever carrying out their public duties. Accordingly, an Alderman would not participate in a workshop in which they had an actual or perceived conflict of interest.

All Council staff are required to follow Council procedures and policies for managing conflicts of interest.

**Questions on notice – J. Foley, Chigwell (received 17 February 2021)****Q.1 What is 'Program 400'?**

A: It is not clear what 'Program 400' is being referred to?

**Q.2 Please identify the risk appetite setting, in matrix, that have been identified relating to the [procedural] way in which Glenorchy City Council currently conducts 'relationships with developers'?**

A: Council's risk appetite does not deal specifically with "relationships with developers". It does refer to Governance and compliance with the law and Council's policies. Council has a low tolerance for non-compliance.

**2a. Can specific comment relating to the 'risks' associated with the public withhold of all data relating to all aspects relating to 'relationships with developers'?**

A: Council is subject to the requirements of the *Right to Information Act 2009*. Council releases information in accordance with the intent and obligations contained within this Act.

**2b. Have the risks associated with 'approaches from developers' been mapped?**

A: Yes.

**2bb. How, where and who is responsible [GCC] for recording and managing these 'approaches'?**

A: All Council staff are required to follow Council procedures and policy for managing conflicts of interest.

**2c. Have the risks associated with 'approaches to developers' been mapped?**

A: Yes.

**2cc. How, where and who is responsible [GCC] for recording and managing these 'approaches'?**

A: All Council staff are required to follow Council procedures and policy for managing conflicts of interest.

**2d. Does Glenorchy City Council currently have a policy relating to the management of all identified and mapped risks relating to 'approaches' and 'developers', including the use of third-party intermediaries?**

A: Please see the answers provided above.

**Q.3 Have all elected members of council been provided with briefing materials relating to relevant processes and outcomes from relevant anti-corruption investigations involving state entities within the Australian local government sector and issues around what may broadly be described as issues involving 'relationships between local government and developers'? Do current risk managers understand that in compliance-oriented organisations this is the element of continuous improvement that drives effective, efficient, compliance oriented organisational settings? See various Australian anti-**

**corruption agencies investigations including but not limited to - Op. Belcarra – Op Dasha - Op. Eclipse – Op. Keppel.**

A: Council has its own Code of Conduct, Gifts and Benefits and Conflicts of Interest policies which reflect local government best practice.

**Q.4 If appointed [responsible for managing risk] members of Glenorchy City Council have failed to provide relevant information and elected members of Glenorchy City Council have failed to request provision of this material, in light of recent 'occurrences' in the Australian corporate governance landscape have the settings around 'negligence' and 'known risk' been mapped?**

A: Yes.

**Q.5 In relation to risk mapping has the process of remediation and the potential funding source of rate payer been mapped around potential linkages?**

A: Yes.

**Questions on notice – Shane Alderton (received 19 February 2021)**

**Q.1 Does Council have a Policy and Procedures for the Management and Delivery of this funding?**

A: Yes, Council has agreements and procedures in place for managing each of the items listed on page 63 of the Annual Report.

**Q.2 What is Councils process for Applicants to apply for this funding?**

A: There are a number of different opportunities listed on page 63 of the Annual Report (that the question relates to) eg: State Sporting Representatives are detailed on Council's Website. Others, eg: Glenorchy Community Fund have an agreement in place in regarding to that funding. This was established via an officers report to Council.

**Q.3 By what process are the recipients of this funding decided?**

A: Some funds eg: State Sporting Representatives, the funds are allocated as the request comes until the allocation is expended. This process is facilitated by an officer in the Community Department, in consultation with the Mayor of the day. Other funds eg: Glenorchy Community Funds are Council decisions for a period of time administered by officers.

**Q.4 Who is involved in the decision-making process of successful applications ? (If this answer is not provided in question 1 or question 3)?**

A: Council has approved the arrangements in place with a number of those listed on page 63 of the Annual Report eg: GASP, GCF and the Glenorchy City Concert Band – officers monitor the agreements in place. Others eg: the Claremont College Bursaries are allocated to the School in question to make the final decision on recipient.

**Q.5 Does Council have a process by which the Recipient must provide evidence that the funding was used for its intended purpose?**

A: Yes. Funding agreements are in place for recipients eg: Glenorchy Community Fund. Further, where individuals receive funds eg; the Eric Reese Scholarship, the recipient



reports back annually on their progress at University. There are times when the amounts granted are so small that the administrative burden would be too great.

**Q.6 Does Council have a timeline as to when approved funding must be used?**

A: Yes. This varies dependant on which item on page 63 is referred to. eg; The GASP Funding was concluded in the 19 /20 financial year relating to this report. The Glenorchy Community Fund agreement concludes 2022-23.

**Q.7 Does Council have a process in place for the recovery of any funding that has not been used for purpose for which it was granted ? (If this answer is not provided in question 1)?**

A: Yes. This is detailed in the related funding agreements.

**Q.8 Does Council have a process by which you can recover any unused funding if a Group or Organisation cease to exist ? (If this answer is not provided in question 1)?**

A: Yes. Refer to each funding agreement.

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## **6. PUBLIC QUESTION TIME (15 MINUTES)**

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**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.

**Questions on notice – Eddy Steenbergen (received 23 February 2021)**

**Minister for Housing Jaensch issued "Interim Planning Directive No. 4 – Exemptions, Application Requirements, Special Provisions and Zone Provisions" a couple of weeks ago and it came into effect yesterday Feb 22. I have a couple of questions relating to it.**

**Q.1 The directive contained a section specifically addressing the Glenorchy planning scheme. Were those changes incorporated at the request of Council?**

A: On 10 February 2021, the Minister for Planning wrote to the Mayor to advise that changes under Interim Planning Directive No 4 (IPD4) to the Glenorchy interim Planning Scheme 2015 (the GIPS 2015) would come into effect on 22 February 2021. This was not at the request of Council. There was no local government sector consultation on the introduction of IPD4 or timing of when these changes would occur.

**Q.2 From a Council perspective, can you explain the purpose of each of those changes?**

A: According to the Department of Justice Fact Sheet <https://planningreform.tas.gov.au/updates/interim-planning-directive-no.-4-exemptions,-application-requirements,-speical-provisions-and-zone-provisions>, changes into the GIPS 2015 brings part of the State Planning Provisions (SPPs) into effect earlier than waiting for Council's Draft Local Provisions Schedule to be approved. The Fact Sheet indicates that the intent of IPD4 is to enable better consistency for planning provisions throughout the State as some councils, who have had their Local Provisions Schedule approved, use the SPP provisions, while other councils operate under interim planning scheme provisions. IPD4 seeks to achieve consistency in these provisions. The changes under IPD4 relate to exemptions, application requirements, special provisions (such as demolition or change of use) and some standards to assess use and development under the General Residential Zone and the Inner Residential Zone. IPD4 does not impact on change the zoning of land or impact on where codes are applied.

**Q.3 Will the provisions of the directive be included in the assessment of DAs currently being processed or only when assessment of new DAs begins?**

A: Under the former provisions of 17(1) of the *Land Use Planning and Approvals Act 1993*, the changes only apply to applications lodged after IPD4 came into effect. Applications lodged prior to 22 February 2021 are assessed under the GIPS 2015 provisions that applied prior to IPD4. These provisions can be accessed in the archive version of the GIPS 2015 on iplan.

**Questions on notice – Eddy Steenbergen (received 23 March 2021)**

**I was very interested to read that at a recent meeting LGAT rejected a motion to investigate removing planning decisions from Local Councils. I'm interested in Council's position on the subject.**

**Q 1. Can you tell me how Council representatives voted on that motion?**

A: Council's representative (the Mayor) voted in favour of the motion.

**Q 2. I couldn't find any formal references to this topic anywhere in Council policies or meeting documents. Has Council arrived at a consensus policy on the topic and if so can you summarize it for me?**

A: The motion put to the LGAT General Meeting on 12 March 2021 was:

*That LGAT investigate the level of support among Tasmanian councils and identify the relevant considerations and options to propose an amendment of the Land Use Planning and Approvals Act 1993 to:*

- (A) *Delete the mandatory requirement for a council to act as a planning authority for purposes of determining an application for a permit to use or develop land within its municipal area, and*

- (B) *Provide as an alternative, the establishment of an independent development assessment panel to determine a permit application.*

Council does not have a formal position or consensus policy on this issue, however voted in support the motion on the basis that it proposed only to investigate the level of support for this initiative among Tasmanian Councils.

The Mayor is Council's representative at LGAT General Meetings and is authorised to vote on motions at LGAT General Meetings on behalf of Council. While this does not require a formal resolution of Council or policy position, the Mayor, as a courtesy, discussed her intention to vote in support of the motion with Aldermen at a workshop prior to the General Meeting.

Had the motion been passed by LGAT (which it was not), further investigations and would have been carried out and, potentially, a motion put before Council seeking a formal consensus on the issue.

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## **7. PETITIONS/DEPUTATIONS**

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A petition submitted by Janiece Bryan of Montrose titled "Stop selling our car park (Regina/Barry St) ", with 864 signatories, received on 23 March 2021 will be tabled.

# COMMUNITY

***Community Goal: “Making Lives Better”***

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## 8. ANNOUNCEMENTS BY THE MAYOR

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Author: Mayor (Ald. Kristie Johnston)  
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 the Mayor has attended during the period Tuesday, 16 February to Monday, 22 March 2021.

#### Tuesday 16 February 2021

- Attended a meeting with the Mayor of Kingborough, Dean Winter
- Attended the Greater Hobart Mayors’ Forum
- Attended a media event at the Tasmanian Transport Museum
- Attended the Greater Hobart Committee meeting
- Attended a dinner with the Claremont RSL Sub-Branch Executive Committee

#### Wednesday 17 February 2021

- Attended a media event with Jack the Jumper
- Chaired the Glenorchy CBD Roundtable

#### Thursday 18 February 2021

- Attended a meeting with representatives of the Culturally Diverse Alliance of Tasmania
- Attended the Marine and Innovation Stakeholder Workshop
- Attended a meeting with the Lord Mayor of Hobart, Anna Reynolds, and the Mayor of Kingborough, Dean Winter

- Hosted a three-exhibition opening at the Moonah Arts Centre

**Friday 19 February 2021**

- Attended a media interview with Hit 100.9 Jimmy and Nath program
- Attended a meeting with a business representative

**Saturday 20 February 2021**

- Attended the Glenorchy Gathering and Moonah Makeover – UTAS student experience
- Officially launched “Addressed” authored by Annie Robson
- Attended the Local Government Association of Tasmania’s Elected Members Training Weekend Dinner in Launceston

**Sunday 21 February 2021**

- Attended the Local Government Association of Tasmania’s Elected Members Training Session in Launceston
- Attended the launch of “Toast” authored by Rick Allen

**Monday 22 February 2021**

- Attended an interview with ABC TV
- Chaired the Council Workshop
- Chaired the Council Meeting

**Tuesday 23 February 2021**

- Officially launched the Glenorchy Jobs Hub with Minister Sarah Courtney
- Attended a meeting with Minister Roger Jaensch
- Attended and was Guest Speaker at the Hobart Northern Suburbs Rail Action Group Annual General Meeting

**Wednesday 24 February 2021**

- Attended an interview with the Glenorchy Gazette
- Attended the Showcase Moonah Public Information Session

**Thursday 25 February 2021**

- Chaired the Safer Communities Committee meeting
- Chaired the Glenorchy Jobs Hub Reference Group meeting
- Attended the Greater Glenorchy Group meeting

**Saturday 27 February 2021**

- Attended and was Guest Speaker at the State RSL Women's Auxiliary Annual Conference

**Monday 1 March 2021**

- Chaired the Council Workshop

**Tuesday 2 March 2021**

- Attended a meeting with representatives of Gypsy and Derwent Pentaque Clubs
- Attended the Childcare Nutrition Awareness Activity

**Wednesday 3 March 2021**

- Attended a meeting with Mayor of Kingborough, Dean Winter
- Attended the Greater Hobart Mayors' Forum

**Thursday 4 March 2021**

- Chaired the Glenorchy Jobs Hub Steering Committee meeting

**Friday 5 March 2021**

- Attended the Hobart City Deal Joint Ministerial Committee meeting

**Saturday 6 March 2021**

- Attended and was Guest Speaker at the Official Opening of the Claremont Men's Shed

**Sunday 7 March 2021**

- Attended and was Guest Speaker at the Claremont Baptist Church 50th Anniversary
- Attended the Jack Eaton Memorial Day event at the City of Glenorchy Bowls Club

**Tuesday 9 March 2021**

- Attended an interview with Hit 100.9 Jimmy and Nath Program
- Chaired the Council Workshop
- Chaired the Special Council Meeting
- Chaired the Council Annual General Meeting

**Wednesday 10 March 2021**

- Attended the Dominic College International Women's Day Breakfast
- Attended a meeting with residents
- Attended a media event for the Moonah Taste of the World

- Attended the None a Week Launch at Parliament House Lawns
- Attended the None a Week Documentary Launch

**Thursday 11 March 2021**

- Attended the Local Government Association of Tasmania's Mayors' Professional Development Training in Devonport
- Attended the Local Government Association of Tasmania's Mayors' Dinner in Devonport

**Friday 12 March 2021**

- Attended the Local Government Association of Tasmania's General Meeting in Devonport
- Officially opened the redeveloped City of Glenorchy Lions Club's rooms

**Saturday 13 March 2021**

- Attended a radio interview with ABC Hobart
- Attended a meeting with a resident
- Attended a fundraising event at the Royal Antediluvian Order of the Buffalo
- Attended the ALFW North Melbourne v Western Bulldogs game

**Sunday 14 March 2021**

- Attended the Claremont RSL Sub-Branch Annual General Meeting

**Monday 15 March 2021**

- Attended a meeting with a representative of Transport NSW
- Attended a meeting with a resident
- Officially launched the Moonah Taste of the World
- Attended a media interview with Ultra 106.5
- Chaired the Council Workshop
- Chaired the Glenorchy Planning Authority meeting

**Tuesday 16 March 2021**

- Attended a radio interview with ABC Hobart Breakfast Program
- Attended the Greater Hobart Mayors' Forum
- Attended and was Guest Speaker at the Guilford Young College Commendation Night

**Wednesday 17 March 2021**

- Attended a meeting with representative of Karadi Aboriginal Corporation



**Thursday 18 March 2021**

- Attended a meeting with the Commissioner for Children, Leanne McLaren
- Attended an interview with an Urban Developer

**Friday 19 March 2021**

- Attended an interview with Hit 100.9 Jimmy and Nath Program
- Attended a meeting with Principal of St Virgils College
- Hosted Guilford Young College Legal Foundations students at Council Chambers
- Attended the Moonah Taste of the World Her Story night

**Saturday 20 March 2021**

- Attended the Hobart Mosque Open Day
- Attended the Moonah Taste of the World Gala Film Night

**Sunday 21 March 2021**

- Attended the Moonah Taste of the World Fiesta
- Attended the launch of the Culturally Diverse Alliance of Tasmania

**Monday 22 March 2021**

- Chaired the Council Workshop

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:

RECEIVE the announcements about the activities of the Mayor during the period from Tuesday, 16 February to Monday, 22 March 2021.

**Attachments/Annexures**

Nil.

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## 9. INVESTIGATION INTO THE DISPOSAL (LONG-TERM LEASE) OF PART OF PUBLIC LAND AT 210 TOLOSA STREET, GLENORCHY (MITCHELL RANGE)

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Author: Sport and Recreation Project Manager (Neal Ames)  
Acting Open Space Coordinator (Jasmine Young)

Qualified Person: Acting Director Infrastructure and Works (Frank Chen)

ECM File Reference: Council Land - Disposal and Sale

### 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 the 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 report back to Council on the outcomes of the community engagement process around the potential disposal (long term lease) of part of 210 Tolosa Street, Glenorchy, in accordance with Council's resolution of 30 November 2020 and recommend that Council proceeds with the public land disposal process under section 178 of the *Local Government Act 1993* (the Act).

### Proposal in Detail:

At its meeting on 30 November 2020, Council made the following resolution:

That Council:

1. *APPROVE the commencement of initial investigations into the potential disposal (long-term lease) of the SSAA Mitchell Range (title references:*

*226221/1 and 172728/1) (**the Land**), including an informal community consultation in the first quarter of 2021 and*

2. *NOTE that a further report will be provided to Council summarising the results of the community consultation process and identifying any specific concerns about the disposal of the Land and (if recommended) seeking authorisation to proceed with a statutory disposal process.*

Following the Council resolution, community consultation was undertaken. This report summarises the feedback received during the consultation and recommends that Council commences the process for the disposal of public land under section 178 of the Act.

This process would be undertaken in accordance with Council's 'Disposal of Council Land Workflow' and would include an additional community consultation process, in-line with the statutory requirements under section 178 of the Act.

### **Feedback from Community Consultation**

Community consultation was undertaken in-line with Council's Community Engagement Framework.

The proposed disposal was advertised for two-weeks on Council's website and Facebook page as part of a preliminary investigation into whether there were any significant concerns about the proposed disposal.

The following statistics were forthcoming from the engagement process. All information is detailed in [Attachment 1](#) – Engagement Report:

- 397 views of the Council engagement page
- 28 views of the maps
- 7 people downloaded the full document brief
- 18 people visited the FAQ page
- 19 surveys were completed
- 11 registered people completed the quick poll
- 85 anonymous people completed the quick poll

To the question "Do you support the proposed long-term lease of the Council Land - Mitchell Range at 210 Tolosa Street?", the survey results were:

- 16 respondents strongly supported the proposal
- 2 respondents supported most aspects of the proposal, and
- 1 respondent did not support most aspects of the proposal

To the question "Do you support the proposed long-term lease of the Council Land - Mitchell Range at 210 Tolosa Street?", quick poll results were:

- 95 of the 96 respondents either strongly or mainly supported the proposal

There was one respondent who completed both the survey and the quick poll who did not support the proposal. Their rationale was mainly that the new leased area would not accommodate the future needs of the Southern Shooters Association Australia (SSAA). Council officers have been working closely with the SSAA over the last 18-months and the new lease area is supported by the SSAA and its future plans for the site. Reference in the “not supporting” response to potential planning issues would be addressed as part the standard planning assessment process undertaken before any development is undertaken on the site.

If Council approves proceeding with the disposal process, those people who have responded, and the general public, would be provided further opportunity to object to the disposal of land through the section 178 process. Responders would be able to review the officer responses, and, if they were not satisfied that their concerns have been addressed, would be able to make further representations.

### **Process for Disposal and Requirements under Section 178**

The ‘Disposal of Council Land Workflow’ ([Attachment 2](#)) outlines the process that Council officers take when identifying, evaluating and recommending the disposal of Council land in accordance with the *Local Government Act 1993* (**the Act**).

As noted above, there have not been any significant community concerns noted about the potential disposal of the part of the land that are unable to be addressed.

Accordingly, as envisaged in the workflow, this report proposes to commence the section 178 process for the disposal of part of 210 Tolosa Street by way of long-term lease.

### **Process under section 178**

Council’s *Disposal of Council Land Policy* (**the Policy**) deems all land owned by Council to be ‘public land’ for the purposes of the Act.

A resolution of Council to dispose of public land is required to be passed by an absolute majority of Council. If such a resolution is passed:

- the intention must be advertised on two (2) occasions in a daily newspaper circulating in the municipal area, and
- a copy of the notice must be displayed on any boundary of the public land that abuts a highway and notifies the public that objection to the proposal may be made to the General Manager within 21 days of the date of the first publication.

The Policy also provides that, in addition to the notification requirements in section 178, Council is required to:

- display a plan and relevant property information on the community notice board in Council’s chambers (near the chambers’ rear public entrance), and
- notify the owners of neighbouring and affected properties advising of the proposed disposal.

If Council resolves to commence the public notification and consultation process, officers will ensure that the requirements of section 178 and the Policy are complied with.

Following the completion of the notification, Council is required to consider any objections lodged with objectors having an opportunity to appeal a decision to dispose of the land. This would be provided in a future report to Council.

### **The land**

The portion of 210 Tolosa Street, Glenorchy recommended for disposal by long term lease has been identified through the development of the Glenorchy Mountain Bike Masterplan and ongoing discussions with the SSAA.

Council's Public Open Space Strategy (adopted in 2015) identified that, in many cases, local open spaces acquired by Council in the 1960's, 70's and 80's are not fit for purpose for the functions required of open space today.

This property is identified and is zoned as 'Recreation' under the *Glenorchy Interim Planning Scheme 2015 (Planning Scheme)*.

The SSAA currently holds a lease over a portion of the Land (the area between the inner green lines in figure 1).

At its October 2020 meeting, Council adopted the Glenorchy Mountain Bike Masterplan (**the Master Plan**). Some of the recommendations from the Master Plan would have direct impacts on the SSAA if they were implemented. In particular, the Master Plan proposes that mountain bike and walking trailheads would be situated in the area currently occupied by the SSAA's AIF Range. The Master Plan notes that the range features from the AIF Range could be incorporated into the Mitchell Range and the AIF Range then decommissioned. All shooting disciplines undertaken by the club would then be at the upgraded Mitchell Range.

To facilitate future work on the Mitchell Range, it is proposed to grant SSAA a long-term lease over the larger lease area, being the area shaded in yellow in Figure 2 (below) and outlined in red in Figure 1.

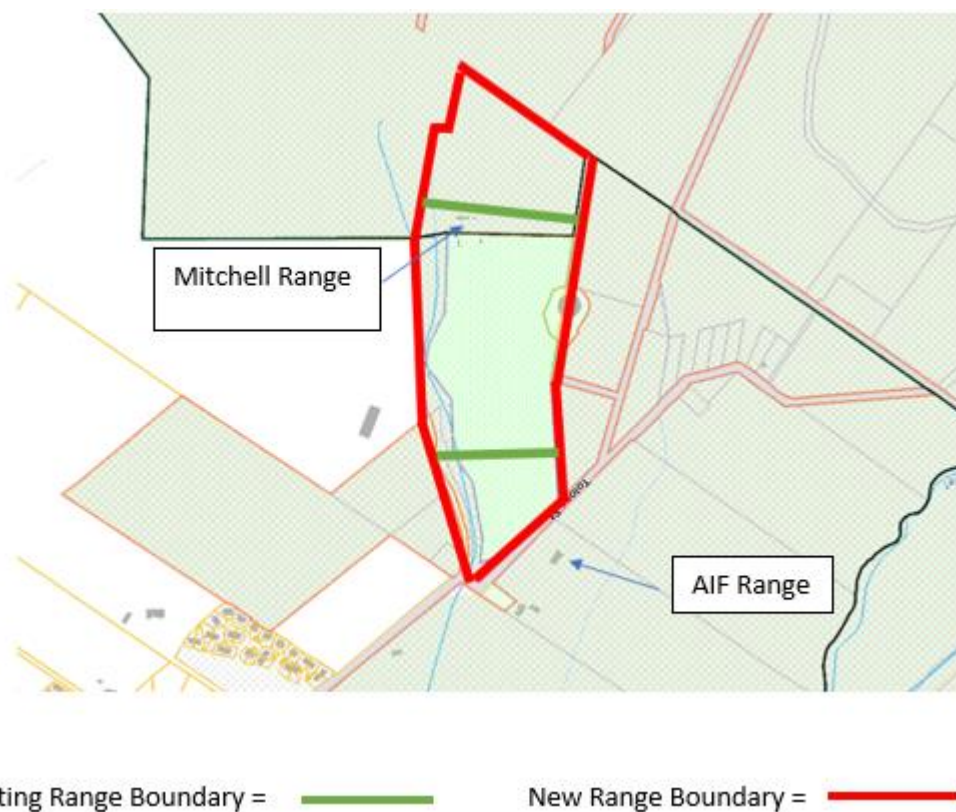
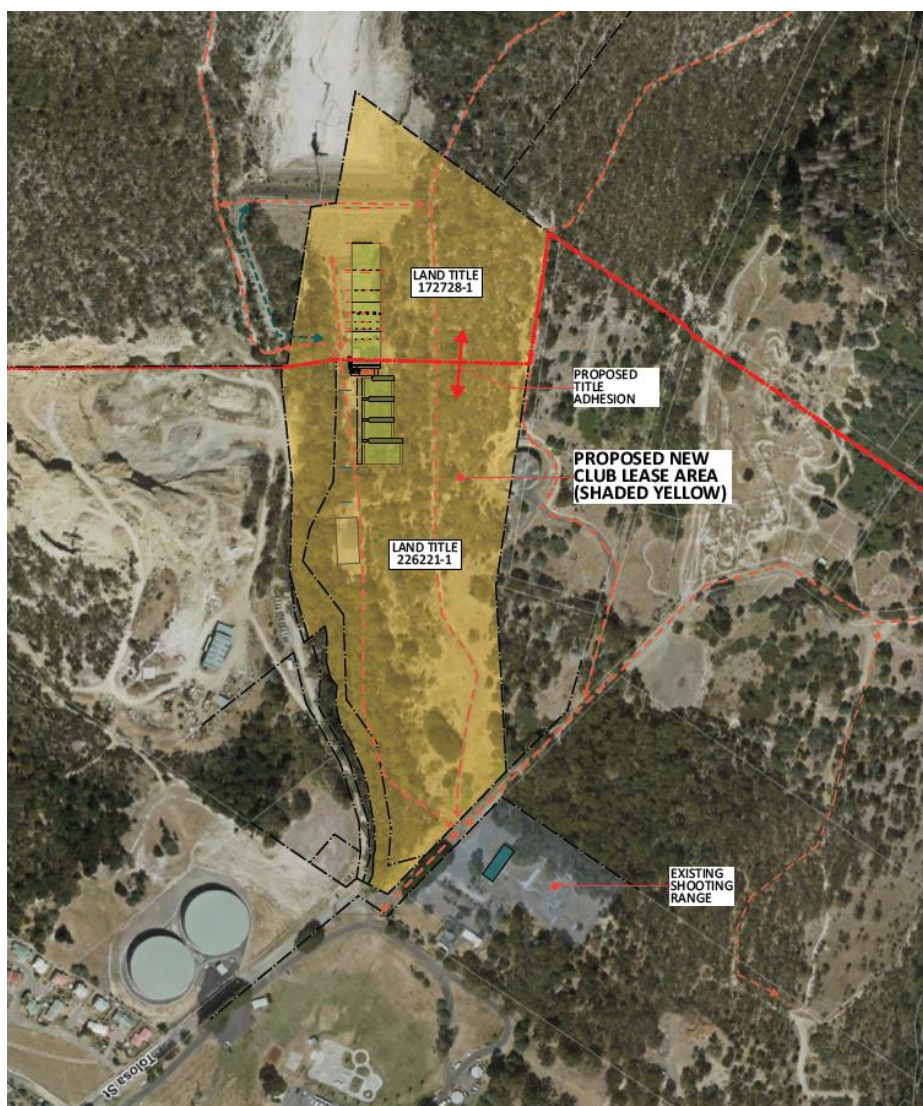


Figure 1 – Approximate lease boundary location



**Figure 2 – Recommended lease area**

### **Proposed lease area**

The area proposed to be leased includes the entirety of both titles. However, it would also include a small area within the boundaries of Wellington Park which forms part of the Limekiln Gully Reservoir. Separate negotiations are currently underway with both TasWater and the Wellington Park Trust around the potential re-alignment of the Park boundary. Neither of these continuing negotiations have an immediate effect over the new lease area.

The approximate location of the Land is the area outlined in red in figure 1 above. As noted above, the inner green lines show the boundaries of the Club's existing lease area.

Council officers have been engaging extensively with the SSAA since October 2019 over the potential closure of the AIF Range and a possible upgrade to the Mitchell Range. These negotiations have focused on the Club's requirements for an upgraded Mitchell Range to ensure that there would be no loss of shooting disciplines if the AIF Range were to close. The upgrade of the Mitchell Range would provide an opportunity



to establish a contemporary and national standard shooting facility. To that end, Council has developed, in collaboration with the Club, a draft range upgrade plan (see Figure 3, below) which includes five new ranges.

The Club has provided written support for these designs. It also provided extensive submissions during consultation around the development of the Mountain Bike Park Master Plan in support of this proposal. Council understands that the proposal has been presented to and endorsed (by a vote) by the membership of the Club.

A number of state level organisations (including Tasmania Police) utilise the Club's SSAA ranges for shooting training. Because of this, consideration around the future requirements of the ranges has included consultation with these external stakeholders.

It is important to note that this proposal has not been considered in any of Council's current or past budgets. It is also not proposed to include it in future capital budgets. If the proposed upgrade to the Mitchell Range were to progress, external funding opportunities would need to be explored to finance the upgrade. Council would not necessarily be involved in any funding application, although could consider any request at the relevant time.

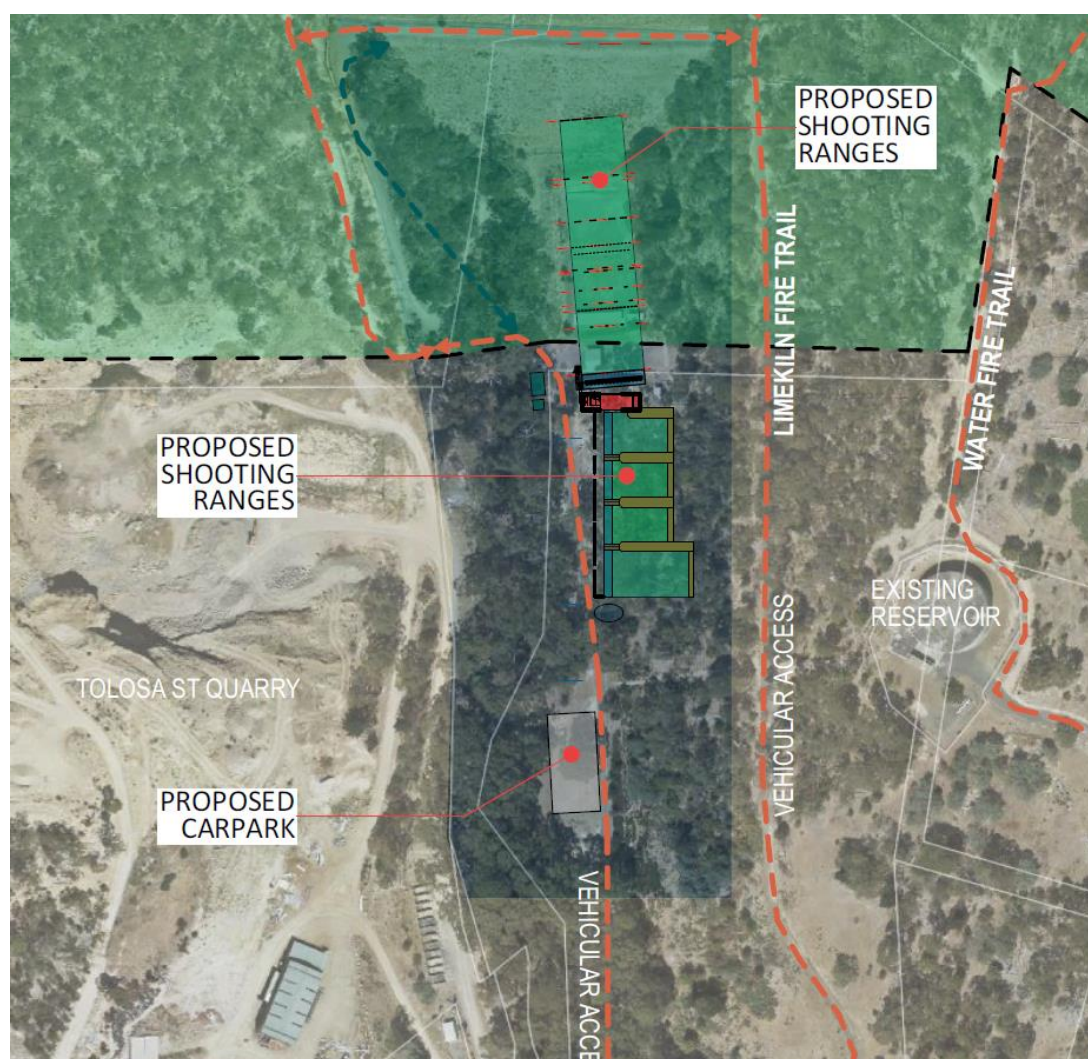


Figure 3 Proposed shooting ranges



**Process under section 178 of The Act**

Section 178 of the the Act sets out the process that must be followed by a Council which intends to lease public land for a term greater than 5 years.

Section 178(3) states that a resolution of the Council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority of Council. If such a resolution were passed:

- the intention to lease must be advertised on two (2) occasions in a daily newspaper circulating in the municipal area, and
- a copy of the notice must be displayed on any boundary of the public land that abuts a highway and notifies the public that objection to the proposal may be made to the General Manager within 21 days of the date of the first publication.

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).

Because the proposed lease of the function area of the proposed amenities building on the Land would be for a term greater than 5 years, the statutory process under section 178 was required to be followed, and Council is required to approve the proposed disposal as outlined above.

**Specific requirements of the Policy**

The Policy requires that the initial report to Council under section 178 contains information about how the matters set out below have been considered and addressed.

The matters to be considered and officers' comments on each are as follows:

1. ***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.***

Council is following the process set out in section 178 of the Act, and the additional requirements over and above that process which are set out in the Policy.

Council would obtain a valuation for the Land which would be considered in any future decision on whether to proceed with the disposal (long term lease).

2. ***Any transaction can be justified if questions are asked about market testing and competition***

The method or terms of any disposal is proposed to be a long-term lease. However, no recommendation would be made by Council until public consultation under section 178 is complete and Council has had the opportunity to consider any representations that are received.

For the purpose of preparing and negotiating a potential lease, lease fees would be compiled based on compliance with Council's Leasing and Licensing of Council Owned and Managed Land policy. Under the Directive made under the Policy, this property would be classified as 'Specialised premises', meaning that rent would be determined on a case-by-case basis.

Rather than obtaining a valuation, rent would be determined by officers in accordance with the Directive.

**3. *The community is given the opportunity to provide feedback about any potential alienation of Public Land***

The community has already had the opportunity to comment and provide feedback on the proposed disposal, which is summarised above. In addition, the community and those that already have provided comment will be given a further opportunity to comment or object to the potential disposal through the statutory notification and consultation process mandated under section 178 of the Act.

**4. *The disposal of the Council Land would be consistent with Council's Open Space Strategy***

Wellington Park is reserved as open space for its natural and cultural values. The Land holds recreation value for the Glenorchy municipality. The Mitchell Range has been on the site for several decades, with the SSAA managing the range for that entire period.

**5. *Access to areas and connectivity with any adjacent Public Land is maintained to a level that is acceptable and in keeping with reasonable community expectations.***

Yes, access to and around the reserve would not be impacted by this proposed disposal.

**6. *Any cost associated with creating saleable parcels of land is considered***

Not relevant as the land would remain in Council ownership.

**7. *Compliance with all applicable planning requirements is achieved, and***

Any development on the land would be subject to planning approval.

**8. *Any other relevant matters are considered.***

Because the proposed lease term is greater than 5 years it is classed as a 'disposal' and the section 178 process is required to be followed. A long-term lease would allow the SSAA to undertake their existing club activities, with the potential of a future upgrade of the range to include those shooting disciplines that are currently conducted at the AIF Range.

The SSAA has maintained both ranges over a long period of time, while also increasing its club membership. The SSAA has good governance structures, is economically sound and provides recreation services to the Glenorchy community as well as the greater Hobart area. The SSAA and the facility also provides valuable services to the Tasmanian Government through the range's use by Tasmania Police and other agencies.

**Consultations:**

Acting Director Infrastructure and Works  
 Director Strategy and Development  
 Director Community and Customer Service  
 Director Corporate Services  
 Manager Community  
 Manager Property and Environment  
 Manager Development and Environment  
 Coordinator Planning Services  
 Acting Coordinator Open Space  
 Sporting Shooters Association Australia (SSAA)  
 Wellington Park Trust  
 TasWater

**Human Resource / Financial and Risk Management Implications:**Human Resources

Council staff would facilitate the consultation and disposal process as part of their normal duties.

Financial

The cost of advertising the proposals would be approximately \$200. If Council decides to proceed with the section 178 process, valuations would be sought following the 21-day consultation process and would be expected to cost \$800.

Any other financial implications of the proposed disposal would be provided in a future report to Council after the completion of the statutory advertising period.

However, it is expected that there would be no additional cost to Council in entering into this lease, as the lessee would be required to bear costs associated with the preparation of the lease. The lease would be expected to generate income which would go towards maintenance and operational costs of the new facility.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Adopt the recommendation</b> Adverse public reaction to decision to advertise Council's intention to dispose.	Minor (C2)	Unlikely (L2)	Low	Council considers all objections received during the statutory consultation process, as required under s.178 of the Act. The disposal would be leasehold only.
Council does not achieve best value for the community on disposal (long-term lease) of the land.	Minor (C2)	Unlikely (L2)	Low	Council's Lease and Licensing of Council Owned and Managed Property Policy will be followed and income from the rental would be negotiated as per the policy.

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Do not adopt the recommendation</b>				
SSAA will not be able to undertake upgrade to the Mitchell Range and so AIF Range will not be able to be decommissioned.	Major (C4)	Likely (L4)	High	Continue to communicate with SSAA to consider alternative options.
Reduced social and community outcomes through reduced capacity of the SSAA to delivery their services and programs	Moderate (C3)	Almost Certain (L5)	High	Continue to communicate with SSAA to consider options.

### Community Consultation and Public Relations Implications:

#### Community consultation

Initial community engagement has been carried out for the land, as detailed in this report.

Council's decision to commence the statutory process to dispose of public land will be communicated to any community members who responded to the initial community engagement process. Anyone who responded, as well as anyone else in the general community, will have the opportunity to make formal submissions during the section 178 notification and consultation process (which is additional to the initial community consultation process).

#### Public relations

There are not currently any material public relations implications, given that it does not appear that there are any significant concerns about the potential disposals of the sites. Any concerns raised during the section 178 process would be monitored to gauge whether further action is required to address them.

### Recommendation:

That Council:

1. FORM an intention under section 178 of the *Local Government Act 1993* to dispose of public land contained in title references 226221/1 and 172728/1, also known as 210 Tolosa Street, Glenorchy (Mitchell Range) **(the Land)**
2. AUTHORISE the General Manager to take all actions necessary to complete public notification of Council's intent to dispose 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.

### Attachments/Annexures

- 1 Engagement Report - S178 Long-term Lease of Mitchell Range



- 2 Disposal of Council Land Workflow



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## 10. CAN DO COMMUNITY GRANTS

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Author: Manager Community (Marina Campbell)  
Qualified Person: Director Community and Customer Services (David Ronaldson)  
ECM File Reference: Grant Applications

**Community Plan Reference:**Making Lives Better

There will be community services and programs for people of all ages and abilities to connect, support and make lives better.

**Strategic or Annual Plan Reference:**Making Lives Better

- Objective 1.1 Know our communities and what they value
- Strategy 1.1.2 Encourage diversity in our community by facilitating opportunities and connections
- Objective 1.3 Facilitate and/or deliver services to our communities
- Strategy 1.3.1 Deliver defined service levels to our communities

Leading our community

- Objective 4.2 Prioritise resources to achieve our communities' goals
- Strategy 4.2.1 Deploy the Council's resources to deliver value

**Reporting Brief:**

To present a report to Council on the grants provided to community groups in response to COVID-19 – the Can Do Community Grants.

**Proposal in Detail:**

At the Special Council meeting on 18 May 2020, Council approved a COVID-19 Community Assistance Package for the 2020-21 financial year to respond to the significant social and economic impact of the COVID-19 pandemic on our communities.

Two grant programs were included as part of this response:

- Can Do Community Grants, and
- Small Business eCommerce Grants

Both grant programs were offered in late 2019-20, with the intention being to determine the success of the first round of funding and consider similar programs for 2020/21 at the August 2020 budget review.

The programs were opened on Monday 1 June 2020 and closed on Friday 19 June 2020. Grant management was assisted with the use of the SmartyGrants online program.

### **Can Do Community Grants**

The \$20,000 Can Do Community Grants program was established from redeployed 2019-20 funds from the Mayor's Sporting and Academic Funds and the cancellation of events due to COVID-19 (ANZAC Day, Annual GCC Volunteer Awards, Glenorchy volunteer program). The program provided funding of up to \$1,000 to support Glenorchy community groups and organisations to deliver community oriented projects aimed at helping connect people during the COVID-19 restrictions.

All applications were assessed against the following eligibility criteria:

- is an incorporated not-for-profit or auspiced by an incorporated organisation
- is a Glenorchy based community group and operates within the Glenorchy municipality
- is a financially viable organisation and able to demonstrate the capacity to successfully manage and administer the proposed project on time and within budget
- promotes community connection and social inclusion within the current COVID-19 pandemic restrictions
- is able to show how the community will be involved, both directly and indirectly, in the project
- builds capacity, strength, creativity and resilience in our community
- has the appropriate type and level of insurance for the activities that are the subject of this grant
- is NOT a Government organisation, for-profit organisation, political party, and
- and does not duplicate existing programs, services or activities in the locality.

There was a limit of one application per community group. Two community groups were able to apply to deliver a combined project, provided each community group was able to demonstrate the benefits to both groups.

A selection panel was formed which included community organisation representatives as well as Council officers.

Grants were awarded to 12 community groups with each group receiving \$1,000, excluding GST. Groups were required to complete their projects by 30 November 2020, with final reporting due 14 December 2020.

Grants recipients were:

Community group	Project title
City of Glenorchy Golden Years Club	Post COVID-19 Membership Drive
You Good Forums about Mental Health	You Good Forums about Mental Health
Colony 47 Inc (Eureka Clubhouse)	Community Mental Health Supports
West Moonah Community Action Group Inc	Drive-in Movie Night
The Salvation Army (TAS) Social Work	Card Buddies project
Springfield Gardens Primary School – auspiced by West Moonah Community Action Group Inc	Community Connections
Bucaan Community House Inc	Drive-in Movie Night
Golden Wattle Cafe Inc	Golden Wattle Cafe Revival
Friends of Zafira – auspiced by Multicultural Council of Tasmania	Play, chat, laugh! - weekly community social nights.
Association of Ukrainians in Tasmania	Connecting through Culture
Child Health Association Tasmania	Multicultural Picnic and Play
Multicultural Economic Participation Forum – auspiced by Multicultural Council of Tasmania	Multicultural Economic Participation Forum

### Can Do Community grants community outcomes

The following is a summary of each of the programs and outcomes that the Can Do Community Grants funded:

- City of Glenorchy Golden Years Club – funding was used to promote that the Centre had reopened after the COVID-19 closure. This led to community members and hirers being able to return and continue with their community activities, with 120 people signing up as members.
- You Good Forum – The funding was used to hold a forum about mental health issues caused by family violence. The forum was attended by 28 people and was also streamed live to a broader audience. This enabled people to hear from expert speakers and understand more about how to seek support.
- Colony 47 Inc – The funding was used to increase support and welfare checks during COVID-19 with the Eureka Club Moonah members through tele-support and outreach. This assisted members who were particularly isolated and marginalised. Activities included delivering fresh meals to members, purchasing items for the lending library and publishing a weekly newsletter.



- West Moonah Community House – The funding was used to present a free drive-in movie night at Tolosa Park during Seniors Week. The WMCH worked with a range of partners (including Buccaan Community House) to provide a family, COVID-19 safe event for older people and their families.
- Salvation Army (Tas) Social Work – The funding was used for an intergenerational project with primary school children and aged care residents to exchange letters and cards. In response to the social and physical disconnection experienced during COVID-19, the project offered an alternative way to connect older people with the broader community in a safe and meaningful way.
- Springfield Gardens Primary School – The funding was used for students to create a film, called “Community Connections”. Students interviewed people who lived or worked in the City of Glenorchy and used the main theme of the film to create a mural which is on display at the entrance of the school.
- Buccaan Community House - The funding was used to present a free drive in movie night at Tolosa Park during Seniors Week. BCH worked with a range of partners (including West Moonah Community House) to provide a family, COVID-19 safe event for older people and their families.
- Golden Wattle Café – The funding was used to purchase screens and items for craft activities, and to hold arts and craft sessions to help guests engage and interact with one another. Volunteers gained a better understanding of how dementia can affect a person and their caregivers, and an increased knowledge of how to interact with people living with dementia.
- Friends of Zafira – The funding was used to organise free ‘open house’ events on a weekly basis at the Café. Adults and children from the local refugee community have been able to come together to socialise, have fun, play music and share skills. The events also provided an opportunity to assist community members with filling in forms and practice conversational English.
- Association of Ukrainians in Tasmania – The funding was used for “Connecting through Culture”, an initiative to re-establish contact with the Ukrainian community following the restrictions of COVID-19. The Association purchased a laptop and utilised live streamed sessions to increase connection among members and reduce the effects of social isolation, as well as holding in person activities.
- Child Health Association Tasmania – The funding was used to host families and children for a picnic and play morning tea at the Multicultural Hub, which included free activities, craft, music and healthy food. The event enabled engagement with and connection to families from the broader community post COVID-19 lockdown.
- Multicultural Economic Participation Forum – The funding contributed to hosting two workshops as an information platform for entrepreneurship and employment, with a specific focus on culturally-sensitive interpretation.

The Can Do Community grants have assisted community to restore the sense of being 'back in control'. With significant emergencies and trauma, such as the COVID-19 pandemic, people may have been left feeling powerless, isolated and disconnected. The initiatives proposed by community groups and the outcomes achieved have demonstrated the resilience of our community.

**Consultations:**

Mayor  
Executive Leadership Team  
Manager Finance and ICT  
Coordinator Community Development  
Greater Hobart and Regional LGA's

**Human Resource / Financial and Risk Management Implications:**Financial

There are no material financial resources implications with the grant program funded from 2020-21 unspent funds.

Human resources

The grant program has been facilitated within the Community and City Strategy and Economic Development departments.

Risk management

The report is for noting only. There are no material risk management implications.

**Community Consultation and Public Relations Implications:**

A multi-pronged communications strategy was implemented to maximise community and business awareness of the grant programs. This included grants being promoted through the Council website and Facebook page, as well as via email.

The grants were intended to provide opportunities for community organisations and groups to assist the community in the recovery from the COVID 19 pandemic and to help small businesses operate online. Council's response to COVID-19. The provision of these grants has been generally well received.

**Recommendation:**

That Council:

1. RECEIVE and NOTE the report on the Can Do Community grants program 2019/2020

**Attachments/Annexures**

Nil.

# **ECONOMIC**

***Community Goal: “Open for Business”***

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## 11. ECONOMIC DEVELOPMENT STRATEGY - YEAR ONE UPDATE

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Author: Manager City Strategy and Economic Development (Erin McGoldrick)

Qualified Person: Director Strategy and Development (Samantha Fox)

ECM File Reference: Economic Development Strategy 2020 - 2025

### Community Plan Reference:

#### Open for business

We will create a strong economy and jobs for the future. We will encourage business diversity, innovation and new technologies to stimulate jobs, creativity and collaboration. We will be a place where business can establish, continue and flourish.

### 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

Strategy 2.1.2 Build relationships with government and the private sector that create job opportunities for our communities

Action 2.1.2.01 Implement the Economic Development Strategy and Economic Recovery Plan

### Reporting Brief:

To update Council on the status of implementation of the *Glenorchy Economic Development Strategy 2020-2025*.

### Proposal in Detail:

Council endorsed the *Glenorchy Economic Development Strategy 2020 – 2025* at the February 2020 Council meeting, just weeks prior to the global COVID-19 pandemic impacting Tasmania. The Strategy was developed by identifying the gaps and opportunities inherent in the existing economic landscape, and provided a sound basis for the development of the Economic Recovery Program in response to COVID-19.

The long-term nature of economic development initiatives provides insulation against acute shocks such as the COVID-19 pandemic and mitigates disbenefits (such as job losses and business closures) during periods of economic contraction.

The first year of implementation of the fifty actions in the Glenorchy Economic Development Strategy is well underway with:

- Eight (8) actions complete
- Twenty-six (26) actions commenced

- Four (4) actions on hold
- Twelve (12) tasks deferred to future years.

The strategy aims to deliver against five objectives;

- Places - we will improve our places to reflect who we are and encourage people to stay a while. Our welcoming City will include lively, connected hubs of activity that attracts residents, visitors, businesses and investors
- People - we will draw on our diversity and entrepreneurship to foster new businesses. We will support learning to ensure our people have the skills they need, for the jobs they want
- Partners - we will strengthen partnerships to drive economic growth and innovation in our City. Our partners will share our vision and value our collaboration
- Pillars - we will grow from our fundamental strengths; our land, natural and built assets, community, diversity and economy. We will make sure that our pillars contribute to jobs and opportunities for businesses
- Pride - we will build pride and confidence in our people and our economy. We will embrace who we are and show the world what we do well and where we are going. We will be the best version of ourselves.

A detailed update on the Economic Development Strategy actions that contribute to these objectives is provided in Attachment 1 – (Glenorchy Economic Development Strategy 2020-2025 Implementation Report – March 2020 to March 2021).

Highlights include:-

- Greater Glenorchy Plan – precinct plans for all three activity centres completed
- COMA – artists selected for murals on the Corridor of Modern Art
- Showcase – Arts and Culture strategy completed and placemaking projects soon to commence
- Activity City – launched in May 2020 to assist Glenorchy businesses during COVID-19, ongoing monitoring of business engagement
- Release of small business eCommerce grants in May 2020 to assist businesses respond to COVID-19
- CityScope – the development of a Glenorchy CBD outdoor market with an Expression of Interest process scheduled for 2021-22
- Glenorchy Jobs Hub – a Regional Workforce Development Plan for Glenorchy has been completed and implementation to occur through service provider at the Glenorchy Jobs Hub.

### Economic growth targets

The targets set for the five years of the Economic Development Strategy measure:

- Gross regional product annual growth rate (net wealth generated)
- Employment growth annual growth rate
- Population growth as estimated resident population; and
- Resident workers post-secondary qualifications.

Glenorchy's gross regional product in the twelve months to June 2020 grew by 2.1% to \$2.57 billion. Much of this growth is likely to have been recorded prior to COVID-19 restrictions, however the rate of growth is higher than the Tasmanian rate of 0.8% for the same period.

Glenorchy's employment (local jobs) in the twelve months to June 2020 contracted by 0.4%. This is a slight improvement on the prior period to June 2019 when local jobs contracted by 0.99%. The City's investment pipeline combined with a gradual return to pre-COVID operations and Glenorchy Jobs Hub is forecast to influence an expansion of employment growth during the period to June 2021.

Population growth and resident workers qualifications information is scheduled to be released as part of the 2021 census data in late 2022.

### **Consultations:**

Acting Manager Property  
Acting Open Space Coordinator  
Economic Development Coordinator  
Program Manager Economic Recovery  
Workforce Development Facilitator – Glenorchy Jobs Hub

### **Human Resource / Financial and Risk Management Implications:**

#### Financial

A \$5 million loan under the COVID-19 Tasmanian Government Loan Scheme is the primary funding source for delivery of the Economic Development Strategy, through the Economic Recovery Program.

In addition to this, Council has received \$330,000 in grant funding to support the establishment of the Glenorchy Jobs Hub, with a second tranche of funding in negotiation for operations to June 2022. A key objective of the Jobs Hub is to identify external sources of revenue or funding for ongoing operation beyond June 2022.

#### Human resources

There are no human resource implications.

#### Risk management

The report is an update for Council to note, there are no material risks associated with the provision of the information.

## **Community Consultation and Public Relations Implications:**

### Community consultation

Quarterly updates on implementation are provided to the EPIC (Economic Participation Implementation Collaboration) Group who assisted in the creation of the Glenorchy Economic Development Strategy in 2019/20.

Input into implementation is regularly sought from the EPIC stakeholders, with many of the more than 80 members participating in project reference groups as required.

Ongoing engagement with businesses occurs through the Activity City website and monthly EDM newsletter.

### Public relations

Delivery and commencement of a large number of economic development projects in the city may have positive public relations implications.

## **Recommendation:**

That Council:

1. RECEIVE and NOTE the attached Glenorchy Economic Development Strategy 2020-2025 Implementation Report – March 2020 to March 2021.

## **Attachments/Annexures**

- 1 Glenorchy Economic Development Strategy 2020-2025  
[⇒](#) Implementation Report - March 2020 to March 2021

# ENVIRONMENT

***Community Goal: “Valuing our Environment”***



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## 12. MEMORANDUM OF UNDERSTANDING WITH WELLINGTON PARK MANAGEMENT TRUST

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Author: General Manager (Tony McMullen)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: Wellington Park Management Trust

### **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.

#### Valuing our Environment

The active involvement of the community means we will maintain and enjoy our natural treasures like Wellington Park.

Our walking path and bike path networks will be extended, connecting our natural environment and open spaces to the built environment. Our natural environment and created open spaces will be inviting places to be.

### **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
- Strategy 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

#### Valuing our Environment

- Objective 3.2 Manage our natural environments now and for the future
- Strategy 3.2.1 Identify and protect areas of high natural values
- Strategy 3.2.2 Encourage access to and appreciation of natural areas through the development of trail networks and environmental education

**Reporting Brief:**

To seek Council's approval of a new Memorandum of Understanding with the Wellington Park Management Trust and to adopt a Council position in relation to the review of the terms of reference of the Management Advisory Committee.

**Proposal in Detail:****Background**

Wellington Park (**the Park**) is managed by the Wellington Park Management Trust. Established by the *Wellington Park Act 1993*. The Trust represents the collective interests and aspirations of the landowners, stakeholders and visitors of the Park, and co-ordinates management to protect Park values.

The Constitution and membership of the Trust are specified in the Act and include Hobart and Glenorchy City Councils, Tasmania Parks and Wildlife Service, the Department of Primary Industries, Parks, Water and Environment, TasWater and Tourism Tasmania.

Council maintains a single member on the Trust and a deputy member that fills in when the member is not available.

In December 2020, Council renominated Alderman Melissa Carlton to the Wellington Park Management Trust and this appointment is being extended. The deputy member position is currently vacant but Council has authorised the General Manager to nominate an appropriate senior staff member to this role. I will be taking advice from the incoming Director Infrastructure and Works in relation to this nomination.

**Memorandum of Understanding**

Council's relationship with the Wellington Park Management Trust (**the Trust**) is defined through legislation and also through a Memorandum of Understanding.

As reported in the December 2020 Council report, Council and the Trust have been working closely together to develop a Memorandum of Understanding (**MoU**) which sets out the agreement between the Trust and Council in relation to how we will work together to manage the Park's values.

The MoU would initially be for a period of three years through to June 2023. The MoU would outline what each of the parties is currently doing in terms of resourcing commitments to manage the Park, and detail how the parties would work together to implement the Wellington Park Management Plan and other strategies.

I am pleased to advise that agreement in principle has been reached in these negotiations with the Trust and the new MoU is recommended to the Council for approval in the form set out in Attachment 1.

**Terms of Reference of Management Advisory Committee**

One of the key mechanisms for operational input from Trust members is via a Management Advisory Committee (**MAC**), the role of which is to advise the Trust Manager on the day to day operations of the Trust.

The terms of reference of the MAC are overdue for review. They were due for review at the March 2021 meeting of the Trust, however, due to the absence of GCC and HCC members, the review was held over until the April meeting.

While the role of the MAC as advisor to the Trust Manager is a sound one, there is a concern that MAC members have inadequate formal opportunities for access and input to the Trust itself in relation to matters of concern. All communication with the Trust is presently through the Trust Manager.

The terms of reference were fixed by the Trust in February 2016 and were due for review in February 2017 by explicit resolution of the Trust. However, other tasks have been prioritised in the interim and a review of the terms of reference is now underway.

It is understood that the Parks Forum about a decade ago recommended that the MAC play a more prominent role in enabling agency inputs to the Trust (given that the individual members of the Trust itself, though drawn from member agencies, are compelled to act as Board members and not as agency representatives).

The Trust, on 16 February 2016, rejected a more “direct” relationship of the MAC with the Trust on the basis of a perception that it would increase bureaucracy. It is not clear from the minute whether the perception of bureaucracy has come from the Trust discussion on that occasion or from the officer’s report on that item. Nevertheless, it is considered that a suitable and elegant model could be developed without increasing bureaucracy that would enable greater Trust visibility of MAC deliberations and advice without the discretion as to what is passed on from the MAC being completely mediated by the Trust Manager.

It is recommended that the Mayor write to the Chairperson of the Trust expressing Council’s view that a formal mechanism be provided in the Terms of Reference for the Management Advisory Committee for a Management Advisory Committee agency member to bring matters of concern directly to the Trust for consideration. Council considers that, from a governance perspective, the current model creates a single point dependency which could serve to obscure line of sight for the Trust as to the views of agency representatives on the MAC, leaving the Trust vulnerable to blindsiding.

**Consultations:**

Trust Manager

Alderman Carlton

Acting Manager Property Environment and Waste

Environment Co-ordinator

**Human Resource / Financial and Risk Management Implications:**Financial

The MOU would formulate a non-binding commitment to provide funding in the present 2020-21 financial year of \$35,191 excluding GST and subject to an annual CPI increase (sourced from the Hobart All Groups CPI March to March period).

Any other project specific commitments would be considered by Council on a case by case basis.

Human resources

Council elected members and officers would continue to provide in-kind support to the Trust through Trust membership, participation in the Management Advisory Committee and on-ground works associated with the management and maintenance of assets within the Council-owned part of Wellington Park.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Adopt the recommendation</b>	Unlikely (L2)	Minor (C2)	Low	The MOU is a non-binding document enabling Council to revert to fulfilling its minimum statutory obligations only.
MOU does not reflect Council's priorities or exceeds Council's resource input capacity for Wellington Park.				
<b>Do not adopt the recommendation</b>	Likely (L4)	Minor (C2)	Medium	Negotiate a revised MOU.
Council is seen as not "pulling its weight" in relation to its contribution as a significant landowner and agency within Wellington Park.				

**Community Consultation and Public Relations Implications:**Community consultation

No community consultation has been undertaken in relation to this matter as it is a governance matter between Council and the Trust.

Public relations

There is potential for a joint announcement if renegotiation of the MOU is considered sufficiently newsworthy.

## **Recommendation:**

That Council:

1. APPROVE the Memorandum of Understanding between Glenorchy City Council and the Wellington Park Management Trust in the form of Attachment 1.
2. Through the Mayor, WRITE to the Chairperson of the Trust expressing Council's view that a formal mechanism be provided in the Terms of Reference for the Management Advisory Committee for a Management Advisory Committee agency member to bring matters of concern directly to the Trust for consideration (noting that Council considers that from a governance perspective, the current model creates a single point dependency which could serve to obscure line of sight for the Trust as to the views of agency representatives on the MAC, leaving the Trust vulnerable to blindsiding).

## **Attachments/Annexures**

- 1 MOU Wellington Park Management Trust and Glenorchy City Council  
[⇒](#) 2020/21 to 2022/23

# GOVERNANCE

***Community Goal: “Leading our Community”***

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### **13. NOMINATIONS FOR GENERAL MANAGEMENT COMMITTEE OF LOCAL GOVERNMENT ASSOCIATION OF TASMANIA (LGAT)**

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Author: General Manager (Tony McMullen)

Qualified Person: General Manager (Tony McMullen)

ECM File Reference: LGAT

#### **Community Plan Reference:**

***City of Glenorchy Community Plan 2015 - 2040***

#### Leading Our Community

Our community's priorities:

Transparent and accountable government

#### **Strategic or Annual Plan Reference:**

***Glenorchy City Council Strategic Plan 2016-2025***

#### Leading Our Community

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 seek Council's nomination of an eligible Alderman to a position on the General Management Committee of the Local Government Association of Tasmania (**LGAT**) and Council's consideration of whether to make a nomination for position of President of LGAT.

#### **Proposal in Detail:**

##### **Background**

The Tasmanian Electoral Commissioner has invited nominations for President of LGAT and for membership of the Local Government Association of Tasmania (**LGAT**) General Management Committee (**GMC**). Nominations close on Wednesday, 21 April 2021 at 5.00pm.

Council is entitled to make only a single nomination under the LGAT rules. The person nominated may be a Glenorchy City Council Aldermen or an alderman or councillor from Clarence City Council or Kingborough Council. The Lord Mayor of Hobart has an ex officio position on the GMC.

The CEO of LGAT has confirmed that if Council wishes to also nominate a candidate for President, it is not obliged to nominate the same person.

The nomination invitation letter from the Tasmanian Electoral Commissioner is [Attachment 1](#).

The nomination form is [Attachment 2](#).

### **About LGAT**

The Local Government Association of Tasmania is the voice of Local Government to other spheres of government, stakeholders and the wider community.

LGAT has been the peak body for Local Government in Tasmania for over 100 years and is part of a national network of associations. It is funded by councils and earns other income through projects delivered on behalf of Local Government, services to members and sponsorships.

LGAT provides specialist services to its member councils including policy and strategic support, capacity building for Local Government elected members and officers and procurement of goods and services. LGAT also coordinates the Tasmanian Local Government Awards for Excellence, the LGAT Annual Conference and the LGAT Assist Program.

LGAT works collaboratively with members to support council staff and elected members. The communities our 29 councils serve are represented by 263 elected members and supported by nearly 4,000 staff.

### **General Management Committee**

The election to the GMC is governed by the LGAT Rules, which are [Attachment 3](#).

Apart from the Lord Mayor, who has an 'as of right' position on the GMC, all positions, including the President, will be vacant. The President is elected at large by all Member councils. The six other members are elected by their electoral districts and population grouping.

The Term of Office is two years. The circumstances in which a position becomes vacant are set out in rule 21(d) of the LGAT rules, including that a member ceases to be an Alderman. Accordingly, the term of membership could continue for the full two years if Council's nominee is re-elected at the next Local Government elections, due in October 2022.

The rules most relevant to the GMC election, with summary comments are as follows:

#### **17. Function of the General Management Committee**

*The functions of the GMC include performance review/appointment of the CEO, providing strategic direction, providing for the good management and administration of the Association and nominating representatives to the ALGA Board.*



**18. Composition of the General Management Committee**

*The General Management Committee is made up of:*

- (i) the President;*
- (ii) provided the Hobart City Council is a current Member, the Lord Mayor of the Hobart City Council or his or her proxy; and*
- (iii) six members to be elected, as provided in Rule 18(b), from the three electoral districts.*

*For each electoral district, one candidate is elected from councils with a population of 20,000 or more and one from councils with a population of less than 20,000*

**19. Electoral districts for the purpose of electing members to General Management Committee**

*These districts correspond to the three (3) local government regions as set out in the Local Government Act, with Glenorchy City Council located in the Southern electoral district.*

**20. Conduct of elections for membership to the General Management Committee**

*The Electoral Commissioner of Tasmania as returning officer asks for nominations from members within the 3 electoral districts.*

*Each Member is entitled to make only one nomination and if more than one is received all nominations from that Member will be null and void.*

*In making a nomination, a Member is not restricted to nominating an elected member from its own Council provided that the nomination is for an elected member from a Member Council in the same electoral district and the same Population category as the nominating Member.*

*When a President is elected, a recount is held to backfill his or her GMC position from the same electoral district and population category.*

**25. President**

- (a) The President shall be a Councillor or Alderman of a Member Council.*
- (b) The functions of the President are to:*
  - (i) chair Meetings of the Association and the General Management Committee;*
  - (ii) be the spokesperson of the Association;*
  - (iii) provide leadership and direction in furthering the objects of the Association.*

*The President is elected for a two-year term.*

*Nominations are called. If there is only one (1) nomination, the candidate is elected unopposed. If there is more than one candidate, the Electoral*

*Commissioner conducts a postal ballot of member Councils to determine the successful candidate.*

### **Timeframes for 2021 GMC Election**

The schedule of dates applying to the GMC election is as follows:

Nominations Open	Monday, 1 March 2021
Nominations Close	5.00pm Wednesday, 21 April 2021
Ballot Material posted (If a ballot is required)	Monday, 26 April 2021
Close of Postal Ballot	10.00am Thursday, 17 June 2021
Declaration of the Result	Thursday, 17 June 2021

### **Committee Nominations and Appointments Policy**

Council's Committee Nominations and Appointments Policy is applicable to this process because its scope states:

***This policy applies to all nominations and appointments to committees and external bodies, other than the appointment of independent persons to Council's Audit Panel (the procedure for which is as set out in the Audit Panel Charter).*** (Author's emphasis added)

The Policy requires the following procedure to be adopted in respect of nominations:

- (1) *Where it is necessary to appoint Aldermen to committees (including as a result of a casual vacancy), the General Manager will circulate a notice to Aldermen which—*
  - (a) *notifies Aldermen that appointments, re-appointments and nominations for appointment to committees and external bodies are to be made at the relevant meeting, and*
  - (b) *lists the appointments and nominations to be made, and, for each, identifies—*
    - (i) *the committee or external body*
    - (ii) *the position available (including, for an external body, whether Council will be making a nomination only)*
    - (iii) *the nature of the duties to be undertaken*
    - (iv) *the proposed term of the appointment*
    - (v) *whether the position is to be held ex-officio by the Mayor or Deputy Mayor, and*
    - (vi) *any other information the General Manager considers relevant.*
  - (c) *requests that Aldermen submit nominations for the available positions one (1) week before the next council meeting.*

- (2) *The notice is to be circulated to all Aldermen by email no later than five days before nominations close (or as soon as practicable if it is not possible to circulate the notice five days before nominations close), and*
- (3) *Nominations may contain a statement in support of the nomination, to a maximum of 150 words.*
- (4) *Nominations may be for a position or a proxy position.*
- (5) *the General Manager will present a report to Council for consideration at the relevant council meeting which will contain, for each available position—*
  - (a) *the information specified in clause 2(1)(b), and*
  - (b) *a list of the nominations received and the documentation provided in support of each.*
- (6) *Where the number of nominees for a position does not exceed the number of positions available, the Council will determine the appointment 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 appointee or appointees (or nominees for a position on an external body, if applicable), and*
  - (b) *once the result of the ballot is determined, the chair will call for the appointment to be confirmed in accordance with Council's ordinary meeting procedures.*
- (8) *Where Council's nominee for a position on an external body is required to be confirmed by the external body, the General Manager is to write to the external body advising it of Council's decision.*
- (9) *For the avoidance of doubt, where a committee detail sheet that has previously been adopted by Council provides for a position to be held ex officio by the Mayor or the Deputy Mayor, the appointment of the Mayor or Deputy Mayor to that position is automatic, and no other Aldermen are entitled to nominate for that position.*

### **Notice to Aldermen**

Notice to Aldermen was given on 23 March 2021 (Attachment 4).

### **Consultations:**

Mayor  
Executive Officer

**Human Resource / Financial and Risk Management Implications:**Financial

There are no material financial implications.

Human resources

There are no material human resources implications.

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Adopt the recommendation</b> Council's nomination is unsuccessful.	Insignificant (C1)	Possible (L3)	Low	Establish an effective working relationship with GMC representatives from other Councils.
<b>Do not adopt the recommendation</b> Council loses the opportunity to nominate a candidate for the General Management Committee and or Presidency of LGAT.	Minor (C2)	Almost Certain (L5)	Notable	Establish an effective working relationship with GMC representatives from other Councils.

**Community Consultation and Public Relations Implications:**Community consultation

No community consultation was undertaken as the nomination process is considered an internal matter for Council.

Public relations

The GMC election process is an external process, independently conducted by the Tasmanian Electoral Commission (TEC). It is anticipated that the announcement of election results will be a matter for the TEC and LGAT.

**Recommendation:**

That Council:

1. NOMINATE an eligible alderman or councillor to a position on the General Management Committee of the Local Government Association of Tasmania (LGAT)
2. CONSIDER whether to nominate an eligible alderman or councillor for President of LGAT.

**Attachments/Annexures**

- 1** Electoral Commissioner's GMC nomination invitation letter



- 2** GMC Nomination form



- 3** LGAT Rules Adopted July 2018



- 4** Notice for Nomination - LGAT GMC and President



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## 14. UPDATED OPEN DATA POLICY

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Author: Manager Corporate Governance (Tracey Ehrlich)

Qualified Person: Director Corporate Services (Jenny Richardson)

ECM File Reference: Council Policies

### 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:

Annual Plan Reference *4.1.1 Manage Council for maximum efficiency, accountability and transparency.*

### Reporting Brief:

To present the reviewed and updated Open Data Policy to Council for adoption.

### Proposal in Detail:

All Policies adopted by Council are reviewed cyclically. The ordinary review period for Council policies is four years after adoption. However, policies remain in force until they are either replaced by Council with a newly adopted policy or rescinded by Council. Unfortunately, in this instance, the Open Data Policy appears to have been omitted from its cyclical review which became due in 2018. This was discovered when an audit of Council policies was undertaken recently by Corporate Governance.

Following a full review by ICT, this report presents the updated Open Data Policy to Council for adoption.

The Commonwealth Government, through its policy of ‘Government 2.0’ and the Tasmanian Government’s *Open Data Policy 2016* and *Right to Information Act 2009* are premised on the adoption and management of open data processes across all tiers of Government. Open data is important to the wider community, academia, and business as it ensures government information is available for use in an accessible format.

- Attachment 1 is a copy of the current policy with marked changes
- Attachment 2 is a copy of the proposed updated policy.

There are no significant changes to the updated policy.

### Consultations:

Corporate Governance  
ICT Manager

**Human Resource / Financial and Risk Management Implications:**

There are no material human resources or financial implications.

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Adopt the recommendation</b> The recommended updated policy does not represent a significant departure from established practices or statutory requirements. There is a chance that procedural difficulties may be identified once it is implemented, leading to operational inefficiencies.	Minor (C2)	Unlikely (L2)	Low (4)	Responsible officers continue to monitor compliance with all Council policies and ensure that any amendments are made in a timely manner, as required.
<b>Do not adopt the recommendation</b> Governance administration would be less optimal due to the presence of outdated and less effective policies. Council would be failing in its provision of open data breaching State legislation.	Moderate (C3)	Likely (L4)	High (12)	Council officers are instructed to review the policies and implement any changes requested by Council as soon as practicable.

**Community Consultation and Public Relations Implications:**

Nil.

**Recommendation:**

That Council:

1. ADOPT the updated Open Data Policy in the form of Attachment 2.

**Attachments/Annexures**

- 1 Open Data Policy 2014



- 2 Open Data Policy 2021



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## 15. PETITION - AVEO WATERS RESIDENTS, 57 CADBURY ROAD, CLAREMONT

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Author: Executive Officer (Bryn Hannan)  
Qualified Person: General Manager (Tony McMullen)  
ECM File Reference: Council Administration

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

### Reporting Brief:

To consider a petition presented to the General Manager and tabled at the 22 February 2021 Council Meeting by the residents of Aveo Waters, 57 Cadbury Road, Claremont in relation to the proposed development at the former Claremont Primary School site.

### Proposal in Detail:

Council has received a petition from the Aveo Waters Residential Club Body Corporate Council and residents Committee, 57 Cadbury Road Claremont, containing 51 signatures (**the petition**). The petition was received on 10 February 2021 and tabled at the Council meeting on 22 February 2021.

The petition is accompanied by a covering letter from the Secretary of the Residents Committee of Aveo Waters. The Petition and covering letter are Attachment 1.

The petition objects to the proposed development of the former Claremont Primary School site on Cadbury Road in Claremont. The specific concerns of the residents about the proposed development are outlined in the covering letter, but primarily relate to issues of density, traffic, safety and impacts on water and sewerage infrastructure.



The development application that the petition relates to is the application for Proposed Use And Development - Staged Mixed Use And Development (Residential, Community Meeting And Entertainment, Educational And Occasional Care, General Retail And Hire And Food Services) - 36 Cadbury Road, Claremont, 26 Cadbury Road, Claremont And 55 Cadbury Road, Claremont (**the proposed development**). The proposed development was considered and approved by the Glenorchy Planning Authority (**GPA**) at its meeting on 15 March 2021.

The petition was included as a statutory representation to the proposed development and was therefore considered by the GPA as part of its deliberations on whether to approve the development. There was a considerable amount of public interest in the proposed development with a further 33 statutory representations being submitted during the public notification period.

A copy of the petition was also circulated to all Aldermen after being tabled at the Council meeting in February.

### **Proposed action on petition**

Because the petition raises concerns about a proposed development being considered (at the time it was submitted) under the statutory planning assessment process, the only action that could lawfully be taken in respect of it was to consider it as part of that process, which is what occurred.

It would have been inappropriate for the full Council to consider or express any opinion in relation to the subject matter while it was before the GPA. Further, and as noted above, the development application has now been approved by the GPA and is currently within the statutory appeal period. Accordingly, while the subject matter of the petition has been substantively dealt with by Council (acting as a Planning Authority) already, the matter is still live.

It is therefore recommended that Council formally receives the petition and notes the concerns of residents, but that no other action is taken in respect to it.

All representors to a discretionary planning permit application are required to be notified of Council's decision and are advised of their appeal rights to the Resource Management and Planning Appeal Tribunal as part of that notice.

### **Human Resource / Financial and Risk Management Implications:**

#### Financial

There are no material financial implications.

#### Human resources

There are no material human resources implications

Risk management

Risk Identification	Consequence	Likelihood	Rating	Risk Mitigation Treatment
<b>Adopt the recommendation</b> No material risks have been identified				
<b>Do not adopt the recommendation</b> If Council opts to take alternative action in respect to the petition, there is a risk that the statutory planning process would be compromised, leading to regulatory issues and reputational damage.	Major (C4)	Possible (L3)	High	Council seeks qualified legal advice from before proposing any alternative motion.

**Community Consultation and Public Relations Implications:**

There are no material community consultation or public relations implications. The proposed development and Council's decision to approve was the subject of a statutory public consultation process and has also received extensive media coverage.

**Recommendation:**

That Council:

1. RECEIVE and NOTE the petition received from the Residents Committee of Aveo Waters, Claremont, relating to the proposed development of the former Claremont Primary School site at 26, 36 and 55 Cadbury Road, Claremont (**proposed development**) containing 51 signatures (**the petition**).
2. NOTE that the petition was included in the statutory representations for the proposed development.
3. NOTE that the proposed development is currently within the statutory appeal period and that it is inappropriate for the full Council to express any view in relation to the matters raised in the petition.

**Attachments/Annexures**

- 1 Petition - Aveo Waters Residents Committee



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## 16. FINANCIAL PERFORMANCE REPORT TO 28 FEBRUARY 2021

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Author: Chief Financial Officer (Tina House)  
Executive Officer (Bryn Hannan)

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

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 28 February 2021 and recommend that Council varies its budget estimates for 2020-21 by moving \$90k from estimated expenditure into estimated capital works.

### Proposal in Detail:

#### FINANCIAL PERFORMANCE REPORT

Council's Financial Performance Report (**Report**) for the period 1 July 2020 to 28 February 2021 is set out in Attachment 1.

The Report highlights that Council's year-to-date actual operating result is \$1.899m better than the budgeted position. The improvement in the budgeted position is the combined result of a \$1.171m increase in revenue and \$728,000 less in expenditure.

The forecast end-of-year operating result at 30 June 2021 is currently \$491,000 better than the budgeted position (note: this excludes capital revenue and net gain/(loss) on disposal of assets).

This is the combined result of a \$930,000 increase in revenue and a \$439,000 increase in expenditure.

**Revenue**

Revenue is \$1.171m or 2.3% above budget.

COVID-19 resulted in TasWater suspending all dividend payments to Council since February 2020. As result, the adopted budget did not allow for any dividends this financial year. However, on 1 February 2021, TasWater advised it would make an interim dividend payment in the amount of \$543,000. This amount has been received and constitutes just under 50% of the year to date favourable revenue result.

Supplementary valuations have contributed additional General Rate revenue of \$221,000 year to date. This indicates development activity is currently operating at increased levels due to government incentives, record low interest rates and entrepreneurial opportunities in a tight property market. This amount constitutes just under 20% of the year to date favourable revenue result.

**Expenditure**

Expenditure is \$728,000 or 1.8% below budget.

Employee costs are \$205,000 below budget representing a 1% year to date variance due to a relatively stable workforce.

Materials and Services are currently \$342,000 below budget representing variances across many programs as detailed in Section 11 of the explanatory notes in Attachment 1.

**Non-operating – Capital Revenue**

Revenue is \$163,000 below budget.

Roads-to-Recovery funding of \$311,000 is yet to be received for the nominated works, which is expected to be largely paid in March. However, Blackspot funding for \$149,000 has been received for various eligible works in Glenorchy and Collinsvale.

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

Disposal of assets currently records a gain of \$626,000.

The land disposal program has resulted in four sales to date at 3 Delwood Drive, 36 Elwick Road, 19A Clydesdale Avenue and 29 Stourton Street. One further sale at 53 Springfield Avenue is planned to close out this year's sales.

**Capital works**

Council's year-to-date Capital Works expenditure is \$7.848m or 44% of the revised annual budget of \$17.569m. The expenditure result is in line with the year-to-date budget requirement of \$7.902m spend. The current forecasts indicate the overall capital works program will deliver \$16.943m by 30 June 2021.

**COVID-19 response**

For the year-to-date, a total of \$296,000 has been expended on COVID-19 risk mitigation measures.

The initial concentrated expenditure on new COVID-19 mitigation activities has tapered off as the immediate response to the pandemic moves to a more 'business as usual' and 'watch and act' focus.

**VARIATIONS TO BUDGET ESTIMATES**

As part of the Council's ongoing response to the COVID-19 Pandemic, there is a need to carry out minor reconfigurations to the Council Chambers (meeting room) to provide for adequate social distancing space for Aldermen, staff and members of the public, and also improve audio-visual capability to provide better online streaming and experiences for anyone attending in-person. This will enable Council to re-commence public meetings with limited public attendees while maintaining adequate COVID-safe measures.

An amount of \$90,000 has been identified in Council's operational budget for 2020-21 for redeployment to contribute to these works. However, because the proposed works would form part of Council's capital works program, the *Local Government Act 1993* (section 82) requires Council to approve (by absolute majority) a variation to both the estimated expenditure and estimated capital works for the current financial year to account for the change.

The effect of this would be that the following estimates would be varied for the 2020/21 financial year:

- the estimated expenditure of Council would decrease by \$90,000 to \$63,909,643 (s. 82(2)(b) of the Act), and
- the estimated capital works of the Council would increase by \$90,000 (s.82(2)(d) of the Act) to \$17,659,447.

The recommendations to this report provide for the above proposed variation.

**Summary**

Further information on Revenue, Expenditure, Capital Works, and COVID-19 Response figures are in Attachment 1 of 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 28 February 2021 in the form of Attachment 1, and
2. APPROVE (by absolute majority) the following variations to Council's 2020-21 Budget estimates:
  - (a) a decrease in Council's estimated expenditure of \$90,000 to \$63,909,643, and
  - (b) an increase in Council's estimated capital works by \$90,000 to \$17,659,447.

**Attachments/Annexures**

- 1 Attachment 1 - Financial Performance Report to 28 February 2021



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## 17. PROCUREMENT AND CONTRACTS - MONTHLY REPORT

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Author: Manager Corporate 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 10 February to 15 March 2021 and provide updates on other relevant procurement matters.

### 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 normally required 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; and*
- *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 10 February to 15 March 2021, there was one exemption to Council's Code for Tenders and Contracts. The exemption related to an ICT purchase of additional TechnologyOne 'software as a service' software for \$143,144.88. The reason for the exemption is that TechnologyOne is the only vendor available for this product. The amount is part of Council's budgeted expenditure for this financial year. Further details are provided in [Attachment 1](#) to this report.

### **Expenditure on External Legal Services**

For the month of February 2021, the total amount spent on external legal services for all of Council was \$3,500.00. This was primarily in relation to industrial relations matters.

This was also provided for in Council's current budget.

### **Consultations:**

Executive Leadership Team  
Senior Legal Counsel  
Accounts Payable Supervisor

### **Human Resource / Financial and Risk Management Implications:**

#### Human resources

There are no material human resources implications.

#### Financial

The report identifies a total of \$146,644.88 in budgeted operational expenditure that has been approved during the reporting period.

#### 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:

RECEIVE and NOTE the Procurement and Contracts Monthly Report for the period from 10 February to 15 March 2021.

**Attachments/Annexures**

- 1 Code for Tenders and Contracts Reportable Exemption 15 February  
[⇒](#) 2021

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

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# **CLOSED TO MEMBERS OF THE PUBLIC**

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## **19. CONFIRMATION OF MINUTES (CLOSED MEETING)**

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That the minutes of the Council meeting (closed meeting) held on 22 February 2021 be confirmed.

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## **20. APPLICATIONS FOR LEAVE OF ABSENCE**

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# ENVIRONMENT

***Community Goal: “Valuing our Environment”***

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## **21. CONTRACT NO. 0806 - DESIGN AND CONSTRUCTION OF JACKSON STREET LANDFILL EXTENSION**

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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)(d) (Contracts and tenders, for the supply and purchase of goods and services and their terms, conditions, approval and renewal).*

# GOVERNANCE

***Community Goal: “Leading our Community”***

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## **22. AUDIT PANEL MINUTES**

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

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## **23. NOTICES OF MOTIONS – QUESTIONS ON NOTICE / WITHOUT NOTICE (CLOSED)**

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