

**Minutes of the Meeting
of the Glenorchy City Council
held at the Council Chambers
on Monday, 4th January 2010 at 6.00 p.m.**



Present: Aldermen A. Taylor (Mayor), J.H. Manson (Deputy Mayor), J. Branch, S. King, R.K. Lowrie, C. Lucas (Items 3 – 23), L. Martin, H. Nielsen, D. Pearce, P.W. Ridler (Items 10 – 23) and S.E. Slade.

In attendance: Mr. F. Pearce (General Manager), Mr. T. Jones (Manager – Governance and Performance), Ms. L. Bannister (Minutes Secretary), Mr. A. Lawrence (Manager – City Assets), Ms. B. Loxley and Ms. K. Williams (Acting Managers – Environment, Planning and Development), Ms. S. Buckland (Manager – Corporate Services), Ms. N. Calphy (Manager – Community Development), Mr. S. Cannell (Senior Revenue Officer), Mr. C. Holm (Property Officer) and Mr. D. Harradine (Deloitte).

Workshops held since last Council Meeting **Date:** Monday, 21st December 2009

Purpose: To discuss:

- Education System Changes
- Council (Aldermen) Policies
- Sustainability Suggestions Update
- General Business

The meeting was opened with prayer by Rev. C. Campton.

1. APOLOGIES

Alderman Vervaart.

2. CONFIRMATION OF MINUTES

Resolution:

PEARCE/BRANCH

That the minutes of the Council Meeting held on Monday, 7th December 2009 be confirmed.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

Alderman Lucas arrived at the meeting at 6:03 p.m.

3. ANNOUNCEMENTS BY THE CHAIR

None.

4. PECUNIARY INTEREST NOTIFICATION

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

No declarations of pecuniary interest were declared.

5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

None.

6. PUBLIC QUESTION TIME (15 MINUTES)

None.

7. PETITIONS/DEPUTATIONS

None.

Resolution:

PEARCE/NIELSEN

That Item 11 be dealt with as the next Agenda item.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, Lucas,
King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

11. INTERNAL AUDIT REPORT - DECEMBER 2009

File Reference: AUDIT - DECEMBER

Reporting Brief:

To present the 'Financial, business and operating system' audit report to Council for information and to note the management comments to the issues as raised by Deloitte.

Resolution:

MANSON/PEARCE

That the 'Financial, business and operating system' audit report be received, and the management comments on the issues raised therein be noted.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

COMMUNITY LEADERSHIP AND PARTICIPATION

8. CODE OF CONDUCT FOR ALDERMEN

File Reference: Code of Conduct

Reporting Brief:

To review the Council's *Code of Conduct for Aldermen* as required by section 28E(2)(c) of the *Local Government Act 1993*.

Resolution:

MANSON/KING

That Council approve the *Code of Conduct for Aldermen* in Attachment 1.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

9. GUIDING PRINCIPLES FOR VOLUNTARY MERGERS OF TASMANIAN COUNCILS

File Reference: Local Government Board

Reporting Brief:

To consider the consultation paper issued by the Local Government Board in relation to Guiding Principles for Voluntary Mergers of Tasmanian Councils.

Resolution:

MANSON/PEARCE

That the response as proposed in the report be the Council's current position and be conveyed to the Local Government Board.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

INFRASTRUCTURE

10. FOUNTAIN

File Reference: 2645478

Reporting Brief:

To decide the future of the fountain in front of the Council Chambers.

Resolution:

LUCAS/PEARCE

That Council suspend Regulation 22 of the Local Government (Meeting Procedures) Regulation 2005 for a period of 5 minutes.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

Alderman Ridler arrived at the meeting at 6.31 p.m.

LUCAS/PEARCE

That Council reinstate Regulation 22 of the Local Government (Meeting Procedures) Regulation 2005.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

Resolution:

BRANCH/NIELSEN

That Council:

1. Agree in principle to remove the fountain from the front gardens due to its ongoing maintenance commitments, vandalism and general risk management issues and repave the area.
2. Carry out a community engagement process as per attachment 2.
3. That a further report is presented to Council on the results of the Community Engagement Strategy within 3 months.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

ORGANISATION

12. MONTHLY FINANCIAL PERFORMANCE STATISTICS

File Reference: Traffic Lights

Reporting Brief:

To present the financial performance statistics as at the end of November 2009 for Aldermen's information.

Resolution:

LOWRIE/LUCAS

That the information provided by the Monthly Financial Performance Statistics for November 2009 be accepted.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

13. BUDGET UPDATE 2009/10

File Reference: Budget Update 2009/10

Reporting Brief:

To enable Council to approve alterations to the 2009/10 budget.

Resolution:

BRANCH/NIELSEN

To adopt the alterations to the Operating and Capital Budget 2009/10 outlined in **Attachment 1**.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

14. APPOINTMENT OF AN ALDERMAN AS A PROXY TO THE GLENORCHY PLANNING AUTHORITY

File Reference: Glenorchy Planning Authority

Reporting Brief:

To appoint an Alderman to the vacant proxy position on the Glenorchy Planning Authority.

Resolution:

PEARCE/MARTIN

That Council appoint Alderman Vervaart as a proxy to the Glenorchy Planning Authority.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

15. ANNUAL GENERAL MEETING

File Reference: GCC Annual General Meeting

Reporting Brief:

To report on the 2009 Annual General Meeting and in accordance with Section 72B(6) of the *Local Government Act 1993* consider the motions that were passed at that meeting.

Resolution:

PEARCE/NIELSEN

That the following resolution, passed at the Annual General Meeting on 15th December 2009, be considered by Council:

- (a) That the minutes of the Annual General Meeting held on 19th November 2008 be confirmed.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

**16. SOUTHERN TASMANIAN COUNCILS AUTHORITY -
QUARTERLY REPORT SEPTEMBER 2009**

File Reference: STCA

Reporting Brief:

To receive the Quarterly Report - September 2009 of the Southern Tasmanian Councils Authority that may be presented at a Council meeting that is open to the public.

Resolution:

BRANCH/LOWRIE

That Quarterly Report – September 2009 of the Southern Tasmanian Councils Authority, that has been provided for the part of the Council meeting that is open to the public, be received.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce

AGAINST:

The motion was CARRIED.

17. REVIEW OF GOVERNANCE AND PERFORMANCE POLICIES

File Reference: Policies - Governance and Performance

Reporting Brief:

To consider a number of Governance and Performance policies that are due for review.

Resolution:

LUCAS/KING

That Council endorse the following policies with a review period of three years:

- Policy 03-1 Support and Reimbursement of Expenses to Aldermen
- Policy 05-1 Nomination and Appointment of Aldermen to Committees
- Policy 08-1 Grant Assistance for Community Organisations
- Policy 09-1 Grant Assistance State and National Representatives
- Policy 10-1 Enforcement
- Policy 13-1 Release of Information
- Policy 15-1 Sponsorship of Grant Applications by Unincorporated Bodies
- Policy 17-1 Charge for Copy of Council By-Law
- Policy 18-1 The Council and the Policies and Actions of Other Government
- Policy 19-1 The Media
- Policy 20-1 Format of Council Meeting Agendas
- Policy 21-1 Officers Reports
- Policy 22-1 Aldermen - Employee Relations
- Policy 23-1 Tabling of Material at Council and Committee meetings
- Policy 24-1 Bullying by Aldermen
- Policy 26-1 Fireworks Permits
- Policy 28-1 Meeting Procedures
- Policy 29-1 Sponsorship of Events
- Policy 30-1 Flags Policy
- Policy 32-1 Corporate Gifts

Amendment:

PEARCE/MARTIN

That Policy 03-1 be amended so that the total travelling expenses for the year be limited to \$2,000.

Alderman Martin left the meeting at 7.05 p.m.

Alderman Martin returned to the meeting at 7.06 p.m.

The amendment was put.

FOR: Aldermen Martin, Nielsen, Manson and Pearce.

AGAINST: Aldermen Branch, Lowrie, Ridler, Taylor, Lucas, King and Slade.

The amendment was LOST.

The motion was put.

FOR: Aldermen Martin, Nielsen, Ridler, Taylor, Lucas, King, Slade and Pearce.

AGAINST: Aldermen Branch, Lowrie and Manson.

The motion was CARRIED.

Resolution:

LUCAS/KING

That the meeting be closed to the public to allow discussion of matters that are described in paragraph 15 of the Local Government (Meeting Procedures) Regulations 2005 and Section 22K of Local Government (General) Regulations 2005.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor, Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

CLOSED TO MEMBERS OF THE PUBLIC

18. APPLICATIONS FOR LEAVE OF ABSENCE

Alderman Ridler declared a pecuniary interest in the following item and left the meeting at 7.20 p.m.

INFRASTRUCTURE

19. ACQUISITION FOR ROAD WIDENING - MERTON STREET, GLENORCHY (SUPPLEMENTARY REPORT)

This item is to be considered at a closed meeting of Council by authority of the Local Government (Meeting Procedures) Regulations 2005 Section 15(2)(e).

Alderman Ridler returned to the meeting at 7.23 p.m.

ORGANISATION

20. ASSET / LAND SALE RESERVE WITHDRAWAL

This item is to be considered at a closed meeting of Council by authority of the Local Government (Meeting Procedures) Regulations 2005 Section 15(2)(g).

21. SALE OF LAND - MYRTLE FOREST ROAD, COLLINSVALE

This item is to be considered at a closed meeting of Council by authority of the Local Government (Meeting Procedures) Regulations 2005 Section 15(2)(h).

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

Resolution:

RIDLER/BRANCH

That the meeting be re-opened to the public.

The motion was put.

FOR: Aldermen Martin, Nielsen, Branch, Lowrie, Ridler, Manson, Taylor,
Lucas, King, Slade and Pearce.

AGAINST:

The motion was CARRIED.

OPEN TO MEMBERS OF THE PUBLIC

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

None.

The meeting closed at 7.55 p.m.

Confirmed,

CHAIRMAN