



CITY OF HOBART

AGENDA

Parks and Recreation Committee Meeting

Open Portion

Thursday, 9 November 2017

at 5.00 pm

Lady Osborne Room, Town Hall

THE MISSION

Our mission is to ensure good governance of our capital City.

THE VALUES

The Council is:

about people	We value people – our community, our customers and colleagues.
professional	We take pride in our work.
enterprising	We look for ways to create value.
responsive	We're accessible and focused on service.
inclusive	We respect diversity in people and ideas.
making a difference	We recognise that everything we do shapes Hobart's future.

ORDER OF BUSINESS

Business listed on the agenda is to be conducted in the order in which it is set out, unless the committee by simple majority determines otherwise.

APOLOGIES AND LEAVE OF ABSENCE

1. CO-OPTION OF A COMMITTEE MEMBER IN THE EVENT OF A VACANCY	4
2. CONFIRMATION OF MINUTES.....	4
3. CONSIDERATION OF SUPPLEMENTARY ITEMS	4
4. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST	5
5. TRANSFER OF AGENDA ITEMS.....	5
6. REPORTS	6
6.1 Accessible Beach Trial.....	6
6.2 Review of Policy - Memorial Plaques and Tree Planting in Parks, Bushland and Reserves	13
6.3 Wellington Park Management Trust - Aldermanic Nominations	28
7. QUESTIONS WITHOUT NOTICE	34
8. CLOSED PORTION OF THE MEETING.....	35

**Parks and Recreation Committee Meeting (Open Portion) held Thursday,
9 November 2017 at 5.00 pm in the Lady Osborne Room, Town Hall.**

COMMITTEE MEMBERS

Reynolds (Chairman)
Briscoe
Ruzicka
Sexton
Harvey

Apologies: Nil.

Leave of Absence: Nil.

ALDERMEN

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Burnet
Cocker
Thomas
Denison

**1. CO-OPTION OF A COMMITTEE MEMBER IN THE EVENT OF A
VACANCY**

2. CONFIRMATION OF MINUTES

The minutes of the Open Portion of the Parks and Recreation Committee meeting held on [Thursday, 19 October 2017](#), are submitted for confirming as an accurate record.

3. CONSIDERATION OF SUPPLEMENTARY ITEMS

Ref: Part 2, Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*.

Recommendation

That the Committee resolve to deal with any supplementary items not appearing on the agenda, as reported by the General Manager.

4. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

Ref: Part 2, Regulation 8(7) of the *Local Government (Meeting Procedures) Regulations 2015*.

Aldermen are requested to indicate where they may have any pecuniary or conflict of interest in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the committee has resolved to deal with.

5. TRANSFER OF AGENDA ITEMS

Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*.

A committee may close a part of a meeting to the public where a matter to be discussed falls within 15(2) of the above regulations.

In the event that the committee transfer an item to the closed portion, the reasons for doing so should be stated.

Are there any items which should be transferred from this agenda to the closed portion of the agenda, or from the closed to the open portion of the agenda?

6 REPORTS

6.1 Accessible Beach Trial **File Ref: F17/145158**

Report of the Director Community Development and the Director Parks and City Amenity of 2 November 2017.

Delegation: Council

REPORT TITLE: ACCESSIBLE BEACH TRIAL

REPORT PROVIDED BY: Director Community Development
Director Parks and City Amenity

1. Report Purpose and Community Benefit

1.1. The purpose of this report is to investigate the feasibility of implementing an accessible beach trial with an accessible beach wheelchair and beach matting at Nutgrove Beach, Sandy Bay in the summer of 2017-18.

1.1.1. The community benefit would be increased access to the beach and water at Nutgrove Beach, Sandy Bay, for people in wheelchairs during the patrolled times specified by Surf Life Saving Tasmania (SLST).

2. Report Summary

2.1. The Council, at its meeting held on 21 August 2017 adopted a notice of motion from Lord Mayor Alderman Sue Hickey, as detailed below:

“That: 1. A report be prepared considering the feasibility of implementing an accessible beach trial with an accessible beach wheelchair and beach matting located at Nutgrove Beach, Sandy Bay in the summer of 2017-18.

2. The report should canvas what facilities and opportunities currently exist and the cost of purchasing a wheelchair(s) and matting.

3. In formulating the report, officers should seek the input and experience of key sector groups, including, but not limited to, the Council’s Access Advisory Committee, Tasmanians with Disabilities, Surf Lifesaving Tasmania and other councils around the country that have implemented similar programs.”

2.2. Research has accordingly been undertaken into the feasibility of a trial of accessible beach wheelchairs at Nutgrove Beach, Sandy Bay for the summer of 2017-18.

2.3. SLST is interested and committed to supporting this trial through the relocation of one beach wheelchair, and facilitating its use when they will be patrolling the beach. This is currently proposed for 9 am - 4.30 pm Monday to Friday, with the potential for an extended evening patrol during the operation of the Sandy Bay twilight market opening.

2.4. Use of the chair will be monitored, and feedback will determine whether an increase in accessible beach wheelchairs are required in the future.

- 2.5. Research into the installation and use of beach matting has indicated it is not useful, with surf clubs interstate, and within the state not using this material. Contemporary accessible beach wheelchairs do not require the matting, which can be seen as restricting access to only one point of entry to the water.

3. Recommendation

That:

1. ***The trial of one accessible beach wheelchair, in partnership with Surf Life Saving Tasmania, be implemented at Nutgrove Beach for the 2017-18 summer period.***
2. ***A partnership also be developed with Surf Life Saving Tasmania to facilitate the availability of the Beach Chairs during the summer patrols at Nutgrove Beach.***
3. ***An allowance of \$500 be allocated for promotion of the trial to ensure community awareness of the offering.***
4. ***Beach matting not be installed as part of the trial.***

4. Background

- 4.1. A number of beach wheelchairs were brought a number of years ago through a community grant by Tasmanians with Disabilities. These were distributed through the community to other non-government organisations such as Cerebral Palsy Tasmania, and TasCare for Children. Over the years these have been shared with SLST, who have also acquired a number of chairs themselves.
- 4.2. Some of the chairs in the community have not been used or maintained, and are considered dangerous.
- 4.3. Surf Life Saving Australia has 311 clubs across Australia, and many supply beach-access chairs which are often managed by a security code protected door system. This system is working well, and the chairs are well utilised.
- 4.4. Many of the Surf Life Saving Clubs nationally are moving away from managing the chairs, but councils are facilitating their use through storing the chairs in a council facility near the beach, and a key/code being made available.
- 4.5. A new chair currently costs between \$4000 and \$5000. Chairs are available in different sizes, and surf clubs have invested in the adult range as these are versatile and are also used by children.

- 4.6. SLST currently has eight chairs located across the state, which are accessed through a booking system, and located dependent on use. The chairs are currently located in Ulverstone, Kingston, Burnie, Somerset and Bridport. The chairs are often booked for use with schools and recreational groups. To relocate the chairs, a utility or trailer is required.
- 4.7. SLST is excited by the possibility of partnering with the City of Hobart to trial an accessible beach wheelchair at Nutgrove Beach for the 2017-18 summer period.
 - 4.7.1. SLST would patrol the beach at Nutgrove from the beginning of the school holidays (22 December 2017), Monday to Friday from approximately 9 am - 4.30 pm. There are currently discussions about extending the hours on a Friday evening to cover patrons at the Sandy Bay twilight market.
 - 4.7.2. SLST would be happy to relocate one of its existing eight chairs to Nutgrove Beach for the period of the trial.
 - 4.7.3. Investigation into beach matting has raised the following issues:
 - 4.7.3.1. The matting is expensive, and is seen to be not useful for access to the beach with the beach wheelchairs. The matting is useful for access to the beach for standard wheelchairs, but these chairs cannot access the water.
 - 4.7.3.2. Western Australia Surf Life Saving have had beach matting, but stated it is no longer required for contemporary beach wheelchairs. The matting was found to be too restrictive (only access on the limited path), and was a 'hassle' to install.
- 4.8. One member of the Access Advisory Committee has her own chair and uses it regularly. This chair is an important part of their family life, ensuring adventure and outings to otherwise inaccessible places.
- 4.9. A permanent ramp into the water was investigated, however this would cause trip hazards and other access issues if made permanent. It would not be recommended and would be costly to install and maintain, and pathways would be difficult to maintain with sand movement and the tide.
- 4.10. Consultation with the Council's Access Advisory Committee showed overwhelming support for the trial, and an additional benefit may be for the autism community where sensory issues, and feeling secure may be the difference in accessing the water or not.

5. Proposal and Implementation

- 5.1. It is proposed that the Council form a partnership with SLST to implement an accessible beach trial with an accessible beach wheelchair to be held over the 2017-18 summer period.
 - 5.1.1. SLST would provide one chair at Nutgrove Beach for the summer period.
 - 5.1.2. The chair would be available when SLST is patrolling the beach, currently proposed Monday to Friday 9 am - 4.30 pm with some discussions about an extended period to cover the operation of the Sandy Bay twilight market on Friday evenings.
 - 5.1.3. The chair would be available for use at the beach during the patrolled times depending on availability, or to secure access to the chair at a specific time patrons could pre-book by phoning SLST.
 - 5.1.4. Information on demand and use will be collected and collated, informing a decision about increased resources for the following summer period.
 - 5.1.5. Beach matting would not be installed.

6. Strategic Planning and Policy Considerations

- 6.1. The Council's *Capital City Strategic Plan 2015 - 2025* clearly identifies the importance of creating a culture where everyone can participate in city life. Of the seven key future direction statements expressed in this consultation, and reflected in the document, three specifically address access. Offering an opportunity for all ages and a city for life; building strong and healthy communities through diversity, participation and empathy; and a city that is dynamic, vibrant and culturally expressive.
- 6.2. The Council's *Social Inclusion Strategy 2014 - 2019* recognises the fundamental right of every individual to have equal opportunity to participate socially, culturally, economically, physically, spiritually and politically in society.
 - 6.2.1. Social inclusion is about having access to opportunities, options and choices in life and having the resources and appropriate supports to make the most of accessing them.
- 6.3. The City of Hobart's *Equal Access Strategy 2014 - 2019* clearly outlines the Council's legal responsibilities in addressing access issues in response to the United Nations declaration relating to the rights of people with a disability, and meet our requirements under the Commonwealth Disability Discrimination Act (DDA) 1992.

- 6.4. The Equal Access Strategy identifies the importance of participation opportunities; access to buildings, infrastructure and streetscapes; access to parking and transport; access to information, and awareness raising in the community.

7. Financial Implications

- 7.1. Funding Source and Impact on Current Year Operating Result
 - 7.1.1. A budget of \$500 through the current year's allocation for City Marketing for promotion through local print would ensure the best promotion of the trial. Advertising in the Taroona Community News, and the Hobart Observer, as well as additional social media advertising, would also ensure community awareness of this service.
 - 7.1.2. There would be no funding implication for the trial period for the chairs.
- 7.2. Impact on Future Years' Financial Result
 - 7.2.1. Future financial implication will be dependent on usage data and feedback collected during the trial.
- 7.3. Asset Related Implications
 - 7.3.1. None apply as part of the proposed trial.

8. Legal, Risk and Legislative Considerations

- 8.1. It is recommended that a disclaimer be signed by the user/carer when the chair is accessed from SLST.
 - 8.1.1. This is current practice and would be part of the conditions of use at Nutgrove Beach as part of this trial.

9. Environmental Considerations

- 9.1. It is understood that SLST would operate the trial with no environmental impact, and there are currently eight beach wheelchairs currently used across the state with no impact to the environment.

10. Social and Customer Considerations

- 10.1. Offering a trial at Nutgrove Beach, Sandy Bay would ensure that people with a disability would have access to the beach during patrol times as the rest of the community does. This would have significant physical and social impacts.
 - 10.1.1. This trial would actively facilitate inclusion and participation to a group in the community who would otherwise be unable to access this location, or the water.

10.1.2. By implementing this trial, it would give community members in a wheelchair the ability to engage with the community and provide participation opportunities. It would also provide access to the beach from the fully accessible playground, and it would support the connection to the place.

10.1.3. This trial directly aligns with the Council's *Social Inclusion Strategy 2014 - 2019*, and the *Equal Access Strategy 2014 - 2019*.

11. Marketing and Media

11.1. Promotion of the trial would be shared through the Council's Access Advisory Committee, the Council's new Access e-newsletter, the Council website, social media channels and other marketing opportunities.

11.1.1. With the increase in budget, promotion will also occur through the Taroona Community News; Hobart Observer and Facebook posts.

12. Community and Stakeholder Engagement

12.1. In preparation of this report, consultation occurred with Tasmanians with Disabilities, a member of the Access Advisory Committee, SLST, WA Surf Life Saving, Joondalup Council, WA, and City of Hobart staff including the Communications Advisor, Legal Services Officer, and Program Leader Recreation and Projects.

13. Delegation

This is a matter delegated to the Council.

As signatory to this report, I certify that, pursuant to Section 55(1) of the Local Government Act 1993, I hold no interest, as referred to in Section 49 of the Local Government Act 1993, in matters contained in this report.



Philip Holliday
**DIRECTOR COMMUNITY
DEVELOPMENT**



Glenn Doyle
**DIRECTOR PARKS AND CITY
AMENITY**

Date: 2 November 2017
File Reference: F17/145158

**6.2 Review of Policy - Memorial Plaques and Tree Planting in Parks,
Bushland and Reserves
File Ref: F17/138203; 13-1-9**

Report of the (Acting) Manager Parks and Recreation and the Director
Parks and City Amenity of 2 November 2017 and attachments.

Delegation: Council

**REPORT TITLE: REVIEW OF POLICY - MEMORIAL PLAQUES AND
TREE PLANTING IN PARKS, BUSHLAND AND
RESERVES**

REPORT PROVIDED BY: (Acting) Manager Parks and Recreation
Director Parks and City Amenity

1. Report Purpose and Community Benefit

- 1.1. The purpose of this report is to consider a review of the Council Policy relating to plaques secured / affixed to infrastructure in response to a Notice of Motion tabled at the Council meeting held on 20 March 2017

2. Report Summary

- 2.1. The Council, at its meeting held on 20 March 2017, adopted a Notice of Motion from the Lord Mayor Alderman Hickey,

“That a report be provided to review Council’s current policy on plaques secured / affixed to infrastructure”.

- 2.2. Plaques and memorials play an important role in the community by creating a sense of place or location where people come to remember, reflect or meet.

- 2.3. The Council currently has two policies covering the donation of furniture and the installation of memorial plaques.

“Memorial Plaques and Tree Plantings in Parks, Bushland and Reserves” and

“Donation of Park Furniture and Equipment for installation in City Parks, Bushland and Reserves”.

- 2.4. A review of these policies identified the similarities, as a result it is proposed they be rescinded and a new single policy be approved titled

*“Donation of Park Furniture and Equipment, Memorial Plaques and Tree Planting in Parks, Bushland and Reserves” (refer **Attachment A**)*

- 2.5. Research was also carried out by reviewing policies from all states of Australia along with policies from United States of America, The United Kingdom and Canada. Outcomes of this research has also been incorporated into the new draft policy.

3. Recommendation

That following a review of the Council's policies pertaining to plaques and the donation of trees and park furniture and equipment within the City's parks, Bushland and Reserves:

1. The following Council Policies be rescinded:

- (i) 'Memorial Plaques and Tree Plantings in Parks, Bushland and Reserves' (marked as Attachment B to the report).**
- (ii) 'Donation of Park Furniture and Equipment for installation in City Parks, Bushland and Reserves' (marked as Attachment C to the report).**

2. The Council adopt the following Council Policy, (marked as Attachment A to the report)

- (i) 'Donation of Park Furniture and Equipment, Memorial Plaques and Tree Planting in Parks, Bushland and Reserves'**

4. Background

4.1. At the 20 March 2017 Council meeting, a motion by Lord Mayor Alderman Hickey requested "that a report be provided to review Councils current policy on plaques secured / affixed to infrastructure" was adopted.

4.2. The Council currently has two policies that cover the donation of furniture and the installation of memorial plaques.

"Memorial Plaques and Tree Planting in Parks, Bushland and Reserves" and

"Donation of Park Furniture and Equipment for installation in City Parks, Bushland and Reserves".

4.3. Plaques and memorials play an important role in the community by creating a sense of place or location where people come to remember, reflect or meet.

4.4. Plaques can commemorate a person, group, a place or event in a single location in the city. They are also placed in recognition of donations of equipment.

4.5. Plaques can be attached to a plinth or a piece of infrastructure such as a seat, pavement or structures that may have been donated by community groups or corporations.

- 4.6. The City currently has over 120 plaques in parks and reserves across Hobart. These vary from memorial plaques placed by families for loved ones, tree dedications, and donations of equipment and official openings.

This number does include the plaques placed at Soldiers Memorial Avenue.

- 4.7. The current policy allows for plaques or memorials to be only installed to commemorate historically important national or state events, or people who have made a significant contribution to the social, political and cultural life of Hobart.

- 4.8. The installation of plaques and memorials need to be considered with regard to master plans and current infrastructure.

Where possible, memorial plaques are only approved to be placed upon existing infrastructure however consideration is given to requests for a seat with a plaque to be placed in a particular location that may have some significance or connection to a person or event.

- 4.9. All costs associated with the plaque or memorial are met by the applicant.

- 4.10. At times, community groups / charities, corporations and individuals offer the donation of park furniture and equipment. This can be in the form park benches, fitness equipment, shelters etc. Small plaques are allowed on the equipment to recognise the donation.

Review of policies from other local authorities.

- 4.11. Policies from all states of Australia were reviewed along with some policies from United States of America, The United Kingdom and Canada.

- 4.12. Many policies limit the number of plaques and memorial trees due to the size of parks and availability of space to avoid being saturated with memorials.

To achieve this, restrictions are placed upon the historical importance of events or to people that have made a significant contribution to the community.

- 4.13. Other local authorities charge a fee to have a plaque installed for a set period of time to limit the number of plaques. In these cases there are less stringent rules around the reason for the placement.

For example the District of West Vancouver has two options. A ten year dedication \$4,000 that can be renewed after ten years for a further cost or a legacy dedication costing \$25,000.

- 4.14. There is little information around the wording on plaques. Some limit the lines of wording to four while others say they should not be of similar nature to that found in a cemetery.
- 4.15. All policies reviewed require the wording to be approved by the local authority before installation before approval is given.
- 4.16. Applications vary from a letter/ email requesting a memorial plaque to a formalised application and a procedure for assessing the request.
- 4.17. Some authorities choose to charge a fee and have the plaque made and installed through the authority while others allow the applicant to provide the plaque and the authority installs it for a small fee.
- 4.18. Local authorities do not allow the scattering of human ashes as part of the memorials. In some cases they do have dedicated areas for pets ashes.
- 4.19. Donation of park furniture is subject to the type proposed and the need for the item.
- 4.20. The majority of local authorities only committed to maintaining the plaques for a period of ten years and to notify the families (if possible) of their removal or damage.

5. Proposal and Implementation

- 5.1. It is proposed that following a review of the current policies titled “Memorial Plaques and Tree Planting in Parks, Bushland and Reserves” and “Donation of Park Furniture and Equipment for Installation in City Parks, Bushland and Reserves” be rescinded (refer **Attachments B & C**) and a new policy be adopted (refer **Attachment A**).
- 5.2. The newly proposed policy incorporates findings of an extensive policy review and proposes the standardisation of the size of plaques for memorials, tree planting and donation of furniture.
- 5.3. Once the new policy is adopted by the Council, an application procedure (including an application form) will be developed. This will give prospective applicants a clear process to follow.
- 5.4. At present all plaques are identified as an asset in the City’s asset management system. However there is no centralised register of the plaques and associated contact details of families. It is proposed that a centralised register be developed.
- 5.5. This policy does not address requests for memorials such as statues, monuments or special landscaped areas.

6. Strategic Planning and Policy Considerations

- 6.1. In accordance with the Capital City Strategic Plan 2015 – 2025, the proposal is aligned with the following strategic objectives;

Goal 4 – Strong, safe and healthy communities

4.1 Community connectedness and participation realises the cultural and social potential of the community

7. Financial Implications

- 7.1. Funding Source and Impact on Current Year Operating Result

7.1.1. Nil.

- 7.2. Impact on Future Years' Financial Result

7.2.1. Minimal maintenance is required for the ongoing maintenance of plaques.

- 7.3. Asset Related Implications

7.3.1. Nil at present.

7.3.2. At times there may be some implications such as new furniture or a change to an existing asset. Any implications would be considered as part of the assessment process of new plaques or memorials.

8. Social and Customer Considerations

- 8.1. The social impacts of memorials may impact individuals in different ways creating a sense of place or location where people come to remember, reflect.

This will form a critical part of the decision making when deciding on the approval of plaques and memorials.

9. Community and Stakeholder Engagement

- 9.1. The current policy requests applications be supported by a minimum of three third parties and one of which must be a local community group.

- 9.2. The Group Manager Open Space, Manager Parks and Recreation, Program Leader Recreation and Projects, Visitor Services Manager have been consulted as part of this review.

10. Delegation

- 10.1. The adoption and rescission of Council Policies is delegated to the Council.

As signatory to this report, I certify that, pursuant to Section 55(1) of the Local Government Act 1993, I hold no interest, as referred to in Section 49 of the Local Government Act 1993, in matters contained in this report.



Peter Kerstan
**(ACTING) MANAGER PARKS AND
RECREATION**



Glenn Doyle
**DIRECTOR PARKS AND CITY
AMENITY**

Date: 2 November 2017
File Reference: F17/138203; 13-1-9

- Attachment A: Proposed New Policy 'Donation of Park Furniture and Equipment, Memorial Plaques and Tree Planting in Parks, Bushland and Reserves' ↓
- Attachment B: Proposed Rescinded Policy 'Memorial Plaques and Tree Plantings in Parks, Bushland and Reserves' ↓
- Attachment C: Proposed Rescinded Policy 'Donation of Park Furniture and Equipment for installation in City Parks, Bushland and Reserves' ↓

City of Hobart

Policy

Title: **Donation of Park Furniture and Equipment, Memorial Plaques and Tree Plantings in Parks, Bushland and Reserves**

Category: **Recreation, Parks, Bushland and Reserves**

Date Last Adopted:

1. Objectives

To provide clear guidance when determining requests in respect to the donation of park furniture, equipment and the installation of memorial plaques or the planting of trees as memorials in City-owned parks, bushland and reserves.

2. Background

The City periodically receives requests to accept donated furniture and/or equipment for installation in parks, bushland and reserves. Requests are also received for the installation of plaques to commemorate events or individuals

This policy was developed to provide consistency and clear guidance when such applications are received.

3. Policy

That:

1. Memorial Plaques

The installation of plaques in suitable areas be permitted on the following basis:



- (i) All costs being met by the applicant.
- (ii) Plaques be only installed to commemorate historically important national or state events, or people who have made a significant contribution to the social, political and cultural life of Hobart subject to the approval of the Parks and Recreation Committee.

- (iii) The location be to the satisfaction of the Director Parks and City Amenity with due regard to any management or master plans, the values of the park, bushland or reserve and needs of users.
- (iv) The plaque be maintained by the City in accordance with its standard level of service for a minimum of 10 years.
- (v) The application for a plaque be supported by a minimum of three third parties, one of which must be a local community group.
- (vi) The City reserves the right to remove the plaque. The applicant shall be consulted, where appropriate, in such circumstances.
- (vii) The City may reposition a plaque if necessary for any future park or reserve improvements. The applicant shall be consulted, where appropriate, in such circumstances.
- (viii) Where an organisation has previously installed a plaque commemorating a significant milestone or event that plaque may be updated if another milestone is achieved. At the approval of the Director Parks and City Amenity, the size of the new plaque must remain the same as the original plaque.
- (ix) Wording should avoid terminology used in cemeteries and be uplifting. Where applicable, the wording would recognise the nominee and their qualities. The final format and wording is to be approved by the Director Parks and City Amenity.
- (x) The size of the plaque is to be 150 mm x 100 mm for infrastructure and 300mm x 300mm for trees. The Director Parks and City Amenity may approve a variation of the size due to the location of the plaque and the associated infrastructure.
- (xi) The material of the plaque is to be to the satisfaction of the Director Parks and City Amenity.
- (xii) The City is to maintain a register of memorial plaques, tree plantings, and donated furniture and equipment.

2. Planting of commemorative trees

The planting of trees as memorials is permitted in suitable areas on the following basis:

- (i) All costs being met by the applicant.

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- (ii) Trees be only installed to commemorate historically important national or state events and people subject to the approval of the Parks and Recreation Committee.
 - (iii) The location and tree species be to the satisfaction of the Director Parks and City Amenity with due regard to any management or master plans, the values of the park, bushland or reserve and needs of users.
 - (iv) Memorial Trees can only be planted during the winter months.
 - (v) The tree will be maintained by the City using standard arboricultural practices. Should the tree or related plaque be required to be removed, the applicant shall be consulted, where appropriate, in such circumstances.
3. Donation of park furniture and equipment.

The City welcomes the donation of park benches and other furniture (tables, barbeques, drinking fountains etc.) on the following basis:

- (i) All costs, including installation, being met by the applicant.
- (ii) The item of furniture or equipment is of appropriate quality, standard and design to the satisfaction of the Director Parks and City Amenity for the location.
- (iii) The location selected be the satisfaction of the Director Parks and City Amenity and will have due regard to any management or masterplan, the values of the park and the needs of the users.
- (iv) Where the City is upgrading facilities and community groups wish to contribute towards the upgrade, a plaque may be placed in recognition of the support.
- (v) The City reserves the right to remove any donated item that has been damaged with the City to subsequently replace the damaged item as soon as practical.
- (vi) The City will maintain the item in accordance with its standard level of service for that type of item for a minimum period of ten years, or until the item is no longer functional.

4. Legislation, Terminology and References



Responsible Officer:	Director Parks and City Amenity
Policy first adopted by the Council:	
History	
	Amended by Council
Next Review Date:	

City of Hobart

Policy

Title: ~~Memorial Plaques and Tree Plantings in
Parks, Bushland and Reserves~~

Category: ~~Recreation, Parks, Bushland and Reserves~~

Date Last Adopted: ~~7 March 2016~~

1. Objectives

~~To provide clear guidance to Council officers when receiving requests in respect to the installation of memorial plaques or the planting of trees as memorials in Council owned parks, bushland and reserves.~~

2. Background

~~This policy was developed at the request of the Council to provide consistency and clear guidance to Council officers.~~

3. Policy

~~That:~~

- ~~1. The Council allow the installation of plaques in suitable areas, and that due consideration is given to the following basis:~~
 - ~~(i) All costs being met by the applicant.~~
 - ~~(ii) Plaques, if requested, be only installed to commemorate historically important national or state events, or people who have made a significant contribution to the social, political and cultural life of Hobart subject to the approval of the Parks and Recreation Committee.~~
 - ~~(iii) The location be to the satisfaction of the Director Parks and City Amenities with due regard to any management or master plans, the values of the park, bushland or reserve and needs of users.~~
 - ~~(iv) The Council to maintain the memorial plaque in accordance with its standard level of service for the type of infrastructure for a minimum of 10 years.~~

- (v) ~~The application for a commemorative plaque be supported by a minimum of three third parties, one of which must be a local community group.~~
- (vi) ~~Council reserves the right to remove the plaque. The applicant shall be consulted, where appropriate, in such circumstances.~~
2. ~~Ratepayers be offered the service of the Council in planting trees as memorials in suitable areas, and that due recognition be given on the following basis:~~
- (i) ~~All costs being met by the applicant.~~
- (ii) ~~Related plaques, if requested, be only installed to commemorate historically important national or state events and people subject to the approval of the Parks and Recreation Committee.~~
- (iii) ~~The location and tree species be appropriate to the occasion, to be approved by the Director Parks and City Amenity.~~
- (iv) ~~Council to maintain the tree to the best of its ability retaining the right to remove the tree and/or plaque, should its removal be required.~~

~~4. Legislation, Terminology and References~~

Responsible Officer:	Director Parks and City Amenity
Policy first adopted by the Council:	40/12/2012
History:	
Amended by Council	7/3/2016
Next Review Date:	March 2017

City of Hobart

Policy

Title: ~~Donation of Park Furniture and Equipment for Installation in City Parks, Bushland and Reserves~~

Category: ~~Recreation, Parks, Bushland and Reserves~~

Date Last Adopted: ~~7 March 2016~~

1. Objectives

~~To provide clear guidance to Council officers when considering requests from the community to accept donated park furniture or equipment.~~

2. Background

~~Council periodically receives requests to accept donated furniture and/or equipment for installation in parks, bushland and reserves. This policy provides criteria and guidance in assessing such requests.~~

3. Policy

~~That the Council encourage the donation, or the monetary donation for the purchase, of park benches and other furniture (tables, barbeques, drinking fountains etc) in accordance with the following conditions:~~

- ~~1. The item of furniture is of appropriate quality, standard and design commensurate with Director Parks and City Amenity the location.~~
- ~~2. The location selected to be to the satisfaction of the Director Parks and City Amenity and will have due regard to any management or master plans, the values of the park and the needs of park users.~~
- ~~3. The donation to cover the full costs of supply and installation of the furniture.~~
- ~~4. The Council reserves the right to remove any donated item that has been damaged with the Council to replace the damaged item as soon as practical.~~
- ~~5. The Council to maintain the item in accordance with its standard level of service for that type of item for a minimum period of 10 years.~~

6. A small plaque (maximum size 60 mm x 120 mm) may be fixed to the item recognising the donation. Plaques are to be supplied by the donor with wording subject to the approval of the Director Parks and City Amenity.

4. Legislation, Terminology and References

Responsible Officer:	Director Parks and City Amenity
Policy first adopted by the Council:	10/12/2012
History	
Annual Policy Review	7/3/2016
Next Review Date:	March 2017

6.3 Wellington Park Management Trust - Aldermanic Nominations
File Ref: F17/144030; 13-15-35

Report of the Group Manager Open Space and the Director Parks and City Amenity of 2 November 2017 and attachments.

Delegation: Council

**REPORT TITLE: WELLINGTON PARK MANAGEMENT TRUST -
ALDERMANIC NOMINATIONS****REPORT PROVIDED BY:** Group Manager Open Space
Director Parks and City Amenity**1. Report Purpose and Community Benefit**

- 1.1. The purpose of this report is to seek Aldermanic nominations for one of the two member positions (and respective deputy member position) on the Wellington Park Management Trust.

2. Report Summary

- 2.1. With the tenures of current member Alderman Damon Thomas (and deputy, Alderman Eva Ruzicka) due to expire on 31 December 2017, Aldermanic nominations are sought for both positions.
- 2.2. Tenure may be up to a period of three years, or for as long as the person is an Alderman of the Hobart City Council.
- 2.3. The Council's nominees are submitted to the Minister for formal appointment to the Trust.

3. Recommendation

That Aldermanic nominations be sought for membership of the Wellington Park Management Trust, for appointment by the Minister, for one member position and one deputy member position, to commence on 1 January 2018, for a period of up to three years.

4. Background

- 4.1. The attached letter (**Attachment A**) has been received from the Wellington Park Management Trust indicating that the tenures of current City of Hobart members, Alderman Damon Thomas (and Alderman Eva Ruzicka as deputy) are due to expire on 31 December 2017.

Accordingly, the nominees are sought for the roles commencing 1 January 2018.

- 4.2. The functions, powers and membership of the Trust are set out in the Wellington Park Act 1993, as extracted in **Attachment B**.
- 4.3. Nominations received from the Council are required to then be appointed by the Minister, with appointment allocated for a period of up to three-years.

- 4.4. The Trust meets at least quarterly with a sitting fee of \$100 per meeting payable to members.

5. Proposal and Implementation

- 5.1. Due to the expiration of tenure on 31 December 2017 of one member position and deputy position of the Council's current representatives on the Wellington Park Management Trust, the Council forward Aldermanic nominations for both expiring positions.
- 5.2. Aldermanic nominations determined by the Council will be forwarded to the Trust for appointment by the Minister.

6. Strategic Planning and Policy Considerations

- 6.1. Capital City Strategic Plan 2015-2025, Goal 3 Environment and Natural Resources, Strategic Objective 3.2

'Strong environmental stewardship'

7. Financial Implications

- 7.1. No financial implications arise from this proposal.
- 7.2. The sitting fees are a cost borne by the Trust.

8. Delegation

- 8.1. Determination of the matter rests with the Council.

As signatory to this report, I certify that, pursuant to Section 55(1) of the Local Government Act 1993, I hold no interest, as referred to in Section 49 of the Local Government Act 1993, in matters contained in this report.



Robert Mather
GROUP MANAGER OPEN SPACE



Glenn Doyle
**DIRECTOR PARKS AND CITY
AMENITY**

Date: 2 November 2017
File Reference: F17/144030; 13-15-35

Attachment A: Correspondence - Wellington Park Management Trust ↴
Attachment B: Wellington Park Act 1993 - Functions & Membership ↴

Inquiries: Axel Von Krusenstierna
Phone: 03 6238 2176
Our ref: 05-05-77

ABN: 31 088 002 620

23 October 2017

Mr. Nick Heath
General Manager
Hobart City Council

Dear Nick,



TRUST MEMBERSHIP

I write to seek Council's nominations for one of the two member and respective deputy member positions allocated to Council on the Wellington Park Management Trust.

The tenures of one of Council's current members, Alderman Damon Thomas, and his deputy, Alderman Eva Ruzicka, expire on 31 December 2017.

Could you please advise me who Council wishes to nominate to fill these positions? Please include short CVs of the persons nominated with the nomination.

Please note that members and deputies are appointed for a period of up to 3 years or for as long as they remain an Alderman of Hobart City Council. Trust members are paid a sitting fee of \$100 per meeting, with the Trust meeting at least 5 times a year. Members are appointed by the Minister; however the Minister must appoint Council's nomination for the position.

Thank you for your consideration of this matter. Please do not hesitate to give me a call if you wish to discuss any issues.

Yours sincerely

A handwritten signature in black ink, appearing to read "A. von Krusenstierna".

(Axel von Krusenstierna)

MANAGER

10/27/2017

View - Tasmanian Legislation Online

Wellington Park Act 1993

Version current from 3 June 2013 to date (accessed 27 October 2017 at 10:19)

II. Functions and powers of Trust

- (1) The functions of the Trust are as follows:
- (a) to provide for the management and maintenance of Wellington Park in a manner that is consistent with the purposes for which it is set aside;
 - (b) to give effect to any management plan in force for Wellington Park;
 - (c) to prepare plans with a view to their submission to the Governor for approval as management plans for Wellington Park and to keep under review the provisions of management plans;
 - (d) to ensure that any development undertaken in Wellington Park is consistent with the purposes for which it is set aside and with any management plan;
 - (e) when required to do so by the Minister, to advise on any development proposed for Wellington Park;
 - (f) to carry out, or arrange for the carrying out of, research and other activities that appear to it to be desirable in connection with the administration of this Act;
 - (g) to be the managing authority of Wellington Park;
 - (h) to perform such other functions as are imposed on it by or under this or any other Act.
- (2) The Trust may do all things necessary or convenient to be done for or in connection with, or incidental to, the performance of its functions.
- (3) Without limiting subsection (2), the Trust may use, or arrange for the use of, Wellington Park as it considers appropriate to promote the purposes for which it is set aside and may –
- (a) provide and maintain facilities and conveniences for the use or benefit of persons resorting to Wellington Park, and charge for the use of those facilities or conveniences; and
 - (b) sell or let on hire to, or otherwise provide for the use of, those persons, goods and other articles and things; and
 - (c) obtain and use for the purpose of the exercise of its powers under this section any produce of, or materials in, Wellington Park; and
 - (d) make arrangements with any other person for the doing of anything referred to in paragraph (a), (b) or (c); and
 - (e) erect or construct any buildings or other works and purchase or acquire any articles or other things.
- (4) The arrangements referred to in subsection (3) (d) may be arrangements pursuant to which any person has the right or obligation to do any of the things referred to in that subsection, and those arrangements may provide for the furnishing of consideration in respect of the giving of that right or the imposition of that obligation.
- (5) The Minister may give directions to the Trust with respect to the performance of its functions and, in performing its functions, the Trust must comply with any directions so given.
- (6) The power conferred on the Minister by subsection (5) is not to be exercised so as –
- (a) to require the Trust to do anything that it is not empowered to do by this Act; or
 - (b) to prevent the Trust from performing any function that it is expressly required by this Act to perform, whether conditionally or unconditionally; or
 - (c) to interfere with the formation by the Trust of any opinion or belief in relation to any matter that has to be determined as a prerequisite to the performance or exercise by the Trust of any of its functions or powers under this Act.

10/27/2017

View - Tasmanian Legislation Online

SCHEDULE 3 - Provisions with Respect to Constitution and Membership of the Trust

Section 10

1. Term of appointment

A member of the Trust is to be appointed for such term, not exceeding 3 years, as is specified in the member's instrument of appointment and, if otherwise qualified, is eligible for re-appointment.

2. Provisions requiring devotion of whole of time to other duties

Where, by or under any Act, provision is made requiring the holder of an office to devote the whole of his or her time to the duties of office under that Act, that provision does not operate to disqualify that person from holding that office and also the office of a member of the Trust.

3. Terms and conditions of appointment

- (1) Subject to subclause (2), a member of the Trust is entitled to be paid such remuneration and allowances as the Governor may from time to time determine.
- (2) A member of the Trust who is a State Service officer or State Service employee is not entitled to remuneration under subclause (1), except with the approval of the Minister administering the State Service Act 2000.
- (3) An appointed member holds office on such terms and conditions not provided for in this Act as are determined by the Minister.

4. Disclosure of interests

- (1) If a member of the Trust has or acquires an interest (whether pecuniary or otherwise) that would conflict with the proper performance of the member's functions in relation to a matter being considered or about to be considered by the Trust, the member must disclose the nature of that interest at a meeting of the Trust.
- (2) A disclosure under subclause (1) is to be recorded in the minutes of the meeting of the Trust and the member must not, unless the Trust otherwise determines –
 - (a) be present during any deliberation of the Trust with respect to that matter; or
 - (b) take part in any decision of the Trust with respect to that matter.
- (3) For the purpose of making a determination by the Trust under subclause (2) in relation to a member who has made a disclosure under subclause (1), a member who has a direct or indirect pecuniary interest in the matter to which the disclosure relates must not take part in the making by the Trust of the determination.

5. Deputies of members

- (1) The Minister may appoint a deputy of a member of the Trust.
- (2) The deputy of –
 - (a) the member referred to in section 10 (1) (b) must be nominated by the Director-General of Lands; and
 - (b) the member referred to in section 10 (1) (c) must be nominated by the Director of National Parks and Wildlife; and
 - (c) the member referred to in section 10 (1) (d) must be nominated by the chief executive officer of Tourism Tasmania; and
 - (d) a member referred to in section 10 (1) (e) must be nominated by the Hobart City Council; and
 - (e) the member referred to in section 10 (1) (f) must be nominated by the Glenorchy City Council; and
 - (f) the member referred to in section 10 (1) (g) must be nominated by the Hobart Regional Water Board.
- (3) If a member of the Trust is unable for any reason to perform the duties of a member, the member's deputy may perform those duties and, when doing so, is deemed to be a member.
- (4) A deputy member of the Trust holds office for such term, not exceeding 3 years, and on such conditions, as are specified in his or her instrument of appointment.

6. Resignation

A member of the Trust may resign by signed notice given to the Minister.

7. Termination of appointment

- (1) The Minister may terminate the appointment of a member if the member –
 - (a) becomes mentally or physically incapable of performing satisfactorily the duties of office; or
 - (b) is convicted in Tasmania, or elsewhere, of an offence punishable by imprisonment for 2 years or longer; or
 - (c) becomes bankrupt, applies to take the benefit of any law for the relief of bankrupt or insolvent debtors or compounds with his or her creditors or makes an assignment of his or her remuneration or estate for their benefit; or
 - (d) fails, without reasonable excuse, to comply with clause 4.
- (2) The Minister may remove a member referred to in section 10 (1) (b), (c), (d), (e), (f) or (g) from office if the Minister is satisfied, having regard to the information supplied by the person or body which nominated that member for appointment, that the member is no longer qualified to be appointed to the Trust.

8. Validity of proceedings

- (1) An act or proceeding of the Trust or of any person acting pursuant to any direction of the Trust is not invalidated or prejudiced by reason only of the fact that, at the time when the act or proceeding was done, taken or commenced, there was a vacancy in the membership of the Trust.
- (2) All acts and proceedings of the Trust or of any person acting pursuant to any direction of the Trust are, notwithstanding the subsequent discovery of any defect in the appointment of any member of the Trust or that any person was disqualified from acting as, or incapable of being, a member of the Trust, as valid as if the member had been duly appointed and was qualified to act as, or capable of being, a member, and as if the Trust had been fully constituted.
- (3) Where a member of the Trust does or purports to do, or omits or purports to omit to do, any act or thing in good faith for the purpose of administering or executing this Act, the member is not to be personally subjected to any action, liability, claim or demand in respect of that act or omission.

9. Presumptions

In any proceedings by or against the Trust, unless evidence is given to the contrary, no proof is required of –

- (a) the constitution of the Trust; or
- (b) any resolution of the Trust; or
- (c) the appointment of any member of the Trust; or
- (d) the presence of a quorum at any meeting of the Trust.

7. QUESTIONS WITHOUT NOTICE

Section 29 of the *Local Government (Meeting Procedures) Regulations 2015*.
File Ref: 13-1-10

An Alderman may ask a question without notice of the Chairman, another Alderman, the General Manager or the General Manager's representative, in line with the following procedures:

1. The Chairman will refuse to accept a question without notice if it does not relate to the Terms of Reference of the Council committee at which it is asked.
2. In putting a question without notice, an Alderman must not:
 - (i) offer an argument or opinion; or
 - (ii) draw any inferences or make any imputations – except so far as may be necessary to explain the question.
3. The Chairman must not permit any debate of a question without notice or its answer.
4. The Chairman, Aldermen, General Manager or General Manager's representative who is asked a question may decline to answer the question, if in the opinion of the respondent it is considered inappropriate due to its being unclear, insulting or improper.
5. The Chairman may require a question to be put in writing.
6. Where a question without notice is asked and answered at a meeting, both the question and the response will be recorded in the minutes of that meeting.
7. Where a response is not able to be provided at the meeting, the question will be taken on notice and
 - (i) the minutes of the meeting at which the question is asked will record the question and the fact that it has been taken on notice.
 - (ii) a written response will be provided to all Aldermen, at the appropriate time.
 - (iii) upon the answer to the question being circulated to Aldermen, both the question and the answer will be listed on the agenda for the next available ordinary meeting of the committee at which it was asked, where it will be listed for noting purposes only.

8. CLOSED PORTION OF THE MEETING

The following items were discussed: -

- | | |
|------------|--|
| Item No. 1 | Minutes of the last meeting of the Closed Portion of the Council Meeting |
| Item No. 2 | Consideration of supplementary items to the agenda |
| Item No. 3 | Indications of pecuniary and conflicts of interest |
| Item No. 4 | Questions Without Notice |