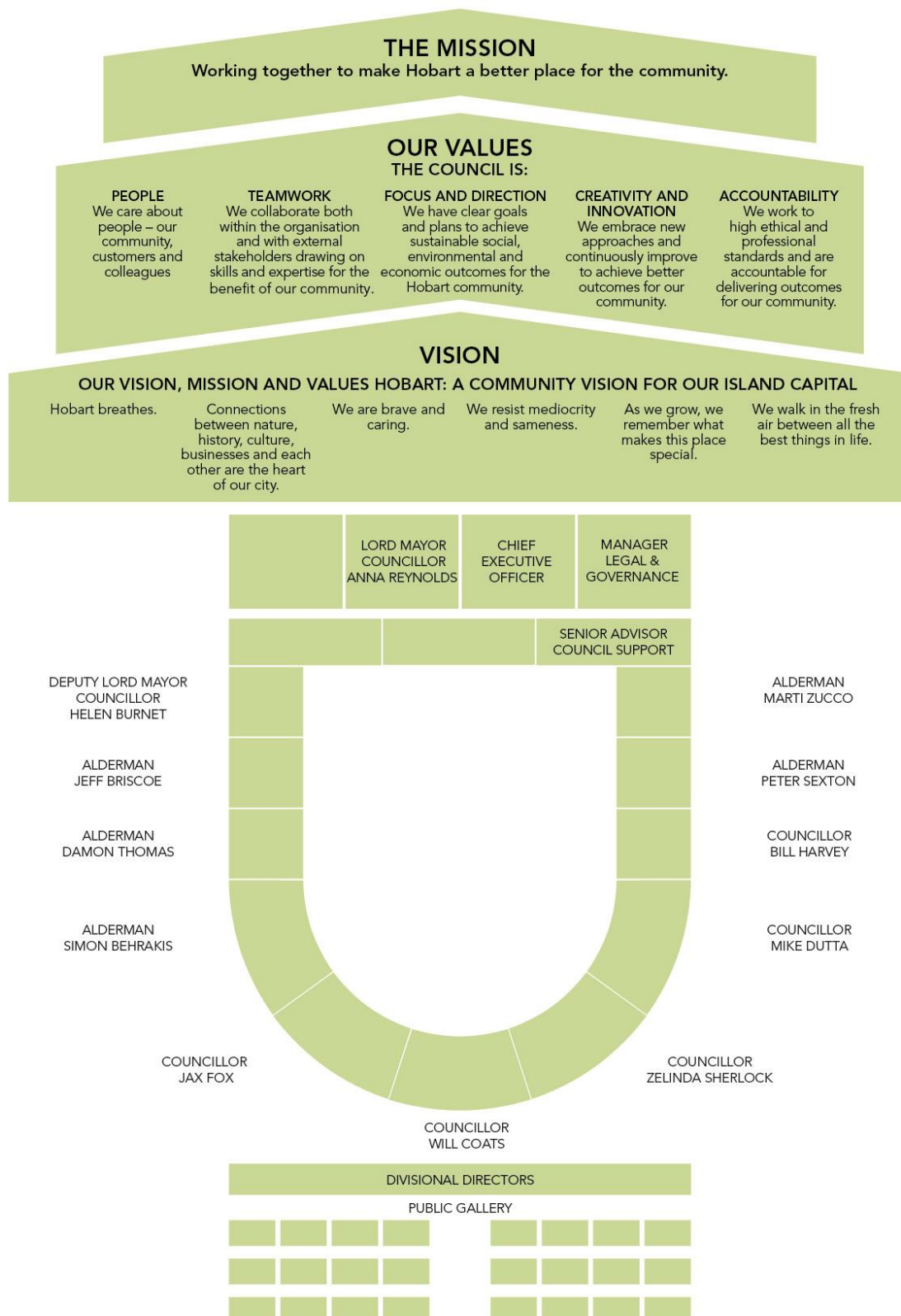




CITY OF HOBART

AGENDA
OPEN PORTION OF THE COUNCIL MEETING
MONDAY, 28 MARCH 2022
AT 5:00 PM





ORDER OF BUSINESS

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A MEETING OF THE OPEN PORTION OF THE COUNCIL WILL BE HELD IN THE COUNCIL CHAMBER, TOWN HALL ON MONDAY, 28 MARCH 2022 AT 5:00 PM.

Kelly Grigsby
Chief Executive Officer

The title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant s.61 of the *Local Government Act 1993* (Tas).

This meeting of the Council is held in accordance with a Notice issued by the Premier on 3 April 2020 under section 18 of the *COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020*.

ELECTED MEMBERS:

Lord Mayor A M Reynolds
Deputy Lord Mayor C Burnet
Alderman M Zucco
Alderman J R Briscoe
Alderman Dr P T Sexton
Alderman D C Thomas
Councillor W F Harvey
Alderman S Behrakis
Councillor M S C Dutta
Councillor J Fox
Councillor Dr Z E Sherlock
Councillor W N S Coats

APOLOGIES:

LEAVE OF ABSENCE: Nil.

1. CONFIRMATION OF MINUTES

The Chairman reports that she has perused the minutes of the meeting of the Open Portion of the Council meeting held on [Tuesday, 15 March 2022](#), finds them to be a true record and recommends that they be taken as read and signed as a correct record.

2. TRANSFER OF AGENDA ITEMS

Are there any items, which the meeting believes, should be transferred from this agenda to the closed agenda or from the closed agenda to the open agenda, in accordance with the procedures allowed under Section 15 of the *Local Government (Meeting Procedures) Regulations 2015*?

3. COMMUNICATION FROM THE CHAIRMAN

4. NOTIFICATION OF COUNCIL WORKSHOPS

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2015*, the General Manager reports that the following workshops have been conducted since the last ordinary meeting of the Council.

Date: 22 March 2022

Purpose: State of the City Report and Civic and Cultural Precinct Update

5. PUBLIC QUESTION TIME

Regulation 31 *Local Government (Meeting Procedures) Regulations 2015*.
File Ref: 16/119-001

6. PETITIONS

7. CONSIDERATION OF SUPPLEMENTARY ITEMS

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

RECOMMENDATION

That the Council resolve to deal with any supplementary items not appearing on the agenda, as reported by the Chief Executive Officer in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2015*.

8. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

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

Elected Members of the Council 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 Council has resolved to deal with.

REPORTS OF COMMITTEES

CITY PLANNING COMMITTEE

9. Amendment PSA-21-4 - Hobart Interim Planning Scheme 2015 - 21, 21B and part of 21A Enterprise Road, Sandy Bay Rezoning
File Ref: F22/7522; PSA-21-4

Ref: Open [CPC 7.1.3](#), 21/03/2022

- That: 1. Pursuant to section 34(1)(b) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council resolve to initiate an amendment to the *Hobart Interim Planning Scheme 2015* to rezone the properties at 21, 21B and part of 21A Enterprise Road, Sandy Bay from General Residential to Low Density Residential, and apply the Biodiversity Protection Area overlay under the Biodiversity Code to the site with the exception of the right of way, as indicated in the rezoning plan marked as Attachment A to item 7.1.3 of the Open City Planning Committee agenda of 21 March 2022.
2. Pursuant to section 35 of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council certify that amendment PSA-21-4 to the *Hobart Interim Planning Scheme 2015* meets the requirements of section 32 of the former provisions of the *Land Use Planning and Approvals Act 1993* and authorise the Chief Executive Officer and Lord Mayor to sign the Instrument of Certification marked as Attachment D to item 7.1.3 of the Open City Planning Committee agenda of 21 March 2022.
3. Pursuant to section 38 of the former provisions of the *Land Use Planning and Approvals Act 1993*, the Council place amendment PSA-21-4 to the *Hobart Interim Planning Scheme 2015* on public exhibition for a 28 day period following certification.

10. Short Stay Accommodation - Proposed Amendments to the Hobart Interim Planning Scheme
File Ref: F22/20739

Ref: Open [CPC 7.1.4](#), 21/03/2022

- That: 1. Council endorse the draft amendment to the Use Table in each of the General Residential Zone, the Inner Residential Zone, and the Low Density Residential Zone for inclusion in the *Hobart Interim Planning Scheme 2015* to restrict entire home Visitor Accommodation use (excluding for 'ancillary dwellings') in specified zones of the *Hobart Interim Planning Scheme 2015* as detailed in Attachment A to item 7.1.4 of the Open City Planning Committee agenda of 21 March 2022.

2. Under section 35 of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council certify that amendment PSA-22-1 to the *Hobart Interim Planning Scheme 2015* meets the requirements of section 32 of the former provisions of the *Land Use Planning and Approvals Act 1993* and authorise the Chief Executive Officer and Lord Mayor to sign the Instrument of Certification marked as Attachment A to item 7.1.3 of the Open City Planning Committee agenda of 21 March 2022.
3. *Under section 38 of the former provisions of the Land Use Planning and Approvals Act 1993, the Council place the amendment to the Hobart Interim Planning Scheme 2015 on public exhibition for a 28 day period.*

11. Monthly Building Statistics - 1 February - 28 February 2022

File Ref: F22/19475

Ref: Open [CPC 8.1](#), 21/03/2022

That the building statistical report of the Director City Life be received and noted:

During the period 1 February 2022 to 28 February 2022, 53 permits were issued to the value of \$17,069,738 which included:

- (i) 32 for extensions/alterations to dwellings to the value of \$7,623,705;
- (ii) 6 new dwellings to the value of \$3,166,790;
- (iii) 0 new multiple dwellings to the value of \$ Nil; and
- (iv) No major projects.

During the period 1 February 2021 to 28 February 2021, 46 permits were issued to the value of \$17,062,645 which included:

- (i) 32 for extensions/alterations to dwellings to the value of \$8,743,350;
- (ii) 5 new dwellings to the value of \$2,128,149;
- (iii) 2 new multiple dwellings to the value of \$565,000 and
- (iv) 2 major projects:
 - (a) 431 Elizabeth Street, North Hobart - New Commercial Building - \$3,950,000;
 - (b) 59 Sandy Bay Road, Sandy Bay - New Commercial Building - \$3,000,000.

In the twelve months ending February 2022, 607 permits were issued to the value of \$261,432,979; and

In the twelve months ending February 2021, 655 permits were issued to the value of \$188,166,806.

12. Monthly Planning Statistics - 1 February - 28 February 2022
File Ref: F22/19481

Ref: Open [CPC 8.2](#), 21/03/2022

That the planning statistical report of the Director City Life be received and noted:

During the period 1 February 2022 to 28 February 2022, 47 permits were issued to the value of \$11,562,440 which included:

- i) 5 new single dwellings to the value of \$2,038,470;
- (ii) 10 multiple dwellings to the value of \$6,000,000;
- (iii) 19 extensions/alterations to dwellings to the value of \$2,374,500;
- (iv) 7 extensions/alterations to commercial properties to the value of \$943,140;
- (v) 1 major project:
 - (a) 345 Sandy Bay Road, Sandy Bay - Demolition, New Building for 7 Multiple Dwellings, and Associated Works - \$5,000,000;

During the period 1 February 2021 to 28 February 2021, 52 permits were issued to the value of \$10,987,100 which included:

- (i) 10 new single dwellings to the value of \$3,680,000;
- (ii) 2 multiple dwellings to the value of \$420,000;
- (iii) 28 extensions/alterations to dwellings to the value of \$6,025,000;
- (iv) 9 extensions/alterations to commercial properties to the value of \$862,000;
- (v) No major projects

In the twelve months ending February 2022, 733 permits were issued to the value of \$285,812,960; and

In the twelve months ending February 2021, 774 permits were issued to the value of \$267,218,618

This report includes permits issued, exempt and no permit required decisions.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

**IN ACCORDANCE WITH REGULATION 16(5) OF THE LOCAL GOVERNMENT
(MEETING PROCEDURES) REGULATIONS 2015**

13. Parking Supply and Availability
File Ref: F22/26739; 13-1-9

Alderman Behrakis

Motion

“That Council:

1. Notes the Community and Business Satisfaction Surveys recently commissioned by the CEO with Council receiving largely positive feedback from the community and business sector;
2. Further notes that the provision and availability of parking was listed as the issue of greatest concern amongst the community, with the most negative survey response amongst all other metrics (Rated as ‘extremely poor’);
3. Seek an urgent report identifying initiatives to increase parking supply and affordability in response to community concerns.”

Rationale:

“In recent times, a survey was commissioned by the CEO to get feedback from the community and business sector. The survey returned a report card on the various sectors and issues within Council, with the results as follows:

KEY RESULTS SNAPSHOT (rated out of 10)

Community survey (502 respondents):

Overall performance	6.58 (good)
Safety	8.61 day (excellent); 7.17 night (good)
Waste collection	8.51 (excellent)
Recycling collection	8.33 (excellent)
FOGO collection	8.39 (excellent)
Outdoor recreation facilities	7.78 (excellent)
Parks, gardens & playgrounds	7.95 (excellent)
Events, festivals & markets	7.70 (very good)
City maintenance & cleaning	7.20 (good)
Customer service	6.91 (good)
Consultation & engagement	6.35 (solid)
Provision & maintenance of roads	6.17 (solid)
Management of local traffic	6.09 (solid)
Transport services	5.97 (poor)
Planning & building permit processes	5.18 (very poor)
Parking availability & affordability	5.06 (very poor)

Business survey (375 respondents):

Overall performance	6.25 (solid)
Safety	8.78 day (excellent); 7.70 night (very good)
Food safety & health inspections	7.95 (excellent)
Waste collection	7.84 (excellent)
FOGO collection	7.87 (excellent)
Recycling collection	7.47 (very good)
Customer service	7.05 (good)
Business confidence	7.09 (good)
Services & facilities	6.40 (solid)
Responsiveness to business needs	6.31 (solid)
Local economic development	6.28 (solid)
Provision of footpath space for dining	6.25 (solid)
Management of local traffic	5.00 (very poor)
Planning & building permit processes	4.99 (extremely poor)
Provision & availability of parking	4.58 (extremely poor)

What would surprise no one who lives or works in Hobart, or any elected members who listen to the concerns of the public, is that parking availability is the issue raised as the biggest concern, and the issue in which this Council is rated the worst, with a rating of “extremely poor”.

This contrasts with the mostly positive feedback we have received from the community and business sector in this survey, with the only negative responses being traffic management, Planning and building, and of course parking availability.

The issue of parking availability has been a long standing issue on this council, with the roadblock to real action being political rather than organisational or financial.

It is time that this Council hear, and actually listen to the feedback of our community, and to then act upon that feedback. This motion seeks a report to return to council to outline the practical initiatives and projects that we can embark on to make parking more accessible, more available, and more affordable.”

Administration Response to Notice of Motion

Discussion

1. The subject of parking supply and affordability is being considered as part of the Central Hobart Precinct Plan process currently underway. This process is a significant strategic planning activity that considers the 64 city blocks. Parking and mobility are critical components of this work and they will need to be linked to each precinct and the community’s engagement with that precinct and their wider use of the city. As discussed previously this will also be considered as part of the North Hobart Precinct Plan commencing shortly.

2. A further officer report will be provided with additional updates.

Strategic, Legislative and Policy Implications

Capital City Strategic Plan

Pillar:	5 – Movement and Connectivity
Outcome:	5.2 Hobart has effective and environmentally sustainable transport systems
Strategy:	5.2.11 Provide commuter and smart parking solutions
Pillar:	7 – Built Environment
Outcome:	7.3 Infrastructure and services are planned, managed and maintained to provide for community wellbeing.
Strategy:	7.3.1 Ensure the City's infrastructure supports affordable, sustainable and healthy living, and access to services for all.

Legislation and Policy

Legislation:	<i>Economic Regulator Act 2009</i>
Policy:	Competitive Neutrality Policy

Financial Implications

1. The financial implications that arise from this motion are twofold:
 - a. The resources associated with preparing the urgent report as contemplated by the motion; and
 - b. Any costs associated with changes to the pricing structure of the parking supply in the City, however that would be the subject of the urgent report.

FINANCE AND GOVERNANCE COMMITTEE

14. Delegations to Chief Executive Officer

File Ref: F22/19354; 17/52-0003

Ref: Open [FGC 6.1](#), 22/03/2022

- That: 1. Pursuant to section 22 of the *Local Government Act 1993*, section 6 of the *Land Use Planning and Approvals Act 1993* and section 124 of the *Local Government (Highways) Act 1982*, the Council approve the delegations included as Attachment A to item 6.1 of the Finance and Governance Committee agenda of 22 March 2022 to the:
- (i) Chief Executive Officer, being the General Manager as appointed by Council pursuant to s61 of the *Local Government Act 1993*;
2. Pursuant to section 6 of the *Land Use Planning and Approvals Act 1993* the Council approve the delegations included as Attachment A item 6.1 of the Finance and Governance Committee agenda of 22 March 2022 report to the:
- (i) Director City Life
 - (ii) Manager Development Appraisal
 - (iii) Manager Bushland, Biodiversity and Waterways
 - (iv) Senior Statutory Planner
 - (v) Senior Development Engineer
 - (vi) Program Leader Stormwater Services
3. Pursuant to section 6 of the *Land Use Planning and Approvals Act 1993* and section 124 of the *Local Government (Highways) Act 1982*, the Council approve the delegations included as Attachment A to item 6.1 of the Finance and Governance Committee agenda of 22 March 2022 to the:
- (i) Director City Futures
 - (ii) Manager Urban Futures
4. Pursuant to section 124 of the *Local Government (Highways) Act 1982*, the Council approve the delegations included as Attachment A to item 6.1 of the Finance and Governance Committee agenda of 22 March 2022 to the:
- (i) Director City Enablers
 - (ii) Manager City Infrastructure
 - (iii) Program Leader Road Services

15. New Policy - Competitive Neutrality
File Ref: F22/21118; 18/17

Ref: Open [FGC 6.2](#), 22/03/2022

That the Council adopt the new policy 'Competitive Neutrality' marked as Attachment A to item 6.2 of the Finance and Governance Committee agenda of 22 March 2022.

16. Financial Report as at 31 December 2021
File Ref: F22/12267

Ref: Open [FGC 6.3](#), 22/03/2022

That the changes to the Council's 2021-22 Estimates as detailed in the following tables be approved.

(i) Operational Budget reallocations and amendments

Budget Increases		Budget Decreases	
Item	Amount	Item	Amount
Labour	\$0.752M	Energy Costs	\$0.117M
Materials and Services	\$0.597M	Finance Costs	\$0.245M
TOTAL	\$1.349M	TOTAL	\$0.362M
NET EXPENDITURE INCREASE		\$0.987M	
Rates and Charges	\$0.02M	Fees and Charges - On Street Parking	\$0.675M
Fines	\$2.149M	Other Fees and Charges	\$0.278M
Fees and Charges - Car Parks	\$1.382M	Rents	\$0.057M
Operating Grants	\$0.122M		
Interest	\$0.140M		
TOTAL	\$3.813M	TOTAL	\$1.010M
NET REVENUE INCREASE		\$2.804M	
CHANGE IN UNDERLYING RESULT		\$1.817M	

(ii) Capital works program re-allocations

Capital Budget Increases		Capital Budget Decreases or Grant Funding	
Item	Amount	Item	Amount
TCA Ground Building Design	\$0.05M	Grant Funding	\$0.05M
Elizabeth St Bus Shelter Renewal	\$0.05M	Grant Funding	\$0.05M
	\$0.197M	Expensed Project - missing Link Mountain Bike Connection	\$0.197M
NEW mountain bike tracks		Grant funds from Murray St UPGRADE to New Town retail precinct	\$0.188M
From Murray St UPGRADE to New Town retail precinct	\$0.188M	Darcy to Denison St storm water UPGRADE to investigate storm water and flooding constraints	\$0.05M
Investigate storm water and flooding constraints	\$0.05M	Storm water annual RENEWAL allocation to Parliament St storm water extension	\$0.03M
Parliament St storm water extension	\$0.03M	Annual roads NEW disability access to UPGRADE kerb ramps at Bay Rd and Swanston St	\$0.03M
UPGRADE kerb ramps at Bay Rd and Swanston St	\$0.03M		
TOTAL	\$0.595M	TOTAL	\$0.595M
NET EXPENDITURE INCREASE		\$0	

PARKS AND RECREATION COMMITTEE

17. Petition - Request Removal of Dogs on Lead Signs at Garrington Park
File Ref: F22/19883; R1021

Ref: Open [PRC 6.1](#), 17/03/2022

- That:
1. Garrington Park be retained as a dog on-lead only area.
 2. The current signs remain in place in accordance with the legislative requirements under section 27 *Dog Control Act 2000*.
 3. The petitioners be advised of Council's decision.
 4. The petitioners also be advised that a review of the current Dog Management Strategy is due to commence late in 2022.

18. Petition - Riding the Mountain
File Ref: F22/18146

Ref: Open [PRC 6.2](#), 17/03/2022

- That:
1. The Council continues to support the Riding the Mountain plan, which was endorsed on 26 October 2020.
 2. The petitioners be advised of the outcome.
 3. Relevant interest groups be alerted to the 'Riding The Mountain' page on the Council's website.

19. Soldiers Memorial Avenue Action Plan
File Ref: F22/10504

Ref: Open [PRC 6.3](#), 17/03/2022

- That:
1. The Soldiers Memorial Avenue Action Plan 2022-2032, marked as Attachment A to item 6.3 of the Parks and Recreation Committee agenda of 17 March 2022, be endorsed, and used by the City as the guiding document for management of the Soldiers Memorial Avenue.
 2. The Soldiers Memorial Avenue Action Plan 2022-2032 be made available to the public through the City's website in accordance with the City's Brand Identity Style Guide.

20. Narryna Heritage Museum, Battery Point - Lawn Maintenance
File Ref: F22/15943

Ref: Open [PRC 6.4](#), 17/03/2022

- That: 1. The ongoing support for lawn maintenance to Narryna Heritage Museum Inc. be endorsed.
2. The Chief Executive Officer be authorised to finalise the terms and conditions of a formal agreement outlining the level of support.
3. The benefit provided by Council be reported in the Council's Annual Report in accordance with the Council's Policy: Leases to Non-Profit Organisations.

21. Wilson Street, North Hobart - Proposed upgrade to Pocket Park update.
File Ref: F22/14817

Ref: Open [PRC 6.5](#), 17/03/2022

- That: 1. The continued support for the landscaping for the Wilson Street Pocket Park, North Hobart, marked as Attachment A to item 6.5 of the Parks and Recreation Committee agenda of 17 March 2022, be endorsed.
2. Funding for site improvement works be considered when the Council determines the Capital Works Program and Annual Budget at an estimated cost of \$25,100 with an estimated annual operational expense of \$4,320 per annum.

22. CLOSED PORTION OF THE MEETING

RECOMMENDATION

That the Council resolve by absolute majority that the meeting be closed to the public pursuant to regulation 15(1) of the *Local Government (Meeting Procedures) Regulations 2015* because the items included on the closed agenda contain the following matters:

- Leave of absence
- Minutes of a Closed portion of the meeting
- Proposal for Council land
- A contract including details of the terms and conditions of renewal

The following items are listed for discussion:-

- | | |
|------------|--|
| Item No. 1 | Minutes of the last meeting of the Closed Portion of the Council Meeting |
| Item No. 2 | Communication from the Chairman |
| Item No. 3 | Leave of Absence |
| Item No. 4 | Consideration of supplementary Items to the agenda |
| Item No. 5 | Indications of pecuniary and conflicts of interest |
| Item No. 6 | McRobies Gully Landfill Gas Agreement Extension
LG(MP)R 15(2)(d) |
| Item No. 7 | Contract Extension - Provision of Internal Audit Services
LG(MP)R 15(2)(d) |
| Item No. 8 | Request to Waive Requirement to Tender - The Mercury Newspaper Advertising
LG(MP)R 15(2)(d) |
| Item No. 9 | Proposed licence - 16 Eureka Avenue & Bicentennial Park
LG(MP)R 15(2)(c)(i) and (f) |