



CITY OF HOBART

MINUTES

Open Portion

Monday, 30 October 2023

At 5.00 pm

Council Chamber, Town Hall



City of HOBART

ORDER OF BUSINESS

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PRESENT:

The Lord Mayor Councillor A M Reynolds, Alderman M Zucco, Councillors W F Harvey, M S C Dutta, Dr Z E Sherlock, J L Kelly, L M Elliot, Alderman L A Bloomfield, Councillors R J Posselt and B Lohberger.

APOLOGIES:

The Deputy Lord Mayor Councillor H Burnet

LEAVE OF ABSENCE:

Nil.

Councillor Kelly joined the meeting at 5.08pm and was not present for items 1 to 5 inclusive.

Councillor Kelly retired from the meeting at 6.13pm was not present for items 17 to 27 inclusive.

Councillor Elliot left the meeting at 6.30pm, returning at 6.32pm and was not present for item 19.

1. ACKNOWLEDGEMENT OF COUNTRY

The Chairperson provided an acknowledgement to Country.

2. 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 [Monday, 25 September 2023](#) and finds them to be a true record and recommends that they be taken as read and signed as a correct record.

HARVEY
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

The minutes were signed.

3. 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*?

No items were transferred.

4. COMMUNICATION FROM THE CHAIRMAN

4.1 Civic Gift - Mayor of Christchurch

The Lord Mayor reported that whilst she was attending the Asia Pacific Cities Summit in Brisbane earlier this month, the Acting CEO and Lord Mayor met with the Mayor of Christchurch, Phil Mauger and the City of Christchurch CEO, Dawn Baxendale.

Recognising that the City of Christchurch is an important strategic partner for the City of Hobart, both are Antarctic Gateway Cities, this meeting provided a great opportunity for face-to-face engagement.

Discussed was the importance of building on the work already done together as part of the Antarctic Cities Project as well as progressing the idea of a gathering of all five gateway cities in the future.

The Christchurch Mayor presented the Lord Mayor with a gift for the City - a Hei Matau carving which represents strength, good luck and safe travels across water. This gift will be displayed in the Town Hall.

5. NOTIFICATION OF COUNCIL WORKSHOPS

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

Date: 9 October 2023

Purpose: Mount Nelson / Sandy Bay Discussion paper | Sparking Conversations, Igniting Action & bushfire preparedness (including Fire Management Policy)

Attendance:

The Lord Mayor Councillor A Reynolds, Deputy Lord Mayor Councillor H Burnet, Councillors B Harvey, M Dutta, J Kelly, Alderman L Bloomfield, Councillors R Posselt, B Lohberger.

6. PUBLIC QUESTION TIME

6.1 Ian Watchorn - Plane Trees Fitzroy Place

Mr Watchorn put the following question which was taken on notice by the Lord Mayor.

Question:

Recently I contacted the Council about the 24 Plane Trees in Fitzroy Place to advise that two of them have died. These trees are 106 years old, 30m height with a branch span of 10 metres.

The Council responded quickly to my call and were on site within hours.

My question is, what will the council do now?

6.2 Vonna Keller - McRobies Gully Tip Site Rubbish

Ms Keller put the following question which was taken no notice by the Lord Mayor.

Question:

Given the ongoing difficulties within the boundaries of the McRobies tip site, can the Council detail the short comings and pre-storm protocols that lead to the pollution event that occurred in the rivulet on the 21 and 22 of October 2023, as well as measures being taken to rectify those short comings.

6.3 Michelle Pepingco - McRobies Gully Tip Site Rubbish

Ms Pepingco put the following question which was taken no notice by the Lord Mayor.

Question:

From the perspective of a teacher, I've got children that are concerned for the rubbish that is not being contained within the tip sit and going into the rivulet and some of the children are compelled to clean it up, which isn't a safe option for them, so I am wonder what are the Councils plans to better contain the rubbish that comes out of the tip site?

7. PETITIONS

6.1 Petition - Marlyn Road Fire Trail - Anna Blake

The Acting Chief Executive Officer tabled a petition calling for the Council to improve the condition of Lower Marlyn Road fire trail (locally known as bumpy track) so that it is safe for walking and cycling.

There were 215 signatories to the petition.

HARVEY
POSSELT

That the petition be received and noted and a report be returned to Council.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

Attachments

A Petition - Lower Marlyn Road - South Hobart ⇒ 

8. 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 Acting Chief Executive Officer in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2015*.

No supplementary items were received.

9. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

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

Elected members are requested to indicate where they may have any pecuniary or conflicts 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.

No interest was indicated.

OFFICER REPORTS

10. 2024-25 Budget Development Process - Community Consultation File Ref: F23/108589

HARVEY
DUTTA

That the recommendation contained within the officer report, marked as item 10 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Harvey
Dutta
Sherlock
Kelly
Elliot
Bloomfield
Posselt
Lohberger

COUNCIL RESOLUTION:

That:

1. Council endorse the proposed approach to community consultation as part of the development of the 2024-25 Budget.
2. Council endorse the proposed timetable for the development of the 2024-25 Budget.

**11. Review of Customer Service Charter and Annual Complaints and Compliments Report 2022-23
File Ref: F23/96391**

SHERLOCK
POSSELT

That the recommendation contained within the officer report, marked as item 11 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Kelly	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Customer Service Charter marked as Attachment A to item 11 of the Open Council Agenda of 30 October 2023, be endorsed.
2. The Council note that current projects underway to improve customer interface and experience will necessitate a full review of the Charter which is expected to take place after mid-2024 and will be reported back to Council.

**12. Mount Nelson and Sandy Bay Neighbourhood Plan - Discussion Paper
File Ref: F23/97376**

DUTTA
POSSELT

That the recommendation contained within the officer report, marked as item 12 of the Open Council Agenda of 30 October 2023, be adopted.

AMENDMENT

POSSELT
ELLIOT

That the consultation period for public submissions be extended for two weeks until 1 January 2024.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Kelly	
Elliot	
Bloomfield	
Posselt	
Lohberger	

AMENDMENT

LOHBERGER
BLOOMFIELD

That the following disclaimer be added to the end of the document:

“This discussion paper is not an endorsement of the UTAS intention to relocate from the Sandy Bay campus, and should not be taken as such.”

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Kelly	Harvey
Elliot	Dutta
Bloomfield	Sherlock
Posselt	
Lohberger	

SUBSTANTIVE MOTION
CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Council endorse the release of the Mount Nelson and Sandy Bay Neighbourhood Plan Discussion Paper (Attachment A to item 12 of the Open Council Agenda of 30 October 2023), the background Economic Analysis (Attachment B to item 12 of the Open Council Agenda of 30 October 2023), the Aboriginal Heritage Report (Attachment C to item 12 of the Open Council Agenda of 30 October 2023) and the Historic Heritage Considerations Report (Attachment D to item 12 of the Open Council Agenda of 30 October 2023) for use during consultation with the community.
2. The consultation period for public submissions close on 1 January 2024.
3. The following disclaimer be added to the end of the discussion paper document:

“This discussion paper is not an endorsement of the UTAS intention to relocate from the Sandy Bay campus, and should not be taken as such”

13. Fire Management Policy
File Ref: F23/107592

SHERLOCK
HARVEY

That the recommendation contained within the officer report, marked as item 13 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Kelly	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Draft Fire Management Policy, marked as Attachment A to item 13 of the Open Council Agenda of 30 October 2023, be endorsed by Council.

**14. Memorandum of Understanding with Wellington Park Management Trust
File Ref: F23/98850**

SHERLOCK
HARVEY

That the recommendation contained within the officer report, marked as item 14 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Harvey
Dutta
Sherlock
Kelly
Elliot
Bloomfield
Posselt
Lohberger

COUNCIL RESOLUTION:

That:

1. The Council receive and note the report provided and endorse the MoU included as Attachment A to item 14 of the Open Council Agenda of 30 October 2023.
2. The CEO nominate relevant officers to progress further dialogue with the Trust in an endeavour to set out a collaborative work program that progresses the preservation and enhancement of the parks values.

**15. Property Valuation Base for Council Rating - Proposal for Change
File Ref: F23/106925**

HARVEY
BLOOMFIELD

That the recommendation contained within the officer report, marked as item 15 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Harvey	
Dutta	
Sherlock	
Kelly	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Council approve a change to the City's property valuation base for the purpose of rating from Assessed Annual Value to Capital Value to take effect from 1 July 2024 for the 2024-25 rating year.
2. As the City's property valuation base for the purpose of rating is part of the City's Rating and Valuation Strategy review, that a change to the City's property valuation base be included in the communications and media strategy being developed to support the Rating and Valuation Strategy review.

16. Tasmanian Road Management Legislation Review - City of Hobart draft submission
File Ref: F23/107924

POSSELT
SHERLOCK

That the recommendation contained within the officer report, marked as item 16 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Harvey
Dutta
Sherlock
Kelly
Elliot
Bloomfield
Posselt
Lohberger

COUNCIL RESOLUTION:

That the Council endorse the submission, marked as Attachment B to item 16 of the Open Council Agenda of 30 October 2023, provided to the Tasmanian Government to inform the review of the Tasmanian Road Management Legislation.

17. Public Art Equipment - New fees and charges
File Ref: F23/82956; 23/35

SHERLOCK
BLOOMFIELD

That the recommendation contained within the officer report, marked as item 17 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Council approve the series of fees and charges for the hire of public art equipment, as detailed in Attachment A to item 17 of the Open Council Agenda of 30 October 2023
2. If approved, the fees and charges be added to the City's overall fees and charges booklet.

18. Petition Response - A Safe and Continuous Pedestrian Link for Strickland Avenue from Cascade Silos to the intersection of Marlyn Road
File Ref: F23/108602; R0843/05

HARVEY
SHERLOCK

That the recommendation contained within the officer report, marked as item 18 of the Open Council Agenda of 30 October 2023, be adopted.

AMENDMENT

POSSELT
LOHBERGER

That:

1. Clause 2 be amended to read as follows:
 2. *The work undertaken to date on the School Active Travel Plans for South Hobart Primary School specifically the project to undertake feasibility of pedestrian improvements and parking management on Strickland Avenue, between Cascade Silos and Marlyn Avenue be noted and progressed.*
2. A new clause 4 be included to read as follows:
 4. *Council officers provide support to any community grant applications relating to this matter.*

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Sherlock	Harvey
Bloomfield	Dutta
Posselt	Elliot
Lohberger	

SUBSTANTIVE MOTION
CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Council note the concerns raised in the petition titled “ A safe and continuous pedestrian link for Strickland avenue” received on 25 June 2023.
2. The work undertaken to date on the School Active Travel Plans for South Hobart Primary School specifically the project to undertake feasibility of pedestrian improvements and parking management on Strickland Avenue, between Cascade Silos and Marlyn Avenue be noted and progressed.
3. The lead petitioner be advised of the Council’s decision.
4. Council officers provide support to any community grant applications relating to this matter.

19. Urban Design Advisory Panel - Review Terms of Reference
File Ref: F23/30957; 16/17

HARVEY
SHERLOCK

That the recommendation contained within the officer report, marked as item 19 of the Open Council Agenda of 30 October 2023, be adopted.

AMENDMENT

DUTTA
POSSELT

That the clause requiring members of the Urban Design Advisory Panel to declare conflicts of interest, real or perceived, and that they may not take part in any Panel meetings in which they have declared an interest, be retained.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Bloomfield	
Posselt	
Lohberger	

SUBSTANTIVE MOTION
CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Urban Design Advisory Panel's Terms of Reference be amended in accordance with Attachment B to item 19 of the Open Council Agenda of 30 October 2023, with the exception of the conflict of interest clause which should be retained and reads;
 - a. ...declare if they have a conflict of interest, real or perceived, and may not take part in any Panel meeting for which they have declared a conflict of interest and...
2. Public nomination for Urban Design Advisory Panel members (other than those members who are nominations from the Tasmanian Chapters of the Australian Institute of Architects and the Australian Institute of Landscape Architects) be called and the current incumbents be invited to nominate.

REPORT OF THE ACTING CHIEF EXECUTIVE OFFICER

20. Portfolio Committees - Work Plan Approval
File Ref: F23/108253; 16/119

HARVEY
BLOOMFIELD

That the recommendation contained within the report of the Acting Chief Executive Officer, marked as item 20 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That the Council approve the work plans, marked as Attachments A to D, for the following Portfolio Committees:

- a. City Economy
- b. City Heritage
- c. Future Hobart
- d. Welcoming and Inclusive City

21. Delegation - Use of Common Seal
File Ref: F23/104220; 17/52

HARVEY
POSSELT

That the recommendation contained within the report of the Acting Chief Executive Officer, marked as item 21 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That the Council endorse the delegation in respect to the affixation of the Common Seal by any two of the following Council officers, or such persons who may be acting in those positions:

- Chief Executive Officer
- Director City Futures;
- Director City Life;
- Director Connected City;
- Director City Enablers;

- Head of Intergovernmental Relations and Partnerships;
- Manager Surveying Services;
- Manager Legal and Corporate Governance.

For the avoidance of doubt, Chief Executive Office means the General Manager appointed by Council pursuant to s61 of the Local Government Act 1993.

**22. Local Government Association of Tasmania -
Motions for November General Meeting
File Ref: F23/110717**

SHERLOCK
BLOOMFIELD

That the recommendation contained within the report of the Acting Chief Executive Officer, marked as item 22 of the Open Council Agenda of 30 October 2023, be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

COUNCIL RESOLUTION:

That:

1. The Council resolve to instruct its delegates to vote:
 - (i) in favour of the motion on PWS & CLS tabled by Break O' Day Council contained in Attachment A to item 22 of the Open Council Agenda of 30 October 2023, at 2.1.
 - (ii) in favour of the motion on Line Marking tabled by the Kingborough Council contained in Attachment A to item 22 of the Open Council Agenda of 30 October 2023, at 2.2.

- (iii) in favour of the motion on Diversion and Inclusivity tabled by Kingborough Council contained in Attachment A to item 22 of the Open Council Agenda of 30 October 2023, at 2.3.
- (iv) in favour of the motion on the Review of the 42 day Timeframe tabled by Clarence City Council contained in Attachment A to item 22 of the Open Council Agenda of 30 October 2023, at 2.4.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

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

23. Scramble Crossings File Ref: F23/111661

Motion

“Whilst it is appreciated that the Scramble Crossing introduction to the City CBD intersections is a temporary measure to gain insight into traffic flow, the impact on local small businesses has been profound.

As a matter of urgency, the data be supplied to the Council on this 'temporary installation' so that any inappropriate impact can be addressed as quickly as possible.”

Rationale:

Many small businesses have reported significant drops in trade as high as 40% since the establishment of the 1st Scramble intersection. There also has been discussion around reducing employment wages and dropping employees. Whilst I can appreciate some loss of trade may be to the shrinking of the Economy in general - the drop in trade was significant and immediate, relating more directly to the change in local conditions than merely money supply.

I have personally received a large number of anecdotal reports from small business owners and ratepayers that they are experiencing a significantly negative impact with both travel times, foot traffic and customer spend. It's vital that we thus ensure what the true impact is and address any issues discovered as a result quickly.

My firm belief is that Hobart City Council should work towards a functional environment where small business can thrive and contribute to the community, not just with the supply of goods and services but also local employment.

I note there is also a petition in play protesting the scramble intersection installations for this reason.

Statistically over 70% (and now in some reports over 80% given lack of public transport) of people engage with the CBD using cars.

Public transport has fallen significantly in supplying a reliable alternative to cars given the local troubles with Metro Tasmania. Whilst it is appreciated that \$8.2Million has been given to Metro to improve this, we have yet to see any significant improvement. This could be attributed to employees wishing to arrive to work on time (or at all) and needing a service that delivers that to them.

It makes no sense to remove car driving customers from the CBD when we have no reasonable alternatives on hand for them to use.

I have been supplied with much evidence of traffic banking up to 4 or more blocks - not helped with the roadworks also in Brisbane Street.

The impact of this traffic snarl - deliberately installed - is that people lose an extra ½ hour in travel time negotiating this scramble crossing. This is ½ hour less time with families or healthy activities such as sport and recreation. It is less productive time for those who wish to work.

People in stuck in transport have less time to engage and spend money.

The short transfer time for cars at the scramble crossings has led to dangerous driving behaviour.

It has been noted several times that drivers, frustrated with the short timing at the intersection are choosing to drive faster and more aggressively to attempt to negotiate these intersections.

BLOOMFIELD
LOHBERGER

That the motion be adopted.

DUTTA
SHERLOCK

That Councillor Posselt be granted an additional two minutes to address the meeting.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Zucco	
Harvey	
Dutta	
Sherlock	
Elliot	
Bloomfield	
Posselt	
Lohberger	

MOTION LOST

VOTING RECORD

AYES	NOES
Zucco	Lord Mayor Reynolds
Elliot	Harvey
Bloomfield	Dutta
Lohberger	Sherlock
	Posselt

COUNCIL RESOLUTION:

The motion was lost.

Councillor Lohberger tabled a motion for which notice had not been given under regulation 16(1) of the Local Government (Meeting Procedures) Regulations 2015, which the Lord Mayor considered and accepted under regulation 16(9), subject to regulation 16(2).

This motion was not listed as an agenda item but for the purpose of the minutes has been recorded as item 27.

Item 27 was then taken.

24. RESPONSES TO QUESTIONS WITHOUT NOTICE
File Ref: F23/111930

The Council is reminded that in accordance with Regulation 29(3) of the *Local Government (Meeting Procedures) Regulations 2015*, the Chairperson is not to allow discussion or debate on either the question or the response.

24.1 Closed Captions

Memorandum of the Director City Enablers 16 October 2023.

24.2 Elected Member Legal Costs

Memorandum of the Director City Enablers 9 October 2023.

Recommendation:

That the information be received and noted.

SHERLOCK
BLOOMFIELD

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Harvey
Dutta
Sherlock
Elliot
Bloomfield
Posselt
Lohberger

25. QUESTIONS WITHOUT NOTICE
File Ref: F23/111928

25.1 Councillor Elliot - Shift in Short Stay Visitor Accommodation

Question: Can the Acting Chief Executive officer advise how many dwellings have shifted from short term visitor accommodation to long term rental accommodation as a result of the Council decision to double the rates for visitor accommodation properties?

Response: The Acting Chief Executive Officer took the question on notice.

25.2 Councillor Elliot - Whole House Visitor Accommodation

Question: Can the Acting Chief Executive officer advise how many dwellings have been deterred as operation as a whole house visitor accommodation as a result of the Council decision to double the rates for properties visitor accommodation permits?

Response: The Acting Chief Executive Officer took the question on notice.

25.3 Councillor Elliot - Planning Applications for Vacant Land

Question: Can the Acting Chief Executive officer advise how many planning applications for new dwellings have been submitted as a result of Council decision to double the rates on vacant land.

Response: The Acting Chief Executive Officer took the question on notice.

25.4 Councillor Elliot - Parklets Trial Update

Question: Can the Acting Chief Executive officer advise the status of the 12 month trial of the mid-town parklets that started 2.5 years ago.

Response: The Acting Chief Executive Officer took the question on notice.

25.5 Councillor Elliot - Motion Without Notice Principals for Accepting

Question: Can the Acting Chief Executive Officer provide written advice on the principals of the motion taken from the floor tonight in readiness for the next meeting.

Response: The Acting Chief Executive Officer took the question on notice.

25.6 Councillor Dutta - Interpretation of the Local Government (Meeting Procedures) Regulations 2015

Question: Can the Acting Chief Executive Officer provide legal opinion and interpretation of meeting procedure regulations 16 and 8, including as they relate to the urgency of the matter, and the Chairperson's decision to accept the motion from the floor.

I would also welcome a copy of the legal advice Ald Zucco referred to by Alderman Zucco.

Response: The Acting Chief Executive Officer took the question on notice.

26. CLOSED PORTION OF THE MEETING

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:

- Information if disclosed could confer a disadvantage to a person Council proposes to do business with.
- Variation of a contract including details of the terms and conditions of renewal
- Information of a personal and confidential nature.
- Personal hardship of a ratepayer

The following items were discussed:-

- | | |
|------------|--|
| 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 DDA - Bus Stop Compliance
LG(MP)R 15(4)(b)
Item No. 7 Taste of Summer - Partnership Proposal 2023
LG(MP)R 15(2)(b)
Item No. 8 6 Washington Street - Lease Arrangements
LG(MP)R 15(2)(g)
Item No. 9 Upper Level Youth ARC - Area Two Lease Arrangement
LG(MP)R 15(2)(g)
Item No. 10 2023-24 Supplementary Rates - Variation Objections
LG(MP)R 15(2)(g) and (j)
Item No. 11 Contract Variation - Integrated Parking System
LG(MP)R 15(2)(d)
Item No. 12 RESPONSES TO QUESTIONS WITHOUT NOTICE
LG(MP)R 15(2)(d)
Item No. 13 QUESTIONS WITHOUT NOTICE
LG(MP)R 15(2)(b)

ZUCCO
POSSELT

That the recommendation be adopted.

MOTION CARRIED BY
ABSOLUTE MAJORITY

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Harvey
Dutta
Sherlock
Elliot
Bloomfield
Posselt
Lohberger

27. Motion without Notice - Plastic in the Rivulet

Motion:

Following the widespread pollution of the Hobart Rivulet below the McRobies Gully tip during a severe overnight weather event on Saturday October 21, that the Council seek a report detailing:

- the steps taken by Council operations in the lead up to the weather event on 21 October to reduce the impact of high winds and heavy rain on the McRobies Gully tip and the catchments and waterways around it;
- the actual amount of plastic and other waste that made its way into the Hobart Rivulet following the October 21 weather event, and the possible sources of that plastic and other waste;
- what improvements can be made to Council infrastructure and operational procedures to reduce the impact of the landfill on the health of the Hobart Rivulet and flora and fauna living in it;
- the arrangements for the organisation of clean-ups following weather events that result in a large volume of plastic and other waste ending up in the Hobart Rivulet;
- the promotion and expanded use of bin latches to enable residents to secure their bin lids in high winds; and,
- an investigation into cancelling Recycling and General Waste collection on days when extreme weather events are predicted.

Rational:

Given the relatively clean state of the Hobart Rivulet above McRobies Gully following the weather event on 21 October, it is clear that the McRobies Gully tip played a role in the pollution of the lower Hobart Rivulet on the night of 21 October. This event resulted in large volumes of plastic and other waste products being deposited into the Hobart Rivulet below McRobies Gully, affecting water quality and creating a serious health risk for the resident native animals, especially platypus.

The weekend timing of the overnight weather event meant the deadline for motions for tonight's Council meeting had passed. But five weeks until the next meeting is too long to wait to deal with this issue, so I am seeking to bring on this motion tonight.

LOHBERGER
POSSELT

That the motion be adopted.

AMENDMENT

HARVEY
DUTTA

That a report also be provided on Council engaging in a campaign to reduce single use plastic packaging and consumption to reduce single use plastics waste in Hobart.

AMENDMENT LOST

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds Harvey	Zucco Dutta Sherlock Elliot Bloomfield Posselt Lohberger

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds Zucco Harvey Dutta Sherlock Elliot Bloomfield Posselt Lohberger	

COUNCIL RESOLUTION:

Following the widespread pollution of the Hobart Rivulet below the McRobies Gully tip during a severe overnight weather event on Saturday October 21, that the Council seek a report detailing:

- the steps taken by Council operations in the lead up to the weather

event on 21 October to reduce the impact of high winds and heavy rain on the McRobies Gully tip and the catchments and waterways around it;

- the actual amount of plastic and other waste that made its way into the Hobart Rivulet following the October 21 weather event, and the possible sources of that plastic and other waste;
- what improvements can be made to Council infrastructure and operational procedures to reduce the impact of the landfill on the health of the Hobart Rivulet and flora and fauna living in it;
- the arrangements for the organisation of clean-ups following weather events that result in a large volume of plastic and other waste ending up in the Hobart Rivulet;
- the promotion and expanded use of bin latches to enable residents to secure their bin lids in high winds; and,
- an investigation into cancelling Recycling and General Waste collection on days when extreme weather events are predicted.

There being no further business the Open portion of the meeting closed at 7.45pm.

TAKEN AS READ AND SIGNED AS
A CORRECT RECORD THIS
27TH DAY OF NOVEMBER 2023.

CHAIRMAN