



The City with Spirit

NOTICE OF MEETING

Notice is hereby given that an **Ordinary Council** meeting of the Devonport City Council will be held in the Aberdeen Room, Level 2, parade centre, 137 Rooke Street, Devonport on Monday 23 September 2024, commencing at 5:30 PM.

The meeting will be open to the public and live streamed from 5:30 PM on Council's [YouTube channel](#).

QUALIFIED PERSONS

In accordance with section 65 of the *Local Government Act 1993*, I confirm that the reports in this agenda contain advice, information and recommendations given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.

Matthew Atkins
GENERAL MANAGER

18 09 2024

September 2024

Meeting	Date	Commencement Time
AGM	28 October 2024	5:30 PM
Ordinary Council	28 October 2024	At conclusion of AGM

**AGENDA FOR AN ORDINARY COUNCIL MEETING OF DEVONPORT CITY COUNCIL
HELD ON MONDAY 23 SEPTEMBER 2024, IN THE ABERDEEN ROOM, LEVEL 2, paranapple
centre, 137 ROOKE STREET, DEVONPORT AT 5:30 PM**

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ACKNOWLEDGEMENT OF COUNTRY

Devonport City Council acknowledges and pays respect to the palawa-pakana people as the traditional and original owners of lutrawita and continuing custodians of this land on which we gather.

We also acknowledge and pay our respects to the Tasmanian Aboriginal elders past and present.

IN ATTENDANCE

All persons in attendance are advised that it is Council policy to record Council Meetings, in accordance with Council's Digital Recording Policy. The digital recording of this meeting will be made available to the public on Council's website for a minimum period of six months. The meeting will also be live streamed on Council's YouTube channel.

ATTENDEES

		Apology
Chair	Cr A Jarman (Mayor)	
	Cr S Sheehan (Deputy Mayor)	
	Cr G Ennis	
	Cr P Hollister	
	Cr S Martin	
	Cr A Moore	
	Cr L Murphy	
	Cr D Viney	
	Cr J Wilczynski	

1 APOLOGIES

2 DECLARATIONS OF INTEREST

3 PROCEDURAL

3.1 CONFIRMATION OF MINUTES

RECOMMENDATION

That the minutes of the Council meeting held on 26 August 2024 as previously circulated be confirmed.

3.2 PUBLIC QUESTION TIME

PUBLIC QUESTION TIME

Members of the public are invited to ask questions in accordance with Council's Public Question Time Policy (Min No 20/90 refers):

1. Public participation shall take place at Council meetings in accordance with Regulation 31 of the *Local Government (Meeting Procedures) Regulations 2015*.
2. Public participation will be the first agenda item following the formal motions: Apologies, Minutes and Declarations of Interest.
3. Questions without notice will be dependent on available time at the meeting (with a period of 30 minutes set aside at each meeting).
4. A member of the public who wishes to ask a question at the meeting is to state their name and address prior to asking their question.
5. A maximum of 3 questions per person are permitted.
6. A maximum period of 5 minutes will be allowed per person.
7. Questions are to be succinct and not contain lengthy preamble.
8. To allow opportunity, where necessary to research answers and limit questions taken on notice, a copy of any questions without notice, where possible, are to be provided by email or in person to Council by 12 noon on the day of the meeting.
9. A question by any member of the public and an answer to that question are not to be debated.
10. Questions without notice and their answers will be recorded in the minutes.
11. The Chairperson may take a question on notice in cases where the questions raised at the meeting require further research or clarification, or where a written response is specifically requested.
12. Protection of parliamentary privilege does not apply to local government and any statements or discussion in the Council Chambers, or any document produced, are subject to the laws of defamation.
13. The Chairperson may refuse to accept a question. If the Chairperson refuses to accept a question, the Chairperson is to give reason for doing so in accordance with the Public Question Time Policy.

3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS

Author: **Matthew Atkins, General Manager**

RECOMMENDATION

That the responses to questions from Mr Shane Warren, Ms Vicki Ward and Mr Bob Vellacott at the August 2024 Council meeting be noted.

ATTACHMENTS

1. Response to Questions without Notice - S Warren [**3.2.1.1** - 1 page]
2. Response to Questions without Notice - V Ward [**3.2.1.2** - 1 page]
3. Response to Questions without Notice - B Vellacott [**3.2.1.3** - 2 pages]

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

Author: **Matthew Atkins, General Manager**

RECOMMENDATION

That Council in relation to the correspondence received from R B Vellacott, Petra Wilden and Shane Warren endorse the responses proposed and authorise their release.

Mr R B VELLACOTT, 11 Cocker Place, Devonport

A letter containing questions on notice received from R B Vellacott on 10 September 2024 is **reproduced as Attachment 1**.

Preamble:

Question - I refer to the following - EXTRACT from page 21 of the Tasmanian Planning Scheme re Stony Rise Development Decision. (My highlights)

125. The Commission, in principle, agrees with Mr Higgs that an increase in traffic would have amenity and safety implications on adjoining properties, including those on Stony Rise Road who would have selected vehicle movements into their properties restricted owing to road upgrades.

126. The Commission concludes that the intersection between Friend Street and Stony Rise Road **needs to be upgraded irrespective of the development proceeding** and that more work needs to be done to understand and mitigate the potential impacts to the adjoining properties where any future proposal would create increased vehicle movements and the need for road network upgrades

I note "The Commission concludes that the intersection between Friend Street and Stony Rise Road **needs to be upgraded irrespective of the development proceeding**"

Q1 Due to the fact that council and the state government have for some years been aware of the inherent traffic problems and dangers at this intersection, and other relevant intersections pertaining to the Stony Rise complex will you please provide details as to what progress has been made with the state government, if any, and what your intentions are now to resolve this matter?

Response

Stony Rise Road is the responsibility of the Department of State Growth and any intersection upgrades would ultimately rely on their approval. The Council's Road Network Strategy 2023-2028 identifies the Stony Rise Road and Homemaker Centre as a growth area and identifies the need for traffic network monitoring and ensuring traffic impacts from property developments are managed. There are no other actions relating to the Friend Street and Stony Rise Road intersection proposed as part of the Strategy.

PETRA WILDEN, 17 Forest Heights Drive, Tugrah

An email containing questions on notice received from Petra Wilden on 13 September 2024 **reproduced as Attachment 2.**

Q1 Council mentioned in their response to my question last month that you are actively engaged in various sustainability and environmental initiatives aimed at reducing the carbon footprint and enhancing the resilience of our community. I appreciate the FOGO finally happening (in Europe this happened 40 years ago) and you are slowly upgrading to electric vehicles, but can you please mention the sustainable and environmental initiatives relating to on-ground activities regarding the care for our natural areas and threatened species as should be an urgent goal to look after biodiversity and at the same time reducing carbon emissions by vegetation absorbing carbon.

Response

In addition to initiatives such as the introduction of FOGO and the transition to electric vehicles, the Council is also actively involved in on-ground activities aimed at preserving and enhancing biodiversity:

- 1. Bushland and Natural Area Management:** Council is working on comprehensive programs to manage and restore native vegetation in local reserves. This includes habitat restoration efforts that support threatened species and encourage greater biodiversity across the municipality.
- 2. Tree Planting and Vegetation Programs:** Ongoing tree planting initiatives focus on increasing canopy cover, which not only absorbs carbon but also helps mitigate the urban heat island effect.
- 3. Coastal Management Plans:** Specific coastal restoration projects are underway, focusing on preventing foreshore erosion, protecting vulnerable ecosystems, and fostering the resilience of coastal habitats in the face of climate change.
- 4. Partnerships for Biodiversity:** We collaborate with local conservation groups, Indigenous communities, and environmental organisations to actively monitor and protect threatened species. Recent projects include strengthening wildlife corridors and weed eradication efforts.
- 5. Community Engagement in Sustainability:** The Council encourages community involvement through volunteer tree-planting days to promote awareness and direct action for protecting biodiversity.
- 6. Threatened Species Actions:** Council has installed 100+ nest boxes throughout the Kelcey Tier Greenbelt for Swift parrots. Council continues to monitor and manage those in partnership with Wild Care.

Council understands that maintaining and enhancing our natural areas is a priority and remains committed to taking further steps to ensure that Devonport's biodiversity is preserved for future generations while also contributing to carbon sequestration through natural vegetation.

Q2 Last month's question on how much Council is spending this year on the crucial important job of looking after the natural environment was not answered, please provide the answer here (this should not include money for infrastructure).

Response

Response provided previously. No further information to provide.

Q3 Please name the specific expertise and amount of roles available at Council who are committed to addressing sustainability and climate change and are working on habitat restoration, native vegetation planting, this is important to know when as public we want to get in touch about a specific issue?

Response

Response provided previously. No further information to provide.

Q4 Your Climate Change Adaptation Plan mentions 1.5 million is spent on upgrading stormwater concrete (concrete causes up to 8% of global CO2 emissions!) drains and very little on the protection of existing native vegetation. Native vegetation areas within the Council and along our streams are the best solution to minimise stormwater damage, prevent erosion, sedimentation and mitigating climate change with their carbon absorbing qualities. Why is Council not spending more money on the natural way of mitigating stormwater overloads which at the same time reduces carbon emissions instead of increasing carbon emissions with more concrete drains?

Response

The \$1.5 million allocated to upgrading stormwater infrastructure is part of a necessary strategy to address immediate flood risks, especially in urban areas where hard surfaces like roads and buildings lead to significant stormwater runoff. These upgrades help protect homes, businesses, and public spaces from damage. Concrete infrastructure can ensure that our community remains resilient to these challenges in the short term.

That said, Council also recognises the value of integrating natural solutions and is committed to expanding investment in green infrastructure. For example:

- **Riparian restoration and revegetation:** We are actively working to restore native vegetation along streams and waterways, which not only reduces stormwater impact but also improves water quality, prevents erosion, and sequesters carbon.
- **Hybrid approaches:** In many areas, the Council is investigating and implementing hybrid systems, combining traditional stormwater management methods with natural solutions, such as vegetated swales and retention basins, to maximise environmental benefits.
- **Strategic land management:** We continue to allocate resources to protect and expand native vegetation areas, especially in locations where it can enhance stormwater absorption and improve biodiversity.

While concrete is necessary in some cases to address immediate urban drainage needs, Council is committed to a broader vision of sustainable stormwater management that includes natural solutions. Council is constantly reviewing strategies to ensure that the right balance is struck between protecting our infrastructure and investing in long-term, nature-based solutions.

Q5 Why does Council think a sustainability officer should not be a specific line item? As I totally disagree, the weather is already out of control due to the high level of greenhouse gases in our atmosphere, there is an urgent responsibility for local Councils who have the power in society to protect, promote and enhance biodiversity and drastically curb greenhouse gas emissions, this begs for specialist expertise, especially also observing a seemed overlook for the care and enhancement of our natural environment in the urban design area. Please explain.

Response

The decision not to make a sustainability officer a specific line item in the budget was based on a broader strategic approach. While Council agrees that specialist expertise is invaluable, **sustainability is integrated across all areas of council operations, rather than being confined to a single role.** This approach ensures that sustainability considerations are embedded in urban design, infrastructure planning, environmental management, and every other aspect of Council's work.

Some key points include:

- **Cross-functional teams:** Rather than isolating sustainability to one officer or department, Council works to ensure that all departments—from urban planning to community engagement—are involved in sustainability efforts. This holistic approach allows Council to address the complexities of climate change and biodiversity on multiple fronts.
- **Dedicated resources and partnerships:** Although sustainability is not a single line item, Council allocates significant resources to specific sustainability projects, such as green infrastructure and habitat restoration. Council also collaborates with external experts, environmental organisations, and community groups to ensure the best available expertise is leveraged.
- **Continuous training and upskilling:** Council staff across all divisions receive ongoing training in sustainability practices, meaning that Council is embedding environmental stewardship into every decision made, whether it's urban design, infrastructure upgrades, or community planning.

Council's strategy focuses on embedding sustainability principles into every aspect of our work. This integrated approach allows Council to better align resources and expertise towards the environmental challenges faced.

Q6 Council mentions that you have currently employed, skilled horticulture and conservationist professionals who play a crucial role in maintaining and enhancing our green spaces. Can you please give some areas where they are working, as I would love to see a team working on a day to day basis on transforming more of our open space land into more biodiverse places consisting of native vegetation, and helping landowners to do the same, this would actively address lowering carbon emissions and improve biodiversity.

Response

Council's skilled horticulture and conservation teams are actively working in a range of public spaces across the Council area. As projects are diverse and constantly evolving, specifying exact locations at this moment is not reflective of the ongoing work the Council undertakes. These efforts are all part of our broader strategy to make significant progress in addressing climate change and enhancing biodiversity throughout the municipality.

Q7 Can Council please put me in contact with the several members of the Parks and Reserve team that have degrees in land conservation and extensive experience in delivering conservation projects?

Response

No, Council cannot provide direct contact details of individual team members. If you have specific questions or would like more information about Council's conservation projects, you are encouraged to reach out to Council's main office and the team will be happy to assist you and direct your inquiries to the appropriate professionals.

Q8 Can Council please include me/ collaborate regarding the consultation with the landowner on Tugrah road and Council personnel regarding the management of the vegetation along the waterway?

Response

No, this matter pertains to compliance, making it inappropriate for the Council to release information to the public.

Q9 With all due respect but I disagree with Council saying it has a diverse range of Council officers with skill sets in sustainability, environmental management, urban planning, and natural resources management who collaborate on an integrated approach. As the homemakers development, 189 Tugrah road and the 57a Berrigan road developments seem not in the furthest be based on an integrated approach, rather on what developers want; to gain as much money as possible and the Council putting it through no strings attached, with no consideration for the environment and the community.

The Urban design protocol for Australian Cities,

https://urbandesign.org.au/content/uploads/2015/08/INFRA1219_MCU_R_SQUARE_URBAN_PROTOCOLS_1111_WEB_FA2.pdf

is the result of two years of collaboration between peak community and industry organisations, and governments at all levels. This protocol is founded on five pillars: productivity, sustainability, liveability, leadership and design excellence. I would like Council workers/Councillors to have a good read and please confirm if you think you are committed when approving developments to have addressed sustainability, liveability, leadership and design excellence, and please name an example of an excellent development founded on the mentioned 5 pillars?

Response

Council acknowledges your comments. The Council regulates development assessments but isn't solely responsible for environmental protection under legislation. Issues beyond Council's authority are referred to other government levels and agencies.

Q10 You mentioned "Urban design is influenced by a number of Departments within Council and ultimately through the strategic direction set by the elected Council", are there qualified urban designers and sustainability experts amongst them? I'm asking this, as I find there is a lack of uniting the needs of nature with the built environment and the community. Green spaces are disappearing rapidly but are vitally important for our mental health as well as for our biodiversity and in the mitigation of climate change, this needs to be urgently looked at and adjusted to include in your strategic direction, we can both have houses as well as a nurturing natural environment.

Response

Council acknowledges your comments and reiterate that Council is confident it employs appropriately qualified staff.

Q11 Is it possible for the public to be part of the team that should be encouraging urban design to the highest international standard?

Response

No, Council does not have a team as such. Community engagement on significant projects is undertaken in accordance with Council's Community Engagement Policy.

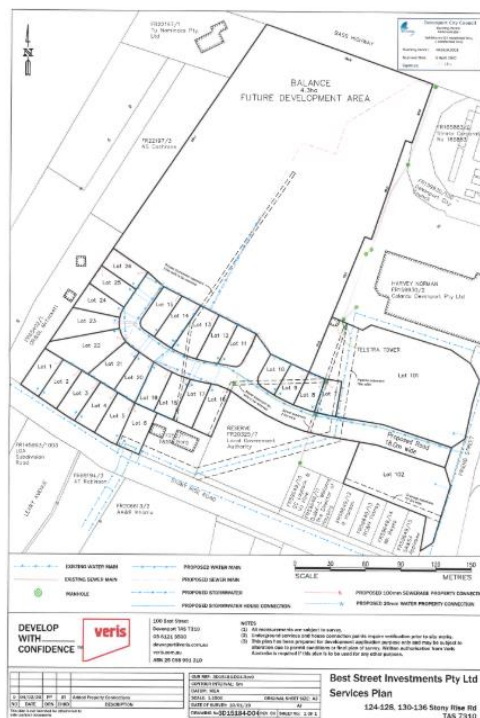
Q12 What is the strategic direction regarding our natural places at the moment? Good urban design aims to unite the needs of nature, the built environment and the community. Does the Council think this is happening, please explain with examples?

Response

Council is ultimately guided by it's Strategic Plan 2009-2030. This Plan is supported by a vast number of specific strategies and plans which are all available on Council's website.

Q13 Regarding the **development at 126-128 Stony Rise Road, 130-136 Stony Rise Road and 1 Friend Street and the disposal of public land.** The first time the public could know about this development was when it was straight away approved by our councillors at the Sep 2020 meeting (I know it is a long time ago, but it still hurts every time I'm in the Harvey Norman area to see the unnecessary destruction of the northern part of this site).

This development showed no details other than 1 subdivision drawing, see below. No other documentation was attached whatsoever. **Why has this subdivision not gone through the 'planning authority matters' (section 4 of council meetings) like any other development, with all reports attached (traffic, bushfire, natural resource)?** I know it was during COVID, but that should not be an excuse to not follow the mandatory procedures for every development and make the necessary reports, COVID did not get in the way to advertise as normal 'the planning authority matters' section 4 of council meetings.



Response

The development application for PA2020.0008 was publicly advertised starting from 1/2/2020 for a period of 14 days, including signage displayed on site. No representations were received, and the subdivision application was approved under delegation.

The report you mention, which was presented at the September 2020 Council meeting, was provided for Council's consideration for disposing of an undeveloped parcel of Council owned public land at 116-122 Stony Rise Road.

Q14 From the Sep 2020 meeting

*"The Developer has indicated a second stage of the subdivision, which will create additional residential lots to the north of Stage 1. The layout of this stage has not been finalised ..., however **a possible future subdivision layout was provided to Council for information purposes and discussed with Councillors at a recent workshop.***

*Prior to the assessment of Stage 1, **the Developer had some discussions with Council's planning staff** in regard to a potential land swap, transferring 116-122 Stony Rise Road to the Developer in exchange for a section of land at the northern end of their title adjoining the Bass Highway.*

***The land offered for transfer was considered inferior to the existing Council lot and therefore discussions did not progress.** It was deemed by Council as inferior as it consisted **threatened and endangered species**, Melaleuca ericifolia swamp forest, Eucalyptus ovata and the Engaeus granulatus (Central North Burrowing Crayfish) and **in accordance with legislative requirements this would limit Council's options in developing the space**".*

Since that time Council has received a further approach from the Developer, seeking interest in obtaining the Council lot, including a willingness to consider a potential purchase rather than a swap".

Council knew this land was a threatened community and should have been protected. **How can Council justify that with prior knowledge, they still let the developer destroy this endangered vegetation?**

Response

Notwithstanding that the report extract quoted in this question is incorrect and could be misleading, the land parcel mentioned is being developed by a private owner who has responsibility for obtaining the necessary permits, including, if applicable managing any threatened species in accordance with legislation.

Q15 Why hasn't Council made them regrow it, as nature is amazing and can come back, if the root systems are not completely destroyed? Isn't it time to start valuing our natural world as a treasure and work with it instead of something to get rid of?

Response

The land is privately owned, with Council's role limited to regulating legislation under the jurisdiction of local government.

Q16 Why did the clearing stop for a few months and then it started again, why did the Council during this stage not interfere?

Response

This is not a question Council can answer.

Q17 The Sep 2020 meeting mentioned: *The land offered at the northern end of the Stage 2 subdivision is not well positioned for new public open space, being adjacent to the Bass Highway, poorly positioned in regard to centrality with surrounding residential properties and low-lying ground contours. There appears little benefit for Council in swapping the land for another location within the subdivision".*

Who assessed this land? As this Melaleuca forest was, in contrary to the council's thoughts, ideally positioned:

- as a green shelterbelt, natural visual barrier
- low lying as it is a swamp vegetation community and so ideally suited to the area, naturally regulating water movement
- a haven for small birds and other wildlife,
- natural sound barrier from the Bass highway for the housing proposed in stage 1
- improving air quality, providing shade and natural cooling
- Increase property values

To me this confirms my observation of a lack of ecological knowledge and appreciation on the Council and definitely a lack of collaboration and involvement of a multidisciplinary team and community engagement, please explain?

Response

The report to which you refer relates to a commercial offer made to Council and was within the context of considering a link to public space in the Tiers. On balance, Council made the decision not to pursue the offer.

Question 18: On top of page 26 of the Sep 2020 meeting agenda the following is noted.

“There appears to be little need for additional public open space in the vicinity of the new Stony Rise Road subdivision and there are no obvious uses by Council for the undeveloped parcel of land at 116-122 Stony Rise Road. On this basis, Council will not benefit by swapping the land, however a sale should be considered. The land is undeveloped and could be incorporated into the adjoining subdivision creating additional residential lots to support the current housing demand”.

These are very biased words, from an one-sided angle which shouldn't hold up would a multidisciplinary team be involved and the public. This parcel of land at 116-122 Stony Rise Road, had a beautiful significant Eucalyptus tree on it, which would have added so much more natural-, as well as financial-value to the area, which now looks like a desert. **Would it not have been better to develop this prime real estate area, close to shops and city (and used to be close to nature) in a much needed medium/high density housing in the form of multi level (2 or 3) apartments/ townhouses with intact native vegetation?**

Response

Council sought feedback from the public prior to its decision to sell 116-122 Stony Rise Road. The issues you raise were not identified as part of the consultation process.

Q19 The above quote mentions: “sale should be considered”. Can Council explain to the public please how this can be called ‘considering’ when mentioning this possible land swap for the first time in the meeting ends up with a beautiful piece of public land being sold off in this same meeting?

Response

Council followed the legislative process to sell this parcel of public land. The process to sell any public land is extensive and is outlined in detail in the *Local Government Act 1993*.

Q20 At this Sep 2020 meeting, there were no declarations of interest declared, but one of the councillors approving this development has been selling these blocks of land. How is this not a conflict of interest?

Response

Conflicts of interest are a matter for individual Councillors.

Q21 Under 5.3 in the minutes of this Sep 2020 meeting the Council mentions to *'invest sale proceeds to improve public open space linkages and infrastructure within the 'Tiers' vicinity'*. Can Council please inform us what has been done with this money? (I hope it is put away to buy high conservation land).

Response

The footpath network in the vicinity of the land has been improved in recent years.

MR SHANE WARREN, 2/134 North Fenton Street, Devonport

An email containing questions on notice received from Mr Shane Warren on 15 September 2024 is **reproduced as Attachment 3**.

Preamble:

The Council recently adopted their revised Parking Strategy 2024-2028.

I recall at the last Council meeting the mayor waxing lyrical about how the Council are listening to the community since this strategy was first initiated in 2010.

I am seeking some clarification from Council please on what they perceive the following goals mean in the current version of the Strategy.

In the Executive Summary it says that the review supports the completion of objectives and achievement of goals in Councils Strategic Plan 2009-2030 with the main aim being to establish effective parking guidelines to satisfy the needs of residents, business and visitors by considering economic social and environmental factors and also that the Strategy strives to improve the overall urban experience and support the City's growth and development into the future.

That is very commendable because the strategy goes on to indicate that the focus is on the:

"entire Devonport area rather than specifically the CBD and Fourways retail precincts. Parking issues affect many parts of the City including residential streets and school areas."

Under the heading 'Strategic and Legislative Context' various goals and outcomes are indicated.

These are derived from Council's Strategic Plan 2009-2030 (2023 update) and are deemed to be significant for that very reason.

Goal 2 in particular - Building a unique city - has an outcome (2.1) that indicates Council's Planning scheme facilitates appropriate property use and development.

In regards to the context of the Parking Strategy it indicates 'parking supply and location has a role to play as it has a major impact on the development of urban areas.'

Q1 Can you explain please what this means and how this goal will actually be achieved in the vicinity of the urban streets near the sports stadium proposal at the oval?

Response

The purpose of the Devonport City Council Parking Strategy is to provide a comprehensive framework for the planning and management of parking within the Devonport municipality. This Strategy defines the role of the Council as a legislator, provider, facilitator, and regulator of car parking facilities, encompassing everything from planning to enforcement.

The Strategy aims to address current challenges and future directions for parking in the City by incorporating up-to-date data and community feedback, such as the results from a parking survey conducted in February 2024. It aligns with the main objectives of the Council's Strategic Plan 2009-2030 and complements other road network strategies, including promoting the use of more sustainable transport modes and improving access for tourists and surrounding regional areas.

By regularly reviewing and updating the Parking Strategy, the Council can take a holistic approach to parking management, ensuring that it meets the economic, social, and environmental needs of the City into the future.

Preamble:

Goal 3 – growing a vibrant economy – also has an interesting outcome. This requires that access into, out of and around the City is well planned and managed.

In regard to the context of the Parking Strategy, this indicates that the transport network allows users to travel to activities – work, shopping or recreation purposes. Parking has critical role to play in enabling these users to stop and participate in activities.

Q2 Can you confirm please that this goal applies to all proposed development and activities occurring within the urban areas of the City?

Response

Yes

Preamble:

Goal 4 - Building quality of life - has an outcome that requires sporting and recreation facilities to meet community needs.

In regard to the context of the Parking Strategy this indicates that parking has a critical role to play in enabling users to stop and participate in activities and that the location or supply of parking can be a powerful tool in controlling or redirecting user demand at events.

Q3 Can you confirm please that Council agrees that parking is a critical consideration with all sporting, community and cultural events occurring within the City at various locations throughout the year?

Response

Yes

Preamble:

It is noted also that there are other Council documents that regulate parking which includes the Devonport Planning Scheme.

The parking code within the planning scheme prescribes the minimum parking requirements for use and development.

The first purpose of the planning scheme parking code is to ensure that an appropriate level of parking facilities is provided to service use and development.

The fourth purpose is to ensure that parking does not cause an unreasonable loss of amenity to the surrounding area.

Q4 Can Council ratify please the importance the planning scheme has in requiring proposed developments to satisfy the Acceptable Solutions of the code which

prescribes the minimum parking requirements for all use and development within the City.

Response

The Planning Scheme, along with the related parking code, offers acceptable solutions and performance standards used to evaluate Development Applications.

MR R B VELLACOTT, 11 Cocker Place, Devonport

A letter containing questions on notice was received from Mr R B Vellacott on 15th September and is **reproduced as Attachment 4**.

SUBJECT (Qs 4-5) – Dilapidated Building

Reference PAGE 13 Agenda - Council Meeting - 26 August 2024

NB All questions pertain to the property situated NW corner Rooke and Best Street

Q1 I refer to my Questions 4 and 5 asked on notice and the General Manager's responses that were endorsed at the DCC ordinary meeting.

My Question 4 was -What progress if any has been achieved in having the dilapidated vermin infested property situated NW corner Rooke and Best Street (known as Day's Building) comply with all building and health regulations?

The response was – "*Current operating tenancies in Days Building are compliant with public health legislation.*"

And

Question 5 Council has developed policies to guide the General Manager in exercising its powers under the dilapidated buildings provisions that helps to ensure consistency in making decisions about dilapidated buildings, which is important for councils' accountability to their communities: When will the General Manager exercise the powers available to bring the building up to an acceptable standard?

The response was "Council is aware of public concerns in relation to the appearance of Days Building and continue to monitor compliance with both the policy to which you refer and other applicable legislation."

Firstly, I note that council has not refuted my assertion that the building is derelict and vermin ridden.

I contend the responses are evasive and avoid the actual questions of **what progress has been achieved. And: When will the General Manager exercise the powers available to bring the building up to an acceptable standard?**

Well may it be said "Current operating tenancies in Days Building are compliant with public health legislation. However, visually it is obvious externally the upper floors due to the overall general appearance and the amount of broken and poorly patched windows that would allow rainwater and pigeons (vermin) to freely ingress would surely constitute non-compliance with both building and health regulations. Therefore the state of the interior could create structural problems and a health hazard that should receive immediate attention.

Due to the recent extreme weather conditions of winds and rain the upper floors must now be even more saturated, and be nothing less than a sodden mess.

From the responses, one can only presume, that in reality, no progress whatsoever has been made during the past several years in achieving a satisfactory outcome.

It is most disappointing, as it appears, that each time this building has been the subject of questions on notice and listed in the agenda, or asked without notice, at an ordinary council meeting all responses have been endorsed without question or comment.

Therefore I ask again .What progress has been achieved?

Response

The Council acknowledges your concerns regarding the appearance of Days Building and will continue to oversee its compliance with relevant laws and policies.

Q2 In regard to the conditions out lined above ,When will the General Manager exercise the powers available to bring those parts of the building that do not comply with building and health and safety regulations up to an acceptable standard ?

Response

The Permit Authority will enforce its powers when the relevant conditions outlined in the specific sections of the *Building Act 2016* it oversees are violated.

Q3 Has council, to hand, health and building reports, compiled by qualified personnel that pertain to the condition of the upper floors and roof?

Response

The Permit Authority is collaborating with the Building Manager, representing the property owner, to ensure the building complies with regulations.

ATTACHMENTS

1. QsoN RBV 23 Sept 2024 Stony Rise development re traffic ok [**3.2.2.1** - 1 page]
2. Questions on Notice P Wilden September 2024 [**3.2.2.2** - 6 pages]
3. Questions on Notice S Warren September 2024 [**3.2.2.3** - 2 pages]
4. QsoN RBV to council Re dilapidated building 23 Sept 2024 ok to send [**3.2.2.4** - 2 pages]

3.2.3 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

3.3 QUESTIONS ON NOTICE FROM COUNCILLORS

At the time of compilation of the agenda, no questions had been received from Councillors.

3.4 NOTICES OF MOTION

3.4.1 NOTICE OF MOTION - MOTION TO PERMIT THE RELEASE OF PREVIOUS NOTICE OF MOTION PRESENTED IN CLOSED SESSION 26 AUGUST 2024 BY CR L MURPHY - CR L MURPHY

Author: **Councillor Leigh Murphy**

Endorser: **Matthew Atkins, General Manager**

In accordance with Regulation 16(5) of the *Local Government (Meeting Procedures) Regulations 2015*, a notice of motion has been received from Councillor Leigh Murphy.

MOTION

That Council in accordance with section 34(3) of the *Local Government (Meeting Procedures) Regulations 2015*, authorises the release to the public of the previous Notice of Motion presented by Councillor Leigh Murphy considered in a closed session at the ordinary Council meeting held on 26th August 2024. The Council is to consider all relevant privacy and confidentiality issues in accordance with Regulation 15 and the *Local Government Act of 1993* (Tasmania) before permitting the release.

SUPPORT

Background and Reasoning

Councillors have a responsibility to be accountable and transparent to the ratepayers of Devonport. The *Local Government Act of 1993* requires Councillors to uphold the principles of good governance, including accountability to the community. This obligation is reinforced by section 28 of the Act, which outlines the duties of Councillors, specifically their responsibility to ensure that decisions are made in the best interest of the community they serve. As elected representatives, Councillors must ensure that key matters that affect the community are communicated openly, except where legal or commercial confidentiality would be compromised. On the 27 of August 2024, I emailed Deputy General Manager Mr Jeffery Griffith (which I also copied my fellow councillors into) and asked for clarification on a number of points and specifically and directly with the respect to the following question below.

3. *Lastly do you see any legislative reasons that this information could not to be made public?*
 - a. *Your proposed September NoM to release the August closed session NoM and to make the audio recording available on Council's website will be subject to the vote of the council.*

Therefore with respect to the above advice it is clearly up to councillors around the table to make the decision to release the Notice of Motion considered in the closed session on 26th August 2024.

Further, the role of the Mayor and Deputy as outlined in section 27 of the *Local Government Act of 1993* includes ensuring that meetings are conducted appropriately and transparently. This includes considering whether closed meeting minutes should be made public when it is in the interest of transparency and accountability. The Devonport City Council, under these guiding principles, is now urged to release the prior notice presented by Councillor Leigh Murphy unless there is compelling justification related to privacy, confidentiality, or legal matters that prohibits such release.

Regulation Compliance

According to the *Local Government (Meeting Procedures) Regulations 2015*, specifically Regulation 15(8) and 34(3), the Council must review whether discussions, reports, and decisions made in a closed meeting should be kept confidential. The Council has the discretion to release this information if no breach of confidentiality, privacy, or legal privilege occurs which based on the advice of the Deputy General Manager there is not.

The notice presented in closed session by Councillor Murphy on the 26th of August 2024 is of public interest, and its release would ensure alignment with principles of transparency and governance.

In considering this motion, the Council should refer to:

Regulation 15(5): which outlines the grounds for closure and the need for transparency in recording such decisions in the open part of the meeting minutes;

Regulation 34(1-3): regarding the confidentiality of closed meetings and the provisions for authorising the release of minutes or discussion details when appropriate;

Section 28 of the *Local Government Act of 1993*: concerning Councillors' obligations to their constituents;

Section 27 of the *Local Government Act of 1993*: detailing the Mayor's responsibilities in ensuring that meetings uphold principles of good governance and transparency.

This motion seeks to ensure that the Devonport City Council continues to foster trust with its ratepayers by acting in an open and transparent manner unless there are significant legal reasons to withhold such information.

Conclusion

For these reasons, I strongly urge the Council to authorise the release of the Notice of Motion presented by Councillor Leigh Murphy at the ordinary meeting on 26th August 2024, as it does not compromise any confidentiality issues. This is in line with the Council's duties under the *Local Government Act 1993* and the *Local Government (Meeting Procedures) Regulations 2015*.

OFFICER'S COMMENTS

The decision to discuss an item in closed session is at the discretion of Council. Regarding the item, which is the subject of this motion, Council unanimously resolved that it be discussed in Closed because it contained information that was provided on the basis that it was kept confidential (refer Min. Ref. 24/164).

Regulations 15 and 34 referenced in this motion relate to process that applies when the original motion was being considered, they are not applicable to this current motion which is seeking to overturn a previous decision of Council.

ATTACHMENTS

1. NoM Release information Cr L Murphy September 2024 [3.4.1.1 - 3 pages]

3.4.2 NOTICE OF MOTION - STRATEGIES TO INCORPORATE AIRSPACE ABOVE FORMBY ROAD CAR PARK INTO CBD MASTER PLAN - CR S SHEEHAN

Author: **Councillor Stacey Sheehan**

Endorser: **Matthew Atkins, General Manager**

In accordance with Regulation 16(5) of the *Local Government (Meeting Procedures) Regulations 2015*, a notice of motion has been received from Councillor Stacey Sheehan.

MOTION

That Council consider strategies to incorporate the airspace above the Formby Road carpark into the CBD Master Plan.

SUPPORT

As the city's urban renewal project, LIVING CITY, continues to underpin economic growth in Devonport, new opportunities for hotel, retail and residential development, unincumbered by third party ownership need to be carefully considered.

The airspace above the council carpark has access off a main road and services and infrastructure are already in place. A mixed-use development on this site would funnel foot traffic into the CBD core, thus supporting our retail, and it's a short stroll to the parnaple centre ensuring it stacks up well as a potential hotel site. By maintaining the existing carpark underneath, the land would be used for its highest and best use and provide new income streams from rates.

To date, Council has looked at several sites for a second hotel site including privately or state-owned parcels but the advantage of using airspace owned by the City of Devonport means the master planning phase is not held up by third parties.

The question as to why the city should be creating development opportunities at this time is important.

The additional rates and economic activity will allow us to provide more council services without having to increase rates as much year on year. Specifically, we can use the additional rates to fund community and sporting organisations that support our youth, senior citizens and new residents. As we target sustainable economic growth, we must ensure that the organisations that scaffold our community together are well supported.

In terms of retail, the report commissioned by Council in 2022 by Ethos Urban estimated a shortfall of 24,000 square metres by 2036 if no retail development occurs over that period. The report also noted that Devonport's Retail Turnover was over half a billion dollars per annum, with 60% of that turnover generated by local residents, and the remaining 40% from non-residents or visitors. Retail is a critical sector to our local economy and Council needs to have a very strategic approach to supporting the jobs and income it generates.

As noted above, a mixed use development over the existing carpark, whether it was hotel or residential, would support foot traffic into the CBD and further strengthen its commercial viability.

OFFICER'S COMMENTS

This motion supports Council's 2024/25 Annual Plan Action under Strategic Goal 2 which states:

"Identify and support development opportunities on Council owned land".

Some consideration has already been given to potential opportunities on the Formby Road carpark site and Council has previously been presented with potential development opportunities for the site, indicating the attractiveness and potential of the location.

ATTACHMENTS

1. Notice of Motion Cr S Sheehan Council Meeting 23 September 2024 [**3.4.2.1** - 1 page]

4 PLANNING AUTHORITY MATTERS

There are no items in this agenda to be considered by Council in its capacity as a Planning Authority.

5 REPORTS

5.1 2025 CAPITAL PROGRAM AMENDMENTS - AUGUST 2024

Author: **Jason Bellchambers, Infrastructure Manager**

Endorser: **Jeffrey Griffith, Deputy General Manager**

RECOMMENDATION

That Council adopt the amendments to the 2024/25 Capital Works Program, including the:

1. addition of carry forward projects from the 2023/24 Capital Works Program, totalling \$13,262,049;
2. reallocation of \$168,000 in savings from 2023/24 to projects CP0235, CP0242, CB0134, CE0019 and CE0029; and
3. recognise an overall saving of \$610,607 from the 2023/24 Capital Works Program.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

2.3 Active asset renewal program and clear infrastructure priorities for funding

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report is provided to outline the proposed amendments to Council's Capital Works Program, recognising continuing projects, cost reallocations and savings on capital projects as of 1 July 2024, following the completion of the draft annual financial statements.

BACKGROUND

Council has a number of capital projects that were not complete as of 30 June 2024. These projects were either underway at end of financial year or were delayed due to resourcing or contractor delivery capacity constraints.

Some savings have been realised on projects completed prior to 30 June 2024.

This report is provided each year once the end of year financial reconciliation has been completed and the annual statements are prepared to close out the prior year capital expenditure program and amend the current years program accordingly.

STATUTORY REQUIREMENTS

Council must comply with the provisions of the *Local Government Act 1993* in relation to its financial management activities. The identification of the carry forward projects and the provision of additional funding where necessary, will ensure that the estimates for the 2024/25 year are recorded and reported upon accurately during the year.

DISCUSSION

Council spent a total of \$17.12m on capital works during the 2023/24 financial year from a total budgeted program of \$30.98m. A reconciliation of the Capital Works Program for 2023/24 is summarised in the two tables below.

The table below shows the total projects completed by Asset Class during the 2023/24 year and the resulting savings or overspend.

Completed Projects & Savings			
Asset Class	Budget	Actual (as at 30 June 2024)	Unspent Savings/ (Overspend)
Open Space & Rec.	\$ 1,649,316	\$ 1,431,433	\$ 217,883
Buildings & Facilities	\$ 1,881,563	\$ 2,042,842	\$ (161,279)
Transport	\$ 3,693,237	\$ 3,828,708	\$ (135,470)
Stormwater	\$ 1,004,137	\$ 794,517	\$ 209,619
Plant & Fleet	\$ 320,055	\$ 300,072	\$ 19,983
Other Equipment	\$ 754,913	\$ 705,493	\$ 49,420
Total	\$ 9,303,221	\$ 9,103,065	\$ 200,156

A total of 80 projects were completed during the 2023/24 year with a resulting savings of \$200,156.

The table below details the projects that were incomplete as at 30 June 2024 and requiring to be carried forward into the 2024/25 year. The table shows total projects by Asset Class, with the proposed adjustments and balance carry forward amounts.

Carry Forward Projects & Adjustments						
Asset Class	Budget	Actual (as at 30 June 2024)	Remaining Funds (as at 30 June 2024)	Additional Funds Required	Unspent Savings/ (Overspend)	Balance Carry Forward Amount
Open Space & Rec.	\$ 609,695	\$ 111,932	\$ 497,763	\$ 7,000	\$ (33,598)	\$ 538,361
Buildings & Facilities	\$ 5,471,622	\$ 917,154	\$ 4,554,468	\$ 100,000	\$ -	\$ 4,654,468
Transport	\$ 8,842,747	\$ 2,923,579	\$ 5,919,168	\$ -	\$ 602,457	\$ 5,316,711
Stormwater	\$ 1,438,937	\$ 544,251	\$ 894,686	\$ -	\$ -	\$ 894,686
Plant & Fleet	\$ 1,308,400	\$ 529,629	\$ 778,771	\$ -	\$ 16,483	\$ 762,288
Other Equipment	\$ 659,000	\$ 379,560	\$ 279,440	\$ 61,000	\$ (6,891)	\$ 347,331
Living City	\$ 3,447,521	\$ 2,699,318	\$ 748,204	\$ -	\$ -	\$ 748,204
Total	\$ 21,777,923	\$ 8,105,423	\$ 13,672,500	\$ 168,000	\$ 578,451	\$ 13,262,049

A total of 44 projects are proposed to be carried forward into the 2024/25 year with a total amount of \$13.26m.

COMMUNITY ENGAGEMENT

No community engagement has been undertaken in preparation of this report.

FINANCIAL IMPLICATIONS

The carried forward amounts attributed to individual projects are proposed to be updated in the 2024/25 Capital Program in accordance with the following table.

5.1 2025 Capital Program Amendments - August 2024

Project Number	Project	Budget FY2024	Actual Expenditure 30 June 2024	Remaining funds 30 June 2024	Additional Funds Required	Unspent Savings/ (Overspend)	Proposed Carry Forward Amount to 2024/25 Budget
Open Space & Recreation							
CP0225	Byard Park Lights	309,314	6,692	302,623		-	302,623
CP0228	Kelcey Tier Map Signage	14,073	-	14,073		-	14,073
CP0235	Aquatic Centre waterslide entry	49,307	78,843	(29,536)	2,000	(29,536)	2,000
CP0242	New Totem Signage - Stony Rise Road and Don River	11,000	15,063	(4,063)	5,000	(4,063)	5,000
CP0243	Aquatic Centre - Minor works in preparation for outdoor pool renewal	20,000	10,834	9,166			9,166
CP0244	Mersey Bluff Playground Renewal	150,000	421	149,579			149,579
CP0247	Don River Rail Trail Interpretive Signage	16,000	-	16,000			16,000
CP0248	Tiagara Eye Frame & Viewing Platform	40,000	80	39,920			39,920
Buildings & Facilities							
CB0107	Payne Avenue toilet block	241,040	-	241,040			241,040
CB0114	Waste Transfer Station - waste and resource recovery bill readiness project	1,378,760	178,221	1,200,538			1,200,538
CB0122	Art Storage Facility - racking	46,873	10,214	36,659			36,659
CB0123	Council facility - renewable energy project	24,950	15,546	9,404			9,404
CB0129	Indoor Stadium	2,000,000	641,066	1,358,934			1,358,934
CB0133	Art Storage Facility - Storage Extension for BSMC	580,000	2,298	577,703			577,703
CB0134	Byard Park Amenities Redevelopment	1,200,000	69,810	1,130,190	100,000		1,230,190

5.1 2025 Capital Program Amendments - August 2024

Project Number	Project	Budget FY2024	Actual Expenditure 30 June 2024	Remaining funds 30 June 2024	Additional Funds Required	Unspent Savings/ (Overspend)	Proposed Carry Forward Amount to 2024/25 Budget
Transport							
CT0275	State Vehicle Entry Project	2,775,015	219,298	2,555,717			2,555,717
CT0289	Coastal Pathway contribution - part 2	1,077,932	966,995	110,937			110,937
CT0336	Payne Avenue carpark - access to Stewart St	99,800	-	99,800			99,800
CT0354	NW Gateway Improvements Project	1,250,000	406,214	843,786			843,786
CT0355	Kelcey Tier Road Safety Improvements - Stage 2 (190-225)	1,015,000	42,543	972,457		602,457	370,000
CT0357	Mersey Bluff Access Road Upgrade	500,000	409,499	90,501			90,501
CT0358	Oldaker St - Sorell St Roundabout	500,000	99,599	400,401			400,401
CT0361	Stewart Street renewal - Rooke to Edward	50,000	2,966	47,034			47,034
CT0362	Tarleton Street renewal - John to Torquay Rd	50,000	40,264	9,736			9,736
CT0367	Coastal Pathway Safety Compliance	50,000	12,492	37,508			37,508
CT0368	Multi Level Car Park Safety and Access Improvements	30,000	5,422	24,578			24,578
CT0369	Spreyton Connector Path	1,270,000	657,907	612,093			612,093
CT0370	Don Village Path Connectivity Improvement	175,000	60,379	114,621			114,621
Stormwater							
CS0097	Church street stormwater improvements	331,923	1,293	330,630			330,630
CS0112	North Caroline Street - new open drain	57,014	-	57,014			57,014
CS0126	Torquay Rd - Wright St SW Upgrade	800,000	537,014	262,986			262,986
CS0128	East Devonport Stormwater Upgrade - Port Area	250,000	5,944	244,056			244,056

Project Number	Project	Budget FY2024	Actual Expenditure 30 June 2024	Remaining funds 30 June 2024	Additional Funds Required	Unspent Savings/ (Overspend)	Proposed Carry Forward Amount to 2024/25 Budget
Plant and fleet							
CF0037	Fleet Replacement program 2023-24	320,000	233,578	86,422		16,483	69,939
CF0038	Hire Plant Replacement	930,000	242,864	687,136			687,136
CF0039	Non Hire Plant Replacement 23-24	58,400	53,187	5,213			5,213
Other Equipment							
CE0014	Aquatic Centre - Equipment renewal	131,000	109,338	21,662			21,662
CE0015	Aquatic Centre - Replace Raypac Boiler	85,000	-	85,000			85,000
CE0017	Aquatic Centre - HVAC replacement	79,000	41,931	37,069			37,069
CE0018	Bass Strait Maritime Centre Replacement Simulator Experience	210,000	127,115	82,885			82,885
CE0019	CCTV renewals and additions for 23-24	11,000	17,891	(6,891)	11,000	(6,891)	11,000
CE0029	Reactive Replacement of Equipment	111,000	83,285	27,715	50,000		77,715
CE0034	Network Device Interface (NDI)	32,000	-	32,000			32,000
Living City							
CP0185	Waterfront Construction	500,000	15,520	484,480			484,480
CP0198	Waterfront Precinct - Lighting Feature	1,723,700	1,130,237	593,463		329,739	263,724
CP0249	Waterfront Precinct - Lighting Feature Equipment	1,223,821	1,553,560	(329,739)		(329,739)	-
Total (all asset classes)		21,777,923	8,105,423	13,672,500	168,000	578,451	13,262,049

As noted in the table above, there is \$168,000 of funding proposed to be reallocated across five projects to include budget variations.

A total saving from both completed and carry forward projects of \$610,607 is confirmed for the 2023/24 capital works program.

Council's adopted Capital Expenditure Budget for 2024/25 is \$34,933,200, with the listed carried forward amounts and the additional funding items, the total Capital Budget for 2024/25 will be \$48,195,249.

RISK IMPLICATIONS

No risks have been identified in relation to this report. The carry forward capital projects are in line with information previously reported to Council. The additional funding allocations to projects is more than compensated by the unspent savings identified in the 2023/24 overall program.

CONCLUSION

Projects carried forward from the 2023/24 capital works program, including those where budget adjustments are required, can be accommodated within the existing program budget allocations, resulting in an overall saving of \$610,607.

A total of \$13,262,049 is proposed to be carried forward from the 2023/24 capital works program to the 2024/25 program, resulting in a total capital budget for 2024/25 of \$48,195,249.

ATTACHMENTS

Nil

5.2 PUBLIC INTEREST DISCLOSURES ACT 2002 - MODEL PROCEDURES - UPDATED

Author: **Claire Jordan, Executive Coordinator**

Endorser: **Matthew Atkins, General Manager**

RECOMMENDATION

That Council adopt the attached Public Interest Model Procedures dated 30 August 2024 with immediate effect.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

To ensure that Council complies with its statutory obligations relating to the *Public Interest Disclosures Act 2002*, Model Procedures are developed in conjunction with the Ombudsman, to assist with, and support the making of, disclosures of corrupt conduct, improper conduct and the taking of detrimental action.

BACKGROUND

The main objective of the *Public Interest Disclosures Act 2002* ("the Act") is to encourage and facilitate the making of disclosures of improper or corrupt conduct (or detrimental action) by public officers and public bodies. The Act specifies local government in its definition as a "public body" and employees and councillors as "public officers".

Under section 38(1)(c) of the Act, the Ombudsman is required to:

"to prepare and publish guidelines and standards for the procedures to be followed by public bodies in relation to –
(i) disclosures under Part 2; and
(ii) investigations under Part 7; and
(iii) the protection of persons from reprisals by public bodies or members, officers or employees of public bodies because of protected disclosures; and
(iv) the application of natural justice to all parties involved in an investigation of a public interest disclosure..."

These Guidelines and standards are critical in supporting the functional operation of the Act. They provide advice as to the making of a disclosure; whether the disclosure is a protected disclosure and therefore covered by the protections of the Act and whether the matter requires investigation, by providing plain English interpretation and examples.

In July 2024, the Ombudsman provided notice to the General Manager that all large public bodies are required to submit their procedures for approval at least once every three years. The Ombudsman approved the procedures submitted by Council for review, which are now ready for adoption.

The Model Procedures were last reviewed in March 2021 and re-adopted by Council in April 2021.

Public authorities are further encouraged to implement a Whistleblower Policy, which in conjunction with the Model Procedures, clearly details Council's obligation in respect of disclosures, and provides a concise overview of the disclosure process. Council has had a Whistleblower Policy in place since April 2021.

STATUTORY REQUIREMENTS

Council, as a 'public body', as referred to in the *Public Interest Disclosures Act 2002*, is required to comply with its statutory obligations under the *Act*, and to utilise the Model Procedures in order to adhere to the *Act's* provisions and requirements. The adoption of a Whistleblower Policy is not mandatory but considered desirable in order to ensure Council complies with and supports the statutory requirements of the *Act*.

DISCUSSION

The Ombudsman's published Guidelines and Standards are incorporated into the revised Model Procedures for adoption by public bodies.

It is a requirement of the *Act* that:

- Each body establish procedures which comply with the Guidelines and Standards (s60(1));
- That the procedures established are to include procedures for the protection of the welfare of a person making a disclosure (s60(2)); and
- That the public body submit its procedures to the Ombudsman for approval and is to submit its procedures to the Ombudsman at least once in each 3-year period following the initial approval (s60(3)).

The Ombudsman was provided with a copy of the draft Model Procedures and has approved their content for adoption by Council.

COMMUNITY ENGAGEMENT

No community consultation has been undertaken in respect of this report.

FINANCIAL IMPLICATIONS

There are no financial implications associated with this report.

RISK IMPLICATIONS

- Legal Compliance
Council is legislatively bound to comply with the *Act*. Failure to comply with certain sections of the *Public Interest Disclosures Act 2002* constitute an offence, and penalties and/or term of imprisonment for certain activities (including obstructing an investigation undertaken by the Ombudsman or knowingly make a false disclosure or false information as part of an investigation), may apply. Disclosures may relate to criminal activity which may be referred to Tasmania Police for criminal investigation.

CONCLUSION

Council must review and adopt policies and procedural documents to ensure they remain relevant, accurate and that Council is complying with its legislative requirements.

The Model Procedures to be adopted are as issued and endorsed by the Ombudsman.

ATTACHMENTS

1. Model- Procedures-with-attachments- Word-document - August 2024 [5.2.1 - 41 pages]

5.3 TENDER REPORT CONTRACT CT0376 FENTON WAY TWO-WAY TRAFFIC

Author: **Shannon Eade, Assets & Technical Services Coordinator**

Endorser: **Jeffrey Griffith, Deputy General Manager**

RECOMMENDATION

That Council, in relation to "Contract CT0376 Fenton Way Two-way Traffic":

- a) award the contract to Treloar Civil & Quarries for the tendered sum of \$467,688 (ex GST);
- b) allow for Traffic Signal Upgrades of \$45,000 (ex GST);
- c) note project design, management and administration costs for the project are estimated at \$36,272 (ex GST); and
- d) note a construction contingency of \$46,769 (ex GST).

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

2.3 Active asset renewal program and clear infrastructure priorities for funding

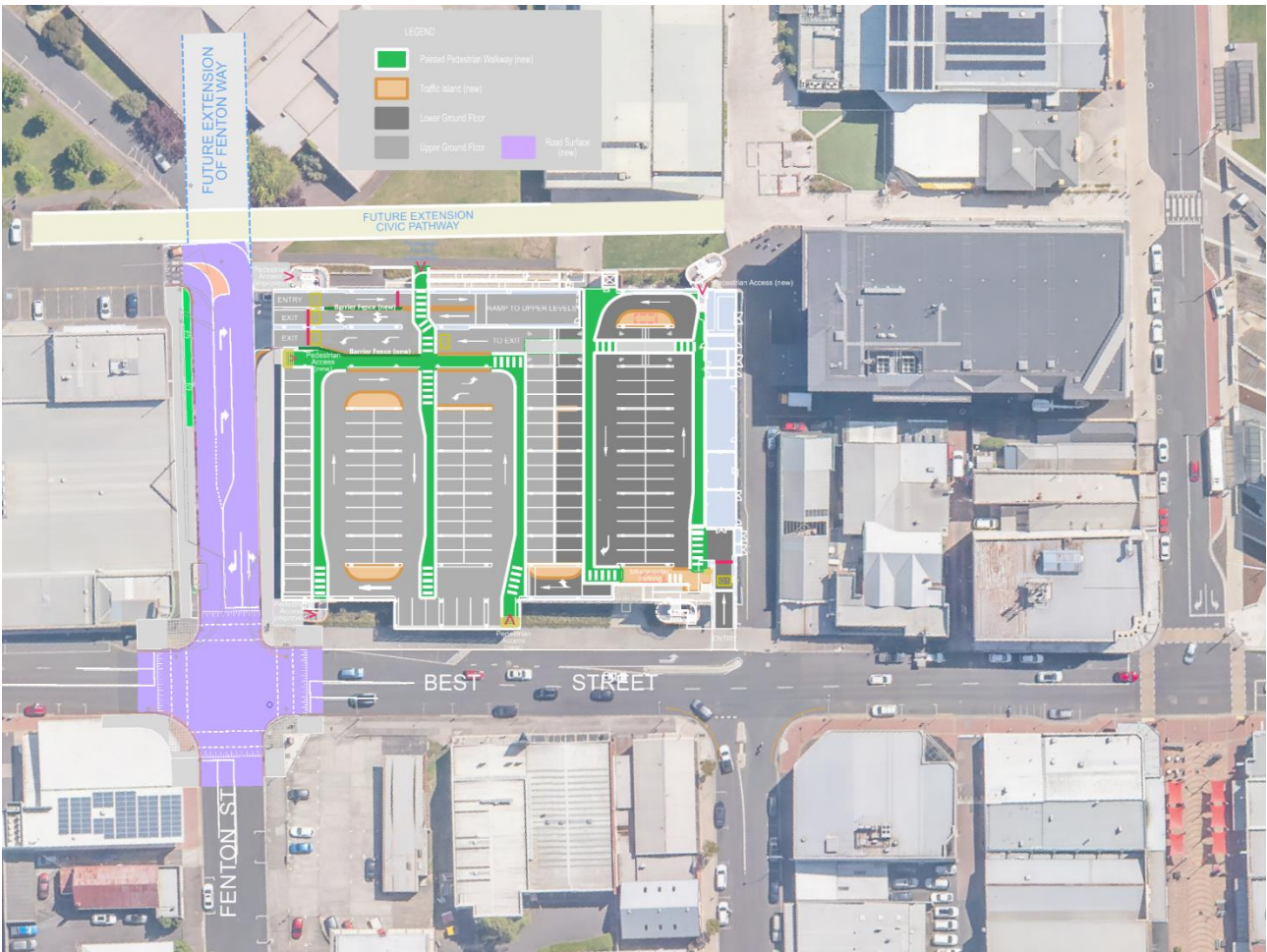
SUMMARY

This report considers tenders received for "Contract CT0376 Fenton Way Two-way Traffic" listed in the 2024/25 Capital Program and seeks approval to award the contract to the Treloar Civil & Quarries.

BACKGROUND

Council's Road Network Strategy 2023-2028 identifies the promotion of Fenton and Steele Streets as the primary routes to and from the Multi-Level Car Park (MLCP). Introducing two-way traffic on Fenton Way will support the objective of reducing CBD circulation, especially on Oldaker Street and Formby Road, within the Waterfront Park area.

Modifications to Fenton Way will include changes to the traffic signals at the Best Street and Fenton St intersection and adjustments to the entry and exit of the MLCP. The plan below provides an overview of the traffic access changes proposed for the area.



STATUTORY REQUIREMENTS

Council is required to comply with section 333A of the *Local Government Act 1993* and its adopted Code for Tenders and Contracts when considering awarding tenders over the prescribed amount.

DISCUSSION

Tenders were received from two companies, with both submissions having been assessed as conforming and are summarised in Table 1 below:

Table 1

No.	Tenderer	Total Price (ex GST)
1	Treloar Civil & Quarries	\$467,688
2	Walters Contracting	\$472,840

The Tender Planning and Evaluation Committee has considered each of the selection criteria and assessed Treloar Civil & Quarries as the highest overall, offering Council the best value for money. The selection criteria included:

- Relevant experience
- Quality, Safety and Environmental management
- Methodology
- Price

COMMUNITY ENGAGEMENT

A public advertisement calling for tenders was placed in The Advocate Newspaper on 17th August 2024 and were also advertised on Council's website and via Tenderlink. During the tender period, 18 businesses downloaded the tender documents via the Tenderlink portal.

FINANCIAL IMPLICATIONS

The 2024-25 capital budget includes an allocation for the "CT0376 Fenton Way Two-way Traffic" project of \$600,000. A breakdown of the forecast expenditure is shown in Table 2 below.

Table 2

No.	Tender	Budget (ex. GST)
1	Contract CT0376 Fenton Way Two-way Traffic	\$467,688
2	Traffic Signal Upgrades	\$45,000
3	Project design, management, administration	\$36,272
4	Construction contingency 10%	\$46,769
	TOTAL	\$595,728
	Budget	\$600,000
	Difference	\$4,272

RISK IMPLICATIONS

To minimise risk, the tender administration processes related to this contract comply with Council's Code for Tenders and Contracts, which was developed to ensure compliance with section 333A of the *Local Government Act 1993*.

A contingency of 10% of the contract value has been included.

CONCLUSION

The Tender Planning and Evaluation Committee recommends that Treloar Civil & Quarries be awarded Contract CT0376 Fenton Way Two-way Traffic.

ATTACHMENTS

Nil

5.4 FINANCIAL ASSISTANCE SCHEME ROUND ONE 2024 2025

Author: **Karen Hampton, Community Services Manager**

Endorser: **Matthew Skirving, Executive Manager**

RECOMMENDATION

That Council:

- a) receive and note the Financial Assistance - Community Grants report; and
- b) approve the Major and Minor Grants and Rates Remissions for Round One of the 2024/25 Community Grants Program, as follows:

Minor Grants

Pickleball Association of Tasmania	\$5,000.00
Devonport Senior Citizens Club Inc	\$3,165.00
Spirit of Devonport Toastmasters Club	\$2,500.00
Devonport City Strikers Football Club	\$3,004.00
Mersey Rowing Club Inc	\$4,560.00

Major Grants

Just Cats Inc.	\$7,500.00
Devonport Country Club	\$12,315.11
Right on Cue Choir Inc.	\$5,500.00
Devonport Apex Regatta	\$25,000.00

Rates Remissions

Cancer Council Tasmania	\$2,720.35
Parakaleo Ministries Inc T/A Choose Life Services	\$2,367.61
Girl Guides Association of Tasmania	\$1,527.03
Mersey Community Care Association Inc	\$5,688.00
Van Diemen Light Railway Society Pty Ltd T/A as Don River Railway	\$7,908.17
East Devonport Tennis Club	\$550.90
Pathway to Life Inc.	\$2,344.71
Mersey Rowing Club	\$856.00
Mersey District Scout Association	\$3,395.26

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report presents the recommendations of the Community Financial Assistance Working Group's (FAWG) assessment of submissions to Round One of the 2024/25 Community Grants Program for consideration by Council.

BACKGROUND

Through the provision of its Financial Assistance Scheme Council supports projects, programs, and activities for the benefit of Devonport's residents and visitors.

This financial year, seven (7) areas of assistance are available as follows:

- Major Grants – grants of \$5,000 - \$25,000 to support for Health and wellbeing, Our culture, Our environment, Festivals and Community events.
- Minor Grants – grants of up to \$5,000 to organisations to deliver programs that enhance Health and wellbeing, Our culture, Our environment, Community events.
- Rate Remissions – granting of a full or partial remittance of the general rate for non-profit organisations delivering benefits to Devonport residents.
- Donations – aid for groups, organisations or individuals within the City who are not eligible for sponsorship under any other Financial Assistance Program.
- Individual Development Grants – grants to support individuals, groups or teams who are performing, competing, or presenting at national or international competitions, conferences, or events.
- In-Kind Assistance – Assistance to support organisations providing a service, event or project within the Devonport local government area.
- Event Sponsorship Fund – grants of up to \$25,000 for events that offer unique profiling opportunities, attracting a regional, state-wide and/or national audience.

The Financial Assistance Working Group (FAWG) assess applications under the Scheme. Members include:

- Councillor Peter Hollister
- Councillor Steve Martin
- Councillor Leigh Murphy
- Community Services Manager
- Convention and Arts Centre Manager

This report presents the FAWG recommendations to Council to consider granting of funds under Round One of the Community Grants Program (Minor and Major Grants), as well as Rates Remissions.

STATUTORY REQUIREMENTS

Section 77 of the *Local Government Act 1993* outlines Council's requirements regarding grants and benefits:

1. *A council may make a grant or provide a pecuniary benefit or a non-pecuniary benefit that is not a legal entitlement to any person, other than a councillor, for any purpose it considers appropriate.*
 - (1A) *A benefit provided under subsection (1) may include –*
 - a) *In-kind assistance; and*
 - b) *Fully or partially reduced fees, rates, or charges; and*
 - c) *Remission of rates or charges under Part 9.*

2. *The details of any grant made or benefit provided are to be included in the annual report of the council.*

The details of awarded grants will be reported in Council's 2024/2025 Annual Report.

DISCUSSION

The FAWG met on 9 September 2024 to assess minor grants, major grants, and Rate Remission submissions, utilising a weighted evaluation matrix, against the following criteria:

1. Demonstrate need and benefit.
2. Alignment to Council's priorities as outlined in each grant category (Health and wellbeing, Our culture, Our environment, Festivals and Events).
3. Evidence of community support, partnership, or consultation.
4. Increasing self-sufficiency of organisations and/or project outcomes.
5. Demonstrate good value for money which shows the contribution of the organisation (and/or others) applying to the project or activity through cash and/or in-kind; and purchase of goods and services from local businesses.
6. Capacity of the applicant (and/or partners) to complete the project.
7. Evidence that the organisation and/or the project supports inclusive participation and/or promotes equality.
8. Evidence that the organisation (and/or the project) demonstrates sound environmental practices.

Present at the FAWG meeting were:

- Councillor Peter Hollister
- Councillor Steve Martin
- Councillor Leigh Murphy
- Executive Manager Mathew Skirving (as proxy for the Convention and Arts Centre Manager)
- Community Services Manager, Karen Hampton
- Community Recovery and Project Officer – Minute taker

Community Major and Minor Grants

Thirteen applications were received under the Major and Minor Grants categories requesting \$151,970.11 in total. The successful applications recommended by the FAWG to receive grant funds (subject to any conditions as outlined) are listed in the table below:

Applicant	Project Title	Project Amount (\$)	Amount Requested (\$)	Amount Recommended
Pickleball Association of Tasmania	Devonport Pickleball Grand Slam	\$20,269.00	\$5,000.00	\$5,000.00
Devonport Senior Citizens Club Inc	60th Birthday Concert and Celebration	\$5,515.00	\$3,165.00	\$3,165.00
Spirit of Devonport Toastmasters Club	Empowering Voices, Elevating Leaders	\$3,000.00	\$2,500.00	\$2,500.00
Devonport City Strikers Football Club	Upgrade Junior Goals	\$6,009.00	\$6,000.00	\$3,004.00
Mersey Rowing Club Inc	Stroke outboard motors for coach boats	\$13,680.00	\$13,680.00	\$4,560.00
Just Cats Inc.	Last Litters Program - Devonport	\$9,525.00	\$7,500.00	\$7,500.00

Devonport Country Club	Shading to Bowls Greens 2 & 3	\$24,630.22	\$12,315.11	\$12,315.11
Right on Cue Choir Inc.	Community Choral workshop with David Lawrence	\$7,950.00	\$5,500.00	\$5,500.00 *Conditional
Devonport Apex Regatta	Devonport Regatta	\$93,860.00	\$25,000.00	\$25,000.00 *Conditional
Total		\$329,507.34	\$151,970.11	\$68,544.11

Summary	Amount Recommended	2024/2025 allocation	budget
Minor Grants	\$18,229.00		\$55,000.00
Major Grants	\$50,315.11		\$60,000.00
Total	\$68,544.11		\$115,000.00

Unsuccessful applications were submitted by:

Devonport Chamber of Commerce & Industry, THEIRS, Welcome Culture Services (referred to Devonport Events Team) and Don River Railway (FAWG will initiate further discussions with the Don River Railway).

Rate Remissions

Nine applications were received for the Rate Remissions funding. The following properties are recommended by the Working Group to receive a remission of the General Rate:

Organisation	Property Address	Rates payable	Amount Recommended
Cancer Council Tasmania	Unit 2/45 Best Street, Devonport	\$2,720.35	\$2,720.35
Parakaleo Ministries Inc T/A Choose Life Services	102 Best Street, Devonport	\$2,367.61	\$2,367.61
Girl Guides Association of Tasmania	56 Forbes Street, Devonport	\$1,527.03	\$1,527.03
Mersey Community Care Association Inc	167 Steele Street, Devonport	\$5,688.00	\$5,688.00
Van Diemen Light Railway Society Pty Ltd T/A as Don River Railway	24 Forth Street, Don	\$7,908.17	\$7,908.17
East Devonport Tennis Club	48-50 Wright Street, East Devonport	\$1,101.81	\$550.90
Pathway to Life Inc.	126 Tarleton Street, East Devonport	\$2,344.71	\$2,344.71
Mersey Rowing Club	52 River Road, Ambleside	\$1,711.99	\$856.00
Mersey District Scout Association	342 Pumping Station Road, Forth	\$3,395.26	\$3,395.26
Total		\$28,764.93	\$27,358.03

COMMUNITY ENGAGEMENT

Details of the Financial Assistance Scheme – Community Grants Program, including the application process are available on Council's website.

A media release was issued. Council's social media and community newsletter were used to advise of the opening of the Community Grants Program. Links to the website page were emailed to:

- Past and present DCC Committee members.
- Individuals and organisations who had registered (via the Council website) to receive information on Council's Financial Assistance Scheme; and
- 2015-2024 grant recipients

FINANCIAL IMPLICATIONS

The approved grants will be funded through the 2024/2025 Community Financial Assistance budget allocation.

The 2024/2025 Financial Assistance Major Grants allocation is \$60,000 with Round One expenditure amounting to \$50,315.11, leaving a balance of \$9,684.89.

The 2024/2025 Financial Assistance Minor Grants allocation is \$55,000 with the Round One expenditure totalling \$18,229.00, leaving a balance of \$36,771.00.

The 2024/2025 Financial Assistance Rates Remissions allocation is \$30,000. The 2024/2025 expenditure totals \$27,358.03.

RISK IMPLICATIONS

There is a risk that organisations that have applied and have been unsuccessful may be critical of Council's decision in relation to the allocation of the funds. It is noted that the allocation of funds is based on an assessment across a set of guidelines and eligibility in keeping with Council's policies and strategies. Each application is scored using a weighted matrix. Feedback is required when requested.

It should be noted rate remission recommended for the East Devonport Tennis Club and the Mersey Rowing Club is 50% of that requested. These Clubs have previously received full rate remissions for many years and may be critical of the reduction.

CONCLUSION

A total of 22 submissions were received under round one of the 2024/25 Community Grants Program totalling \$150,055.04. The Financial Assistance Working Group recommends that Council approve the Round One Major and Minor Grants and Community Rate Remissions to the value of \$95,902.14.

ATTACHMENTS

Nil

5.5 DOG MANAGEMENT POLICY

Author: **Karen Stone, Risk & Regulatory Coordinator**

Endorser: **Kylie Lunson, Executive Manager**

RECOMMENDATION

That Council, having received and noted responses from the public consultation period, adopt the revised Dog Management Policy 2024.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report tables the public consultation for the revised Dog Management Policy 2024 and recommends adoption of the policy.

BACKGROUND

At the August Council meeting, it was resolved to (min 24/151 refers):

"That it be recommended to Council that the revised Dog Management Policy be endorsed for a 14-day public consultation period."

Under the provisions of section 7 of the *Dog Control Act 2000*, Council is required to implement a policy relating to dog management in its municipal area. Council is required to review its Dog Management Policy at least every five years. The current Dog Management Policy was last reviewed in 2019.

STATUTORY REQUIREMENTS

The provisions of section 7 of the *Dog Control Act 2000* require Council to develop and implement a policy for dog management in its municipal area.

7. Dog management policy

(1) A council is to develop and implement a policy relating to dog management in its municipal area.

(2) A dog management policy is to include the following:

(a) a code relating to responsible ownership of dogs;

(b) the provision of declared areas;

(c) a fee structure;

(d) any other relevant matter.

(3) A council is to –

(a) invite public submissions relating to a proposed dog management policy; and

(b) consult with any appropriate body or organisation; and

(c) consider any submissions and results of any consultation before finalising the policy.

(4) A council is to review its dog management policy at least once every 5 years.

(5) In reviewing its dog management policy, a council is to take the actions referred to in subsection (3).

DISCUSSION

As a result of the review some changes have been incorporated into the revised policy including:

- adding a definition section to the Policy;
- clarifying fenced and unfenced off lead areas;
- adding examples of sporting grounds where dogs are prohibited; and
- clarifying restrictions at Coles Beach.
- Minor typographical and grammar adjustments

Four responses were received during the public consultation period, namely:

No:	Response	Officer Comment
1	Please ban those silly retractable leads as many people do not learn how to walk/heel their dogs. They have no control and I have witnessed dogs lunging at wallabies while on a retractable and the owner has absolutely no control of this dog. It should be mandatory that all dog owners learn how to walk their dogs, especially the smaller breeds which are overlooked which is very noticeable being a large dog owner. My GSD who is well trained, heels and drops on command and is walked on an actual lead has copt many facial bites from small narky dogs on retractable leads that do nothing to hold them back. Very frustrating for many large dog owners that take the time to go through training to be faced with these yappy, sometimes vicious little spoilt brats with owners that have no idea or don't think it's necessary to train a small dog. Maybe a brochure can be handed out to owners when they register their dogs on how to walk a dog on a proper lead. Ban the retractables as they are up to 5 MTRS long. Too long for any control. Thanks.	Section 4 of the <i>Dog Control Act 2000</i> requires dogs to be under effective control when in a public place including being on a lead no more than 2m long. Council will continue to educate the public on the legal requirements of this section of the Act.
2	I would like to council to consider banning retractable leads as the dog owners have no control over their animal. These leads are only suitable for training purposes under the supervision of a qualified dog trainer. I have a Gordon Setter, she was attacked 3 times in 10 days when a pup now she is very reactive around other dogs when they attempt to socialise with her. I have to avoid dog parks and the dog beach in Devonport, opting to take her to Pardoe Beach as she needs	As above

	some leash free exercise. I always have her on a leash when I see another dog but when people have retractable leads it is pointless as they do not reel their dogs in.	
3	The grass area on Beaumont drive should be off dog off lead	Dog park off lead areas are under review
4	<p>Dog Management policy: -</p> <p>Item 3.1- sentence commencing "If the issue persists.....(was - an official complaint form) should read "a formal complaint form" ?</p> <p>Item 3.2 – sentence commencing "Any dog that wanders off its.....under the effective control – delete the?</p> <p>Item 4 – needs to be reworked – suggest: Should a member of the public find a dog and are unable to contact dog owner, or if a dog becomes lost, they should contact Council's Customer Service Centre or Dogs' Homes of Tasmania – Devonport Dogs' Home (Spreyton).</p> <p>Item 9.3b – should also include the added sentence in 9.3a for consistency i.e. – Dogs are permitted on beach on lead 1st April – 31st October</p>	Recommended changes will be actioned before finalising the Dog Management Policy

COMMUNITY ENGAGEMENT

The revised Dog Management Policy was made available to the public for a period of 14 days. As a result, four responses were received.

FINANCIAL IMPLICATIONS

There are no financial implications as a result of this report.

RISK IMPLICATIONS

- Legal Compliance
The revised Dog Management Policy will ensure that Council complies with the provisions of the *Dog Control Act 2000*.
- Consultation and/or Communication
The revised Dog Management Policy will reduce the risk of public confusion and misunderstanding of the requirements of dog owners.

CONCLUSION

Council is required by the provisions of the *Dog Control Act 2000* to review its Dog Management Policy every five years and to invite public submission as part of the review process.

This report outlines the submissions that were received from the public consultation, and it is now recommended that the revised Dog Management Policy be adopted.

ATTACHMENTS

1. Dog Management Policy - September 2024 [5.5.1 - 10 pages]

5.6 ADDENDUM TO INSTRUMENT OF DELEGATION FOR GENERAL MANAGER - LEGISLATIVE UPDATES

Author: **Claire Jordan, Executive Coordinator**
Endorser: **Matthew Atkins, General Manager**

RECOMMENDATION

That Council:

1. pursuant to section 22(1) of the *Local Government Act 1993*, delegate to the General Manager the updated functions and powers contained in the Addendum to the Instrument of Delegation for the General Manager; and
2. in accordance with section 64 of the Act, authorise the General Manager to delegate these additional functions and power to Council employees, where required.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

- 5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report is provided to detail updates to the powers and functions to be delegated to the General Manager by Council, following recent changes to the *Local Government Act 1993* (the Act) pertaining to the Councillors Code of Conduct and the inclusion of an authorisation under the *Police Offences Act 1935*.

BACKGROUND

The General Manager's delegations were most recently adopted on 22 January 2024 (Res. No. 24/4). Council's delegations to the General Manager are generally based on model delegations produced by LGAT.

Recent changes to the Act, in relation to the Councillors Code of Conduct, have identified some requirements of Council that can be delegated to the General Manager, namely relating to the payment of costs and expenses associated with investigation, any identified training for councillors and refunding payments to complainants where a complaint is accepted.

Additionally, the '*Disruptive behaviour by the public at Council Meetings Guidelines*', developed by the Office of Local Government (DPAC) identify the General Manager's authority under section 14B of the *Police Offences Act 1935*, insofar as the General Manager is legally deemed to be the 'person in charge' of council owned property, and therefore the authority to request person/s to leave council owned property.

STATUTORY REQUIREMENTS

In accordance with section 22 of the Act, Council may delegate its functions and powers to the General Manager to facilitate efficient and effective management of operations and legislative compliance. In accordance with section 64 of the Act, the General Manager may delegate powers and functions to appropriately qualified and/or experienced Council officers.

DISCUSSION

The following sections of legislation are to be included in the Addendum to the General Manager's Instrument of Delegation, and sub delegated where appropriate.

These powers and functions are deemed to be required.

Legislation	Section
<i>Local Government Act 1993</i>	s28ZE(3A) Conduct of investigations generally
	s28ZNA(2) Costs of training to be borne by council
	s28ZO(1) Refund of fee accompanying lodgement of code of conduct complaint
<i>Police Offences Act 1935</i>	s14B Unlawful entry on land

COMMUNITY ENGAGEMENT

No community engagement undertaken as a result of this report.

FINANCIAL IMPLICATIONS

There are no financial implications as a result of this report.

RISK IMPLICATIONS

- Legal Compliance
Legal implications are possible if correct delegation instruments and processes are not in place, adhered to, or enforced correctly, or if directives are issued or authorised without the required supporting documentation and authority having been given.
- Risk Management Practices
It is a significant risk to Council, legally and financially, if the General Manager (and in turn, relevant Council officers) is not formally delegated appropriate powers and authority to perform the duties and functions assigned to the position.

CONCLUSION

Council approval is required for delegations issued under various legislation and statutory appointments. This Addendum captures sections of legislation that were not included in the General Manager's Instrument of Delegation when last adopted in January 2024, and are required powers and functions, requiring delegation from Council to the General Manager.

ATTACHMENTS

1. Addendum to Instrument of Delegation - October 2024 [5.6.1 - 1 page]

6 INFORMATION

6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING

Author: **Claire Jordan, Executive Coordinator**

Endorser: **Matthew Atkins, General Manager**

RECOMMENDATION

That the report advising of Workshop Sessions held since the last Council meeting be received and the information noted.

Council is required by Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015* to include in the Agenda the date and purpose of any Council Workshop held since the last meeting.

Date	Description	Purpose
9 September 2024	Homes Tasmania	Update on Homes Tasmania development in North Fenton Street (old Devonport Bowls & Croquet Club site)
	Rooke Street Mall Survey	Discussion of results and findings of community consultation and options for Mall
	Edward Street	Overview of development proposal
	Park Furniture & Surf Shelter	Update on park furniture for the City and discussion of design options for potential surf shelter
	CBD Road Network Safety Assessment	Presentation of findings and recommended treatments/solutions
	TSO – Symphony on the Waterfront	Discussion of planning for future event

Apologies from previous Workshop:

- Nil

Declarations of Interest received for previous Workshop:

Councillor	Item No	Reason	Remained in Workshop? Yes/No	If remaining, reason/s for decision
Cr J Wilczynski	Mall Survey	Property Owner in Rooke Street Mall	Yes	No decision process at Workshop and has open view on the process
Cr L Murphy	Edward Street proposed Development	Has been engaged by the proponent in professional career as a real estate agent	Yes	Workshop where no formal decision can be made and items was for update purposes only

6.2 MAYOR'S MONTHLY REPORT

RECOMMENDATION

That the Mayor's Monthly Report be received and noted.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report details meetings and functions attended by the Mayor.

BACKGROUND

This report is provided regularly to Council, listing the meetings and functions attended by the Mayor.

STATUTORY REQUIREMENTS

There are no statutory requirements which relate to this report.

DISCUSSION

In her capacity as Mayor, Councillor Alison Jarman attended the following meetings and functions between 21 August and 17 September 2024:

- Conducted Radio interviews including ABC Radio, 7LA, SEAFM and 7AD
- 7 News Media Event
- Attended DCCI Chamber Meetings/Networking Events
- Attended Workshops, Planning Authority Committee Meetings, Council Meetings as required
- Attended meeting in Canberra regarding the salmon industry in Macquarie Harbour
- Met with Mayor Fuller to discuss LGAT LG reform priorities
- With the General Manager, met with former TT Line CEO Bernard Dwyer for an update on the East Devonport berth upgrade and the new Spirits of Tasmania
- Attended Living Well Reference Group Meeting
- Opened the AGM for the CWA Tasmania State Conference
- Met with Addison Chan for a Tourism Tasmania Famil Group and shared the story of the Sound and Light Show
- Met with Scott Spanton – CEO of Tippalea
- Attended the LGAT General Meeting in Hobart
- Attended the LGAT program 'Unprecedented times' with guest speaker Dr Lisa Denny
- Attended LGAT program 'The outlook for Tasmania's economy and state finances' with guest speaker Saul Eslake
- Attended the LGAT Conference dinner
- Attended the LGAT Welcome from the Hon Nic Street MP
- Attended the LGAT Panel 'Exploring Minority Governments'
- Met with Central Coast, Kentish and Latrobe Mayors for signing of MOU
- Met with Mayor Fuller and Minister Abetz regarding the Leith intersection at Bass Highway
- Attended the Expo of Everything
- Attended the North West Infrastructure Round Table hosted by CCA on behalf of the Tasmania Football Club
- Opened the Environmental Health Australia Conference
- Attended a preview of 'Our First Mariner's Exhibition' at the Bass Strait Maritime Centre

- With the General Manager, attended the DCCI Executive Meeting
- Attended Mersey Leven Municipal Combined Area Emergency Management Committee Meeting
- Attended planning meeting for Dulverton's '30-year Anniversary' planning with Mayor Fuller, Barry Lee and Veronica Schilling
- Launched event for new permanent museum exhibit 'Our First Mariners' at the Bass Strait Maritime Centre
- Attended the Official Opening of the Spreyton Scout Centre
- Conducted a Citizenship Ceremony
- With Central Coast Mayor Fuller, attended 'Is Tas Housing Crisis a Choice' hosted by Leon Compton

ATTACHMENTS

Nil

6.3 GENERAL MANAGER'S REPORT

Author: **Matthew Atkins, General Manager**

RECOMMENDATION

That the General Manager's Report be received and noted.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk and financial management

SUMMARY

This report provides a summary of the activities undertaken by the General Manager, between 21 August and 17 September 2024. It also provides information on matters that may be of interest to Councillors and the community.

BACKGROUND

A monthly report provided by the General Manager to highlight management and strategic issues that are being addressed by Council. The report also provides regular updates in relation to National, Regional and State based local government matters as well as State and Federal Government programs.

STATUTORY REQUIREMENTS

Council is required to comply with the provisions of the *Local Government Act 1993* and other legislation. The General Manager is appointed by the Council in accordance with the provisions of the *Act*.

DISCUSSION

1. COUNCIL MANAGEMENT

- 1.1. Attended and participated in regular scheduled internal staff and management meetings.
- 1.2. Attended Workshops, Planning Authority Committee Meetings and Council Meetings as required.
- 1.3. Met with the CEO and Executive staff from the Jack Jumpers Basketball Team.
- 1.4. Met with Michael Best from the Goodstone Group.
- 1.5. Along with the Mayor met with TT-Line CEO Bernard Dwyer for an update on the East Devonport berth upgrade and the new Spirits of Tasmania.
- 1.6. Met with the Head of Property from the TonyWhite Group regarding their plans for Devonport.
- 1.7. Met with Fairbrother CEO, Kurt Arnold for a briefing on a number of development projects the company are undertaking in Devonport.
- 1.8. Met with the owner of Harris Scarfe to discuss pending development works that are planned adjacent to their Devonport store.
- 1.9. Along with the Mayor, attended an executive meeting of the Devonport Chamber of Commerce and Industry.
- 1.10. Attended the opening of the new permanent exhibition, "Our First Mariners" at the BSMC. The launch attracted some positive media coverage, particularly

within the Aboriginal community including articles in the National Indigenous Times and social media from Reconciliation Tasmania.

- 1.11. Met with General Managers of neighbouring councils to discuss the next steps to the Mersey-Leven Strategic Alliance.
- 1.12. Met with Qantas Tasmanian Manager, Allison Horswill regarding the introduction of Q400 planes into the Melbourne - Devonport service. The Q400 planes are larger with extra seats compared to the current aircraft, however the frequency of flights is planned to reduce over coming months, resulting in only a limited nett increase in capacity.
- 1.13. Attended a small celebration event for staff involved in the recent recognition for Devonport as the National Top Tourism Town Gold Award.

2. COMMUNITY ENGAGEMENT (RESIDENTS & COMMUNITY GROUPS)

- 2.1. Met with the President and representatives of the North Rotary Club to discuss the Club's annual Motor Show.
- 2.2. Along with the Mayor and Cr Ennis, attended a breakfast event at the CCA in Burnie which included a panel discussion with Tasmanian Devils Chair, Grant O'Brien, Mac Point CEO, Anne Beach and Stadiums Tasmania CEO, James Avery.
- 2.3. Met with local resident, Vicki Ward regarding a number of concerns.

3. NATIONAL, REGIONAL AND STATE BASED LOCAL GOVERNMENT

- 3.1. Attended the Cradle Coast General Managers meeting.
- 3.2. Attended a meeting of the Cradle Coast Waste Management Group.
- 3.3. Attended a General Meeting of the Local Government Association of Tasmania.
- 3.4. Attended the Annual Conference of the Local Government Association of Tasmania. Cr Peter Hollister was presented with an Award for Service at the Conference Dinner, recognising his 24 years of commitment and service to the local government sector.

4. STATE AND FEDERAL GOVERNMENT PROGRAMS

- 4.1. Met with Homes Tasmania, Director of Community Infrastructure, Richard Gilmour and a number of project staff to discuss a proposed development of the old Bowls Club site.
- 4.2. Met with the Coordinator-General, John Perry, to provide an overview of current economic activity and development in Devonport.
- 4.3. Met with RDA Tasmania CEO, James McKee, for a general update on matters affecting the Devonport region.
- 4.4. Met with the Chief of Staff from Minister Eric Abetz's Office to discuss a number Devonport related matters within the Minister's area of responsibility.
- 4.5. Met with the Chief of Staff from Minister Nic Street's Office regarding local government and sporting matters.

5. OTHER

- 5.1. As per the attached letter from the Local Government Minister, Hon. Nic Street MP, the *Local Government Amendment (Code of Conduct) Act 2023* formally commenced on 10 September 2024. The new legislation places a number of requirements on Council which are currently being progressed.

COMMUNITY ENGAGEMENT

The information included above details any issues relating to community engagement.

FINANCIAL IMPLICATIONS

There is not expected to be any impact on the Council's operating budget as a result of this report.

RISK IMPLICATIONS

Any specific risk implications will be outlined in the commentary above. Any specific risk that may result in an issue for Council is likely to be subject of a separate report to Council.

CONCLUSION

This report is provided for information purposes only and to allow Council to be updated on matters of interest.

ATTACHMENTS

1. SIGNED - Letter - Minister for Local Government to Mayors and G Ms - Code of Conduct amendment comme [6.3.1 - 2 pages]
2. Current & Previous Minutes Resolution - August 2024 [6.3.2 - 1 page]

6.4 MONTHLY OPERATIONAL REPORT - AUGUST 2024

Author: **Claire Jordan, Executive Coordinator**

Endorser: **Matthew Atkins, General Manager**

RECOMMENDATION

That Council receive and note the Monthly Operational Report for the period ending 31 August 2024.

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

5.3 Council looks to employ best practice governance, risk, and financial management.

SUMMARY

This report provides a summary of council performance and general matters of interest during the month of August 2024.

BACKGROUND

This report is provided to update Councillors and the community on council's performance over the previous month and includes:

- monthly financial performance reports;
- progress on annual plan actions;
- information on matters relating to operational activities of the Council;
- general council matters that may be of interest to the community; and
- tabling of minutes received relating to Council Committees, Authorities, and related External Organisations.

Further operational information can be obtained by viewing Council dashboards at Council's website: [Your Council Dashboards | Devonport City Council](#)

STATUTORY REQUIREMENTS

In undertaking its operational activities, Council is required to comply with the *Local Government Act 1993* and various other legislation.

DISCUSSION

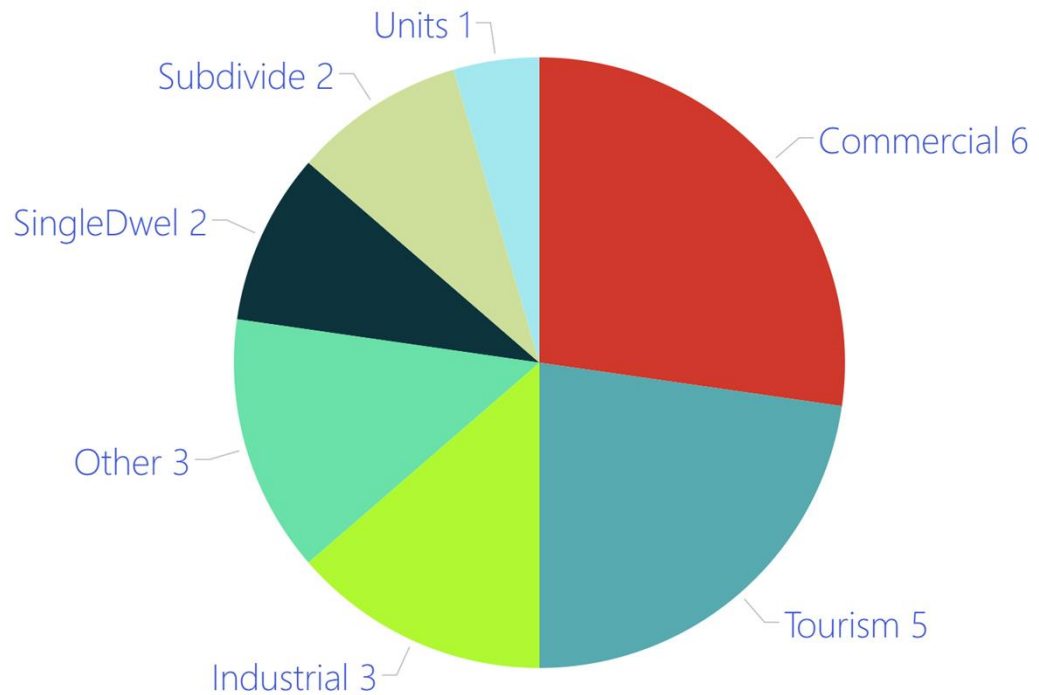
The following information is provided as an update on operational activity undertaken by Council during the month of August 2024:

1. DEVELOPMENT SERVICES:

1.1. Planning:

1.1.1. The following graph details the breakdown of planning applications received during August:

Planning Applications Received Monthly Breakdown



Definitions:

- Single Dwellings – means residential dwelling on a single lot.
- Residential Shed – means shed on a residential lot.
- Units – means two or more dwellings on a site.
- Subdivision – means the division of a single lot into multiple lots giving separate rights of occupation, excluding boundary adjustments.
- Commercial – means bulky goods sales, business and professional services, community meeting and entertainment, educational and occasional care, equipment and machinery sales and hire, food services, general retail and hire, hotel industry, research and development.
- Tourism – means tourist operations and visitor accommodation.
- Industrial and Utilities – means extractive industry, manufacturing and processing, port and shipping, recycling and waste disposal. Resource processing, service industry, storage, transport depot and distribution, utilities, vehicle fuel sales and service.
- Other – means all other use classes.

1.1.2. The following graph details the number of Planning Applications received this financial year (permitted/discretionary):



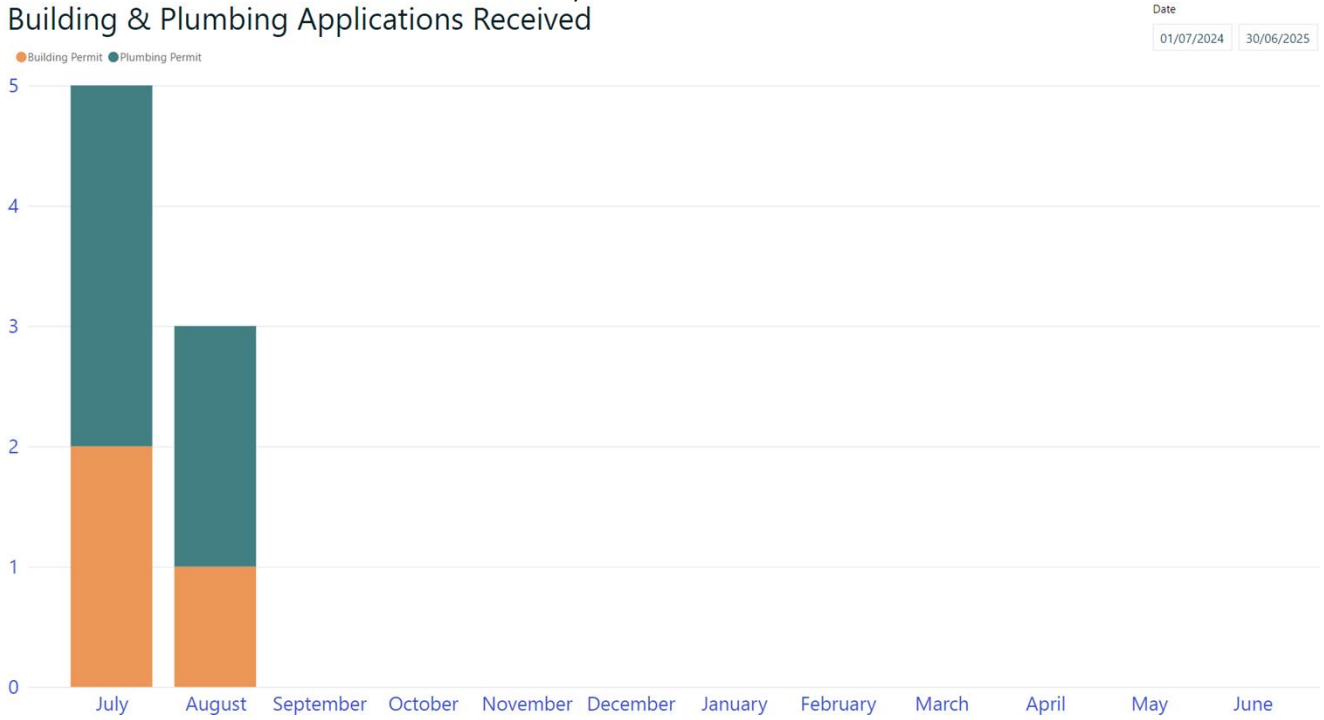
1.1.3. Planning Applications approved under delegation during August 2024:

Planning Applications approved for period August

# Applications	Primary Category	Application Address	Description
PA2024.0044	Discretion	70 MELROSE RD ABERDEEN TAS 7310	Land filling
PA2024.0063	Discretion	31 FORTH RD DON TAS 7310	Change of Use to Community Meeting and Entertainment (Church)
PA2024.0064	Permitted	91-93 WRIGHT ST EAST DEVONPORT TAS 7310	Storage
PA2024.0067	Discretion	162 MIDDLE RD MIANDETTA TAS 7310	Recycling and Waste Disposal (waste transfer station)
PA2024.0070	Permitted	11 OLDAKER ST DEVONPORT TAS 7310	Signage (retrospective approval for wall mural)
PA2024.0071	Discretion	5 WALPOLE PLACE DEVONPORT TAS 7310	Residential (shed)
PA2024.0072	Discretion	1 HILLTOP AVENUE DEVONPORT TAS 7310	Residential (demolition of existing garage and construction of replacement garage)
PA2024.0076	Discretion	10 ZARA COURT STONY RISE TAS 7310	Storage (storage units)
PA2024.0077	Discretion	19 FOREST HEIGHTS DRIVE TUGRAH TAS 7310	Residential (dwelling and shed)
PA2024.0080	Permitted	300 PALOONA RD PALOONA TAS 7310	Residential (shed)
PA2024.0083	Permitted	9A WAYNE ST DEVONPORT TAS 7310	Visitor Accommodation
PA2024.0087	Discretion	1/95 GUNN ST DEVONPORT TAS 7310	Residential (fence)
PA2024.0088	Permitted	12 STEPHEN ST EAST DEVONPORT TAS 7310	Demolition of Dwelling
PA2024.0093	Discretion	193 MELROSE RD ABERDEEN TAS 7310	Residential (single dwelling and shed)
PA2024.0095	Permitted	40 PERCY ST DEVONPORT TAS 7310	Visitor Accommodation (short-term letting arrangement)

1.2. Building & Plumbing:

1.2.1. The following graph details the Building and Plumbing Applications received this financial year:



1.2.2. The following graph details the value of building works received this financial year:

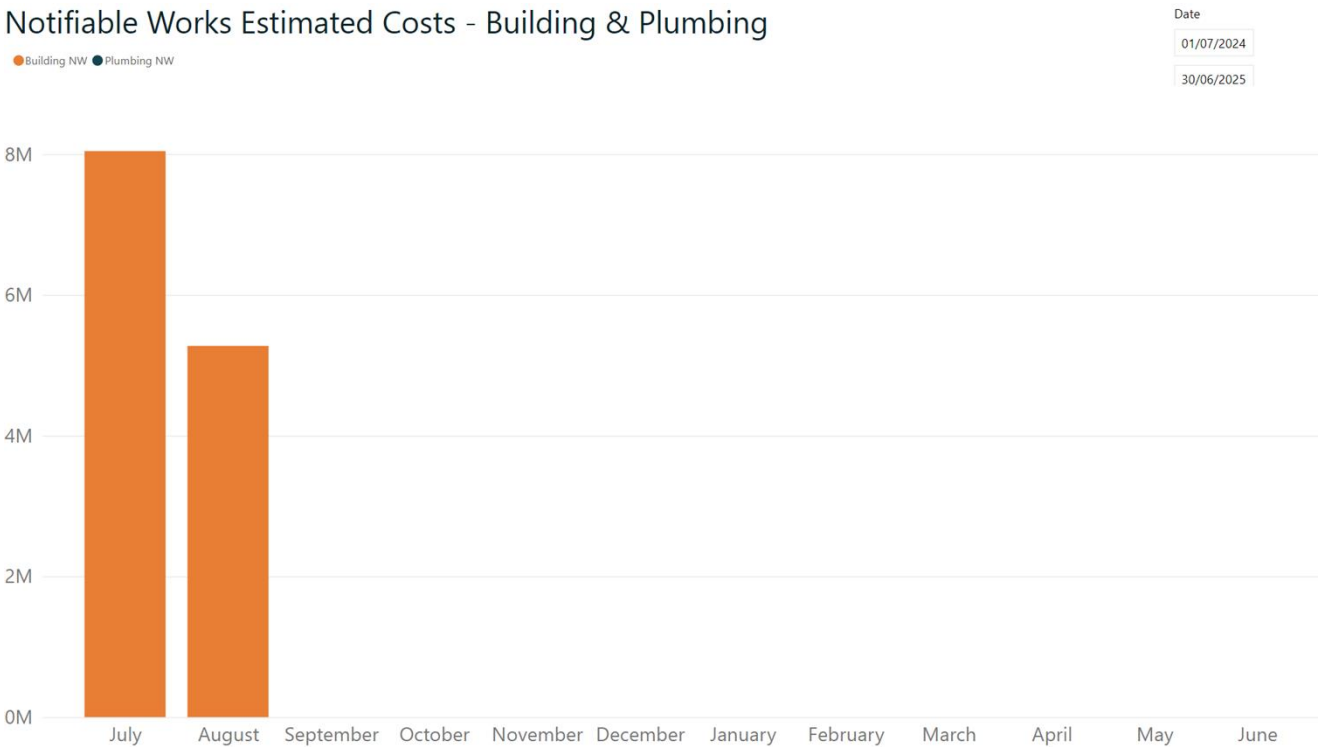


1.2.3. The following graphs details the notifiable works received for building that have been issued this financial year:

Notifiable Works Received - Building & Plumbing



Notifiable Works Estimated Costs - Building & Plumbing

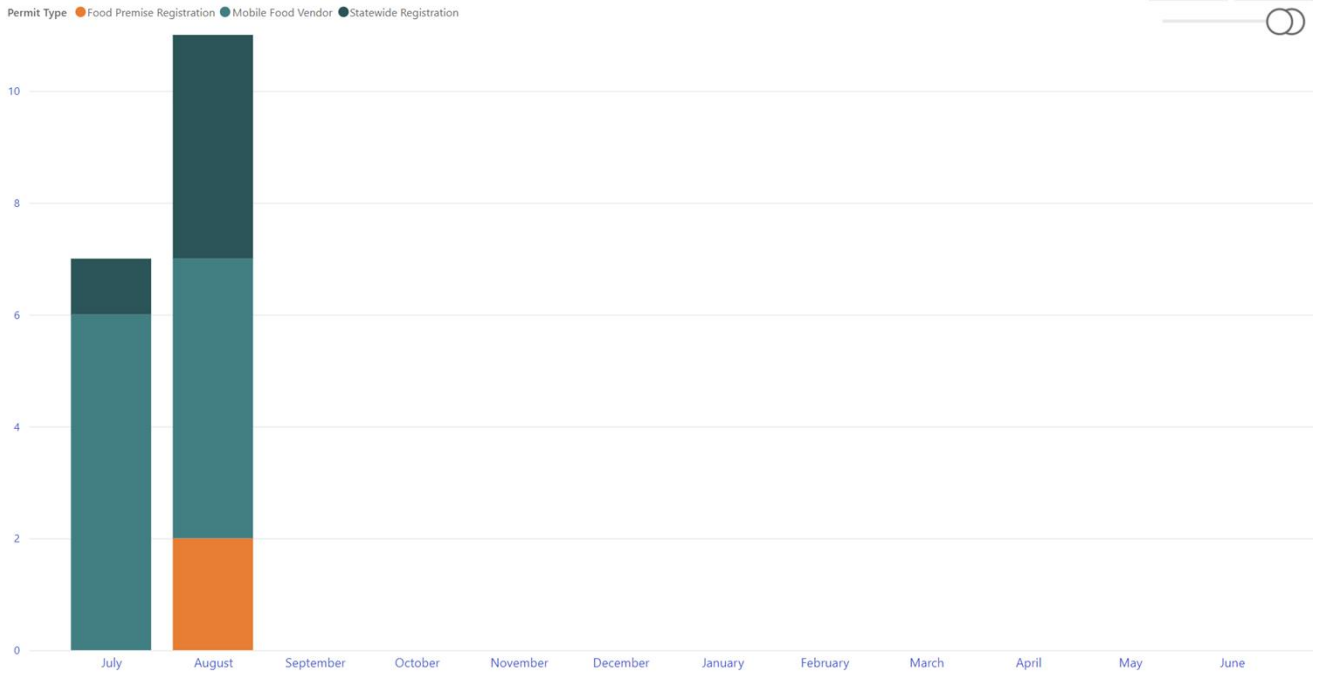


1.3. Environmental Health:

1.3.1. Food Business Registrations:

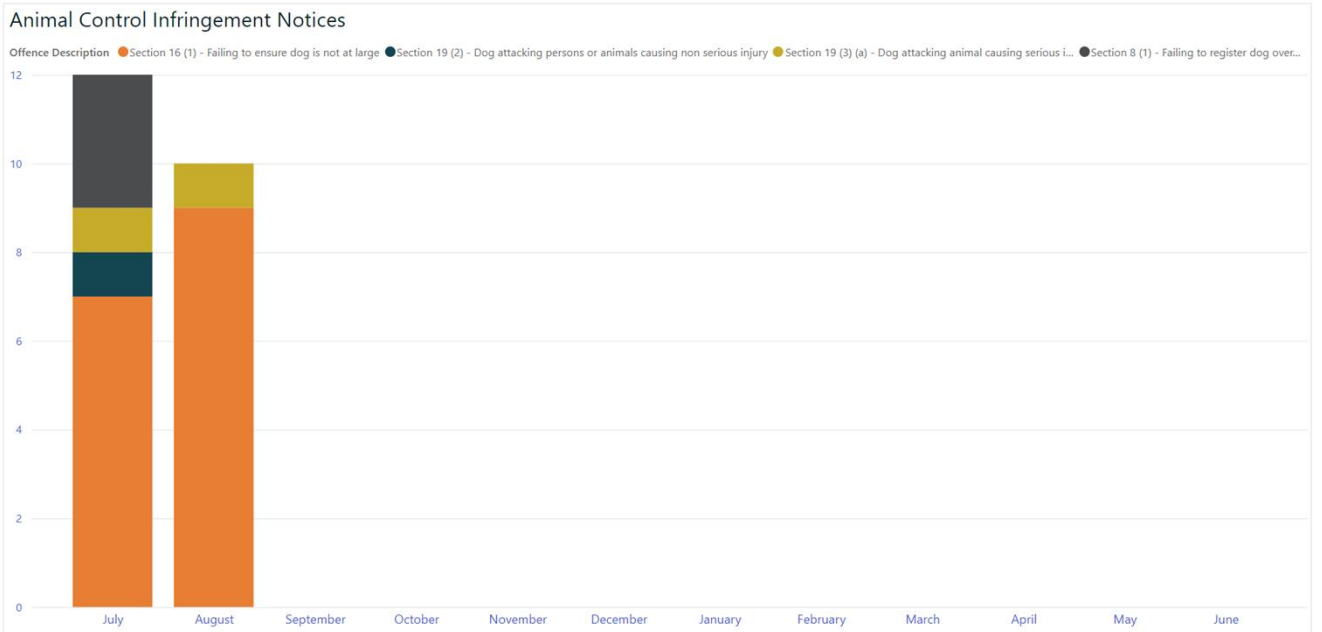
Environmental Health Permits and Infringement Notices

Date: 01/07/2024 30/06/2025



1.4. Animal Control:

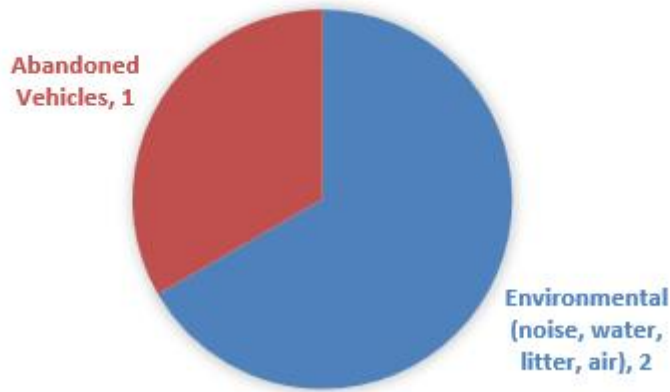
1.4.1. The following graph details the number of animal complaints for this financial year:



1.5. Risk & Compliance:

1.5.1. The following graph details the breakdown of the complaints received by the Risk Department during August:

COMPLAINTS RECEIVED BREAKDOWN



1.5.2. The following table details the types of incidents reported in August.

Council/Public	Number Reported
Council	18
General Public	2
Hazard	1
Motor Vehicle	2
Near Hit	1
Personal Injury	6
Property Damage	6
Public	9
Hazard	2
Motor Vehicle	1
Personal Injury	1
Property Damage	5
Total	27

2. INFRASTRUCTURE & WORKS:

2.1. Asset Maintenance:

Installation of 80 metres of garden edge at Sunbeam Crescent East Devonport.



Relocation of Oil Station at the Waste Transfer Station

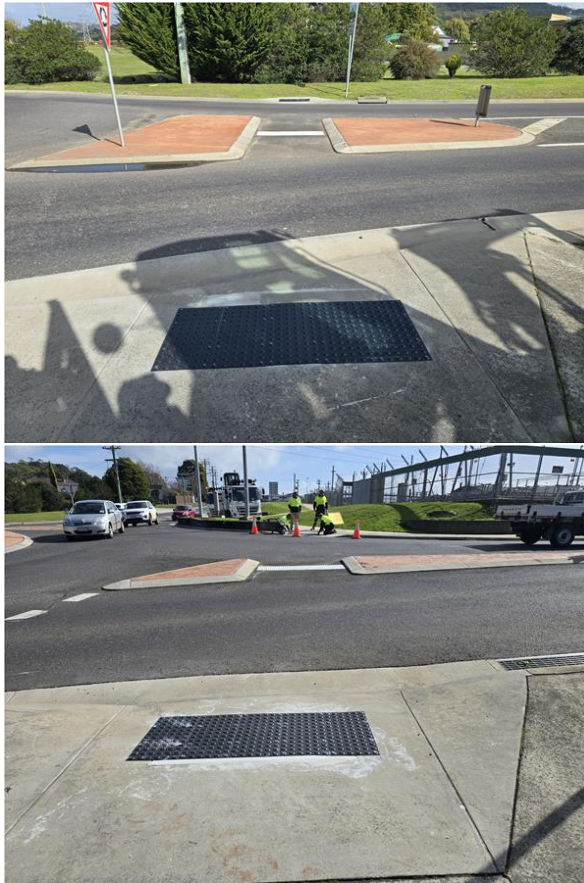
This is now located inside the WTS so customers go past the ticket box.



Re-Staining of timber handrails at Mrs Jones and the Surf Club Rooms



Installation of Stony Rise Road Tac Tiles



Kerb replacement at Bishton Street



Footpath Repair at 73 Watkinson Street and various sections in Nicholls Street

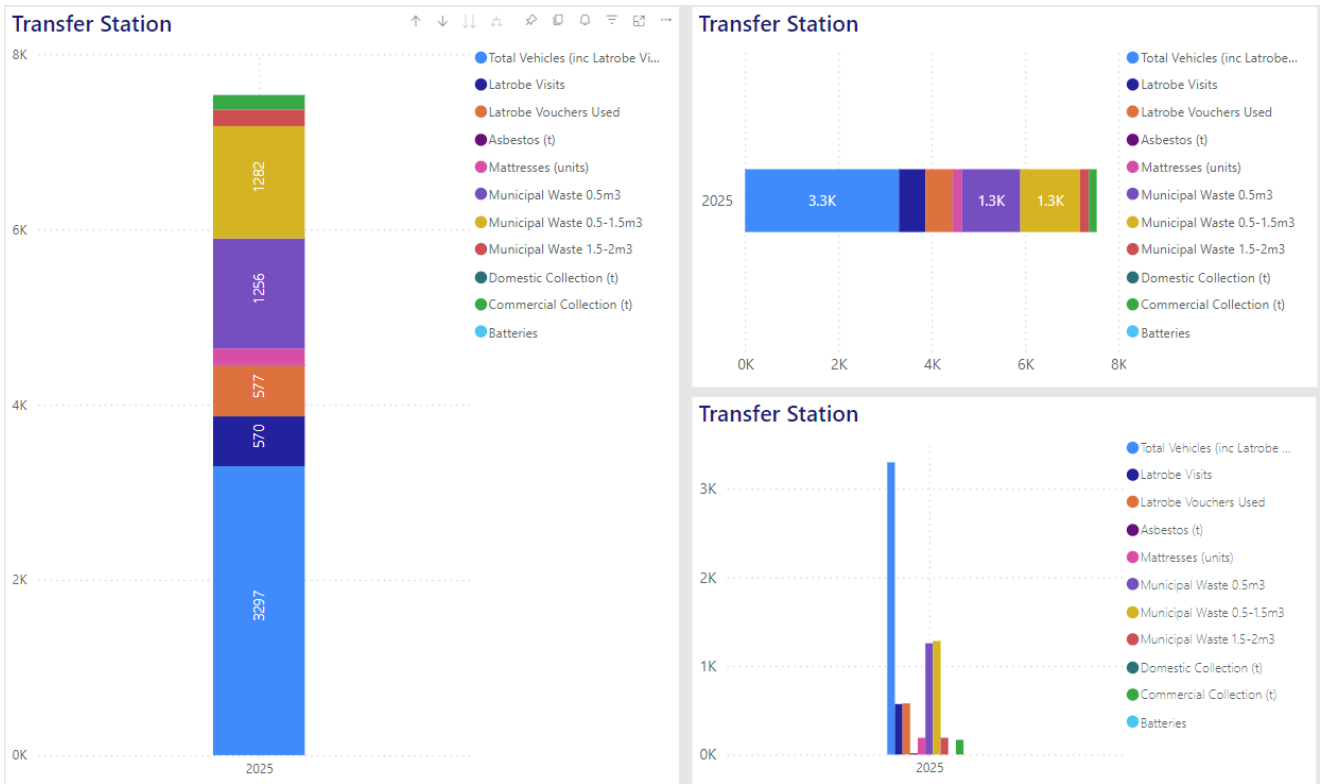


Street Light Head Replacement at the Bluff Carpark



Waste Management:

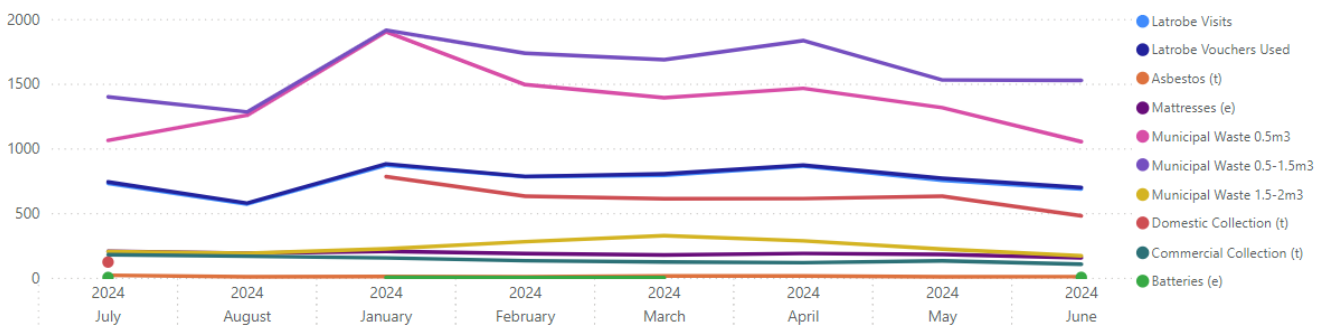
- Waste Transfer Station statistics for August 2024:



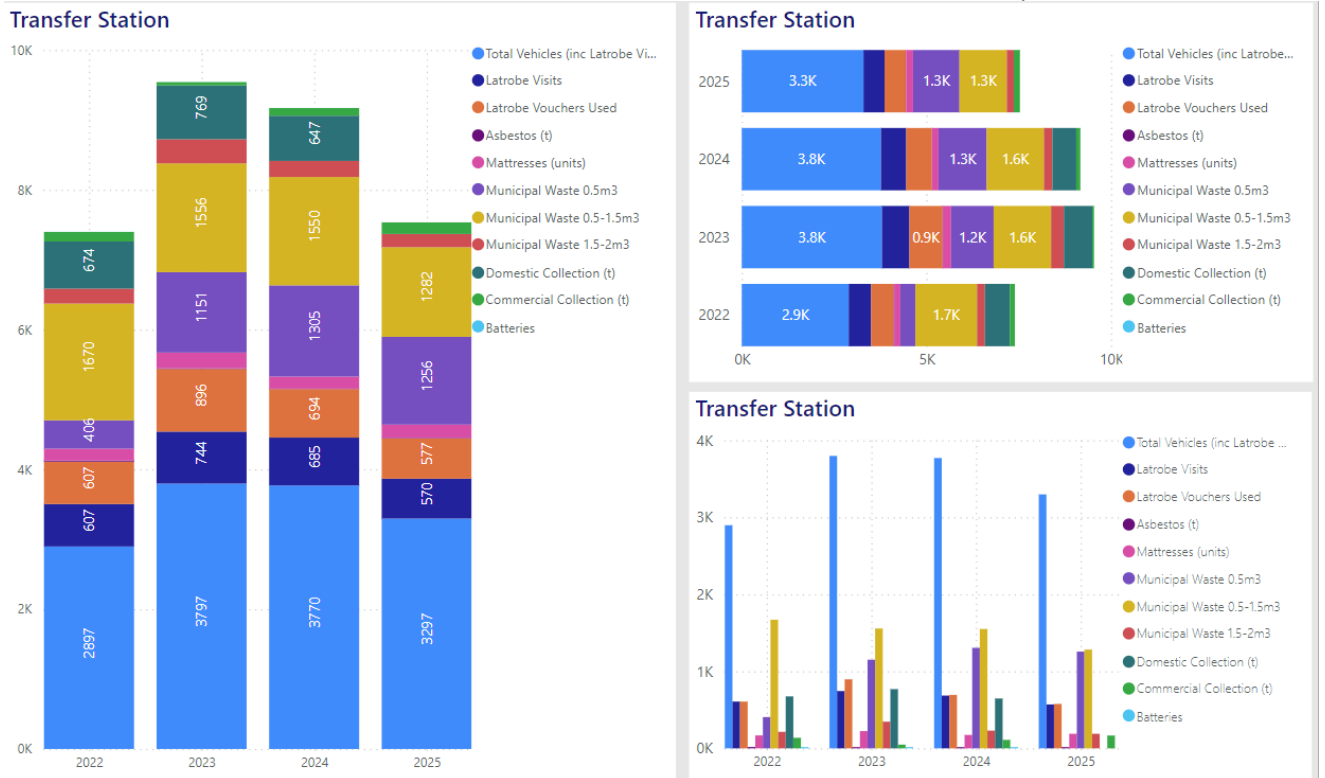
• 2024 Calendar Year

Year	Total Vehicles	Latrobe Visits	Latrobe Vouchers Used	Asbestos (t)	# Vehicles Municipal Waste 0.5m3	# Vehicles Municipal Waste 0.5-1.5m3	# Vehicles Municipal Waste 1.5-2m3	Domestic Collection (t)	Commercial Collection (t)	Mattresses	Batteries	Contaminated Steel
☐ 2024	31776	6044	6123	87.52	10935	12902	1895	3,865.68	1,104.69	1,484.00	10.17	590.16
July	3392	729	741	19.39	1062	1398	203	121.28	178.62	205.00	2.28	126.98
August	3297	570	577	7.80	1256	1282	189	166.18	189.00	189.00		164.56
January	4907	869	880	9.64	1901	1914	223	781.78	153.20	204.00	2.46	204.25
February	4288	781	783	7.15	1493	1735	279	630.38	132.10	187.00	1.18	50.50
March	4194	792	804	13.54	1392	1685	325	611.54	122.70	176.00	1.43	43.87
April	4446	864	871	13.66	1464	1833	285	612.02	116.50	188.00		
May	3818	753	769	7.83	1315	1529	221	630.06	130.00	181.00		
June	3434	686	698	8.52	1052	1526	170	478.62	105.39	154.00	2.82	
Total	31776	6044	6123	87.52	10935	12902	1895	3,865.68	1,104.69	1,484.00	10.17	590.16

Transfer Station



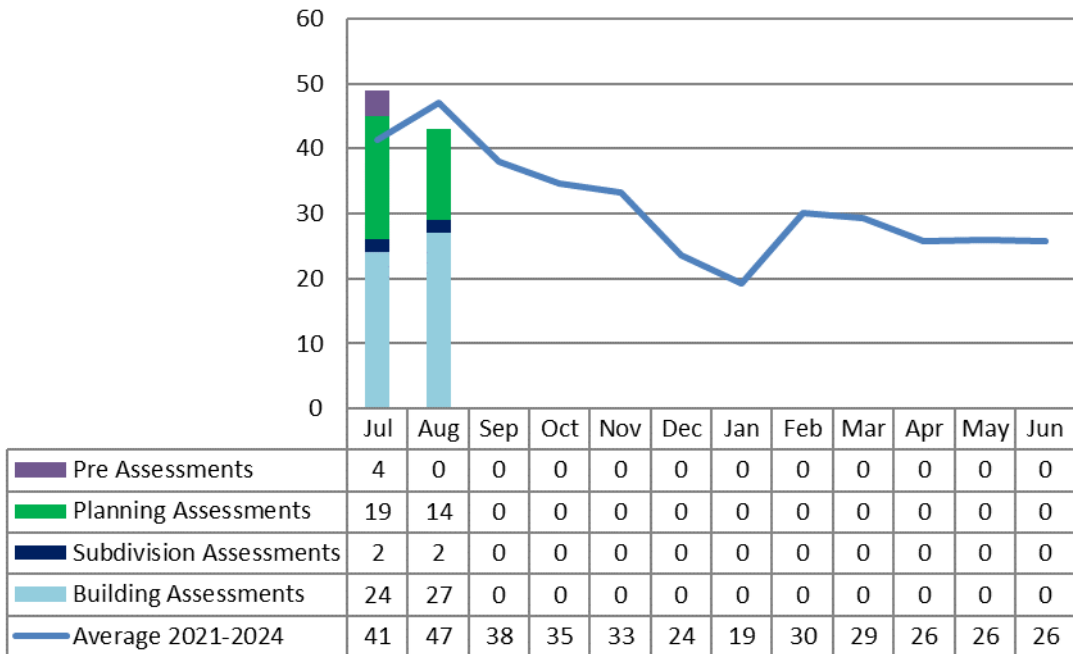
• Waste Transfer Station statistics 2021, 2022, 2023, 2024 comparison:



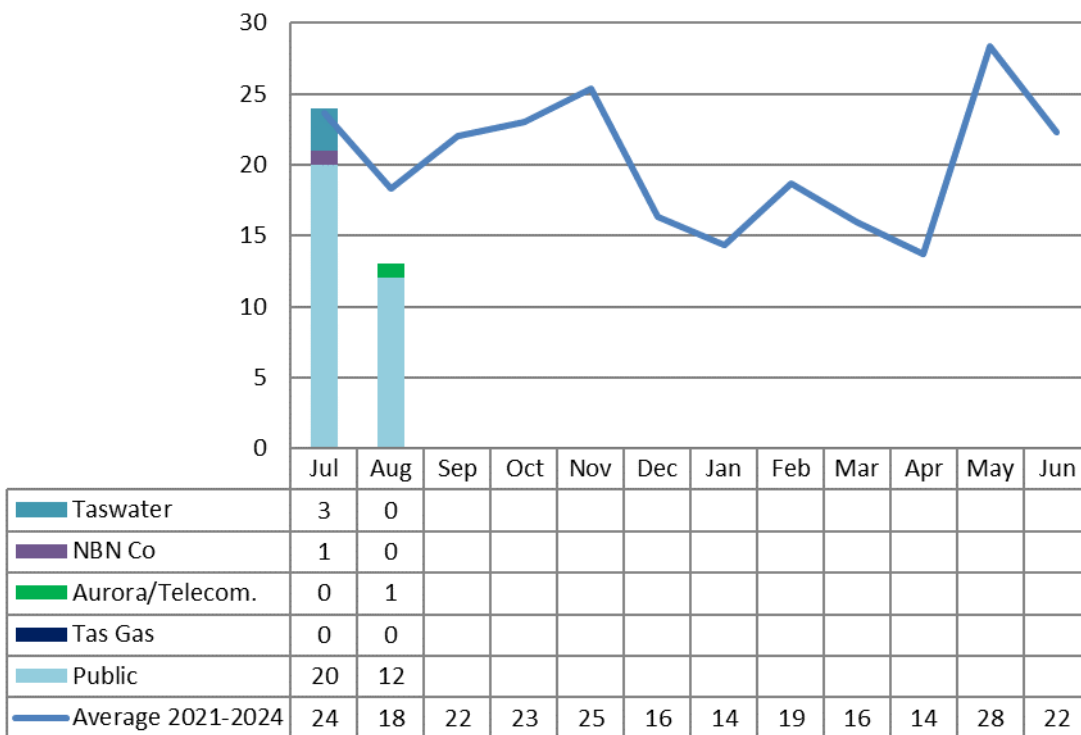
2.2. General Infrastructure Matters:

The following graphs detail the assessments processing through the Infrastructure Department. Each graph details the applications completed year to date, compared to a three-year average trend line.

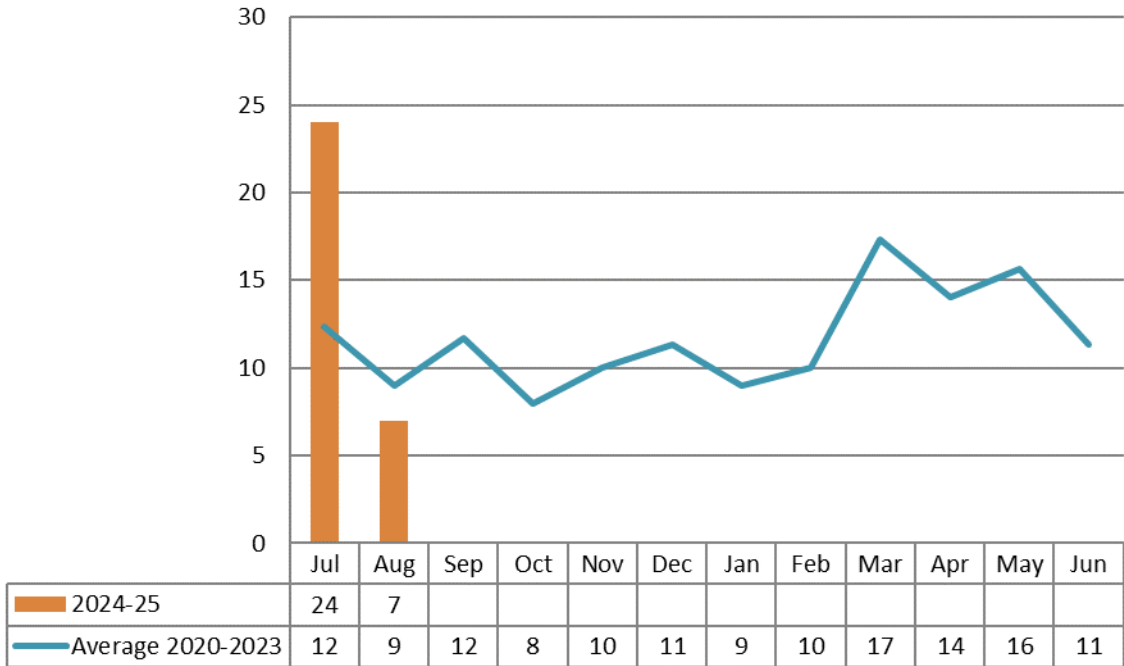
2.2.1. Engineering Assessments for Development Applications



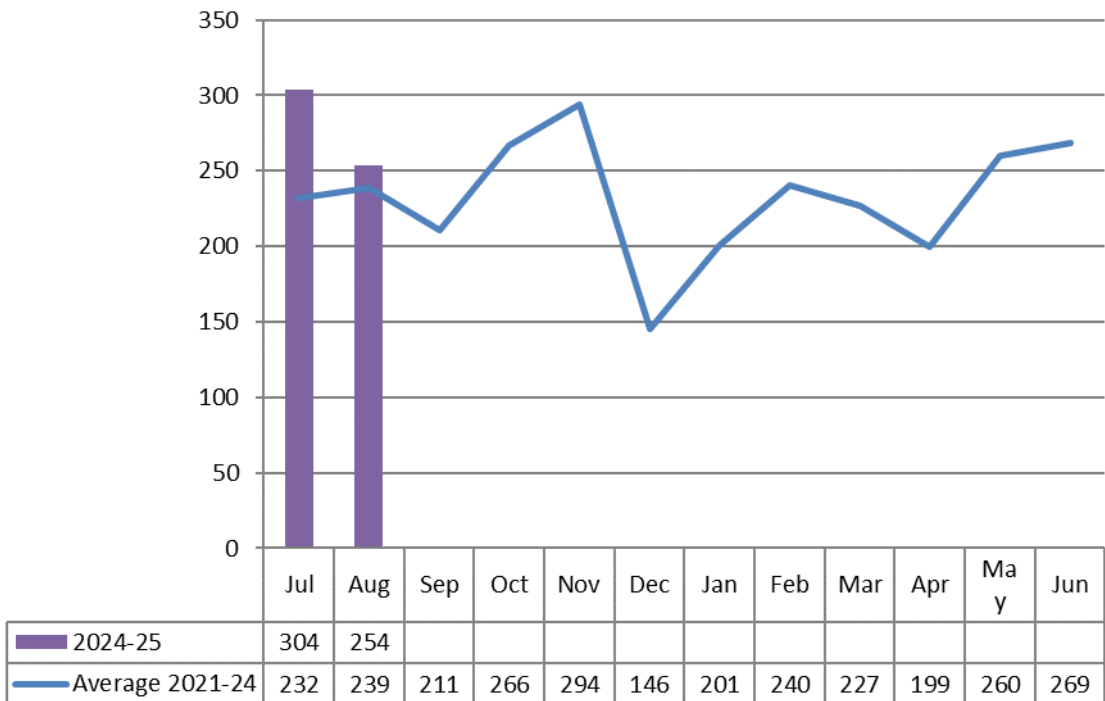
2.2.2. Road Reserve Permit Assessments



2.2.3. National Heavy Vehicle Regulator Assessments



2.2.4. Dial Before You Dig Requests



3. COMMUNITY SERVICES:

3.1. Community Development

3.1.1. Working Groups

Access and Inclusion Working Group

In August, the Devonport Access and Inclusion Working Group met with the Central Coast Access and Inclusion Working Group at the Ulverstone Sports and Leisure Centre. The meeting featured presentations from Equal Opportunities Tasmania and ParaQuad, providing valuable insights, followed by an opportunity for networking among participants.

3.1.2. Social Recovery

Recovery Coordinator and/or the Deputy Recovery Co-ordinator attended the following events:

- 5 August. Natural Hazards Atlas for Tasmania project online launch - by UTAS Climate futures. Scheduled for publishing in 2027 the online platform will be open to all and will update as new data become available. Project starting with Survey's interviews and workshops.
- 22 August. North West Recovery Exercise: The Department of Premier and Cabinet, in partnership with Central Coast Council, hosted a recovery exercise for services and Council Officers across the North West. The exercise focused on post-emergency scenarios, highlighting the roles of different services to provide participants with a practical, hypothetical experience and helping Central Coast Council better understand its role in Emergency Management.
- 28 August. High Pathogenicity Avian Influenza Webinar for Tasmanian Local Government. Education session on Tasmania's preparations for Avian Influenza.
- 31 August. Two call outs related to weather events.

3.1.3. Financial Assistance Program

Applications for the 2024-2025 Major and Minor Grants, and Rates Remissions Scheme were open. Applications received will be assessed by the Financial Assistance Working Group aiming to report to the September Council meeting.

In August Council announced The Devonport Event Sponsorship Fund – Winter 2025 Round is now open. The Fund seeks to attract unique events that maximise opportunities for the Devonport community and local businesses.

Acquittals received during August;

Organisation: East Devonport Bowls Sporting & Community Club
Project: Dining Room refurbishment Replacing Chairs

With 50 new function room chairs, the East Devonport Bowls Sporting & Community Club can now accommodate more people for larger events

like their Free Community Christmas Lunch (which they plan on hosting again this year).

The new chairs provide comfortable seating for events such as Bingo, craft groups, acoustic clubs, and private functions. They still use 50 of their better-quality older chairs to reach full capacity, but no longer need to borrow chairs from the East Devonport Football Club.

The club advise that the new chairs have also enhanced the room's appearance, making it more appealing for hire.



East Devonport Bowls Sporting & Community Club

Organisation: Mersey Rowing Club

Project: Roof Repairs

The Mersey Rowing Club recently completed repairs to their clubhouse, which stores and protects all equipment used for training and meetings. They engaged local contractors to design and manage the installation of new guttering.

While scheduling the works was a challenge due to the contractor's high workload, it was another reason for the club to come together in efforts to temporarily relocating boats.



Roof repairs for the Mersey Rowing Club

3.2. Natural Resource Management

The wild weather over August put a halt to volunteer activities, although a couple of working bees were still squeezed in with a total of 26 volunteer hours from the 13 individuals.

Fantastic work by the Devonport Community Landcare and Friends of Don who combined successfully planted 360 plants in August.

3.2.1. Devonport Community Landcare

The group conducted revegetation works at the rear of the Spreyton Transfer Station. These efforts will support the restoration of the degraded area adjacent to the new walking track, which is scheduled to open later this year and will connect Spreyton to Devonport. Additionally, the group collected several bags of rubbish during the works.



Image Credit: Jennifer Frost. Devonport Landcare group revegetation works in Spreyton.

3.2.2. Friends of Don Reserve

The Friends of Don Reserve carried out revegetation works within a section of the Melaleuca forest. Over time, these efforts are expected to transform the bare understorey into a suitable habitat for ground-dwelling species, including bandicoots.

3.3. Active Communities:

1. The Spreyton Connector Interpretation - The Flying Colours Group was successful in their Request For quote Submission, and were awarded the contract for design, fabrication and delivery of five Corten panels.
2. Active Tasmania's David Munns visited Devonport. Information was provided on Ticket to Play and a new incentive that will support seniors in a similar manner. Yet to be announced.
3. Tasmanian Masters Games meeting was held, with the program provided to Council. Council venues used during the games were Meercroft Park, and Devonport Recreation Centre. Both Devonport Basketball Council and Devonport Touch Association are participating.
4. Place Project – 1st Convening was hosted, across two days (15/16th August). Productive and informative on how community, stakeholders and Council can better collaborate to achieve common goals.
5. Attendance at the Local Government Health and Wellbeing Forum to discuss projects and outcomes of the Lift funding, which was used under the Living Well Devonport banner.
6. Child Safety Framework meeting with LGAT was attended.
7. Collaborative meeting held to discuss the implementation of Kelcey Tier Signage.
8. Winter season of Living Well ended. New season will commence 7th of October and run for 10 weeks.
9. ParaQuad Association of Tasmania Inc commenced regular bookings at EDRC Physical Disability Sport and Education Programs.

3.3.1. Recreation Centre Participation Data for August:

Devonport Recreation Centre		
	Bookings	User Groups
Sauna	222	113
Squash	28	8
Stadium Court 1	80	16
Stadium Court 2	72	16
Table Tennis	48	4
Youth Centre	86	23
Total	536	180

East Devonport Recreation and Function Centre		
	Bookings	User Groups
Stadium	76	10
Community Room	15	9
Total	91	19

Recreation Centre User Numbers:

Devonport Recreation Centre	
Squash Centre	108045
Stadium	9602
Youth Centre	4394
Table Tennis	2611

3.3.2. August Sporting Events:

	Event	Dates	Venue
1	Touch football training - junior state team (under 12s)	3 August	Eugene Playing Field
2	NWPSSA Footy Trials- every Monday	5-26 August	Byard Park
3	Vietnam Veterans Ceremony	18 August	Aikenhead Point
4	The Light Night Glow Run	24 August	Devonport Bluff
5	JackJumpers Family Day in Devonport	24 August	Devonport Recreation Centre - Stadium

- JackJumpers Family Day in Devonport - The National Champions made their way to Devonport again for a family fun day. It is fantastic to see the club representing all regions of the state, and the popularity of the JackJumpers was on full display with a strong turnout for the event.



Jack Jumpers Family Day in Devonport

- The Light Night Glow Run was a huge success again this year. It is like no other event in Tasmania, runners and walkers light up the night sky in all things that glow. An amazing spectacle for participants and spectators.

3.3.3. Upcoming Sporting Events:

	Event	Dates	Venue
1	AFL Holiday Program - Term 3	1 September	Byard Park
2	NWFL / DFC home final on	7 September	Devonport Oval
3	Cricket Tasmania Statewide Pathway Games	30 September	Maidstone Park, Byard Park and Don Oval

3.4. Events:

Upcoming Events

Council officers are currently developing or approving the following internal and external events:

- DCC Expo of Everything – 7 September
- PFD Trade Show - 8 October
- DCC Spring Fling Wonderland – 13 October
- DCC East Devonport Jobs Forum – 24 October
- DCC Living Lightly Expo – 2 November
- Spice Lane – 9 November
- Schools Triathlon Challenge – 21-22 November
- LOVE East Devonport – 22 November
- Devonport Family Carnival – 21-24 November
- Devonport Pickleball Grand Slam – 22 November
- Home Hill Fete – 24 November
- DCC The Spirit of Christmas – throughout December
- DCC Devonport Christmas Parade – 7 December
- Christmas Eve Music Festival – 24 December
- DCC Eve in the City – 31 December

Event details can be found on Council's website as they come to hand <https://www.devonport.tas.gov.au/whats-on-devonport/> or events Facebook page <https://www.facebook.com/devonportevents/>

Spring Fling Wonderland:

The Mersey River will come alive with magic and merriment as Haines Waterfront Park hosts the much-anticipated Devonport Spring Wonderland on Sunday, 13th of October from 10am - 3pm.

This family-friendly event promises a day of joy and excitement for all ages, with a captivating array of activities and entertainment.

Visitors will be entertained by live music performances by Wayne Cox, Daniel Quaile, Aaron Catlin & Amy Pegg. Fairy Tales & Pirate Sails with roaming characters of Buzz & Woody from Toy Story & Anna & Elsa from Frozen will also be in attendance. Children can revel in the fun of free carnival rides, face painting, horse and carriage rides, henna and much more, ensuring a day full of delightful memories.

There will also be a variety of games as well as opportunities to browse the offerings of local producer stalls and food, and beverage vendors.

Adding to the fun, a car boot sale will present unique finds and treasures. Admission is free, activities are free, and all are welcome.



Spring Fling Wonderland promotions

4. CULTURAL FACILITIES:**4.1. Devonport Regional Gallery:**

4.1.1 Exhibition Program

Exhibition	Date
ArtRage: North West Showcase	27 July – 14 Sept
Women's Art Prize Tasmania	3 Aug – 21 Sept
Rex Greeno: Memories through sea stories	3 Aug – 14 Sept
This is us: High School/College Group Exhibition	21 Sept – 26 Oct
Paper on Skin: Finalists Exhibition	28 Sept – 16 Nov
Little Gallery Emerging Artist Program: Candice Broderick	2 Nov – 7 Dec
Tidal: City of Devonport Tasmanian Art Award	6 Dec – 8 Feb
Little Gallery Emerging Artist Program: Laura Purcell	14 Dec – 25 Jan

4.1.2 Education Program activities and participation data:

Event	Participation	Date
Main Gallery Opening of Women's Art Prize Tasmania	55	2-Aug
Little Gallery Opening: Rex Greeno Memories through Sea Stories	35	3-Aug
Devonport Primary School 3/4 gallery visit	26	14-Aug
Create & Make Term 3 Wednesday Session 1	9	14-Aug
Create & Make Term 3 Thursday Session 1	5	15-Aug
Live music & storytelling: The Islands Where We Left Our Ancestors	8	17-Aug
T4 outreach for This is Us	5	17-Aug
Books + Art	5	19-Aug
Library Learning Lab - gallery tour & workshop	12	21-Aug
Create & Make Term 3 Wednesday Session 2	12	21-Aug
Create & Make Term 3 Thursday Session 2	10	22-Aug
Circular Head Christian School photography class	9	26-Aug
Indie school gallery and workshop	18	26-Aug
Outreach Ceramics throwing demo at Indie School	12	27-Aug
Create & Make Term 3 Wednesday Session 3	15	28-Aug
Create & Make Term 3 Thursday Session 3	5	29-Aug
TOTAL	241	

4.2. Bass Strait Maritime Centre:

4.2.1 Exhibition Program:

Current Exhibition	Date
Temp Exhibition - Recent Acquisitions (2022-2024) – Soft launch	22 July to November
Perm exhibition - Our First Mariners – Exhibition Completion	1-31 August

4.2.2 Education and public program activities and participation data:

Event	Participation	Date
Research Requests	4	1-31 August
National Science Week	86	14 August
Donor's Appreciation Event – for current Exhibition	9	15 August
New Simulator – Install	N/A	19-31 August
TOTAL	99	



National Science Week

4.3. paranable arts centre

4.3.1. Performance and production program August 2024:

Production	Patrons	Date
The Australian Bee Gees Show	327	1 August
Melbourne Theatre Company's Slap. Bang. Kiss.	67	9 August
Oh What A Night!	392	15 August
Devonport Eisteddfod - Dance	699	21-25 August
Devonport Eisteddfod - Music	422	26-28 August
TOTAL	1907	

4.3.2. Visitor number data:

Facility	Visitors August
paranable arts centre	6753
Bass Strait Maritime Centre	479
TOTAL	7232

4.4. Convention Centre & Market Square:

4.4.1. Events including attendee numbers and utilisation trends.

For August 2024, the DCC meeting rooms held 75 events, 8 events in the convention centre & 1 in Market Square Pavilion. Total attendance of 2,489 patrons.

Event: Convention Centre	Presented By	Attendance
Early Career Teacher Workshops	DECYP – Professional Learning Institute	42
Toast for Kids Charity Gala	Toast for Kids Charity Incorporated	114
Lifting Literacy - Word Recognition	DECYP – Professional Learning Institute	124
Lifting Literacy – Fluency	DECYP – Professional Learning Institute	122
Surf Life Saving Tasmania Awards of Excellence	Surf Life Saving Tasmania	186
Child Safety in Sport & Recreation Seminar	Office of the Independent Regulator	50
Tasmanian Transport Association Conference	Tasmanian Transport Association	80
Simplot Potato & Vegetable Awards Evening	Simplot Australia	275



Toast for Kids Charity Gala



Surf Life Saving Tasmania Awards of Excellence

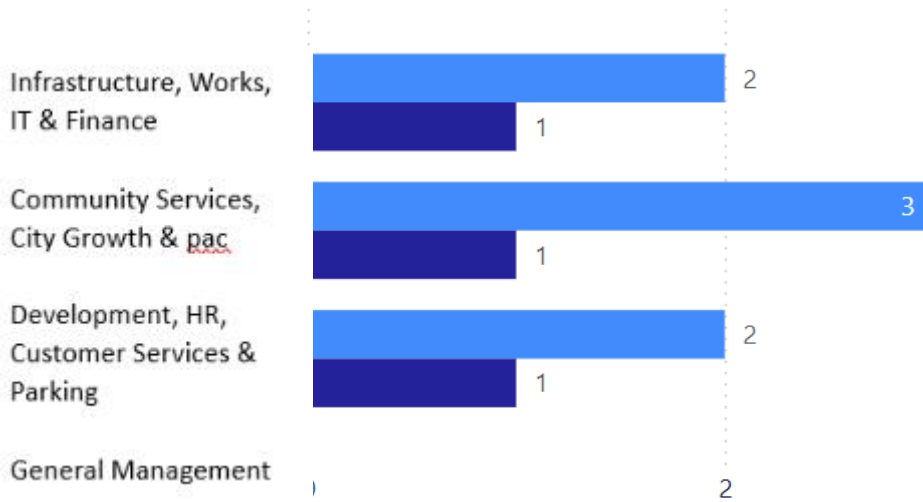
5. CORPORATE SERVICES:

5.1. Human Resources:

5.1.1. Staff departures and recruitment (advertised positions and staff appointments) this financial year:

Turnover by Department

● New Hires ● Num Departed



5.2. Communications:

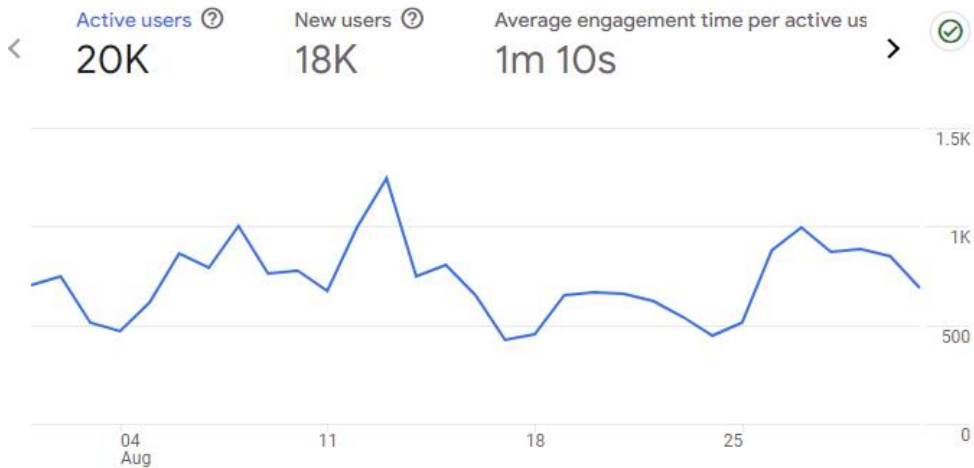
5.2.1. Website and social media statistics and data:

Devonport City Council Website

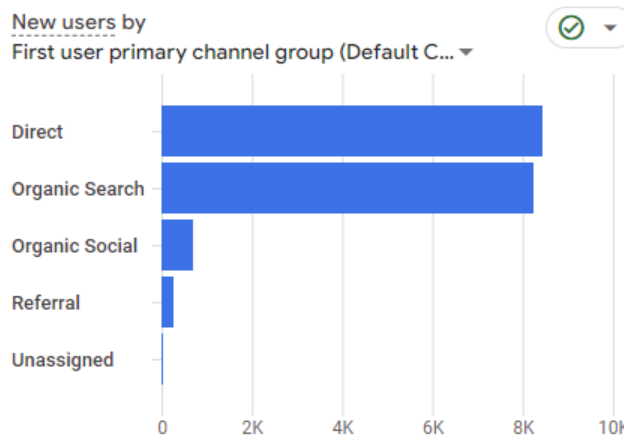
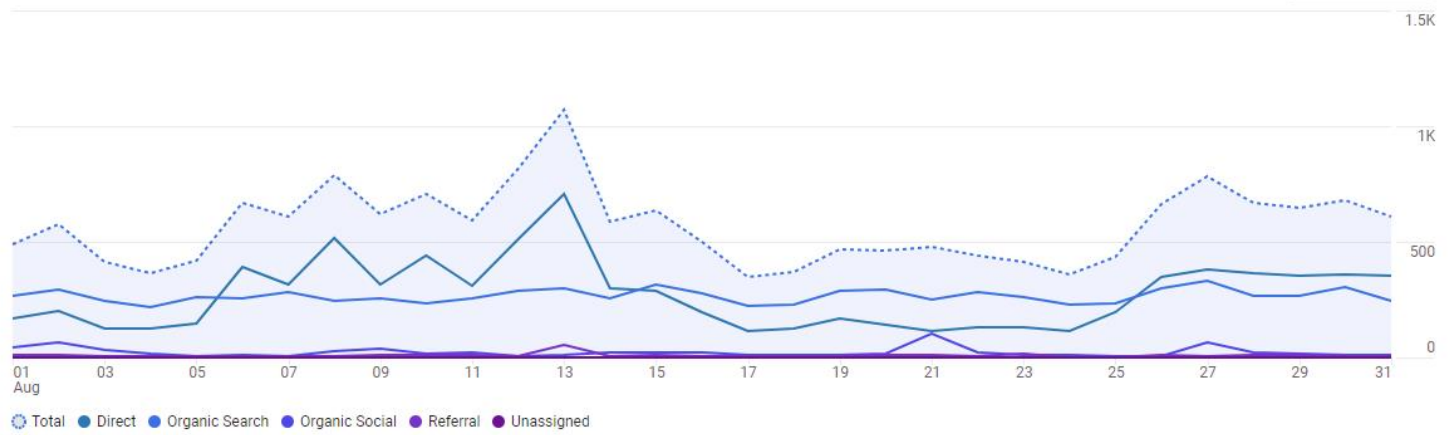
Devonport City Council website content is refreshed on an on-going basis, by updating information and the addition of new public notices, planning applications, news stories and events.

Top 10 Website Pages	August 2024
1.	Changes to Waste Transfer Station Operating Hours – Public Consultation
2.	General Waste Collection
3.	Contact Us
4.	Forms & Payments
5.	From Sky to Sea
6.	Advertised Planning Permit Applications
7.	Employment Opportunities
8.	Waste Transfer Station
9.	Make A Request
10.	FOGO Waste Collection

Note: Most visitors to the website begin at the home page, but this is not listed in the top 10 pages, as it would be a normal starting point for most website visits.



New users by First user primary channel group (Default Channel Group) over time



Community Consultation

During August, community consultation was undertaken on:

- Dog Management Policy (27 August – 9 September 2024)
- Draft Community Engagement Strategy (27 August – 23 September 2024)

Social Media

Council currently utilises Facebook, Twitter and LinkedIn as social media tools to engage with the community and local media.

Followers at the end of August 2024:

Facebook	14,408 up by 276
LinkedIn	1,432 up by 35
X (formerly Twitter)	686

The Devonport City Council Corporate Facebook page is well utilised by the community, with high engagement regarding capital works projects, media releases, Council events, emergency updates, community initiatives and road works. Several other Facebook pages and Instagram accounts are administered by Council's Events Team, and the paranapple arts and convention centre. Each represent a targeted marketing opportunity, with content planned specific to each page's audience.

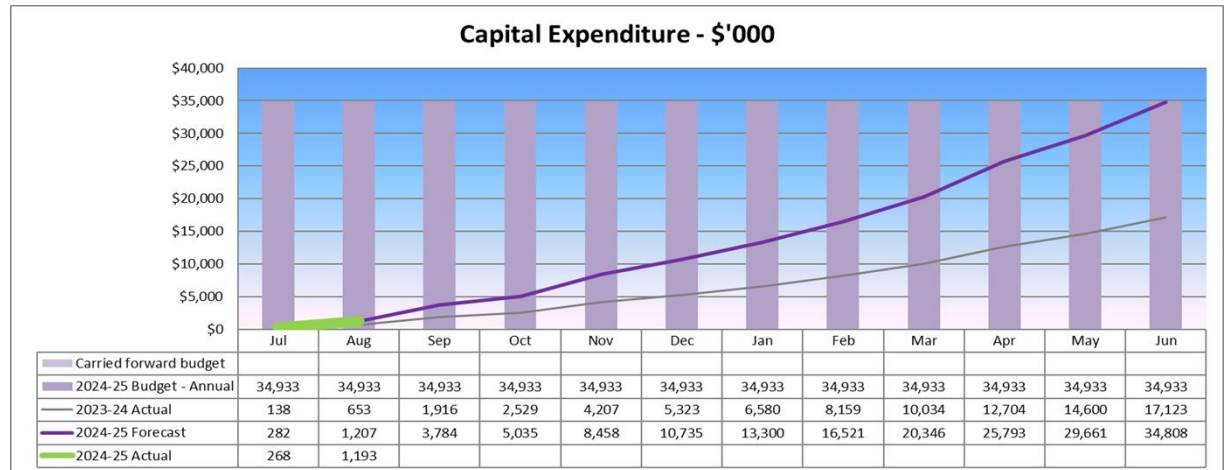
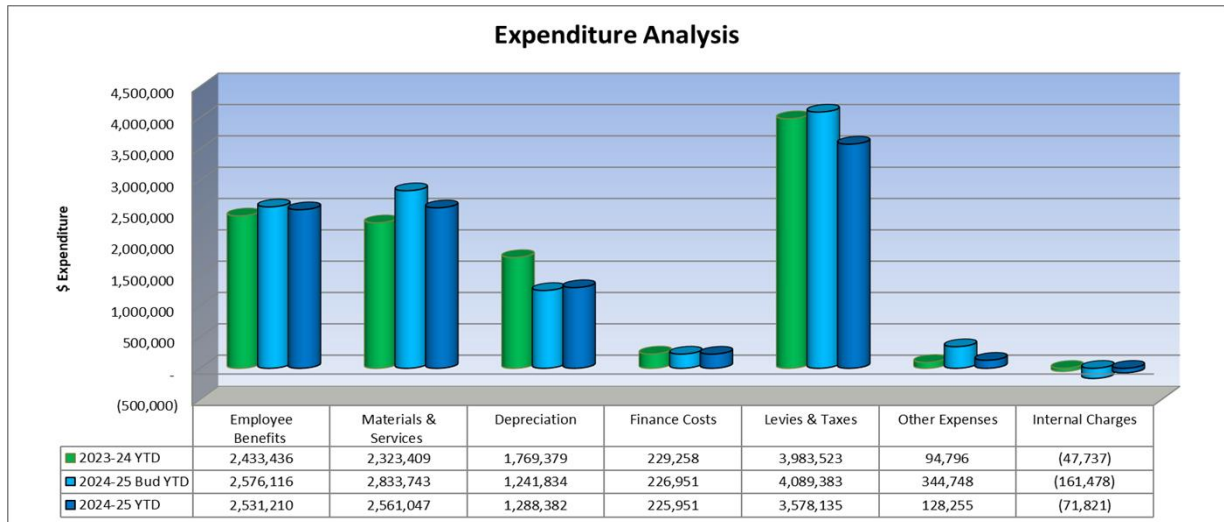
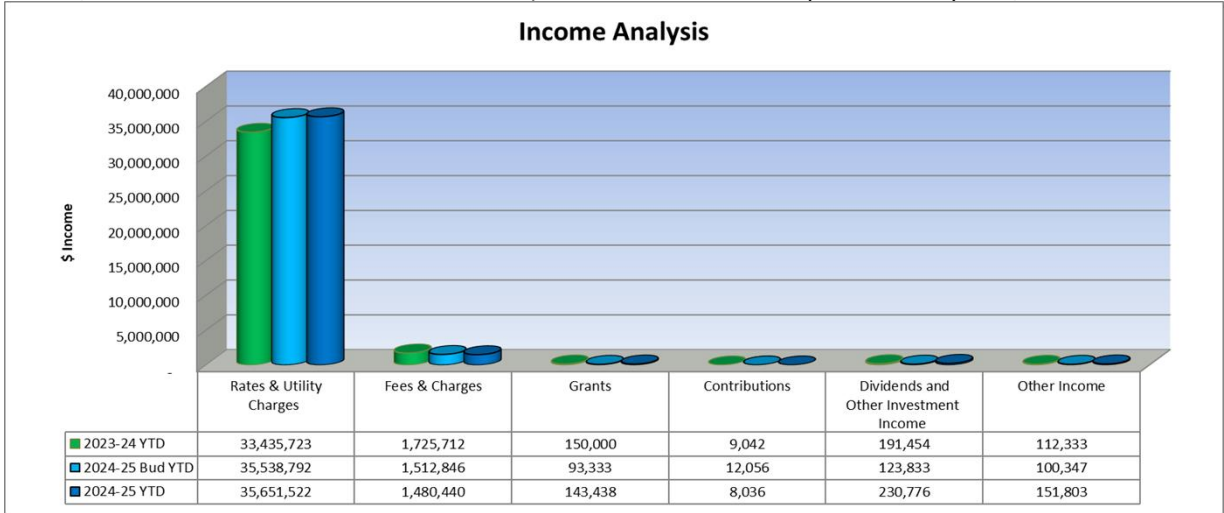
DCC Corporate Facebook Page Statistics	August 2024
Facebook Average Monthly Reach: Number of Facebook users who have seen content associated with the page during the period.	114,636 TY (133,787 LY)

During August, the top 10 Facebook posts in terms of audience reach were:

August 2024	
1.	Spring Fling Wonderland Promotion, 28/08/2024, 25.3k
2.	Splash Water Slide Entry Structure Complete, 6/08/2024, 24.7k
3.	Sports grounds closed due to weather, 28/08/2024, 24.3k
4.	Concrete Crushing at Spreyton Waste transfer Station, 20/08/2024, 23.5k
5.	Trees Transplanted – Fenton Way Development, 26/08/2024, 19.8k
6.	Victoria Bridge Night Works, 5/08/2024, 19.5k
7.	Snake Sighting – Hiller Flora Reserve, 18.9k, 2/08/2024
8.	Waterfront Renewal – Footpath Closure, 21/08/2024, 15.9k
9.	Footpath Placement – Clements & North Streets, 28/08/2024, 15.9k
10.	Byard Park redevelopment has begun, 9/08/2024, 15k

5.3. Finance:

The operating result for the financial year to the end of August 2024 is favourable with actual revenue being higher than budget by 261K and actual expenses being lower than budget by \$910K, resulting in an overall favourable variance of \$1.2M. The forecast operating surplus for the financial year is \$24.5M, which includes share of profit of associates (Dulverton) of \$1.0M.

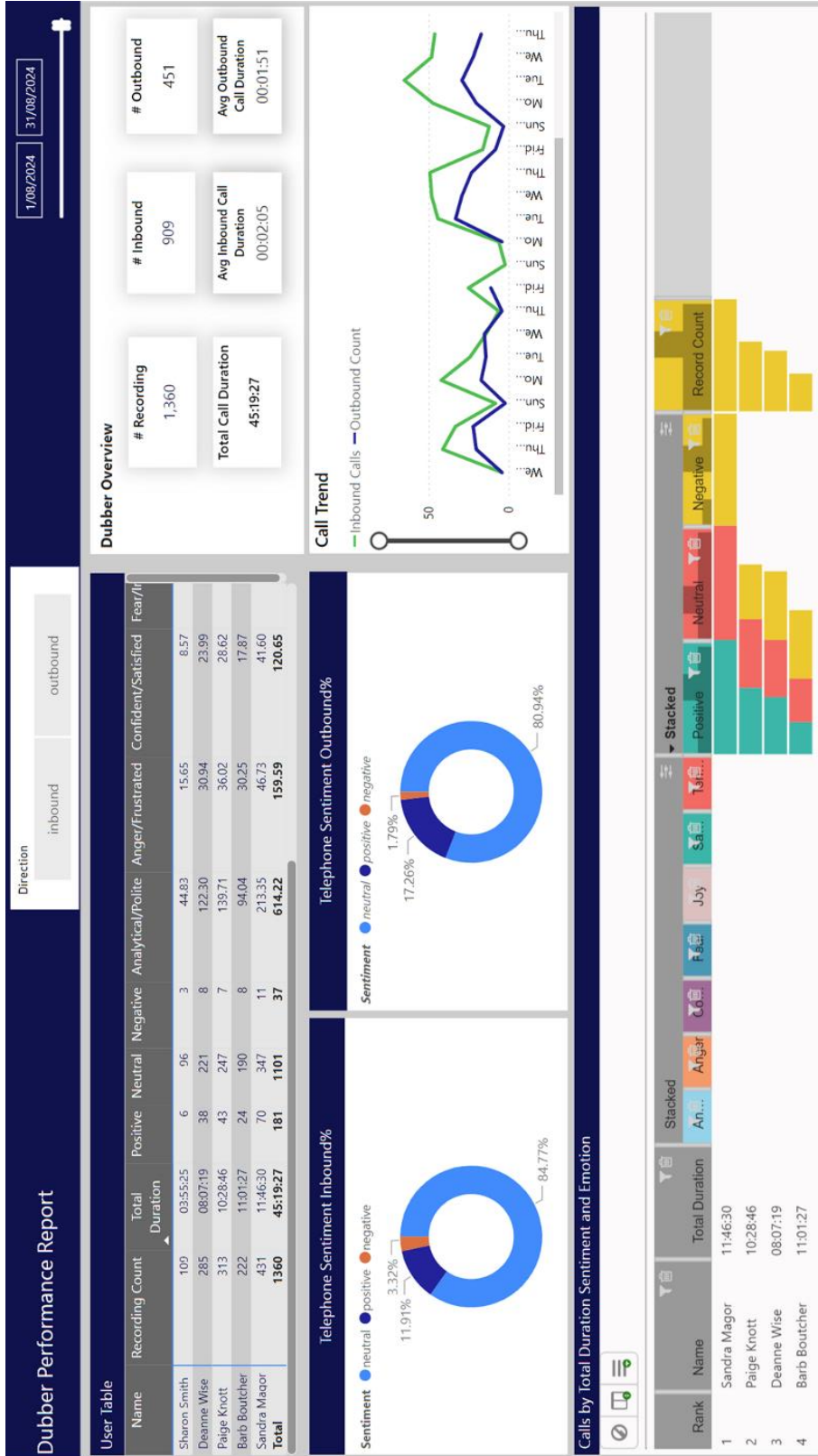


For additional information, please refer to the attached finance report.

5.4. Customer Service:

5.4.1. The following graphs show the breakdown of customer sentiment to Council's Customer Service over the phone during August:

NOTE: Customer Sentiment Stats along with other useful Council reports can be found on Council's website at [Your Council Dashboards](#) | [Devonport City Council](#)



5.4.2 The following graphs details the customer feedback received by Council by email, phone, in person and chatbot in the calendar year to August:



5.5. Parking

5.5.1. Parking statistics this financial year:

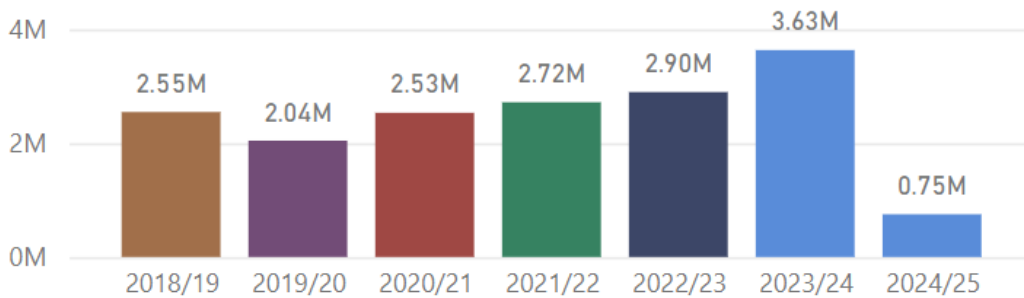
Budget v Revenue Period to Date



Revenue/Budget Period to Date

Description	Budget \$	Revenue \$	Variance \$	Variance %
Edward St CP	\$19,166.66	14,629.72	(\$4,536.94)	-24%
Fenton Way CP	\$4,166.66	3,595.99	(\$570.67)	-14%
Fines Received	\$167,500.00	147,914.00	(\$19,586.00)	-12%
Formby Rd CP	\$46,666.66	36,951.70	(\$9,714.96)	-21%
Fourways CP	\$19,166.66	14,620.65	(\$4,546.01)	-24%
Multi Storey CP	\$55,000.00	60,074.11	\$5,074.11	9%
Other - MPES	\$60,000.00	66,900.69	\$6,900.69	12%
Parking Meters	\$85,770.09	93,717.39	\$7,947.30	9%
Parking Permits	\$39,166.66	53,895.99	\$14,729.33	38%
Payne Ave CP	\$17,500.00	14,186.03	(\$3,313.97)	-19%
Steele St CP	\$13,333.34	9,858.81	(\$3,474.53)	-26%
Wenvoe St CP	\$16,666.66	13,365.14	(\$3,301.52)	-20%
Total	\$544,103.39	529,710.22	(\$14,393.17)	-3%

Previous Years Revenue

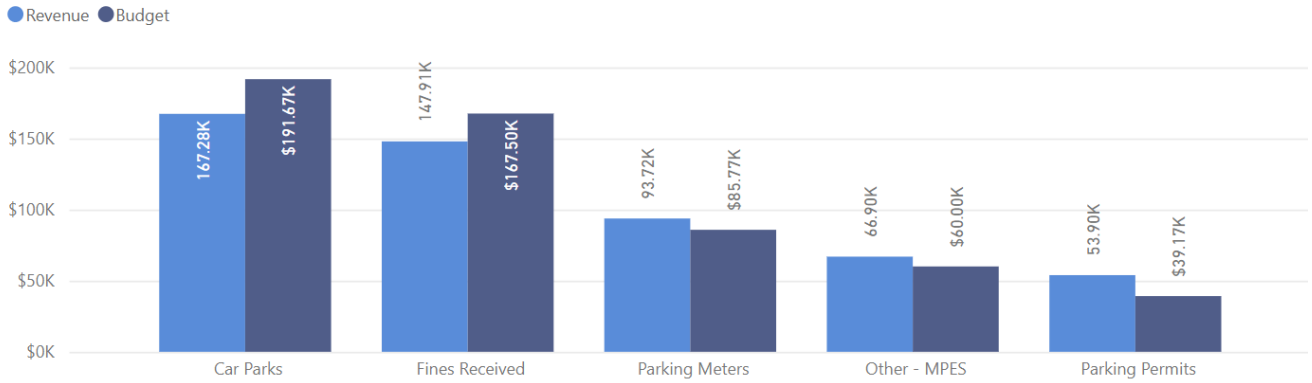


NOTE:

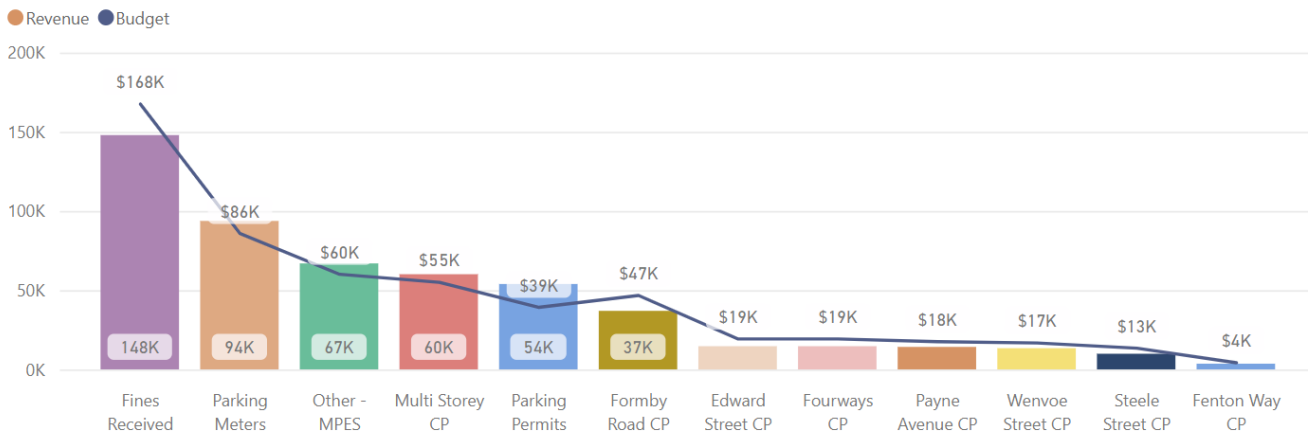
- The timing of cash collection from parking meters usually results in revenue falling in the next period. Cash collected in one month will be recognised in the following month.

5.5.2. Revenue (Revenue v Budget – type breakdown; location breakdown)

Grouped Natural Account - Revenue v Budget Year to Date



Natural Account - Revenue v Budget Year to Date

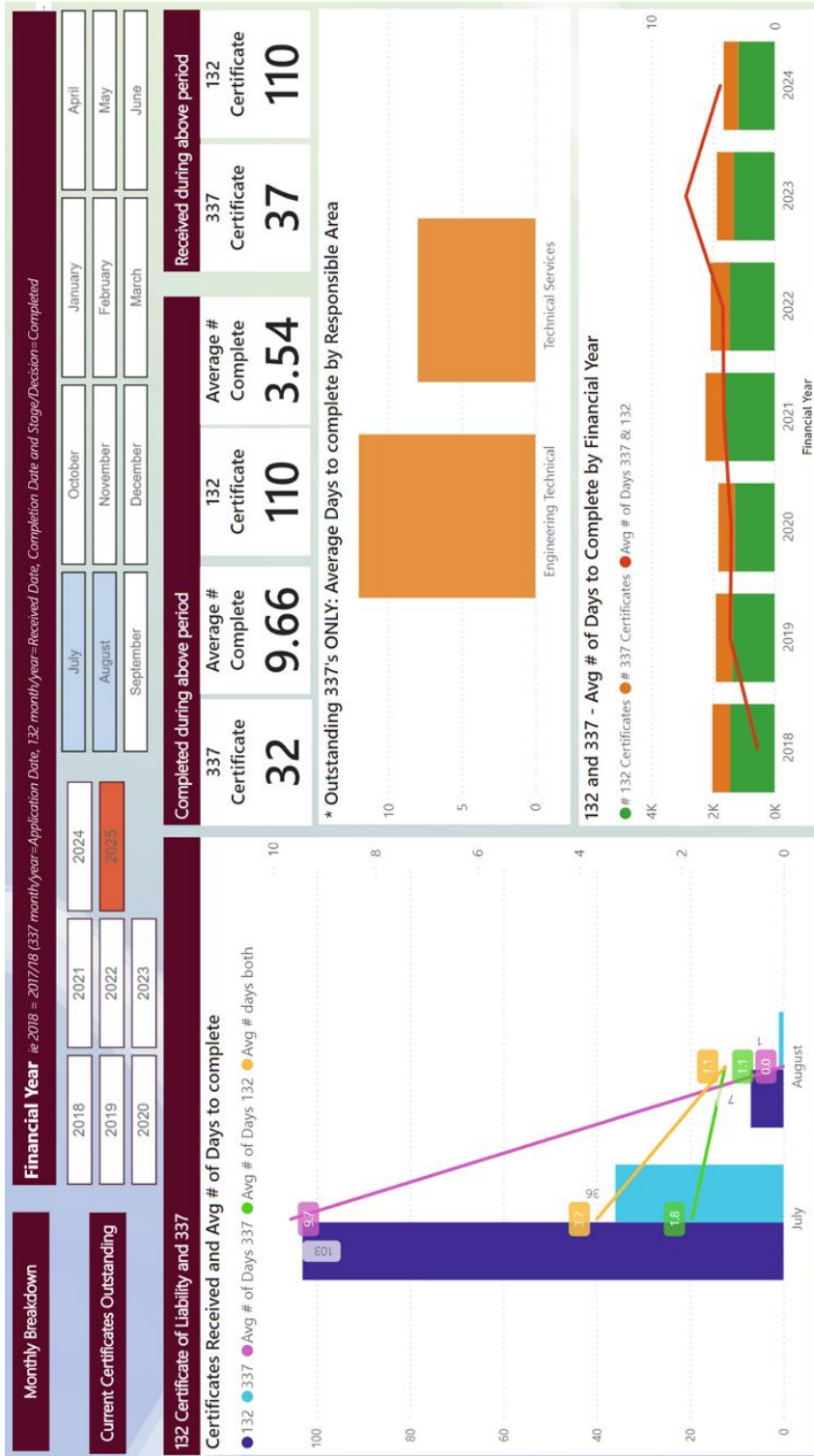


5.5.3. EasyPark Statistics:



Section 132 & 337 Certificates:

5.5.4. Statistics on completed certificates Financial YTD:



5.6 Annual Plan Action Update:

5.6.1. Status as of 31 August 2024:



5.6.2. Action Highlights:

Facilitate the commencement of the new Indie School

Council Officers have progressed the subdivision application to create the new Fenton Street Precinct accommodating the new Indie School development site. The Development Application for the Indie School Project has been lodged with Council and is anticipated to progress to public advertising during September 2024.

Update long-term asset renewal expenditure forecasts to inform Council's Financial Management Strategy

Work is currently underway on the Asset Register data review, condition assessment, deterioration modelling and asset remaining useful life analysis to determine projected asset renewals and capital expenditure forecasts. Once this is complete it will provide the necessary projects for inclusion into Council's Long-Term Strategic Asset Management Plan which will inform the Financial Management Strategy.

Support redevelopment of Valley Road Soccer Centre to establish as premier rectangular ground in Northern Tasmania

Council have completed transfer of the first stage of direct funding support for this project. Tendering for the second stage of works by the Club was scheduled to be completed by late August 2024.

Review tidal Art Award and investigate opportunities to further develop and enhance the program's success

The Paranple Arts Centre Team are currently progressing the planning and implementation of a broadened tidal festival to be held in January and February 2025, including the incorporation of Artist in Residence program which opened for submission in late August 2024.

6. COMMITTEES, AUTHORITIES & EXTERNAL ORGANISATIONS:

6.1. Minutes: There are no minutes for noting for the month of August

COMMUNITY ENGAGEMENT

This report includes information that relates to community engagement undertaken in relation to operational activity.

FINANCIAL IMPLICATIONS

Any financial or budgetary implications related to matters included in this report will be separately reported to Council.

There is not expected to be any impact on Council's operating budget as a result of this report.

RISK IMPLICATIONS

Any specific risk implications have been outlined in the commentary included as part of this report. Any specific risk that is identified as an issue for Council would result in a separate report to Council.

CONCLUSION

This report is provided for information purposes only and to allow Council and the community to be updated on matters of interest.

ATTACHMENTS

1. 20240831 Consolidated Financial Report - Council Meeting [**6.4.1** - 17 pages]

7 CLOSED SESSION

The General Manager advises that in his opinion, the agenda items listed below are prescribed items in accordance with Clause 15 of the *Local Government (Meeting Procedures) Regulations 2015* (ie confidential matters), and therefore Council may by absolute majority determine to close the meeting to the general public.

RECOMMENDATION

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*, the following be dealt with in Closed Session.

Item No	Matter	Local Government (Meeting Procedures) Regulations 2015 Reference
3.1	Confirmation of Closed Minutes – Council Meeting – 26 August 2024	15(2)(g)
3.2	Application for Leave of Absence	15(2)(h)
4.1	Confidential Attachments	15(2)(g)
5.1	General Manager – Contract of Employment	15(2)(g); 15(2)(i)

8 CLOSURE