



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 Council Chambers, on Monday 22 October 2018, commencing at 5:30pm.

The meeting will be open to the public at 5:30pm.

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.

Paul West
GENERAL MANAGER

17 October 2018

November 2018

Meeting	Date	Commencement Time
Council	26 November 2018	5:30pm

**AGENDA FOR AN ORDINARY MEETING OF DEVONPORT CITY COUNCIL
HELD ON MONDAY 22 OCTOBER 2018 IN THE ABERDEEN ROOM AT THE paranable centre,
137 ROOKE STREET, DEVONPORT AT 5:30PM**

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Agenda of an ordinary meeting of the Devonport City Council to be held in the Aberdeen Room at the paranable centre, 137 Rooke Street, Devonport on Monday, 22 October 2018 commencing at 5:30pm.

PRESENT

		Present	Apology
Chair	Ald A L Rockliff (Acting Mayor)		
	Ald L M Perry (Acting Deputy Mayor)		
	Ald C D Emmerton		
	Ald G F Goodwin		
	Ald A J Jarman		
	Ald L M Laycock		
	Ald J F Matthews		
	Ald T M Milne		

ACKNOWLEDGEMENT OF COUNTRY

Council acknowledges and pays respect to the Tasmanian Aboriginal community as the traditional and original owners and continuing custodians of this land.

IN ATTENDANCE

All persons in attendance are advised that it is Council policy to record Council Meetings, in accordance with Council's Audio Recording Policy. The audio recording of this meeting will be made available to the public on Council's website for a minimum period of six months. Members of the public in attendance at the meeting who do not wish for their words to be recorded and/or published on the website, should contact a relevant Council Officer and advise of their wishes prior to the start of the meeting.

1.0 APOLOGIES

2.0 DECLARATIONS OF INTEREST

3.0 PROCEDURAL

3.1 CONFIRMATION OF MINUTES

3.1.1 COUNCIL MEETING - 24 SEPTEMBER 2018

RECOMMENDATION

That the minutes of the Council meeting held on 24 September 2018 as circulated be confirmed.

3.2 PUBLIC QUESTION TIME

Members of the public are invited to ask questions in accordance with Council's Public Question Time Policy (Min No 159/17 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 2 questions per person are permitted.
 6. A maximum period of 3 minutes will be allowed per person.
 7. If time permits, a third question may be asked once all community members who wish to ask questions have done so. A time limit of 2 minutes will apply.
 8. Questions are to be succinct and not contain lengthy preamble.
 9. Questions do not have to be lodged prior to the meeting, however they will preferably be provided in writing.
 10. A question by any member of the public and an answer to that question are not to be debated.
 11. Questions without notice and their answers will be recorded in the minutes.
 12. 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.
 13. 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.
 14. 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.
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3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS

File: 27452 D508418

Responses to questions raised at prior meetings are attached.

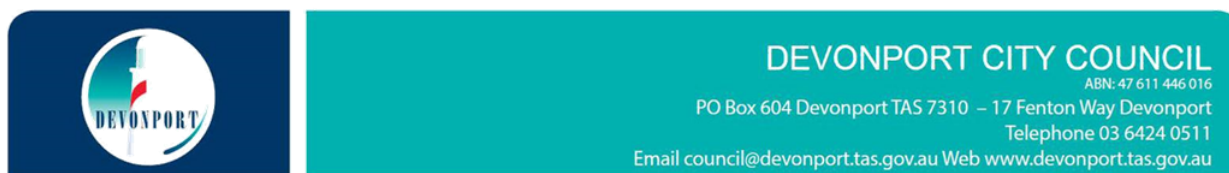
ATTACHMENTS

- ↓1. Response to Public Question - Doug Janney - Council Meeting 24 September 2018 - Multi Storey Car Park
- ↓2. Response to Public Question – Trevor Smith - Council Meeting - 24 September 2018

RECOMMENDATION

That the responses to questions from Mr Doug Janney and Mr Trevor Smith at the 24 September 2018 Council meeting be noted.

Author:	Paul West
Position:	General Manager



2 October 2018

In reply please quote:
File 32161

Mr Douglas Janney
23 Watkinson Street
DEVONPORT TAS 7310

Via email: djanney39@gmail.com

Dear Mr Janney,

QUESTION WITHOUT NOTICE – 24 SEPTEMBER 2018

I refer to your question raised at the Council meeting on 24 September 2018 which was taken on notice and provide the following response:

Question

I communicated to the Council on the 8th July and stated:
"The lane divider on Best St at the entrance to the multi storey car park is dangerous in the dark and wet. Line markings are hard to see and the divider had no illuminating direction sign. My first experience of the foregoing was on Thursday 5th July at about 5:30pm in the dark and heavy rain. The lane divider needs to be appropriately marked forthwith. Please advise when and what will be done"

On the 9th July I was advised that the dangerous situation was under consideration. Some 11 weeks have gone by and nothing has happened!!

At what date will the dangerous street divider no longer be dangerous?

Response

The Best Street entrance to the car park has been monitored since the opening of the car park. There have been no reports of injury or major damage, but there have been reports and evidence of vehicles colliding with the island.

To address the issue, there will be changes to the line marking on the approach to the island. These will be made in the next two weeks, when the specialist line marking removal contractor becomes available. In addition, a reboundable sign will be installed on a trial basis to further increase the visibility of the island.

Yours sincerely

A handwritten signature in blue ink that reads 'Paul West'.

Paul West
GENERAL MANAGER





DEVONPORT CITY COUNCIL

ABN: 47 611 446 016

PO Box 604 Devonport TAS 7310 – 137 Rooke Street, Devonport

Telephone 03 6424 0511

Email council@devonport.tas.gov.au Web www.devonport.tas.gov.au

1 October 2018

In reply please quote:
File 29144/31375/26014Mr Trevor Smith
7 Glen Court
DEVONPORT TAS 7310

Dear Mr Smith,

QUESTIONS WITHOUT NOTICE – 24 SEPTEMBER 2018

I refer to your questions raised at the Council meeting on 24 September 2018 and provide the following response:

Question 1

Could you give me the reasons why this Council is not in favour of compulsory voting in Council elections, where Hobart Council with a bigger population is in favour?

Response

Local government elections are governed by the *Local Government Act 1993*, which states that voting in local government elections is not compulsory. The Council does not have a current position in relation to compulsory voting.

Question 2

Earlier this year, it was mentioned in the *Advocate*, that the Splash Aquatic and Leisure Centre was opened in 2014. I have noticed that the line markings from the entry point at the end of Steele Street, all the way down to the carpark, are in urgent need to be redone after 4 years wear. How soon will these repairs take place in this financial year?

Response

The line marking at the Western end of Steele Street and the Splash car park have been inspected. The line marking was generally found to be in good condition, except for the line marking on the two road humps, which was somewhat worn. The renewal of these markings has been included in a package of work that will be completed later in 2018-19. Please note that this is part of a state-wide contract administered by the Department of State Growth, so the timing of the work is yet to be confirmed.

Question 3

How much has the Devonport Council spent on advertising with the *Advocate* newspaper in the financial years of 2016-17 and also 2017-18?

*The City with Spirit*

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Response

Council spent the following on advertising with the Advocate Newspaper:

- 2016/17 - \$51,200
- 2017/18 - \$50,600

Yours sincerely



Paul West
GENERAL MANAGER

Enquiry Officer: Jacqui Surtees
Direct Line: 0364 240560

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

File: 27452 D501468

At the time of compilation of the agenda no questions on notice from the public were received.

ATTACHMENTS

Nil

Author: Position:	Robyn Woolsey Executive Assistant General Management	Endorsed By: Position:	Paul West General Manager
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3.2.3 Question without notice from the public

3.3 QUESTIONS ON NOTICE FROM ALDERMEN

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

3.4 NOTICES OF MOTION

3.4.1 FUTURE VISITATION - AUSTRALIAN NAVY SHIPS - NOTICE OF MOTION - ALD L M LAYCOCK

File: 20256 D549874

In accordance with Regulation 16(5) of the *Local Government (Meeting Procedures) Regulations 2015*, a notice of motion has been received from Alderman L M Laycock.

ATTACHMENTS

Nil

MOTION

"That this Council investigate future visits of Australian Navy ships into Devonport, through Naval headquarters in Hobart and make contact with the American Embassy in Canberra regarding their Naval ships visiting our port as well."

SUPPORT

There were no supporting comments provided.

OFFICER'S COMMENTS

Should Council support the motion it would be appropriate to enlist the support of TasPorts in jointly approaching the entities to encourage more Naval visits to Devonport.

4.0 PLANNING AUTHORITY MATTERS

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

5.0 REPORTS

5.1 TENDER REPORT CF0023 SUPPLY & DELIVERY OF SIDE LOAD GARBAGE TRUCK

File: 35561-01 D547429

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 5.5.2 Ensure comprehensive financial planning to meet sustainability requirements

SUMMARY

This report seeks Council's approval to purchase a side load garbage truck from Isuzu Australia.

BACKGROUND

This report considers tenders received for the replacement of the "Side Load Garbage Truck" listed within the 2018/19 capital expenditure budget.

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.

DISCUSSION

Council operates two side load garbage trucks, collecting domestic waste from the kerbside and emptying them at the Spreyton Waste Transfer Station.

This service is time critical with little opportunity for down time. Breakdowns require a backup truck to be hired to ensure daily pick up routes are completed.

One truck was purchased early in 2013, and the other later the same year. The older of the two trucks has now reached a point where replacement is the most cost-effective option. A budget allocation was made in the 2018/19 capital works program on the basis that the existing truck would be sold as a trade-in to the successful tenderer and is shown in Table 1 below.

TABLE 1

Item	Budget
New side arm garbage truck	\$350,000
Less trade-in on existing truck	-\$ 40,000
Net expenditure	\$310,000

The Tender Planning and Evaluation Committee minutes were prepared, and confidential copies can be made available upon request by Aldermen.

Quotations were invited through the 'Local Buy' purchasing initiative. This is a collaborative purchasing arrangement that provides competitive tendering on a large scale. This arrangement is undertaken in accordance with the procurement principles which are required by the *Local Government Act 1993*.

Tenders were received from five companies. Tenders are summarised in table 2 below.

TABLE 2

No.	Tender	Status	Purchase Price (ex GST)	Trade in Price (ex GST)	Tender Price (ex GST)
1	Isuzu Australia	conforming	\$369,672	\$34,090	\$335,582
2	Bucher Municipal Pty Ltd (ACCO)	conforming	\$372,148	\$29,810	\$342,338
3	Bucher Municipal Pty Ltd (Volvo)	conforming	\$375,806	\$29,810	\$345,996
4	Volvo	conforming	\$383,700	\$37,272	\$346,427
5	Superior Pak	Non-conforming			

The total tender price includes on road costs.

Superior Pak's submission offered only the compaction unit. A truck was not included and therefore the submission was non-conforming.

In accordance with Council's Code of Tenders and Contracts, a Tender Planning and Evaluation Committee was formed to evaluate the tenders received.

The Tender Planning and Evaluation Committee have considered the tenders against each of the selection criteria, these being:

- Tendered Price
- Essential Specification
- Operators Assessment

The assessment from the Tender Planning and Evaluation Committee, taking into account the tendered prices, the essential specifications and operator's assessments, has determined that the Isuzu Australia tender meets Council's operational requirements and is therefore most likely to offer "best value" in relation to supply and delivery of a side load garbage truck.

The Tender Planning and Evaluation Committee minutes are available for Aldermen to view, if desired.

The "best value" submission from Isuzu Australia includes an Isuzu truck body fitted with a Bucher Municipal waste body. Examples can be seen below:



Isuzu FVD 165-300 Auto



Bucher Municipal "Single Person Operator Refuse Truck" -14m³

COMMUNITY ENGAGEMENT

Tender applications were requested through the purchasing system 'Local Buy' allowing potential suppliers the opportunity to tender.

FINANCIAL IMPLICATIONS

The 2018/19 capital expenditure budget includes an allocation for "Side Arm Garbage Truck Replacement" of \$310,000.

The tendered sum of \$369,672 for the purchase of the side load garbage truck offered by Isuzu Australia and the trade-in price for the existing truck of \$34,090 results in a net expenditure of \$335,582.

The purchase price for the new truck is higher than anticipated and the trade-in price is lower, resulting in an over-expenditure of \$25,582.

It may be possible to partially offset this over-expenditure with saving on other plant and fleet purchases. As this is the largest single purchase in the plant replacement program, a full offset may be unlikely and will be highly dependent on market forces.

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 in compliance with Section 333A of the *Local Government Act 1993*.

An over expenditure of \$25,582 impacts the ability of Council to deliver its capital works program within the allocated budget.

Deferring the purchase, however, will keep the existing truck in service. This will likely result in increased downtime and maintenance costs. Substituting for a lesser product is similarly not an option as the 'best value' tender was also the lowest priced.

CONCLUSION

Taking into account the selection criteria assessment, the Tender Planning and Evaluation Committee has determined that Isuzu Australia meets Council's operational requirements and is therefore most likely to offer "best value" in relation to Supply & Delivery of a side load garbage truck.

ATTACHMENTS

Nil

RECOMMENDATION

That Council, in relation to Contract CF0023 supply & delivery side load garbage truck:

1. award the tender to Isuzu Australia for the tendered sum of \$335,582 (ex GST); and
2. accept additional expenditure of \$25,582, above the budget allocation.

Author:	Shannon Eade	Endorsed By:	Matthew Atkins
Position:	Project Management Officer	Position:	Deputy General Manager

5.2 TENDER REPORT CONTRACT CB0091 EAST DEVONPORT FORESHORE TOILET

File: 34860 D548960

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 2.3.3 Provide and maintain Council buildings, facilities and amenities to appropriate standards

SUMMARY

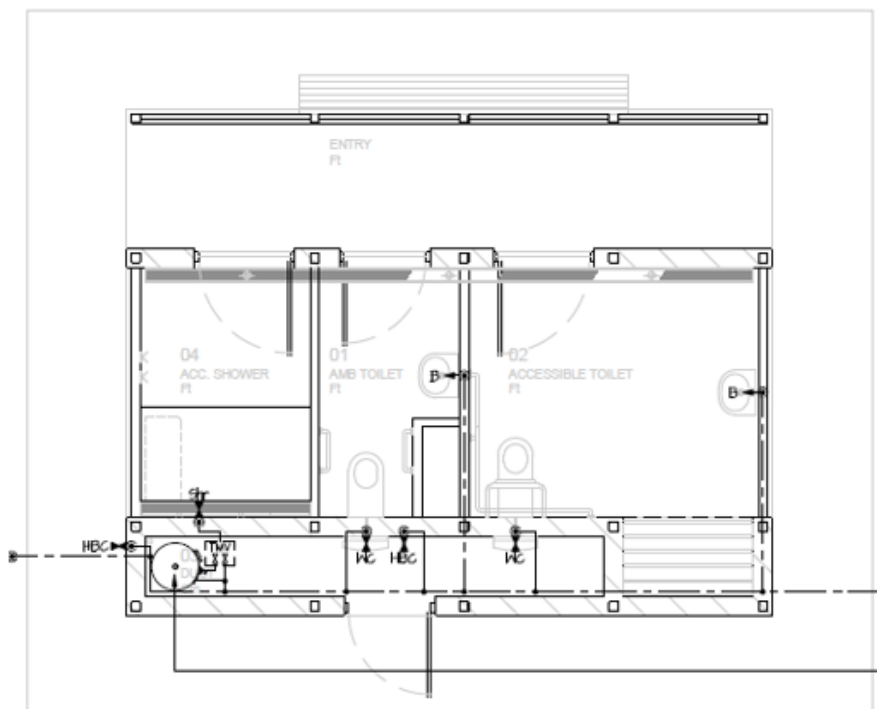
This report seeks Council's approval to award Contract CB0091, East Devonport Foreshore toilet renewal to AJR Construct Pty Ltd for a lump sum of \$188,983.08.

BACKGROUND

The 2017/18 capital expenditure budget included an allocation of \$200,000 for the "Payne Avenue toilet block renewal". This budget allocation was reallocated for the purpose of renewing the East Devonport foreshore toilet block as a result of IWC46/17 Resolution in December 2017.

Building design consultant 6ty were engaged in February 2018 to complete the design documentation, tendering and project management. As design documentation was developed throughout the first half of 2018, funds have been carried forward into the 2018/19 financial year to complete the construction of the project.

This report considers tenders received for "East Devonport Foreshore toilet renewal". The new facility will be situated in the same location as the existing building. The facility will feature an accessible toilet, an ambulant toilet and an accessible shower and will have a consistent look and feel with the recently completed toilet block in Pioneer Park.



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.

DISCUSSION

In accordance with Council's Code of Tenders and Contracts, the Tender Evaluation process was completed by consulting firm 6ty to evaluate all tenders received.

Tenders were received from three companies. All tenders received were conforming and are summarised in table 1.

TABLE 1

No.	Tender	Status	Tender Price (ex GST)
1	AJR Construct Pty Ltd	Conforming	\$188,983
2	Stubbs Construction Pty Ltd	Conforming	\$205,799
3	Fairbrother Pty Ltd	Conforming	\$225,752

The Tender Evaluation process considered the tenders against each of the selection criteria, these being:

- Relevant Experience
- Quality, Safety and Environmental Management
- Methodology
- Price

6ty indicated that AJR Construct Pty Ltd scored highest overall against the selection criteria and therefore offers Council the best value for money.

AJR Construct Pty Ltd have nominated to complete the work by the end of December 2018.

COMMUNITY ENGAGEMENT

A public advertisement calling for tenders was placed in the Advocate Newspaper on 11 August 2018 and tenders were also advertised on Council's website.

FINANCIAL IMPLICATIONS

The 2018/19 capital expenditure budget includes two allocations for the proposed works "East Devonport foreshore toilet block" as shown in table 2.

The tender received from AJR Construct Pty Ltd is \$188,983. The breakdown of the budget for this project is summarised below in table 2.

TABLE 2

No.	Tender	Budget (ex GST)
1	Contract CB0091	\$188,983
2	Project management/administration	\$ 16,500
3	Building Surveyor, building & plumbing permits	\$ 3,000
4	Construction contingency (5% of contract value)	\$ 9,500
	TOTAL	\$217,983

The contingency allowance for this project is 5% of the contract price. The risk of unplanned variations is low considering the proposed building construction methods and experience gained through the Pioneer Park toilet block project.

A \$200,000 budget allowance was originally made in the 2017/18 capital works program for a toilet block in Payne Avenue. These funds will be carried forward along with an additional allocation of \$18,000 to complete this project.

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 in compliance with Section 333A of the *Local Government Act 1993*.

CONCLUSION

Considering the selection criteria assessment, the Tender Evaluation completed by 6ty has been reviewed by Council Officers and has determined that AJR Construct Pty Ltd meets Council's requirements and is therefore most likely to offer "best value" in relation to Contract CB0091 East Devonport foreshore toilet block.

ATTACHMENTS

Nil

RECOMMENDATION

That Council, in relation to Contract CB0091 East Devonport foreshore toilet block:

- a) award the contract to AJR Construct Pty Ltd for the tendered sum of \$188,983 (ex GST);
- b) note that project management & administration cost for the project are \$19,500 (ex GST); and
- c) note a construction contingency of \$9,500 (ex GST) has been allowed.

Author:	Jamie Goodwin	Endorsed By:	Matthew Atkins
Position:	Project Manager	Position:	Deputy General Manager

5.3 TASMANIAN MASTERS GAMES

File: 34341 D549142

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 4.1.6 Build capacity of the sport and recreation sector and ensure community involvement in planning sport and recreation facilities

SUMMARY

For Council to consider the future of the proposed Tasmanian Masters Games (TMG).

BACKGROUND

At Council's March 2018 meeting, it was determined as follows:

"That in relation to the proposed Tasmanian Masters Games, Council

- (a) determine that the Games not proceed in October 2018; and*
- (b) further consider its approach to the staging of the Games in the future subject to a commitment of funding support from the State Government and/or through external sponsorship."*

Several meetings have been held between Council and State Government representatives regarding concerns of low participation and possible funding sources.

STATUTORY REQUIREMENTS

There are no statutory requirements which relate to this report.

DISCUSSION

As outlined in the report to Council in March 2018, there were a number of concerns regarding the staging of the event, including access to funding and participation rates due to conflicting events of this nature, which have been well established in sporting calendars for many years.

An indicative budget was prepared for inclusion in the TMG Business Plan. The budget is dependent on the final business model, registration numbers, sponsorship and external financial support. An amount of \$70,000 was included in the budget to be sourced from the State Government and local sponsorship, however this has not been forthcoming.

No funds have been committed to the event other than \$5,000 sponsorship from Senator Steve Martin. The budget is also heavily reliant on Council in-kind support (staff resources, ground preparation including line marking etc and equipment hire).

Discussions have since been held with the Manager Sport and Recreation, Department of Premier and Cabinet regarding any funding possibilities. The advice received indicates that Council's current concept of TMG would need to be re-worked and that due to other more established Games across Australia, it would be very difficult to engage and secure participants.

Due to both the budget and participation concerns, Council may wish to re-consider the concept of TMG and/or whether it wishes to provide more funding for it in the 2019/20 budget.

COMMUNITY ENGAGEMENT

There has been no community engagement undertaken as a result of this report. It has previously been announced that the inaugural TMG was going to be held in October 2018.

FINANCIAL IMPLICATIONS

An indicative budget was prepared for inclusion in the Business Plan. The budget is dependent on the final business model, registration numbers, sponsorship and external financial support (\$70,000 State Govt and local sponsorship).

The indicative budget as currently drafted relies heavily on State Government funding, sponsorship and significant Council in-kind support. If Council proceeds with the TMG without guaranteed funding, there will be a need to commit more funds in the 2019/20 budget to cover the costs of running the event which could potentially be between \$30k and \$50k depending on the success of securing other funding sources.

RISK IMPLICATIONS

Low participant numbers will have an impact on the financial contribution required from Council.

Council could suffer reputational risk by running the TMG with low participant numbers and its future relevance on the Masters' calendar could then be potentially damaged.

Some members of the sporting community may be critical of Council if it determines not to proceed with the TMG considering the previous announcements.

CONCLUSION

Due to the inability to secure funding at this time, Council may wish to determine not to proceed with the Masters Games concept. Alternatively, Council may wish to provide funding in the 2019/20 budget to enable the Masters Games to be held.

ATTACHMENTS

Nil

RECOMMENDATION

Option A

That Council, based on the likely difficulty in securing sponsorship and participation for the Tasmanian Masters Games, determine not to proceed with the concept at this time.

OR

Option B

That Council, in relation to the Tasmanian Masters Games, determine that it will proceed with the event in the financial year 2019/20 and understands that this will require funding to be sourced and/or allocated as part of Council's 2019/20 budget.

Author:	Karen Hampton	Endorsed By:	Paul West
Position:	Community Services Manager	Position:	General Manager

5.4 TASTE THE HARVEST - FINANCIAL SUPPORT REQUEST FROM LIONS CLUB OF CITY OF DEVONPORT INC.

File: 33665-81 D549148

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 4.2.2 Cultural facilities and programs are well planned and promoted to increase accessibility and sustainability, active engagement and strong participation for the benefit of current and future generations

SUMMARY

This report is provided for Council to consider a request from the Lions Club of City of Devonport Inc. (Lions Club) for the Taste the Harvest Festival to be underwritten by Council to a maximum of \$10,000 should the event have to be cancelled due to weather conditions.

BACKGROUND

The Lions Club has had a partnership agreement with Council for several years relating to the running of the "Taste the Harvest" event. In September 2015, following an approach by the Lions Club, Council determined as follows:

"That Council agrees to:

- (a) Continue to support the Lions Club of City of Devonport Inc as detailed in the Heads of Agreement; and*
- (b) Underwrite the Taste the Harvest event for the next three years up to a maximum of \$10,000 per year based on agreed criteria."*

The three-year period to underwrite the event expired following the January 2018 event. The current Partnership Agreement with the Lions Club has another two years to run and the Lions Club has requested that Council consider underwriting the event for the duration of the current Agreement.

STATUTORY REQUIREMENTS

There are no statutory requirements which relate to this report. Any funding provided would need to be listed in the Annual Report in compliance with Section 77 of the *Local Government Act 1993*.

DISCUSSION

A Partnership Agreement currently exists between Council and Lions Club for Taste the Harvest which sets out the responsibilities of each party and the assistance that Council will provide on an annual basis towards the running of the event.

The Lions Club has made several changes to the event to ensure its continued sustainability and are planning to hold the event in February 2019 in a bid to increase attendances and reduce the risk of inclement weather.

There remains a risk, however, to the Lions Club if the event had to be cancelled due to inclement weather. An approach has therefore been made by the Lions Club to request that the Taste the Harvest event continue to be underwritten to the value of \$10,000 by Council.

Under the partnership agreement, Council's responsibilities include:

Report to Council meeting on 22 October 2018

- Financial contribution - \$5,000 to assist the organiser to engage appropriate marketing support;
- Service Assistance – organising stage hire, organising road closure information and advertising, equipment hire from Operations Centre, access to power and water and the provision of a road closure map.

It is recommended that if Council agrees to underwrite the event for the remaining term of the Partnership Agreement (2019 and 2020), that the previous condition relating to underwriting the event applies. The conditions would be:

"In case of cancellation of the event due to severe weather, rain or snow, DCC agrees to pay the Organiser up to a maximum of \$10,000 upon application to mitigate losses. The underwriting will only apply where:

- a) The event cannot be postponed due to reasons out of the control of the organiser;*
- b) There is a forecast of significant rain on the day of the event;*
- c) A severe weather warning is issued by the Bureau of Meteorology covering 12 hours either side of the event."*

COMMUNITY ENGAGEMENT

There has been no community engagement undertaken in relation to this report.

Consultation has been undertaken with the Lions Club and the matter was discussed at a Council workshop.

FINANCIAL IMPLICATIONS

Whilst no provision has been made in the Council's 2018/19 operating budget for this amount, it may not be required depending on the success or otherwise of the event.

RISK IMPLICATIONS

- *Consultation and/or Communication*
There is a risk that if Council underwrite the event, a precedent will be created for other service clubs and event organisers to submit similar requests to Council.

CONCLUSION

Taste of the Harvest is a significant event for Devonport and Council should continue to support the Lions Club through the Partnership Agreement.

ATTACHMENTS

Nil

RECOMMENDATION

That Council in relation to the request from the Devonport Lions Club Inc agree to underwrite the Taste the Harvest event for the 2019 and 2020 events, up to a maximum of \$10,000, should the event have to be cancelled due to weather conditions.

Author:	Karen Hampton	Endorsed By:	Paul West
Position:	Community Services Manager	Position:	General Manager

5.5 DEVONPORT BASKETBALL COUNCIL - GYMNASIUM EQUIPMENT

File: 30520 D549151

RELEVANT PORTFOLIO

General Manager

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

- Strategy 4.1.1 Provide sport, recreation and leisure facilities and programs to meet the needs of the community

SUMMARY

To consider transferring ownership of gym equipment, owned by Council at the Devonport Recreation Centre, which is currently leased to the Devonport Basketball Council to them.

BACKGROUND

Devonport Basketball Council (DBC) currently have a five-year lease for use of the office, storeroom, meeting room and sole use of gym equipment at Devonport Recreation Centre.

Prior to the Splash Aquatic Centre opening, Council operated a weights gym as part of the Devonport Recreation Centre but once an agreement was entered into with Belgravia Leisure Pty Ltd to operate the new aquatic centre, it was agreed that Council would no longer operate a gym.

For approximately five years, the equipment has been solely used by the Devonport Basketball Council who undertake regular checks on it for maintenance and safety. Whilst the equipment remains in Council ownership, there is a risk of Council being implicated should an injury occur from the use of the equipment.

STATUTORY REQUIREMENTS

There are no statutory requirements which relate to this report.

DISCUSSION

A discussion was recently held with representatives of the Devonport Basketball Council as to whether their organisation would be interested in taking ownership of the equipment and therefore, be responsible for all liability arising as a result of its use. Their Board determined that they would be interested in taking ownership, should Council agree to 'gift' the equipment to them.

Due to the risk associated with this type of activity, it is recommended that Council consider gifting the gymnasium items to the Devonport Basketball Council upon the signing of a Deed acknowledging their ownership and the transfer of all future liability responsibility.

The table below is an extract from Council's Asset Register as it relates to the gymnasium equipment at the Recreation Centre. It is noted that only two items still have any value and this is minimal (\$1,912.45 in total). All other items, due to their age, have been fully depreciated.

Description	Commission Date	Current Asset Cost	Current Depreciation	Written Down Value
Gymnasium Floor Mat	27/06/1995	2,058.34	2,058.34	0.00
Sportsart T650M Rehabilitation Treadmill	23/01/2008	5,962.29	5,962.29	0.00

Report to Council meeting on 22 October 2018

Concept 11D Commercial Indoor Rower	23/01/2008	2,608.40	2,608.40	0.00
Sportsart E825 Commercial Elliptical	23/01/2008	4,544.86	4,544.86	0.00
Sportsart XT-20 Commercial X-Trainer	23/01/2008	5,482.75	5,482.75	0.00
Sportsart C53U Commercial Upright Bike No 1	23/01/2008	2,781.09	2,781.09	0.00
Sportsart C53U Commercial Upright Bike No 2	23/01/2008	2,781.09	2,781.09	0.00
Misc. Gymnasium Equipment - Devonport Recreation Centre	1/01/1994	48,667.56	48,667.56	0.00
PO93T Treadmill; Serial(s) - LFA0005288	17/02/2010	5,866.35	4,956.42	909.93
93T Treadmill	29/06/2010	5,250.00	4,247.48	1,002.52

COMMUNITY ENGAGEMENT

No community consultation has been undertaken as a result of this report. As the gym equipment is only used by the Devonport Basketball Council in accordance with its lease, the donation of the equipment to them will not impact on the broader community.

FINANCIAL IMPLICATIONS

The majority of the equipment has been 'written down' to a nil balance on Council's Asset Register. There is a balance of \$1,912.45 remaining and this amount will be disclosed as a loss on disposal of equipment.

RISK IMPLICATIONS

Whilst the equipment remains in Council ownership, but not under its control, there is a risk of liability should a DBC member be injured whilst using the equipment.

CONCLUSION

Given the DBC's sole use and control of the equipment, it would seem logical that it be transferred to their ownership.

ATTACHMENTS

Nil

RECOMMENDATION

That Council:

- a) transfer ownership of all gymnasium equipment located at the Devonport Recreation Centre to Devonport Basketball Council upon the signing of a transfer deed accepting all responsibility for the equipment; and
- b) write off an amount of \$1,912.45 relating to two items of gymnasium equipment.

Author:	Karen Hampton	Endorsed By:	Paul West
Position:	Community Services Manager	Position:	General Manager

5.6 CAPITAL PROJECTS FUNDING - CARRIED FORWARDS 1 JULY 2018

File: 31641 D549565

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

- Strategy 5.5.1 Provide financial services to support Council's operations and meet reporting and accountability requirements

SUMMARY

This report is provided to inform Council of the carried forward capital projects as at 1 July 2018.

BACKGROUND

Council had several capital projects that it had not completed at 30 June 2018. A number of the projects were either underway and had not been fully completed or had for various reasons not commenced.

STATUTORY REQUIREMENTS

Council needs to 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 2018/19 are recorded and reported upon accurately during the year.

DISCUSSION

In previous years the reconciliation of the carried forward capital projects were considered in conjunction with the Audited Financial Statements. Due to a delay in the Tasmanian Audit Office undertaking the audit this year it has been determined to provide the carried forward capital projects report separately.

Council spent \$47.1M on capital works during the 2017/18 financial year from a total estimated project value of \$63.2M. A reconciliation of the Capital Works Program for 2017/18 is as follows:

	Capital Funding Available			Capital Expenditure		
	C/fw from 2016/17 and adjustments 2017/18	Original Budget Alloc.	Total Budget	Actual	To be C/fw to 2018/19	Unspent / Savings
Public Space/Rec Facilities	194,998	759,400	954,398	349,966	537,319	67,113
Stormwater	2,680,214	1,638,000	4,318,214	3,380,324	832,695	105,195
Transport	161,927	610,000	771,927	607,556	65,064	99,307
Plant & Fleet	916,804	5,065,000	5,981,804	4,608,488	840,688	532,628
Office Equipment	267,051	549,100	816,151	271,223	544,928	-
LIVING CITY	188,495	399,200	587,695	194,395	160,193	233,107
	9,929,021	39,900,000	49,829,021	37,716,985	12,112,036	-
TOTAL CAPITAL WORKS	\$ 14,338,510	\$ 48,920,700	\$ 63,259,210	\$ 47,128,937	\$ 15,092,923	\$ 1,037,350

There was a saving of \$1,037,350 on the capital budget in 2017/18. The total carried forward amount of \$15,092,923 is the balance of funding in the 2017/18 capital account.

The following table details the carried forward capital works now identified as a result of the finalisation of the year end reports.

Report to Council meeting on 22 October 2018

Project	Budget 2018/19	Balance C/fw 2017/18	Additional Funds Required	Updated Budget 2018/19
Public Space & Recreation				
Signage Strategy Actions		23,744	-	23,744
Don River Rail Trail - Don to Tugrah		112,443	-	112,443
Aquatic Centre Filter Replacements		134,867		134,867
Vietnam Vets - BBQ Shelter Renewal		79,137		79,137
Fitness Equipment - East Devonport		87,128		87,128
Mersey Vale Cemetery - Children's Area		100,000		100,000
Transport				
Formby Rd / Best Street Intersection		261,896	-	261,896
Parking Infrastructure Renewal	25,000	42,366		67,366
Mersey Bluff Pedestrian Links	125,000	74,850		199,850
Forth Road Pedestrian Link		6,323		6,323
Bishops Road Renewal		455,253	60,000	515,253
Stormwater				
Squibbs Road Drainage Improvements		63,831	20,000	83,831
William Street Catchment - Stage 7		1,233	10,767	12,000
Maidstone Park - stormwater NE of Oval			4,404	4,404
Buildings & Facilities				
East Devonport Toilet Block Renewal		200,000	18,000	218,000
Art Gallery / VIC Integration		632,695	200,000	832,695
Plant & Fleet				
Hire Plant Replacements	585,000	350,309		935,309
Minor Plant Replacements	44,000	66,981	-	110,981
Fleet Replacements	198,000	127,639	-	325,639
Office & Equipment				
Office Equipment		41,138	-	41,138
Information Technology	276,000	119,054	-	395,054
Living City				
		12,112,036		12,112,036
CARRIED FORWARD CAPITAL WORKS	\$ 1,253,000	\$ 15,092,923	\$ 313,171	\$ 16,659,094

As noted in the table above there is \$313,171 additional funds required for projects above the amount of the recognised carried forwards. This amount is more than adequately compensated by the savings recognised in the overall capital budget of \$1,037,350.

COMMUNITY ENGAGEMENT

There has been no community engagement in relation to this report. There has however been regular reporting of the capital program throughout the year.

FINANCIAL IMPLICATIONS

The financial aspects of this report are outlined in the discussion section of this report.

RISK IMPLICATIONS

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

CONCLUSION

The report is provided for Council consideration.

ATTACHMENTS

Nil

RECOMMENDATION

That the report of the General Manager relating to the carried forward capital works for the year commencing 1 July 2018 be received and that Council in accordance with Section 82(4) of the *Local Government Act 1993* by absolute majority amend the 2018/19 estimates to adjust the carried forward capital works projects budget as listed in this report to the value of \$16,659,094.

Author:	Paul West	Endorsed By:	Paul West
Position:	General Manager	Position:	General Manager

6.0 INFORMATION

6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING

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
1/10/2018	Taste the Harvest	Discussion on terms of the partnership agreement with Council
	Devonport Basketball Council	Consideration of future of gym equipment at the Devonport Recreation Centre
	Devonport Motor Show Committee	Presentation by Motor Show representatives of plans for the 2019 event and their strategic plan.
	Coastal Pathway	Discussion on the development of the Coastal Pathway – Latrobe to Heybridge
	Waterfront Hotel	Update on the Waterfront Hotel sale contract
	BSMC – Opening Hours	Discussion regarding proposed changes to the Bass Strait Maritime Centre Opening Hours
	Drought Relief	Consideration of a challenge from Circular Head Council to all Tasmanian Councils to donate funds to Red Cross to assist with the drought relief effort.
	Parking – Review of “Free after 3” in July	Further discussion on the “Free after 3” parking initiative.

RECOMMENDATION

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

Author: Position:	Robyn Woolsey Executive Assistant Management	General	Endorsed By: Position:	Paul West General Manager
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6.2 MAYOR'S REPORT

File: 22947 D498992

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 5.3.2 Provide appropriate support to elected members to enable them to discharge their functions

SUMMARY

This report details meetings and functions attended by the Acting Mayor.

BACKGROUND

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

STATUTORY REQUIREMENTS

There are no statutory requirements which relate to this report.

DISCUSSION

In her capacity as Acting Mayor, Alderman Annette Rockliff attended the following meetings and functions 15 September to 12 October 2018:

- Council meeting, Various Council Committee, Special Interest Group and Working Group meetings as required.
- Media - Martin Agatyn (x2), ABC Radio
- East Devonport Retailers Workshop
- Maidstone Park Controlling Authority meeting
- East Devonport Child & Family Centre - Car Park Mural official opening
- Devonport Child Care Centre AGM & Board meeting
- Beacon Foundation - mentoring at Devonport High School (x4)
- Devonport Strikers Annual Dinner & Presentation Night
- Devonport Pacing Club Annual Dinner & Presentation Night
- Arboretum Photographic Exhibition
- Meetings with residents
- Tasmanian Suicide Prevention Committee meeting
- Festival of Learning Forum
- Judging - Beacon Foundation High Schools Dessert Challenge
- Don College event
- Met with DCCI President
- Hillcrest Primary School class visit
- Family Violence Consultative Group Meeting
- Opening of Diabetes Tasmania and Cancer Council of Tasmania – new joint office in Devonport
- Tourism Association Annual Luncheon
- CCA Board Workshop
- Arboretum AGM
- Chaired NW Suicide Prevention Working Group meeting
- Rural Clinical School Community Advisory Group meeting
- Devonport Soroptimists meeting
- Arboretum Committee meeting
- Suicide Prevention Working Groups met with local evaluation team

Report to Council meeting on 22 October 2018

- Candidates Forum
- Official opening of Interact Devonport office
- Players' Tea with Mersey Colts Cricket Club
- Official opening of LIVING CITY Stage 1
- Cocktail party on board HMAS Warramunga
- Officially launched Melrose history book

ATTACHMENTS

Nil

RECOMMENDATION

That the Mayor's report be received and noted.

6.3 GENERAL MANAGER'S REPORT - OCTOBER 2018

File: 29092 D498976

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

- Strategy 5.8.2 Ensure access to Council information that meets user demands, is easy to understand, whilst complying with legislative requirements

SUMMARY

This report provides a summary of the activities undertaken by the General Manager, 20 September to 17 October 2018. It also provides information on matters that may be of interest to Aldermen 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 several internal staff and management meetings.
- 1.2. Attended Workshops, Section 23 Committee and Council Meetings as required.
- 1.3. A number of matters relating to the 2018 Council Election process was considered and actioned. The voting period closes on Tuesday 30 October 2018 at 10:00am. Results will be progressively advised over the following few days.

2. LIVING CITY

- 2.1. Participated in a presentation of the final waterfront development application design drawings by Lyons Architects. It is expected that as a result of the finalisation of the drawings, that the development application will soon be submitted for formal processing.
- 2.2. Attended the official opening of the paranapple centre and the paranapple convention centre. The building was officially opened by representatives of the Tasmanian Government (Premier, Hon Will Hodgman and Deputy Premier, Hon Jeremy Rockliff), representatives of the Australian Government (Senator Richard Colbeck and Senator Steve Martin) and the Acting Mayor, Ald Annette Rockliff.

3. COMMUNITY ENGAGEMENT (RESIDENTS & COMMUNITY GROUPS)

- 3.1. Visited the Loaves and Fishes Tasmania facility recently developed in Devonport. An initiative of Devonport Chaplaincy, partnering with SecondBite Tasmania, Loaves & Fishes Tasmania was established in 2017 to address the gap in the

emergency food relief sector in Tasmania. This gap is the lack of access to ready-to-eat, nutritious meals for the community's most vulnerable.

- 3.2. Met with a local resident to discuss matters relating to road safety issues identified.
- 3.3. Attended the Tourism Industry Council Luncheon at the paranapple convention centre. The guest speaker at this event was John O'Sullivan the Managing Director of Tourism Australia.
- 3.4. Attended the DCCI organised candidates' forum.
- 3.5. Attended the "50 Year Ratepayer Lunch" hosted by Council during Seniors Week at the paranapple convention centre. Over 85 people attended this event.
- 3.6. Met with representatives of the Rotary Club Devonport North to discuss the Mersey Bluff SeaWalk proposal. It was agreed to support the Steering Committee in progressing the development of grant applications for funding for the project.
- 3.7. Met with a resident in relation to a dog complaint.

4. NATIONAL, REGIONAL AND STATE BASED LOCAL GOVERNMENT

- 4.1. Met with the consultant appointed by the Cradle Coast Waste Management Group, together with other Cradle Coast Councils, to discuss the final draft of the Waste Governance Report. It is likely that the final report will be presented to councils in December 2018 or January 2019, to allow an operative date of 1 July 2019 if any of the recommendations are accepted.
- 4.2. Attended a meeting of councils involved with the development of the Coastal Pathway. The Coastal Pathway is a project being coordinated by the Cradle Coast Authority. A Project Control Group is being formed through the CCA and will include technical staff from the Latrobe, Devonport and Central Coast Councils. The PCG is to also include a Mayor and General Manager representative (I have volunteered to be the General Manager representative).
- 4.3. Attended the annual conference and Annual General Meeting of Local Government Professionals Association. One of the key note speakers at the event was Council's Deputy General Manager, Matthew Atkins who provided an outline of Council's LIVING CITY project.

5. STATE AND FEDERAL GOVERNMENT PROGRAMS

- 5.1. Participated in the final teleconference relating to the interview process for the appointment of a North West representative on the Tasmanian Community Fund Board.
- 5.2. Met with the CEO of Tas Rail for an update following the train derailment on the Devonport waterfront in late September.
- 5.3. Met with the Coordinator General to discuss opportunities for Council to further consider options for funding through various Federal Government programs.

6. OTHER

- 6.1. Discussions were held recently with representatives of the Multicultural Council of Tasmania (MCoT) regarding the possibility of Devonport becoming a member of the "Welcoming Cities" initiative. The "Welcoming Cities" network supports local councils and communities to become more welcoming and inclusive. MCoT would like to provide an overview of Welcoming Cities to Council early in the New Year.

- 6.2. Following an approach from TasTafe, preliminary discussions have been held between representatives of National Disability Services (NDS), TasTafe and Council officers around the possibility of partnering an event to be held on 3 December 2018 to acknowledge the International Day of People with a Disability. Whilst details are yet to be finalised, it is likely to be an opportunity to network and meet employers, government representatives, candidates and Disability Employment Providers.
- 6.3. Council was approached by IntegratedLiving Australia, a not for profit organisation, who have a purpose built 'Wellness Bus' that offers free Wellness checks by a Registered Nurse as well as the provision of information to the general public around accessing care and support in their homes to assist them to remain living independently. IntegratedLiving Australia provides support to older Australians who are frail, aged and/or living with a disability. Approval has been given for IntegratedLiving Australia to bring their bus to the Devonport Recreation Centre on a monthly basis and this will be commencing on 15 November 2018.
- 6.4. An event application has been received from Showmen's Guild of Tasmania seeking to hold a "Monster Carnival" at Roundhouse Park in lieu of the Devonport Show. Their request is for the event to be held on the Devonport Show Day Holiday 30 November and Saturday 1 December 2018. The application is currently being assessed.
- 6.5. The Local Government Division have advised of the allowance to apply for elected members from 1 November 2018. A copy of the 'Councillor allowances information sheet' provided by the Division is attached.

COMMUNITY ENGAGEMENT

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

FINANCIAL IMPLICATIONS

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

There is not expected to be an impact on Councils' operating budget as a result of this recommendation.

RISK IMPLICATIONS

Any specific risk implications will be outlined in the commentary above. Any specific issue that may result in any form of risk to 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.](#) Current and Previous Minute Resolutions Update - October 2018
2. CONFIDENTIAL - Current and Previous Minute Resolutions Update - Confidential October 2018
- [3.](#) Councillor Allowances Information Sheet - 1 November 2018

RECOMMENDATION

That the report of the General Manager be received and noted.

Author:	Paul West
Position:	General Manager

Current and Previous Minute Resolutions Update

OPEN SESSION Current Resolutions	
Resolution Title:	Review of Parking Permit System – Notice of Motion – Ald T M Milne (D543439)
Date:	24 September 2018
Minute No.:	161/18
Status:	In Progress
Responsible Officer:	Executive Manager Corporate Services
Officers Comments:	To be listed for a Workshop following the Council election.
Resolution Title:	Ownership of Bass Street, East Devonport – Notice of Motion – Ald G F Goodwin (D544108)
Date:	24 September 2018
Minutes No.	162/18
Status:	In Progress
Responsible Officer:	General Manager
Officers Comments:	Following up process for acquiring ownership of the road.
Resolution Title:	Allocation of Funding – Dulverton Recycling Card – Notice of Motion – Ald A J Jarman (D644812)
Date:	24 September 2018
Minute No.:	163/18
Status:	Completed
Responsible Officer:	General Manager
Officers Comments:	Budget item for discussion for 2019/20.
Resolution Title:	PA2018.0137 Permitted Used – Residential (Workers Accommodation) Discretionary – Assessment Against Performance Criteria for Location of Car Parking and Provision of Car Parking – 80-100 Brooke Street East Devonport (D545219)
Date:	24 September 2018
Minute No.:	164/18
Status:	Completed
Responsible Officer:	Acting Development & Health Manager
Officers Comments:	Permit issued.
Resolution Title:	Tender Report Contract CT0219-01 Supply, Delivery and Placement of Hotmix Asphalt (D539994)
Date:	24 September 2018
Minute No.:	165/18
Status:	Completed
Responsible Officer:	Deputy General Manager
Officers Comments:	Contract awarded.

Resolution Title:	Tender Report Contract CT0219-02 Supply, Delivery and Placement of Sprayed Bituminous Surfacing (D539996)
Date:	24 September 2018
Minute No.:	166/18
Status:	Completed
Responsible Officer:	Deputy General Manager
Officers Comments:	Contract awarded.
Resolution Title:	Tender Report Contract CT0234 Wenvoe Street Renewal (D543738)
Date:	24 September 2018
Minute No.:	167/18
Status:	Completed
Responsible Officer:	Deputy General Manager
Officers Comments:	Contract awarded.
Resolution Title:	Appointment of Municipal and Deputy Coordinator (D543487)
Date:	24 September 2018
Minute No.:	168/18
Status:	Completed
Responsible Officer:	Deputy General Manager
Officers Comments:	Nominations referred to SES.
Resolution Title:	Mary Binks Memorial (D544264)
Date:	24 September 2018
Minute No.:	169/18
Status:	In Progress
Responsible Officer:	General Manager
Officers Comments:	Letter sent to family advising of decision on 27/09/18 - Signage to be replaced & unveiling to be organised.
Resolution Title:	Financial Assistance Scheme – Round One 2018/2019 (D544562)
Date:	24 September 2018
Minute No.:	170/18
Status:	Completed
Responsible Officer:	Community Services Manager
Officers Comments:	Letters of offer provided to all recipients in readiness for payment.
Resolution Title:	TechnologyOne Software as a Service & Enterprise Licensing (D544647)
Date:	24 September 2018
Minute No.:	171/18
Status:	Completed
Responsible Officer:	Executive Manager, Corporate & Business Services

Officers Comments:	Project planning underway.
Resolution Title:	Review of Devonport City Council Strategic Plan 2009-2030 (GFC 52/18 – 17 September 2018)
Date:	24 September 2018
Minute No.:	178/18
Status:	In progress
Responsible Officer:	Executive Manager Organisational Performance
Officers Comments:	Timeline outlined being followed.
Resolution Title:	Devonport Jazz 2018 (GFC 54/18 – 17 September 2018)
Date:	24 September 2018
Minute No.:	178/18
Status:	Completed
Responsible Officer:	Community Services Manager
Officers Comments:	Report noted – Planning for 2019 Jazz Festival underway.
Resolution Title:	Unconfirmed Minutes – Shared Audit Panel – 13 August 2018 (GFC 56/18 – 17 September 2018)
Date:	24 September 2018
Minute No.:	178/18
Status:	Completed
Responsible Officer:	Executive Manager Organisational Performance
Officers Comments:	Minutes distributed as required.

Previous Resolutions Still Being Actioned

Resolution Title:	Disability/Equal Access and Inclusion (D491448)
Date:	25 September 2017
Minute No.:	181/17
Status:	In progress
Responsible Officer:	Community Services Manager
Officers Comments:	Feedback received on proposed draft actions – Strategy to be finalised.
Resolution Title:	Funding & Assistance – Home Hill – NOM – Ald Laycock
Date:	26 September 2016
Minute No.:	170/16
Status:	In progress
Responsible Officer:	Convention and Arts Centre Director.
Officers Comments:	Awaiting meeting with National Trust and Historic Garden Society, Thursday 1 November.

Councillor Allowances

Information Sheet
17 October 2018

This information sheet explains the process for adjusting allowances for councillors, mayors and deputy mayors annually by an inflationary factor. This information has been updated for the allowances payable from 1 November 2018.

Legislative basis

Section 340A of the *Local Government Act 1993* (the Act) entitles councillors to allowances as prescribed in regulations. Mayors and deputy mayors are entitled to allowances in addition to those payable to them as councillors.

Regulation 42(2) of the *Local Government (General) Regulations 2015* (the Regulations) specifies the allowances payable to councillors, mayors, and deputy mayors. The allowances payable from 1 November 2014 are set out in Schedule 4 of the Regulations.

2018 review of Councillor Allowances

The Tasmanian Industrial Commission (TIC) completed a review into councillor allowances in April 2018. The TIC concluded that the current level of councillor allowances is financially sustainable and acceptable, and did not propose any changes to the allowances at this time.

The TIC did recommend, however, that the deputy mayor be paid the mayoral allowance where the deputy is required to act in the role of mayor for more than four consecutive weeks. The Government will implement this recommendation by the end of 2018 by amending the Regulations accordingly.

Indexation

Regulation 42(2) establishes an indexation process so that allowances are adjusted from 1 November each year by multiplying the allowances for the previous year by the inflationary factor for the current year.

The inflationary factor is calculated using the ABS's Wage Price Index (WPI) for Tasmania. The Department of Treasury and Finance references this data in its WPI information sheet each quarter which can be found on Treasury's website:

www.treasury.tas.gov.au/economy/economic-data/economic-data-releases-for-tasmania.



The formula for arriving at the inflationary factor is:

$$\frac{\text{Tasmanian June quarter WPI (current year)}}{\text{Tasmanian June quarter WPI (previous year)}}$$

The inflationary factor applying to allowances from 1 November 2018 is 2.4%.

The table on page 3 shows the allowances payable from 1 November 2018 (noting these are rounded to the nearest whole dollar, consistent with the Regulations).

Payment

Regulation 42(3) requires the annual allowance to be paid in monthly or fortnightly instalments. Section 340A(2A) of the Act requires that allowances be paid in arrears.

Foregoing Allowance

Section 340A(3) of the Act enables a councillor, mayor or deputy mayor to decide not to receive part or all of an allowance. Where this prerogative is exercised, the General Manager is to be notified in writing. As the allowances are annual allowances payable monthly or fortnightly in arrears, any such notification is not revokable retrospectively.

Councillor Expenses

Regulation 43 enables councillors to be reimbursed for reasonable expenses in relation to telephone and internet usage, travelling, stationary and office supplies, and 'the care of any person who is dependent on the councillor and who requires the care while the councillor is carrying out his or her duties or functions as a councillor', in accordance with the council's policy under Schedule 5 of the Act.

Reporting

Section 72(1)(cb) of the Act requires each council to include in its annual report a statement of the total allowances and expenses paid to the mayor, deputy mayor and councillors.

Indexed allowances payable to elected members from 1 November 2018

Council	Allowance for councillors	Additional allowance for deputy mayors	Additional allowance for mayors
Hobart City	\$36,326	\$23,460	\$90,816
Launceston City	\$36,326	\$23,460	\$90,816
Clarence City	\$29,409	\$20,434	\$73,518
Glenorchy City	\$29,409	\$20,434	\$73,518
Kingborough	\$29,409	\$20,434	\$73,518
Burnie City	\$22,271	\$17,407	\$55,679
Central Coast	\$22,271	\$17,407	\$55,679
Devonport City	\$22,271	\$17,407	\$55,679
West Tamar	\$22,271	\$17,407	\$55,679
Brighton	\$15,137	\$14,378	\$37,839
Huon Valley	\$15,137	\$14,378	\$37,839
Meander Valley	\$15,137	\$14,378	\$37,839
Northern Midlands	\$15,137	\$14,378	\$37,839
Sorell	\$15,137	\$14,378	\$37,839
Waratah-Wynyard	\$15,137	\$14,378	\$37,839
Break O'Day	\$12,651	\$12,109	\$31,628
Circular Head	\$12,651	\$12,109	\$31,628
Derwent Valley	\$12,651	\$12,109	\$31,628
Dorset	\$12,651	\$12,109	\$31,628
George Town	\$12,651	\$12,109	\$31,628
Latrobe	\$12,651	\$12,109	\$31,628
Glamorgan-Spring Bay	\$10,654	\$10,596	\$26,634
Kentish	\$10,654	\$10,596	\$26,634
Southern Midlands	\$10,654	\$10,596	\$26,634
West Coast	\$10,654	\$10,596	\$26,634
Central Highlands	\$9,322	\$9,839	\$23,304
Flinders	\$9,322	\$9,839	\$23,304
King Island	\$9,322	\$9,839	\$23,304
Tasman	\$9,322	\$9,839	\$23,304

Disclaimer: Advice on legislation or legal policy issues contained in this paper is intended for information and general guidance only. Such advice is not professional legal opinion.

7.0 SECTION 23 COMMITTEES

7.1 INFRASTRUCTURE WORKS AND DEVELOPMENT COMMITTEE MEETING - 8 OCTOBER 2018

File: 29528 D548917

RELEVANCE TO COUNCIL'S PLANS & POLICIES

Council's Strategic Plan 2009-2030:

Strategy 5.3.2 Provide appropriate support to elected members to enable them to discharge their functions

SUMMARY

The purpose of this report is to receive the minutes and endorse the recommendations provided to Council by the Infrastructure Works and Development Committee meeting held on Monday, 8 October 2018.

ATTACHMENTS

[1.](#) Minutes - Infrastructure Works and Development Committee - 8 October 2018

RECOMMENDATION

That the minutes of the Infrastructure Works and Development Committee meeting held on Monday, 8 October 2018 be received and the recommendations contained therein be adopted.

IWC 38/18 Pedestrian Strategy 2016-2021 - Year Two Status Update

IWC 39/18 Development and Health Services Report

IWC 37/18 North West Coastal Pathway - Funding Options

IWC 40/18 Infrastructure and Works Report

IWC 36/18 North West Coastal Pathway - Ambleside to Latrobe

Author: Position:	Robyn Woolsey Executive Assistant Management	General	Endorsed By: Position:	Paul West General Manager
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**MINUTES OF AN INFRASTRUCTURE WORKS AND DEVELOPMENT COMMITTEE MEETING
OF THE DEVONPORT CITY COUNCIL HELD IN THE ABERDEEN ROOM, LEVEL 2, paranapple centre,
137 ROOKE STREET, DEVONPORT ON MONDAY, 8 OCTOBER 2018 COMMENCING AT 5:30PM**

PRESENT: Ald L M Perry (Chairman)
Ald G F Goodwin
Ald A J Jarman
Ald L M Laycock
Ald J F Matthews
Ald A L Rockliff

Aldermen in Attendance:

Ald T M Milne
Ald C D Emmerton

Council Officers:

General Manager, P West
Deputy General Manager, M Atkins
Executive Manager Corporate & Business Services, J Griffith
Infrastructure and Works Manager, K Lunson
City Engineer, M Williams

Audio Recording:

All persons in attendance were advised that it is Council policy to record Council meetings, in accordance with Council's Audio Recording Policy. The audio recording of this meeting will be made available to the public on Council's website for a minimum period of six months.

1.0 APOLOGIES

There were no apologies received.

2.0 DECLARATIONS OF INTEREST

The following Declarations of Interest were advised:

Ald A J Jarman	Item 5.2	North West Coastal Pathway - Funding Options
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3.0 PROCEDURAL

3.1 PUBLIC QUESTION TIME

RODNEY RUSSELL – 225 STEELE STREET, DEVONPORT

When will the small park on the corner of Oldaker and Victoria Parade be returned to use?

Response

The General Manager responded that it is actually Crown Land, it's not a Council controlled piece of land. Council has looked after it and mowed it over a period of years, but it was never part of Council's leased area. The developers of the property adjacent to the site approached the Crown and have received a temporary licence permit for twelve months and I believe that runs through to until approximately February next year at this stage.

Rodney Russell

So, in other words hopefully February next year?

General Manager

That will depend on the Crown, because it is Crown land it is not something that Council has direct control over and the decision of whether they are going to allow somebody to use the land is a decision for the Crown. Council has advised the Crown that we are keen, as a Council to remain responsible for it and to have it added to the lease of the area Council currently have on Victoria Parade.

3.2 QUESTIONS FROM ALDERMEN

Nil

3.3 NOTICES OF MOTION

Nil

4.0 TENDERS

Nil

5.0 INFRASTRUCTURE AND WORKS REPORTS**5.1 NORTH WEST COASTAL PATHWAY - AMBLESIDE TO LATROBE (D542879)****IWC 36/18 RESOLUTION**

MOVED: Ald Goodwin

SECONDED: Ald Matthews

That it be recommended to Council that the report of the City Engineer on the status of the North West Coastal Pathway be received and noted.

	For	Against		For	Against
Ald Perry	✓		Ald Laycock	✓	
Ald Goodwin	✓		Ald Matthews	✓	
Ald Jarman	✓		Ald Rockliff	✓	

CARRIED UNANIMOUSLY

Ald Jarman having declared an interest in the following matter left the meeting at 5:38pm.

5.2 NORTH WEST COASTAL PATHWAY - FUNDING OPTIONS (D545727)**IWC 37/18 RESOLUTION**

MOVED: Ald Goodwin

SECONDED: Ald Laycock

That it be recommended to Council that the report of the City Engineer be noted and that:

1. Council write to the Cradle Coast Authority to confirm it will commit \$1,600,000 to the Coastal pathway project in 2019-20 and 2020-21; and
2. consider necessary budget adjustments during the 2019/20 budget deliberations.

	For	Against		For	Against
Ald Perry	✓		Ald Matthews	✓	
Ald Goodwin	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

Ald Jarman returned to the meeting at 5:40pm.

5.3 PEDESTRIAN STRATEGY 2016-2021 - YEAR TWO STATUS UPDATE (D546143)**IWC 38/18 RESOLUTION**

MOVED: Ald Matthews

SECONDED: Ald Rockliff

That it be recommended to Council that the report of the City Engineer be received and Council note the status of actions listed in the Pedestrian Strategy.

	For	Against		For	Against
Ald Perry	✓		Ald Laycock	✓	
Ald Goodwin	✓		Ald Matthews	✓	
Ald Jarman	✓		Ald Rockliff	✓	

CARRIED UNANIMOUSLY

6.0 INFRASTRUCTURE AND WORKS BI-MONTHLY UPDATE**6.1 DEVELOPMENT AND HEALTH SERVICES REPORT (D544825)****IWC 39/18 RESOLUTION**

MOVED: Ald Goodwin

SECONDED: Ald Rockliff

That it be recommended to Council that the Development and Health Services Report be received and noted.

	For	Against		For	Against
Ald Perry	✓		Ald Laycock	✓	
Ald Goodwin	✓		Ald Matthews	✓	
Ald Jarman	✓		Ald Rockliff	✓	

CARRIED UNANIMOUSLY

6.2 INFRASTRUCTURE AND WORKS REPORT (D545493)**IWC 40/18 RESOLUTION**

MOVED: Ald Matthews

SECONDED: Ald Jarman

That it be recommended to Council that the Infrastructure and Works report be received and noted.

	For	Against		For	Against
Ald Perry	✓		Ald Laycock	✓	
Ald Goodwin	✓		Ald Matthews	✓	
Ald Jarman	✓		Ald Rockliff	✓	

CARRIED UNANIMOUSLY

There being no further business on the agenda the Chairman declared the meeting closed at 5:43pm.

Confirmed

Chairman

8.0 CLOSED SESSION

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
8.1	Confirmation of Closed Minutes - Council Meeting - 24 September 2018	15(2)(g)
8.2	Application for Leave of Absence	15(2)(i)
8.3	LIVING CITY Waterfront - Development Application Lodgement	15(2)(c)
8.4	Hotel Land Sale	15(2)(f)
8.5	Unconfirmed Minutes - Joint Authorities	15(2)(g)

OUT OF CLOSED SESSION

RECOMMENDATION

That Council:

- (a) having met and dealt with its business formally move out of Closed Session; and
- (b) resolves to report that it has determined the following:

Item No	Matter	Outcome
8.1	Confirmation of Closed Minutes - Council Meeting - 24 September 2018	Confirmed
8.2	Application for Leave of Absence	
8.3	LIVING CITY Waterfront - Development Application Lodgement	
8.4	Hotel Land Sale	
8.5	Unconfirmed Minutes - Joint Authorities	Noted

9.0 CLOSURE

There being no further business the Acting Mayor declared the meeting closed at pm.
