

**MINUTES OF THE OPEN SESSION OF THE DEVONPORT CITY COUNCIL  
HELD IN THE COUNCIL CHAMBERS  
ON MONDAY, 25 SEPTEMBER 2017 COMMENCING AT 5:30PM**

<b>Meeting</b>	<b>From</b>	<b>To</b>	<b>Time Occupied</b>
Open Session	5:30pm	6:28pm	1 hour 58 minutes
Closed Session	6:30pm	7:02pm	32 minutes
Total			2 hours 30 minutes

**PRESENT:** Ald S L Martin (Mayor)  
Ald A L Rockliff (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  
Ald L M Perry

**Council Officers:**

General Manager, P West  
Deputy General Manager, M Atkins  
Executive Manager Corporate, Community and Business, S Crawford  
Executive Manager Organisational Development, K Peebles  
Governance Coordinator, K Hampton  
Media & Communication Officer, J Phillips

**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**

There were no Declarations of Interest.

**3.0 PROCEDURAL**

**3.1 CONFIRMATION OF MINUTES**

**3.1.1 COUNCIL MEETING - 28 AUGUST 2017**

**174/17 RESOLUTION**

MOVED: Ald Goodwin

SECONDED: Ald Matthews

That the minutes of the Council meeting held on 28 August 2017 as circulated be confirmed.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

### 3.2 PUBLIC QUESTION TIME

#### 3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS

##### 175/17 RESOLUTION

MOVED: Ald Laycock

SECONDED: Ald Rockliff

That the responses to questions from Mr Malcolm Gardam, Mr Bob Vellacott, Mr Trevor Smith and Mr Tony Butler at the 28 August 2017 Council meeting and Mr Douglas Janney at the 18 September 2017 Governance, Finance & Community Services Committee meeting be noted.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

#### 3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

##### 176/17 RESOLUTION

MOVED: Ald Goodwin

SECONDED: Ald Milne

That Council in relation to the correspondence received from Mr Ray Chaplin and Mr Malcolm Gardam endorse the responses proposed and authorise their release.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

#### 3.2.3 QUESTION WITHOUT NOTICE FROM THE PUBLIC

##### WENDY HILDITCH – 41 MURRAY STREET, EAST DEVONPORT

**Q1** Why has the Council changed the voting procedure in planning matters, such as voting first on application for approval before advertising in the newspaper and/or putting into public domain for comments or objections?

**Response**

The General Manager advised that it depends what the actual issue is and the case. If the question is in regard to 2-12 Murray Street application the process is that it has to be approved by Council for exhibition as it is covered under a different section of the *Land Use Planning and Approvals Act* to what a normal development application is and so the process is that it comes to Council first, to be approved for public exhibition. It will then have the exhibition period and then at the close of that period any representations are then considered by Council before they are forwarded to the Tasmanian Planning Commission. It is a different process to the normal DA process. There are a number of processes, particularly where there is a rezoning required. A recent example of a similar process would be for the Elimatta Hotel rezoning.

**Q2** Does the Council involvement in selling, rezoning, approving and development of land at 2-12 Murray Street, East Devonport constitute conflict of interest and can this application be taken to Appeal Tribunal?

**Response**

The General Manager advised that the process is that the Council has to consider the application as a Planning Authority which is a different role to that of the Council. In some respects the Council is wearing two hats in this particular process. The final arbiter though is the Tasmanian Planning Commission, the rezoning decision has to be made by the Commission. Anybody who makes a representation will be entitled to also submit evidence to the Commission, so they will make the final decision, not the Council.

**Q3** So at the end of the 30 days that's been advertised in the paper for objections, the people that objected can take it to the Tribunal?

**Response**

The General Manager advised that what would then happen, is that it will come back to Council to consider those representations and if it believes that it wants to provide some comment, it can do so. That is then all sent to the TPC for them to then hear and determine the matter.

**MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA**

**Q1** Council has represented to Devonport ratepayers since November 2016 that the Food Pavilion (Providore Place) will be opening in November 2017, and include secured tenants in Southern Wild Distillery Ben Milbourne restaurant, film studio and cooking school; and 41 Degrees South (since exposed in The Advocate as a withdrawn tenant); accordingly, will Council now cease hiding behind the head lease agreement with Providore Place (subsidiary of P+i) and accept accountability to demonstrate delivery of Council representations to the ratepayers that the Food Pavilion will open in November 2017, operationally complete with the remaining supposed secured tenants?

**Response**

The Mayor advised that the question would be taken on notice and a response provided in writing.

**Q2** Observations of the building progress to date, and in particular fitout of tenancies, indicates that opening of the Food Pavilion in November 2017 is problematic at best; accordingly, will Council now cease subrogating its accountability and categorically refute that the opening is not being delayed due to finalisation of individual tenancy agreements and associated tenancy specific fitout details, plus also refute strong rumours that the supposed "secured tenants" have actually not signed lease agreements to date,

including the take up of the previously indicated and substantially purpose-built floor space areas under construction?

**Response**

The Mayor advised that the question would be taken on notice and a response provided in writing.

**TREVOR SMITH – 7 GLEN COURT, DEVONPORT**

**Q1** For the years 2014, 2015, 2016, could you please tell me the properties that you have sold or given away, on behalf of the Ratepayers of Devonport?

**Response**

The Mayor advised that the question would be taken on notice and a response provided in writing.

**Q2** With losses approaching near \$500 thousand dollars and rising for the Julie Burgess, when will the Ratepayers expect to receive the report from the General Manager? Will this happen soon, as the Ratepayers have already asked this same question on previous occasions? Is the Devonport Council General Manager dodging this question, as it appears so!

**Response**

The Mayor advised that the question would be taken on notice and a response provided in writing.

**BOB VELLACOTT – 11 COCKER PLACE, DEVONPORT**

I refer to the Advocate 1<sup>st</sup> September 2017 and note the statement attributed to Ms Stacey Sheehan President of the Devonport Chamber of Commerce and Industry who I understand is also a member of the LIVING CITY Reference Committee.

Ms Sheehan said:-

“The Chamber had lobbied the Council but failed to gain traction for a funded long-term strategic plan for existing retail precincts (the Mall, Fourways, East Devonport and Spreyton).”

Ms Sheehan also stated:-

“If I were to summarise the view of our Aldermen, it would be they simply don't see value in spending money on marketing our main streets.”

**Q1** Mayor and Aldermen, do you agree the statement from the President of CCCI is indeed a criticism of your stewardship and a vote of no confidence in properly representing some of Devonport's major ratepayers?

Do you feel comfortable having the above said about you especially by the President of the Chamber of Commerce and Industry?

**Response**

The Mayor responded no and yes.

I refer to the proposed rezoning and possible sale of 2-12 Murray Street, East Devonport.

**Q2** My question is why has Council opted to use one of Council's oft used phrases, to “cherry pick” the Local Government Act to make a possible private sale without subjecting the property to a proper marketing process that would ensure the maximum value would be obtained.

Also I note the prospective purchaser's name has not been disclosed.

I recall when Strait off the Boat sea food shop made an application to rezone or change the use of the property situated in Forbes Street they were requested to provide a detailed business plan.

**Q3** Will council treat this application in the same manner before progressing the rezoning and sale?

The General Manager has informed me that: "As the matter was dealt with in Closed session in accordance with the *Local Government (Meeting Procedures) Regulations 2015* I am not a liberty to provide you with any further details at this time apart from that which has already been provided publicly through the media."

**Q4** Why did Council consider it a necessity that this matter should be dealt with in closed session?

**Response**

The Mayor advised that the questions would be taken on notice and a response provided in writing.

**MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA**

**Q3** Attendees at Council meetings, either during or immediately following meetings, do on occasions record statements made by Aldermen and Council staff in order to record formal statements or "side comments" made during discussions or public question time; and considering that close checking of official audio recordings indicates an issue with capturing statements not made directly with an operating microphone will council please advise if it has changed the mechanics of capturing the official audio recordings and when, plus will Council amend processes to eliminate Council representatives from not being recorded and thereby remove the opportunity to later state something was not said because it is inaudible or in fact not picked up at all on the official recording?

**Response**

The Mayor advised that the questions would be taken on notice and a response provided in writing.

**3.3 QUESTIONS FROM ALDERMEN**

Nil

**3.4 NOTICES OF MOTION**

Nil

**4.0 PLANNING AUTHORITY MATTERS**

There were no items to consider as a Planning Authority.

**5.0 REPORTS**

**5.1 CRADLE COAST WASTE MANAGEMENT GOVERNANCE (D478484)**

**177/17 RESOLUTION**

MOVED: Ald Goodwin  
SECONDED: Ald Rockliff

That the report relating to Cradle Coast Waste Management Governance be received and noted and that Council provide in principle support for the establishment of a new regional joint authority to oversee waste management

for the member councils, subject to a further report addressing outstanding issues, financial modelling and proposed implementation details.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

## 5.2 FINANCIAL ASSISTANCE - ROUND ONE 2017/2018 (D476963)

### 178/17 RESOLUTION

MOVED: Ald Laycock

SECONDED: Ald Matthews

That the report regarding Financial Assistance be received and noted, and Council;

- a. approve Major Grants, Minor Grants, Rate Remissions, and Donations through the 2017/2018 Community Financial Assistance budget allocations as follows:

#### Major Grants

- Mersey Valley Pony Club \$7,500.00
- Multiple Sclerosis Ltd (MS Ltd) \$1,500.00

#### Minor Grants

- Scouts Australia, Tasmania Branch/ 1st Spreyton Scout Group \$1,243.53
- Devonport Table Tennis Association \$1,371.40
- Dragons Abreast North-West Tasmania Inc, \$2,250.00
- Devonport Choral Society \$776.00
- Cornerstone Youth Services Inc. \$1,000.00
- Van Diemen Rollers Inc. \$422.64
- Don Cricket Club \$2,000.00
- Mersey Yacht Club Inc. \$2,000.00 (Subject to discussions with Council)

#### Rate Remissions

- Mersey Community Care Association \$3,082.19
- Mersey Rowing Club Inc. \$1,617.88
- Scouts Association of Australia 1<sup>st</sup> Spreyton Scouts \$1,105.14
- East Devonport Tennis Club \$1,153.95
- Devonport Girl Guides \$1,446.81
- Scouts Australia, Tasmania Branch, Mersey District \$3,472.67
- Devonport Agricultural & Pastoral Society \$5,000.00

- Don River Railway \$9,573.96; and
- b. note funding for Mersey Yacht Club is subject to further discussions.

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

### 5.3 LIVING CITY QUARTERLY REPORT - SEPTEMBER 2017 (D491111)

#### 179/17 RESOLUTION

MOVED: Ald Goodwin  
 SECONDED: Ald Emmerton

That Council:

1. receive the quarterly LIVING CITY progress report; and
2. note the LIVING CITY Waterfront Precinct Traffic Review dated 21 August 2017 by Pitt and Sherry.

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

### 5.4 ANNUAL FINANCIAL STATEMENT - 30 JUNE 2017 (D489416)

#### 180/17 RESOLUTION

MOVED: Ald Goodwin  
 SECONDED: Ald Rockliff

That the report of the General Manager relating to the Annual Financial Report for the year ended 30 June 2017 be received and that Council:

- (a) receive the Annual Financial Report and note that it will be included as an Appendix in the 2017 Annual Report;
- (b) in accordance with Section 82(4) of the *Local Government Act 1993* by absolute majority amend the 2017/18 estimates to adjust the carried forward capital works projects budget as listed in this report to the value of \$13,338,510, and
- (c) note the capital budget has also been amended by \$1,000,000 to include the costs associated with the purchase of the former maternity hospital.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

**5.5 DISABILITY/EQUAL ACCESS AND INCLUSION (D491448)****181/17 RESOLUTION**

MOVED: Ald Milne  
 SECONDED: Ald Jarman

That Council note the report and determine that a Disability/Equal Access and Inclusion Plan be developed for consideration.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

**5.6 PARKING REVIEW (D460301)****182/17 RESOLUTION**

MOVED: Ald Matthews  
 SECONDED: Ald Rockliff

That in accordance with Section 205 of the *Local Government Act 1993* the Fees and Charges Schedule be amended to include:

1. The initial fee structure for the Multi level CBD car park, to take effect from the commencement of operation of the new car park, to be:
  - a) First thirty minutes free.
  - b) Fee - \$1 per 30 minutes increased in 30-minute increments.
  - c) A \$5 maximum rate for any vehicle parked on the top level of the car park in the nested area.
  - d) The car park will be operational 24 hours per day with rates as per b) and c) to apply Monday to Friday 8.30am until 6.00pm.
  - e) A \$2 maximum flat fee will apply after 6.00pm and on weekends.
2. Two distinct classifications for off street car parks – “shopper” and “worker” with Best, Edward, Steele/King, Fourways and Formby Road car parks being designated shopper car parks and Payne Avenue, Fenton Way and Wenvoe Street being worker parking, with pricing to take effect from 1 January 2018:
  - a) All off-street car parks (excluding the multi-level CBD car park and Victoria Parade) are moved to \$1.50 per hour.



- b) A maximum daily rate of \$5 in the designated worker car parks, being Payne Avenue, Fenton Way and Wenvoe Street.
  - c) Paid parking rates on Saturday will apply to designated "shopper" car parks from 8.30am until 2pm with "worker" car parks being charged a \$2 flat fee.
3. A multi-tiered pricing structure for on-street meters, effective from 1 January 2018 which applies a higher rate for "premium" spaces and a lower rate for meters in the fringe areas of the CBD, where meters in the main CBD area attract a rate of \$2 per hour and meters in the outlying streets incur a fee of \$1.50 per hour or less as appropriate.
  4. All off-street car parks and on-street meters charge for the same period, that being 8:30am – 6:00pm Monday to Friday with Saturdays treated as per 1 and 2 above.
  5. Existing designated free parking days are removed with consideration of parking incentives to be undertaken as part of a Retail Strategy review.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman		✓	Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED

## 5.7 TENDER REPORT CT0205 TORQUAY ROAD RECONSTRUCTION (D490889)

### 183/17 RESOLUTION

MOVED: Ald Goodwin

SECONDED: Ald Laycock

That Council, in relation to Contract CT0205 Torquay Road Reconstruction:

- a) award the contract to Kentish Construction & Engineering Company Pty Ltd for the tendered sum of \$270,897 (ex GST);
- b) note that design, project management and administration for the project are estimated to cost \$20,000 (ex GST); and
- c) note a construction contingency of \$40,635 (ex GST) has been included.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

<b>6.0 INFORMATION</b>
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**6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING (D454194)**

**184/17 RESOLUTION**

MOVED: Ald Milne  
 SECONDED: Ald Rockliff

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

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

**6.2 MAYOR'S MONTHLY REPORT (D454206)**

**185/17 RESOLUTION**

MOVED: Ald Matthews  
 SECONDED: Ald Laycock

That the Mayor's monthly report be received and noted.

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

**6.3 GENERAL MANAGER'S REPORT - SEPTEMBER 2017 (D462046)**

**186/17 RESOLUTION**

MOVED: Ald Rockliff  
 SECONDED: Ald Jarman

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

	<b>For</b>	<b>Against</b>		<b>For</b>	<b>Against</b>
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

#### 6.4 UNCONFIRMED MINUTES - CRADLE COAST AUTHORITY - REPRESENTATIVES MEETING - 24 AUGUST 2017 (D492042)

##### 187/17 RESOLUTION

MOVED: Ald Rockliff

SECONDED: Ald Milne

That the unconfirmed minutes of the Cradle Coast Authority Representatives meeting which was held on 24 August 2017 be received and noted.

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

### 7.0 SECTION 23 COMMITTEES

#### 7.1 PLANNING AUTHORITY COMMITTEE MEETING - 18 SEPTEMBER 2017 (D492999)

##### 188/17 RESOLUTION

MOVED: Ald Perry

SECONDED: Ald Goodwin

That the minutes of the Planning Authority Committee meeting held on Monday, 18 September 2017 be received and the decisions determined be noted.

PAC 26/17 Planning Applications approved under Delegated Authority 7 August 2017 - 7 September 2017

PAC 27/17 PA2017.0114 Residential (Outbuilding) - Assessment against Performance Criteria for Setbacks and Building Envelope - 17 Leary Avenue Stony Rise

PAC 28/17 AM2017.02 & PA2017.0101 Rezoning from Port and Marine Zone to Local Business Zone to Allow the Development of a Retail Complex - 2-12 Murray Street, East Devonport

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

#### DELEGATED DECISIONS OF THE PLANNING AUTHORITY NOTED BY COUNCIL

##### PAC 26/07 Planning Applications approved under Delegated Authority - 7 August 2017 – 7 September 2017

That the list of delegated approvals be received.

**PAC 27/17 PA2017.0114 Residential (Outbuilding) - Assessment against Performance Criteria for Setbacks and Building Envelope - 17 Leary Avenue Stony Rise**

That the Planning Authority, pursuant to the provisions of the *Devonport Interim Planning Scheme 2013* and Section 57 of the *Land Use Planning and Approvals Act 1993*, approve application PA2017.0114 and grant a Permit to use and retrospectively develop land identified as 17 Leary Avenue, Stony Rise for the following purposes:

- Residential (outbuilding) - assessment against performance criteria for setbacks and building envelope

Subject to the following conditions:

1. The use and development is to proceed generally in accordance with the submitted plans referenced as Eloise Forth, 17 Leary Avenue dated 11 August 2017 copies of which are attached and endorsed as documents forming part of this Planning Permit.
2. The developer is to take all reasonable steps during construction to minimise off site environmental effects occurring that might result in a nuisance. This includes air, noise and water pollution and doesn't allow for burning of any waste materials.
3. The developer is to utilise the existing stormwater service connection and driveway and kerb crossover for the purposes of this development.

**PAC 28/17 AM2017.02 & PA2017.0101 Rezoning from Port and Marine Zone to Local Business Zone to Allow the Development of a Retail Complex - 2-12 Murray Street, East Devonport**

That the Planning Authority under Section 43A of the *Land Use Planning and Approvals Act 1993*:

- A. Agree to certify amendment AM2017.02 under Section 35 to rezone land from Port and Marine to Local Business as meeting the requirements specified in Section 32; and
- B. Determine that permit application PA2017.0101 meets the requirements under Section 43C for the development of a Retail Complex and consolidation of land identified as 2 – 12 Murray Street, East Devonport subject to the following conditions:
  1. Unless requiring modification by subsequent conditions on this permit the use and development is to proceed and be undertaken generally in accordance with the submitted plans referenced as Project No 13.159 issue dated 22 August 2017 by 6ty Pty Ltd and the Traffic Impact Assessment by Midson Traffic Pty Ltd dated May 2017, copies of which are attached and endorsed as documents forming part of this Planning Permit.
  2. The developer is to comply with the conditions contained in the Submission to Planning Authority

Notice which TasWater has required to be included in the planning permit, pursuant to section 56P(1) of the Water and Sewerage Industry Act 2008.

3. The developer is to take all reasonable steps during demolition and construction to prevent environmental effects occurring that might result in a nuisance. This includes no immediate off-site storage of associated building equipment and materials on public land and the pollutant effects of noise and water as well as air pollution from the result of any burning of waste.
4. The development will be required to limit stormwater discharge to that equivalent to 50% of the development site being impervious. Calculations and design drawings will need to be provided and approved to satisfy this before work commences. The on-site detention design can include surface storage in the carpark area.
5. The developer is to install a single stormwater service connection only servicing the proposed development. Any redundant stormwater service connections are to be located and capped off in accordance with the industry standard.
6. The development is to be located clear of the existing 'Gateway' tree, surround and road markings in Murray Street. In this regard the proposed entrance should be located slightly to the west.
7. The developer is to provide details on their plans of the suitable treatments for the relocation and reinstatement of the existing streetscape features including exposed aggregate concrete, street trees, surrounds, street light standards, stamped concrete footpath panels and road markings along the Murray Street frontage.
8. The developer is to design a suitable pit grate and surround to replace the existing stormwater side entry pit at the heavy vehicle entrance off Norton Way.

## **7.2 GOVERNANCE, FINANCE & COMMUNITY SERVICE COMMITTEE MEETING - 18 SEPTEMBER 2017 (D493001)**

### **189/17 RESOLUTION**

MOVED: Ald Rockliff  
SECONDED: Ald Matthews

That the minutes of the Governance, Finance & Community Service Committee meeting held on Monday, 18 September 2017 be received and the recommendations contained therein be adopted.

GFC 11/17 Public Interest Disclosures Act 2002 - Procedures Manual

GFC 12/17 Annual Plan Progress Report - July-August 2017

GFC 13/17	Elected Members' Expenditure Report - July-August 2017
GFC 14/17	Finance Report for August 2017
GFC 15/17	Devonport Jazz 2017
GFC 16/17	Devonport Destination Action Plan
GFC 17/17	Governance & Finance Report
GFC 18/17	Community Services Report - September 2017
GFC 19/17	Minutes of Council's Special Interest Groups and Advisory boards
GFC 20/17	Unconfirmed Minutes - Shared Audit Panel - 7 August 2017

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

#### **EFFECTIVE DECISIONS OF THE GOVERNANCE, FINANCE & COMMUNITY SERVICE COMMITTEE CONFIRMED BY COUNCIL**

- GFC 11/17 Public Interest Disclosures Act 2002 - Procedures Manual**  
That it adopt the attached *Public Interest Disclosures Act 2002 Procedures Manual* dated July 2017 with immediate effect.
- GFC 12/17 Annual Plan Progress Report - July-August 2017**  
That the 2017/18 Annual Plan Progress Report for the period ended 31 August 2017 be received and noted.
- GFC 13/17 Elected Members' Expenditure Report - July-August 2017**  
That the report advising of Aldermen expenses be received and noted.
- GFC 14/17 Finance Report for August 2017**  
That:
- the Finance Report for August 2017 be received and noted; and
  - in accordance with Section 82(4) of the Local Government Act 1993, Council by absolute majority amend the 2017/18 budget to reduce each of the Service Charge – Waste Management revenue and Waste Management Remission expense by \$410,833.
- GFC 15/17 Devonport Jazz 2017**  
That the report relating to Devonport Jazz be received and that Council:
- note the feedback received on the event was generally positive, and;
  - note that the 2017 event ran at a net cost of \$56,619 (excluding Marketing and Events staff costs).
- GFC 16/17 Devonport Destination Action Plan**  
That the Devonport Destination Action Plan be received and noted.

- GFC 17/17 Governance & Finance Report**  
That the Governance and Finance report be received and noted.
- GFC 18/17 Community Services Report - September 2017**  
That the Community Services report be received and noted.
- GFC 19/17 Minutes of Council's Special Interest Groups and Advisory boards**  
That the minutes of the Active City, Devonport Maritime & Heritage, East Devonport & Devonport Food & Wine Festival committees be received and noted.
- GFC 20/17 Unconfirmed Minutes - Shared Audit Panel - 7 August 2017**  
That the unconfirmed minutes of the Audit Panel meeting held on 7 August 2017 be received and noted.

<b>8.0 CLOSED SESSION</b>
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**190/17 RESOLUTION**

MOVED: Ald Rockliff  
SECONDED: Ald Jarman

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

Item No	Matter	Local Government (Meeting Procedures) Regulations 2015 Reference
8.1	Application for Leave of Absence	15(2)(h)
8.2	Unconfirmed Minutes – Joint Authorities	15(2)(g)
8.3	Closed Session – Governance, Finance & Community Service Committee Meeting – 18 September 2017	15(2)(f)
8.4	Local Government Association of Tasmania – Election of Proxy Member – General Management Committee	15(2)(g)
8.5	Masters Games	15(2)(b)
8.6	Mersey Bluff Caravan Park Lease	15(2)(b)

	For	Against		For	Against
Ald Martin	✓		Ald Matthews	✓	
Ald Emmerton	✓		Ald Milne	✓	
Ald Goodwin	✓		Ald Perry	✓	
Ald Jarman	✓		Ald Rockliff	✓	
Ald Laycock	✓				

CARRIED UNANIMOUSLY

**The Mayor adjourned the meeting at 6:28pm to reconvene in Closed Session at 6:30pm.**

**The Council moved out Closed Session at 7:02pm.**

**Council resumed in open session at 7:02pm.**

**CLOSURE**

**There being no further business on the agenda the closed session was declared closed at 7:02pm**

Confirmed

Chairman