

**MINUTES OF DEVONPORT CITY COUNCIL'S ANNUAL GENERAL MEETING
HELD IN THE COUNCIL CHAMBERS, 17 FENTON WAY, DEVONPORT
ON MONDAY, 24 OCTOBER 2016 COMMENCING AT 5:00PM**

PRESENT: Ald S L Martin (Mayor)
Ald A L Rockliff (Deputy Mayor)
Ald C D Emmerton
Ald G F Goodwin (from 5:23pm)
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
Development Manager, B May
Governance Coordinator, K Hampton
Governance Officer, C Jordan
Infrastructure and Works Manager, K Lunson
Marketing Tourism and Recreation Manager, S Jones
Cultural and Community Development Manager, B de Jong
Media & Communications Officer, K Moore
Works Supervisor, P Tuson
Risk and Compliance Coordinator, K Stone

Public: Doug Janney
Peter Stegmann
Malcolm Gardam
John Howard
Rodney Russell
Kate Beer

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

Nil

2.0 CONFIRMATION OF MINUTES

2.1 ANNUAL GENERAL MEETING - 28 OCTOBER 2015

RESOLUTION

MOVED: Ald Rockliff
SECONDED: Ald Jarman

That the minutes of the Annual General Meeting held on 28 October 2015 as circulated be confirmed.

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

CARRIED UNANIMOUSLY

3.0 RECEIPT OF ANNUAL REPORT

3.1 ANNUAL REPORT 2016 (D442253)

RESOLUTION

MOVED: Ald Laycock

SECONDED: Ald Rockliff

That the 2016 Devonport City Council Annual Report be received and adopted.

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

CARRIED UNANIMOUSLY

4.0 NOTICES OF MOTION

Nil

5.0 PUBLIC QUESTIONS/COMMENTS

DOUGLAS JANNEY – 23 WATKINSON STREET, DEVONPORT

The Independent Auditor's Report was signed off on the 26th August 2016.

Q What are the impediments that need to be removed to hold the AGM at say 4 weeks after the sign off by the Independent Auditor?

Response

The General Manager responded that the AGM has been conducted as early as possible considering Council has to wait for the Auditor's Statement to be finalised before finalising the Annual Report. A lot of the work is already done, but obviously there is a lot of the financial information that is actually compiled after the audit is completed. Council then have to go through a process of reviewing the document, advertising on two occasions the availability of the Report, receiving submissions on the Report and preparing the agenda for the conduct of the meeting. Devonport's Annual General Meeting is early in comparison to most other councils who will conduct theirs in November and even into December. In Council's view, it holds its AGM as soon as possible and will endeavour to continue to do that.

MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA

Just before I get to a few questions I would like to thank all the Aldermen and the Council staff. I have become involved with the LIVING CITY and I have also read a lot of the other minutes and the documentation and have an appreciation of the

bulk of work that actually goes through Council over the course of twelve months. So to that as a ratepayer I would thank you all.

Elected positions, having sat on Boards and not for profit organisations over twenty years, they can be a thankless position. It is a position of trust that comes with all those positions that shouldn't be taken lightly, but again as I say, thank you, some grief that comes with it. I have an issue with LIVING CITY mainly in that I believe it is a bit of a flawed concept in establishing surety of its success and I think a somewhat disastrous funding model as of March 2016. That aside many of the questions that I ask and you will get more questions along the way, there is nothing personal, they are purely professional. Asking questions that I would like to seek answers for, so again thank you for your work during the year and you will hear from me in the new year no doubt.

Considering that this is an AGM and approval for LIVING CITY – Stage 1 has occurred, and therefore the basis of Council's decision to proceed is now a matter of fact, it is expected that verbal answers should be forthcoming at this meeting from those charged with managing our municipality.

Q1 Noting the statement in the General Manager's Report on Page 29 (Item 2.4 of Ordinary Council Meeting Agenda 24/10/16) that "the Food Pavilion Head Lease Agreement" is being finalised; will Council in terms of prior commitments regarding the Food Pavilion, please confirm the following:

- a) Has the need for a Food Pavilion Head Lease Agreement been necessitated by delays in securing the number of individual tenants to fulfil a condition of precedent for Council approval to commence construction?

Response

The Mayor responded – No.

- b) Having approved commencement of Stage 1 without any legally binding tenancy/usage contracts in place, will Council guarantee the assumed year 1 net rental from the Food Pavilion and Multi-Purpose building income stream of \$576,000 be established as minimum returns prior to signing construction contracts, thereby underpinning the stated Council claim of financial viability in its own right?

Response

The Deputy General Manager commented that as previously advised Mr Gardam that Council will be making some announcements on the Food Pavilion very shortly and that position hasn't changed.

Mr Gardam responded that the question was will you guarantee that you will as a minimum pursue the income streams that makes it viable?

The Mayor advised that the question has been answered and there will be more detail at a later date.

Q2 Council regularly reports on LIVING CITY costs that it is required to report on – contract values etc. However, these are not inclusive of associated costs and accordingly will Council please confirm?

- a) The existence or otherwise of a consolidated/itemised costing for LIVING CITY, updated commensurate with progress and including DCC administrative and separate non-reported expenditures on all aspects of LIVING CITY, so that the financial status can be defined and tracked against viability claims to gauge achievement of the financial assertions stated to the community?

Response

The General Manager advised that there is a report that is provide to Council through the Governance and Finance Committee or direct to Council that has all the costs involved with LIVING CITY. In relation to the additional administrative type costs, basically the staff who are allocated to that project are actually costed in there and that information is included in those figures. Obviously, as an example the time that the General Manager is spending on LIVING CITY at the present time is not, including answering your questions, therefore those administrative costs are not actually included.

Mr Gardam

So, what I am hearing then is that there is a consolidated costing for LIVING CITY, which is monitored progressively to assess the overall targets and achievements in accordance with the financial assertions?

The General Manager advised in accordance with the funding model, yes.

- b)** If such a consolidated costing exists will Council make access available to Devonport ratepayers, not less than bi-monthly, to demonstrate financial transparency and if not, why not?

Response

The General Manager advised that presently information is provided to Council on a quarterly basis - that is the instruction that has currently been determined by Council. If Council chooses requires more regular report (i.e. on a bi-monthly basis), that is a decision for Council. At present reporting is on a quarterly basis, and will continue to be so unless otherwise directed by Council.

In addition to the request for a verbal response at this meeting, it is also requested that a written response be promptly provided and included in full in the subsequent meeting minutes.

There being no further business the Mayor declared the meeting closed at 5:27pm.

Confirmed

Chairman