

MINUTES OF THE OPEN SESSION OF THE ORDINARY COUNCIL MEETING OF THE DEVONPORT CITY COUNCIL HELD IN THE ABERDEEN ROOM, LEVEL 2, paranaple centre, 137 ROOKE STREET, DEVONPORT ON MONDAY 27 SEPTEMBER 2021 COMMENCING AT 5:30 PM

Meeting	From	To	Time Occupied
Open Session	5:30pm	6:47pm	1hr 17 mins
Closed Session	6:55pm	6:58pm	3 mins
Total			1hr 20 mins

Present

Cr A Rockliff (Mayor)
Cr A Jarman (Deputy Mayor)
Cr J Alexiou
Cr G Enniss
Cr P Hollister
Cr L Laycock
Cr S Millbourne
Cr L Murphy
Cr L Perry

Council Officers:

General Manager, M Atkins
Deputy General Manager, J Griffith
Executive Manager City Growth, M Skirving
Executive Coordinator, J Surtees
Convention & Arts Centre Director, G Dobson
Community Services Manager, K Hampton
Development Services Manager, K Lunson
Senior Town Planner, C Milnes
Risk and Compliance Coordinator, K Stone
Governance Officer, C Jordan

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

1 APOLOGIES

There were no apologies received.

2 DECLARATIONS OF INTEREST

The following Declarations of Interest were advised:

Councillor	Item No	Reason
Cr A Rockliff	3.4.2	Related to a decision of a previous Council
Cr L Laycock	3.4.2	On Council when Providore Place was voted on
Cr L Laycock	5.1	President of Van Diemen Light Railway Society t/a Don River Railway
Cr J Alexiou	5.1	Junior Soccer Club
Cr G Enniss	5.1	Devonport Football Club
Cr A Jarman	5.1	Mersey Community Care
Cr L Murphy	5.6	Act as agent for the developer
Cr L Perry	3.4.2	Related to a decision of a previous Council

3 PROCEDURAL

3.1 CONFIRMATION OF MINUTES

21/188 RESOLUTION

MOVED: Cr Milbourne

SECONDED: Cr Murphy

That the minutes of the Council meeting held on 23 August 2021 as previously circulated be confirmed.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

3.2 PUBLIC QUESTION TIME

3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS

21/189 RESOLUTION

MOVED: Cr Perry
SECONDED: Cr Murphy

That the responses to questions from Mr Gardam, Mr Janney, Mr Russell and Mr Smith at the August Council meeting be noted.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

21/190 RESOLUTION

MOVED: Cr Laycock
SECONDED: Cr Milbourne

That Council in relation to the correspondence received from Mr Mills, Mr Gardam, Mr Vellacott and Mr Smith endorse the responses proposed and authorise their release.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

3.2.3 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

Mr Trevor Smith, 7 Glen Court Devonport

Q1. The Council recently hired a contractor to undertake kerb and guttering work at the front of Reece Plumbing supplies at Don Road Devonport. What was the cost to the ratepayers of this work?

Response

The question was taken on notice.

Q2. With regards to your reply to me about the cleanliness of the area from Southern Wild Distillery and all the way to the multi-storey car park, your reply from the media advisor said that it was cleaned on plan on a weekly basis. I find your answer not to be transparent at all to the ratepayers of Devonport. When asking questions into any form of government being local, state and federal - one should expect a proper answer and not to have a "kick the can down the road" approach.

Response

The question was taken on notice..

Q3. I had a visit to the paranapple centre last week to pick up this month's agenda for September. Before arriving at the offices, I visited the area again from Wild Distillery to the multi-storey carpark to notice that your amazing phantom cleaning brigade has still left the area in an untidy manner. With cigarette butts everywhere, but also noticed that there weren't any containers for the smokers to put their butts into. Isn't this supposed to be a smoke free area as it is on council-owned land? I would expect some action to take place with this. Surely it's not much to expect with tourists visiting this area now and into the future when the borders are opened.

Response

The Mayor advised that this would be taken as comment, and that the question has already been asked and answered.

Mr Douglas Janney, 23 Watkinson Street Devonport

Q1. The old library building which is one of the Council's assets looks rather shoddy. The green fascia needs to be repainted. When is that going to happen?

Response

The Mayor advised that the question would be taken on notice.

Q2. Item 6.5.1 page 415 - Financial summary. Employee benefits \$112,000 unfavourable. The unfavourable timing variance is mostly due to one off increases in leave provisions and less time spent on capital works for the period than budgeted for.

Why less time than budgeted for capital works?

Response

The Mayor advised that the question would be taken on notice.

Q3. Item 6.9.1 page 117 of this Agenda has circular pie charts which really don't help with indicating progress.

Why doesn't the council have linear graphs which plot actual against budget to better indicate progress?

Response

The Mayor responded that this would be taken as comment and will check to see if there's any way to change the graphs that are used. The question was taken on notice.

Mr Christopher Mills, 52 Caroline Street East Devonport

Q1. Good evening ladies and gentlemen, Councillors and viewers from the media. If I could very briefly for the benefit of the viewers, I have two letters in my possession from the two previous administrations that confirm the trees next to my home would not be felled by this Council, as they were stabilizing the landslip zone. These trees were of course cut down by this current administration in November 2019. That ladies and gentlemen and viewers is the inconvenient truth.

The General Manager may advise Councillors of a person who is deemed to be a customer who cannot be satisfied. This basically means that all communication will be cut off. I have not wished to be deemed a difficult customer. I believe that any reasonable person, in fact anyone sitting here, whose house has been put at risk by this administration, understands that a wall of silence is not the best way to seek a resolution.

My question through your Mayorship is for the General Manager. Will you consider that silence is not the best way forward for us to come to a mutually acceptable resolution?

Response

The Mayor advised that she was prepared to answer the question and advised that Council have not been silent and have had many interactions with Mr Mills over the recent months in particular.

Q2. It is true is it not that to ignore the facts does not change the fact? I emailed the General Manager through the Executive Coordinator on the 27th of July in an effort to reach an agreement to resolve this long-standing and ongoing dispute. It is also true that I offered to contribute financially to any remedy. These are the facts. Respectfully your Mayorship, my email went unanswered not even an acknowledgement. Question to the General Manager - did the General Manager intentionally ignore my email or did he not receive it?

Response

The General Manager confirmed that Mr Mills has been sent numerous letters and that nothing further can be provided to answer his queries.

Mr Mills further asked if the General Manager has deemed him to be a difficult customer or not, to which the Mayor responded that he would have been informed of this, if this was the case.

Q3. I think we are all aware that Devonport Council has a Fraud and Corruption Policy. Where an allegation is now in the public domain, for example, The Advocate 23rd of August page 3, and other public places, it would be in the public interest for any such allegation that is now truly in the public domain to be tested. The question then is, does this General Manager accept that any such investigation, whilst following Council's own policy, will also observe the bias rule as set out in the *Tasmanian Government Guide to Managing Misconduct in the Public Sector*?

Response

The Mayor advised Mr Mills that if he has a complaint against Council or a Council officer, that he must put it in writing and that he has some options around that. She advised that she would not accept the question in this forum and that public question time is a forum for asking questions around council activities and his question does not meet the Public Question Time Policy

Rodney Russell, 225 Steele Street Devonport

Q1. Why does Devonport City Council send an SMS reminder for the second, third and fourth rates instalment, but not the first instalment?

Response

The Mayor advised that the question would be taken on notice.

Q2. Devonport City Council planning notices are put up and removed by Devonport City Council staff. Question, could you ask your staff to return and remove the residue, grey tape still attached to the perforated metal cladding where the planning notice was attached to the Best Street side of the multi-storey car park?

Response

The Mayor advised that a response will be provided in writing.

Q3. At the last Council meeting you were discussing container space for the community groups. Well there is ample space at the old Council depot beside splash. Question - could you have your Works Department pay some attention to the main gate, as the gap beneath it is easily big enough to crawl under.

Response

The Mayor advised that the questions would be taken on notice.

Mr Malcolm Gardam, 4 Beaumont Drive Miandetta

Q1. My question is directed to the General Manager through you Madam Chair, and the question is, will the General Manager confirm as of today's date, Council is in receipt of a valid authorisation from the appropriate authority to construct a section of the Waterfront Parkland Elevated Walkway that will extend out over the river in proximity to the shipping lane?

Response

The General Manager advised that it was his understanding that Council has the valid authorisation.

Q2. Council has previously advised that all external approvals had been received for the Waterfront Parkland Elevated Walkway; accordingly will Council name the entity appropriately authorised to actually provide the approval for the section of walkway that will extend out over the river in proximity to the shipping lane? Can you tell me what the appropriate authority that's given you approval, you've said

you have approval as far as you're aware, to put that out into the river in proximity to the shipping lane so what's the authority that we've asked for the approval?

Response

The General Manager advised that a response will be provided in writing.

Q3. If a marine vessel hits the Elevated Walkway where it extends out over the river and therefore injury results, is the Council in any way responsible and if so, does Council have insurance cover for this specific risk?

Response

The Mayor advised that the question would be taken on notice.

Bob Vellacott, 11 Cocker Place Devonport

Q1. Mayor and Councillors – I refer to Mr Graham Nevin's notice of motion at the Devonport City Council's 2020 Annual General Meeting - reference the agenda item 7.2 that sought an inquiry and report in regard to issues pertaining to Providore Place and the subsequent upheld Code of Conduct complaint which was lodged against you Mayor and Councillors Laycock and Perry.

I was advised my first question on notice for tonight was not accepted for inclusion in the agenda because it is in breach of clause 4(d) of the Public Question Time Policy - that is it questions the competency of Council staff or Councillors.

Now I contend my question did not breach the policy and I would suggest the Code of Conduct Panel already established the level of competency and my question only seeks further clarification. I merely ask questions to the effect, if you or Councillors sought advice from the General Manager, or he offered advice and if so, what was the advice? Also, if he did not offer any advice, would you recommend he avail himself of the same training as your good self along with Councillors Laycock and Perry were required to undertake? I now ask did you seek guidance from the General Manager either before or during the meeting as to what action you should take when it was to be moved, debated and voted upon at the AGM?

Response

The Mayor advised that the question has already been asked and responded to.

Q2. Please refer to agenda item 3.2.2, pages 9 and 10. I was informed no answer was given to my question 2 on notice for tonight because it was too broad. Mayor, in specific terms and hopefully you will answer with a simple answer of yes or no - I ask, in regard to the food pavilion, now known as Providore Place, as of this date the 27th of September 2021, are there any outstanding debts 90 days and over and or outstanding rates 3 years and over owing to council?

Response

The Mayor advised that this will be taken on notice.

Q3. I have to hand a letter from the Minister of Local Government which in part states, "councils are accountable for their decisions and are responsible for answering questions asked by the community" - end of quote. I note he used the word "answering" and did not use the word "responding".

You may recall Mayor that the General Manager and your good self have now on several occasions refused to provide to ratepayers the total cost of legal advice pertaining to sort out problems of the head lease arrangement at Providore Place. To questions asked about this - you have informed that you have been kept up to date with costs and the General Manager has responded by informing only of the total of all legal costs for the financial years 2018/19 and 2019/20 - he is also informed his computer is incapable of segregating the payments for those requested records.

Response

The Mayor referred Mr Vellacott to Council's policy and advised that the question would not be accepted.

3.3 QUESTIONS ON NOTICE FROM COUNCILLORS

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

3.4 NOTICES OF MOTION

3.4.1 POTENTIAL RELOCATION OF EMERGENCY SERVICES

21/191 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Alexiou

That council write to Jacquie Petrusma MP as the Minister for Police, Fire and Emergency Management, requesting a meeting here in Devonport with the Emergency Services, both Fire Services and Ambulance Services, and Devonport City Council, to come to an arrangement of moving forward to relocate the services from the current inconvenient and inadequate site at Formby Rd to a more suitable location.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

3.4.2 RENAME PROVIDORE PLACE

Cr Laycock left the meeting at 06:02 pm.
Cr Perry left the meeting at 06:02 pm.
Cr Rockliff left the meeting at 06:02 pm.

Councillor Jarman took the Chair.

21/192 RESOLUTION

MOVED: Cr Murphy
SECONDED: Cr Enniss

That Council commence a process to rename Providore Place prior to the end of this calendar year.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Milbourne and Cr Murphy
AGAINST: Nil

CARRIED 6 / 0

4 PLANNING AUTHORITY MATTERS

4.1 PA2021.0113 - 280 PUMPING STATION ROAD FORTH AND ADJACENT CROWN LAND & 2 WEBBERLEYS ROAD FORTHSIDE - UTILITIES (PUMP STATION AND BALANCE TANK)

Cr Laycock returned to the meeting at 06:10 pm.
Cr Perry returned to the meeting at 06:10 pm.
Cr Rockliff returned to the meeting and resumed the Chair at 06:10 pm.

21/193 RESOLUTION

MOVED: Cr Hollister
SECONDED: Cr Murphy

That the Planning Authority, pursuant to the provisions of the *Tasmanian Planning Scheme – Devonport 2020* and Section 57 of the *Land Use Planning and Approvals Act 1993*, approve application PA2021.0113 and grant a Permit to use and develop land identified as 280 Pumping Station Road, Forth and 2 Webberleys Road, Forthside for the following purposes:

- Utilities (pump station and balance tank)

Subject to the following conditions:

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1. The Use and Development is to proceed generally in accordance with the submitted plans and documentation referenced as:
 - a. Don Irrigation Scheme – Report to support DA for Devonport Council, dated 30 July, 2021, Rev 01 by Pitt & Sherry;
 - b. Forthside Pump Station, Drawing No. CE-Don-3000 & 3001, Rev B, dated 28/7/21, Drawing No. SE-Don-5010, 5011 & 5012, Rev A, dated 22.4.21 by ipd Consultants;
 - c. Forthside Electrical Control and Office, Drawing No. SE-Don-5025, 5026 & 5027, Rev A, dated 30.4.21 by ipd Consultants;
 - d. Hopkins Rd Balance Tank, Drawing No. CE-Don-3050, Rev A, dated 1/6/21, Drawing No. SE-Don-5056 & 5060, Rev A and SE-Don-5055, 5058 & 5059, Rev B, dated 31.4.21 by ipd Consulting;
 - e. Don Irrigation Scheme background environmental noise assessment, dated 31 March 2021 by Tarkarri Engineering; and
 - f. Don Irrigation Scheme – Hopkins Road Balance Tank Landslide Risk Assessment, dated 28th July, 2021 by Pitt & Sherry;

copies of which are attached and endorsed as documents forming part of this Planning Permit.

2. The proposed intake and pump station must comply with the recommendations contained within the Environmental Noise Assessment by Tarkarri Engineering.
3. The proposal must comply with the soil management recommendations contained within section 3.4.2 of the submitted application.
4. The developer is to comply with the conditions specified 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*. A copy of this notice is attached.

Note: The following is provided for information purposes.

The development is to comply with the requirements of the current National Construction Code. The developer is to obtain the necessary building and plumbing approvals and provide the required notifications in accordance with the *Building Act 2016* prior to commencing building or plumbing work.

In regard to condition 2, this does not limit the requirements of the *Environmental Management and Pollution Control (Noise) Regulations 2016*.

Hours of Construction shall be: Monday to Friday Between 7am - 6pm, Saturday between 9am -6pm and Sunday and statutory holidays 10am - 6pm.

During the construction or use of these facilities all measures are to be taken to prevent nuisance. Air, noise and water pollution matters are subject to provisions of the *Building Regulations 2016* or the *Environmental Management and Pollution Control Act 1994*.

In regard to condition 4, the applicant/developer should contact TasWater – Ph 136992 with any enquiries.

Enquiries regarding other conditions can be directed to Council's Development Services Department – Ph 6424 0511.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

4.2 PA2021.0122 - 189 TUGRAH ROAD TUGRAH - 16 LOT SUBDIVISION

21/194 RESOLUTION

MOVED: Cr Millbourne
SECONDED: Cr Murphy

That the Planning Authority, pursuant to the provisions of the *Tasmanian Planning Scheme – Devonport 2020* and Section 57 of the *Land Use Planning and Approvals Act 1993*, approve application PA2021.0122 and grant a Permit to develop land identified as 189 Tugrah Road, Tugrah for the following purposes:

- 16 lot subdivision

Subject to the following conditions:

1. Unless altered by subsequent conditions the development is to proceed in accordance with the submitted plans, reports and recommendations:
 - a. Plan of subdivision Drawing No. 221078 dated 26/04/21 prepared by Michell Hodgetts Surveyors – amended to show a surveyed building area generally in accordance with the hazard management areas shown in the Bushfire Hazard Management Plan dated 04/08/21 version 1, by Rebecca Green & Associates; and
 - b. Bushfire Hazard Assessment Report and Bushfire Hazard Management Plan dated 04/08/21 version 1, by Rebecca Green & Associates; and
 - c. The Natural Values Assessment as prepared by Brian French of ECOtas (ECOtas (2021). Natural Values Assessment of 189 Tugrah Road (PID 7560297; C.T. 36654/1; LPI FTB49), Tugrah, Tasmania. Report by Environmental Consulting Options Tasmania (ECOtas) for the Hawley Family Super Fund, 11 July 2021);copies of which are attached and endorsed as documents forming part of this Planning Permit.
2. Prior to Council seal, the final plan of subdivision must show the building areas for each lot as required by condition 1 a. ensuring lots 3 and 4 have a building area with at least 10m setback from the edge of Powells Creek.
3. The subdivider is to submit to Council detailed design drawings prepared by a suitably qualified engineer detailing road and stormwater design compliance with current Tasmanian Standard Drawings (TSD-v3) and Tasmanian Subdivisional Guidelines. The drawings are to demonstrate, but are not limited to, the following:
 - a. Stormwater discharge from the subdivision, adequately hydraulically detailed and designed by a suitably qualified hydraulic engineer, for all storm events up to and including a 100-year Average Recurrence Interval (ARI), and for a suitable range of storm durations, to adequately identify peak discharge, for the piped and overland flows. All design calculations and drawings are to be submitted for approval by the City Engineer prior to commencing construction on site;

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- b. How the proposed road formation, pavement and associated features as well as the proposed reserve width is maintained throughout the development and conforms with the Tasmanian Subdivisional Guidelines;
 - c. How each lot is provided with a sealed vehicular access from the proposed new road in accordance with current Tasmanian Standard Drawings and Tasmanian Subdivisional Guidelines;
 - d. Appropriate road longitudinal and cross-sectional grades;
 - e. Appropriate intersection design, line marking and signage;
 - f. Pipeline cover in accordance with Tasmanian Standard Drawings;
 - g. That each proposed lot is adequately serviced to permit future development in accordance with the relevant authorities.
4. The subdivider must, prior to commencement of works on site, submit construction issue drawings to Council's Infrastructure and Works Department for approval and endorsement. Fees associated with this assessment will be in accordance with Council's current fee structure and all civil works associated with the subdivision will be subject to scheduled inspections by Council Officers.
 5. The developer is to provide CCTV camera footage and a condition report to WSA05-2013 v3.1 standard, for all stormwater mains to be handed over to Council, for approval by the City Engineer.
 6. Erosion and sediment control measures are to be implemented and maintained during the course of development to minimise downstream sediment transfer, particularly with respect to watercourses, stormwater outlets and disturbed ground.
 7. The subdivider is to acknowledge that at satisfactory completion of the works, all infrastructure intended to become a Council asset will be placed on a minimum 6 month defect liability period and that there will be a bond charged to govern this period in accordance with Council's Subdivision Maintenance Bond Policy.
 8. The subdivider is to provide as constructed drawings in an electronic format at the completion of the works, detailing final road alignments, stormwater assets, invert levels and finished surface levels.
 9. In accordance with the Tasmanian Subdivision Guidelines the developer is to appoint a supervising engineer to arrange for joint audit inspections and to certify the works at practical completion.
 10. Upon notification of the acceptance of the Sealed Plan of Survey by the Recorder of Titles, all road lots and public open space lots contained on the plan are to be transferred unencumbered to Council. All costs involved in this process are to be met by the Developer, including the partial discharge of any mortgages affecting the road or public open space lots.
 11. Open drains or open channels shall be designed so that the water flow based on a 100-Year ARI shall be- **Velocity (m/s) x Depth (m) < 1.5**.
 12. All open drains or channels shall:

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- a. be constructed of materials to minimise erosion if the potential water velocity is in excess of 0.5 m/s (bare earth); and
 - b. have provision to generally allow vehicle access along both sides; and
 - c. the developer may be required to upgrade any existing drainage system where it has been determined that system does not have the capacity to accept the discharge from the subdivided land. The cost of the upgrade is to be borne by the developer.

Note: The following is provided for information purposes.

Removal or clearance of any vegetation is to occur only so far as to allow the development for road and servicing to create the approved lots.

Consent is not granted for any works to occur within 10m of either edge of Powells Creek. Any works resulting in alterations to drainage conditions of the creek system may require a formal referral to the Commonwealth Department of Agriculture, Water and the Environment under the *Commonwealth Environment Protection and Biodiversity Conservation Act 1999*.

Hours of any development shall be: Monday to Friday Between 7am - 6pm, Saturday between 9am -6pm and Sunday and statutory holidays 10am - 6pm.

During development all measures are to be taken to prevent nuisance. Air, noise and water pollution matters are subject to provisions of the *Building Regulations 2016* or the *Environmental Management and Pollution Control Act 1994*.

In regard to conditions 3-12 the applicant should contact Council's Infrastructure & Works Department – Ph 6424 0511 with any enquiries.

Enquiries regarding other conditions can be directed to Council's Development Services Department – Ph 6424 0511.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr
Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

5 REPORTS

5.1 FINANCIAL ASSISTANCE SCHEME ROUND ONE 2021 2022

Senior Town Planner left 6:14pm.

Cr Alexiou left the meeting at 06:15 pm.
Cr Enniss left the meeting at 06:15 pm.
Cr Jarman left the meeting at 06:15 pm.
Cr Laycock left the meeting at 06:15 pm.

21/195 RESOLUTION

MOVED: Cr Murphy
SECONDED: Cr Perry

That Council receive and note the Financial Assistance Scheme report and approve the Major and Minor Grants for Round One of the 2021/2022 Community Financial Assistance program as follows:

Major Grants

Devonport Junior Soccer	\$4,639.91
Devonport Table Tennis	\$10,000.00
East Devonport Bowls Club	\$3,690.00
Spreyton Cricket & Community Club	\$7,500.00
East Devonport Football Club	\$5,400.00
Burnie Arts	\$9,920.00
Devonport Basketball	\$12,511.00

Minor Grants

Devonport Seniors Club	\$1,980.00
North West Film Society	\$1,475.00
Mersey-Leven Sub Branch Inc - Vietnam Veterans Assoc of Australia Inc	\$550.00
Maidstone Park Management Control Authority	\$989.95
Devonport Surf Life Saving Club	\$675.00
God Squad NWTAS	\$2,640.00

Rates Remissions

Van Diemen Light Railway Society t/a Don River Railway	\$9,713.28
Mersey Rowing Club Inc.	\$1,637.68
Mersey Community Care Association Inc	\$3,123.98
East Devonport Tennis Club	\$1,167.01
Cancer Council Tasmania	\$1,436.14
Mersey District Scout Association - Fulton Park	\$3,520.33
1st Spreyton Scouts. Scout Association of Australia	\$1,117.47
Girl Guides Tasmania Devonport	\$1,464.72

FOR: Cr Hollister, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 5 / 0

5.2 ENVIRONMENT STRATEGY 2019-2024 YEAR THREE STATUS

Cr Alexiou returned to the meeting at 06:16 pm.
Cr Ennis returned to the meeting at 06:16 pm.
Cr Jarman returned to the meeting at 06:16 pm.
Cr Laycock returned to the meeting at 06:16 pm.

21/196 RESOLUTION

MOVED: Cr Jarman
SECONDED: Cr Alexiou

That Council receive the update report and note the status of actions listed in the Environment Strategy 2019-2024.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

5.3 STATE EMERGENCY SERVICES - MEMORANDUM OF UNDERSTANDING

21/197 RESOLUTION

MOVED: Cr Jarman
SECONDED: Cr Laycock

That Council authorise the General Manager to sign the revised version of the State Emergency Services – Memorandum of Understanding between Devonport City Council, Latrobe Council and SES.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

5.4 CRADLE COAST REGIONAL CAT MANAGEMENT STRATEGY (2021-2026)

21/198 RESOLUTION

MOVED: Cr Jarman
SECONDED: Cr Murphy

That the report be received and Council endorse the Cradle Coast Regional Cat Management Strategy (2021 – 2026).

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

5.5 TERMS OF REFERENCE - SPECIAL INTEREST/ADVISORY GROUPS

21/199 RESOLUTION

MOVED: Cr Perry
SECONDED: Cr Murphy

That Council:

- a) adopt the Terms of Reference for the Devonport Regional Gallery Advisory Committee, Public Art Committee and Access and Inclusion Working Group;
- b) call for expressions of interest in accordance with the Terms of Reference for each Committee.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

5.6 SALE OF 116-122 STONY RISE ROAD

Cr Murphy left the meeting at 06:26 pm.

21/200 RESOLUTION

MOVED: Cr Hollister
SECONDED: Cr Perry

That Council authorise the General Manager to proceed with the sale of public land at 116-122 Stony Rise Road, Stony Rise to Best Street Investments Pty Ltd, for \$190,000 (exc. GST).

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Perry and Cr Rockliff
AGAINST: Nil

CARRIED 8 / 0

6 INFORMATION

6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING

Cr Murphy returned to the meeting at 06:29 pm.

21/201 RESOLUTION

MOVED: Cr Laycock
SECONDED: Cr Perry

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

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

6.2 MAYOR'S MONTHLY REPORT

21/202 RESOLUTION

MOVED: Cr Perry
SECONDED: Cr Hollister

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

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

6.3 GENERAL MANAGER'S REPORT - SEPTEMBER 2021

21/203 RESOLUTION

MOVED: Cr Alexiou
SECONDED: Cr Laycock

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

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff
AGAINST: Nil

CARRIED 9 / 0

6.4 COMMUNITY SERVICES REPORT JULY AND AUGUST 2021

21/204 RESOLUTION

MOVED: Cr Milbourne
SECONDED: Cr Jarman

That Council receive and note the Community Services report.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

6.5 GENERAL MANAGEMENT, PEOPLE & FINANCE AND CORPORATE SERVICES REPORT - JULY AND AUGUST 2021

21/205 RESOLUTION

MOVED: Cr Murphy

SECONDED: Cr Alexiou

That Council receive and note the General Management, People and Finance and Corporate Services report.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

6.6 CONVENTION AND ARTS REPORT - JULY AND AUGUST 2021

21/206 RESOLUTION

MOVED: Cr Alexiou

SECONDED: Cr Perry

That Council receive and note the Convention and Arts report.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr
Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

6.7 UNCONFIRMED MINUTES - DEVONPORT CITY COUNCIL AUDIT PANEL

21/207 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Murphy

That Council receive and note the unconfirmed minutes of the Audit Panel meeting held on 12 August 2021.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

6.8 ELECTED MEMBERS EXPENSE REPORT TO 31 AUGUST 2021

21/208 RESOLUTION

MOVED: Cr Alexiou

SECONDED: Cr Perry

That the bi-monthly report advising of Councillor allowances and expenses be received and noted.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

6.9 ANNUAL PLAN PROGRESS REPORT TO 31 AUGUST 2021

21/209 RESOLUTION

MOVED: Cr Perry

SECONDED: Cr Murphy

That Council receive and note the 2021/22 Annual Plan Progress Report for the period ended 31 August 2021.

FOR: Cr Alexiou, Cr Enniss, Cr Hollister, Cr Jarman, Cr Laycock, Cr Milbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

7 SECTION 23 COMMITTEES

Nil

8 CLOSED SESSION

21/210 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Perry

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) 2015 Reference
3.1	Confirmation of Closed Minutes – Council Meeting – 23 August 2021	15(2)(g)
3.2	Application for Leave of Absence	15(2)(h)
4.1	Confidential Attachments	15(2)(g)
5.1	Unconfirmed Minutes - Joint Authorities	15(2)(g)

FOR: Cr Alexiou, Cr Ennis, Cr Hollister, Cr Jarman, Cr Laycock, Cr Millbourne, Cr Murphy, Cr Perry and Cr Rockliff

AGAINST: Nil

CARRIED 9 / 0

**The Mayor adjourned the meeting at 6:47pm to reconvene in Closed Session at 6:55pm.
The Council moved out Closed Session at 6:58pm.**

Council resumed in open session at 6:58pm.

The Closed Session of Council, having met and dealt with its business, resolved to report that it had determined the following:

Item No	Matter	Outcome
3.1	Confirmation of Closed Minutes – Council Meeting – 23 August 2021	Confirmed
3.2	Application for Leave of Absence	Nil
4.1	Confidential Attachments	Noted
5.1	Unconfirmed Minutes - Joint Authorities	Noted

9 CLOSURE

There being no further business on the agenda the Mayor declared the meeting closed at 6:58pm.

25 September 2021 - Min Ref 21/215

Confirmed

A handwritten signature in black ink, appearing to read 'D. Kelly', written over the word 'Confirmed'.

Chairperson