

**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 28 MARCH 2022 COMMENCING AT 5:30 PM**

<b>Meeting</b>	<b>From</b>	<b>To</b>	<b>Time Occupied</b>
Open Session	5:30pm	6:14pm	44 minutes
Closed Session	6:16pm	6:33pm	17 minutes
Total			1 hour 1 minute

**Present**

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

**Council Officers:**

General Manager, M Atkins  
Executive Manager People & Finance, K Peebles  
Executive Manager City Growth, M Skirving  
Convention & Arts Centre Director, G Dobson  
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**

There were no Declarations of Interest.

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### **3 PROCEDURAL**

#### **3.1 CONFIRMATION OF MINUTES**

##### **22/45 RESOLUTION**

MOVED: Cr Alexiou  
SECONDED: Cr Murphy

That the minutes of the Council meeting held on 28 February 2022 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**

##### **22/46 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Perry

That the responses to questions from Mr Janney and Mr Smith at the February 2022 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

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### 3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

#### 22/47 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Murphy

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

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

### 3.2.3 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

#### Rodney Russell, 225 Steele Street, Devonport

**Q1.** Financial Assistance Scheme – minor grants – the Devonport Cricket Club, Gateway Community Care and the Rotary Club of Devonport North all received money for stools, play equipment or picnic tables, but Care Flight were unsuccessful in receiving money for vital trauma training. Question, for what reason?

#### Response

The Mayor advised that as this relates to an item to be discussed on the Agenda tonight, she had nothing to add.

**Q2.** Community Services Report – Partnership Agreements – RANT Arts – 5 year rental agreement – in kind funding, no dollar amount shown. Question, so will it be rent free for the next five years?

#### Response

The Mayor advised that there is an agreement in place, that was approved by Council late last year, and there will be some rental paid over the next five years. The Mayor further advised that the amounts could be found in the minutes of previous meetings, and that these can be provided to Mr Russell in writing.

**Q3.** I see that Council are using devices to monitor the occupancy of public toilets.

Question can you give me some idea of how you are doing this while still maintaining the privacy and dignity of persons using these facilities?

#### Response

The Mayor advised that Mr Russell's question would be responded to in writing.

#### Trevor Smith, 7 Glen Court Devonport

**Q1.** At the traffic light intersection with Lovett Street/Sorell Street and Don Road, you recently had cream coloured markings, painted onto the bitumen.

What was the purpose of this?

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What was the cost to the Ratepayers of Devonport, to have this done?

At the intersection of Watkinson Street and Don Road, you have similar markings in a red colour.

These red safety markings have faded significantly, when will these markings be renewed?

**Response**

A response will be provided to Mr Smith in writing as requested.

**Q2.** At last month's Council meeting, a fellow Ratepayer asked a question about the tiles falling off the indoor pool at the Splash Aquatic Centre.

What is the reason, why the tiles on the indoor 50mtr pool are failing, after only being replaced recently as 3 years ago?

What is going to be the cost to the Ratepayers of Devonport to replace these tiles? Is this issue going to be occurring every couple of years, as it is now?

**Response**

A response will be provided to Mr Smith in writing as requested.

**Doug Janney, 23 Watkinson Street, Devonport**

**Q1.** At what percentage of the car plots fill, is the multi-Storey car park profitable?

**Response**

The General Manager responded by asking what Mr Janney determined as the definition of "profitable"? Council sets parking fees on a holistic basis across all of the car parks in the City, which generates revenue across the City, and that Council does not look at individual car parks.

Mr Janney provided clarification around what methodology he believed would determine the profitability of the multi-story car park.

The General Manager advised that Mr Janney will be provided with the data that is collected in relation to income and construction cost.

**Bob Vellacott, 11 Cocker Place, Devonport**

**Q1.** Mayor and Councillors. It was commendable that council recognised and supported the citizens of Ukraine during your Harmony Week, as reported, illuminating the parnaple centre in blue and white and displaying the Ukraine flag on the big screen in Market Square. Can I suggest that this initiative continue and be reviewed say each month? Also would council consider including "flying" some Ukrainian flags in the CBD and one on the big mast at the Bass Strait Maritime Centre? Indeed this is an opportunity, during these exceptional times, to show ongoing compassion and make Harmony Week more than just a seven day wonder; I ask this because there appears to be no end to the parlous state of affairs, the sheer barbarism, and the damnable war crimes being perpetrated.

And Mayor if you have decided not to continue supporting the Ukrainians as was done during Harmony Week, would it be out of order to permit a councillor tonight to move a suspension of standing orders so as to allow those councillors here present make a democratic decision tonight and vote on for what I have suggested?

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### **Response**

The Mayor thanked Mr Vellacott for his suggestion, and advised that Councillors discussed and made a decision as to how they show their support to Ukraine. She further noted that people could choose to make donations to the Red Cross etc which is an opportunity for people as individuals to support the people of Ukraine.

The Mayor further reiterated that the decision to light up the parapet centre in the Ukrainian colours last week was determined following a discussion with all Councillors.

- Q2.** A statement by Council was published in the Advocate 24th November, 2021 which contained details in regard to CharlotteJacks Pty Ltd alleged non payment of utility supply charges and also Council confirmed that they had received a letter from Mr Milbourne's solicitor seeking damages from Council due to the failure of CharlotteJack Pty Ltd . As of this date, 28 March 2022, has any progress been made in recouping the alleged amount owed to ratepayers? And what is the current position in regard to Mr Milbourne's attempt to seek damages from council?

### **Response**

The Mayor responded that she had nothing further to add at this point in time.

- Q3.** When will the sections of the gravelled pathways be completed, i.e. paved, that are situated in the Waterfront Parkland that is now open to the public?

### **Response**

The General Manager advised that those pathways that are open to the public are complete.

## **3.3 QUESTIONS ON NOTICE FROM COUNCILLORS**

Nil

## **3.4 NOTICES OF MOTION**

### **3.4.1 NOTICE OF MOTION - FEASIBILITY STUDY FOR OCEAN POOL WITHIN THE BLUFF PRECINCT**

#### **22/48 RESOLUTION**

MOVED: Cr Enniss  
SECONDED: Cr Laycock

That Council allocate funds in the 22/23 budget to complete a feasibility study into the proposal of having an ocean pool within The Bluff precinct.

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

CARRIED 8 / 1

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## 4 PLANNING AUTHORITY MATTERS

Nil

## 5 REPORTS

### 5.1 2022/23 BUDGET CONSULTATION

#### 22/49 RESOLUTION

MOVED: Cr Murphy  
SECONDED: Cr Jarman

That Council receive and note the Budget Consultation 2022/23 report and refer submissions to its budget deliberations.

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

### 5.2 FINANCIAL ASSISTANCE SCHEME ROUND TWO 2021/2022

#### 22/50 RESOLUTION

MOVED: Cr Murphy  
SECONDED: Cr Milbourne

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

#### Major Grants

Devonport Football Club	\$3,889.88
Devonport Table Tennis	\$4,052.75
Lifeway Devonport Baptist Church	\$5,000.00
Reclink Australia	\$5,000.00
Gateway Community Care	\$1,560.00

#### Minor Grants

Devonport Cricket Club	\$556.00
Community Hub Play and Cafe - Gateway Community Care	\$2,160.00
Rotary Club of Devonport North Inc	\$2,200.00

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

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## **5.3 RECOGNITION OF ACHIEVEMENTS BY NORTH WEST COASTERS**

### **22/51 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Jarman

That Council note the report in relation to the "Steps in History" proposal and advise the proponents that the proposal is supported in-principle and offer to work with them to progress the project during the 2022/23 financial year.

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 INFORMATION**

### **6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING**

#### **22/52 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Hollister

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**

#### **22/53 RESOLUTION**

MOVED: Cr Alexiou  
SECONDED: Cr Milbourne

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

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## **6.3 GENERAL MANAGER'S REPORT**

### **22/54 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Perry

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 JANUARY AND FEBRUARY 2022**

### **22/55 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Alexiou

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 JANUARY AND FEBRUARY 2022**

### **22/56 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Milbourne

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



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## **6.6 CONVENTION AND ARTS REPORT - JANUARY AND FEBRUARY 2022**

### **22/57 RESOLUTION**

MOVED: Cr Perry  
SECONDED: Cr Murphy

That Council receive and note the Convention and Arts report.

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

## **6.7 ELECTED MEMBERS EXPENSE REPORT TO 28 FEBRUARY 2022**

### **22/58 RESOLUTION**

MOVED: Cr Laycock  
SECONDED: Cr Murphy

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 Millbourne, Cr  
Murphy, Cr Perry and Cr Rockliff  
AGAINST: Nil

CARRIED 9 / 0

## **6.8 ANNUAL PLAN PROGRESS REPORT TO 28 FEBRUARY 2022**

### **22/59 RESOLUTION**

MOVED: Cr Hollister  
SECONDED: Cr Murphy

That Council receive and note the 2021/22 Annual Plan Progress Report for the period ended 28 February 2022.

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

## 7 SECTION 23 COMMITTEES

Nil

## 8 CLOSED SESSION

### 22/60 RESOLUTION

MOVED: Cr Murphy

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 – 28 February 2022	15(2)(g)
3.2	Application for Leave of Absence	15(2)(h)
3.3	Notice of Motion – Renaming Don Hall Reserve	15(2)(g)
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 6:14pm to reconvene in Closed Session at 6:16pm.  
The Council moved out Closed Session at 6:33pm.**

**Council resumed in open session at 6:33pm.**

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 – 28 February 2022	Confirmed
3.2	Application for Leave of Absence	Nil
3.3	Notice of Motion – Renaming of Don Hall Reserve	Approved to commence renaming process
4.1	Confidential Attachments	Noted
5.1	Unconfirmed Minutes – Joint Authorities	Noted

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## 9 CLOSURE

**There being no further business on the agenda the Mayor declared the meeting closed at 6:33pm.**

Confirmed 26 April 2022 min 22/66 refers



Chairperson