

**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 22 JANUARY 2024 COMMENCING AT 5:30 PM**

<b>Meeting</b>	<b>From</b>	<b>To</b>	<b>Time Occupied</b>
Open Session	5:30pm	6. 39 pm	69 min
Closed Session	6.42 pm	6.56 pm	14 min
Total			83 min

**Present**

Cr A Jarman (Mayor)  
 Cr S Sheehan (Deputy Mayor)  
 Cr G Enniss  
 Cr P Hollister  
 Cr S Martin  
 Cr A Moore  
 Cr L Murphy  
 Cr J Wilczynski

**Council Officers:** General Manager, M Atkins  
 Deputy General Manager, J Griffith  
 Executive Manager, K Lunson  
 Executive Manager, M Skirving  
 Convention & Arts Centre Manager, G Dobson  
 Infrastructure Manager, J Bellchambers  
 Finance Manager, J Jackson  
 Governance Officer, C Delphin

**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**

An apology for this meeting has been received from Cr Damien Viney.

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## 2 DECLARATIONS OF INTEREST

The following Declaration of Interest was advised:

Councillor	Item No	Reason	Remaining in Meeting? Yes/No	If remaining, reason/s for decision
Cr S Martin	5.4	President of the Tasmanian Masters Games	Yes	Consider I am able to remain independent in deciding an overall strategy for the city.

## 3 PROCEDURAL

### 3.1 CONFIRMATION OF MINUTES

#### 24/1 RESOLUTION

MOVED: Cr Enniss

SECONDED: Cr Wilczynski

That the minutes of the Council meeting held on 18 December 2023 as previously circulated be confirmed.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

### 3.2 PUBLIC QUESTION TIME

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

#### 24/2 RESOLUTION

MOVED: Cr Murphy

SECONDED: Cr Hollister

That the response to a question from Ms Tharisa Burgess at the December Council meeting be noted.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

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### 3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

#### 24/3 RESOLUTION

MOVED: Cr Murphy  
SECONDED: Cr Wilczynski

That Council in relation to the correspondence received from Mr Shane Warren, endorse the response proposed and authorise their release.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

### 3.2.3 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

#### **Douglas Janney, 23 Watkinson Street, Devonport, TAS, 7301**

**Q1** A tree is being cut down in the open area to the west of the Maritime Museum recently. How many trees and where will they be planted to replace the tree cut down?

#### **Response**

The Mayor advised that this question will be taken on notice and a response provided.

#### **Susanne Dobrowski, 107 Tarleton Street, East Devonport**

**Q1.** Back when we were in lockdown the new security cameras that have facial recognition were fitted from the Elimatta down to the Bluff and I would like to know why it was actually done in lockdown and whether the facial recognition technology has been activated.

#### **Response**

The General Manager advised that the installation or update of cameras is not related to the lockdown period. Council have a network of CCTV cameras around the CBD, including areas around the Bluff that have been in place for well over a decade and Council has progressively increased the rollout where there is an opportunity to do so for example the Waterfront Park development and this building where cameras are installed as part of the construction. Software has been updated across our systems as required, improving the quality of the cameras which are now much better than they were. The Deputy General Manager confirmed that there is no facial recognition technology software capability on any of Council's cameras and if there were, it has not been activated.

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- Q2.** Six hours ago, Devonport City Council shared an event called 'Invasion Day' for the Road Closure – it has caused a lot of confusion, and my question is - why did the Council make the decision to close down the conversation and stop comments from everyday people? I do feel that censorship is not the place of a local authority council to place that censorship on the ratepayers.

**Response**

The General Manager advised that Council has an obligation to monitor what goes on our social media feeds and where we think the conversation is out of order and becomes concerning, we take the decision to close comments off.

The Mayor clarified that the post was a road closure notice for the event and is not a Council endorsed event, it was simply a notification by Council that the road will be closed during the period the parade goes past.

**Marta Wiatrouska, Devonport**

- Q1.** My question is about parking meters in Devonport and what is the legal, ethical, practical, democratic, just and reasonable reasons behind parking meters in Devonport. Many residents are against this idea - it doesn't promote tourism, it is detrimental for businesses because people would rather go to Ulverstone and not pay for parking meters. The machines are outdated because we can use only coins and Apps and older people don't know how to use Apps and it is not easy to carry coins around. I would like to know why this is in place and where the funds go from the fines from parking meters and in current times with inflation, people in Devonport, especially older people don't think it is beneficial.

**Response**

The Mayor advised that the question raised will be taken on notice and a response provided.

- Q2.** My question is about Bakers Beach and why residents have to pay when they go to the beach.

**Response**

The Mayor responded that Bakers Beach falls within the Latrobe municipality, however clarified that Bakers Beach sits within a state government national park and that any further comment can be directed through the Latrobe Council's website.

**Janet Woollacott, 86 David Street, East Devonport**

- Q1.** My question is I would like to know if there is any progress on a doctor for East Devonport?

**Response**

The Mayor advised that there has been a lot of work done on a local, state and federal level and there has been no further update since recent information in the news media. The Mayor extended an invitation to meet with Ms Woollacott to discuss the matter further.

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**Douglas Janney, 23 Watkinson Street, Devonport, TAS, 7310**

**Q2.** Zebra Cross Walks and signs of a person walking across them – Does this also apply to a person on a bike going on the Cross Walk?

**Response**

The Mayor advised that the question raised will be taken on notice and a response provided.

**Shayne 'Cush' Allison, 65 Wilmot Street, Port Sorell, TAS, 7307**

**Q1.** Can the Devonport Council please provide the community the estimated costs regarding any future amalgamation that have been established for the Devonport Council including what the estimated costs are for the proposed councils of Latrobe, Kentish and Central Coast if this amalgamation goes ahead?

**Response**

The General Manager advised that Council has not undertaken any detailed modelling so would not be in a position to provide costings, however Council's position on reform has been made very clear and there is a number of Devonport City Council submissions that are on the Future of Local Government's website which would clarify Devonport's position. Council will be making a final submission to the report due by the end of February which will be tabled at a public meeting in February.

**Q2.** Can the council and councillors please provide the community they are elected to represent and work in the "best interests" of with five (5) examples of where successful council amalgamations from mainland Australia have occurred including costs versus benefits modelling or analysis based on the following criteria where:

- Councils are financially more stable and fiscally sustainable with incurred examples of lower rates and costed efficiencies.
- Council infrastructure has been improved to outlying suburbs and communities including to regional councils.
- Council community services have improved to outlying suburbs and communities including to regional councils.
- Individual Councillors "Voice" and input has improved regarding all decisions made by amalgamated councils.
- Community "Voice" and input has been enhanced in the decision making of the council.
- Community "Voice" and input into local planning decisions has been improved?

**Response**

The Mayor advised that this question will be taken on notice and a response provided.

**Q3.** Could councillors please provide in the "best interests of the community" all the above business names, that includes all ABN's, all companies and their ACN's and all NGO's registered and/or operating under the Devonport Council or any affiliates along with, all Resource Sharing arrangements, including any public/private

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partnerships, agreements with NGO's and other councils that includes "all" signatories to business names, ABN's, Company Board Members and NGO's both executive and non-executive directors not exhaustive as of 15th January 2024?

### **Response**

The Mayor advised that this question will be taken on notice and a response provided.

### **Susanne Dobrowski, 105 Tarleton Street, East Devonport**

**Q3.** I read in the paper that Devonport, Kentish Latrobe and Central Coast Councils are wanting to buy or takeover the Devonport airport from TasPorts – is this true?

The Mayor clarified that Ms Dobrowski was in fact referring to an article in the Advocate derived from a notice of motion by Cr Martin.

The answer to Ms Dobrowski's question was no, Council is not looking to buy or operate the airport.

## **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**

Nil

## **4 PLANNING AUTHORITY MATTERS**

Nil

## **5 REPORTS**

### **5.1 DELEGATIONS - GENERAL MANAGER - BIENNIAL UPDATE**

#### **24/4 RESOLUTION**

MOVED: Cr Murphy

SECONDED: Cr Sheehan

That Council, pursuant to section 22(1) of the *Local Government Act 1993*, authorise the delegation of its functions and powers contained in the attached instrument to the General Manager (or any employee acting in that capacity), and in accordance with section 64 of the *Act*, authorise the General Manager to delegate functions and powers to Council employees, as appropriate, with immediate effect.

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FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

## **5.2 BLUFF SAUNA LICENCE**

### **24/5 RESOLUTION**

MOVED: Cr Moore  
SECONDED: Cr Murphy

That Council authorise the General Manager to execute a licence agreement with Savu Saunas to locate a portable sauna at the Bluff Beach in accordance with terms detailed in this report.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

## **5.3 SPORTS INFRASTRUCTURE PRIORITY INVESTMENT PLAN ACTIONS**

### **24/6 RESOLUTION**

MOVED: Cr Murphy  
SECONDED: Cr Enniss

Subject to achieving final sign-off from key stakeholder sporting clubs, Council will:

1. Publicly release the Priority Investment Plan document, outlining the key projects and scope components of the planned sporting infrastructure investment;
2. Authorise the General Manager to execute a Funding Agreement with the Devonport City Soccer Club Inc. (Devonport Strikers) to provide a conditional, part-payment of \$700,000 from the direct Council funding contribution of \$1.5million towards the proposed development at the Devonport Soccer Centre at Valley Road;
3. Endorse the commencement of a Development Application process for the new Devonport Stadium project, located within the Devonport Oval precinct; and
4. Endorse the commencement of an Early Contractor Involvement process for the new Devonport Stadium project.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

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## 5.4 DEVONPORT EVENTS STRATEGY 2024-2030

### 24/7 RESOLUTION

MOVED: Cr Murphy

SECONDED: Cr Hollister

That Council:

1. note the draft *Devonport Events Strategy 2024-2030* as presented, and endorse the release of the strategy for a minimum 30-day public consultation period; and
2. consolidate existing event funding and sponsorship programs into the one Event Acquisition and Sponsorship Fund governed by an assessment panel comprising existing Financial Assistance Working Group members.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

## 5.5 TENDER REPORT CONTRACT CT0369 SPREYTON CONNECTOR

### 24/8 RESOLUTION

MOVED: Cr Murphy

SECONDED: Cr Martin

That Council in relation to Contract CT0369 Spreyton Connector, award the contract to Hardings Hotmix and:

1. award the schedule of rates contract for the tendered sum of \$298,825 (ex. GST);
2. endorse the extension of the contract scope to allow the remaining pathway in stage 4 to be completed at an estimated construction cost of \$420,000 (ex. GST);
3. note project management and administration costs of \$20,000 (ex. GST); and
4. note a construction contingency of \$131,175 (ex. GST).

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0



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## **6 INFORMATION**

### **6.1 FOGO SERVICE ROLLOUT COMMUNICATIONS UPDATE**

#### **24/9 RESOLUTION**

MOVED: Cr Wilczynski

SECONDED: Cr Moore

That Council receive and note the report on the development and progress of the communications strategy to rollout the FOGO service from mid-July 2024.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

### **6.2 MAYOR'S MONTHLY REPORT**

#### **24/10 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Murphy

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

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

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

#### **24/11 RESOLUTION**

MOVED: Cr Murphy

SECONDED: Cr Wilczynski

That the report of the General Manager be received.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski

AGAINST: Nil

CARRIED 8 / 0

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## **6.4 MONTHLY OPERATIONAL REPORT - DECEMBER 2023**

### **24/12 RESOLUTION**

MOVED: Cr Sheehan  
SECONDED: Cr Wilczynski

That Council receive and note the Monthly Operational Report for the period ending 31 December 2023.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

## **7 CLOSED SESSION**

### **24/13 RESOLUTION**

MOVED: Cr Martin  
SECONDED: Cr Murphy

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

<b>Item No</b>	<b>Matter</b>	<b>Local Government (Meeting Procedures) Regulations 2015 Reference</b>
3.1	Confirmation of Closed Minutes – Council Meeting – 18 December 2023	15(2)(g)
3.2	Application for Leave of Absence	15(2)(h)
4.1	Confidential Attachments	15(2)(c) & 15(2)(g)

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin, Cr Moore, Cr Murphy, Cr Sheehan and Cr Wilczynski  
AGAINST: Nil

CARRIED 8 / 0

**The Mayor adjourned the meeting at 6.39 pm to reconvene in Closed Session at 6.42 pm.**

**The Council moved out of Closed Session at 6.56 pm and resumed in Open Session at 6.56 pm.**

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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 – 18 December 2023	Confirmed
3.2	Application for Leave of Absence	Granted
4.1	Confidential Attachments	Noted

## 8 CLOSURE

**There being no further business on the agenda the Mayor declared the meeting closed at 6.56 pm.**

Min Refers: 24/18

Confirmed



Chairperson