

**MINUTES OF THE OPEN SESSION OF THE DEVONPORT CITY COUNCIL
HELD IN THE ABERDEEN ROOM, LEVEL 2, paranapple centre, 137 ROOKE STREET, DEVONPORT
ON MONDAY, 25 MARCH 2019 COMMENCING AT 5:30PM**

Meeting	From	To	Time Occupied
Open Session	5:30pm	6:49pm	1 hour & 19 minutes
Closed Session	6:58pm	8:04pm	1 hour & 6 minutes
Total			2 hours & 25 minutes

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, P West
Deputy General Manager, M Atkins
Executive Manager Corporate & Business Services, J Griffith
Executive Manager Organisational Development, K Peebles
Community Services Manager, K Hampton
Convention and Arts Centre Director, G Dobson
Executive Officer, J Surtees
Media & Communication Officer, N Tapp

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

The following Declarations of Interest were advised:

Cr Murphy	5.2	LIVING CITY Stage 1 – Final Report
	8.4	Providore Place
Cr Milbourne	5.2	LIVING CITY Stage 1 – Final Report
	8.4	Providore Place
Cr Laycock	5.4	Attendance by Councillors at Conferences

3.0 PROCEDURAL

3.1 CONFIRMATION OF MINUTES

3.1.1 COUNCIL MEETING - 25 FEBRUARY 2019**42/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Alexiou

That the minutes of the Council meeting held on 25 February 2019 as circulated be confirmed.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

3.1.2 SPECIAL COUNCIL MEETING - 4 MARCH 2019**43/19 RESOLUTION**

MOVED: Cr Laycock

SECONDED: Cr Milbourne

That the minutes of the Special Council meeting held on 4 March 2019 as circulated be confirmed.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

3.2 PUBLIC QUESTION TIME**3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS****44/19 RESOLUTION**

MOVED: Cr Perry

SECONDED: Cr Milbourne

That the responses to questions taken on notice from Jack Grey, Douglas Janney and Mary-Ellen James at the 25 February 2019 Council meeting and Rodney Russell at the 18 March 2019 Governance Finance and Community Services Committee meeting be noted.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC**45/19 RESOLUTION**

MOVED: Cr Perry
 SECONDED: Cr Laycock

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

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

3.2.3 QUESTION WITHOUT NOTICE FROM THE PUBLIC**TREVOR SMITH – 7 GLEN COURT, DEVONPORT**

Q1 The majority of ratepayers, at this Council Agenda Meeting, pay for the water they use, with a charge of \$1.062 per Kilolitre from TasWater. How much does the Devonport Council pay TasWater, when you use an unmetered Fire Hydrant to fill up the refurbished 25 metre indoor pool, as well as to fill up the 50 metre outdoor Olympic pool yearly (relating to Green Algae) since the complex was built? The 50 metre pool has about 2.5 million litres and the indoor pool about 375,000 litres of water replacement!

Q2 The Devonport Council reported to the media, that the tiling of the 25 metre indoor pool, would be completed by early February, it is now the end of March and the tilework has not been completed on the outskirts of the pool. Why is this so, have you to reorder more tiles, or is it more complicated than that? Why has a ratepayer, have to bring this issue to a Council meeting, when you have such a large workforce to look after an issue such as this?

Response

The Mayor advised that as requested by Mr Smith the questions would be taken on notice and a response will be provided in writing.

RODNEY RUSSELL - 225 STEELE STREET, DEVONPORT

On the 10th December 2018 I said to Council about two holes in the Lawrence Drive depot fence and the large amount of tree growth against the fence.

The large hole was fixed within five working days, the tree growth was removed by the end of February and I was most impressed with the job done.

Q1 My question, when will the smaller hole be fixed and another hole big enough to get through which has now appeared within six metres of a very nice piece of Council machinery?

Response

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

Q2 I see the Devonport City Council has started an audit of the Bass Strait Maritime Museum collection. Has the Devonport City Council done audits of other

collections or storage areas which may hopefully turn up the missing items belonging to Devonport Sister City Association?

Response

The Convention and Arts Centre Director responded that the Bass Strait Maritime collection is stored across various locations and is undergoing an audit to catalogue those items. The other collections, of which I am aware of, being the permanent collection of the Devonport City Council is fully catalogued to date and in a suitable storage location.

MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA

Q1 Noting The Advocate article dated 23rd November 2019 titled "\$1.18m for hotel land" where it states *"The council said it had an option to purchase the site back at a reduced price if construction was not substantially started within 18 months."* and the General Manager's statement at the 18th March 2019 Governance meeting in relation to a question as to the anticipated date of the commencement for construction of the hotel was that *"the anticipated date would be within the next two months."* the question therefore is that with the current 2 year exclusivity period *"to get the hotel to construction stage"* ending on the 4th October 2019 why has it been necessary to give what appears to be a further exclusivity period of 18 months?

Response

The General Manager advised that it was part of the decision of Council at the time, that there be a period of time, once development approval was provided to allow the construction to commence.

Q2. At the February 2019 ordinary meeting the General Manager finally stated in relation to releasing of information discussed in Closed Session that *"It is Council's discretion to determine the release of information as a result of its deliberations in Closed Session."* Accordingly, will Council please advise if the release of the individual tenant *"fitout costs"* for the food pavilion is just being withheld by Council or is it as a result of Council signing a contract containing confidentiality clauses that gifts Providore Place (Devonport) Pty Ltd, the recipient of those public monies and ratepayer-funded concessions, the absolute discretion as to whether there are to be any public disclosures?

Response

The Mayor advised that Council has the discretion Mr Gardam and you are well aware of that.

Malcolm Gardam

Do you get the question? You have the discretion, I am just saying is it because you have the discretion Council is withholding that information, or is it because you have signed confidentiality clauses in a contract?

Mayor

The question has been asked and answered. It was discussed in Closed Session and until we decide otherwise, it will remain in closed session.

Malcolm Gardam

Just for clarification please. You are telling me it is solely at Council's discretion to release those fitout costs to the individual tenants, nothing to do with the contract?

General Manager

The issue around the disclosure of the individual fitouts for the tenancies is a matter that is dealt with through the contracts with the operator of Providore Place and at this stage, that is not information that can be released, but as the Mayor has stated

there is a process, that if Council wishes to release information it has to be in conjunction with the individuals who are associated with the matter because there are certain rights under legislation that comes into play in all of this.

BOB VELLACOTT – 11 COCKER PLACE, DEVONPORT

Mayor as you are now well aware that Council has the option to stipulate that business items and decisions discussed in closed session, except of course those of a personal and private matter or where there is a chance of litigation, can be made public.

Q1 I note in the closed session of the Agenda for this meeting 25 March 2019 item 8.0 Closed Session 8.4 Providore Place is listed I ask Mayor will you, and I know you cannot answer for the other Councillors, give an undertaking to the ratepayers that you will, to show true openness and transparency you will stipulate and vote accordingly to disclose the outcome of any decisions, as soon as possible, made in regard to what is discussed tonight, provided of course it does not conflict with the condition as outlined above?

Will you also give the same commitment (as outline above) in regard to all future dealings, agreements and commitments with Providore Place Devonport Pty Ltd and any other entity associated with Living City now and in the future?

Response

The Mayor stated, Mr Vellacott as you are well aware, I am one vote around the table and I absolutely cannot give that undertaking. If it is Council's will and it is possible under all of the laws that Mr West has already outlined, then I will make it public, but that is not my decision as you are well aware.

Q2 The lease agreement between Council and Providore Place (Devonport) Pty Ltd for the operation and management of the Food Pavilion has created much speculation as to the actual conditions of contract. In addition, Council has advised in writing that the agreement was not subjected to legal review and accordingly I ask for an acknowledgement from those Councillors present and involved in approving the agreement as to who read the agreement prior to its signing?

Response

The Mayor responded Mr Vellacott there is information there that I am not prepared to discuss with you at this time.

JENNIE CLAIRE – 57 GUNN STREET, DEVONPORT

The Advocate on Saturday informed us the contractors are being sought for the Waterfront Park and indeed the Council notice seeking tenders and expressions of interest was also in the paper.

So, despite the Mayor repeating at every opportunity her 'no decisions have been made' mantra, the Council is ready to find a contractor to build the park.

So, despite the Council's protestations of listening to the community we find the Mayor saying last Friday 'We're looking to start fairly soon.'

For a start, how did the council publicise the plan? Were there large billboards on the site, a 3d model on view, artist's impressions on the big screen or indeed flyers available? No.

Anyone who read the questions in the Council survey knows that they did not address the issue of finding out what people thought of the proposed plan. 'Would you use a lawn area?' Anyone would say, yes to that. Those results provide no meaningful information and they are at odds with the 70% opposed which was the result on the Living City Discussion Page.

The representations given to the architect were clearly ignored as no substantial change was made in response not even in the important area of safety issues.

The Council has tried to give the appearance of listening, but did they take any notice. Clearly not. All the community concern about this park has fallen on deaf ears.

So, my question tonight is this:

Q1 Did the Council ever have any intention of modifying the Parkland Plan in response to input from the Devonport community or was it a done deal from the start?

Response

The Mayor responded that most of that is your opinion Ms Claire and we certainly have made some changes in response to submissions that were made and quite a few of those submissions have been taken into consideration.

The General Manager advised that the issue around the advertisement for the contractors, that it is a two part tender process at this stage, the request (referring to Saturday's Advertisement) has been for people to lodge submissions if they wish to be considered as part of the next stage of the tender process. It is a prequalification process and it is a reasonably normal process to follow when you are talking about a tender for the quantum that we are looking at for, for this particular project.

Jennie Claire

Not only has the Council ignored its own constituents it has done so with contempt, derision, a stream of misinformation and underhand tactics.

The setting up of cosy Mayoral interviews with Brian Carlton on Tasmania Talks is a case in point. The next day Carlton tried to stifle in "shock jock" style the voice of an opponent of the park, namely me and there are also Mr Carlton's later attempts at character assassination of myself on last Thursday's show, Was that merely, Mr Carlton's idea? I don't think so.

Carlton, when chatting to the Mayor, spoke of the "Yellow Ribbon Protest" describing it as, "as unnecessary as putting a collar on an indoor cat." What did the Mayor do? Did she correct his patronizing assertion? No, she laughed. This shows clearly her level of regard for the community.

Then, we have Councillor Perry who refers on his facebook page to "the misplaced hyperventilation contaminating the facts" and dismisses other information as coming from "a mischievous facebook page", meaning the Living City Discussion Page. When asked to clarify the figure in question, namely the total cost to the Council of preparing the hotel site over 17 years in readiness for its sale to Fairbrother at \$1.18 million, what was his response? Did he give an insightful answer to a fair question asked by me? No, he deleted that comment, the first I had ever asked on his page and banned me from the page.

So, in various ways the Council has tried to control the information available to the public and stifle debate. This is reflected in the shocking incident which took place last Tuesday when the Mayor took some 'Save the Park' flyers from a Devonport shop and made off with them, presumably, once again to stifle the flow of information and the possibility for meaningful discussion by preventing a small number of flyers to stay in public view.

The facebook page 'Around Devonport' is another concern. It provides much condemnation of my facebook page and indeed stifles any meaningful discussion of Living City problems and why would that be? A strong link to the Council via the page administrator who prefers to remain anonymous perhaps? As those who heard

my call with Mr Carlton will know, he thinks anonymous pages that take a stance are hypocritical in the extreme and is adamant on this point. This 'Around Devonport' page should make their affiliations know. Is it once again a case of 7AD working hand in glove with the Council to secure a significant advertising dollar?

Q2 Did this Council have any part in the shocking way I was treated by Brian Carlton on Tasmania Talks and if so, you should not be advertising on that program and if not, why are you still advertising on that program?

Response

The Mayor responded, Ms Claire as probably everyone in this room knows Mr Carlton is very much an independent. I categorically say that was never my intention and certainly I have been told on occasions there will come a time when I will be subject to similar treatment by Mr Carlton. I will not take any responsibility for that - how he deals with his callers is absolutely his call and how he deals with me next time he speaks to me maybe different. I take great offence at the comments you have made about some of my fellow Councillors. I am the leader of this team and I understand that you can come at me personally. You obviously have taken great delight in that, but I will not allow you or your trolls to take me down. That won't happen. I have a responsibility to a large number of this community, as we all do and I find it very offensive that you have taken this personal point of view. I am happy to answer your questions if they are brought to us in a reasonable and open manner.

GRAEME NEVIN – 145 PERCY STREET, DEVONPORT

I refer to Providore Place its also referred to as the Food Pavilion, I'm not sure if there is any difference. It seems to appear in the Council minutes as both the Food Pavilion and Providore Place.

Q1 Does the head lease between the Devonport City Council and Providore Place Devonport Pty Ltd regarding Providore Place include, what is commonly called a Director's Guarantee clause.

Response

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

Q2 Did Council procur a legal practitioner to prepare the head lease regarding Providore Place?

Response

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

TONY BUTLER – 2 DREW STREET, EAST DEVONPORT

Q1 Wright Street, East Devonport, which is the main street, I take it from Chas Kelly down to the sea. Outside the Tyre Service is a sinkhole forming, outside Dowling McCarthy, the Police have been notified, somebody else has been notified, but it is just getting bigger and its on the bike track, so we will have to dig a hole to find the man riding the bike, or the woman?

Response

The Mayor advised that the matter will be taken on notice and followed up.

Q2 Bass Street not probably the best thing in the World. I believe the chiefs in charge of that. Since it has been taken over, why is the notice still left on Bass Street that it is not in Council care?

Response

The Mayor advised that the matter will be taken on notice and followed up.

MALCOLM GARDAM – 4 BEAUMONT DRIVE, DEVONPORT

Q3 My question is directed to the Mayor. It has been an observation over your tenure as Acting Mayor and now Mayor that in chairing public meetings of council you appear to struggle in being unbiased towards some speakers with selective interruptions and application of the rules.

As an example, at the Waterfront Precinct Public Information Session on the 22/11/18, during question time, you allowed a Ms Sylvia Sayers, Manager of 7AD/now 89.9FM and a vocal supporter of Living City, on not less than two occasions to make lengthy statements supporting the waterfront and Living City concept without once interrupting or prompting her for a question; while interrupting other speakers and insisting that questions be presented forthwith. Equally, this regularly applies to these ordinary meetings as well. At times your approach is aggressive to the point that some may feel bullied and intimidated.

Will you, Mayor, commit to undertaking training to ensure you are sufficiently equipped to chair meetings in a fair and reasonable manner applied equally to all as required?

Response

The Mayor advised, I am continually learning, Mr Gardam and I will continue to learn as will all of us that are living and breathing should be. It is my undertaking to run these meetings as well as I possibly can and its your opinion whether or not I am doing it well and I take your opinion on board, thank you.

PETER STEGMANN – 118 RIVER ROAD, EAST DEVONPORT

As Council is now in the Convention and Conference business with an 800 delegate capacity investment can Council please advise how many international and interstate conference attendees the entire State attracted in the year ending December 2018 and if Devonport had attracted 5% of this number how many delegates would that be?

Response

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

BOB VELLACOTT – 11 COCKER PLACE, DEVONPORT

Q3 Mayor, why was my question on notice about the Waterfront Precinct Hotel site, ref Page 17 and 18 in the agenda for tonight, 25 March 2019, question number 1(c) "*Name which entites provided the alternative demolition costings*" not answered and why was tenders not called as per normal for the demolition so that on that basis the job could have been awarded to the lowest bid and or negotiations carried out with Fairbrother on that basis?

Response

The General Manager advised that the responsibility for Council in relation to tenders where it is funds that it is paying the limit is \$250,000, so it was below that threshold. The other aspect of your question is why the other information was not provided, if you would like to access that information, please submit a Right to Information request and we will contact the person who provided us with that advice to assess whether they are prepared for that information to be released because there are obligations on Council under the Privacy Legislation that doesn't allow us to release some information without the other party agreeing to it being released.

Bob Vellacott

Just to clarify, yes, I fully understand that part of it, but what I can't understand is Council could have really, if it wanted to have called tenders. Could it, or could it not?

General Manager

As part of the agreement with Fairbrother, Council only contributed 50% of the cost for the demolition and in fact there was three quarters of the building will be part of the site which will remain in Council's ownership and so therefore it was in Council's best interest, and based on the other quote that we had received from a reputable demolition contractor, that it was in Council's best interests to negotiate directly the demolition through the contract with Fairbrother.

JENNIE CLAIRE – 57 GUNN STREET, DEVONPORT

I would just like to ask when is the Council going to get the Arborist's report? Has it begun, or are we still waiting for it? We have been waiting for it for four months.

Reponse

The General Manager advised at this stage there will be an Arborist engaged to undertake an assessment of the trees once the final plans are prepared for construction. It would be premature to appoint an Arborist to assess the trees, particularly in some cases where the trees are not going to be touched. So until that final construction plan is completed, based on the feedback that Council gave to the Architects at the end of February, it would be premature to appoint an Arborist.

Jennie Claire

I heard that on a preliminary inspection the Arborist found that some of the trees were dangerous. Several events since then lots of people have been sitting under the trees. Does that mean that the Council is not concerned about their safety in this period of time?

General Manager

Just to clarify Council has not had an Arborist actually undertake the review that you are referring to. I'm not quite sure where that information came from.

Jennie Claire

It came from Cr Laycock who mentioned to me that some information came to her that some of the trees were unsafe.

General Manager

There was a person who previously worked for Council that had some views on some of the trees. It was not in relation to their structure or their stability, it was more in line with whether they should remain or shouldn't.

3.3 NOTICES OF MOTION

Nil

4.0 PLANNING AUTHORITY MATTERS

There were no items to consider as a Planning Authority.

5.0 REPORTS**5.1 FINANCIAL ASSISTANCE SCHEME - ROUND TWO 2018/2019 (D566890)****46/19 RESOLUTION**

MOVED: Cr Laycock

SECONDED: Cr Perry

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

- a) approve the sum of \$1,175.73 being re-allocated from Minor Grants allocation to Major Grants; and
- b) approve the Major and Minor Grants for Round Two of the 2018/2019 Community Financial Assistance budget allocations as follows:

Major Grants

- Devonport Squash Club \$ 7,833.10
- Devonport Surf Lifesaving Club \$ 4,100.00
- East Devonport Bowls Sporting & Recreation Club Inc \$12,809.00*

Minor Grants

- East Devonport Child and Family Centre \$ 2,459.08
- North West Film Society \$ 1,120.00
- Mission Australia \$ 1,718.00

Rate Remissions

- Cancer Council Tasmania \$ 3,482.82
(*Subject to sourcing external funding to complete the project).

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

Cr Milbourne and Cr Murphy having declared an interest in the next item left the meeting at 6:07pm.

5.2 LIVING CITY STAGE 1 - FINAL REPORT (D559528)**47/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Perry

That Council receive and note the LIVING CITY Stage 1 final report.

	For	Against		For	Against
Cr Rockliff	✓		Cr Jarman	✓	
Cr Alexiou	✓		Cr Laycock	✓	
Cr Ennis	✓		Cr Perry	✓	
Cr Hollister	✓				

CARRIED UNANIMOUSLY

Cr Milbourne and Cr Murphy returned to the meeting at 6:13pm.

**5.3 TENDER REPORT CONTRACT CP0158 MODERN BURIAL SYSTEM STAGE 2 (D561619)
48/19 RESOLUTION**

MOVED: Cr Jarman
SECONDED: Cr Laycock

That Council in relation to Contract CP0158, Mersey Vale Cemetery Burial System Stage 2 determine to:

- a) award the contract to CBB Contracting for the tendered sum of \$880,620 (ex GST);
- b) note project management costs for the project are estimated at \$19,000 (ex GST); and
- c) note a contingency allowance of \$88,062 (ex GST).

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

Cr Laycock having declared an interest in the next item left the meeting at 6:15pm

**5.4 ATTENDANCE BY COUNCILLORS AT CONFERENCES (D569583)
49/19 RESOLUTION**

MOVED: Cr Milbourne
SECONDED: Cr Hollister

That Council in relation to the Australian Local Government Women's Association Conference, authorise Cr Laycock's attendance in accordance with the "Payment of Councillor's Allowances, Expenses and Provision of Facilities" policy.

	For	Against		For	Against
Cr Rockliff	✓		Cr Jarman	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	

CARRIED UNANIMOUSLY

Cr Laycock returned to the meeting at 6:17pm.

**5.5 LOCAL GOVERNMENT ASSOCIATION OF TASMANIA - NOMINATION FOR
GENERAL MANAGEMENT COMMITTEE (D570139)**

50/19 RESOLUTION

MOVED: Cr Laycock
SECONDED: Cr Jarman

That Council nominate Mayor Annette Rockliff for the Local Government Association of Tasmania's (LGAT) General Management Committee.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

5.6 LOCAL GOVERNMENT ASSOCIATION OF TASMANIA - GENERAL MEETING - 29 MARCH 2019 (D571619)

51/19 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Milbourne

That the agenda for the Local Government Association of Tasmania's General Meeting on 29 March 2019 be received and noted.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

52/19 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Murphy

That Council votes against 2.3 Recognition of Australia Day, that LGAT lobby the Australian Government to change the date of Australia Day.

	For	Against		For	Against
Cr Rockliff		✓	Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne		✓
Cr Enniss		✓	Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman		✓			

CARRIED

5.7 VIETNAM VETERANS ASSOCIATION OF AUSTRALIA - MEMORIAL PARK (D571698) RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Alexiou

That Council

- a) advise the Vietnam Veterans Association of Australia (Tasmania Branch) that it endorses the Devonport Vietnam War Memorial Park at Bluff Road Devonport being recognised as Tasmania's State Memorial; and
- b) that it does not support the request for an additional memorial to be erected within the memorial Park precinct.

With the consent of the seconder Cr Jarman withdrew the motion.

53/19 RESOLUTION

MOVED: Cr Perry
SECONDED: Cr Murphy

That Council

- a) advise the Vietnam Veterans Association of Australia (Tasmania Branch) that it endorses the Devonport Vietnam War Memorial Park at Bluff Road Devonport being recognised as Tasmania's State Memorial; and
- b) that it provides in-principle support to the request for an additional memorial to be erected within the Memorial Park precinct in consultation with Council officers, noting on completion Council will be responsible for the ongoing maintenance and asset management requirements.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

5.8 CLIMATE CHANGE NOTICE OF MOTION TO LGAT (D571862)

54/19 RESOLUTION

MOVED: Cr Jarman
SECONDED: Cr Milbourne

That Council submit the following motion to the Local Government Association of Tasmania's General Meeting:

"That the Local Government Association of Tasmania investigate opportunities for the sector to develop a position on climate change including acknowledging:

- a) there is a state of climate emergency that requires action by all levels of government;
- b) human induced climate change is at the forefront of the climate emergency;
- c) the State Government has a particular role in assisting local governments in dealing with the impacts of climate change and coastal erosion."

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

6.0 INFORMATION**6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING (D561333)****55/19 RESOLUTION**

MOVED: Cr Laycock

SECONDED: Cr Hollister

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

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

6.2 MAYOR'S MONTHLY REPORT (D563529)**56/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Milbourne

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

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

6.3 GENERAL MANAGER'S REPORT - MARCH 2019 (D561346)**57/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Jarman

That the report of the General Manager:

- a) be received and noted; and
- b) Council agree to the request from Oak Possability to extend the period of the Memorandum of Understanding for the property located at 108 Tarleton Street, East Devonport for a further period of 12 months.

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

7.0 SECTION 23 COMMITTEES

7.1 GOVERNANCE, FINANCE & COMMUNITY SERVICE COMMITTEE MEETING - 18 MARCH 2019 (D571829)

58/19 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Jarman

That the minutes of the Governance, Finance & Community Service Committee meeting held on Monday, 18 March 2019 be received and the recommendations contained therein be adopted.

GFC 15/19 Public Land Register - Review of Register

GFC 16/19 Electoral Signage Policy

GFC 17/19 Community Survey 2019 - Research Report

GFC 18/19 Elected Members' Expenditure Report January and February 2019

GFC 19/19 Annual Plan Progress Report - 1 January 2019 to 28 February 2019

GFC 20/19 Budget Consultation 2019-20

GFC 21/19 Proposed Sale of Land - Canning Drive East Devonport

GFC 22/19 Finance Report to 28 February 2019

GFC 23/19 Minutes of Council's Special Interest Groups and Advisory boards

GFC 24/19 Terms of Reference for paranaple arts centre Special Advisory Committee

GFC 25/19 Community Services Report - January/February 2019

GFC 26/19 Arts and Culture Report - January/February 2019

GFC 27/19 Governance and Finance Report

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

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

GFC 15/19 Public Land Register - Review of Register

That:

(a) the Public Land Register be updated to include land at:

- Loane Avenue, East Devonport;
- John Street, East Devonport;
- 33 Dana Drive, Devonport; and
- 46 Dana Drive, Devonport and

- (b) an updated copy of the Register be publicly available on Council's website and at the Council offices.

GFC 16/19 Electoral Signage Policy

That the Electoral Signage Policy be adopted with immediate effect.

GFC 17/19 Community Survey 2019 - Research Report

That the results of the EMRS Survey be received and noted and that the information contained in the Research Report be considered during the review of the Strategic Plan.

GFC 18/19 Elected Members' Expenditure Report January and February 2019

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

GFC 19/19 Annual Plan Progress Report - 1 January 2019 to 28 February 2019

That the 2018/19 Annual Plan Progress Report for the period ended 28 February 2019 be received and noted.

GFC 20/19 Budget Consultation 2019-20

That it receive and note the Budget Consultation 2019-20 report and refer submissions to its budget considerations.

GFC 21/19 Proposed Sale of Land - Canning Drive East Devonport

That in relation to property owned by it at Canning Drive, East Devonport, Council:

- (a) determine that the property is surplus to its requirements and therefore is to be sold;
- (b) authorise the General Manager to obtain an independent valuation of the title;
- (c) in consultation with Council's real estate service provider, Michael Burr Real Estate, progress the sale of the land; and
- (d) authorise the General Manager to accept any offer which is equal to, or more than, the independent valuation.

GFC 22/19 Finance Report to 28 February 2019

That the Finance Report for February 2019 be received and noted.

GFC 23/19 Minutes of Council's Special Interest Groups and Advisory boards

That the minutes of the East Devonport Special Interest Group be received and noted.

GFC 24/19 Terms of Reference for paranaple arts centre Special Advisory Committee

That Council endorse the terms of reference for the paranaple arts centre Special Advisory Committee, under Section 24 of the *Local Government Act 1993*, noting this will result in the:

- a) amalgamation of the current Devonport Regional Gallery Advisory Board and former Public Art Special Interest Group;
- b) broadening of function to include performing arts programming in context to the paranaple arts centre;

- c) seeking of members for the new committee in July 2019, in accordance with the biennially reviewed membership clause of the current Advisory Board members.

GFC 25/19 Community Services Report - January/February 2019

That the Community Service report be received and noted.

GFC 26/19 Arts and Culture Report - January/February 2019

That the Arts and Culture report be received and noted.

GFC 27/19 Governance and Finance Report

That the Governance and Finance report be received and noted.

8.0 CLOSED SESSION

59/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Laycock

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	Confirmation of Closed Minutes - Council Meeting - 25 February 2019	15(2)(g)
8.2	Application for Leave of Absence	15(2)(i)
8.3	Unconfirmed Minutes - Joint Authorities	15(2)(g)
8.4	Providore Place	15(2)(g)

	For	Against		For	Against
Cr Rockliff	✓		Cr Laycock	✓	
Cr Alexiou	✓		Cr Milbourne	✓	
Cr Ennis	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	
Cr Jarman	✓				

CARRIED UNANIMOUSLY

The Mayor adjourned the meeting at 6:49pm to reconvene in Closed Session at 6:58pm.

The Council moved out Closed Session at 8:04pm.

Council resumed in open session at 8:04pm.

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
8.1	Confirmation of Closed Minutes - Council Meeting - 25 February 2019	Confirmed
8.2	Application for Leave of Absence	Noted
8.3	Unconfirmed Minutes - Joint Authorities	Noted

8.4	Providore Place	Authorised the Mayor to make any announcement necessary as a result of the Council decision at the appropriate time.
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CLOSURE

There being no further business on the agenda the meeting was declared closed at 8:04pm.

Confirmed

Chairman