

**MINUTES OF THE OPEN SESSION OF THE DEVONPORT CITY COUNCIL
HELD IN THE ABERDEEN ROOM, LEVEL 2, PARANAPLE CENTRE, 137 ROOKE STREET,
DEVONPORT ON MONDAY, 22 JULY 2019 COMMENCING AT 5:30PM**

Meeting	From	To	Time Occupied
Open Session	5:30pm	6:57pm	1 hour 27 minutes
Closed Session	6:58pm	8:08pm	1 hour 10 minutes
Total			2 hours 37 minutes

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

Council Officers:

Acting General Manager, M Atkins
Executive Manager Corporate Services, J Griffith
Executive Manager Organisational Development, K Peebles
Community Services Manager, K Hampton
Convention and Arts Centre Director, G Dobson
Development Services Manager, K Lunson
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

The following apology was received for the meeting.

Cr Milbourne	Apology
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2.0 DECLARATIONS OF INTEREST

The following Declarations of Interest were advised:

Cr Murphy	3.2.1, 3.2.2 & 8.6	Responses to Questions Raised at Prior Meetings, Questions on Notice from the Public and Providore Place
Cr Perry	5.8	Levelling the Playing Field Funding Requests
Cr Enniss	5.8	Levelling the Playing Field Funding Requests
Cr Laycock	5.5	City of Devonport Brass Band – Partnership Agreement

3.0 PROCEDURAL**3.1 CONFIRMATION OF MINUTES****3.1.1 COUNCIL MEETING - 24 JUNE 2019****131/19 RESOLUTION**

MOVED: Cr Jarman

SECONDED: Cr Hollister

That the minutes of the Council meeting held on 24 June 2019 as circulated be confirmed.

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

CARRIED UNANIMOUSLY

3.2 PUBLIC QUESTION TIME

Cr Murphy having declared an interest in the following items 3.2.1 and 3.2.2 left the meeting at 5:33pm.

3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS**132/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Laycock

That the responses to questions from Mr Douglas Janney, Mr Trevor Smith, Mr Bob Vellacott, Mr Malcolm Gardam and Mr Graeme Nevin at the 24 June 2019 Council meeting be noted.

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

CARRIED UNANIMOUSLY

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC**133/19 RESOLUTION**

MOVED: Cr Perry

SECONDED: Cr Alexiou

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

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

CARRIED UNANIMOUSLY

Cr Murphy returned to the meeting at 5:35pm.

3.2.3 QUESTION WITHOUT NOTICE FROM THE PUBLIC

MR TREVOR SMITH – 7 GLEN COURT, DEVONPORT

- Q1** Recently I looked at your website, under Tenders Recently Awarded, you have files listed for 2014-15, 2015-16, 2016-17. Why have you excluded the years for 2017-18 and 2018-19, for tenders? Have you got an agenda to keep this information from the ratepayers of Devonport? With a staff of over 165 plus casuals, one would have thought this wouldn't be such a huge task to complete! Will this blunder be rectified, with the relevant tender information and be put back where it belongs?
- Q2** When will the painting maintenance be allocated, for the light pole structures, in the Rook Street Mall? When was the last time, maintenance was carried out, on these structures? How long have these structures been in place, in the Rooke Street Mall?

Response

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

MR GRAEME NEVIN – 145 PERCY STREET, DEVONPORT

By way of preamble, the two questions I wish to ask, do not require Council to divulge information from closed sessions, they relate to Council's obligation under Section 65 of the *Local Government Act 1993*.

- Q1** Did Council procure a legal practitioner to provide advice regarding the agreement to engage Projects and Infrastructure (and any extension of that agreement) as consultant and/or development manager regarding the Living City project?
- Q2** Did Council prior to entering the Development Agreement dated 9 December 2016 made between Council and the State Government receive advice from a legal practitioner regarding that Development Agreement?

Response

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

MR BOB VELLACOTT – 11 COCKER PLACE, DEVONPORT

I preface the following by saying; the Deputy Mayor Jarman and the newly elected Councillors are not subject to my comments in the preamble.

Preamble

You may recall when you were the Acting Mayor That At the 27th August 2018 meeting, because of the constant questioning by Mr Malcolm Gardam and myself because, obviously you considered that if you and/or Council, gave forthright answers they would cause embarrassment to yourself and Council; you conducted what can only be described as nothing better than a *kangaroo court*; and quite contrary to your accepted code of practice, allowed the Aldermen present namely Aldermen Emmerton, Perry and Goodwin to, in a tirade of absolute twaddle, berate and denigrate Mr Gardam and myself.

And Mayor, you then allowed the following "gag" motion to be moved.

I now quote from the minutes of that meeting held on the 27th August 2018 -

Alderman Charlie Emmerton moved - seconded by Acting Deputy Mayor Leon Perry,

"That Council in relation to the correspondence received from Mr Malcolm Gardam and Mr Bob Vellacott endorse the responses proposed and authorise their release; and furthermore, in noting the numerous questions and responses provided over an extended period to both Mr Gardam and Mr Vellacott and considering their concerns will never be able to be fully satisfied and that the extent of their requests for information has become unreasonable, that Council instruct the General Manager to implement the intent of the Dealing with Difficult Customers Policy and advise them accordingly". **Carried**

For the motion - Acting Mayor A Rockliff Acting Deputy Mayor L Perry, Aldermen G Goodwin, C Emmerton and L Laycock: (Absent - Ald J Matthews)

Against – Aldermen – A Jarman and T Milne (I thank them for that)

Interesting one Alderman was heard to say words to the effect if it wasn't for them (Vellacott and Gardam) I would not know what questions to ask.

I contend Mayor ,we now have been vindicated, because since that time most embarrassing revelations and reports about you and Council have appeared in the press and also of the evasive responses given to recent questions asked by others all now prove beyond doubt that we, ie Mr Gardam and I, were well justified in asking the questions that you and majority of the former Aldermen at that time considered unreasonable.

Mayor

Mr Vellacott, Mr Vellacott, do you have a question?

Mr Vellacott

I refer you to correspondence I received from the, now former, Minister for Planning and Local Government - Hon Peter Gutwein, who in part said and I quote -

"Strategic decisions to invest in major projects, such as the Devonport Living City Project, are for councils to decide and should be made through a formal and informed decision making process. Councils are accountable for their decisions and are responsible for answering questions asked by the community."

Mayor

Mr Vellacott, Mr Vellacott, do you have a question?

Q1. Mayor, for the sake of natural justice, I now respectfully ask will you on behalf of Mr Gardam and myself, give notice of motion to the next meeting, scheduled for 26th August 2019 to rescind the motion declaring that we are difficult customers.

The motion I suggest should contain the following words or words

Mayor

Mr Vellacott, do you have a question?

Mayor

I am sorry, but I am calling the meeting to an end at this point (5:43pm). I will be back in five minutes.

Mayor

Thank you ladies and gentlemen I will call the meeting back to order (5:48pm).

Mr Vellacott, do you have a question?

Mr Vellacott

Yes, I do Mayor.

Mayor for the sake of natural justice I now respectfully ask will you on behalf of Mr Gardam and myself, give notice of motion, at the next meeting, scheduled for 26th August 2019 to rescind the motion declaring that we are difficult customers?

The motion I suggest should contain the following words or words to that effect
"That the motion passed at the Devonport City Council Meeting 27th August 2018 meeting that instructed the General Manager to implement the intent of the Dealing with Difficult Customers Policy against Mr Malcolm Gardam and Mr Bob Vellacott be forthwith rescinded.

Response

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

MR MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA

Reference Page 5, 13 and 14 of the Agenda for the Governance, Finance and Community Services Committee Meeting Agenda held Monday 15th July 2019, regarding proposed changes to **the Audio Recording Policy**. [NOTE: This question has been provided to all councillors prior to this meeting with the relevant extracts provided with the question]

On face value these proposed changes appear innocuous but without Council assurances that are embodied in the actual Policy the changes may be quite detrimental to Council abiding by its statement of *"Transparent, accountable and informed decision making supports community confidence in Council and is vital to ensuring decisions are made in the best interests of the community."*

It is suggested the proposed changes are akin to removing public access to Hansard and the public having to rely on the adopted legislation in relation to gaining insight as to Government decision making.

Of particular concern are:

1. Clause 1 removal of the Audio Recording *"as the authoritative published version."* Just like Hansard the Audio Recording provides background and insight into the decision making process otherwise not available to the public. Retention and accessibility to the Council's audio recordings should be safeguarded for future public reference if required. It is acknowledged that a full transcript of proceedings cannot be included in the Minutes but equally what has been stated at meetings should not be removed or erased from the public records.
2. The *Local Government (Meeting Procedures) Regulations 2015* stating that audio recordings are to be retained for **at least 6 months** is a minimum guide that should be increased as an outcome of the current Review of the Local Government Legislation with all current records being retained in the interim. **Devonport Council often cites transparency, in the written word, as a badge of honour and in this instance should be "leading the way" by making its audio recordings accessible to the public on an ongoing basis.**
3. Clause 2 – The removed *"Any subsequent request to access an archived file must be made in writing to the General Manager detailing the basis for the request."* should be retained but with the words *"detailing the basis of the request"* removed and replaced with *"and shall be made available for any reasonable request."* From dealing with council for over 3 years now I am sure there are ample reasons that the General Manager can offer if intent on rejecting a request.

4. The statement "Council is **not required to archive past 6 months** as per the TAHO and the Regulations." may be factual but considering the secrecy surrounding a number of Council's Living City decisions the eroding of current practices would not cast Council in a good light with the community.
5. The statement that "A compressed version of the audio recording shall be created (preserving adequate voice quality) and made available for download from Council's website." may well mean archived but the policy does not dictate what the retention period is and if intended to be more than 6 months.

In essence the Audio Recording Policy is unclear as to what Council's intention is regarding its audio recordings – files displayed on the Council Website for 6 months and then archived and for how long and/or destroyed?

Q1 Accordingly, my question to Mayor Rockliff is **will you Mayor undertake to ensure these concerns are thoroughly considered at tonight's meeting prior to Council voting to adopt the Audio Policy changes, or not, and that any assurances are embodied in the Policy?**

Response

Thank you Mr Gardam and I note that as you have mentioned that we are dealing with that item later in the agenda.

Q2. The June Quarterly Hotel Update Report details that Fairbrother is continuing its negotiations with its preferred developer who requires the hotel to be of 200 rooms. What written advice has Council received from expert Conference and Convention consultants that such a hotel will provide the necessary room and facility standards to satisfy the requirements of the interstate and international conference and convention market?

Response

The Acting General Manager advised that Council has a contract in place with Fairbrother to develop a hotel. If they choose to increase that to 200 rooms that's not something that Council has any say over.

JENNIE CLAIRE – 57 GUNN STREET, DEVONPORT

I would like to commend the Devonport Council for obtaining an arborist report and for making the decision to retain the two 85 year-old Linden trees which were planted by Devonport High B class students on Arbor Day in 1934 and the two large poplar trees. These trees and the five elms along Victoria Parade which were planted by the A class students in 1934, are a particularly, important part of Devonport's heritage and as such are valuable community assets which help define the identity of our city.

While this is an excellent decision it was disappointing on the other hand to discover that of the 65 trees currently in Roundhouse Park, a total of 46 are to be removed. That figure includes 9 trees which are to be transplanted and 37 which will be destroyed.

Overall, the trees were assessed by the Arborist to be in good health with typical structure and the report included an impressive list of environmental and structural benefits provided by the trees. It was then noted that the bulk of these benefits come from the larger trees and that "Fewer large trees are preferable to many smaller trees for delivering functional benefits to the community."

The report also gives the trees an amenity value, which a monetary value, based on the City of Melbourne amenity formula. That value is \$2,894,908.

The report also gives a retention assessment of the trees based on their species, size and condition and notes that one high retention value and 16 moderate retention value trees are proposed to be removed. The report makes the following recommendation "Modifying the plan to retain these trees should be considered."

So, my first question tonight is:

Q1 Does the Council intend to modify the plan to retain these trees as recommended in the arborist report?

Response

The Mayor stated, that it is my understanding, that we have modified the plan extensively and that the final plan is now in place.

My second question is:

Q2 Does the Council intend to commence any construction of the Waterfront Park before the construction of the proposed hotel is certain and commenced?

Response

The Mayor advised that it is a separate project and that Council has tenders out at the moment for the Waterfront Precinct and they will close at the end of July and we expect a report to appoint a tenderer in the August meeting.

TONY BUTLER – 2 DREW STREET, EAST DEVONPORT

Over the years Bass Street has been a concern to a lot of people. Now Bass Street has been taken over, I believe, by the Council. Not much has been done, I'm still the lawn mower and somebody has put a garden up in the top end towards the Hotel and if you have got to come down there, you can only get one car through, there is nowhere to park. At the bottom end there is big lumps of concrete coming out and it needs attention.

Response

The Mayor thanked Mr Butler for bringing this to Council's attention and that she will ask Mr Atkins to follow it up. Thank you.

MR GRAEME NEVIN – 145 PERCY STREET, DEVONPORT

Q3 Is it intended to build the elevated walkway regardless of whether we have a Hotel?

Response

The Mayor advised that is our intention, yes.

MR MALCOLM GARDAM – 4 BEAUMONT DRIVE, MIANDETTA

Q3. Page 14 of the April 2016 Horwath HTL report states "*Horwath HTL considers the characteristics of the current Devonport market, in terms of reported demand for accommodation, form a reasonably robust basis from which future demand is able to be captured.*" What this says is that there is a need to cannibalize the existing market/businesses and have a successful Living City outcome to be viable. This was at that time in relation to a 137 room upmarket hotel.

Do the new Councillors consider that without sufficient proven demand a new 200 room hotel will cannibalise the existing accommodation businesses in Devonport who have not had the luxury of Council favours?

Response

The Mayor advised that she would take that as commentary.

JENNIE CLAIRE – 57 GUNN STREET, DEVONPORT

Q3 Is the building of the Waterfront Park contingent on getting a Federal Government grant, are there any time constraints on that grant? Do Council have to start building by a certain time or the grant lapses?

Response

The Mayor advised that we have time frames to meet, absolutely. The question will be taken on notice and a response provided in writing.

3.3 QUESTIONS FROM COUNCILLORS

Nil

3.4 NOTICES OF MOTION**3.4.1 INSTALLATION OF "PUMP TRACK" - EAST DEVONPORT - NOTICE OF MOTION - CR J ALEXIOU (D590946)****134/19 RESOLUTION**

MOVED: Cr Alexiou

SECONDED: Cr Murphy

That Council request that a report be provided to a workshop on the options available for the construction of a sealed "pump track" in East Devonport (at a suitable location adjacent to the walking/cycle track that runs from the Torquay Ferry to Tea Tree Lane). The report to include funding estimates for construction.

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

CARRIED UNANIMOUSLY

4.0 PLANNING AUTHORITY MATTERS**4.1 AM2019.02 REZONE FROM THE GENERAL INDUSTRIAL AND COMMUNITY PURPOSE ZONES TO THE GENERAL RESIDENTIAL ZONE - 117 TASMAN STREET DEVONPORT (D592288)****135/19 RESOLUTION**

MOVED: Cr Perry

SECONDED: Cr Jarman

That the Planning Authority, pursuant to the provisions of S.39 of the *Land Use Planning and Approvals Act 1993* (the Act), provide the Tasmanian Planning Commission with this report and a request that in relation to AM2019.02 Rezone from the General Industrial and Community Purpose Zones to the General Residential Zone – 117 Tasman Street, Devonport:

- (i) the Tasmanian Planning Commission exercise their discretion under Section 40(4) of the Act and not require a hearing; and
- (ii) grant approval to the draft amendment to allow future development to occur that accords with the General residential zone purpose.

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

CARRIED UNANIMOUSLY

4.2 UPDATED DELEGATIONS - LAND USE PLANNING AND APPROVALS ACT 1993 (D591413)

136/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Hollister

That Council, acting as the Planning Authority, receive and note the report relating to the provision of planning delegations and determine in accordance with Section 6 of the *Land Use Planning and Approvals Act 1993*, that delegations are provided as outlined in the attachment to the:

- General Manager;
- Deputy General Manager and Development Services Manager;
- Planning Coordinator, Planning Officer and Project Officer;

or any person acting in those positions, with immediate effect.

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

CARRIED UNANIMOUSLY

5.0 REPORTS

5.1 ELECTRIC VEHICLE CHARGING STATION (D522324)

137/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Ennis

That Council in relation to the installation of an electric vehicle rapid charging station in Devonport determine to:

- (a) accept the Tasmanian Government *ChargeSmart Fast Charging* grant of \$50,000; and
- (b) commit to an allocation of \$50,000 in the 2020-21 capital works budget as Council's matching contribution for the installation of a rapid EV charging station, subject to the identification of a suitable location.

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

CARRIED UNANIMOUSLY

5.2 TENDER REPORT CONTRACT CT0246-01 SUPPLY, DELIVERY & PLACEMENT OF HOTMIX ASPHALT (D590619)

138/19 RESOLUTION

MOVED: Cr Hollister

SECONDED: Cr Murphy

That Council, in relation to Contract CT0246-01 – Supply, Delivery and Placement of Hotmix Asphalt Sealing Service:

- a) award the contract to Hardings Hotmix, noting that additional roads may be added to the scope of work up to the capital expenditure budget allocation;
- b) note that design and project management for the contract will be incurred; and
- c) endorse the engagement of the Department of State Growth's contractor for proposed works on Sheffield Road.

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

CARRIED UNANIMOUSLY

5.3 TENDER REPORT CONTRACT CT0246-02 SUPPLY, DELIVERY & PLACEMENT OF SPRAYED BITUMINOUS SURFACING (D590914)

139/19 RESOLUTION

MOVED: Cr Perry
SECONDED: Cr Laycock

That Council, in relation to Contract CT0246-02 – Supply, Delivery and Placement of Sprayed Bituminous Surfacing Services:

- a) award the contract to Hardings Hotmix noting that additional roads may be added to the scope of work up to the capital expenditure budget allocation; and
- b) note that design and project management for the contract will be incurred.

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

CARRIED UNANIMOUSLY

5.4 MELALEUCA AGED CARE - EXPANSION OF FACILITY (D591095)

140/19 RESOLUTION

MOVED: Cr Jarman
SECONDED: Cr Murphy

That Council in relation to the request from Melaleuca Home for the Aged Inc determine:

- (a) to receive and note the report;
- (b) provide 'in-principle' support for the proposal to transfer public land to Melaleuca for the purpose of expanding their services into independent living units;

- (c) in accordance with the *Local Government Act 1993* publicly advertise the Council's intention seeking community feedback on the potential proposed disposal of public land;
- (d) depending on the outcome of the community feedback further consider the development of an acceptable Memorandum of Understanding to progress the potential transfer.

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

CARRIED UNANIMOUSLY

Cr Laycock having declared an interest in the following item left the meeting at 6:18pm.

5.5 CITY OF DEVONPORT BRASS BAND - PARTNERSHIP AGREEMENT (D590461)

141/19 RESOLUTION

MOVED: Cr Hollister

SECONDED: Cr Jarman

That Council receive and note the report and authorise the General Manager to finalise a new partnership agreement with the City of Devonport Brass Band for a further period of three years.

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

CARRIED UNANIMOUSLY

Cr Laycock returned to the meeting at 6:20pm.

5.6 DEVONPORT GYMNASTICS CLUB (D592038)

142/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Perry

That Council in relation to the request for additional support by the Devonport Gymnastics Club for the construction of their new facility at Maidstone Park determine to:

- (a) provide an additional \$90,000 to the car park in 2019/20 as part of the finalisation of carry forward projects from the 2018/19 financial year, making the total contribution \$240,000; and
- (b) advise the Club while it does not accept that the additional costs incurred are the responsibility of Council, it offers to increase the amount of the Council loan to the Club by an additional \$65,000 if required.

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

CARRIED UNANIMOUSLY

5.7 SPECIAL INTEREST/WORKING GROUPS - APPOINTMENT OF MEMBERS (D592100) 143/19 RESOLUTION

MOVED: Cr Laycock

SECONDED: Cr Murphy

That Council in relation to the Special Interest and Working Group call for membership:

- (a) receive and note the report;
- (b) appoint Mayor Rockliff and Deputy Mayor Jarman as the Councillor representatives to the Liveable City Special Interest Group;
- (c) increase the community membership of the paranable arts centre Special Advisory Committee to 12 members;
- (d) increase the community membership on the East Devonport Special Interest Group to 7 members;
- (e) disband the Jazz Working Group, noting that the Jazz Taskforce will continue to assist in the planning and running of the Devonport Jazz Festival;
- (f) amend the Terms of Reference for the Liveable City Special Interest Group and the Active City Special Interest Group to reflect the future strategic nature of the committees and that they will only meet on an as needs basis;
- (g) make the following community appointments; and
- (h) appoint Cr Alexiou as a proxy to the paranable arts centre committee:

Special Interest/Working Group	Community Member
Active City	Andrew Towns
	Janene Wilczynski
	Kurt Bramich
	Jodie Clark
	Rhonda Wilson
East Devonport	Tracey Carter
	Frances Wilson
	Maureen Clarke
	Jenny Mountney
	Dave mangenner Gough
	Scott Newman
	Janene Wilczynski
Liveable City	Rod Taylor
	Jodie Clark
	Kurt Bramich
	Sylvia Sayers
	Jodhi Wilkinson

	Rene Buckley
	Janene Wilczynski
	Scott Whiley
Maritime and Heritage	Frances Wilson
	Graham Kent
	Niels Brun
paranaple arts centre	Luke Viney
	Sid Sidebottom
	Lee Dixon
	Marilyn Raw
	Bronwen Dickerson
	Annette Frewin
	Viv Breheney
	Deb Conroy
	Scott Newman
	Jen Frost
	Josephine Kelly
	Dave mangenner Gough
Devonport Food & Wine	Tracey Bruce
	Pat Kent
	Sylvia Sayers
	Sam Higgs
	Paul Fielding

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

CARRIED UNANIMOUSLY

Cr Ennis and Cr Perry have declared an interest in the following item left the meeting at 6:28pm.

5.8 LEVELLING THE PLAYING FIELD FUNDING REQUESTS (D592287)

144/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Murphy

That Council in relation to the Levelling the Playing Field competitive grants program:

- (a) receive and note the report;
- (b) allocate \$50,000 from the capital budget line item as Council's contribution to the project proposed by the Devonport Football Club at the Devonport Oval;
- (c) allocate \$50,000 from the capital budget line item as Council's contribution to the project proposed by the East Devonport Football Club at Girdlestone Park;
- (d) acknowledge that Council will be the grant recipient if any of the projects are successful and will project manage any works in consultation with the Clubs involved.

	For	Against		For	Against
Cr Rockliff	✓		Cr Jarman	✓	
Cr Alexiou	✓		Cr Laycock	✓	
Cr Hollister	✓		Cr Murphy	✓	

CARRIED UNANIMOUSLY

Cr Ennis and Cr Perry returned to the meeting at 6:30pm.

5.9 FIFA WOMEN'S WORLD CUP BID 2023 - DEVONPORT CITY SOCCER CENTRE (D592289)

145/19 RESOLUTION

MOVED: Cr Perry
 SECONDED: Cr Murphy

That Council authorise the signing of the FIFA Women's World Cup 2023 Training Site Agreement for the Devonport City Soccer Centre.

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

CARRIED UNANIMOUSLY

5.10 WORLD SERIES PARA TRIATHLON EVENT - CRADLE COAST SPORTS AND EVENTS REQUEST FOR FUNDING SUPPORT (D592300)

146/19 RESOLUTION

MOVED: Cr Jarman
 SECONDED: Cr Laycock

That Council support the Cradle Coast Sports and Events bid to attract a World Series Para Triathlon event to Devonport in 2020, 2021 and 2022 by committing to if the bid is successful:

1. contribute an additional \$10,000 from the Community Financial Assistance Grants allocation for major grants in addition to the \$20,000 already committed through the Partnership Agreement; and
2. increase the Sport and Recreation sponsorship allocation from \$20,000 to \$30,000 in the 2020/21 and 2021/22 financial years.

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

CARRIED UNANIMOUSLY

5.11 CHRISTMAS PARADE AND NEW YEAR'S EVE EVENTS 2019 (D592760)**147/19 RESOLUTION**

MOVED: Cr Hollister

SECONDED: Cr Perry

That Council in relation to the 2019 Christmas Parade and Skyfire New Years Eve event:

- (a) receive and note the report:
- (b) determine to hold the Christmas Parade on the route outlined as James Street, Victoria Parade, Bluff Road and Clements Street; and
- (c) conduct the Skyfire New Year's Eve event in the vicinity of the parklands at Aitkenhead Point and the Bass Strait Maritime Centre.

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

CARRIED UNANIMOUSLY

6.0 INFORMATION**6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING (D561337)****148/19 RESOLUTION**

MOVED: Cr Jarman

SECONDED: Cr Alexiou

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 Jarman	✓	
Cr Alexiou	✓		Cr Laycock	✓	
Cr Enniss	✓		Cr Murphy	✓	
Cr Hollister	✓		Cr Perry	✓	

CARRIED UNANIMOUSLY

6.2 MAYOR'S MONTHLY REPORT (D563537)**149/19 RESOLUTION**

MOVED: Cr Laycock

SECONDED: Cr Hollister

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

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

CARRIED UNANIMOUSLY

6.3 GENERAL MANAGER'S REPORT - JULY 2019 (D561418)**150/19 RESOLUTION**

MOVED: Cr Hollister
 SECONDED: Cr Laycock

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

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

CARRIED UNANIMOUSLY

6.4 UNCONFIRMED MINUTES - SHARED AUDIT PANEL - 3 JUNE 2019 (D592115)**151/19 RESOLUTION**

MOVED: Cr Perry
 SECONDED: Cr Murphy

That Council receive and note the unconfirmed minutes of the Audit Panel meeting held on 3 June 2019.

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

CARRIED UNANIMOUSLY

7.0 SECTION 23 COMMITTEES**7.1 PLANNING AUTHORITY COMMITTEE MEETING - 1 JULY 2019 (D591143)****152/19 RESOLUTION**

MOVED: Cr Laycock
 SECONDED: Cr Hollister

That the minutes of the Planning Authority Committee meeting held on Monday, 1 July 2019 be received and the recommendations contained therein be noted.

PAC 11/19 Planning Applications approved under Delegated Authority 22 May 2019 - 23 June 2019

(Approved under delegated authority)

PAC 12/19 PA2019.0072 Residential (Single Dwelling), Visitor Accommodation (2 Cabins) - 80 Nielsens Road Tugrah

(Approved under delegated authority)

PAC 13/19 PA2019.0067 Bulky Goods Sales (Trade Store) - 19-23 Don Road Devonport

(Approved under delegated authority)

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

CARRIED UNANIMOUSLY

7.2 GOVERNANCE, FINANCE & COMMUNITY SERVICE COMMITTEE MEETING - 15 JULY 2019 (D592772)

153/19 RESOLUTION

MOVED: Cr Jarman

SECONDED: Cr Murphy

That the minutes of the Governance, Finance & Community Service Committee meeting held on Monday, 15 July 2019 be received, the recommendations contained therein be adopted and that the Audio Recording policy be brought back to the next Governance, Finance and Community Service Committee meeting.

GFC 38/19 Council Policies - Biennial Review

GFC 39/19 Purchasing Policy and Code for Tenders and Contracts

GFC 40/19 Devonport Regional Gallery Acquisition and Collection Policy

GFC 41/19 193 Melrose Road Aberdeen - Surrender of Land to the Crown

GFC 42/19 Elected Members' Expenditure Report May and June 2019

GFC 43/19 Minutes of Council's Special Interest Groups and Advisory boards

GFC 44/19 Community Services Report - May/June 2019

GFC 45/19 Arts and Culture Report - May/June 2019

GFC 46/19 Governance and Finance Report

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

CARRIED UNANIMOUSLY

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

GFC 38/19 Council Policies - Biennial Review

That the following reviewed Council policies be adopted with immediate effect:

1. Audio Recording Policy
2. Boundary Fencing Policy
3. Commemorative Seat Policy and Procedure
4. Community, Childcare & Commercial Lease Policy
5. Community Engagement Policy
6. Complaint Handling Policy
7. Council Committees Policy
8. Credit Card Policy
9. Customer Service Charter
10. Dealing with Difficult Customers Policy

11. Dilapidated Buildings Policy
12. Driveway Policy
13. Equal Employment Opportunity (EEO) & Diversity Policy
14. Financial Assistance Policy
15. Fitness for Work Policy & Procedure
16. Gifts & Donations Policy
17. Harassment, Bullying & Anti-Discrimination Policy
18. Information Disclosure & Right to Information Policy
19. Investment Policy
20. Personal Information Protection Policy
21. Public Question Time Policy
22. Recruitment & Selection Policy
23. Related Parties Disclosure Policy
24. Rooke Street Mall & Market Square Policy
25. Sponsorship Policy
26. Sport & Recreation Groups Lease Policy
27. Stormwater Connection Policy
28. Street Trading Policy
29. Subdivision Maintenance Bond Policy
30. Subdivision Outstanding Works Bond Policy
31. Tree Policy

GFC 39/19 Purchasing Policy and Code for Tenders and Contracts

That the reviewed Purchasing Policy and the Code for Tenders and Contracts be adopted and be made publicly available on Council's website.

GFC 40/19 Devonport Regional Gallery Acquisition and Collection Policy

That Council adopt the revised Devonport Regional Gallery Acquisition and Collection Policy with immediate effect.

GFC 41/19 193 Melrose Road Aberdeen - Surrender of Land to the Crown

That Council write to the Crown requesting that the vacant parcel of public land located at 193 Melrose Road, Aberdeen, be returned to the Crown by way of a Deed of Surrender.

GFC 42/19 Elected Members' Expenditure Report May and June 2019

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

GFC 43/19 Minutes of Council's Special Interest Groups and Advisory Boards

That the minutes of the Devonport Maritime and Heritage Special Interest Group, Devonport Regional Gallery Advisory Board and East Devonport Special Interest Group be received and noted.

GFC 44/19 Community Services Report - May/June 2019

That the Community Services report be received and noted.

GFC 45/19 Arts and Culture Report - May/June 2019

That the Arts and Culture report be received and noted.

GFC 46/19 Governance and Finance Report

That the Governance and Finance report be received and noted.

8.0 CLOSED SESSION**RESOLUTION**

MOVED: Cr Laycock
 SECONDED: Cr Alexiou

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 - 24 June 2019	15(2)(g)
8.2	Application for Leave of Absence	15(2)(h)
8.3	Unconfirmed Minutes - Joint Authorities	15(2)(g)
8.4	21 Oldaker Street - Offer to Lease Property	15(2)(f)
8.5	Stewart Street Retaining Wall	15(2)(b),(i)
8.6	Providore Place	15(2)(c),(i)
8.7	Release of Information	15(2)(g)
8.8	Closed Session - Governance, Finance & Community Service Committee Meeting - 15 July 2019	15(2)(f)

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

LOST

154/19 RESOLUTION

MOVED: Cr Murphy
 SECONDED: Cr Jarman

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* the following items be dealt with in Closed Session and that it be recorded:

Item No	Matter	Local Government (Meeting Procedures) Regulations 2015 Reference
8.1	Confirmation of Closed Minutes - Council Meeting - 24 June 2019	15(2)(g)
8.2	Application for Leave of Absence	15(2)(h)
8.3	Unconfirmed Minutes - Joint Authorities	15(2)(g)
8.4	21 Oldaker Street - Offer to Lease Property	15(2)(f)
8.5	Stewart Street Retaining Wall	15(2)(b),(i)
8.6	Providore Place	15(2)(c),(i)

8.7	Release of Information	15(2)(g)
8.8	Closed Session - Governance, Finance & Community Service Committee Meeting - 15 July 2019	15(2)(f)

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

CARRIED.

The Mayor adjourned the meeting at 6:57pm to reconvene in Closed Session at 6:58pm.

The Council moved out Closed Session at 8:08pm

Council resumed in open session at 8:08pm

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 -	Confirmed
8.2	Application for Leave of Absence	Nil
8.3	Unconfirmed Minutes - Joint Authorities	Noted
8.4	21 Oldaker Street - Offer to Lease Property	In principle support to lease
8.5	Stewart Street Retaining Wall	Update noted
8.6	Providore Place	Update noted
8.7	Release of Information	Authorisation provided to Mayor
8.8	Closed Session - Governance, Finance & Community Service Committee Meeting - 15 July 2019	Confirmed

CLOSURE

There being no further business on the agenda the Mayor declared the meeting closed at 8:08pm.

Confirmed

Chairman