

SOUTHERN
MIDLANDS
COUNCIL



AGENDA

ORDINARY COUNCIL MEETING

Wednesday, 24th January 2018
10.00 a.m.
Colebrook Memorial Hall

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PUBLIC COPY ENCLOSURES (ON COUNCIL WEBSITE)

- **Item 4.1** – Draft Council Minutes – 13th December 2017
- **Item 4.2** – Draft AGM Minutes – 13th December 2017
- **Item 11.1.1** – Representations - RZ2017/02
- **Item 17.2.3** – Recruitment and Selection Policy & Procedures



Dear Sir/Madam

NOTICE OF MEETING

Notice is hereby given that the next ordinary meeting of Council will be held on

Date: Wednesday, 24th January 2018
Time: 10.00 a.m.
Venue: Colebrook Memorial Hall

I certify under s.65(2) of the *Local Government Act 1993* that the matters to be discussed under this agenda have been, where necessary, the subject of advice from a suitably qualified person and that such advice has been taken into account in providing any general advice to the Council.

Councillors please note:

- Public Question Time has been scheduled for 12.30 p.m.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Tim Kirkwood', written in a cursive style.

Tim Kirkwood
GENERAL MANAGER

OPEN COUNCIL AGENDA

1. PRAYERS

Rev Dennis Cousens to recite prayers.

2. ATTENDANCE

3. APOLOGIES

4. MINUTES

4.1 Ordinary Council Minutes

The Minutes (Open Council Minutes) of the previous meeting of Council held on the 13th December 2017, as circulated, are submitted for confirmation.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

4.2 Annual General Meeting Minutes

The Minutes of the Annual General Meeting of Council held on the 13th December 2017, as circulated, are submitted for confirmation.

Note: Section 72B of the Local Government Act 1993 states that any motion passed at an Annual General Meeting must be considered at the next meeting of Council.

There were no specific Motions passed at the Annual General Meeting which require further consideration.

DECISION

Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A R Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

4.3 Special Committee of Council Minutes

4.3.1 SPECIAL COMMITTEES OF COUNCIL - RECEIPT OF MINUTES

The Minutes of the following Special Committees of Council, as circulated, are submitted for receipt:

- Nil.

DECISION NOT REQUIRED

4.3.2 SPECIAL COMMITTEES OF COUNCIL - ENDORSEMENT OF RECOMMENDATIONS

The recommendations contained within the minutes of the following Special Committees of Council are submitted for endorsement.

- Nil.

DECISION NOT REQUIRED

4.4 Joint Authorities (Established Under Division 4 Of The Local Government Act 1993)

4.4.1 JOINT AUTHORITIES - RECEIPT OF MINUTES

The Minutes of the following Joint Authority Meeting, as circulated, are submitted for receipt:

- Southern Tasmanian Councils Authority – Nil.
- Southern Tasmanian Councils Authority Waste Strategy South – Nil.

DECISION NOT REQUIRED

4.4.2 JOINT AUTHORITIES - RECEIPT OF REPORTS (ANNUAL & QUARTERLY)

Section 36A of the Local Government Act 1993 provides the following;

36A. Annual reports of authorities

(1) A single authority or joint authority must submit an annual report to the single authority council or participating councils.

(2) The annual report of a single authority or joint authority is to include –

- (a) a statement of its activities during the preceding financial year; and*
- (b) a statement of its performance in relation to the goals and objectives set for the preceding financial year; and*
- (c) the financial statements for the preceding financial year; and*
- (d) a copy of the audit opinion for the preceding financial year; and*
- (e) any other information it considers appropriate or necessary to inform the single authority council or participating councils of its performance and progress during the financial year.*

Section 36B of the Local Government Act 1993 provides the following;

36B. Quarterly reports of authorities

(1) A single authority or joint authority must submit to the single authority council or participating councils a report as soon as practicable after the end of March, June, September and December in each year.

(2) The quarterly report of the single authority or joint authority is to include –

- (a) a statement of its general performance; and*
- (b) a statement of its financial performance.*

Reports prepared by the following Joint Authorities, as circulated, are submitted for receipt:

- Southern Tasmanian Councils Authority – Nil.

DECISION NOT REQUIRED

5. NOTIFICATION OF COUNCIL WORKSHOPS

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2015*, the Agenda is to include details of any Council workshop held since the last meeting.

No workshops have been held since the previous Council meeting.

RECOMMENDATION

THAT the information be received.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

6. COUNCILLORS – QUESTION TIME

6.1 QUESTIONS (RECEIVED IN ADVANCE)

The following questions were submitted by Cllr B Campbell on the 17th January 2018.

Q1. In relation to Holy TANTRA

As this is a large substantial development and there has been changes to state planning by the State Government re planning under the minister Peter Gutwein, would it be right to say that the Buddha Park project is a project of State significance and if that is the case then why is the Buddhist park project under SMC planning, or should it be under State Government or should it be under both as a joint project? . Council does not have the expertise or finances to handle such a large project it should be in the hands of State Government and should be worked though professionally and we should be taking note on the Sellicks Beach Buddhist Temple and Statue project. The Sellicks Beach project was a S A State government and council project in conjunction with the Buddhist. So why are we (SMC) not doing likewise?

Manager – Development & Environmental Services response:

The assessment of the proposed Tasmanian Buddhist Cultural Park by the State Government as a project of state significance or project of regional significance has long been the position of Council since the project's inception. Discussions with the current Government and former Government as to the merits of having the project declared a project of state or regional significance were held between the Mayor, Council Management and the Minister's Office.

Q2. When it comes to operating a retail (casual) business on a state government road what are the requirements under the planning act and the risk and safety factor re council.

Does the number of vehicle movements count re a retailing business on a state government road?

Does a retailer selling produce on a state government road have to provide parking of the road?

Manager – Development & Environmental Services response:

A minor roadside stall occasionally used for the sale of produce grown on the land is considered incidental to an agricultural use and does not require a permit from the Council under the Planning Scheme. However should such a use intensify to become a separate land use or beyond the scope of an incidental use (to the agricultural use) then a permit would be required.

The Midland Highway is a declared "Limited Access Road" to which additional licencing for access applies. Such roadside stalls without the approval of State Government may be in breach of the Licence.

Q3. Why is it so if you have a business and a house fronting a state government road (one common title) vehicle movements are tallied on all vehicles using the road to the business and to the house and it is tallied as one total, that means sales reps and visitor movement can reduce the number of business vehicle movements made by the business, is that correct? (All house calls using a vehicle should be exempt but they are not why?)

Manager – Development & Environmental Services response:

In preparing a Development Application for a permit to operate a business from land with an existing residential use the Council would require the applicant to provide details on the total number of expected vehicle movements to and from the property. The number of vehicle movements would be inclusive of regular sales reps or other movements associated with the business.

Q4. As we seem to have constant concerns re residences (and this includes businesses and religious sects) in the Rekuna / Tea Tree Road area on the south side of the road what would council have to do to transfer this section to "Clarence Council" ?

General Manager's response:

The Local Government Act 1993 (sections 16) sets out the procedure that must be followed to secure any municipal boundary adjustment. The following is an extract of the relevant provisions from the Act:

"16. Municipal areas

(1) *The State is divided into municipal areas.*

(2) *A municipal area is an area specified in Column 1 of [Schedule 3](#).*

(3) *A municipal area includes –*

(a) any accretion from the sea adjoining it; and

(b) any part of the sea-shore to the low-water mark adjoining it; and

(c) any bridge, jetty, wharf, boat-house, or other structure, that –

(i) adjoins the municipal area; or

(ii) is situated partly within a municipal area and partly on or over an area of the seabed that is adjacent to the municipal area –

and any area of land, adjoining the bridge, jetty, wharf, boat-house, or other structure, over which has been granted a right to occupation of the seabed, which right is necessary to enable the use of the bridge, jetty, wharf, boat-house, or other structure.

(4) *The Minister, on receiving a report on a review made under [section 214D](#) that recommends an adjustment of the boundary of a municipal area or the boundary of an electoral district within a municipal area, regardless of whether the adjustment is minor or significant in nature, may recommend to the Governor that an order be made so adjusting that boundary.*

(4A) *The Minister –*

(a) on receiving –

(i) from the Board, made otherwise than in a report on a review made under [section 214D](#) ; or

(ii) from the Director –

a recommendation that an adjustment, that is minor in nature, be made to the boundary of a municipal area, or the boundary of an electoral district within a municipal area; and

(b) if satisfied that all owners of land who would be affected by the adjustment have been consulted by the relevant councils and have consented, in writing, to the adjustment – may recommend to the Governor that an order be made so adjusting that boundary.

(5) The Governor, by order and on the recommendation of the Minister under [subsection \(4\)](#) or [\(4A\)](#) , may do one or both of the following:

(a) adjust a boundary of a municipal area;

(b) if the municipal area is divided into electoral districts, adjust any boundary of any electoral district as may be necessary.

(5A) A council affected by an adjustment under [subsection \(5\)](#) is to pay the costs associated with that adjustment.

(5B) Each municipal area is defined by reference to the relevant plan or plans specified in Column 1 of Schedule 3.

(6) The Governor, on the recommendation of the Minister, may amend or substitute any item in column 1 of [Schedule 3](#) or substitute that Schedule in an order made under [section 214E](#) relating to municipal areas to give effect to that order.

Sections 214 to 214H 'Review of Councils' are included as an attachment for information.

Local Government Act 1993

Version current from 22 November 2017 to date (accessed 19 January 2018 at 12:27)

Division 2 - Reviews of councils

214. Reviews of council

- (1) The Minister may require the Board to carry out a general review of a council.
- (2) The Minister may require the Board to carry out a specific review relating to one or more of the matters specified in section 214A –
 - (a) at any time; or
 - (b) at the request of a council; or
 - (c) on a petition proposed in accordance with section 57(2) of at least 20% of the electors in the municipal area.
- (3) Before carrying out a review of a council, the Board must give the council at least 30 days' notice of the date on which the review is to start, unless the council requests otherwise.
- (4) The Board may carry out any review in respect of more than one council.

214A. Scope of review

Any review may take into account any one or more of the following matters, in whole or in part:

- (a) the operation of a council, including the performance and exercise of the council's functions and powers, the administrative operation of the council, the governance of the council and the decision making of the council;
- (b) the boundaries of the municipal area and any electoral district;
- (c) the naming of the municipal area, council and electoral district;
- (d) the declaration of a municipal area or part of a municipal area as a city;
- (e) the naming, or changing of the name, of a city;
- (f) the creation or abolition of a municipal area or electoral district;
- (g) the division of the municipal area into electoral districts;
- (h) the combining of 2 or more municipal areas, parts of 2 or more municipal areas or 2 or more electoral districts;
- (i) the creation or abolition of councils;
- (j) the election of councillors of a municipal area;
- (k) the total numbers of persons to be elected as councillors of a municipal area or in respect of each electoral district;
- (l) any other factor;
- (m) any matter referred to it by the Minister.

214B. Supplementary review

- (1) The Board may recommend to the Minister that a supplementary review of a council be carried out to follow up on any matter arising from a general review.

- (2) The Minister may –
 - (a) accept the recommendation; or
 - (b) refuse to accept the recommendation.

214C. Procedures for review

- (1) The Board may carry out any review in any manner it thinks appropriate.
- (2) In carrying out any review, the Board must provide –
 - (a) reasonable opportunity for public consultation; and
 - (b) reasonable opportunity for any council affected by the review to make any submissions.
- (3) The Board is to publish in a daily newspaper circulating in the municipal area a statement –
 - (a) specifying that a review is being carried out; and
 - (b) if it is a specific review, specifying any matter being reviewed; and
 - (c) inviting submissions relating to any matter referred to in section 214A or in the specific review.
- (4) Section 8 and Part 3 of the Commissions of Inquiry Act 1995 apply to a review carried out by the Board as if –
 - (a) the Board were a Commission established under section 4 of that Act; and
 - (b) the review were the inquiry being conducted by that Commission under that Act.

214D. Report of review

- (1) The Board is to submit to the Minister a written report of any review it carries out together with its recommendations.
- (2) The Board must not make any recommendation relating to an electoral district unless satisfied that –
 - (a) it is in the best interests of the municipal area concerned; and
 - (b) it would lead to a fair representation of the community in the municipal area.
- (3) The Board must not make any recommendation relating to the declaration of a municipal area or part of a municipal area as a city except in prescribed circumstances.
- (4) On receipt of a report, the Minister is to –
 - (a) forward a copy of the report to –
 - (i) the council in respect of which the review was carried out; and
 - (ii) any other council the Minister considers may be affected by the recommendations of the Board; and
 - (b) invite any such council to make submissions to the Minister on any matter covered by the report within a specified period.
- (5) After considering any submissions, the Minister may –
 - (a) accept any or all of the Board's recommendations; or
 - (b) request the Board to reconsider any or all of its recommendations; or
 - (c) refer to the Board any alterations to its report requested by a council; or
 - (d) reject any or all of the Board's recommendations.

(6) If the Minister rejects any of the Board's recommendations in respect of a review, the Minister may not make a recommendation under section 214E relating to that recommendation in respect of that review.

(7) The council is to keep all matters contained in the report and recommendations of the Board forwarded by the Minister confidential until the report is published under subsection (8).

(8) The Minister is to cause to be published the report and recommendations of the Board, excluding any matter that the Board advises is confidential and the Minister considers is exempt information under the Right to Information Act 2009.

214E. Result of review

(1) As a result of any review, the Governor, by order and on the recommendation of the Minister, may do any one or more of the following:

- (a) create a municipal area;
- (b) abolish a municipal area;
- (c) alter and define the boundaries of a municipal area;
- (d) combine 2 or more municipal areas or parts of such areas to form one municipal area;
- (e) divide a municipal area into 2 or more municipal areas or parts of 2 or more municipal areas;
- (f) name or change the name of a municipal area;
- (g) declare a municipal area or part of a municipal area to be a city;
- (h) name or change the name of a city;
- (i) create a council;
- (j) abolish a council;
- (k) dismiss all the councillors of a council;
- (l) name or change the name of a council;
- (m) determine the total number of persons to be elected as councillors of a municipal area;
- (n) determine the number of persons to be elected in respect of each electoral district;
- (o) divide a municipal area into 2 or more electoral districts;
- (p) abolish the division of a municipal area into electoral districts;
- (q) alter the boundaries of an electoral district;
- (r) combine 2 or more electoral districts in a municipal area to form one electoral district;
- (s) name or change the name of an electoral district;
- (t) declare that an election is to be held.

(2) In an order under subsection (1), the Governor may fix a closing day, within the meaning of Part 15, for an election to be held.

(3) An election fixed to be held under subsection (2) may be conducted in respect of any proposed municipal area or areas.

(4) An order under subsection (1)(k) may be made only in conjunction with an order made under subsection (1)(a), (b), (c), (d), (e), (j), (m), (n), (o), (p), (q) or (r).

(5) The Governor, on the recommendation of the Minister and in relation to an order under subsection (1), may make –

- (a) an order in respect of any appropriate savings and transitional matters; and

(b) an order in respect of employees of a council that is affected by an order under subsection (1); and

(c) an order relating to the requirements of the first meeting of a council of a proposed municipal area; and

(d) any other order necessary or expedient.

(6) An order made under subsection (5) that is inconsistent with any provision of this Act or any other Act, other than section 45C of the Constitution Act 1934, prevails over that provision to the extent of that inconsistency.

(7) An election for an existing or a proposed municipal area to be held as a result of an order made under this section is to be held in accordance with Part 15 and any regulations made for the purpose of that Part.

214F. Transfer and vesting of assets

If, as a result of an order under section 214E, a municipal area is abolished and combined with an existing or a newly created municipal area –

(a) any assets of the council of the abolished municipal area are transferred to, and vest in, the council of the existing or newly created municipal area with effect from the day specified in that order; and

(b) any legal proceedings by or against the council of the abolished municipal area in respect of those assets not determined before that day may be continued, on or after that day, by or against the council of the existing or newly created municipal area; and

(c) a judgment or order of a court obtained before that day by or against the council of the abolished municipal area in respect of those assets may be enforced by or against the council of the existing or newly created municipal area; and

(d) a document addressed to the council of the abolished municipal area in respect of those assets may be served on the council of the existing or newly created municipal area; and

(e) a contract made or entered into by the council of an abolished municipal area in respect of those assets before that day but not performed or discharged before that day is taken to have been made or entered into by the council of the existing or newly created municipal area.

214G. Apportionment between councils

(1) If, as a result of an order under section 214E, part of a municipal area is or is to be combined with an existing or a newly created municipal area, the Minister may require the councils of the municipal areas affected by the order to make an agreement in respect of the parts of the municipal area to be combined as to the apportionment of the assets between those councils or any proposed council.

(2) The Minister may determine the apportionment as between the councils or proposed councils if the existing councils –

(a) fail to make an agreement in relation to the apportionment; or

(b) fail to agree on the apportionment of one or more assets.

(3) The Minister may require an agreement to be made on or before a specified day.

(4) The Minister may refer any matter that is in dispute between councils to an arbitrator appointed by the Minister for that purpose.

(5) A decision of the Minister is final.

(6) Any apportionment takes effect –

- (a) on the day on which the order under section 214E takes effect; or
 - (b) on a later day if the Minister so determines.
- (7) Any assets apportioned under this section are vested in the relevant council on the day –
- (a) specified in the agreement; or
 - (b) if there is no agreement, specified in the determination under subsection (2) .

214H. Costs

- (1) A council created or directly affected by an order under section 214E is to pay the costs and expenses in relation to that order or any transfer or vesting under sections 214F and 214G .
- (2) The Minister may apportion the costs and expenses among more than one council in any manner the Minister considers appropriate.

6.2 QUESTIONS WITHOUT NOTICE

An opportunity is provided for Councillors to ask questions relating to Council business, previous Agenda items or issues of a general nature.

1. Re-schedule April 2018 Council meeting date is required (previously scheduled for 25th April 2018 which is Anzac Day). Suggested date for the April meeting is 24th April 2018.
- 2.
- 3.
- 4.
- 5.

7. DECLARATIONS OF PECUNIARY INTEREST

In accordance with the requirements of Part 2 Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2015*, the chairman of a meeting is to request Councillors to indicate whether they have, or are likely to have, a pecuniary interest in any item on the Agenda.

Accordingly, Councillors are requested to advise of a pecuniary interest they may have in respect to any matter on the agenda, or any supplementary item to the agenda, which Council has resolved to deal with, in accordance with Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015*.

8. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA

In accordance with the requirements of Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015*, the Council, by absolute majority may decide at an ordinary meeting to deal with a matter that is not on the agenda if the General Manager has reported –

- (a) the reason it was not possible to include the matter on the agenda; and
- (b) that the matter is urgent; and
- (c) that advice has been provided under section 65 of the Act.

RECOMMENDATION

THAT the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2015*.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

9. PUBLIC QUESTION TIME (SCHEDULED FOR 12.30 PM)

In accordance with the requirements of Part 2 Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2015*, the agenda is to make provision for public question time.

In particular, Regulation 31 of the *Local Government (Meeting Procedures) Regulations 2015* states:

- (1) *Members of the public may give written notice to the General Manager 7 days before an ordinary meeting of Council of a question to be asked at the meeting.*
- (2) *The chairperson may –*
 - (a) *address questions on notice submitted by members of the public; and*
 - (b) *invite any member of the public present at an ordinary meeting to ask questions relating to the activities of the Council.*
- (3) *The chairperson at an ordinary meeting of a council must ensure that, if required, at least 15 minutes of that meeting is made available for questions by members of the public.*
- (4) *A question by any member of the public under this regulation and an answer to that question are not to be debated.*
- (5) *The chairperson may –*
 - (a) *refuse to accept a question; or*
 - (b) *require a question to be put on notice and in writing to be answered at a later meeting.*
- (6) *If the chairperson refuses to accept a question, the chairperson is to give reasons for doing so.*

Note: At the commencement of Public Question Time, Cllr Batt (Chairman of the Arts Advisory Committee) will present to Council the art works provided by Antoinette Karstens the latest participant in the Artist in Residence Program at Oatlands.

Councillors are advised that, at the time of issuing the Agenda, no Questions on Notice had been received from members of the Public.

Mayor A E Bisdee OAM to invite questions from members of the public in attendance.

10.1 Permission to Address Council

Permission has been granted for the following person(s) to address Council:

- Nil.

**10. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN UNDER
REGULATION 16 (5) OF THE LOCAL GOVERNMENT
(MEETING PROCEDURES) REGULATIONS 2015**

10.1 HIGH STREET, OATLANDS – REDUCTION IN SPEED LIMIT

Clr B Campbell has submitted the following Notice of Motion:

THAT Council request the Department of State Growth to introduce a permanent 40 klm per hour speed limit on High Street from the junction of Wellington Street through to the Gay Street junction.

Background Comments:

Clr B Campbell to provide further comment and reasoning.

General Manager's Comments:

There is presently a 50 klm per hour speed limit in High Street, Oatlands which commences from the junction with Tunnack Main Road (noting that there is an anomaly with present signage at this location which is being investigated).

The speed limit is reduced to 40 klm (i.e. when the lights are flashing during school periods etc.) from Wellington Street through to Church Street. This is the immediate School Zone.

The intent of Clr Campbell's motion is to extend this 40 klm per hour limit through to Gay Street and that the zone be permanently signposted as a 40klm per hour.

An indicative position is sought from Council prior to referral to the Department of State Growth for assessment.

11. COUNCIL ACTING AS A PLANNING AUTHORITY PURSUANT TO THE LAND USE PLANNING AND APPROVALS ACT 1993 AND COUNCIL'S STATUTORY LAND USE PLANNING SCHEME

Session of Council sitting as a Planning Authority pursuant to the Land Use Planning and Approvals Act 1993 and Council's statutory land use planning schemes.

11.1 DEVELOPMENT APPLICATIONS

11.1.1 PLANNING SCHEME AMENDMENT (RZ2017/02) FOR REZONING FROM SIGNIFICANT AGRICULTURE TO RURAL RESOURCE AND DEVELOPMENT APPLICATION (DA 2017/103) FOR USE AS DOMESTIC ANIMAL BREEDING, BOARDING AND TRAINING AND DEVELOPMENT OF A GREYHOUND KENNEL COMPLEX AT 466 BRIGHTON ROAD, PONTVILLE (CT172508/2) AND LOT 1 RIFLE RANGE ROAD, PONTVILLE (CT172508/1), OWNED BY THE CROWN

File Ref: T 3523106 & T 3523093

Author: PLANNING OFFICER (JACQUI TYSON)

Date: 18 JANUARY 2018

Enclosure:
Representations

BACKGROUND

At the Council Meeting held on 22nd November 2017, Council resolved to initiate and certify the Planning Scheme Amendment RZ2017/02 and approve the associated planning permit DA2017/103 associated with the development of a Greyhound rehoming complex at Pontville.

The draft amendment and planning permit were then placed on public exhibition between 6th December 2017 and 16th January 2018. Five (5) representations were received from members of the public and submissions were also received from the Department of State Growth and Taswater. This report considers the matters raised in the representations.

PROPOSAL

The proposal is a combined application for an amendment to the *Southern Midlands Interim Planning Scheme 2015* ("the Scheme") in the form of a rezoning of two titles from Significant Agriculture to Rural Resource and a development application to construct a greyhound kennel complex on one of the titles (CT172508/1 Rifle Range Road). The rezoning is required because the proposed use class of Domestic Animal Breeding, Boarding and Training is a prohibited use in the Significant Agriculture Zone. This use class is Discretionary in the Rural Resource Zone. The application has been made by GHD on behalf of Tasracing Pty Ltd

The proposed greyhound kennel complex will include the following:

- Managers dwelling;
- Office and reception building;
- Two kennel buildings each housing 30 dogs with adjoining exercise yards;
- Machinery/storage shed;
- Landscaping and fencing;
- New access from Rifle Range Road; and
- Parking for 26 cars, with provision for overflow parking also identified.



Map 1 _ Aerial image of the subject land and surrounding area.

LEGISLATIVE REQUIREMENTS

In accordance with sections 39(2) and 43F(6) of the former Land Use Planning and Approvals Act 1993 (the Act), Council must, within 35 days after the exhibition period, forward to the Tasmanian Planning Commission a report comprising a copy of each representation and a statement of its opinion on the merit of each representation and any recommendations regarding the draft amendment and planning permit it considers necessary.

Please note that under Schedule 6 - Savings and transitional provisions of the Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme Act) 2015 - Parts 2A and 3 of the former provisions remain in force until a Local Planning Schedule comes into effect for the municipal area and this application assessment and recommendation has therefore been made under those transitional provisions.

PUBLIC NOTIFICATION

Section 38 of the Act sets out that after making a decision to initiate an amendment and approve an application made under Section 43A it is to be publicly advertised for a period of at least 4 weeks. In this case the advertising period was extended to 6 weeks to account for the Christmas/New Year break.

In this case the draft amendment and planning permit were placed on public exhibition (twice) between 6th December 2017 and 16th January 2018.

A total of seven (7) representations were received, including submissions from the Department of State Growth and TasWater.

Representation 1	Officer comment
<p>[Verbatim]</p> <p>Dear General Manager</p> <p>In the November Agenda Mr Cundall stated that the land at Pontville that is proposed for a Dog Training Facility was useless or words to that affect.</p> <p>With the land on the other side of the Bypass which is the same now being used for growing medical hemp, new farming on useless ground.</p> <p>1, What qualifications has Mr Cundall have to class farming ground 2, Is this Mr Cundalls personal view or was professional view 3, Were Councillors given private information on this</p>	<p>The application includes an Agricultural Report prepared by Macquarie Franklin, recognised experts in the agricultural/agronomy field (Agricultural Report - 466 Brighton Road, Pontville, July 2017).</p> <p>That report includes the following statements:</p> <ul style="list-style-type: none"> • <i>“The land capability and classification assessment of all three titles at a property specific resolution of 1:40,000 indicates that the property is not Significant Agricultural Land nor is it suitable for any agricultural purpose other than dryland pasture for grazing. The current zoning is not appropriate and rezoning of the titles is recommended.”</i> • <i>“The land is not a valuable resource for agricultural development, the proposed rezoning does not conflict with Principle 1”</i> <p>The comments made by the Planning Officer in the previous report to Council were based on this evidence.</p> <p>Councillors were not given any private information on this matter.</p>
<p>[Verbatim]</p> <p>Correction not Mr Cundall, Ms Tyson did the report, page 26 principal 7. Response was low agricultural value so this can be rezoned from significant agriculture to rural resource with the stroke of a pen. You can take this as a representation if Council wishes.</p>	<p>The owner of the subject land has provided consent for the application to be made and are fully aware of the proposal.</p> <p>Council cannot and does not rezone land without owner consent, unless it is part of a broader planning scheme change which is subject to a public consultation process.</p>

<p>However my question was and is what guarantee have land owners got when cancel zone a vast area then pick and choose which parts they develop.</p>	<p>In summary, there is no modifications to the draft amendment or permit are considered necessary in response to the issues raised in this representation.</p>
<p>Representation 2</p>	<p>Officer comment</p>
<p>The consultation phase should also include meeting with all residents who will be affected by the development. I note in the council minutes that your objectives are to encourage public involvement and this can only be done by having community meetings that allow for true consultation where all parties can have a direct impact on the outcomes.</p>	<p>The legislation provides for public consultation by way of advertising and receiving written representations.</p> <p>Public meetings can be useful in some cases but they are not part of the legislated process and comments made in that type of forum are not guaranteed consideration in the assessment as written representations.</p> <p>Everyone who has made a representation will be invited to a hearing held by the Tasmanian Planning Commission as part of their assessment process and will have the opportunity to speak to the assessment panel regarding the issues raised.</p>
<p>The timing of the consultations is problematic, with residents winding up for the year, and some may even be away and unable to participate.</p>	<p>Council must abide by the legislated timeframes for considering applications, which sometimes means advertising around holiday periods.</p> <p>In this case the usual advertising period of 4 weeks was extended to 6 weeks to account for the Christmas/New Year break.</p>
<p>The planning shows two kennels each housing 30 dogs; also it has the facility for further development. What is the number of dogs in this expansion, and what is the time frame for this part of the development?</p>	<p>The submitted plans indicate potential future expansion of two more kennels, also each housing 30 dogs.</p> <p>Any future expansion would be subject to a Discretionary Development Application that would be publically advertised and assessed on its merits.</p>
<p>Is the facility going to be monitored 24 hours? If yes, by what capacity will it be monitored and by whom? If no, what are the hours the facility would be monitored?</p>	<p>The proposal includes a managers dwelling so that the site is monitored 24 hours.</p>
<p>The Tas Racing Development Application 2.2.4 Heritage states a desk top reviews was completed by Aboriginal Heritage Tasmania. Why was there only a desk top review completed when the Council is aware of Aboriginal heritage areas discovered during the Brighton By-Pass construction?</p>	<p>Aboriginal Heritage Tasmania (AHT) is the organisation that is responsible for providing guidance on Aboriginal Heritage matters.</p> <p>In this case AHT have advised that an onsite Aboriginal heritage investigation is not required as there is a low probability of Aboriginal heritage being present on this site.</p>

<p>During the Brighton By-Pass construction Heritage Grasses were discovered what controls have been put in place to protect these Heritage Grasses?</p>	<p>The ecological assessment undertaken for the proposal did not identify any threatened flora species on the site.</p>
<p>Traffic generation will increase significantly as per the table in 4.2.3, this road is currently unsealed. Why is the application not calling for a sealed road given it will now have 10-15 vehicles every hour during the opening hours?</p>	<p>Current traffic volumes on Rifle Range Road are very low. The Traffic Impact Assessment indicates that the additional traffic generated by the proposal is well within the capacity of the road and will not be detrimental to the efficiency or safety of the road.</p>
<p>Some residents have livestock in this area, are the 1.8 metre fences as described in the application going to be installed around the whole perimeter?</p>	<p>The application documents indicate that a 1.8m high chain mesh fence will extend around the perimeter of the site.</p>
<p>Why is the dog kennel structure not core-filled block to reduce the noise? Colour bond cladding will only amplify the noise.</p>	<p>Council must assess the application as made. The applicant has indicated that the noise levels can be appropriately controlled.</p>
<p>Noise emissions are not to exceed a time average 5dB (A) above the background noise, who will be monitoring these levels and what publications will be made available to the community? Has there been, or can there be, testing on a similar facility to check the noise emissions for consideration?</p>	<p>This requirement has been included in the draft permit conditions. If there is any concern that noise levels are exceeding that set by the permit conditions suitable investigation could be undertaken.</p>
<p>Landscaping has to be completed within 6 month of operations commencing, why is this allowed in the application? I believe any noise reduction through landscaping should be completed before the opening of the facility. Can the landscaping also have a clause that ensures developed trees to ensure the soundproofing is immediately effective?</p>	<p>The time frame for completing landscaping allows for establishing landscaping during an appropriate season. The landscaping is to be completed and maintained to the satisfaction of Council.</p>
<p>What was the process for selecting this site, and what alternative sites were considered that may have been more suitable away from residents? (current dogs home is not in any residential area)</p>	<p>Council must assess the application before it. The process for selecting a site and developing the design details is up to the applicant.</p>
<p>Given the size of the property has careful consideration been given to building the compound at the maximum distance away from residential buildings?</p>	<p>The applicant has selected the development site based on the needs of the proposal.</p>
<p>My family purchased the property 18 years ago with a lifestyle in mind, one of space and peacefulness. This will now be affected dramatically with the new proposed changes to land use and the development.</p>	<p>The area will largely retain the current rural living character with a sense of space. Physical and visual separation between the proposal and adjoining properties will be achieved with generous setbacks and landscaping.</p>

<p>I am seeking assurances from the Southern Midlands Council that this development and the process is,</p> <ul style="list-style-type: none"> <input type="checkbox"/> Fencing is secure to all properties surrounding the complex; <input type="checkbox"/> Noise levels be kept to a minimum, and noise abatement processes be commenced before introducing the dogs to the environment; <input type="checkbox"/> Regular checks in during the initial settling in period to ensure the noise abatement strategies are working; <input type="checkbox"/> Information provided about the extension application, and what plans are in that to manage the noise; <input type="checkbox"/> Roads are improved to allow for extra traffic; <input type="checkbox"/> Open consultation with the community, where all parties can have an impact on the outcome; <input type="checkbox"/> Full aboriginal review of the area and appropriate management of the site if any areas of interest are identified during the extended search process. 	<p>Secure fencing will be provided as indicated in the application.</p> <p>The permit conditions relating to noise will be enforceable by Council.</p> <p>Any extension to the facility will be subject to a separate DA that will be advertised for public comment.</p> <p>Access and parking is required to be provided in accordance with the planning scheme.</p> <p>All building works and other activities in Tasmania are subject to the Aboriginal Relics Act 1975. If Aboriginal materials are found during construction the legislation must be complied with.</p>
	<p>In summary, there is no modifications to the draft amendment or permit are considered necessary in response to the issues raised in this representation.</p>
<p>Representation 3</p>	<p><i>Officer comment</i></p>
<p>My concern is with regard to the noise that will be generated by the dogs located at this facility and the impact that the noise will have on us at our location. Currently living in a quite semi-rural location my concern that the peace and quiet of the area will potentially be disturbed by the constant barking of the dogs located at this proposed facility. We also run a bed and breakfast business from our residence which may be adversely affected if we are able to hear the dogs from our residence. Our guests choose to stay in a semi-rural location for the peace and tranquillity that the location has to offer amongst other reasons such as the heritage nature of our home, being that it is a heritage listed building of significance in the town of Pontville.</p>	<p>This concern is acknowledged.</p> <p>The proposal seeks to mitigate noise disturbance to the surrounding area in a number of ways including setbacks, landscaping and design/orientation of the buildings within the site.</p> <p>Also there will be a 24 hour caretaker located on site. It is understood that such a person will be available as security for the site and to care for the dogs. The caretaker is also available to abate nuisance barking should it arise.</p> <p>Noise control is re-enforced in the permit conditions and through the provisions of the <i>Environmental Management and Pollution Control Act 1994</i>.</p> <p>Also the kennel complex will need to be licenced under the <i>Dog Control Act 2000</i> –</p>

	to which further conditioning on noise restrictions will be imposed.
<p>I acknowledge that the council permit under the condition Noise (18) makes note of the emissions and need for the permit holder to comply with specific noise levels however I have read this and as a lay person this does not explain to me if the noise level will be one that I will be able to hear from my property or not. I seek clarification from the council and/or persons applying for this permit as to how I will be affected with regard to the noise that is predicted to come from this property as a result of the dogs which will be homed there.</p>	<p>The draft permit condition requires that noise from the development be limited to no more than 5 dB(A) above the background noise level.</p> <p>This is a broadly accepted standard for ensuring amenity is protected from noise intrusion.</p> <p>A change in noise level of 3 dB(A) is barely perceptible to the human ear and a change of 5 dB(A) is perceptible but not any excessive increase.</p> <p>Some examples of typical noise levels are:</p> <ul style="list-style-type: none"> • Quiet rural area at night – 25 dB(A) • Residential urban daytime – 55 dB(A) • Busy commercial area - 68 dB(A)
	In summary, there is no modifications to the draft amendment or permit are considered necessary in response to the issues raised in this representation.
Representation 4	Officer comment
<p>We are not in support of the location of the proposed Greyhound Kennel Complex.</p> <p>Living in a rural area noise carries very easily, especially on a still night. The location of the proposed complex is in a valley and noise from peacocks adjacent to the site can be heard some distance away. The noise from dozens of barking dogs will substantially affect our quality of life.</p>	<p>See comments in relation to noise in response to Representation 3 above.</p>
<p>The potential for an increase in dust, flies and other insects resulting from a large number of dogs will also impact us adversely.</p>	<p>The site will be landscaped and together with the generous setbacks it is not expected that dust will impact adjoining properties.</p> <p>Waste disposal will be managed in accordance with environmental health regulations to avoid attracting flies and insects.</p>
<p>These impacts also have the potential to negatively impact the value of our property.</p>	<p>Property values are not made relevant by the planning scheme or legislation.</p>
<p>The Southern Midlands council refused a proposal for a 50 kennel facility and training track approximately 2km north of the current Greyhound Kennel Complex</p>	<p>Previous decisions are not directly relevant to this assessment. However, Council has refused a number of applications for greyhound training facilities in the past</p>

<p>proposal. This was approximately 20 years ago.</p> <p>Consideration of the quality of life of residents and rate payers in the area should be taken into account when deciding to approve this proposal.</p>	<p>where they were not compatible with the surrounding area, or were likely to cause adverse environmental impacts.</p>
	<p>In summary, there is no modifications to the draft amendment or permit are considered necessary in response to the issues raised in this representation.</p>
<p>Representation 5</p>	<p>Officer comment</p>
<p>The Tasmanian Pistol and Rifle Club (TP&RC) requires you to acknowledge a formal objection to the Development of a Greyhound Kennel Facility and rezoning of land at Lot Rifle Range Road and 466 Brighton Road, Pontville.</p> <p>As you are aware the land contained in Titles 172508/2 and 172508/1 fall within the safety zone template of the TP&RC.</p> <p>The TP&RC has been established in the current location on Shene Road since 1966. This club currently has in excess of 100 members. In the past the TP&RC has received significant government funding (from all levels) and support to enable the club to host competitions to the National Level.</p> <p>It is obvious that the proposed rezoning of this land, including to allow a Managers Dwelling, Office and Reception Buildings on Title 172508/1 to be constructed within the safety zone of the club and future rezoning of title 172508/2 may have negative impact on the future of the club and have additional far reaching consequences for other clubs and their safety zone templates across Australia. Due to this I have informed both the state peak body and the National Executive of your proposed actions.</p> <p>I am certain that you have consulted with both Firearms Tasmania and the relevant government ministers about this proposed development within the safety zone and the consequences your actions will cause. I have attached a copy of the</p>	<p>Since becoming aware of this issue Council officers have been investigating the matter, including correspondence with a member of the Firearms Services division of Tasmania Police.</p> <p>At the time of writing, it is clear that the subject land is within the original safety zone determined for the Tasmanian Pistol and Rifle Club, which is less than 1km north west of the development site. Since the establishment of the TP&RC the Brighton bypass section of the Midland Highway has been constructed between the subject land and the TP&RC. The roadworks including land acquisition and transfer of the subject land from a private landholder to the Government. It is understood that the backstop earth bunding around the TP&RC was also reinforced at the time of the roadworks. It is not clear at the time of writing if these works change the nature or extent of the safety zone of the TP&RC or if the current landowner (Government) is aware of and consents to the presence of the safety zone.</p> <p>It is noted that landowner consent for the lodgement of this application has been given by the relevant Ministers.</p> <p>The safety zone is not recorded on the land titles or in the planning scheme and Council officers were not aware of the extent of it previously. It may be necessary to ensure that this area is recorded in some way that is clear and not reliant on local knowledge in future.</p>

<p>safety template of the TP&RC range for your information.</p> <p>Please provide me with written confirmation that this application has now been discontinued and ensure Councils records are updated to reflect that the impact of the TP&RC of any future development application will be considered from the outset and as in the case of this application will not be accepted.</p>	<p>This matter is acknowledged as a serious issue that must be fully investigated by the developer before the proposal can proceed.</p> <p>At this point, further information is required to determine any implications of this matter for the developer. Council officers are continuing enquiries and any additional information can be provided at the Council meeting.</p> <p>Council are reminded that any permit granted does not automatically give approvals or veto any other relevant legislation (where other approvals may be necessary).</p> <p>In any development there are matters that are simply outside and separate to the planning system and the powers afforded to Council under the <i>Land Use Planning and Approvals Act 1993</i>.</p> <p>The application should proceed to assessment by the Tasmanian Planning Commission in any case. The matter can and will be fully explored during the hearing and assessment process, with all parties able to present relevant information.</p>
<p>Representation 6 – Department of State Growth</p>	<p><i>Officer comment</i></p>
<p>State Growth provides the following advice in relation to State Road matters:</p> <ul style="list-style-type: none"> · No objection to the Draft Amendment and Combined Permit. · It is noted that only half of the subject site is owned by State Growth and the permit does not apply to this land. Both properties are located adjacent to the Midland Highway. · The Midland Highway is a Category 1 Road – Trunk Road and forms part of the National Highway Network. · Access will be via the existing Rifle Range Road back to the Old Midland Highway/Brighton Road, which is now maintained by the Brighton Council. The Department's requirements include: a minimum separation of 50m from the highway boundary to any sensitive use; no pedestrian or vehicular access from the 	<p>The comments are noted.</p> <p>No modifications to the draft amendment or permit are considered necessary in response to the issues raised in this representation.</p>

<p>development site to the highway reservation (perimeter fencing is supported); and no drainage to be directed into the highway reservation without the State road authority's approval. These requirements appear to have been met by the application.</p> <ul style="list-style-type: none"> · Support retention of the existing Highway Scenic Corridor Overlay to ensure planning for the long-term Bagdad Bypass is not prejudiced by inappropriate land use and development along the corridor. · Council should be alerted to the future implications of the Bagdad Bypass: the current concept for the Bagdad Bypass, a long-term infrastructure project developed by State Growth, includes a partial interchange arrangement at the Pontville end. One of the features of the current concept is the use of Rifle Range Road as an on-ramp for southbound traffic wishing to enter onto the Brighton Bypass. State Growth also confirms that the future Bagdad Bypass is not currently listed in the forward program and remains many years away from construction. 	
<p>Representation 7 – TasWater</p>	<p>Officer comment</p>
<p>Taswater has provided the following comment and a set of conditions to be attached to the draft planning permit:</p> <p>TasWater does not object to the draft amendment to planning scheme and has no formal comments for the Tasmanian Planning Commission in relation to this matter and does not require to be notified of nor attend any subsequent hearings.</p>	<p>The comment is noted and the Taswater conditions will be included on a permit, if issued.</p>

CONCLUSION

This report has provided an assessment of the representation received in relation to the combined application for an amendment to the *Southern Midlands Interim Planning Scheme 2015* to rezone two titles from Significant Agriculture to Rural Resource and a development application to construct a greyhound kennel complex on one of the titles off Rifle Range Road, Pontville.

It is recommended that the Council continues to support the planning scheme amendment and provide this report and the representations to the Tasmanian Planning Commission.

It is noted that if Council decide not to continue to support this proposal the final assessment and determination will still be undertaken by the Tasmanian Planning Commission.

RECOMMENDATION

THAT, Council:

1. Consider the representations received in regard to draft Planning Scheme Amendment RZ2017/02 and Development Application (DA 2017/103), together with the responses provided above; and
2. Advise the Tasmanian Planning Commission that five (5) representations were received in accordance with Section 39 (2) of the Land Use Planning and Approvals Act 1993 (under Schedule 6 Savings and Transitional Provisions) (“the Act”); and
3. A copy of this report be forwarded to the Tasmanian Planning Commission being Council’s assessment of the merit of the representations in accordance with Section 39(2)(b) of the Act; and
4. Pursuant to Section 39 (2) of the Act the Council recommend to the Tasmanian Planning Commission that no modification to the Scheme Amendment RZ2017/02 or Permit DA 2017/is required.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

11.2 SUBDIVISIONS

Nil.

11.3 MUNICIPAL SEAL (Planning Authority)

11.3.1 COUNCILLOR INFORMATION:- MUNICIPAL SEAL APPLIED UNDER DELEGATED AUTHORITY TO SUBDIVISION FINAL PLANS & RELATED DOCUMENTS

Nil.

11.4 PLANNING (OTHER)

11.4.1 PETITION TO AMEND SEALED PLAN NUMBER 118969 – DELETE PIPELINE EASEMENT – GRICES ROAD, TEA TREE – MURDOCH CLARKE OBO THYLACINE INVESTMENTS PTY LTD

File Ref: T1646233

Author: PLANNING OFFICER (JACQUI TYSON)

Date: 18 JANUARY 2018

Attachments:

Application to Amend Sealed Plan 118969

Title Documents - Sealed Plan 118969

INTRODUCTION

This report seeks to amend the Sealed Plan relating to Lots 12 and 14 Grices Road, Tea Tree.

The proposed amendment to the Sealed Plan is to remove a Pipeline Easement over Lot 14, appurtenant to Lot 12.

The easement is not in use and the Petition to remove it has been signed by both property owners.

DETAIL

A petition to amend the Sealed Plans has been received that has been signed by all parties affected by the outcome. No other parties will be impacted.

The proposed change will remove an unnecessary easement.

STATUTORY PROCESS

Under section 103 of the *Local Government (Building & Miscellaneous provisions) Act 1993* (the LGBMP Act) a person may apply 'by petition' to the Council to amend a sealed plan.

The person is to serve a copy of the petition on all persons appearing by the registers under the Land Titles Act 1980 and the Registration of Deeds Act 1935 to have an estate or interest at law affected by the proposed amendment.

In this case the proposal has been signed by all affected parties and can proceed without further action.

ASSESSMENT

The matter has been discussed at the Development Assessment Committee meeting and the Officers' recommend the Council Amend the Sealed Plan and that it be lodged with the Lands Titles Office.

It is recommended Council sign and seal the Instrument Form in accordance with the Solicitor's advice for lodgement at the Lands Titles Office.

RECOMMENDATION

THAT in accordance with Section 103 of the *Local Government (Building & Miscellaneous Provisions) Act 1993* Council Sign and Seal an 'Instrument Form' to be lodged at the Land Titles Office with a Request to Amend Sealed Plan 118969 to delete from the Schedule of Easements and covenants references to the Pipeline Easement over Lot 14 appurtenant to Lot 12.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT

Agenda Item 11.4.1

Southern Midlands Council
Kempton
21 NOV 2017
Received:
File No: 1646233
Doc Id:



MURDOCH CLARKE

20 November 2017

Our Ref
Your Ref

RSR.JC 1702877

Ms Jacqui Tyson
Planning Officer
Southern Midlands Council
85 Main Street
KEMPTON TAS 7030

Dear Madam

RE: THYLACINE INVESTMENTS PTY LTD - PETITION TO AMEND SEALED PLAN SP118969 (LOT 14 GRICES ROAD, TEA TREE)

I act for Thylacine Investments Pty Ltd. In or about 19th July 2017, you exchanged some email correspondence with my client's director (Philip Streten) in relation to a petition to amend a sealed plan.


We now enclose the Petition to Amend Sealed Plan SP 118969.

Would you please let us have an invoice for the current fee payable to council and we will arrange payment of the same.

Please advise if you require anything further to advance the petition.

Yours faithfully
MURDOCH CLARKE

Per:


REBECCA REID
Partner

P: (03) 6235 9357
E: rsreid@murdochclarke.com.au

- Enclosure

PETITION TO AMEND SEALED PLAN NUMBER 118969

**UNDER SECTION 103 OF THE LOCAL GOVERNMENT
(BUILDING AND MISCELLANEOUS PROVISIONS) ACT 1993**

Thylacine Investments Pty Ltd ACN 082 221 145 the registered office of which is situated at Unit 2610, 183 Kent Street, Sydney in New South Wales being the registered proprietor of the land comprised in Folio of the Register Volume 118969 Folio 14 hereby petitions **Southern Midlands Council** pursuant to Section 103 of the Local Government (Building and Miscellaneous Provisions) Act 1993 to request the Recorder of Titles to cause the following amendment to be made to Sealed Plan 118969:

- 1 To delete from the schedule of easements and covenants to sealed plan SP118969 the following words:

“PIPELINE EASEMENT

C. Lot 14 is subject to the Pipeline Easement shown on the plan “Pipeline Easement 3.00 wide” appurtenant to Lot 12 on the plan.”

- 2 To delete from the schedule of easements and covenants to sealed plan SP118969 the following words **“lot 14 on the plan and”** where those words appear on page 2 of the said schedule of easements under the heading PIPELINE EASEMENT, paragraph A.

DATED this *TWENTI* day of *NOVEMBER* 2017


Executed by **THYLACINE INVESTMENTS PTY LTD ACN 082 221 145** as the Registered Proprietor of the land comprised in Folio of the Register Volume 118969 Folio 14 in accordance with Section 127 of the Corporations Law by its directors:


.....
Philip Gordon Streten
Director


.....
Sally Jane Kirkright
Director

Signed sealed and delivered by the said
BENJAMIN JOHN WALKER as the
Registered proprietor of the land comprised
In folio of the register volume 118969,
folio 12 in the
presence of:



WITNESS: 
FULL NAME: MICHAEL CHANCE CRISP
ADDRESS: 5 VICTORIA ST, HOBART
OCCUPATION: CONSULTANT



RESULT OF SEARCH

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980



SEARCH OF TORRENS TITLE

VOLUME 118969	FOLIO 14
EDITION 6	DATE OF ISSUE 10-Mar-2016

SEARCH DATE : 18-Jan-2018

SEARCH TIME : 01.20 PM

DESCRIPTION OF LAND

Parish of YARLINGTON, Land District of MONMOUTH
Lot 14 on Sealed Plan 118969
Derivation : Part of Lot 31329 Gtd. to E.J. Johnson, Part of
Lot 101,640 Acres Gtd. to Thomas Nicholson, Part of 1100 Acres
Gtd. to J. Robertson
Prior CTs 107280/1, 107280/2 and 112487/1

SCHEDULE 1

C337777,C706887 THYLACINE INVESTMENTS PTY LTD Registered
30-May-2006 at noon

SCHEDULE 2

Reservations and conditions in the Crown Grant if any
SP118969 EASEMENTS in Schedule of Easements
SP118969 FENCING COVENANT in Schedule of Easements
SP118969 WATER SUPPLY RESTRICTION
SP118969 SEWERAGE AND/OR DRAINAGE RESTRICTION

UNREGISTERED DEALINGS AND NOTATIONS

No unregistered dealings or other notations



RESULT OF SEARCH

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980



SEARCH OF TORRENS TITLE

VOLUME 118969	FOLIO 12
EDITION 5	DATE OF ISSUE 28-Jun-2017

SEARCH DATE : 18-Jan-2018

SEARCH TIME : 01.22 PM

DESCRIPTION OF LAND

Parish of YARLINGTON, Land District of MONMOUTH
Lot 12 on Sealed Plan 118969
Derivation : Part of Lot101,640 Acres Gtd. to Thomas Nicholson,
Part of 1100 Acres Gtd. to J. Robertson
Prior CTs 107280/1 and 107280/2

SCHEDULE 1

M636806 TRANSFER to BENJAMIN JOHN WALKER Registered
28-Jun-2017 at noon

SCHEDULE 2

Reservations and conditions in the Crown Grant if any
SP118969 EASEMENTS in Schedule of Easements
SP118969 FENCING COVENANT in Schedule of Easements
SP118969 WATER SUPPLY RESTRICTION
SP118969 SEWERAGE AND/OR DRAINAGE RESTRICTION

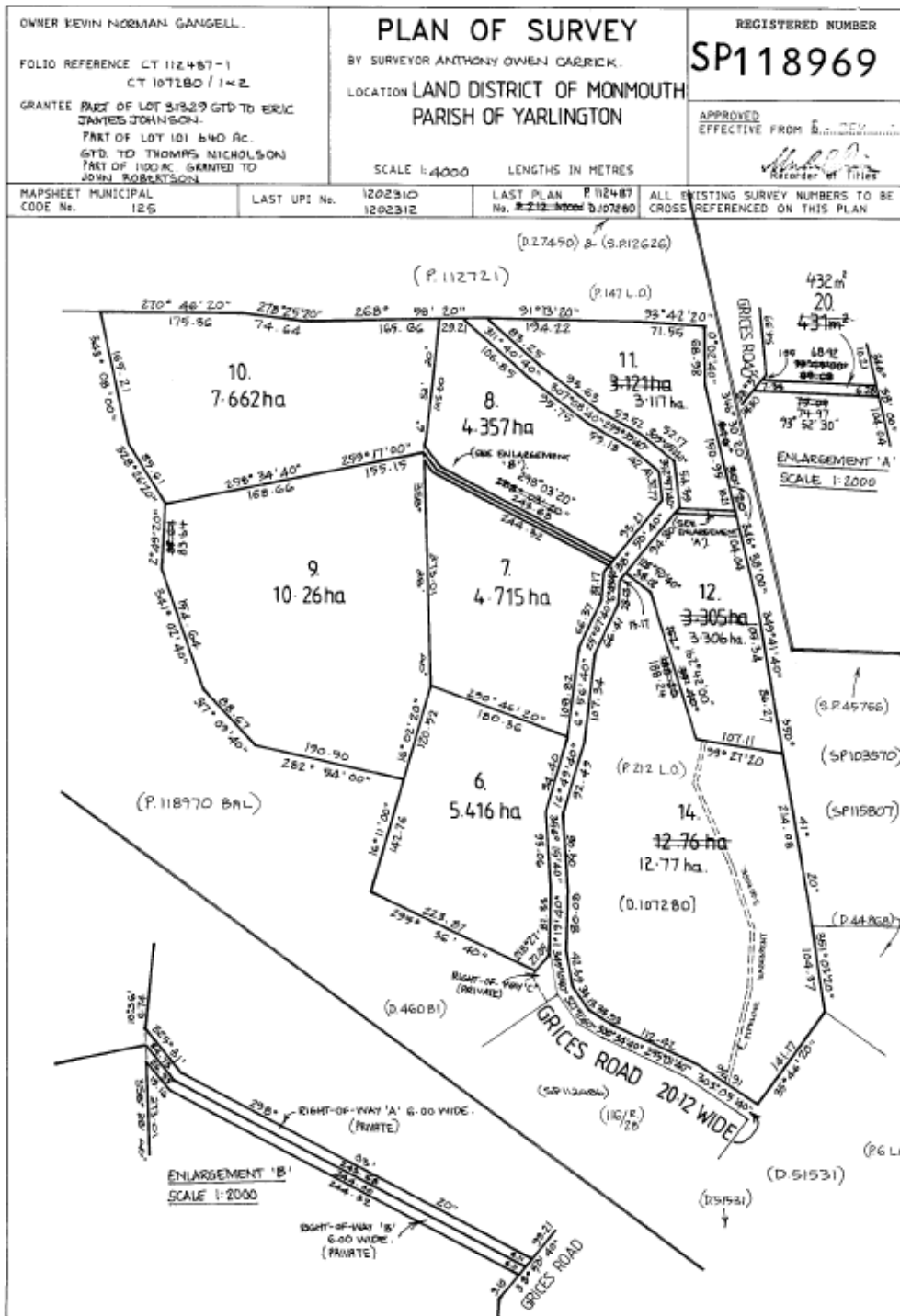
UNREGISTERED DEALINGS AND NOTATIONS

No unregistered dealings or other notations



FOLIO PLAN
 RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980





SCHEDULE OF EASEMENTS

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980



<p>SCHEDULE OF EASEMENTS</p> <p>NOTE: THE SCHEDULE MUST BE SIGNED BY THE OWNERS & MORTGAGEES OF THE LAND AFFECTED. SIGNATURES MUST BE ATTESTED.</p>	<p>REGISTERED NUMBER</p> <p>SP118969</p>
<p><u>EASEMENTS AND PROFITS</u> PAGE 1 OF PAGES</p>	
<p>Each lot on the plan is together with:- (1) such rights of drainage over the drainage easements shown on the plan (if any) as may be necessary to drain the stormwater and other surplus water from such lot; and (2) any easements or profits a prendre described hereunder.</p> <p>Each lot on the plan is subject to:- (1) such rights of drainage over the drainage easements shown on the plan (if any) as passing through such lot as may be necessary to drain the stormwater and other surplus water from any other lot on the plan; and (2) any easements or profits a prendre described hereunder.</p> <p>The direction of the flow of water through the drainage easements shown on the plan is indicated by arrows.</p>	
<p><u>RIGHTS OF WAY</u></p>	
<p>A. Lot 7 is together with a Right of Carriageway over the rights of way shown on the plan "Right of Way "A" 6.00 wide" and "Right of Way "B" 6.00 wide" passing through Lots 9 and 10 on the plan.</p> <p>B. Lot 8 is together with a Right of Carriageway over the rights of way shown on the plan "Right of Way "A" 6.00 wide" and "Right of Way "B" 6.00 wide" passing through Lots 9 and 10 on the Plan.</p> <p>C. Lot 9 is together with a Right of Carriageway over the right of way shown on the plan "Right of Way "A" 6.00 wide" passing through Lot 10 on the plan.</p> <p>D. Lot 9 is subject to a Right of Carriageway over the right of way shown on the plan "Right of Way "B" 6.00 wide" passing through that lot and appurtenant to Lots 7, 8 and 10 on the plan.</p> <p>E. Lot 10 is together with a Right of Carriageway over the right of way shown on the plan "Right of Way "B" 6.00 wide" passing through Lot 9 on the plan.</p> <p>F. Lot 10 is subject to a Right of Carriageway over the right of way shown on the plan "Right of Way "A" 6.00 wide" passing through that lot and appurtenant to Lots 7, 8 and 9 on the plan.</p>	
<p>SUBDIVIDER :</p> <p>FOLIO REF :</p> <p>SOLICITOR & REFERENCE :</p>	<p>PLAN SEALED BY : <i>Southern Midlands Council</i></p> <p>DATE : <i>19-7-95</i></p> <p><i>7905160</i> REF No. <i>[Signature]</i> General Manager</p>
<p>NOTE: THE COUNCIL GENERAL MANAGER MUST SIGN THE CERTIFICATE FOR THE PURPOSE OF IDENTIFICATION.</p>	



SCHEDULE OF EASEMENTS

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980



SCHEDULE OF EASEMENTS	Registered Number
PAGE 2 OF PAGES	
<p>G. Lot 6 is together with a Right of Carriageway over the right of way shown on the plan "Right of Way "C" (private)" passing through the Balance.</p> <p>H. The Balance is subject to a Right of Carriageway over the right of way shown on the plan "Right of Way "C" (private)" passing through the same end appurtenant to Lot 6 on the plan.</p> <p><u>PIPELINE EASEMENT</u></p> <p>A. Lot 12 is together with the benefit of the Pipeline Easement shown on the plan "Pipeline Easement 3.00 wide" over Lot 14 on the plan and over lot 1 on Sealed Plan 112486.</p> <p>B. Lot 14 is together with the benefit of the Pipeline Easement shown on the plan "Pipeline Easement 3.00 wide" over Lot 1 on Sealed Plan 112486.</p> <p>C. Lot 14 is subject to the Pipeline Easement shown on the plan "Pipeline Easement 3.00 wide" appurtenant to Lot 12 on the plan.</p> <p><u>DEFINITIONS</u></p> <p>A. "Balance" means the balance of the land in Folio of the Register volume folio after subdivision of the Lots on the Plan therefrom.</p> <p>B. "Pipeline Easement" means the full and free right and liberty for the owners for the time being of every Lot shown on the plan and the balance with the benefit of the same to enter upon the strip of land shown on the plan marked "pipeline easement 3 metres wide" for the purpose of trenching, laying and maintaining water pipes thereon and the right to access that strip of land with vehicles and workmen for the purpose of inspecting, repairing and laying and relaying such water pipes from time to time.</p> <p><u>FENCING COVENANT</u></p> <p>The Owner of each Lot on the Plan covenants with the Vendor, Kevin Norman Gangell, that the Vendor shall not be required to fence.</p> <p style="text-align: right;"><i>Kevin Norman Gangell</i></p> <p>SIGNED by KEVIN NORMAN GANGELL) as the registered proprietor of) Certificate of Title volume) folio in the) presence of:)</p> <p>WITNESS: - <i>R Heale</i> ADDRESS: - 249 MURRAY ST HOBART OCCUPATION: - LAND CLERK</p>	

IF FURTHER PAGES ARE REQUIRED USE ANNEXURE SHEETS

12. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – INFRASTRUCTURE)

12.1 Roads

Strategic Plan Reference – Page 14

1.1.1 Maintenance and improvement of the standard and safety of roads in the municipality.

12.1.1 DUST SUPPRESSANT (APPLICATION OF A ROAD SEAL) – FINAL POLICY ADOPTION

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 18 JANUARY 2018

Attachment:

Draft Dust Suppressant (Application of a Road Seal) Policy

ISSUE

Final adoption of Policy entitled 'Dust Suppressant (Application of a Road Seal)'.

BACKGROUND

Councillors are fully aware of the complaints that are received relating to excess dust from unsealed roads that impact on residential use, including domestic water storages.

Over many years, various treatments and applications have been used and trialled in an attempt to address these concerns. Basically, it has been concluded that the only realistic option to effectively overcome the concerns is the application of a seal, the design of which would vary depending on a number of circumstances including topography; traffic volume; etc. etc.

An amount of \$20,000 has been included as a general allocation in the 2017/18 Budget to enable projects to be undertaken on a priority basis.

DETAIL

Council, at its last meeting, endorsed the draft Policy for final adoption at this meeting.

Please note that following some feedback from Cllr Marshall, dot points previously numbered 1 to 5 have been amended slightly and consolidated to three dot points.

Previous:

1. *The House/Building must be within approximately 30 metres of the roadway;*
2. *The house/building roof is the only supply of domestic water for the dwelling (drinking water);*
3. *The traffic volume should not be less than 30 vehicle movements per day;*
4. *Confirmed that a dust issue exists based on the type of gravel;*
5. *Evidence that there is a dust nuisance.*

Amended:

1. The House/Building must be within approximately 30 metres of the roadway;
2. The house/building roof is the principal supply of domestic water for the dwelling (drinking water);
3. There is evidence that the combination of traffic volume and the type and condition of the gravel surface is causing a significant dust problem;

Human Resources & Financial Implications – An amount of \$20,000 has been included as a general allocation in the 2017/18 Budget to enable projects to be undertaken on a priority or ‘first in’ basis.

Community Consultation & Public Relations Implications – To be considered.

Policy Implications – Policy development.

Priority - Implementation Time Frame – N/A

RECOMMENDATION

THAT the Policy entitled ‘Dust Suppressant (Application of a Road Seal)’ be adopted.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT
Agenda Item 12.1.1



Council Policy
**DUST SUPPRESSANT (APPLICATION OF A ROAD SEAL)
POLICY**

Approved by: Council
Approved date: ~~XXXX~~ DRAFT
Review date: ~~XXXX~~

1. PURPOSE

Management and handling of complaints relating to excessive dust from unsealed roads impacting on residential use and/or domestic water storages.

2. OBJECTIVE

The objective of this Policy is to provide a consistent policy framework that can be used to assess whether a road seal is to be applied to address concerns relating to excessive dust from unsealed roads which is adversely impacting on residential use and/or domestic water storages.

3. SCOPE

Recognising that Council has responsibility for approximately 613 kilometres of unsealed roads, it is extremely difficult to assess the number of potential requests that may be received for such treatment.

It follows that some form of assessment criteria / process is essential in order to assess whether a seal treatment can be applied. Despite such criteria, it must still be acknowledged that a seal can only be applied if there is an available budget. Eligible requests will therefore still need to be managed based on available budget and be undertaken on a 'first in' basis.

4. POLICY

The following criteria are to be used as the basis for assessing whether a road seal is to be applied as a dust suppressant:

1. The House/Building must be within approximately 30 metres of the roadway;
2. The house/building roof is the principal supply of domestic water for the dwelling (drinking water);
3. There is evidence that the combination of traffic volume and the type and condition of the gravel surface is causing a significant dust problem;

Other considerations:

4. Other mitigating circumstances
5. Are there are other practical engineering solution(s)
6. There is an available annual allocation within the budget.
7. Application of a public interest test.
8. Assessment to include consideration of the number of properties that will benefit



Council Policy
**DUST SUPPRESSANT (APPLICATION OF A ROAD SEAL)
POLICY**

Approved by:
Approved date:
Review date:

Council
~~XXXX~~ DRAFT
~~XXXX~~

5. LEGISLATION

Not applicable.

6. RELATED DOCUMENTS

Financial Year Budget Estimates.

7. DOCUMENT ADMINISTRATION

This Instruction is a managed document and is to be reviewed every 4 years or as directed by the General Manager.

This document is Version 1.0 effective XX-XX-XXXX. The document is maintained by the General Manager's Unit, for the Southern Midlands Council.

12.1.2 TENDERS – ANNUAL RESEAL AND ROAD RECONSTRUCTION PROGRAM

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 18 JANUARY 2018

ISSUE

Consideration of tenders received for the annual reseal and road reconstruction program.

BACKGROUND

The Annual Reseal and Road Reconstruction tenders close on Monday 22nd January 2018.

These will be assessed and report provided to the meeting.

DETAIL

To be provided.

Human Resources & Financial Implications –

Community Consultation & Public Relations Implications – N/A

Policy Implications – N/A

Priority - Implementation Time Frame – Immediate – 2017/18 Works Program.

RECOMMENDATION

To be submitted.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

12.1.3 GRANT DEED – DEPARTMENT OF STATE GROWTH (UPGRADE OF HALL LANE, BAGDAD)

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 19 JANUARY 2018

ISSUE

Council to endorse and execute the Grant Deed relating to the upgrade of Hall Lane, Bagdad.

BACKGROUND

This project follows recent upgrade of the Midland Highway at Bagdad which resulted in the closure of the entrance to the Bagdad Community Club property directly off the Midland Highway. As a result of the highway entrance closure, all vehicles now entering the Community Club property are via Hall Lane.

The Department of State Growth, following consultation with the Southern Midlands Council and representatives from the Bagdad Community Club, has acknowledged that an upgrade of Hall Lane is warranted to cater for the additional traffic movements, and to improve access (and turning ability) for buses and heavy vehicles.

DETAIL

The Grant Deed contains the following key provisions:

- Grant Amount of \$40,000 (excludes GST)
- The recipient (i.e. Council) must provide written evidence demonstrating that the recipient has consulted with the Bagdad Community Club Inc. about the design of Hall Lane and any associated works prior to commencement of works; and
- The recipient must provide written and photographic evidence demonstrating that the works meet the approved purpose; have been completed; and are fit for purpose; and.
- All works must be completed by 16th May 2018

The attached concept Plan (relating to Hall Lane only) has been prepared for consultation purposes with the Bagdad Community Club Inc. Assuming no significant amendments to the planned design, then works can basically commence in the short-term.

Human Resources & Financial Implications – The total project cost (based on the design concept) has been estimated at \$49,000. It follows that Council would be required to contribute the balance of \$9,000 which can be funded from the 2017/18 Capital Works Program Budget (unallocated road resealing budget).

Community Consultation & Public Relations Implications – refer comment provided above.

Policy Implications – N/A

Priority - Implementation Time Frame – Works to be completed by 16th May 2018.

RECOMMENDATION

THAT Council endorse and execute the Grant Deed relating to the upgrade of Hall Lane, Bagdad.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

12.2 Bridges

Strategic Plan Reference – Page 14

1.2.1 Maintenance and improvement of the standard and safety of bridges in the municipality.

Nil.

12.3 Walkways, Cycle ways and Trails

Strategic Plan Reference – Page 14

1.3.1 Maintenance and improvement of the standard and safety of walkways, cycle ways and pedestrian areas to provide consistent accessibility.

Nil.

12.4 Lighting

Strategic Plan Reference – Page 14

1.4.1a Ensure Adequate lighting based on demonstrated need.
1.4.1b Contestability of energy supply.

Nil.

12.5 Buildings

Strategic Plan Reference – Page 15

1.5.1 Maintenance and improvement of the standard and safety of public buildings in the municipality.

Nil.

12.6 Sewers

Strategic Plan Reference – Page 15

1.6.1 Increase the capacity of access to reticulated sewerage services.

Nil.

12.7 Water

Strategic Plan Reference – Page 15

1.7.1 Increase the capacity and ability to access water to satisfy development and Community to have access to reticulated water.

Nil.

12.8 Irrigation

Strategic Plan Reference – Page 15

1.8.1 Increase access to irrigation water within the municipality.

Nil.

12.9 Drainage

Strategic Plan Reference – Page 16

1.9.1 Maintenance and improvement of the town storm-water drainage systems.

Nil.

12.10 Waste

Strategic Plan Reference – Page 17

1.10.1 Maintenance and improvement of the provision of waste management services to the Community.

12.10.1 KERBSIDE WASTE COLLECTION – CONSIDERATION OF SERVICE FREQUENCY AND REPLACING 55LT RECYCLING CRATES WITH 240LT RECYCLING BINS

Author: MANAGER DEVELOPMENT AND ENVIRONMENTAL SERVICES (DAVID CUNDALL)

Date: 17 JANUARY 2018

Attachment:

SG1732 - Kerbside Collection Business Case (January 2018) prepared by Sugden and Gee

ISSUE

Council to consider:

- a) Transition to a fortnightly collection service for general waste and recycling; and
- b) Transition from the 55 litre recycling crates to 240 litre wheelie bins for the collection of household recycling.

The consideration of this matter is to further the recommendations of *Southern Midlands Waste Strategy August 2016* and to make general operational improvements to Council's household waste collection service per Council's *Strategic Plan*.

This purpose of this report is to assist Council in the consideration of the enclosed report *SG1732 - Kerbside Collection Business Case (January 2018)* prepared by the Consultant Sugden and Gee.

The transition to 240 litre bins from crates was also identified as a priority for all Councils in the Southern Region by the former Southern Waste Strategy Authority (SWSA).

Southern Midlands is the only Council in Tasmania that are still using the 55lt crates and are the only Council in the Southern Region still offering a weekly collection service for recycling. The Southern Midlands has the lowest rate of recycling in the State.

The subject matter was brought to Councils attention in Agenda Item 12.10.1 "Waste Management Operations (Including Proposed Changes to Waste Transfer Station Operations)" submitted to the November 2017 Council meeting.

BACKGROUND

Current Roadside Collection Service (General Waste and Recycling Collection)

Council's roadside collection service for household waste and recycling is currently undertaken under contract by Thorp Waste. The service consists of a weekly collection for Oatlands, Kempton, Dysart, Campania, Colebrook, Jericho, Mangalore, and Bagdad; and a fortnightly collection service for Tunbridge, Broadmarsh, Elderslie, Woodsdale, and

Levendale. The fortnightly service is comprised of 231 collections with a 240lt general waste bin and 55lt recycling crate for each household/collection. The weekly service is comprised of 1,389 collections with a 140lt general waste bin and a 55lt recycling crate for each household/collection.

The general waste and recyclables are collected by a garbage truck and trailer (for the recyclables). The general waste (140lt and 240lt bins) is collected mechanically (side loaded) and carted to the Jackson Street Waste Management Centre in Glenorchy as landfill. The recyclables (55lt crates) are manually handled (by a runner or truck operator) into a trailer and are disposed at SKM Recycling Glenorchy.

Currently the Jackson Street disposal fee is around \$58.00 per tonne and the SKM and recycling fee is around \$32.00 per tonne.

Council collect, on average, approximately 977 tonnes of household waste through the kerbside collection service (2017 data). Of this amount approximately 90 tonnes are recyclables collected from the 55lt crates. This equates to approximately 9% of the total collection.

In terms of disposal cost alone it equates to approximately \$52,000 to dispose at the Jackson Street facility and approximately \$2,900 to dispose at the recycling facility. This figure is disposal only and is not inclusive of the collection and cartage service by the contractor.

Any increase in recyclables is a decrease in landfill and an overall reduction in disposal costs.



Image 1: 55 Litre recycling crates currently in use



Image 2: Proposed 240 Litre Wheelie Bins

Current Contract & Tender

The current contract for this services is with Thorp Waste. As Council is aware this contract will expire on the 30th June 2018.

Per Council's procurement policy a new contract will need to be tendered. Ideally the contract will be for the same length of time, being five (5) years with a one (1) plus one (1) year extension(s). Therefore up to seven (7) year contract.

It is a recommendation of this report that Council invite tenders to provide a fortnightly collection of all household waste and recycling, including the supply and distribution of 240lt bins. It is estimated the cost of purchasing the 240lt bins (for recycling purposes) will be between \$68,000 and \$83,000. The cost to distribute these bins is unknown without going to tender. It is recommended that Council call for tenders for both supply and distribution of the bins.

DISCUSSION

Southern Regional Context (12 Council comparisons)

As Council are aware, the sizing of household bins varies between all Councils. This is not just limited to the South but right across Tasmania and Australia. One consistency between all the Council's, in the South, is that household collection for recycling is fortnightly. Southern Midlands, however, offers fortnightly service for the outer-lying households (231 collections) and weekly service for the more populated areas (1389 collections). The key difference is that the fortnightly collection service for the 231 collections are a 240lt general waste bin.

Household Recycling (standard bin size)

Five (5) Councils have the 240lt bins as the standard size; five (5) have the 140lt bins; one (1) has the 120lt bin, and one (1) has a 55lt crate (Southern Midlands).

Some offer a larger size bin for commercial collections or other circumstances. With one council offering a smaller recycling bin for special circumstances (such as smaller households or limited space).

All Council's provide recycling as a fortnightly service.

Household General Waste (Standard bin size)

Five (5) Councils have the 140lt bins as standard (including Southern Midlands), two (2) have the 240lt bins, three (3) have the 80lt bins, and two (2) have the 120lt bins.

Some offer a larger bin size depending on circumstances (i.e. commercial premises, shared bins for units).

Glenorchy and Tasman provide a fortnightly service for general waste. As does Southern Midlands for the 231 collections. Glenorchy provides the 140lt bin whilst Tasman provides the 240lt bin. The remaining Councils provide general waste as a weekly service. Of the remaining nine (9) councils, six (6) provide a bin smaller than 140lt (either 80lt or 120lt).

Costs of disposal

As the enclosed report by Sugden and Gee demonstrates any increase in the disposal of household waste into recyclables will reduce the amount waste taken to landfill.

Councils that offer a larger recycling bin coupled with a suitable education campaign can collect up to 39% of household waste as recyclables. Per the enclosed report, a waste audit at the Glenorchy City Council revealed up to 42% of household waste could be recycled.

Southern Midlands are currently recycling only 9% through the household collection service. This is the lowest in the southern region. The southern regional average is 21%. Council and ratepayers are arguably limited to the amount of recyclables they can dispose in a 55lt crate due to its small size and due to weather conditions.

Though Southern Midlands has a low rate of recycling Council do receive a better rate for recyclables from the crates as there are generally less contaminants. This translates to a higher amount of household waste being received by the recycling depot and later re-used. There is potential for financial gains in moving to a fortnightly collection service across Southern Midlands through the reduction in transport costs by the contractor. The extent of this cannot be determined until Council call for tenders and the matter be considered after all tenders are received.

Occupational Health and Safety

Per the enclosed report, the transition to 240lt bins will significantly reduce the risks of handling the 55lt crates by the contractor, Council employees, and ratepayers. Some risks identified in crate handling are:

- Unpredictable weight of the crates (heavy)
- Hazardous material in crates (broken glass, aerosols or other contaminants)
- Handling crates in slippery, icy or windy conditions
- Handling crates in high traffic or high speed traffic areas
- General risks associated with ongoing entering exiting heavy vehicles in less than ideal environments (uneven ground, icy, slippery, windy, height of vehicle etc)
- Material becoming airborne during handling in windy conditions (risk to motorists)
- The open recycling crates are often overflowing

In surveying other Councils it was generally understood that many contractors will no longer handle crates due to the OH&S risks associated with these operations.

Operational Improvements to Council

Per the enclosed report there are expected operational improvements to be gained through the transition to 240lt bins and the fortnightly collection service. In summary the issues are currently:

- Regular airborne waste during windy weather posing immediate risk to public (including motorists); and
- Waste landing on private land, roads, waterways, reserves etc – which Council generally cleans up and takes waste to the nearest waste transfer station. The Council works department have reported this to be a regular ongoing occurrence.
- Waste polluting rivers and waterways

- Approximately 100 crates are replaced each year by Council (at \$20 per crate) – these are replacements for lost, stolen, or damaged crates. Council is tasked with the administration and delivery of replacement crates.

Arguably there is still potential for recyclables to become airborne or spillage from the 240lt wheelie bins but this risk is significantly less than the open top crates. Also moving to a fortnightly service will half the number of weeks that bins are located on the road/street and susceptible to wind.

Greater service to rate payers

Ultimately the transition to wheelie bins for recycling and the fortnightly collection service is intended to be better service to the ratepayers. Ratepayers will be able to decrease their general waste and increase their recyclables and only need to place bins on the road/street once a fortnight. The transition is considered to be a logical progression of the Council in line with affordable best practice, the recommendations of the former SWSA, Council's strategic plan, Council's Waste Management Strategy and greater consistency with other Councils in the State. Ratepayers however have not been surveyed or consulted directly on this transition. Should Council progress with this transition then Officers will both inform rate payers of the change and couple with a campaign to reduce general waste and increase recycling.

As detailed in the enclosed Sugden and Gee report there may be some concern from residents for the transition from weekly to fortnightly collection for general waste. The 140lt bin may not be sufficiently sized to contain an entire fortnight of unrecyclable waste for a fortnight (i.e. larger households). Officers recommend that Council offer a 240lt bin as an optional replacement of the 140lt bin for general waste in certain circumstances. Council Officers will prepare a suitable policy to be communicated to residents on the issue of the 240lt bins.

Nevertheless the assumption, based on the experience of the Glenorchy Council is that the majority of residents should be able to reduce general waste and increase recycling (and the current 140lt bin coupled with the larger 240lt recycling bin will be adequate).



Image 3: Overflowing recycling bin in sampled street (1) – these plastic bottles and cans are all at risk of becoming displaced in windy conditions.



Image 4: Overflowing recycling bin in sampled street (2) – a larger bin could accommodate all of these recyclables.

CONCLUSION

The financial benefit of transitioning to a fortnightly service and the implementation of the larger recycling bins cannot be accurately gauged until the tender process is complete. There is clearly potential to significantly reduce landfill and half the number of collection days for the majority of residents.

Initial costings for the purchase of the bins for recycling is between \$68,000 and \$83,000 which will need to be budgeted for the upcoming financial year.

The operational improvements, environmental improvements and improvements to Council services to rate payers are ultimately the targets to be achieved through these changes.

Council will consider and decide on the changes to services once the tenders have been received. This will likely be considered in March or April 2018.

RECOMMENDATION

THAT:

- A. Council receive this report;
- B. Council receive the report titled 'SG1732 - Kerbside Collection Business Case (January 2018)' prepared by Sugden and Gee;
- C. Council endorse the proposal to transition to a fortnightly service for the collection of both general waste and recycling;
- D. Council endorse the proposal to transition to 240 litre recycling bins;
- E. Council proceed to call for tenders for the revised service, including the supply and distribution of 240lt recycling bins.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT
Agenda Item 12.10.1



SG1732 – Kerbside Collection

BUSINESS CASE
SUGDEN & GEE JANUARY 2018

SG1732 – KERBSIDE COLLECTION

Southern Midlands Work – Kerbside Collection

Business Case

Project Manager: James Baker, Sugden & Gee

Project Sponsor: David Cundall, Southern Midlands Council

Revision History

Revision number	Revised date	Revised by	Reviewed by	Description of change
0	04.01.2018	James Baker	Phil Gee	Prepare Kerbside Waste Management Business Case
1	09.01.2018	James Baker		Updated with feedback from David Cundall
2	16.01.2018	James Baker		Updated with information from other Councils
3	18.01.2018	James Baker		Updated with additional waste disposal statistics from David Cundall and Glenorchy City Council
4	18.01.2018	James Baker		Updated to reflect changes to general waste management

This is a live document and is subject to regular change. Contact James Baker for most recent version.

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1. Purpose

The purpose of this report is to provide information to the Southern Midlands Council to assist in objective decision making with respect to scope, frequency and methodology prior to advertising tender for kerbside waste collection contract.

Key decisions need to be made with respect to:

- Frequency of collection
- Bin size
- The use of crates or bins for recycling

The various options will be assessed considering the following perspectives.

- Economic
- Health and Safety
- Environmental
- Social

The Southern Midlands Council Strategic Plan 2014-2023 (July 2016) sets a goal of "Maintenance and improvement of the provision of waste management services to the Community" (Section 1.10.1).

The following key actions are listed:

- Continue to be an active participant in the Southern Waste Strategy
- Continue to review the ongoing operational arrangements for waste management including co-operation with other local government authorities
- In conjunction with the Waste Advisory Council seek to identify suitable markets for recyclable products
- Undertake a review of the whole waste management service delivery system

2. Introduction

The contract for kerbside waste collection for the Southern Midlands Council will be released for a competitive tender process. The current contract was due to expire on 01 January 2018 (Commencement date 01 January for duration of 5 years with option of 2 years extension) and has been extended by 6 months to 01 July 2018.

Sugden & Gee have been engaged to review options for delivery of waste management services and to assist the Southern Midlands Council in the procurement process and contract management in line with industry best practices. This report is a review of the delivery options.

Project deliverables are guided by requirement to execute new contract for commencement of services on 01 July 2018.

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3. Kerbside Collection Program Details

3.1. Existing contract

The existing contract for kerbside garbage collection is with Thorp Waste, Mangalore TAS.

Price per collection	\$118.58 exc. GST
Number of collections	
Weekly (140L bins)	1,389
Fortnightly (240L bins)	231
Total	1,620
Disposal location	GCC Jackson St Waste Facility

4. Bin Size and Collection Frequency

Typical collection frequencies for Tasmanian Councils are:

- General waste
 - o Smaller than 240L bins: weekly collection
 - o 240L bins: fortnightly collection (generally low population density areas)
- Recycling waste
 - o 140L weekly or fortnightly collection
 - o 240L fortnightly collection
 - o In Victoria and New South Wales the majority of Councils have adopted a 240L recycling bin with fortnightly collection. Glenorchy City Council transitioned from 140L to 240L recycling bins in 2017 in an effort to encourage increased recycling

It is understood at this stage that general waste bins will not be changed. This may be reviewed as a later stage.

Based on information collected a 240L recycling bin collected on a fortnightly basis is considered to be appropriate. For Southern Midlands Council this equates to a 433% increase in recycling capacity for areas with fortnightly collection and a 167% increase in recycling capacity for areas with a weekly collection. An option for a 140L recycling bin is offered by some Councils. This could be appropriate for holiday homes, single occupant households and particularly elderly people who may have difficulty manoeuvring the larger bins. The colour of recycling bins varies between the Councils, however the most common is a green bin with yellow lid. It is suggested that this combination is adopted due to familiarity of colour combination for recycling.

Figures for the rest of the report assume adoption of 240L recycling bins.

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5. Economic considerations

It is not proposed to replace or renew the existing general waste garbage bins at this stage. All general waste collections are planned to move to fortnightly collection. It should be noted that information compiled for this report is that increasing the volume of recycling will reduce the volume of general waste. A key economic consideration will be the cost of replacing the existing recycling crates (manually lifted) with recycling bins (mechanically lifted). This is expected to be offset to a degree by an increase in recycling due to lower disposal costs compared to general waste. Operational changes may result in an increase or decrease in overall disposal costs.

General waste collection

Currently there are two bin sizes in use by Southern Midlands Council. As at August 2017 the distribution was:

- 1389 households receiving a **weekly** collection service with 140L general waste bins
- 2310 households receiving a **fortnightly** collection service with 240L general waste bins

It is the intent of Council to keep existing general waste bins, but move to a fortnightly collection for all residents. There will be no change for residents with 240L bins, who already have fortnightly collections. For residents with 140L bins collection frequency will change from weekly to fortnightly. It is anticipated that the amount of waste being disposed of as general waste will drop as recycling rates increase. Reduction in frequency of collections will reduce the cost for garbage collections.

240L recycling bin replacement capital cost

Based on experience from the Glenorchy waste management team from recent bin replacement, Southern Midlands Council can expect to pay between \$45 to \$55 per bin based on a purchase of 1,500 bins. The total expected cost is between \$68,000 to \$83,000.

When assessing the cost impact of transitioning from crates to bins it should be considered that the crates have a finite life span, and would need to be replaced. The current recycling crates were purchased in June 2007, with a 10-year life span. These are considered to be fully written off. If a decision is made to continue using crates (1,500 at \$20 each) an expense of approximately \$30,000 would be incurred assuming that all bins are replaced.

Accordingly the incremental cost of purchasing recycling bins instead of crates is estimated between \$38,000 to \$53,000.

It was noted by David Cundall that crates are regularly broken or stolen, with a replacement rate of 100 per year. It is assumed in this analysis that all recycling crates would be replaced at the same time due to difficulty in separating the newer bins from the original pool purchased in 2007.

240L recycling bin ongoing replacement costs

Data was received from Glenorchy Council for bins replaced due to damage or theft in 2017 calendar year. In the Glenorchy area (approximately 20,000 households) 113 bins were replaced (42 bins damaged and 71 bins stolen). This equates to 5.7 bins replaced per year per 1,000 households.

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Assuming this annual bin replacement rate and cost of \$50/bin, the annual replacement cost for Southern Midlands Council would be \$470/year.

240L recycling bin equipment changes and operational costs

Changing from crates to bins will require several changes to equipment and operations that will affect costs:

- Additional truck to pick up bins. The capital cost of this is expected to be significantly higher than cost for a recycling trailer towed behind general waste truck.
- Labour costs and efficiency. Currently collections are executed by 1 operator driving the truck and stopping and leaving vehicle to collect crates. This operation results in significant delays compared to mechanical loading. Mechanical collection of recycling waste would require an additional driver for recycling truck, but improvement in efficiency of collection.

There are many variables that will affect these costs, and may be different between operators. The most effective and reliable method to assess this is based on tender responses.

It should be noted that Southern Midlands Council is the only remaining Council using waste crates. Accordingly, the incumbent contractor Thorp Waste may be the only contractor equipped to collect crates in a cost-effective manner. This could potentially result in reduced competition in the tendering process. Feedback from other Councils is that the majority of waste collection contractors will no longer accept collecting recycling crates.

In the case that doubt exists with Council over the merits of transitioning from recycling crates to bins, tender respondents could be given the opportunity to provide an alternate tender response for collecting crates.

Improving recycling rates

It is anticipated that implementing 240L recycling bins will increase the rate of recycling. This would have some economic benefit as the disposal cost for recycling waste is lower than for general waste.

Only one Council surveyed (Glenorchy City Council) had audit data to demonstrate actual improvement in recycling rates. Other Councils surveyed gave anecdotal feedback that recycling rates improved upon transition to recycling bins.

In October 2017 the Jackson St disposal cost for general waste was \$58.18/T and for recyclable waste \$31.97/T. For each ton of recyclable waste removed from general waste and correctly disposed a saving of \$26.21 can be achieved. In addition to this saving a rebate is offered by SKM for cardboard waste for \$30.45/T.

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6. Health and Safety considerations

Health and Safety considerations are difficult to quantify in dollar terms, but are still an important consideration when evaluating options.

Transitioning from crates to bins is expected to improve health and safety performance of contractor due to the elimination of the tasks associated with manual collection of crates:

- Lifting loads, posing risk of strain related injuries
- Slipping, tripping and falling hazards
- Repetitive movement hazards
- Working around moving vehicle hazards
- Contact with hazardous substances

This analysis does not attempt to quantify these hazards and their associated costs, however they should be considered when forming a decision to continue with current service or change to bins.

Anecdotal feedback from Councils surveyed was that contractor OH&S performance improved with change from recycling crates to bins. It was also noted that most contractors no longer accept collecting recycling crates for safety reasons.

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7. Environmental considerations

The Southern Midlands Council Waste Management Strategy (August 2016) states Council's objectives for minimisation of waste going to landfill.

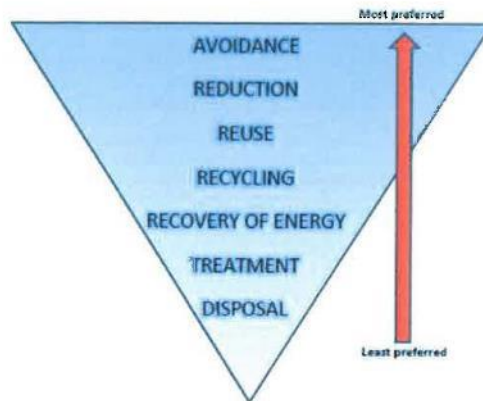


Figure 1: SMC Waste Management Hierarchy

Recycling

While the 3 most preferable options are 1) Avoidance, 2) Reduction and 3) Reuse, these are considered to be outside the scope of this business case. While measures may be taken to address these (eg, education, reuse centres, etc), once material goes to kerbside collection it is expected that it will either go to landfill or recycling.

The greatest benefit of replacing recycling crates with recycling bins is the increased capacity. Currently 55L crates are being used. If these are replaced with 240L bins households will be able to dispose of a larger quantity of potentially recyclable material.

Waste figures provided by Southern Midlands Council demonstrate that from a total waste stream of 90T /year from kerbside collection, 7.4T is collected as recycling waste. This equates to 9% of the total waste stream.

Information from Blue Environment Report for SWSA (April 2013) indicates that typical recycling rates for other councils are between 15% to 33%, and that currently Southern Midlands Council has the lowest recycling rate in the state.

Anecdotal feedback from other Councils was that recycling rates improved when bins with greater capacity were implemented to replace recycling crates.

A waste stream audit was performed by Glenorchy City Council in November 2012. A sample collection of general and recycling waste from 100 households was performed to determine the total amount of potentially recyclable waste as a percentage of the total waste stream.

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Table 1: Figures from Glenorchy City Council Waste Audit 2012

	Kg	% Total
Total materials collected	2030	100
Non-recyclable	1182	58
Recyclable waste including contamination	740	42
Recyclable waste excluding contamination	659	32

Assuming that waste profiles for households in Southern Midlands Council Collection areas are similar to Glenorchy City Council these figures indicate that a large volume of recyclable material is currently being disposed of as general waste. The amount of recyclable material identified in the waste audit (32% of total waste stream) is 3.5 times the current Southern Midlands Council recycling rate (9% of total waste stream).

Green waste

There is a potential to further reduce material to landfill by implementing kerbside green waste collection. It is understood by Sugden & Gee that this option is not currently being considered.

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8. Social considerations

Social considerations are factors that affect the perception of the Council with the community. Providing a measure for social factors is difficult, and not attempted in this report. While measurement is difficult, the community perception is an important consideration for Council projects that are funded primarily through rates.

Implementation of recycling bins

It is not anticipated that a negative impact will be experienced by households in switching to recycling bins. The move will allow households to dispose of a greater quantity of recycling waste and wheeled bins ease of movement of bins to kerbside. Community feedback to other Councils was generally positive, with comments that wheeled bins are easier to handle than crates.

There is potential for rate payers to question the use of Council funds for a significant capital expenditure if a clear benefit in the switch is not apparent to them (for example, households that do not create more recyclable waste than can be disposed of in crates). Some concern was raised to one Council about displacing a local contractor in the process of renewing contract as the incumbent local contractor could not meet OH&S conditions.

There is also the potential for rate payers to resist change if the reasons and benefits are not properly explained. This can be mitigated through good community consultation.

Regular incidents of recycling waste blowing onto the road in windy conditions have been noted during the current contract. Recorded data is not available for these incidents, however it is clear that this is a highly undesirable situation, resulting in potential environmental pollution, increased work for council staff and negative perception of Council in the community. It is expected that recycling bins with lids will reduce the incidents of recycling waste spillage onto roads. This was supported by anecdotal feedback from Councils surveyed.

Change to general waste bin sizes

Changes to general waste bin collection frequency has the potential to raise community interest. Residents may view the transition to fortnightly collection negatively due both to the reduction in waste disposal capacity and in increased time between collections of waste, allowing for further decomposition of waste.

The community consequences of reduction in general waste collection should be considered, and a public communication strategy developed prior to implementation of changes.

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9. Feedback from other Councils

Several other Tasmanian Councils were interviewed for feedback on transition from recycling crates to recycling bins. The feedback received is summarised below:

9.1. Sorrell Council

Greg Robertson, Senior Environmental Health Officer, Sorrell Council

- No waste audit conducted by Sorrell Council to confirm total quantity of potentially recyclable material
- Significant improvement in waste on road observed after switching to recycling bins. Light recyclable material is particularly prone to being blown out of bin in windy conditions
- Improvement in OH&S performance. Greg commented that most contractors will no longer collect crates due to OH&S risk to operators
- Note that some residents (eg, holiday homes, single people and elderly) do not require 240L bin – suggested possible option to choose bin size
- Community feedback good except for some concern that local contractor would be displaced in process of engaging new contractor

9.2. Northern Midlands Council (NMC)

Maree Bricknall, Corporate Services Manager Northern Midlands Council

- Northern Midlands have not conducted a waste audit to assess total volume of potentially recyclable material
- Collections on a fortnightly basis 140L general waste, 240L recyclable waste. Average 14kg general waste and 9kg recyclable waste per household
- NMC recycling switched from 60L crates to 240L bins
- Very positive community feedback to change from crates to bins

9.3. Central Highlands Council

Bev Armstrong, Environmental Health Officer, Central Highlands Council

- Change made primarily for contractor OH&S reasons, also that contractor had procured truck for manual loading
- Slight improvement in recycling rates observed
- Significant reduction in spillage as recyclable waste cannot be blown out of bin and animals can't access
- Good community feedback, wheelie bins much easier to handle

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9.4. Glenorchy City Council

Gaye Hunt, Acting Waste Services Coordinator, Glenorchy City Council

- Glenorchy City Council transitioned to recycling bins between 2005 to 2006, implementing 140L recycling bins collected weekly. In the period July to December 2017 all Glenorchy households were upgraded to 240L recycling bins with fortnightly collection
- Manual handling was a major driver for transition to recycling bins
- A significant increase in recycling rates was observed upon transition from 50L recycling crates to 140L recycling bins
- A significant reduction in roadside litter was observed after transitioning to bins. Previously with crates residents would bundle paper and cardboard and leave on top of or beside crates. Council would receive a substantial number of complaints on windy days
- The community were very accepting of the change from crates to bins. A booklet was produced and sent out to all residents.

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10. Conclusions

Based on investigation Sugden & Gee make the following recommendations.

Recommendations are based on the assumptions:

1. New contract must be in place for commencement of FY2018-2019.
2. General waste bins will not be replaced as part of current scope, however all general waste collections will be completed on a fortnightly basis.
3. Segregation of green waste is not currently being considered.

The primary decision to be considered by Southern Midlands Council is whether to switch from recycling crates to bins. Below is a summary of pros and cons identified with this transition.

Pros	Cons
Greater recycling volume for residents	Initial capital cost
Efficiency improvement from mechanical collection of bins	Additional garbage collection truck required, potential for increase in operating costs
Health and Safety improvement for operators from mechanical collection of bins	Incumbent operator currently set up for recycling crates
Reduced risk of rubbish blowing onto roads in windy conditions from bins with lids	Higher replacement cost for bins than for crates
Last Council in Tasmania operating recycling crates	
Many contractors will no longer collect crates	
Reduced disposal cost for recyclable material	
Easier handling for residents	

Economic considerations

1. A major economic consideration prior to tendering is the cost of new bins. Prior to advertising tender Council should ensure that funds are available for the procurement of bins. This has been estimated at between \$68,000-83,000, and is planned to be included as part of the tender package for kerbside waste collection.
2. The incremental cost of transition from crates to bins is calculated at \$38,000 - \$53,0000 when replacement cost of crates is considered.
3. Some savings are expected in disposal costs. Current cost for disposing of general waste is \$58.18/T, while cost for commingled recycling is \$31.97/T. For cardboard a rebate of \$30.45/T is given by SKM to Council.
4. Detailed analysis of operational costs has not been undertaken due to the large number of variables involved. It is recommended that a comprehensive assessment is undertaken during the tender evaluation period.
5. If continuing service with existing recycling crates is considered by Council as an option an alternate tender response should be requested for this case. This will affect operator logistics, and hence cost of service. It is likely that only the incumbent operator is equipped for manual handling of crates as all other Councils have moved to recycling bins.

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6. Transitioning from weekly collection of 140L general waste bins to fortnightly collection of all waste bins has the potential for significant savings in kerbside collection costs. The actual costs would be known after receiving tender responses from contractors.

Occupational health and safety considerations

1. Operational health and safety considerations are difficult to quantify with a dollar value, however, it is assumed that this will be a high priority for Council.
2. It is anticipated that health and safety risks would be reduced by moving from manually unloaded crates to mechanically unloaded bins, eliminating manual handling risks with unloading bins. Feedback from Councils surveyed was that the majority of waste management contractors will no longer collect crates due to health and safety risk.

Environmental considerations

1. Data indicates that current recycling rates in Southern Midlands are the lowest in the state of Tasmania. The states with the highest rates recycle approximately three times the amount reported for Southern Midlands Council.
2. The capacity of recycling crates is potentially a major contributor to the recycling rate. Information gathered from other Tasmanian Councils, both recorded and anecdotal, is that a large increase in recycling rates was observed after replacing recycling crates with bins.
3. Regular occurrences of recyclable rubbish on roads in windy conditions have been noted by Southern Midlands Council. Anecdotal reports received from Councils interviewed that transition to recycling bins significantly reduced rubbish on roads.

Social considerations

1. If the community are properly informed of changes to operations it is not expected that there will be negative public feedback to the proposed implementation of recycling bins, except possibly relating to the allocation of public funds. This may be addressed by properly communicating drivers for the change.
2. Failure to implement recycling bin has the potential to create a perception that Southern Midlands Council is lagging behind other Tasmanian Councils only remaining using recycling crates.
3. Rubbish blowing out of recycling bins in windy conditions has the potential to negatively affect community perception of Council waste management in addition to being an environmental concern.
4. Transitioning to fortnightly general waste collection for all residents may prompt a negative response from residents with 140L general waste bins due to reduction in overall waste collection capacity.
5. In addition to reduction in capacity, transitioning to fortnightly collections may allow further decomposition and putrefaction of waste. It should be noted that there are already a large number of collections on fortnightly basis with 240L bins. Council records should be reviewed for complaints regarding to fortnightly general waste collection.

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References

1. Southern Midlands Council Waste Management Strategy August 2016
2. Kerbside waste collection review for Southern Tasmania Final Report, Blue Environment Pty Ltd, April 2013
3. Kerbside Domestic Waste Stream Audit, Glenorchy City Council, November 2012
4. Southern Midlands Council Strategic Report 2014-2012, July 2016

12.10.2 WASTE MANAGEMENT – REVIEW OF SCHEDULE OF FEES

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 11 JANUARY 2018

ISSUE

Council to review the Waste Transfer Station Disposal Fees.

BACKGROUND

Following Council's decision to implement changes to the operations and management of the Waste Transfer Station(s), it is necessary to review the disposal fees. The intent being to increase the level of cost recovery and/or discourage disposal of waste at the sites by 'out-of-area' users. The aim is to ensure (as far as practical) that the fees charged are reflective of the cost of providing the service, particularly for 'out-of-area' users that do not contribute towards the cost of waste management through the annual levy imposed as part of the Annual Rates and Charges.

The following is the current Schedule of Charges which are payable by 'out-of-area' users, noting that the fee for disposal of tyres, whitegoods and car bodies is also payable by ratepayers / residents.

WASTE MANAGEMENT		
Waste Transfer Station Disposal Fees		
Campania, Dysart & Oatlands		
Car Boot/Station Wagon		\$ 6.00
Utility/Single Axle Trailer		\$ 12.00
Double Axle Trailer		\$ 23.00
Light Truck	up to 3m3	\$ 34.00
Tyres - Car / Motor Bike		\$ 3.00
Tyres - 4WD / Light Truck		\$ 6.00
Tyres - Heavy Truck		\$ 12.00
Whitegoods	per item	\$ 6.00
Car Bodies	per item	\$ 34.00
Large Construction Material	per m3	\$ 12.00

DETAIL

In brief, approximately 14,000 m³ of waste is collected and transported from the Waste Transfer Stations (Campania – 4,000m³; Dysart 4,650m³; Oatlands 5,500m³). A simple calculation of total budget for the Waste Transfer Stations divided by total waste suggests an approximate amount of \$33.00 per cubic metre.

In relation to tyres, Council is currently paying \$4.50 (GST excl.) for car tyres and \$9.00 (GST excl.) for Light Truck tyres to a contractor to remove them from the site(s). Costs for the subsequent disposal of white goods and car bodies vary depending on the market for recycled steel.

Council has previously considered the adoption of a charging system whereby full cost recovery is achieved through the gate charges. This would negate the need for the annual waste management levy. Due to the high level of charges that would be required, this was considered to be a high-risk option and result in a substantial increase in illegal dumping and disposal of waste.

Council's preference is to introduce a system of charges that discourages 'out-of-area' users and / or ensures that a reasonable part of the cost is recovered from non-ratepayers/ non-residents.

Whilst the Southern Midlands Council's fees and charges should reflect the actual cost of the service being provided, it is interesting to review other Councils to identify the charging methods (and prices) that currently exist (in the absence of a weighbridge). Comparatives are provided below:

1. Brighton Council – as follows:

Brighton Council	
0-1m ³ – ute-level, 6x4 trailer-level	\$15.00
1.0-2.0m ³ – van, ute-heaped 6x4 trailer-heaped 7x4 or larger trailer	\$25
2.0-3.0m ³ – ute-caged 6x4 trailer-caged 7x4 or larger trailer-heaped	\$40
3.0-5.0m ³ – 7x 4 of larger trailer-caged	\$70
Tyres:	
Passenger and bike	\$7 per tyre
4WD and light truck	\$18 per tyre
Truck/tractor	\$30 per tyre
Waste Oil Collection facility – no charge	

2. Break O'Day Council – refer following Schedule:

Break O' Day

ENGINEERING SERVICES

Waste Transfer Stations		
DOMESTIC		
Domestic Waste and Green Waste - SEPARATED	Car Boot or Station Wagon	\$5.00
	Trailer or Utility	\$9.00
	Tandem Trailer or small Truck	\$13.00
Domestic Waste and Green Waste – NOT-SEPARATED	Car Boot or Station Wagon	\$9.00
	Trailer or Utility	\$15.00
	Tandem Trailer or small Truck	\$21.00
All Clean Green Waste - Domestic	Car Boot or Station Wagon	\$3.00
	Trailer or Utility	\$6.00
	Tandem Trailer or small Truck	\$11.00
Domestic Waste 50L Garbage Bag		\$1.50
Domestic Waste 240L MGB		\$4.00
COMMERCIAL		
Commercial Business Waste		\$22.00 m ³
All Clean Green Waste - Commercial	Car Boot or Station Wagon	\$3.00
	Trailer or Utility	\$6.00
	Tandem Trailer or small Truck	\$11.00
Bulk Waste Scamander WTS		\$125.00 per tonne
Asbestos Removal Scamander WTS		\$58.00 m ³
OTHER		
Motorcycle and car tyres		\$6.00 each
Truck and larger tyres		\$22.00 each
Tractor tyres		\$37.00 each
General Builders Waste & Rubble		\$13.00 m ³
Clean Fill Material		\$7.00 m ³
Unsecured loads (additional charge)		\$6.00 each
Replacement Wheelie Bin		\$80.00 each*
RECYCLABLE MATERIAL		
Separated Recycling Material		FREE m ³
Tree lopping material requiring chipping (greater than 40mm diameter)		\$14.00 m ³
Heavy stumps and oversized timber (greater than 150mm diameter)		\$25.00 m ³
Polystyrene Packaging Material		FREE
Gas Cylinders (Fully Degassed)		FREE
Triple Rinsed Chemical Containers (DrumMuster Endorsed)		FREE
Car Batteries		FREE
E Waste (TV's, computers, printers, game stations, etc)		FREE
Car Bodies/Scrap Steel – St Marys, Scamander & St Helens		FREE
White Goods		FREE
Waste Oil		FREE

The following fees are recommended and are to be paid by all non-ratepayers / non-residents of the Southern Midlands Council area:

Note: Disposal fees for tyres, white goods and car bodies are to be paid by all users (i.e. including ratepayers and residents).

WASTE MANAGEMENT		
WASTE TRANSFER STATION DISPOSAL FEES		
Campania, Dysart & Oatlands		
Car Boot/Station Wagon		\$ 6.00
Utility/Single Axle Trailer		\$ 15.00
Double Axle Trailer		\$ 30.00
Light Truck	up to 3m3	\$ 42.00
Tyres - Car / Motor Bike		\$ 6.00
Tyres - 4WD / Light Truck		\$ 12.00
Tyres - Heavy Truck		\$ 25.00
Whitegoods	per item	\$ 6.00
Car Bodies (received at Oatlands WTS only)	per item	\$ 40.00
Large Construction Material	per m3	\$ 15.00

Human Resources & Financial Implications – An amount of \$6,500 per annum is currently budgeted for disposal fees charged at the Waste Transfer Stations. Council has however acknowledged that due to limited on-site resources, it has not been practical to check each user to determine whether they are a ratepayer/resident or an ‘out-of-area’ user. Due to the operational changes, this issue can now be addressed.

Whilst it is envisaged that the amount of fees will increase, the extent of the increase is unknown pending introduction of the operational changes and monitoring of ‘out-of-area’ users. Alternatively, should the fees discourage ‘out-of-area’ users, then the quantity of waste being disposed (and then transported to landfill) will reduce and cost savings achieved.

Community Consultation & Public Relations Implications – From a ratepayer / resident’s perspective, the only real implications are the changes to the operating hours. These changes are to widely promoted in advance of the 1st March 2018 commencement date.

Policy Implications – N/A

Priority - Implementation Time Frame – The additional staff resources will be introduced from 1st March 2018 to coincide with the change to opening hours.

RECOMMENDATION

THAT, in accordance with section 205 of the *Local Government Act 1993*, the following Waste Management Fees be adopted (effective from 1st March 2018):

WASTE TRANSFER STATION DISPOSAL FEES		
<i>Campania, Dysart & Oatlands</i>		
Car Boot/Station Wagon		\$ 6.00
Utility/Single Axle Trailer		\$ 15.00
Double Axle Trailer		\$ 30.00
Light Truck	up to 3m3	\$ 42.00
Tyres - Car / Motor Bike		\$ 6.00
Tyres - 4WD / Light Truck		\$ 12.00
Tyres - Heavy Truck		\$ 25.00
Whitegoods	per item	\$ 6.00
Car Bodies (received at Oatlands WTS only)	per item	\$ 40.00
Large Construction Material	per m3	\$ 15.00

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

12.11 Information, Communication Technology

Strategic Plan Reference – Page 17

1.11.1 Improve access to modern communications infrastructure.

Nil.

12.12 Officer Reports – Works & Technical Services (Engineering)

12.12.1 MANAGER - WORKS & TECHNICAL SERVICES REPORT

Author: MANAGER WORKS & TECHNICAL SERVICES (JACK LYALL)

Date: 18 JANUARY 2018

ROADS PROGRAM

Road drainage is being undertaken on East Bagdad Road in readiness for a re-seal.

York Plains Road will have some minor seal maintenance prior to re-seal as will Woodsdale Road.

Roadside mowing is continuing in the Kempton/Broadmarsh/Elderslie area and Inglewood Road, Stonehenge and York Plains Roads.

General maintenance is continuing in other areas.

Road Traffic Counter

The Road Traffic Counter has been installed on High Street, Oatlands (near Sandy Lane).

Depot Relocation

Council staff are now operating out of the new Glenelg Street works depot.

WASTE MANAGEMENT PROGRAM

All sites operating well. Extra waste is still being received at Campania and Dysart.

QUESTIONS WITHOUT NOTICE TO MANAGER, WORKS & TECHNICAL SERVICES

RECOMMENDATION

THAT the Works & Technical Services Report be received and the information noted.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

13. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – GROWTH)

13.1 Residential

Strategic Plan Reference – Page 18

2.1.1 Increase the resident, rate-paying population in the municipality.

Nil.

13.2 Tourism

Strategic Plan Reference – Page 19

2.2.1 Increase the number of tourists visiting and spending money in the municipality.

Nil.

13.3 Safety

Strategic Plan Reference – Page 31

5.3.1 Increase the level of safety of the community and those visiting or passing through the municipality.

Nil.

13.4 Business

Strategic Plan Reference – Page 20

2.3.1a Increase the number and diversity of businesses in the Southern Midlands.

2.3.1b Increase employment within the municipality.

2.3.1c Increase Council revenue to facilitate business and development activities (social enterprise)

Nil.

13.5 Industry

Strategic Plan Reference – Page 21

2.4.1 Retain and enhance the development of the rural sector as a key economic driver in the Southern Midlands.

Nil.

13.6 Integration

Strategic Plan Reference – Page 21

2.5.1 The integrated development of towns and villages in the Southern Midlands.

2.5.2 The Bagdad Bypass and the integration of development.

Nil.

14. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – LANDSCAPES)

14.1 Heritage

Strategic Plan Reference – Page 22

3.1.1	Maintenance and restoration of significant public heritage assets.
3.1.2	Act as an advocate for heritage and provide support to heritage property owners.
3.1.3	Investigate document, understand and promote the heritage values of the Southern Midlands.

14.1.1 HERITAGE PROJECT PROGRAM REPORT

Author: MANAGER HERITAGE PROJECTS (BRAD WILLIAMS)

Date: 25 January 2018

ISSUE

Report from the Manager, Heritage Projects on various Southern Midlands Heritage Projects.

DETAIL

During the past month, Southern Midlands Council Heritage Projects have included:

- Continued works at the Oatlands Commissariat, with plastering, paint preparation and internal joinery works progressing. Progress report 5 to the National Stronger Regions Fund has been submitted and approved.
- Assisted with Oatlands Gaol Artists in Residence Antoinette & Francisca Karsten, including exhibition set up and promotional material, social media etc.
- Creation of shortlist for potential Beacon project sites, including meeting with other Councils (Brighton/ Derwent Valley/ Clarence) to discuss sites/ implementation/issues.
- Final hardware install of the keycard access system at the gaoler's residence and court house.
- Secured card vendors for Oatlands access card rollout. Development of process and printed material for Oatlands card access (promotion/ instructions/ logos).
- Social media updates for Oatlands Commissariat Restoration Project.

Heritage Projects program staff have been involved in the following Heritage Building Solutions activities:

- Continued input into the implementation of the conservation management plan recommendations at a large Derwent Valley Estate.
- Input into the Heritage Building Solutions recruitment and expansion process.

RECOMMENDATION

THAT the Heritage Projects Report be received and the information noted.

DECISION

Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

14.2 Natural

Strategic Plan Reference – Page 23/24

- | | |
|-------|---|
| 3.2.1 | Identify and protect areas that are of high conservation value. |
| 3.2.2 | Encourage the adoption of best practice land care techniques. |

14.2.1 LANDCARE UNIT – GENERAL REPORT

Author: NRM PROGRAMS MANAGER (MARIA WEEDING)

Date: 16 JANUARY 2018

ISSUE

Southern Midlands Landcare Unit Monthly Report.

DETAIL

- The *Welcome to Oatlands* signage has been installed.
- The final report for the Toilet Block funding is being worked on to submit to the Department of State Growth.
- Helen Geard has been working with the Council's road traffic counter, setting it up for data collection regarding High Street, Oatlands.
- Maria Weeding and Helen Geard have been working with the Works Department Manager (Jack Lyall) regarding details for the proposed new fence that will replace the existing fence at the Kempton Recreation ground and the 'gymkhana' paddock. The information necessary for seeking Planning Approval is being compiled.
- Lake Dulverton - the seasonal check up for cumbungi weed in Lake Dulverton has resulted in a number of new incursions of this plant being found. Unfortunately, there is more and more of this plant being noted around the Southern Midlands, despite a call for landholders to take control of this particular weed. It is quite a threat to Lake Dulverton, especially as it is a shallow lake. The seed is very easily transported, even in the wind. Most of the plants found to date have been dealt with, but further work is required.
- Council's Weeds Officer Sandy Leighton has been very busy and the following is a summary of activities from December to 16th January 2018 (*Details provided by S Leighton*).
 - Public enquiries – 3 (Paterson's curse, ragwort/ St John's wort and thistles);
 - Property/ site visits – 26 (Paterson's curse 15, thistles 1, pampas 5 & St John's wort 5). This included providing identification and control advice as required to landholders;
 - Individual property surveys/ visits for Paterson's curse in the Bagdad - Mangalore area completed in December 2017 and database updated;
 - Emerging weed issues – St John's wort (not ragwort) along the Midland Highway near Kempton, Spring Hill, Jericho, Melton Mowbray and Antill Ponds;
 - Road survey located two new records of Peterson's curse along Muddy Plains road;
 - Road survey for St John's wort underway;

- Discussions initiated with State Growth re: St John’s wort along Midland Highway including preventing slashing and herbicide control;
- Supported landholder, following site inspection, with information to progress their discussions with Taswater regarding thistles on Yarlington Dam adjacent to their Yarlington Rd, Colebrook. Taswater has now cooperated with the landholder;
- Letter sent to 1 landholder at Mangalore requiring them to destroy Saffron thistle detected on their property in Black Brush road. Reinspected property in early January and plants removed as requested. Thank you letter sent;
- Letters and control information for saffron, nodding and cotton thistle sent to 37 properties from Tunbridge, Woodbury, York Plains, Andover, Jericho to Lower Marshes in order to facilitate 1:1 mapping and discussions on landholder control success to date;
- Letter sent to 1 landholder at 688 Cockatoo Gully road Dysart requiring them to destroy 1 large pampas grass plant. Reinspected property in early January and plant removed as requested. Thank you letter sent;
- Two Weed awareness articles submitted for inclusion in SMC January Newsletter, however not published;
- One article on St John’s wort submitted for inclusion in SMC March newsletter;
- Discussions continue with Crown Land Services re: gorse on leased laneway in Oatlands. These discussions were initiated following a public enquiry/ complaint;
- Lake Dulverton cumbungi survey completed in January 2018 with Helen Geard. Several patches located including seedlings and flowering plants.

RECOMMENDATION

THAT the Landcare Unit Report be received and the information noted.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

14.3 Cultural

Strategic Plan Reference – Page 24

3.3.1 Ensure that the Cultural diversity of the Southern Midlands is maximised.

Nil.

14.4 Regulatory (Other than Planning Authority Agenda Items)

Strategic Plan Reference – Page 25

3.4.1 A regulatory environment that is supportive of and enables appropriate development.

Nil.

14.5 Climate Change

Strategic Plan Reference – Page 25

3.5.1 Implement strategies to address issues of climate change in relation to its impact on Councils corporate functions and on the Community.

Nil.

15. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – LIFESTYLE)

15.1 Community Health and Wellbeing

Strategic Plan Reference – Page 26

4.1.1 Support and improve the independence, health and wellbeing of the Community.

Nil.

15.2 Youth

Strategic Plan Reference – Page 26

4.2.1 Increase the retention of young people in the municipality.

Nil.

15.3 Seniors

Strategic Plan Reference – Page 27

4.3.1 Improve the ability of the seniors to stay in their communities.

Nil.

15.4 Children and Families

Strategic Plan Reference – Page 27

4.4.1 Ensure that appropriate childcare services as well as other family related services are facilitated within the Community.

Nil.

15.5 Volunteers

Strategic Plan Reference – Page 27

4.5.1 Encourage community members to volunteer.

15.5.1 GREEN PONDS PROGRESS ASSOCIATION INC. – POSSIBLE PURCHASE OF A COMMUNITY BUS

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 14 JANUARY 2018

Attachment:

Green Ponds Progress Association Inc. – Letter dated 30th November 2017

ISSUE

Council to consider the request to provide a financial contribution to assist with the possible purchase of a Community Bus (as proposed by the Green Ponds Progress Association, in association with the Kempton Primary School).

BACKGROUND

Refer Green Ponds Progress Association Inc. letter dated 30th November 2017 – attached.

ISSUE

This request for funding should not be considered in isolation. It should be considered as part of an overall policy position whereby similar applications or requests can be assessed against set criteria and pre-determined conditions of approval.

Transport options, or lack thereof, is continually recognised as being a significant issue within the Southern Midlands Council area. It follows that where a particular community is prepared to take a pro-active approach to address the issue, then Council should take a positive position and be prepared to assist as far as practical.

In reference to the letter, the GPPA is seeking an indication of financial support in the order of \$5,000 to assist with the purchase. This does not require Council to allocate a set budget at this stage, but if the Association can secure the balance of funds, then an allocation would need to be committed in the 2018/19 Budget.

This obviously raises the issue or possibility that other communities may lodge similar requests, and therefore some pre-determined criteria and conditions of approval are necessary.

The following dot points come immediately to mind and can be incorporated (subject to further discussion and input) into a policy position:

1. Recognising that transport is a major community issue, the Southern Midlands Council be prepared to make a direct financial contribution towards the capital cost of a community managed transport service.
2. Subject to meeting set criteria, Council be prepared to allocate a maximum of \$5,000 (total per annum) to encourage the introduction of such services.

3. No capital contribution will be made for subsequent replacement of the vehicle as this cost should be incorporated in the fees charged to users.
4. Possible Criteria to be eligible for funding include:
 - The service must be managed and operated by the community and evidence must be included as part of the request;
 - The service must be provided by a 'not-for-profit' community based entity (or similar) as opposed to a private individual(s);
 - The 'not-for-profit' community based entity must be in a sound financial position
 - Evidence must be provided that the service will be made generally available to all members within the nominated area (subject to any reasonable rules and conditions set by the service provider);
 - Council must be satisfied that the service can operate on a sustainable basis (and some basic evidence of same would be necessary);
 - Council's capital contribution is not to exceed 25% of the total capital outlay (to a maximum of \$5,000). This provides further endorsement that the individual community will endeavour to raise the balance of the funds.
5. Should the service cease to operate within a nominated period (say 2 years), then the vehicle is to be sold and Council is to recoup a percentage of the sale price (equivalent to the percentage of its initial capital contribution).

Human Resources & Financial Implications – The proposed policy would require Council to allocate \$5,000 per annum in its Budget to allow for any proposals that may be received. Alternatively, the budget could be allocated retrospectively depending on demand.

Community Consultation & Public Relations Implications – To be considered.

Policy Implications – Policy position.

Priority - Implementation Time Frame – The GPPA has indicated that it will make application for the balance of funding through the Tasmanian Community Fund, or other such agencies. Depending on Council's initial response, a letter of support (and commitment for funding) could be provided in advance of finalising the policy. This would enable the Association, in association with the Kempton Primary School, to proceed with these applications.

RECOMMENDATION

THAT:

- a) the information be received;
- b) Council agree to draft a policy consistent with the above; and
- c) In the first instance a letter of support be provided to the Green Ponds Progress Association Inc. to enable the organisation to pursue the balance of funds.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT

Agenda Item 15.5.1



GREEN PONDS PROGRESS ASSOCIATION Inc. ABN: 18 951 768 583

c/- PO Box 120 Kempton Tasmania 7030

30 November 2017

The General Manager
Southern Midlands Council
High Street
OATLANDS 7120

Dear Mr Kirkwood

The Green Ponds Progress Association, acting on an initiative of the Kempton Primary School, have agreed to form a sub-committee to investigate the possible purchase of a Community Bus.

The GPPA will be the conduit for funding and oversee the sub-committee responsible for the everyday operation and maintenance of the bus.

The proposal is to purchase a 12-seater bus that may be used to transport members of the school community, community groups, sporting groups and residents of the area subject to approval by the sub-committee.

Application will be made for funding through the Tasmanian Community Fund, or other such agencies, which will require letters of support from at least three sources.

There may also be a requirement for a monetary contribution from the proponents and to this end the Kempton Primary School have agreed on an amount of two thousand dollars (\$2000.00) and GPPA will contribute five thousand dollars (\$5000). Funding for on-going costs will be overseen by GPPA.

GPPA is seeking a letter of support from Council and an indication of financial support in the order of five thousand dollars (\$5000.00) to assist with the purchase.

Yours faithfully

A handwritten signature in black ink, appearing to read 'John Hay', is written over a white background.

John Hay
President

15.5.2 GREEN PONDS PROGRESS ASSOCIATION INC. – REQUEST TO CONTRIBUTE TO INSURANCE COVER PREMIUM

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 17 JANUARY 2018

Attachment:

Green Ponds Progress Association Inc. – Letter dated 28th November 2017

ISSUE

Council to consider the request to provide a financial contribution towards the public liability insurance premium payable by the Green Ponds Progress Association Inc.

BACKGROUND

Refer Green Ponds Progress Association Inc. letter dated 28th November 2017 – attached.

ISSUE

The Green Ponds Progress Association is a separate incorporated body and it is appropriate that the Association maintains a public liability policy for the various events and activities auspiced by that body.

In the past, the main annual event (being the Kempton Festival) has been held on Council owned / controlled property and from an insurance perspective has been viewed as a Council event run by the Association on behalf of Council. Given the extent of planning and control exercised by the Association, it is certainly appropriate that the GPPA Inc. have its own Liability policy.

In terms of a contribution to the insurance premium, Council does have a policy whereby it contributes 50% of the premium for Community owned Halls. These Halls are run by locally based incorporated bodies. This recognises that in the absence of a community owned Hall, the community may request that Council provide such a facility.

The intent of the above Policy is different to the contribution being sought from the Green Ponds Progress Association Inc. The GPPA's policy is centred around events and activities which can be held at various locations.

A Council contribution to the insurance premium may establish a premium whereby other 'not-for-profit' organisations may also request a contribution. Examples which come to mind include: Melton Mowbray Community Rodeo Association; Oatlands Rotary Club; all Football and Cricket Clubs; the licensed Community Clubs; RSL Clubs; Brighton & Southern Midlands Pony Club. Any contribution has the potential to result in either a substantial budget allocation being required, or some means of differentiating between the various organisations and the community benefit(s) they provide.

Human Resources & Financial Implications – It should be acknowledged that Council already provides a direct financial contribution of \$1,500 per year, plus significant 'in-kind' contributions, to assist the running of the annual Kempton festival.

Community Consultation & Public Relations Implications – To be considered.

Policy Implications – Policy position.

Priority - Implementation Time Frame – N/A

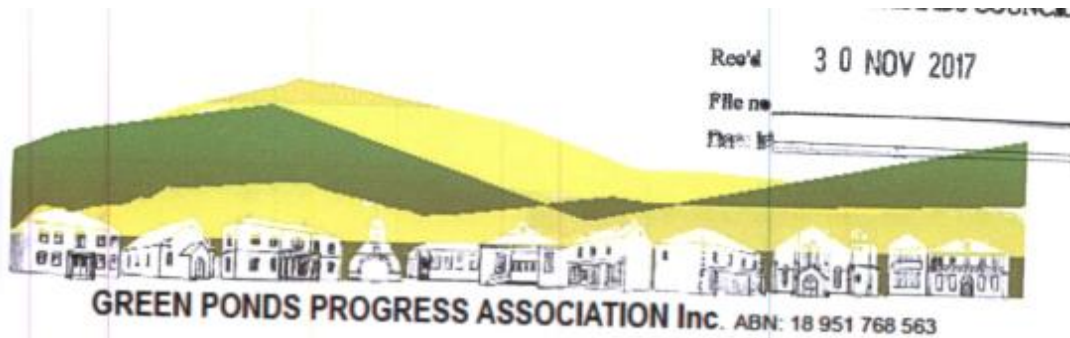
RECOMMENDATION

THAT Council resolve not to provide a contribution towards the Green Ponds Progress Association's Public Liability Insurance Cover.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT

Agenda Item 15.5.2



c/- PO Box 120 Kempton Tasmania 7030

28 November 2017

The General Manager
Southern Midlands Council
High Street
OATLANDS 7120

Dear Mr Kirkwood

For an extended period the GPPA has been privileged to operate with the protection of the Council's Public Liability Insurance cover.

Whilst this has been most convenient it is now felt that, as all GPPA undertakings are not on Council property, independent cover should be arranged for Public Liability Insurance in the amount of twenty million dollars (\$20m).

The premium is one thousand an twelve dollars (\$1012.00) and the committee request that a contribution of five hundred dollars (\$500.00) be sought from Council.

Yours faithfully

John Hay
President

15.6 Access

Strategic Plan Reference – Page 28

- | | |
|--------|---|
| 4.6.1a | Continue to explore transport options for the Southern Midlands Community. |
| 4.6.1b | Continue to meet the requirements of the Disability Discrimination Act (DDA). |

Nil.

15.7 Public Health

Strategic Plan Reference – Page 28

- | | |
|-------|---|
| 4.7.1 | Monitor and maintain a safe and healthy public environment. |
|-------|---|

Nil.

15.8 Recreation

Strategic Plan Reference – Page 29

4.8.1 Provide a range of recreational activities and services that meet the reasonable needs of the Community.

Nil.

15.9 Education

Strategic Plan Reference – Page 29

4.10.1 Increase the educational and employment opportunities available within the Southern Midlands.

Nil.

15.10 Animals

Strategic Plan Reference – Page 29

4.9.1 Create an environment where animals are treated with respect and do not create a nuisance for the Community.

15.10.1 ANIMAL MANAGEMENT REPORT

Author: ANIMAL MANAGEMENT/COMPLIANCE OFFICER (HELEN BRYANT)

Date: 18 JANUARY 2018

Attachment:

Animal Management Statement – December 2017 to January 2018

ISSUE

Consideration of the Animal Management/Compliance Officer's report for the period December 2017 – January 2018.

The purpose of the report is twofold:

1. To inform Council and the Community of infringements issued by Council Officers in relation to Animal Management for the period December 2017 to January 2018; *and*
2. Provide a brief summary of actions and duties undertaken by Council Officers in relation to animal management.

This in turn informs the community of the requirements and expectations of the Council to uphold and enforce the relevant legislation. This reminds Council and the community of the importance of responsible ownership of animals.

The infringements detailed in this report were all issued under the *Dog Control Act 2000*.

Resource Sharing - Southern Midlands Council currently provide Animal Management services to the Central Highlands Council through resource sharing arrangements. Jobs of note are itemised in the enclosed statement.

INFRINGEMENT DETAILS

Nil issued for this period.

RECOMMENDATION

THAT the information be received.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT
 Agenda Item 15.10.1

**SOUTHERN MIDLANDS COUNCIL
 MONTHLY ANIMAL MANAGEMENT STATEMENT**

December 2017 – January 2018

DOG IMPOUNDS	RECLAIMED	ADOPTED	EUTHANISED
10	10	0	0

JOBS ATTENDED December 2017 – January 2018:

DOGS AT LARGE	DOG ATTACKS	DOG BARKING	DOG GENERAL	NEW KENNEL INSPECT	WELFARE	STOCK	OTHER
9	3	5		2	1	6	3
		Central Highlands 2					

REGISTERED DOGS: 1691
INFRINGEMENTS ISSUED: 0

16. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – COMMUNITY)

16.1 Retention

Strategic Plan Reference – Page 30

5.1.1 Maintain and strengthen communities in the Southern Midlands.

Nil.

17. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – ORGANISATION)

17.1 Improvement

Strategic Plan Reference – Page 32

- 6.1.1 Improve the level of responsiveness to Community needs.
- 6.1.2 Improve communication within Council.
- 6.1.3 Improve the accuracy, comprehensiveness and user friendliness of the Council asset management system.
- 6.1.4 Increase the effectiveness, efficiency and use-ability of Council IT systems.
- 6.1.5 Develop an overall Continuous Improvement Strategy and framework

Nil.

17.2 Sustainability

Strategic Plan Reference – Page 33 & 34

- 6.2.1 Retain corporate and operational knowledge within Council.
- 6.2.2 Provide a safe and healthy working environment.
- 6.2.3 Ensure that staff and elected members have the training and skills they need to undertake their roles.
- 6.2.4 Increase the cost effectiveness of Council operations through resource sharing with other organisations.
- 6.2.5 Continue to manage and improve the level of statutory compliance of Council operations.
- 6.2.6 Ensure that suitably qualified and sufficient staff are available to meet the Communities needs.
- 6.2.7 Work co-operatively with State and Regional organisations.
- 6.2.8 Minimise Councils exposure to risk.

17.2.1 COMMON SERVICES JOINT VENTURE UPDATE (STANDING ITEM – INFORMATION ONLY)

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 16 JANUARY 2018

Attachments:

Southern Midlands Shared Services Council Update (Oct 2017, Nov & Dec 2017)

Local Government Shared Services Update (Oct 2017 & Nov 2017)

ISSUE

To inform Council of the Common Services Joint Venture activities for the month of October, November and December 2017.

BACKGROUND

There are seven existing members of the Common Services Joint Venture Agreement, with two other Council's participating as non-members.

Members: Brighton, Central Highlands, Glenorchy, Huon Valley, Sorell, Southern Midlands and Tasman.

DETAIL

Refer 'Common Services Joint Venture Update – October, November and December 2017 attached.

Human Resources & Financial Implications – Refer comment provided in the updates.

Councillors will note that the Southern Midlands Council provided 312 hours of service to six Councils: - Brighton, Central Highlands, Derwent Valley, Glamorgan/Spring Bay, Sorell and Tasman during October, November and December 2017; and received 17 hours of services from other Councils during this period.

Details of services provided are included in the attachments.

Community Consultation & Public Relations Implications – Nil

Policy Implications – N/A

Priority - Implementation Time Frame – Ongoing.

RECOMMENDATION

THAT the information be received.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT
Agenda Item 17.2.1

Local Government Shared Services - Council Update

Council

Southern Midlands

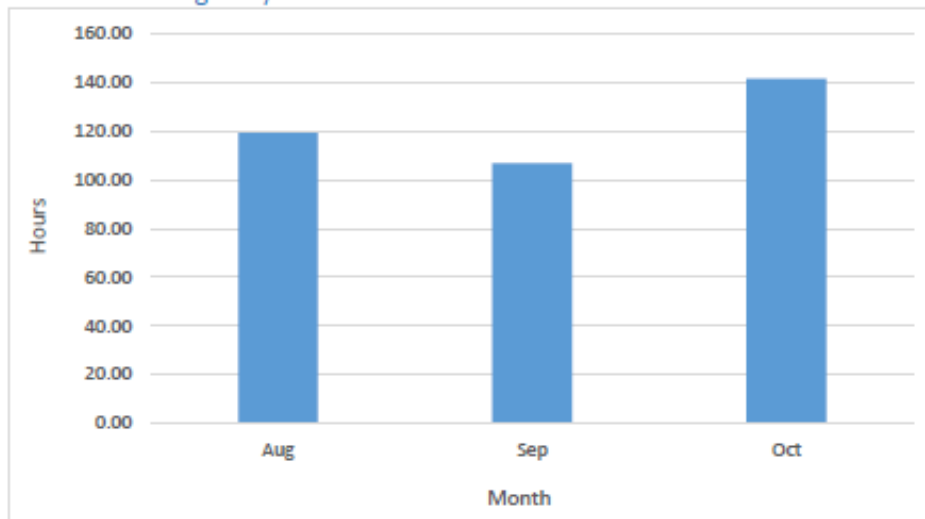
Shared Service Participation in October 2017

142 hours

Summary

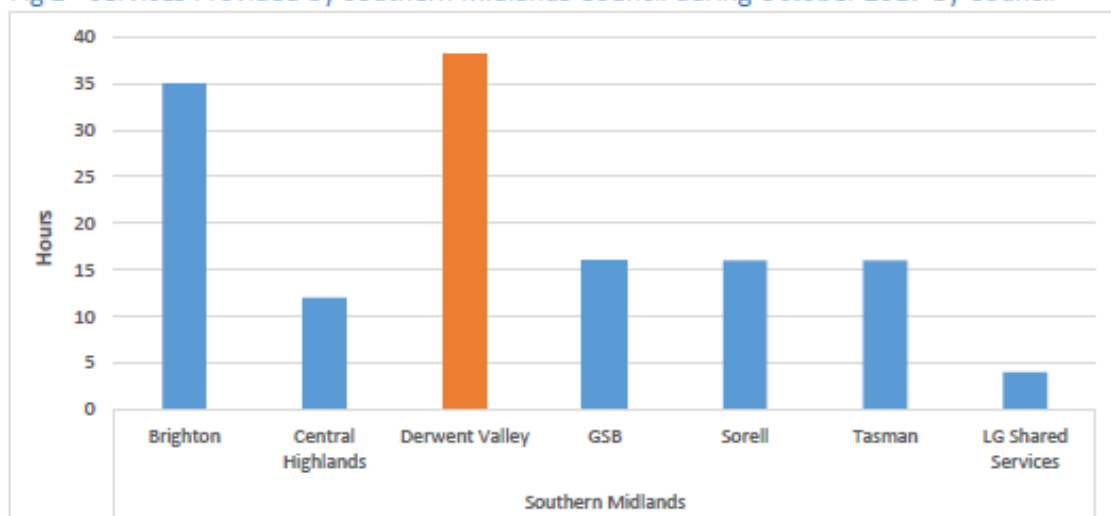
In October 2017, 142 hours of shared services were exchanged by the Southern Midlands Council which was an increase from hours exchanged in September (107). From this total, Southern Midlands only provided 137 hours of services to other Councils, and received only 5 hours of services from other Councils.

Fig 1 – Services Exchanged by Southern Midlands Council in Recent Months



Services Provided by Southern Midlands Council

Fig 2 - Services Provided by Southern Midlands Council during October 2017 by Council



*Council is not a member of LG Shared Services Agreement

Fig 3 - Services Provided by Southern Midlands Council during October 2017 by Service Category

Southern Midlands	137	Summary of Services Provided
Brighton	35	
Planning	19	Statutory Planning
WHS / Risk Management	16	WHS Advice & Services
Central Highlands	12	
Planning	4	Statutory Planning
Animal Control	8	Animal Control Services
Derwent Valley	38	
Permit Authority - Plumbing	38	Plumbing Inspections & Approvals
GSB	16	
WHS / Risk Management	16	WHS Advice & Services
Sorell	16	
WHS / Risk Management	16	WHS Advice & Services
Tasman	16	
WHS / Risk Management	16	WHS Advice & Services
LG Shared Services	4	
LGSS Administration	4	LGSS Chief Administrator
Grand Total	137	

*Council is not a member of LG Shared Services Agreement

Services Received by Southern Midlands Council

Fig 4 - Services Received by Southern Midlands Council during October 2017 by Council & Service Category

Southern Midlands	5	Summary of Services Received
Brighton	5	
Development Engineering	4	Development Engineering Services
Strategic Planning	1	Strategic Workforce Planning
Grand Total	5	

Cost Benefits Achieved by Southern Midlands and Other Councils

142 hours of Shared Services were exchanged by Southern Midlands Council last month. Analysis of Shared services provision has indicated that both the Provider Council and the Client Council save money through the exchange of Shared services at an approximate ratio of 50%.

In the month of October, it is estimated, Council have achieved a net benefit of approximately \$4,680. This was a result of increasing the utilisation of its current staff to earn additional revenue from providing services to other Councils, and from utilising Shared services from within Local Government as opposed to external consultants (on average LG Shared Services rates can be procured at significant discount to external consultant fees).

It is estimated that Southern Midlands Council's direct involvement in Shared Services saved ALL participating Councils (including Southern Midlands Council) approximately \$9,316 for the month of October.

Local Government Shared Services - Council Update

Council

Southern Midlands

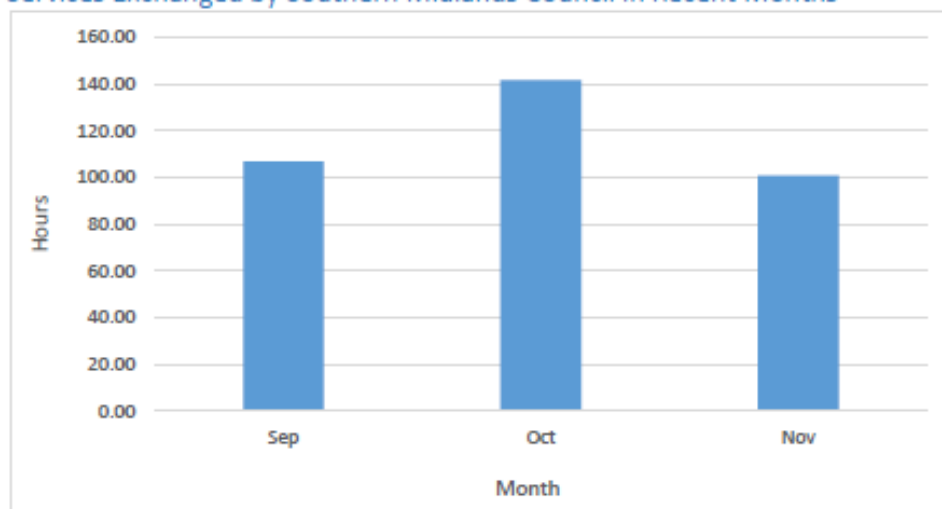
Shared Service Participation in November 2017

101 hours

Summary

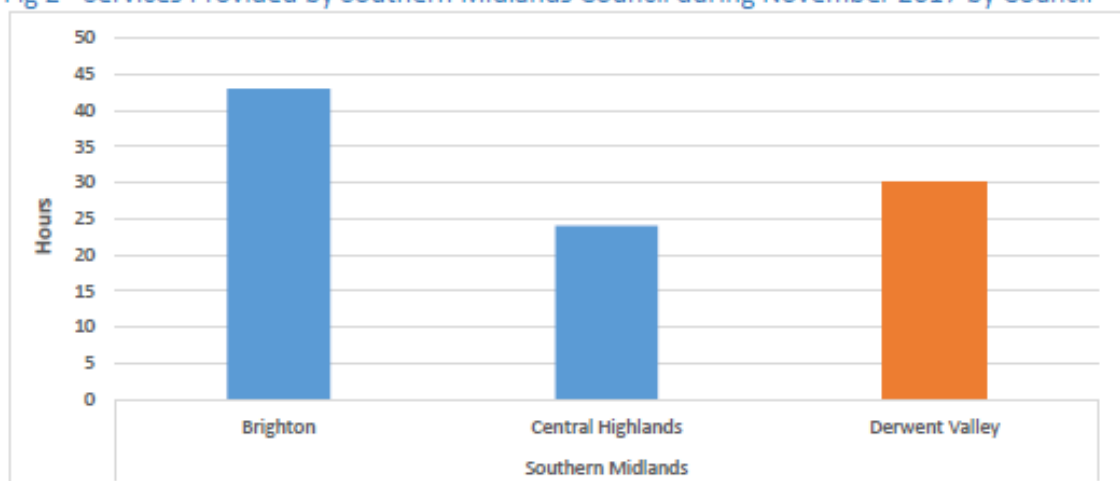
In November 2017, 101 hours of shared services were exchanged by the Southern Midlands Council which was a decrease from hours exchanged in October (142). From this total, Southern Midlands provided 97 hours of services to other Councils, and received only 4 hours of services from other Councils.

Fig 1 – Services Exchanged by Southern Midlands Council in Recent Months



Services Provided by Southern Midlands Council

Fig 2 - Services Provided by Southern Midlands Council during November 2017 by Council



*Council is not a member of LG Shared Services Agreement

Fig 3 - Services Provided by Southern Midlands Council during November 2017 by Service Category

Southern Midlands		Summary of Services Provided
Brighton	43	
Animal Control	35	Animal Control Services
Planning Services	8	Statutory Planning
Central Highlands	24	
Animal Control	2	Animal Control Services
Planning Services	22	Statutory Planning
Derwent Valley	30	
Permit Authority - Plumbing	30	Plumbing Inspections & Approvals
Grand Total	97	Hours

*Council is not a member of LG Shared Services Agreement

Services Received by Southern Midlands Council

Fig 4 - Services Received by Southern Midlands Council during November 2017 by Council & Service Category

Southern Midlands		Summary of Services Received
Brighton	4	
Development Engineering	4	Development Engineering Services
Grand Total	4	Hours

Cost Benefits Achieved by Southern Midlands and Other Councils

101 hours of Shared Services were exchanged by Southern Midlands Council last month. Analysis of Shared services provision has indicated that both the Provider Council and the Client Council save money through the exchange of Shared services at an approximate ratio of 50%.

In the month of November, it is estimated, Council have achieved a net benefit of approximately \$2,973. This was a result of increasing the utilisation of its current staff to earn additional revenue from providing services to other Councils, and from utilising Shared services from within Local Government as opposed to external consultants (on average LG Shared Services rates can be procured at significant discount to external consultant fees).

It is estimated that Southern Midlands Council's direct involvement in Shared Services saved ALL participating Councils (including Southern Midlands Council) approximately \$6,272 for the month of November.

Local Government Shared Services - Council Update

Council

Southern Midlands

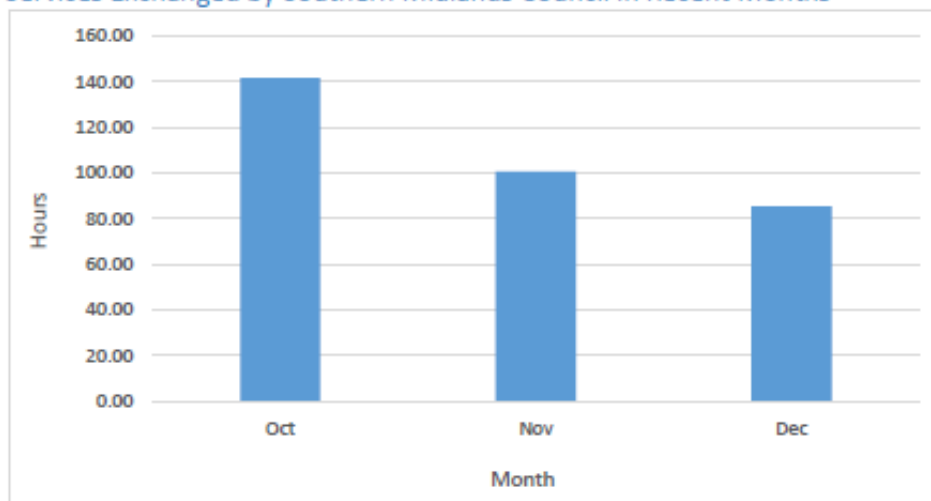
Shared Service Participation in December 2017

86 hours

Summary

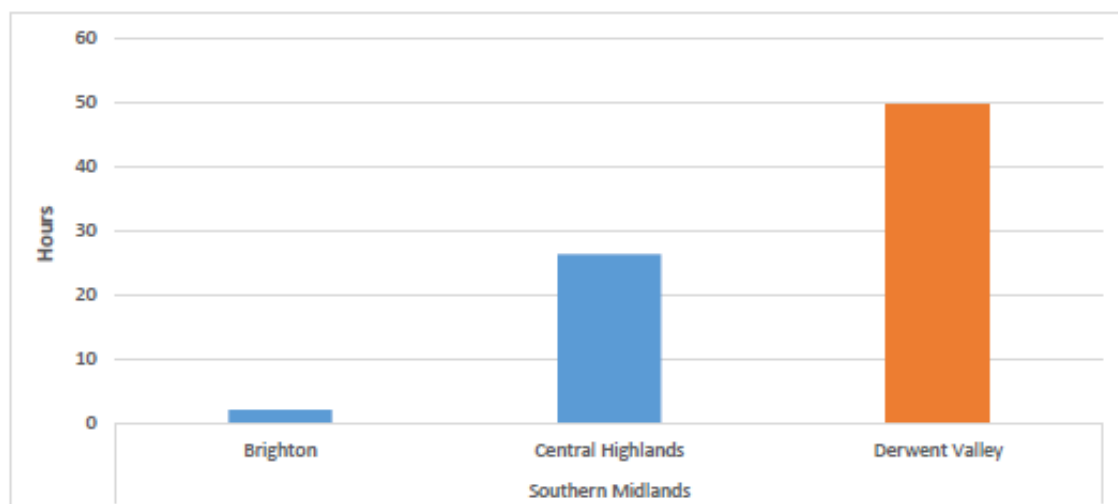
In December 2017, 86 hours of shared services were exchanged by the Southern Midlands Council which was a decrease from hours exchanged in November (101). From this total, Southern Midlands provided 78 hours of services to other Councils, and received 8 hours of services from other Councils.

Fig 1 – Services Exchanged by Southern Midlands Council in Recent Months



Services Provided by Southern Midlands Council

Fig 2 - Services Provided by Southern Midlands Council during December 2017 by Council



*Council is not a member of LG Shared Services Agreement

Fig 3 - Services Provided by Southern Midlands Council during December 2017 by Service Category

Southern Midlands		Summary of Services Provided
Brighton	2	
Planning Services	2	Statutory Planning Services
Central Highlands	26	
Animal Control	2	Animal Control Services
Planning Services	20	Statutory Planning Services
Strategic Planning	4	Strategic Planning Services
Derwent Valley	50	
Permit Authority - Plumbing	50	Plumbing Inspections & Approvals
Grand Total	78	

*Council is not a member of LG Shared Services Agreement

Services Received by Southern Midlands Council

Fig 4 - Services Received by Southern Midlands Council during December 2017 by Council & Service Category

Southern Midlands		Summary of Services Received
Brighton	8	
Development Engineering	8	Development Engineering Services
Grand Total	8	Hours

Cost Benefits Achieved by Southern Midlands and Other Councils

86 hours of Shared Services were exchanged by Southern Midlands Council last month. Analysis of Shared services provision has indicated that both the Provider Council and the Client Council save money through the exchange of Shared services at an approximate ratio of 50%.

In the month of December, it is estimated, Council have achieved a net benefit of approximately \$2,898. This was a result of increasing the utilisation of its current staff to earn additional revenue from providing services to other Councils, and from utilising Shared services from within Local Government as opposed to external consultants (on average LG Shared Services rates can be procured at significant discount to external consultant fees).

It is estimated that Southern Midlands Council's direct involvement in Shared Services saved ALL participating Councils (including Southern Midlands Council) approximately \$5,734 for the month of December.

Local Government Shared Services Update October 2017

Summary of Recent Shared Services Activity

1086.5 hours of Shared Services were exchanged between Councils during October 2017, which is a decrease of approximately 6% when compared to hours exchanged in September 2017 (1160 hours) and these hours are lower than the three-month average of 1144 hours per month.

Fig 1 - Shared Service Exchange Hours in Recent Months

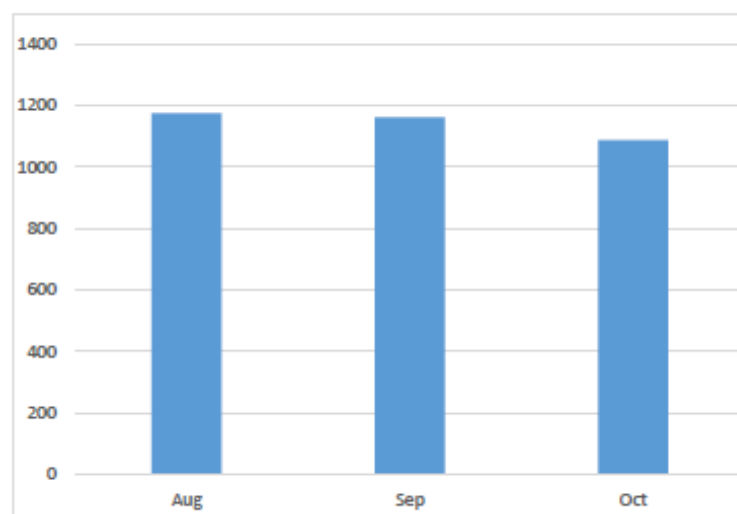
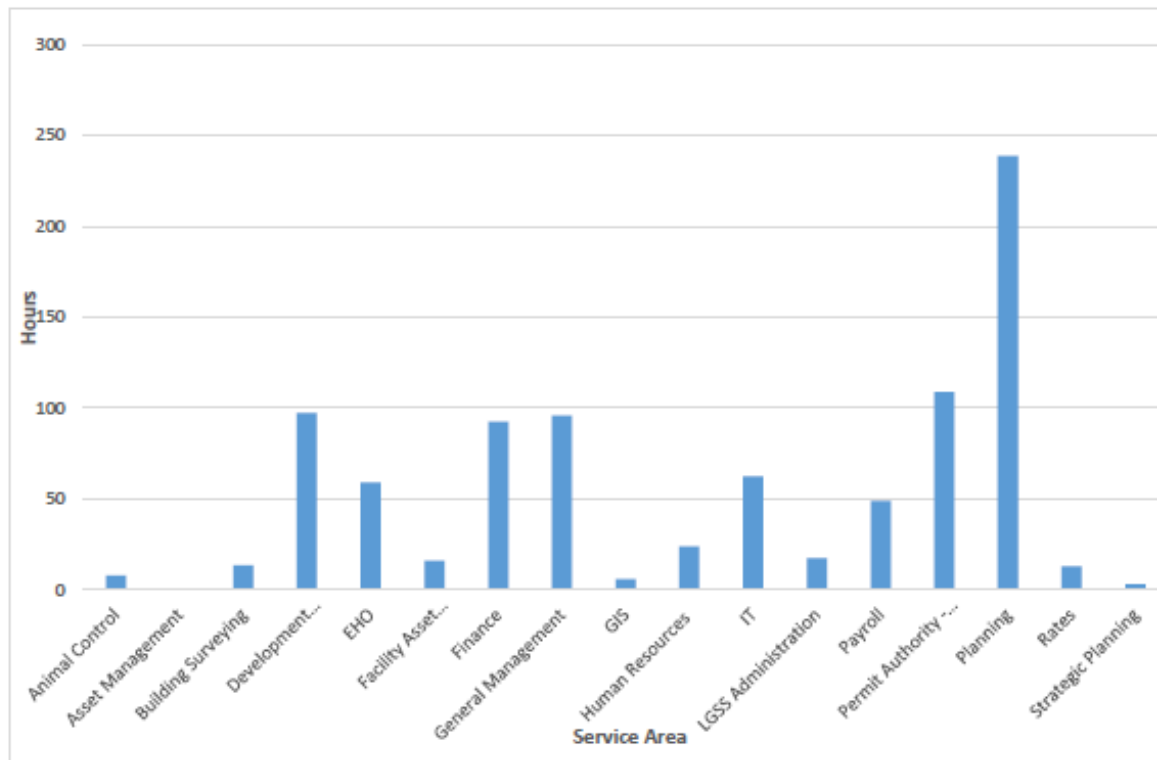


Fig 2 - Details of Current Exchange of Services by Council during October 2017

Provider Council	Client / Organisation									
	Brighton	Central Highlands	Derwent Valley	GSB	Litchfield	LGSS	Palmerston City	Sorell	Southern Midlands	Tasman
Brighton		1	111.75	138.5		13.5		8	4.5	186.25
Central Highlands										
GSB										4
Glenorchy										
Huon Valley										
Litchfield							15.5			
Palmerston City										
Sorell	11.5			105.5						212.5
Southern Midlands	35	12	38	16		4		16		16
Tasman								137		

*Council/Organisation not currently a member of the Local Government Shared Services Agreement

Fig 3 - Details of Current Exchange of Services by Service Category during October 2017



Savings to Local Government

A total of 1086.5 hours of shared services were exchanged between Councils last month. Analysis of Shared Services provision has indicated that both the Provider Council and the Client Council save money through the exchange of Shared Services at an approximate ratio of 50%.

Due to this, it is estimated that the provision of Shared Services between Councils saved ALL participating Councils and Local Government, of the amount of \$85,997 for the month of October. This was a result of increasing the utilisation of current Council Staff at Councils providing services and from Client Councils utilising Shared Services from within Local Government as opposed to external consultants (on average LG Shared Services rates can be procured at significant discount to external consultant fees).

Progress of the Shared Services

- Cloud computing opportunities and the strategic aligning of common IT programs.
- Membership has increased to 14 Councils, with Katherine Town Council signing on during August.
- Development of Workforce Plans for each Council to highlight potential gaps in service provisions.
- Increase involvement with Northern Territory members and encourage more participation in meetings.
- Continuing to pursue financial gains through a combined tendering approach.

Local Government Shared Services Update November 2017

Summary of Recent Shared Services Activity

1207 hours of Shared Services were exchanged between Councils during November 2017, which is an increase of approximately 10% when compared to hours exchanged in October 2017 (1086.5 hours) and these hours are higher than the three-month average of 1151 hours per month.

Fig 1 - Shared Service Exchange Hours in Recent Months

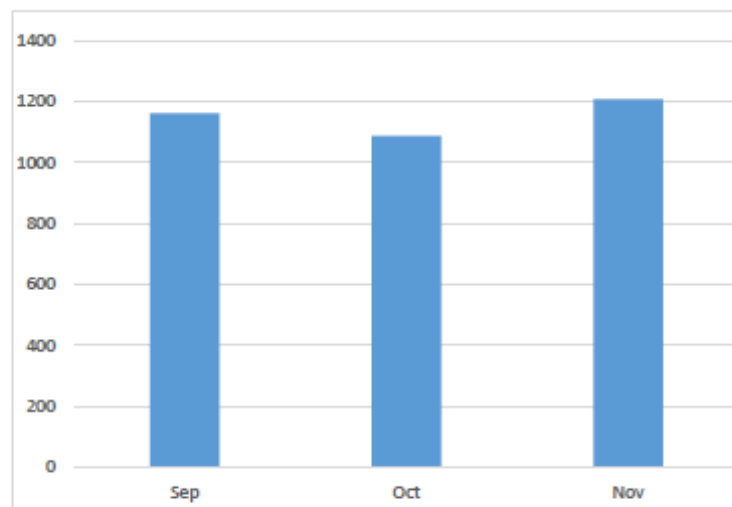
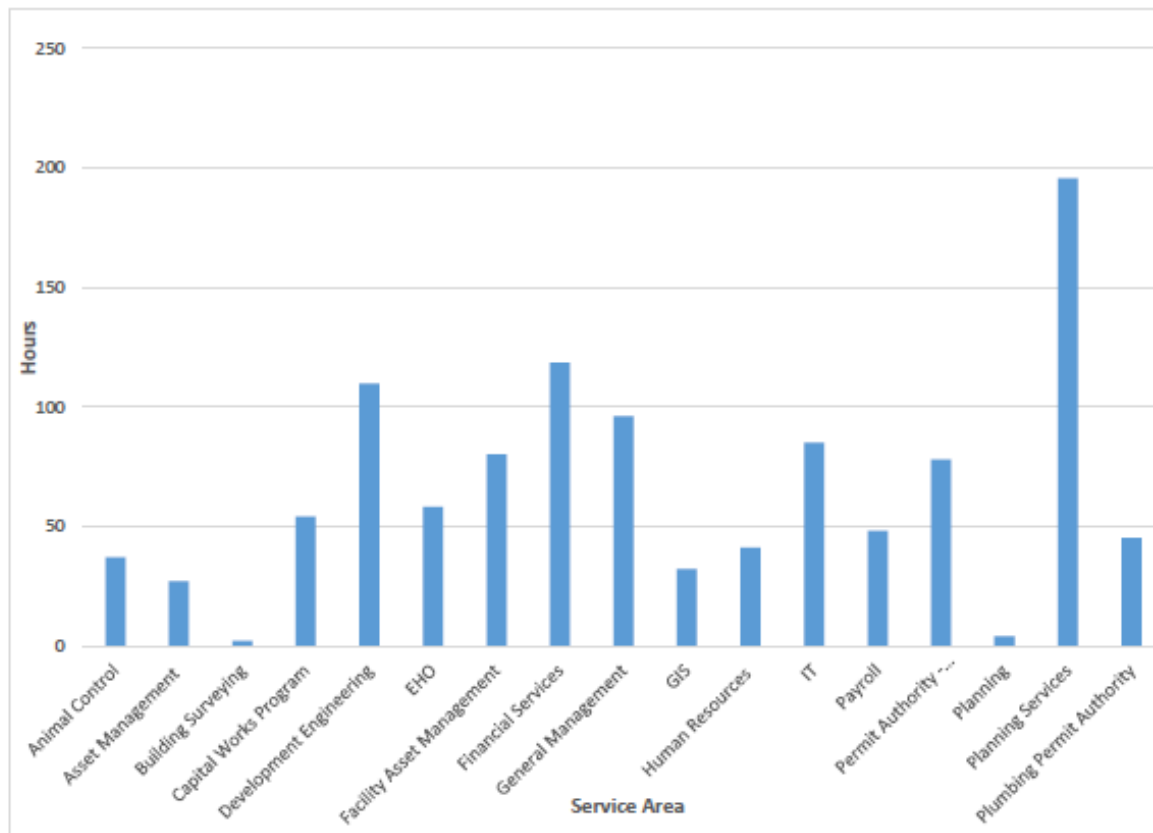


Fig 2 - Details of Current Exchange of Services by Council during November 2017

Provider Council	Client / Organisation									
	Brighton	Central Highlands	Derwent Valley	GSB	Litchfield	LGSS	Palmerston City	Sorell	Southern Midlands	Tasman
Brighton			80.25	117.5					3.75	196
Central Highlands										
GSB										4
Glenorchy										
Huon Valley										
Litchfield										
Palmerston City										
Sorell				199						365.5
Southern Midlands	43	24	30	16						
Tasman								144		

*Council/Organisation not currently a member of the Local Government Shared Services Agreement

Fig 3 - Details of Current Exchange of Services by Service Category during November 2017



Savings to Local Government

A total of 1207 hours of shared services were exchanged between Councils last month. Analysis of Shared Services provision has indicated that both the Provider Council and the Client Council save money through the exchange of Shared Services at an approximate ratio of 50%.

Due to this, it is estimated that the provision of Shared Services between Councils saved ALL participating Councils and Local Government, of the amount of \$95,680 for the month of November. This was a result of increasing the utilisation of current Council Staff at Councils providing services and from Client Councils utilising Shared Services from within Local Government as opposed to external consultants (on average LG Shared Services rates can be procured at significant discount to external consultant fees).

Progress of the Shared Services

- Cloud computing opportunities and the strategic aligning of common IT programs.
- Membership has increased to 14 Councils, with Katherine Town Council signing on during August.
- Development of Workforce Plans for each Council to highlight potential gaps in service provisions.
- Increase involvement with Northern Territory members and encourage more participation in meetings.
- Continuing to pursue financial gains through a combined tendering approach.

**17.2.2 SOUTH CENTRAL SUB-REGION COLLABORATION STRATEGY –
STANDING ITEM**

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 18 JANUARY 2018

ISSUE

Standing Item to enable:

- a) Council to identify or consider new initiatives that can be referred to the Sub-Region Group for research and / or progression; and
- b) The provision of updates and reports on the Group's activities.

BACKGROUND

The Brighton, Central Highlands, Derwent Valley and Southern Midlands Councils have agreed to work together to identify and pursue opportunities of common interest and to more effectively and efficiently serve ratepayers, residents and the communities in these municipal areas.

DETAIL

The Sub-Region Group has now met on six occasions. The last meeting was held on 4th December 2017 however the Minutes are not yet available from that meeting.

Human Resources & Financial Implications – No budget has been allocated for these sub-regional activities. Any specific projects which require additional funding will be referred to Council for consideration prior to commencement.

Community Consultation & Public Relations Implications – Nil

Policy Implications – N/A

Priority - Implementation Time Frame – Ongoing.

RECOMMENDATION

THAT the information be received.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

17.2.3 POLICY REVIEW – HUMAN RESOURCE MANAGEMENT – RECRUITMENT POLICY & PROCEDURES AND SELECTION POLICY & PROCEDURES

Author: DEPUTY GENERAL MANAGER (ANDREW BENSON)

Date: 18 JANUARY 2018

Enclosures:

Draft Version 3 Recruitment Policy & Procedures
Draft Version 3 Selection Policy & Procedures

ISSUE

Council’s consideration and approval is required for the revised Recruitment Policy and Procedures as well as the revised Selection Policy and Procedures.

[EXTRACT DECEMBER 2017 COUNCIL MEETING]

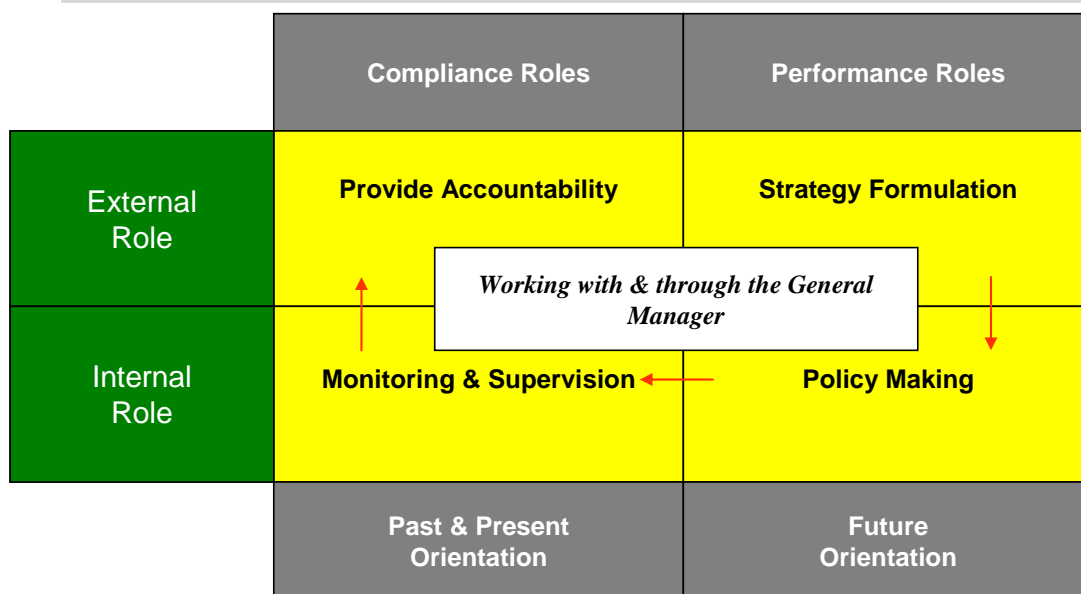
ISSUE

Good business practice demands that Council has a robust set of human resource management policies and procedures. These documents require regular review and endorsement by Council.

BACKGROUND

FRAMEWORK FOR ANALYSING COUNCIL’S GOVERNANCE FUNCTION

The diagram below along with its explanation has been the subject of previous presentations to Council; however, it is meaningful to reflect on this governance framework when policy documents are presented to Council. As part of this framework it is important for Council to be aware of and monitor audits and related governance review mechanisms that are undertaken within the organisation, based on Council’s strategies and policies.



DETAIL

The attached, version 2 of the Recruitment Policy & Procedures along with version 2 of the Selection Policy & Procedures will replace the existing versions.

The two documents that these revised versions replace have been long standing policies that have kept Council in tune with good practice for many years. Previously there were three documents in this suite of policies, Recruitment, Selection and Casual Employment. The Casual Employment Policy has been encapsulated within the Recruitment Policy, with the addition of some *best practice* components to provide greater clarity and transparency.

These two documents were presented to the Audit Committee for their consideration and input at the November 2017 meeting. There were some questions from Committee Members, along with general discussions in relation to Human Resource matters more generally. The documents were subsequently approved by the Audit Committee for consideration by Council.

As Councillors are aware, the process for any policy document being, that it is tabled at one meeting and then “lays on the table” until the next meeting, to enable Councillors sufficient time to work through and consider all of the ramifications of the strategy/policy, before the document is finally considered for adoption at the following meeting.

CONCLUSION

The draft version 2 Recruitment Policy & Procedures as well as version 2 of the Selection Policy & Procedures is commended to Council for its consideration.

RECOMMENDATION

THAT Council

1. Receive and note the report; and
2. Consider draft version 2 of the Recruitment Policy & Procedures for adoption at the January 2018 Council meeting; and
3. Consider draft version 2 of the Selection Policy & Procedures for adoption at the January 2018 Council meeting.

Moved by Cllr E Batt, seconded by Cllr D Marshall

THAT Council:

1. ***Receive and note the report; and***
2. ***Consider draft version 2 of the Recruitment Policy & Procedures for adoption at the January 2018 Council meeting; and***
3. ***Consider draft version 2 of the Selection Policy & Procedures for adoption at the January 2018 Council meeting.***

CARRIED

[END EXTRACT DECEMBER 2017 COUNCIL MEETING]

DETAIL

At the December 2017 meeting Council requested a number of matters be reviewed in the version 2 documents, which were included in the report to the previous meeting. These changes have been undertaken and version 3 of both documents is provided for Council's further consideration. Input from Councillors on the version 3 documents would be welcome.

Human Resources & Financial Implications - Business Unit Managers will be briefed to ensure that they are up to date with the revised documents.

Community Consultation & Public Relations Implications - These document will be housed in the SMC Policy Register.

Policy Implications - Review regularly.

Priority - Implementation Time Frame - As soon as possible.

RECOMMENDATION

THAT Council

1. Receive and note the report;
2. Adopt version 3 of the Recruitment Policy & Procedures;
3. Adopt version 3 of the Selection Policy & Procedures.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

17.2.4 TASMANIAN INDUSTRIAL COMMISSION – COUNCILLOR ALLOWANCES REVIEW ISSUES PAPER

Author: GENERAL MANAGER (TIM KIRKWOOD)

Date: 14 JANUARY 2018

Attachment:

Councillor Allowances Review Issues Paper

ISSUE

Council to receive the 'Councillor Allowances Review Issues Paper' and consider the development of a submission (if any) in response to the Paper.

BACKGROUND

The Minister for Planning and Local Government, Peter Gutwein MP, has, pursuant to Section 215 of the *Local Government Act 1993*, appointed a Board of Inquiry (Board), to review allowances payable to Local Government Councillors.

The review is to be conducted by members of the Tasmanian Industrial Commission.

The Terms of Reference for the review are:

- (a) The statutory roles of the respective offices of mayor, deputy mayor and councillor;
- (b) The appropriateness of setting allowances by council type/size given the need to ensure good governance while balancing councils' financial sustainability and the interests of ratepayers;
- (c) Any significant changes to the role or functions of local government since the last review;
- (d) The method of indexing allowances each year;
- (e) Whether an additional allowance should be made available to councillors who undertake training in governance relevant to local government or who have recognised experience in governance relevant to local government;
- (f) The capacity of local government to attract potential future candidates; and
- (g) Any other factors considered relevant.

The Board is to have regard to the range of allowances it will recommend being effective for a period of four years.

Similar reviews were conducted in 2000 (2000 report), 2004 (2004 report), and 2008 (2008 report).

ISSUE

The process has been commenced with the preparation of an Issues Paper which is an attachment to this Agenda Item.

The Paper includes an historical perspective of setting the Tasmanian local government allowances and traces allowance movements over time. It includes the current methodology for setting allowances.

The Board welcomes submissions from Local Government entities, organisations, Councillors and the general public.

There are a number of specific questions raised within the Paper that the Board is seeking views. They are highlighted in the Discussion Paper and relate to the following:

- Page 6 - Position of Deputy Mayor
- Page 6 to 9 - Categorisation of Councils to determine allowances
- Page 9 – Financial sustainability (*refer comment below under Human Resources and Financial Implications*)
- Page 9 to 12 – Significant changes since the last review
- Page 12 to 15 - Annual Indexation
- Page 16 – Governance training and experience allowance
- Page 17 to 18 – Attraction of future candidates

The intent is to review each of the issues highlighted above and determine whether Council, from an organisational perspective, wishes to lodge a submission.

Alternatively, individual Councillors may elect to make their own submissions.

Human Resources & Financial Implications – The Southern Midlands Council is classified as Category 6 (currently 7 categories) with total revenue in excess of \$10 million and 4,462 voters.

The allowances paid to elected members (as from 1 November 2017) are:

- Councillors - \$10,406
- Additional Allowance for Deputy Mayor - \$10,349
- Additional Allowance for Mayor - \$26,015

This equates to a total of \$109,206 per annum or approximately 1.1% of total budget. If anything, this percentage highlights that financial sustainability of allowances is not necessarily a major issue. It should also be acknowledged that the reduction in the number of elected members in 2014 (from 9 to 7) has resulted in a direct cost saving of \$20,812.

Community Consultation & Public Relations Implications – The Board intends to hold public hearings to hear first-hand from those individuals and organisations who wish to make an oral presentation, or supplement a written submission. Subject to demand the tribunal will sit in convenient locations around the state. This will include as a minimum the North West Coast, Launceston and Hobart, but could include other locations subject to demand.

The public hearings will take place in the week 19-23 February 2018.

Policy Implications – N/A

Priority - Implementation Time Frame – The closing date for submissions is 5.00 p.m. Friday 16th February 2018. The review is to be completed and provided to the Minister by 2 April 2018.

RECOMMENDATION

THAT Council:

- a) receive a copy of the ‘Councillor Allowances Review Issues Paper’;
- b) consider the issues highlighted in the Paper and consider the need to make a submission in response to same.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

ATTACHMENT
Agenda Item 17.2.4



TASMANIA

TASMANIAN INDUSTRIAL COMMISSION

COUNCILLOR ALLOWANCES

ISSUES PAPER

Members

David Barclay (TIC President)
Neroli Ellis (TIC Deputy President)

January 2018

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COUNCILLOR ALLOWANCES

ISSUES PAPER

1. Background

1.1 The Minister for Planning and Local Government, Peter Gutwein MP, has, pursuant to Section 215 of the Local Government Act 1993, appointed a Board of Inquiry (Board), to review allowances payable to Local Government Councillors.

1.2 The Terms of Reference for the review are:

- (a) The statutory roles of the respective offices of mayor, deputy mayor and councillor;
- (b) The appropriateness of setting allowances by council type/size given the need to ensure good governance while balancing councils' financial sustainability and the interests of ratepayers;
- (c) Any significant changes to the role or functions of local government since the last review;
- (d) The method of indexing allowances each year;
- (e) Whether an additional allowance should be made available to councillors who undertake training in governance relevant to local government or who have recognised experience in governance relevant to local government;
- (f) The capacity of local government to attract potential future candidates; and
- (g) Any other factors considered relevant.

The Board is to have regard to the range of allowances it will recommend being effective for a period of four years.

1.3 The members of the Board are: David Barclay (President) and Neroli Ellis (Deputy President), who are both full-time members of the Tasmanian Industrial Commission.

Similar reviews were conducted in 2000 (2000 report), 2004 (2004 report), and 2008 (2008 report).

1.4 The report is to be provided by 2 April 2018.

2. Submissions to the Board

2.1 The Board welcomes submissions from Local Government entities, organisations, Councillors and the general public.

2.2 Submissions may be lodged in writing or electronically. In addition the Board will, subject to demand, hold public hearings in Queenstown, Burnie,

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Launceston, St Helens and Hobart. For a schedule of timelines and public hearing dates, please refer to Section 13.

- 2.3** This Issues Paper is intended to raise the key issues and provide background information which will be at the forefront of the Board's consideration. It provides some guidance to individuals and organisations contemplating making a submission. It is not intended to be exhaustive of the issues which may form part of the Board's consideration.

3. History of Allowances

- 3.1** Between 1994 and 2000 Councils had discretion to pay allowances up to a maximum prescribed by regulation. The Regulations at the time prescribed the maximum allowances payable to mayors, deputy mayors and councillors, in three categories, based on the number of electors in each Municipal area.
- 3.2** In 1999, the Local Government Association of Tasmania (LGAT) and the State Government agreed that the allowances payable to elected councillors should be independently reviewed every four years rather than be set at the discretion of individual councils.
- 3.3** New provisions effective from 7 November 2000 were inserted into the Local Government Act 1993 (the Local Government Act) which removed the discretion and prescribed the manner by which the allowances were to be paid.
- 3.4** At the same time provision was made for individual Councillors to decide not to receive all or part of the prescribed allowance. The combined effect of these amendments was that payment of the prescribed allowance was mandatory, unless an individual declined to accept all or part of the allowance.
- 3.5** At regular intervals, the State Government has appointed members of the Tasmanian Industrial Commission as a Board of Inquiry under the Act to review the allowances. Independent reviews of the quantum of councillor allowances have been undertaken in 2000, 2004 and 2008.

4. Recent Board of Inquiry outcomes

- 4.1** The recommendation of the Board of Inquiry in 2000 increased the allowances across the board, and increased the number of categories, based on number of electors, from three to five.
- 4.2** The report of the Board of Inquiry in 2004 recommended that the categories be determined by a formula based on a combination of the number of voters and total revenue. The number of categories was increased from five to seven. In addition, the report recommended that allowances be adjusted annually in line with movements in the Consumer Price Index (CPI).
- 4.3** Whilst distinguishing the allowance from the concept of salary, the 2004 report did acknowledge the potentially detrimental impact of council service on superannuation. As a consequence the 2004 determination contained an additional 9% component consistent with the Superannuation Guarantee Charge Act 1992.

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- 4.4 In both 2000 and 2004 the recommendations were adopted by the Minister of the day and were implemented via Regulation.
- 4.5 In mid-2008, a Board of Inquiry into Review of Allowances for Local Government Councillors (the 2008 Board of Inquiry) was established and the Minister adopted the recommendations. The Regulations were amended substituting a new Schedule, which specified the allowances payable to councillors and mayors and deputy mayors for the period of 12 months starting on 1 November 2008. The Schedule was updated as at 2014 and the Regulations provide for annual increases.
- 4.6 The 2008 Amendment Regulations also changed the definition of the inflationary factor used to determine the amount by which those allowances would be varied for each subsequent period of twelve months. In respect of each year after 1 November 2008 to 31 October 2009, the inflationary factor to be used now was the amount ascertained by dividing the Wage Price Index figure for the June quarter of that year by the Wage Price Index figure for the June quarter of the previous year.
- 4.7 In the normal course of events a new Board of Inquiry would have been established in 2012. However, at its meeting on 15 September 2011, the Premier's Local Government Council (PLGC)¹ considered that there be no full review of councillor allowances in 2012 and existing arrangements have continued by mutual agreement.

5. Statutory roles

- 5.1 The Terms of Reference require the tribunal to consider "the statutory roles of the respective offices of mayor, deputy mayor and councillor"

Council

- 5.2 A council is a body corporate, created under the Local Government Act, and is responsible for its municipal area. The broad functions of councils are:

- To provide for the health, safety and welfare of the community;
- To represent and promote the interests of the community; and
- To provide for the peace, order and good government of the municipal area.

Given these functions, the responsibilities of a council include:

- Planning for and providing services, facilities and infrastructure for the community;
- Undertaking strategic land use planning for the municipal area;

1. The PLGC is a high-level forum for discussions between the State Government and local government on issues of statewide significance. It comprises the Premier, who chairs the Council, the Minister responsible for Local Government, the President of the Local Government Association of Tasmania (LGAT) and seven elected local government representatives from various Tasmanian councils. Local government representation on the PLGC is drawn from the General Management Committee of the Local Government Association of Tasmania. Members can be mayors, deputy mayors or councillors.

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- Making and enforcing by-laws;
- Raising revenue to enable council to perform its functions;
- Undertaking long term strategic financial and asset management planning; and
- Advocating proposals that are in the best interests of the community, now and in the future.

5.3 Councillors

Individual councillors have no decision-making power. This lies with the collective group, which is the council.

The functions of individual councillors are to:

- Represent the community;
- Act in the best interests of the community;
- Facilitate communications with the community;
- Participate in the activities of council; and
- Undertake duties and responsibilities as authorised by council.

The functions of councillors acting collectively as the Council are to:

- Develop and monitor the implementation of strategic plans and budgets;
- Determine and monitor the application of policies, plans and programs for:
 - The efficient and effective provision of services and facilities,
 - The efficient and effective management of assets, and
 - The fair and equitable treatment of council employees;
- Facilitate and encourage the planning and development of the municipal area in the best interests of the community;
- Appoint and monitor the performance of the General Manager;
- Determine and review the council's resource allocation and expenditure activities; and
- Monitor the manner in which services are provided by the council.

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5.4 Mayor

The principal roles of the Mayor as defined by the Local Government Act are to:

- Act as community leader of the municipal area;
- Chair council meetings in a manner that supports decision-making processes;
- Act as spokesperson for the council, respond to the media and undertake ceremonial duties;
- Promote good governance by, and within, the council;
- Represent the council on regional organisations and at intergovernmental forums at regional, state and federal levels;
- Liaise with the General Manager on council activities; and
- Oversee and advise councillors in the performance of their responsibilities.

In addition, following the recent amendment, a Mayor has any function designated in a Ministerial order made under section 27A of the Local Government Act. To date no Order under that section has been made.

5.5 Deputy Mayor

The role of the Deputy Mayor is to act in the position of Mayor in the Mayor's absence or if authorised in writing to do so by the Mayor.

Are there views on the requirement of all councils, regardless of size, to maintain all statutory roles and current functions of the Mayor, Deputy Mayor and Councillors? The Board is interested in receiving submissions on the value and the justification of the difference in allowance for Deputy Mayors in smaller councils.

6. Categorisation of Councils to determine allowances.

- 6.1** The Terms of Reference require the tribunal to review "the appropriateness of setting allowances by council type/size given the need to ensure good governance while balancing councils' financial sustainability and the interests of ratepayers."
- 6.2** The allowances paid to the Mayor, Deputy Mayor and Councillors in each Council are not the same.
- 6.3** Each council is classified into one of seven 'Allowance Categories'. The mayor, deputy mayors and councillors in all of the councils in the same category receive the same allowances (subject to any individual exercising their discretion to not to receive all or part of the prescribed allowance).
- 6.4** Originally the categorisation of Councils was based on the number of voters in the municipal area of a Council. The report of the 2004 Inquiry introduced the variable of total revenue in addition to number of voters. The formula used for determining categories is:

- 7 -

$$\frac{V \times R}{1 \text{ million}}$$

Where V equals number of voters and R equals total revenue

- 6.5** According to the report of the 2004 Inquiry, the reason for this change was to recognise that Councillors are responsible for the oversight and strategic management of substantial funds derived from ratepayers and other sources. Whilst there is a loose correlation between number of voters and revenue, it is certainly not a precise one. It was felt that this change would broaden the basis for the placement of Councils within categories.
- 6.6** Councils are placed in allowance categories on the basis of the result of the calculation using the formula. Councils with similar scores are clustered into a category.
- 6.7** Currently there are seven category groups. However in the past there have been fewer categories,²
- 6.8** Table 2 shows the formula calculation using data for 2016-17. Noting that Kentish was moved from category 7 to 6 in 2012, the grouping of councils into seven categories appears to be reasonable, and consistent with the 2008 categorisation, albeit with some variation in the order of the calculation totals within the categories.

2. Three prior to 2000, five between 2000 and 2004, and seven from 2004

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Table 2 Categories of Councils using 2016-17 data

Council Categories based on 2016-17 data				
Current Category	Council	Voters 2017 ³	Revenue 2016-17 ⁴ (\$'000)	Formula Calculation 2017
1	Launceston	46,948	103,102	4,840
	Hobart	36,568	126,006	4,608
2	Clarence	41,711	63,015	2,628
	Glenorchy	33,162	54,002	1,791
	Kingborough	26,992	38,510	1,039
3	Devonport	18,715	39,773	744
	Burnie	14,146	35,541	503
	Central Coast	16,813	26,416	444
	West Tamar	17,460	24,433	427
4	Huon Valley	12,247	24,136	296
	Meander Valley	14,671	19,325	284
	Sorell	10,873	17,177	187
	Waratah-Wynyard	10,480	17,615	185
	Brighton	11,811	14,359	170
	Northern Midlands	9,886	17,096	169
5	Latrobe	8,526	12,418	106
	Derwent Valley	7,365	12,951	95
	Circular Head	5,378	14,122	76
	Break O'Day	4,939	13,757	68
	Dorset	5,134	12,609	65
	George Town	5,027	10,622	53
6	Southern Midlands	4,462	10,233	46
	Glamorgan Spring Bay	3,629	12,495	45
	Kentish ⁵	4,650	9,436	44
	West Coast	2,928	10,764	32
7	Tasman	1,857	6,386	12
	Central Highlands	1,634	6,550	11
	King Island	1,106	6,387	7
	Flinders	685	4,331	3

3. Data from national enrolment database provided by the Tasmanian Electoral Office

4. Recurrent operating revenue data provided by Tasmanian Audit Office

5. Changed from category 7 to 6 in the *Local Government (General) Amendment Regulations 2012*.

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The Board is keen to hear whether this formula has proved to be appropriate. Are there Councils that feel they are inappropriately categorised and, if so, why? Is there a case for any additional or fewer categories?

6.9 Financial sustainability of allowances

Previous submissions in relation to the cost of allowances have generally fallen into two categories.

In the case of larger Councils, it has been suggested that the cost of allowances (governance) is insignificant when considered in the context of total revenue (or expenditure).

On the other hand a number of smaller Councils have expressed the view that the cost of governance is significant, and raises issues of capacity to pay. It is clear that the relative cost impact is more profound in the smaller Councils.

Is the cost impact something the Board should take into account, and if so, how should it be addressed?

7. Significant changes since the last review

7.1 The Terms of Reference require the tribunal to take into account "any significant changes to the role or functions of local government since the last review"

7.2 Local government roles and functions have expanded in response to community expectations and a changing regulatory environment, and this, coupled with an extremely tight budgetary climate across all spheres of government has resulted in additional complexity.

Key changes to the role and functions of local government are outlined below:

7.4 Mayor Eligibility

In 2013, the Local Government Act was amended to prevent dual representation in both the Tasmanian Parliament and local government, and introduce all-in, all-out local government elections every four years, with four-year terms for mayors and deputy mayors

The Local Government Amendment (Mayoral Candidate Eligibility) Act 2014 commenced on 11 September 2014. This legislation removed the eligibility requirement that prevented people from nominating as a candidate for the office of mayor or deputy mayor unless the person had 12 months prior experience as a Tasmanian councillor.

Any person is now eligible to nominate as a candidate for the office of mayor or deputy mayor, provided that they are eligible to nominate as a candidate for the office of councillor under Part 15 of the Local Government Act. In order for a person to accept the office of mayor or deputy mayor, they must also be successful in being elected to the office of councillor.

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7.5 Financial and Asset Management

The *Local Government (Miscellaneous Amendments) Act 2013* facilitated some financial and asset management reforms from February 2014 which impact on the roles of councillors, deputy mayors and mayors.

The legislation introduced a major reform to mandate long-term financial and strategic asset management planning for Tasmanian councils, as well as other related financial and asset management initiatives. The reforms include a requirement for councils to:

- maintain long-term financial management and strategic asset management plans (10 years), asset management policies and financial and asset management strategies;
- maintain an Audit Panel;
- report performance against financial and asset management indicators in council financial statements; and
- review their long-term financial management and strategic asset management plans, financial management and asset management strategies and asset management policy every four years.

In addition to the new legislation, the Governor made three Orders relating to the asset management reforms which:

- outline the minimum requirements necessary for all long-term financial and asset management planning documents;
- list the financial and asset management indicators; and
- provide guidance to councils on the structure, membership and primary functions of audit panels.

7.6 New local government code of conduct framework

The *Local Government Amendment (Code of Conduct) Act 2015* commenced on 13 April 2016. That Act provided for a new local government code of conduct framework for Tasmanian councillors. The local government code of conduct framework is now prescribed under Part 3, Division 3A (Code of conduct, complaints and complaint resolution) of the Local Government Act. A Model Code of Conduct (made by order of the Minister) prescribes the standard of behaviour that all Tasmanian councillors are required to meet when performing their role.

7.7 Reimbursement of Expenses

The Local Government (General) Regulations 2015 included an amendment to enable councillors to be reimbursed for reasonable expenses (Regulation 43) in relation to internet usage, stationery and office supplies, and 'the care of any person who is dependent on the councillor and who requires the care while the councillor is carrying out his or her duties or functions as a councillor', in accordance with the policy adopted under Schedule 5 of the Local Government Act.

7.8 Councillor Numbers

Since 2008, there have been changes to the number of councillors of some Councils. The changes are summarised in table 3. The changes arose from recommendations of Board of Inquiry set up to review councillor numbers.

Table 3 Changes to the Number of Councillors since 2008

Council	Previous number of councillors	Current number of councillors	Date of change
Central Coast	12	9	26 June 2013
Derwent Valley	9	8	12 February 2014
Devonport City	12	9	26 June 2013
Glamorgan-Spring Bay	9	8	26 June 2013
Glenorchy City	12	10	26 June 2013
Kingborough	12	10	26 June 2013
Southern Midlands	9	7	12 February 2014
Tasman	9	7	26 June 2013
Waratah-Wynyard	10	8	12 February 2014

7.9 Responsibility for Water and Sewerage services

Tasmanian water and sewerage services are currently provided by TasWater, a council-owned corporation established by the *Water and Sewerage Corporation Act 2012*. TasWater is licensed under the *Water and Sewerage Industry Act 2008* and is subject to economic, environmental and health regulation by independent regulatory bodies.

Prior to 1 July 2009, the State's water services were provided by three regional bulk water authorities and 28 of the 29 councils. Collectively, the councils were responsible for administering over 90 water supply schemes while reticulated sewerage waste water treatment services were provided by 27 councils. In 2006 a Ministerial Water and Sewerage Taskforce was established to investigate the structural and regulatory arrangements in the water and sewerage sector. Following a detailed assessment of the issues, the final model for structural reform was endorsed by the PLGC in February 2008.

Coming into effect in 2009, the *Water and Sewerage Corporations Act 2008* changed the structural elements of the water and sewerage sector in Tasmania. It provided for the establishment of three regional corporations based on the northern, north-western and southern regions of the State- (Ben Lomond Water, Cradle Mountain Water, Southern Water) that managed the provision of water and wastewater services to their regions. A fourth corporation, Onstream, owned by the regional corporations was also established by the Act. The role of this corporation was to provide common services to the regional corporations.

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The regional corporations operated under local government ownership, with any dividends to be payable to owner councils. The Act transferred of water and sewerage assets, liabilities and employees of councils and bulk water authorities to the regional corporations or the common services corporation.

A further change occurred in 2012. The Water and Sewerage Corporation Act 2012 established a single water and sewerage corporation (TasWater) to manage the provision of water and wastewater services on a state-wide basis. The Act provided for the transfer of the assets, liabilities and employees of the existing water and sewerage businesses to the new Corporation.

The Corporation is owned by the State's Local Government councils and any dividends, tax equivalents payments and guarantee fees will be payable to the owner councils. The Act also established new governance arrangements for the new single entity structure. As before they were based on those that apply to State-owned companies in Tasmania, but adapted to be relevant for Local Government ownership.

On 7 March 2017, the Premier, the Hon Will Hodgman MP, announced the State Government's plan to establish a new Government-owned entity to which ownership and responsibility for the State's water and sewerage industry would be transferred. At the time of this Inquiry there has not been any change to the ownership of the Corporation and it remains under the control of the Councils.

7.10 Amalgamations and Shared Services

A majority of Councils have participated in feasibility studies for voluntary amalgamations or shared services, supported by the State Government. Four of those studies are now complete and there are some common learnings/themes that have come out of all of them.

Do the changes identified above have any implications for allowances; if so, in what way? Are there other changes to the role and function of local government impacting on this review?

8. Annual Indexation

- 8.1** The Terms of Reference require the tribunal to determine "the method of indexing allowances each year."
- 8.2** Since the making of the 2008 Amendment Regulations, allowances have increased annually by the relevant inflationary factor. Inflationary factor is currently defined in section 42 of the 2015 Regulations. As stated above, it is, in respect of each calendar year, the amount ascertained by dividing the Wage Price Index figure for the June quarter of that year by the Wage Price Index figure for the June quarter of the previous calendar year. Wage Price Index (WPI) measures changes in wages and salaries over time, unaffected by changes in the quality or quantity of work performed, or changes in the composition of the labour market.
- 8.3** The WPI has been adopted by the Tasmanian Industrial Commission as the most relevant index for the purpose of State Wage Case determinations.

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Table 4 Annual Increases in Allowances since 2008

Date	Increase	Reason
1 November 2008	various	Reset by 2008 Inquiry as set out in Schedule 4 of the <i>Local Government (General) Regulations 2005</i>
1 November 2009	4.3%	Change in ABS Wage Price Index-Tasmania
1 November 2010	3.7%	Change in ABS Wage Price Index-Tasmania
1 November 2017	3.5%	Change in ABS Wage Price Index-Tasmania
1 November 2012	3.2%	Change in ABS Wage Price Index-Tasmania
1 November 2013	2.9%	Change in ABS Wage Price Index-Tasmania
1 November 2014	2.3%	Change in ABS Wage Price Index-Tasmania
1 November 2015	2.5%	Change in ABS Wage Price Index-Tasmania
1 November 2016	2.2%	Change in ABS Wage Price Index-Tasmania
1 November 2017	2.1%	Change in ABS Wage Price Index-Tasmania

The actual allowances applicable each year are shown in Tables 5A-C

Table 5A Allowances for Councillors since 2008

Councillor - Allowance (\$ pa)										
Cat	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017
1	27,278	28,451	29,504	30,536	31,513	32,427	33,173	34,002	34,750	35,842
2	22,083	23,033	23,885	24,721	25,512	26,252	26,856	27,527	28,133	28,725
3	16,724	17,443	18,089	18,722	19,321	19,881	20,338	20,846	21,305	21,754
4	11,366	11,855	12,293	12,724	13,131	13,512	13,823	14,169	14,480	14,785
5	9,500	9,909	10,275	10,635	10,975	11,293	11,553	11,842	12,102	12,357
6	8,000	8,344	8,653	8,956	9,242	9,510	9,729	9,972	10,192	10,406
7	7,000	7,301	7,571	7,836	8,087	8,322	8,513	8,726	8,918	9,106

* Allowances payable to Mayors and Deputy Mayors are in addition to those payable to a Councillor.

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Table 5B Additional Allowances for Deputy Mayors since 2008

Deputy Mayor - Additional Allowance (\$ pa)										
Cat	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017
1	17,617	18,375	19,054	19,721	20,352	20,942	21,424	21,960	22,443	22,915
2	15,344	16,004	16,596	17,177	17,726	18,240	18,660	19,127	19,548	19,960
3	13,071	13,633	14,137	14,632	15,101	15,539	15,896	16,293	16,652	17,002
4	10,797	11,261	11,678	12,087	12,473	12,835	13,130	13,458	13,754	14,044
5	9,092	9,483	9,834	10,178	10,504	10,809	11,058	11,334	11,584	11,828
6	7,956	8,298	8,605	8,906	9,191	9,458	9,676	9,918	10,136	10,349
7	7,388	7,706	7,991	8,270	8,535	8,783	8,985	9,210	9,421	9,610

Table 5C Additional Allowances for Mayors since 2008

Mayor - Additional Allowance (\$ pa)										
Cat	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017
1	68,195	71,127	73,759	76,341	78,784	81,069	82,934	85,007	86,877	88,706
2	55,206	57,580	59,710	61,800	63,778	65,628	67,137	68,815	70,329	71,810
3	41,810	43,608	45,221	46,804	48,302	49,703	50,846	52,117	53,264	54,385
4	28,414	29,636	30,732	31,808	32,826	33,778	34,555	35,419	36,198	36,960
5	23,750	24,771	25,688	26,587	27,438	28,234	28,883	29,605	30,256	30,893
6	20,000	20,860	21,632	22,389	23,105	23,775	24,322	24,930	25,479	26,015
7	17,500	18,253	18,928	19,590	20,217	20,830	21,281	21,813	22,293	22,762

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TABLE 6
Indexed allowances payable to elected members from 1 November 2017

Current Category	Council	Allowance for Councillors	Additional allowance for Deputy Mayors	Additional Allowance for Mayors
1	Launceston	35,482	22,915	88,706
	Hobart	35,482	22,915	88,706
2	Clarence	28,725	19,960	71,810
	Glenorchy	28,725	19,960	71,810
	Kingborough	28,725	19,960	71,810
3	Devonport	21,754	17,002	54,385
	Burnie	21,754	17,002	54,385
	Central Coast	21,754	17,002	54,385
	West Tamar	21,754	17,002	54,385
4	Huon Valley	14,785	14,004	39,960
	Meander Valley	14,785	14,004	39,960
	Sorell	14,785	14,004	39,960
	Waratah-Wynyard	14,785	14,004	39,960
	Brighton	14,785	14,004	39,960
	Northern Midlands	14,785	14,004	39,960
5	Latrobe	12,357	11,828	30,893
	Derwent Valley	12,357	11,828	30,893
	Circular Head	12,357	11,828	30,893
	Break O'Day	12,357	11,828	30,893
	Dorset	12,357	11,828	30,893
	George Town	12,357	11,828	30,893
6	Southern Midlands	10,406	10,349	26,015
	Glamorgan Spring Bay	10,406	10,349	26,015
	Kentish	10,406	10,349	26,015
	West Coast	10,406	10,349	26,015
7	Tasman	9,106	9,610	22,762
	Central Highlands	9,106	9,610	22,762
	King Island	9,106	6,387	22,762
	Flinders	9,106	4,331	22,762

The Board would like feedback on the annual indexation of the allowance based on the Wage Price Index?

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9. Governance training and experience allowance

- 9.1** The Terms of Reference require the tribunal to determine "*whether an additional allowance should be made available to councillors who undertake training in governance relevant to local government or who have recognised experience in governance relevant to local government*"
- 9.2** There are currently discretionary and different policies adopted by most councils that provide incentives or reimbursement for costs involved in the engagement of relevant training.
- 9.3** The training and development activities may range from induction programs, conferences, local government sector development activities, professional development, study and inspection tours, including sister city tours, both interstate and internationally and local workshops and seminars.
- 9.4** In the most recent LGAT Census, out of the 101 councillors surveyed, 27.7 percent revealed they had not engaged in any type of council role related training⁶. Although a large number of respondents identified they had engaged in some kind of training, 48.6 percent indicated that they experienced difficulty in doing so including taking time off full time employment, costs, transport and perceived lack of support from Council.
- 9.5** The majority of respondents were newly elected to council (44.8 percent). Almost twenty-three per cent had served on Council for between 4 and 10 years, 19 percent for between 10 and 20 years, 11.4 percent for less than 4 years and 1.9 percent had served for more than 20 years.
- 9.6** The 2014 LGAT Census also revealed that the majority of respondents were self-employed (33.7 per cent). Almost 27 per cent were in full time employment, 20.2 percent were retired and 9.6 per cent were in part time were employed in part time work. Some 73.9 per cent of respondents were employed in the private sector and 11.6 per cent worked in community and non-government sector and for the State Government.
- 9.7** LGAT offer relevant training courses and programs for Councillors and Mayors, including the LGAT Annual Local Government Conference, Mayors Professional Development workshop and the LGAT General Meeting. LGAT also publish a 'Councillor Toolkit' to assist councillors with the practical information regarding their responsibilities as councillors.
- 9.8** There are currently no mandatory training requirements for councillors.

6. 2014 LGAT Tasmanian Local Government Elected Member Census

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The Board would like submissions on;

(a) Whether an additional allowance, the current reimbursement practice or other options should be provided to support councillors to undertake relevant governance training.

(b) Should there be mandatory governance training for all Councillors and/or a fixed budget allocation for other professional development requirements?

(c) How (if at all) should previous "recognised experience" be assessed, and

(d) Whether it is appropriate to offer an additional allowance for those councillors who have previous experience in governance related to local government?

10. Attraction of future candidates

10.1 The Terms of Reference require the tribunal to determine "*the capacity of local government to attract potential future candidates*"

10.2 A common feature of submissions to past reviews is the notion that the allowance should be sufficiently adequate so as not to act as a disincentive, or indeed barrier, to otherwise interested and worthy individuals to stand for Local Government office, either as a Councillor or for mayoral office.

10.3 The most recent LGAT Census outlined that there was a slight increase in female elected officers to 37.1 per cent, however the majority (62.9 per cent) are male with the majority of respondents aged between 56-65 years of age with only one respondent aged less than 25 years old. 90.5 per cent of respondents were born in Australia⁷.

7. 2014 LGAT Tasmanian Local Government Elected Member Census

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TABLE 7 Statistical analysis of Local Government elections since 2000

	2000	2002	2004	2007	2009	2011	2014
Councils having Elections	29	28	29	29	29	29	29
Councillor Vacancies	153	142	156	149	150	147	263
Councillor Candidates	314	298	348	307	316	283	482
Mayoral Vacancies	29	28	29	29	29	29	29
Mayoral Candidates	63	68	65	44	55	62	91
Deputy Mayoral Vacancies	29	28	29	29	29	29	29
Deputy Mayoral Candidates	77	71	74	76	78	76	143

- 10.4** The above analysis shows a consistent pattern, particularly since 2000. For councillors the current ratio between candidates and vacancies is around 2:1 For Mayors and Deputy Mayors the ratio is slightly higher at 3:1 and 5:1 respectively.

Whilst in overall terms the number of candidates comfortably exceeds the number of vacancies, is a ratio of approximately two candidates sufficient to provide robust representation of the municipal communities?

Secondly, there may be sufficient candidates overall, but are certain demographic categories significantly underrepresented, and is this a matter for concern? If this is the case, what may be the impediments to a diverse council?

11. Any other factors considered relevant

- 11.1** It is noted that there appears to be public interest in the issue of superannuation for councillors. By way of background, an additional one off adjustment of 9% was added to the allowance to compensate for the absence of superannuation, as a consequence of the 2004 determination (see 4.3).
- 11.2** Councillors are not generally regarded as employees for taxation and superannuation purposes and are expressly excluded in the *Superannuation Guarantee (Administration) Act 1992*. This means that a council is generally not obliged to pay superannuation contribution to elected councillors.

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The Board welcomes submissions on any other relevant factors for consideration.

13. Submissions and Public Hearings

13.1 The Board invites submissions in writing or submitted electronically and/or oral representations.

Written Submissions

13.2 The closing date for written submissions is **5.00 pm Friday 16 February 2018**. Electronic format (email) is strongly preferred.

Oral Representations

13.3 The Board intends to hold public hearings to hear first-hand from those individuals and organization who wish to make an oral presentation, or supplement a written submission. Subject to demand the tribunal will sit in convenient locations around the state. This will include as a minimum the North West Coast, Launceston and Hobart, but could include other locations subject to demand.

13.4 The public hearings will take place in the week 19-23 February 2018.

13.5 To facilitate sitting arrangements, individuals or organisations intending to make an oral representation should contact the Secretariat not later than Thursday 15 February

Submissions to be Public Unless Otherwise Indicated

13.6 The default position is that submissions and oral representations will be public. However, should any individual or organisation wish to make a private submission or oral representation, the Tribunal will respect such wish, provided it is clearly indicated.

14 Final Report

14.1 It is anticipated that the final Report will be presented in April 2018.

15 Secretariat

Contact details for the Secretariat are as follows:

Ms Alex Johnston (Primary contact)

Ph: (03) 6165 6775

Email: tic@justice.tas.gov.au

2nd Floor,
144 Macquarie St
Hobart, Tasmania 7000

GPO Box 1108,
Hobart, Tasmania 7001

Website: www.tic.tas.gov.au

17.2.5 TABLING OF DOCUMENTS

This is to be a standing item on the Agenda for tabling of documents that don't necessarily require any specific action(s).

Nil.

17.3 FINANCES

Strategic Plan Reference – Page 34 & 35

6.3.1	Communities finances will be managed responsibly to enhance the wellbeing of residence.
6.3.2	Council will maintain community wealth to ensure that the wealth enjoyed by today's generation may also be enjoyed by tomorrow's generation.
6.3.3	Council's finance position will be robust enough to recover from unanticipated events, and absorb the volatility inherent in revenues and expenses.
6.3.4	Resources will be allocated to those activities that generate community benefit.

17.3.1 MONTHLY FINANCIAL STATEMENT (DECEMBER 2017)

Author: FINANCE OFFICER (COURTNEY PENNICOTT)

Date: 18 JANUARY 2018

ISSUE

Refer enclosed Report incorporating the following: -

- Statement of Comprehensive Income – 1st July 2017 to 31st December 2017 (including Notes)
- Current Expenditure Estimates – as at 31st December 2017
- Capital Expenditure Estimates (*refer to enclosed report detailing the individual capital projects*) – as at 31st December 2017
- Cash Flow Statement – December 2017
- Rates & Charges – 11th January 2018

Note: Expenditure figures provided are for the period 1st July 2017 to 31st December 2017 – 50% of the period.

CURRENT EXPENDITURE ESTIMATES (OPERATING BUDGET)

Strategic Theme - Infrastructure

Nil.

Strategic Theme – Growth

Nil.

Strategic Theme – Landscapes

Sub-Program – Natural – expenditure to date (\$94,520 – 57.33%). An amount of \$20,688 relates to works at the Chauncy Vale Reserve for the implementation of safety upgrades.

Strategic Theme – Lifestyle

Sub-Program – Childcare – expenditure to date (\$5,000 – 66.67%). Annual donation to the Brighton Family Day Care Service.

Sub-Program – Volunteers – expenditure to date (\$28,365 – 70.91%). Expenditure relates to the near completion of the community small grants program, with only two of the eleven groups/clubs outstanding.

Sub-Program – Public Health – expenditure to date (\$5,953 – 58.98%). An amount of \$4,528 relates to expenditure for the ‘Mens Shed’ program which is grant funded.

Strategic Theme –Community

Nil.

Strategic Theme –Organisation

Sub-Program – Sustainability - expenditure to date (\$1,182,213 – 53.64%). Expenditure includes annual costs associated with computer software maintenance (GIS/NAV) and licensing \$71,122, audit fees \$26,093 and annual insurance payments of \$49,060.

RECOMMENDATION

THAT the Financial Report be received and the information noted.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

STATEMENT OF COMPREHENSIVE INCOME				
FOR THE PERIOD				
1st JULY 2017 to 31st DECEMBER 2017				
	Annual Budget	Year to Date as at 31st DECEMBER	%	Comments
Income				
General rates	\$ 5,174,991	\$ 5,148,628	99.5%	Budget includes Interest & Penalties to be imposed to end of June 2017
User Fees (refer Note 1)	\$ 968,447	\$ 460,214	47.5%	
Interest	\$ 157,000	\$ 100,850	64.2%	
Government Subsidies	\$ 24,000	\$ 2,000	8.3%	Heavy Vehicle Licence Fees & Road Rescue MAIB reimbursements
Contract Income	\$ 0	\$ 0	0.0%	
Other (refer Note 2)	\$ 162,000	\$ 66,199	40.9%	
Sub-Total	\$ 6,486,437	\$ 5,777,891	89.1%	
Grants - Operating	\$ 3,266,489	\$ 831,169	25.4%	\$11,000 Tourism; \$820,168 FAGS
Total Income	\$ 9,752,926	\$ 6,609,060	67.8%	
Expenses				
Employee benefits	\$ (3,950,529)	\$ (1,858,242)	47.0%	Less Roads - Resheeting Capitalised
Materials and contracts	\$ (3,227,729)	\$ (1,660,709)	51.5%	Less Roads - Resheeting Capitalised, Includes Land Tax
Depreciation and amortisation	\$ (2,719,500)	\$ (1,359,750)	50.0%	Percentage Calculation (based on year-to-date)
Finance costs	\$ (48,925)	\$ (22,077)	45.1%	
Contributions	\$ (209,622)	\$ (52,406)	25.0%	Fire Service Levies
Other	\$ (161,100)	\$ (217,260)	134.9%	Incls Rate Discounts \$26,200 (annual cost)
Total expenses	\$ (10,317,405)	\$ (5,170,444)	50.1%	
Surplus (deficit) from operations	\$ (564,479)	\$ 1,438,615	-254.9%	
Grants - Capital (refer Note 3)	\$ 3,177,843	\$ 61,635	1.9%	
Sale Proceeds (Plant & Machinery)	\$ 484,000	\$ 156,790	0.0%	
Net gain / (loss on disposal of non-current assets)	\$ 0	\$ 0	0.0%	
Surplus / (Deficit)	\$ 3,097,364	\$ 1,657,040.35	53.5%	

NOTES				
1. Income - User Fees (Budget \$968,447) includes:				
- All other Programs	\$ 371,311	\$ 228,775	61.6%	Actual Income Received (i.e. excluding Debtors)
- Private Works	\$ 267,136	\$ 127,201	47.6%	
- Callington Mill	\$ 330,000	\$ 104,238	31.6%	
	\$ 968,447	\$ 460,214		
2. Income - Other (Budget \$162,000) includes:				
- Tas Water Distributions	\$ 152,000	\$ 45,062	29.65%	
- HBS Dividend	\$ 10,000	\$ -	0.0%	
- Other	\$ -	\$ 21,137	0.0%	
	\$ 162,000	\$ 66,199	40.9%	
3. Grant - Capital (Budget \$877,860) includes:				
- Black Spot Funding	\$ -	\$ -	0.0%	
- Swimming Pool	\$ 2,300,000	\$ -	0.0%	
- Heritage Grant (TCF - Access System)	\$ -	\$ 43,135	0.0%	
- Community Infrastructure Fund	\$ -	\$ 18,500	0.0%	
- Roads To Recovery Grant	\$ 877,843	\$ -	0.0%	To be claimed in March 2018
	\$ 3,177,843	\$ 61,635	1.9%	
Note:				
Operating Grants				
- Court House	\$ -	\$ -		
- Chauncy Vale Upgrade	\$ -	\$ -		
- Mens Shed	\$ -	\$ -		
- Tunbridge Landscaping	\$ -	\$ -		
- Australia Day	\$ -	\$ -		
- Communities For Children	\$ -	\$ -		
- School Community Garden	\$ -	\$ -		
		\$ -		

CAPITAL EXPENDITURE PROGRAM 2017-18						
AS AT 31 DECEMBER 2017						
			BUDGET	EXPENDITURE	VARIANCE	COMMENTS
ROAD ASSETS						
Resheeting Program	Various	Roads Resheeting	\$ 700,000	\$ 237,925	\$ 400,529	
	C1020057	Glen Morey Road		\$ 61,546		RTR
Reseal Program		Roads Resealing (as per agreed program)	\$ 600,000	\$ -	\$ 576,522	
	c1010075	Elderslie Road				RTR
	C1010074	East Bagdad Road		\$ 23,478		RTR
	C1010073	Woodsdale Road	\$ 135,000	\$ -	\$ 135,000	RTR
		2 x 50 mtr sections - Runnymede end				
		1 x 100 mtr section - vicinity of Runnymede Fire Station				
		1 x 200 mtr section - vicinity of 'Questlands'				
		1 x 200 mtr section - vicinity of Woodsdale Cemetery				
		1 x 200 mtr section - vicinity of Back Woodsdale Road				
	C1010072	Stonor Road (200 metres - approx. 5 klms in from Highway)	\$ 36,000	\$ -	\$ 36,000	RTR
Reconstruct & Seal	C1020033	Yarlington Road (Smarts Hill - 150 metres)	\$ 22,500	\$ -	\$ 22,500	Budget c/fwd
Construct & Seal (Unsealed Roads)		Blackbrush Road - new seal (400 metres each end)	\$ 144,000	\$ -	\$ 144,000	
Incls. widening component	C1010071	Eldon Road (extend seal from Tunnack end for 1.0 km)	\$ 180,000	\$ -	\$ 180,000	RTR
	C1020059	Native Corners Road - new seal (500 metres)	\$ 90,000	\$ -	\$ 90,000	RTR
	C1020035	Estate Road Widening	\$ -	\$ 182	\$ (182)	
Minor Seals (New)		Various Locations (subject to valuation - Policy)	\$ 20,000		\$ 20,000	
		Church Road (Brighton Council end)	\$ 10,000	\$ -	\$ 10,000	Budget c/fwd
	C1020032	Hasting Street Junction	\$ 15,000	\$ 959	\$ 14,041	Budget c/fwd - WIP 30/6/17
Unsealed - Road Widening		Clifton Vale - (Cliff Section)	\$ 40,000	\$ -	\$ 40,000	
		Chauncy Vale Road, Bagdad	\$ 20,000	\$ -	\$ 20,000	Budget c/fwd
	C1020058	Grices Road (Section Widening)	\$ 36,000	\$ -	\$ 36,000	RTR
Junction / Road Realignment / Other	C1010037	Campania - Reeve St / Clime Street (includes Footpath)	\$ 48,827	\$ 104	\$ 48,723	Budget c/fwd WIP 30/6/17
	C1020028	Eldon Road - Guard Rail	\$ 20,000	\$ 15,896	\$ 4,104	
		East Bagdad Road - Subsidence Areas	\$ 20,000	\$ -	\$ 20,000	
	C1020055	Yarlington Road - Realignment	\$ 240,000	\$ 190,046	\$ 49,954	RTR WIP 30/6/17 \$185,828
	C1020047	Lovely Banks Road (junction with Colebrook)	\$ 210,000	\$ 209,349	\$ 651	WIP 30/6/17 \$196,787 - Budget includes \$40K c/fwd
		Reeve St - Hall Street to Rec Ground (K&G) - 70 metres	\$ 17,882	\$ -	\$ 17,882	Budget includes \$8,800 c/fwd
		Campania - Reeve St / Hall Street (K&G)	\$ 5,000	\$ -	\$ 5,000	Budget c/fwd
	C1010028	Woodsdale Road - Landslip Area (vicinity Scott's Quarry)	\$ 15,000	\$ -	\$ 15,000	Budget c/fwd
	C1010039	Woodsdale Road - Landslip Area(s) - Engineering Assessment	\$ 9,700	\$ -	\$ 9,700	
			\$ 2,634,909	\$ 739,485	\$ 1,895,424	

BRIDGE ASSETS	C1030006	Fields Road Bridge (B1851)	\$ -	\$ 1,469	\$ (1,469)	WIP 30/6/17
	C1030021	Wattle Hill Road Bridge (B1402)	\$ -	\$ 2,692	\$ (2,692)	
	C1030028	Rotherwood Road Bridge (B1137)	\$ -	\$ 847	\$ (847)	
	C1030044	Grahams Creek Road (Grahams Creek B2510)	\$ -	\$ 56,883	\$ (56,883)	RTR - WIP 30/6/17
	C1030046	Kheme Road (Biralee Creek BT468.0)	\$ -	\$ 2,815	\$ (2,815)	Capitalised 16/17
	C1030049	Inglewood Road (B 4289)	\$ -	\$ 32	\$ (32)	Capitalised 16/17
	C1030054	Bellevale Road (B2723)	\$ -	\$ 368,025	\$ (368,025)	RTR - WIP 30/6/17
	C1030055	Link Road (Craigbourne Creek B3820)	\$ -	\$ 156,653	\$ (156,653)	RTR - WIP 30/6/17
	C1030056	Noyes Road (Limekiln Creek T268.00051)	\$ -	\$ 43,048	\$ (43,048)	WIP 30/6/17
	C1030057	Reynolds Road (Burns Creek B5301)	\$ -	\$ 72,149	\$ (72,149)	WIP 30/6/17
			\$ -	\$ 704,611	\$ (704,611)	
WALKWAYS	C1040011	Footpaths - General (Program to be confirmed)	\$ 30,000	\$ 1,043	\$ 28,957	Street Furniture
		Bagdad Township				
		- Swan Street (Blackport Rd to Green Valley Rd)	\$ 109,557	\$ 2,687	\$ 106,870	WIP 30/6/17 \$2,687 - Budget c/wd
		- Midland Highway (Bus Shelter)	\$ 5,000	\$ -	\$ 5,000	Budget c/wd
		Campania Township				
		- Review Management Plan (Site Plan) / Walking Tracks (Bush F	\$ 5,000	\$ -	\$ 5,000	Budget c/wd
		Colebrook Township				
		- K&G Renewal (Richmond St-southern end)	\$ 30,000	\$ -	\$ 30,000	Budget c/wd
		- Streetscape Plan Development & Implementation (Part)	\$ 60,000	\$ 15,770	\$ 44,230	WIP 30/6/17
		Kempton Township				
		- Streetscape Plan (Review & Implementation (Part)	\$ 40,000	\$ 1,812	\$ 38,188	
					\$ -	
		Parratah Township				
		- Tunnack Main Road Kerb & Gutter	\$ 14,478	\$ -	\$ 14,478	
					\$ -	
	Tunbridge Township					
	- Main Road Kerb & Gutter	\$ 22,000	\$ -	\$ 22,000	Budget C/wd \$7k	
C1040024	- Streetscape Project (Part Implementation) - 2 yr program	\$ 67,954	\$ 8,747	\$ 59,207	Subject to \$50K Grant Application (Infrastructure Fund)	
			\$ 383,989	\$ 30,059	\$ 353,930	

DRAINAGE	Bagdad					
	- Midland Hwy/Swan St Drainage (McShane property)	\$ 22,500	\$ -	\$ 22,500	Budget c/fwd	
	Campania			\$ -		
	- Estate Road (School Farm - Easement)	\$ 10,000	\$ -	\$ 10,000	Budget c/fwd	
	- Reeve Street Open Drain (north of Telephone Box)	\$ 35,000	\$ 4,124	\$ 30,876	WIP 30/6/17 \$3,750 - Budget c/fwd	
	Oatlands					
	- Barrack Street (towards Mason Street)	\$ 10,000	\$ -	\$ 10,000	Budget c/fwd	
	- High St/Wellington Street Junction	\$ 5,000	\$ -	\$ 5,000	Budget c/fwd	
	- Queen Anne Street	7500		\$ 7,500		
		\$ 90,000	\$ 4,124	\$ 85,876		
WASTE	Oatlands WTS - General Improvements	\$ 25,000	\$ -	\$ 25,000	Budget includes \$5K c/fwd	
	Dysart WTS - General Improvements	\$ 20,000	\$ -	\$ 20,000		
	Wheelie Bins and Crates	\$ 7,500	\$ 1,037	\$ 6,464		
		\$ 52,500	\$ 1,037	\$ 51,464		
PUBLIC TOILETS	Lake Dulverton (New facilities - design & approvals)	\$ 83,915	\$ 79,436	\$ 4,479	Budget includes \$12K c/fwd	
	Colebrook Hiistory Room Toilets (Conversion Family Change Room)	\$ 12,000	\$ -	\$ 12,000		
		\$ 95,915	\$ 79,436	\$ 16,479		
SIGNAGE	Oatlands Signage (Info Bays) - Town Maps etc. - 2 Small & 2 Large	\$ 9,282	\$ 570	\$ 8,712	Budget c/fwd	
		\$ 9,282	\$ 570	\$ 8,712		
TOURISM	Building (Wool Press Cover)	\$ 9,170	\$ 407	\$ 8,763	Budget c/fwd	
	Lake Dulverton (Aquatic Club Fit-Out) - Shower / Toilet Facility	\$ 18,000	\$ 21,905	\$ (3,905)	Budget c/fwd	
	Lake Dulverton (Aquatic Club Fit-Out) - Roof Replacement	\$ 30,000	\$ 37,325	\$ (7,325)	Budget c/fwd	
	Beacon Tourism Sub-Regional Project	\$ 18,000	\$ -	\$ 18,000		
	Lake Dulverton - Cows	\$ 12,000	\$ -	\$ 12,000		
	\$ 87,170	\$ 59,637	\$ 27,533			

HERITAGE						
		Callington Mill (Asset Renewals)	\$ 15,000		\$ 15,000	
	C1010010	Callington Mill (Blacksmith Project)		\$ 1,200	\$ (1,200)	
2016-17		Callington Mill (Mill Tower - Fire Detection System & Exit Lighting)	\$ 6,500	\$ -	\$ 6,500	Budget cfwd
	G3010010	Commissariat (79 High Street)	\$ 464,250	\$ 389,209	\$ 75,041	WIP 30/6/17 \$196,481 - Budget cfwd \$384,250
Wood Stove (Women's Kitchen)		Oatlands Court House (Stabilisation & Gaol Cell)	\$ 5,000	\$ -	\$ 5,000	Budget cfwd
	C3010002	Oatlands Gaol - Minor Capital Works	\$ 5,351	\$ -	\$ 5,351	Budget cfwd
		Heritage Building (Key Card System)	\$ 47,000	\$ 30,385	\$ 16,615	
		Kempton Watch House (Fitout)	\$ 7,500	\$ -	\$ 7,500	Budget cfwd
		Parattah Railway Station - Guttering & Fascia	\$ 9,600	\$ -	\$ 9,600	Budget includes \$2.6K cfwd
			\$ 560,201	\$ 420,795	\$ 139,406	
NATURAL						
		Chauncy Vale - Day Dawn Cottage (Toilet Upgrade)	\$ 5,000	\$ 21,116	\$ (16,116)	Budget cfwd
		Dulverton Walkway Safety Upgrade	\$ -	\$ 216	\$ (216)	Grant cfwd
		Chauncy Vale - Interps Hut Repairs	\$ -	\$ 14,974	\$ (14,974)	
			\$ 5,000	\$ 36,305	\$ (31,305)	
REGULATORY						
		Kempton Council Chambers - Building & Office Improvements	\$ 23,704	\$ 3,650	\$ 20,054	WIP 30/06/17 \$577 - Budget includes \$23,704 cfwd
		Kempton Council Chambers - External repainting (Windows etc.)	\$ 7,500	\$ -	\$ 7,500	Budget cfwd
		Kempton Council Chambers - Office Furniture & Equipment	\$ 3,000	\$ -	\$ 3,000	
			\$ 34,204	\$ 3,650	\$ 30,554	
ACCESS						
		All Buildings (Priority Approach - Year 2 of 5)	\$ 50,000	\$ 60,495	\$ (10,495)	
			\$ 50,000	\$ 60,495	\$ (10,495)	
RECREATION						
	C4070005	Recreation Committee	\$ 30,000	\$ 2,434	\$ 27,566	
		Blue Place - external repainting	\$ 20,000	\$ -	\$ 20,000	
		Colebrook Hall - Heating	\$ 3,000	\$ 560	\$ 2,440	WIP 30/06/17 \$560 - Budget includes \$3k cfwd
		Kempton Hall - external repainting	\$ 40,000	\$ -	\$ 40,000	Budget includes \$20k cfwd
		- Alexander Circle & Lyndon Road (Stage 2)	\$ 8,000	\$ -	\$ 8,000	
		Playground Equipment	\$ -	\$ -	\$ -	
		Rec Ground - Campania (Stormwater - eastern side)	\$ 3,000	\$ -	\$ 3,000	
		Oatlands Aquatic Centre (New Pool)	\$ 3,130,000	\$ 175,008	\$ 2,954,992	WIP 30/017
	C4070033	Oatlands Aquatic Club Building	\$ 18,000	\$ 19,693	\$ (1,693)	WIP 30/6/17 \$19,693 - Budget includes \$18K cfwd
		Rec Ground - Mt Pleasant (Upgrade Toilets)	\$ 13,000	\$ -	\$ 13,000	Budget cfwd
		Rec Ground - Mangalore	\$ -	\$ 150	\$ (150)	WIP 30/017
	C4070001	Rec Ground - Parattah (Facility Development)	\$ 14,000	\$ 407	\$ 13,593	Budget cfwd
	G4070015	Stables & Carriage Shed	\$ -	\$ 724	\$ (724)	
		Tunbridge Park - Perimeter Fence (Safety)	\$ 7,500	\$ -	\$ 7,500	
		Mangalore Recreation Ground (New Truss Roof)		\$ 11,648	\$ (11,648)	Community Infrastructure Grant
			\$ 3,286,500	\$ 210,624	\$ 3,075,876	

CAPACITY						
	C5020001	Levendale Community Centre	\$ 8,000	\$ -	\$ 8,000	Budget c/fwd
		Memorial Avenue Development (Island)	\$ 47,000		\$ 47,000	
		Memorial Avenue Development (Survey; Fencing & Aquisition)	\$ 15,100		\$ 15,100	
			\$ 70,100	\$ -	\$ 70,100	
SAFETY						
		Road Accident Rescue Unit	\$ 3,000	\$ -	\$ 3,000	
			\$ 3,000	\$ -	\$ 3,000	
SUSTAINABILITY						
		Council Chambers - Building Improvements	\$ 15,500	\$ 7,963	\$ 7,537	Budget includes \$7,500 c/fwd
		Photo Reframing	\$ 3,000	\$ -	\$ 3,000	Budget c/fwd
		Council Chambers - Damp Issues & Stonemasonry	\$ 15,000	\$ -	\$ 15,000	Budget c/fwd
		Council Chambers - Server Room (Fireproofing)	\$ 10,000	\$ 8,670	\$ 1,330	Budget c/fwd
	C6020009	Computer System (Hardware / Software)	\$ 67,338	\$ 61,188	\$ 6,150	
		Telephone / Comms System	\$ 35,000	\$ -	\$ 35,000	
	C9990001	Town Hall (General - Incl. Office Equip/Furniture)	\$ 8,000	\$ 5,391	\$ 2,609	
			\$ 153,838	\$ 83,211	\$ 70,627	
WORKS						
		Kempton Depot - External Painting	\$ 10,000	\$ -	\$ 10,000	Budget c/fwd
		Depot Relocation (Site / Concept Plans etc.)	\$ 300,000	\$ 74,936	\$ 225,064	
					\$ -	
		Minor Plant Purchases	\$ 9,500	\$ -	\$ 9,500	
		Radio System	\$ 2,000	\$ -	\$ 2,000	
		Plant Replacement Program				
		Refer separate Schedule (Gross)	\$ 552,500	\$ 157,316	\$ 395,184	
		Light Vehicles (Gross)	\$ 192,000		\$ 192,000	
		(Trade Allowance - \$180K)				
		Slasher Extra H/Duty (7ft Cut)	\$ 10,500		\$ 10,500	
			\$ 1,076,500	\$ 232,252	\$ 844,248	
		GRAND TOTALS	\$ 8,593,108	\$ 2,666,291	\$ 5,926,817	

**SOUTHERN MIDLANDS COUNCIL : CURRENT EXPENDITURE 2017/18
SUMMARY SHEET**

PROGRAM	TOTAL	REVISED BUDGET (GRANTS & OTHER REIMBURSEMENTS)	ACTUAL AS AT 31st DECEMBER 2017 50%	VARIANCE (+/-)	% BASED ON REVISED BUDGET 100%
INFRASTRUCTURE					
Roads	3,077,714	3,077,714	1,515,422	1,562,292	49.24%
Bridges	350,040	350,040	162,369	187,671	46.39%
Walkways	212,309	212,309	77,789	134,519	36.64%
Lighting	85,680	85,680	34,284	51,396	40.01%
Irrigation	0	0	0	0	0.00%
Drainage	85,132	85,132	28,080	57,052	32.98%
Waste	748,167	748,167	340,611	407,556	45.53%
Public Toilets	58,994	58,994	22,864	36,130	38.76%
Communications	0	0	0	0	0.00%
Signage	6,675	6,675	3,023	3,652	45.28%
INFRASTRUCTURE TOTAL:	4,624,711	4,624,711	2,184,442	2,440,269	47.23%
GROWTH					
Residential	0	0	288	-288	0.00%
Tourism	241,582	241,582	120,791	120,791	50.00%
Business	997,261	247,261	114,483	132,778	46.30%
Mill Operations	493,706	493,706	316,708	176,998	64.15%
Agriculture	0	0	0	0	0.00%
Integration	7,500	7,500	0	7,500	0.00%
GROWTH TOTAL:	1,740,049	990,049	552,270	437,778	55.78%
LANDSCAPES					
Heritage	289,968	289,968	136,602	153,366	47.11%
Natural	164,875	164,875	94,520	70,356	57.33%
Cultural	9,600	9,600	0	9,600	0.00%
Regulatory	768,365	768,365	354,295	414,070	46.11%
Climate Change	11,181	11,181	947	10,234	8.47%
LANDSCAPES TOTAL:	1,243,989	1,243,989	586,364	657,626	47.14%
LIFESTYLE					
Youth	226,638	226,638	119,322	107,316	52.65%
Aged	2,500	2,500	136	2,364	5.45%
Childcare	7,500	7,500	5,000	2,500	66.67%
Volunteers	40,000	40,000	28,365	11,635	70.91%
Access	0	0	0	0	0.00%
Public Health	10,093	10,093	5,953	4,141	58.98%
Recreation	490,033	490,033	179,519	310,514	36.63%
Animals	103,767	103,767	53,210	50,557	51.28%
Education	0	0	0	0	0.00%
LIFESTYLE TOTAL:	880,531	880,531	391,505	489,026	44.46%
COMMUNITY					
Retention	0	0	0	0	0.00%
Capacity	27,925	27,925	10,160	17,764	36.38%
Safety	56,650	56,650	19,497	37,152	34.42%
Consultation	7,300	7,300	2,167	5,132	29.69%
Communication	12,125	12,125	4,670	7,454	38.52%
COMMUNITY TOTAL:	103,998	103,998	36,495	67,503	35.09%
ORGANISATION					
Improvement	7,590	7,590	0	7,590	0.00%
Sustainability	2,203,826	2,203,826	1,182,213	1,021,613	53.64%
Finances	277,707	277,707	105,155	172,552	37.87%
ORGANISATION TOTAL:	2,489,123	2,489,123	1,287,368	1,201,754	51.72%
TOTALS	11,082,400	10,332,400	5,038,444	5,293,956	48.76%

	INFLOWS (OUTFLOWS) (July 2017)	INFLOWS (OUTFLOWS) (August 2017)	INFLOWS (OUTFLOWS) (September 2017)	INFLOWS (OUTFLOWS) (October 2017)	INFLOWS (OUTFLOWS) (November 2017)	INFLOWS (OUTFLOWS) (December 2017)	INFLOWS (OUTFLOWS) (Year to Date)
Cash flows from operating activities							
Payments							
Employee costs	- 261,471.56	- 263,280.28	- 257,356.08	- 544,634.16	- 266,411.05	- 277,912.09	- 1,871,065.22
Materials and contracts	- 619,314.92	- 215,561.82	- 343,225.01	- 263,264.43	- 474,926.40	- 206,956.83	- 2,123,249.41
Interest	- 4,693.83	-	-	-	- 4,045.40	- 13,338.03	- 22,077.26
Other	- 19,434.44	- 58,081.58	- 43,517.34	- 110,418.36	- 25,191.81	- 24,772.79	- 281,416.32
	- 904,914.75	- 536,923.68	- 644,098.43	- 918,316.95	- 770,574.66	- 522,979.74	- 4,297,808.21
Receipts							
Rates	92,911.15	813,684.96	1,586,157.29	174,981.88	472,984.37	281,319.82	3,422,039.47
User charges	235,490.50	96,854.23	115,773.17	71,598.56	77,851.43	37,146.20	634,714.09
Interest received	18,986.07	16,609.32	16,094.00	17,976.72	17,463.91	13,720.41	100,850.43
Subsidies	-	-	-	-	-	-	-
Other revenue grants	-	410,084.25	-	-	410,084.25	-	820,168.50
GST Refunds from ATO	-	-	-	-	-	-	-
Other	11,533.48	19,250.73	1,427.15	- 11,957.12	34,113.02	- 33,685.27	20,681.99
	358,921.20	1,356,483.49	1,719,451.61	252,600.04	1,012,496.98	298,501.16	4,998,454.48
Net cash from operating activities	- 545,993.55	819,559.81	1,075,353.18	- 665,716.91	241,922.32	- 224,478.58	700,646.27
Cash flows from investing activities							
Payments for property, plant & equipment	- 42,952.75	- 265,587.42	- 111,945.72	- 528,171.31	- 373,452.78	- 315,109.26	- 1,637,219.24
Proceeds from sale of property, plant & equipment	-	89,389.93	90.91	-	52,309.09	15,000.00	156,789.93
Proceeds from Capital grants	61,635.00	11,000.00	-	-	-	-	72,635.00
Proceeds from Investments	-	-	-	-	-	-	-
Payment for Investments	-	-	-	-	-	-	-
Net cash used in investing activities	18,682.25	- 165,197.49	- 111,854.81	- 528,171.31	- 321,143.69	- 300,109.26	- 1,407,794.31
Cash flows from financing activities							
Repayment of borrowings	- 6,514.75	-	-	-	- 13,498.32	- 22,863.12	- 42,876.19
Proceeds from borrowings	-	-	-	-	-	-	-
Net cash from (used in) financing activities	- 6,514.75	-	-	-	- 13,498.32	- 22,863.12	- 42,876.19
Net increase/(decrease) in cash held	- 533,826.05	654,362.32	963,498.37	- 1,193,888.22	- 92,719.69	- 547,450.96	- 750,024.23
Cash at beginning of reporting year	11,637,204.77	11,103,378.72	11,757,741.04	12,721,239.41	11,527,351.19	11,434,631.50	11,637,204.77
Cash at end of reporting year	11,103,378.72	11,757,741.04	12,721,239.41	11,527,351.19	11,434,631.50	10,887,180.54	10,887,180.54

SOUTHERN MIDLANDS COUNCIL				
SUMMARY OF RATES AND CHARGES LEVIED, REMITTED AND COLLECTED				
	This Financial Year 11th January 2018		Last Financial Year 11th January 2017	
Arrears brought forward as at July 1		\$ 379,430.89		\$ 415,003.63
ADD current rates and charges levied		\$ 5,108,148.01		\$ 4,821,789.88
ADD current interest and penalty		\$ 44,281.99		\$ 42,057.37
TOTAL rates and charges demanded	100.00%	\$ 5,531,860.89	100.00%	\$ 5,278,850.88
LESS rates and charges collected	58.61%	\$ 3,242,123.79	57.34%	\$ 3,027,032.65
LESS pensioner remissions	4.12%	\$ 227,847.24	4.13%	\$ 217,919.46
LESS other remissions and refunds	0.23%	\$ 12,762.70	0.40%	\$ 21,199.81
LESS discounts	0.47%	\$ 26,244.14	0.45%	\$ 23,689.28
TOTAL rates and charges collected and remitted	63.43%	\$ 3,508,977.87	62.32%	\$ 3,289,841.20
UNPAID RATES AND CHARGES	36.57%	\$ 2,022,883.02	37.68%	\$ 1,989,009.68

18. MUNICIPAL SEAL

Nil.

19. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA

Council to address urgent business items previously accepted onto the agenda.

RECOMMENDATION

THAT the Meeting be closed to the public to consider Regulation 15 matters, and that members of the public be required to leave the meeting.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr R Campbell		
Clr E Batt		
Clr D F Fish		
Clr D Marshall		

CLOSED COUNCIL AGENDA

20. BUSINESS IN “CLOSED SESSION”

Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters have been listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015.

- 20.1 CLOSED COUNCIL MINUTES - CONFIRMATION**
- 20.2 APPLICATIONS FOR LEAVE OF ABSENCE**
- 20.3 COUNCILLOR QUESTION TIME (CLR B CAMPBELL)**
- 20.4 LEGAL MATTER**

RECOMMENDATION

THAT Council move out of “Closed Session”.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A E Bisdee OAM		
Dep. Mayor A O Green		
Clr A Bantick		
Clr E Batt		
Clr R Campbell		
Clr D F Fish		
Clr D Marshall		

OPEN COUNCIL AGENDA

21. CLOSURE