

**MINUTES OF AN ORDINARY MEETING OF THE SOUTHERN MIDLANDS
COUNCIL HELD ON WEDNESDAY 26TH FEBRUARY 2014 AT THE
TUNBRIDGE COMMUNITY HALL, MAIN ROAD TUNBRIDGE,
COMMENCING AT 10.00 A.M.**

INDEX

1.	PRAYERS.....	4
2.	ATTENDANCE	4
3.	APOLOGIES.....	4
4.	APPLICATION FOR LEAVE OF ABSENCE.....	4
5.	MINUTES.....	5
5.1	ORDINARY COUNCIL MINUTES	5
5.2	SPECIAL COMMITTEES OF COUNCIL MINUTES	5
5.2.1	<i>Special Committees of Council - Receipt of Minutes</i>	<i>5</i>
5.2.2	<i>Special Committees of Council - Endorsement of Recommendations</i>	<i>6</i>
5.3	JOINT AUTHORITIES (ESTABLISHED UNDER DIVISION 4 OF THE LOCAL GOVERNMENT ACT 1993)	7
5.3.1	<i>Joint Authorities - Receipt of Minutes</i>	<i>7</i>
5.3.2	<i>Joint Authorities - Receipt of Reports (Annual and Quarterly).....</i>	<i>8</i>
6.	NOTIFICATION OF COUNCIL WORKSHOPS.....	9
7.	QUESTIONS WITHOUT NOTICE.....	11
9.	DECLARATIONS OF PECUNIARY INTEREST.....	14
10.	PUBLIC QUESTION TIME (SCHEDULED FOR 12.30 PM).....	15
10.1	PERMISSION TO ADDRESS COUNCIL	16
11.	MOTIONS OF WHICH NOTICE HAS BEEN GIVEN UNDER REGULATION 16 (5) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005.....	16
11.1	PETITION – COLEBROOK MAIN ROAD (MUDWALLS ROAD) AND LOVELY BANKS ROAD JUNCTION .	16
12.	COUNCIL ACTING AS A PLANNING AUTHORITY PURSUANT TO THE LAND USE PLANNING AND APPROVALS ACT 1993 AND COUNCIL’S STATUTORY LAND USE PLANNING SCHEME.....	18
12.1	DEVELOPMENT APPLICATIONS	18
12.2	SUBDIVISIONS	18
12.3	MUNICIPAL SEAL (PLANNING AUTHORITY).....	18
11.3.1	<i>COUNCILLOR INFORMATION:- MUNICIPAL SEAL APPLIED UNDER DELEGATED AUTHORITY TO SUBDIVISION FINAL PLANS & RELATED DOCUMENTS.....</i>	<i>18</i>
12.4	PLANNING (OTHER).....	19
12.4.1	<i>Proposed Development of a Campania Structure Plan.....</i>	<i>19</i>
12.4.2	<i>Southern Midlands Draft Interim Planning Scheme 2014 – Endorsement and Submission to the Minister for Planning</i>	<i>30</i>
13.	OPERATIONAL MATTERS ARISING (STRATEGIC THEME – INFRASTRUCTURE).....	40
13.1	ROADS.....	40

13.2	BRIDGES	40
13.3	WALKWAYS, CYCLE WAYS AND TRAILS	40
13.4	LIGHTING	40
13.5	SEWERS	40
13.6	WATER	41
13.7	IRRIGATION	41
13.8	DRAINAGE.....	41
13.9	WASTE	41
13.10	INFORMATION, COMMUNICATION TECHNOLOGY	41
13.11	SIGNAGE	41
13.12	OFFICER REPORTS – WORKS & TECHNICAL SERVICES (ENGINEERING)	42
13.12.1	<i>Manager - Works & Technical Services Report</i>	42
GROWTH).....		45
14.1	RESIDENTIAL.....	45
14.2	TOURISM.....	45
14.3	BUSINESS	45
14.4	INDUSTRY	45
14.5	INTEGRATION.....	45
15 OPERATIONAL MATTERS ARISING (STRATEGIC THEME –LANDSCAPES).....		46
15.1	HERITAGE	46
15.1.1	<i>Heritage Project Officer’s Report</i>	46
15.2	NATURAL.....	48
15.2.1	<i>Landcare Unit & Climate Change – General Report</i>	48
15.3	CULTURAL	50
15.4	REGULATORY (OTHER THAN PLANNING AUTHORITY AGENDA ITEMS).....	50
15.5	CLIMATE CHANGE	50
16 OPERATIONAL MATTERS ARISING LIFESTYLE.....		50
16.1	COMMUNITY HEALTH AND WELLBEING.....	50
16.2	YOUTH	50
16.3	SENIORS	50
16.4	CHILDREN AND FAMILIES.....	51
16.5	VOLUNTEERS	51
16.6	ACCESS	51
16.7	PUBLIC HEALTH	51
16.8	RECREATION	51
16.9	ANIMALS.....	51
16.10	EDUCATION.....	51
17 OPERATIONAL MATTERS ARISING (STRATEGIC THEME – COMMUNITY).....		52
17.1	RETENTION	52
17.2	CAPACITY AND SUSTAINABILITY	52
17.3	SAFETY	52
17.4	CONSULTATION.....	52
17.5	COMMUNICATION	52
18. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – ORGANISATION)		52
18.1	IMPROVEMENT	52
18.2	SUSTAINABILITY	53
18.2.1	<i>Local Government Board – Review into the Number of Councillors Elected to Tasmanian Councils (Ministerial Orders)</i>	53
18.2.2	<i>Local Government Association of Tasmania – Annual General Meeting & General Meeting (23rd July 2014) – Draft Motions</i>	56

18.2.3	2014 National General Assembly of Local Government	63
18.2.4	Review of Council’s Strategic Plan 2012 - 2017.....	65
18.3	FINANCES.....	68
18.3.1	Monthly Financial Statement (January 2014).....	68
18.3.2	Request for Donation - “The Oatlands Off Spring”/ Relay for Life.....	79
18.3.3	Request for Donation – Southern Student Leaders’ Conference 2014.....	81
18.3.4	Arts Activity – A Kempton Affair by the Greater Green Ponds Branch of Tas Regional Arts.....	83
19.	INFORMATION BULLETINS.....	88
20.	MUNICIPAL SEAL	89
20.1	RENEWAL OF MINING LEASE (1490P/M – BJ & L FISH, INTERLAKEN ROAD, OATLANDS) – SEAL COMPENSATION AGREEMENT	89
20.2	5 MARLBOROUGH STREET OATLANDS – SIGN AND SEAL THE SCHEDULE	92
21.	CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA.....	94
21.1	MUNICIPAL BOUNDARY SIGN – MIDLAND HIGHWAY, PONTVILLE.....	94
21.2	SOUTHERN MIDLANDS COUNCIL – STATE ELECTION SUBMISSION (DRAFT)	94
22.	BUSINESS IN “CLOSED SESSION “	95
23.	CLOSURE 6.16 P.M.....	98

ENCLOSED

**Council Meeting Minutes & Special Committees of Council Minutes
General Information Bulletin
Enclosures**

- | | |
|--------------------|---|
| Item 12.4.2 | <ol style="list-style-type: none"> 1. Southern Midlands Draft Interim Planning Scheme 2014. 2. Southern Midlands Draft Interim Planning Scheme 2014 Supporting Report. 3. Planning Scheme Maps – Zones and Code Overlays (colour A3 prints of A1 size originals) |
| Item 18.2.2 | Background Paper for LGAT Motion No. 5 – Proposal for Builder Certification of Class 10a Buildings |
| Item 18.2.4 | Southern Midlands Council Strategic Plan 2012 - 2017 |

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COUNCIL HELD ON WEDNESDAY 26TH FEBRUARY 2014 AT THE
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COMMENCING AT 10.00 A.M.**

OPEN COUNCIL MINUTES

At the commencement of the meeting, Councillors acknowledged Councillor Colin Beven who sadly passed away on Friday 21st February 2014.

Councillor Colin John Beven was first elected to the Richmond Council in March 1969 and served through until 1981. Following a four year break, he was reelected in 1985. He served continuously through to March 1993, and was elected to the Southern Midlands Council in April 1993. He served in excess of 40 years as an elected member of Local Government.

In December 2013, he was awarded the Local Government Association of Tasmania Life Membership (Long Service) Award.

The meeting resolved to formally record its condolences.

1. PRAYERS

Rev Dennis Cousens (Patrol Minister) conducted Prayers.

2. ATTENDANCE

Mayor A E Bisdee OAM, Deputy Mayor M Jones OAM, Clr A R Bantick, Clr B Campbell, Clr M Connors, Clr D F Fish, Clr A O Green and Clr J L Jones OAM.

In Attendance: Mr T Kirkwood (General Manager), Mr D Mackey (Manager – Development and Environmental Services), Mr A Benson (Manager – Community and Corporate Development), Mr D Cundall (Planning Officer) and Mrs K Brazendale (Executive Assistant).

3. APOLOGIES

Nil.

4. APPLICATION FOR LEAVE OF ABSENCE

Nil.

5. MINUTES

5.1 ORDINARY COUNCIL MINUTES

The Minutes of the previous meeting of Council held on the 22nd January 2014, as circulated, are submitted for confirmation.

C/14/02/005/19594 DECISION

Moved by Clr J L Jones OAM, seconded by Clr B Campbell

THAT the Minutes of the previous meeting of Council held on the 22nd January 2014, as circulated, be confirmed.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

5.2 SPECIAL COMMITTEES OF COUNCIL MINUTES

5.2.1 Special Committees of Council - Receipt of Minutes

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

- Lake Dulverton and Callington Park Management Committee – Meeting held 17th February 2014

RECOMMENDATION

THAT the minutes of the above Special Committee of Council be received.

C/14/02/005/19595 DECISION

Moved by Clr D F Fish, seconded by Deputy Mayor M Jones OAM

THAT the minutes of the above Special Committee of Council be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

5.2.2 Special Committees of Council - Endorsement of Recommendations

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

- Lake Dulverton and Callington Park Management Committee – Meeting held 17th February 2014

RECOMMENDATION

THAT the recommendations contained within the minutes of the above Special Committee of Council be endorsed.

C/14/02/006/19596 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr A O Green

THAT the recommendations contained within the minutes of the above Special Committee of Council be endorsed, with the exception of Item 6.1 (Request for Toilet Facilities). In relation to this Item, Council request the Committee to review options to enable use (and access) to existing toilet facilities within the Parattah Township (i.e. Recreation Ground or Railway Station).

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

5.3 JOINT AUTHORITIES (ESTABLISHED UNDER DIVISION 4 OF THE LOCAL GOVERNMENT ACT 1993)

5.3.1 Joint Authorities - Receipt of Minutes

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

- **Southern Tasmanian Councils Authority – Nil**
- **Southern Waste Strategy Authority - Nil**

Note: Issues which require further consideration and decision by Council will be included as a separate Agenda Item, noting that Council's representative on the Joint Authority may provide additional comment in relation to any issue, or respond to any question.

RECOMMENDATION

THAT the minutes of the above Joint Authority meetings be received.

DECISION

DECISION NOT REQUIRED

5.3.2 Joint Authorities - Receipt of Reports (Annual and 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
- **Southern Waste Strategy Authority** – Nil

RECOMMENDATION

THAT the reports received from the Joint Authorities be received.

DECISION

DECISION NOT REQUIRED

6. NOTIFICATION OF COUNCIL WORKSHOPS

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2005*, the Agenda is to include details of any Council workshop held since the last meeting.

It is reported that no Council workshops have been held since the last ordinary meeting of Council.

RECOMMENDATION

THAT the information be received.

C/14/02/009/19597 DECISION

Moved by Clr B Campbell, seconded by Clr M Connors

THAT the information be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

C/14/02/010/19598 DECISION

Moved by Clr A O Green, seconded by Clr J L Jones OAM

THAT Council suspend standing orders at 10.23 a.m. to enable Mr Ben Targett (Destination Southern Tasmania) to address the meeting.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

Council Address

Mr Ben Targett, CEO of Destination Southern Tasmania addressed the meeting. He provided an overview of the recently prepared Destination Management Plan – Southern Tasmania. In particular he detailed the framework within which the Plan had been prepared, and spoke in relation to the supply and demand issues which have been highlighted as part of the process.

Councillors were provided with a copy of the Plan at the conclusion of the address.

The address concluded at 10.57a.m. It was followed by morning tea.

The meeting resumed at 11.19 a.m.

7. 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.

Comments / Update will be provided in relation to the following:

1. Tas Medicare Local – Grant Program – Social Determinants of Health

Mr Andrew Benson provided the meeting an update on Tas Medicare Local's recent advertisement for grant funding. Council will be submitting an application in conjunction with Central Highlands Council, Central Highlands Rural Health Services and Southern Midlands Rural Health Services.

2. Southern Midlands Community Radio Station (97.1 Mid FM)

General Manager provided an update in relation to the relocation of the Station to the Lake Dulverton Aquatic Club building. Detail was provided in relation to Aurora electricity expenses incurred to date. It is envisaged that the Station will be relocated prior to the end of March.

3. Council Computer Software Systems

General Manager provided comment in relation to a proposal under review which is considering a change of software system suppliers/maintenance contracts etc.

4. Runnymede Cricket Club Property

Clr B Campbell asked whether there has been any progress in relation to this property which is being utilised by the Runnymede Cricket Club. The property is owned by Gunns Pty Ltd which is in receivership and no progress has been made to date.

5. Parattah Recreation Ground

It was confirmed that there is pedestrian access only direct from Tunnack Main Road through to the Recreation Ground. The roadway was formally closed a number of years ago.

6. Department of Infrastructure, Energy & Resources - Issues

Clr J L Jones OAM requested any updates in relation to the Tunnack Main Road / Inglewood Road junction (i.e. safety issues); Maintenance through Parattah township; and Grange Road, Kempton – stormwater / drainage infrastructure. All issues have been referred to the Department.

7. Callington Mill – Mill Tower Maintenance

Verbal briefing provided in relation to issues associated with maintenance and operation of the Mill, including technical detail of what works are proposed. Mr Neil Metcalf (Traditional Millwrights UK) will be attending.

Clr J L Jones OAM left the meeting at 11.48 a.m.

8. Resource Sharing / LGAT Purchasing System

General Manager provided an update in relation to recent resource sharing activities and discussion focussed on the proposed ‘Common Services Model’. Reference to participation in the LGAT purchasing system was made by Clr A O Green and detail was requested in regard to approximate savings that have been achieved by utilising this system. Basic report to be provided.

Clr J L Jones OAM returned to the meeting at 11.53 a.m.

9. Scott Street, Tunbridge (Sale Yards) – status of road, and length maintainable by Council to be confirmed.

10. New dwellings (issue of Completion Certificates) – briefing provided in the relation to the process and issues encountered. Newsletter item to be prepared advising property owners.

10. Elderslie Main Road (Jordan River Bridge - Official Opening and Naming) - Deputy Mayor M Jones OAM requested information relating to the overall cost of this event. A detailed breakdown was provided, which included contributions from Norske Skog and the Marstrand family.

11. Midlands Hotel – Development Application (Signage)

An appeal has been lodged by the applicant. It is progressing through the initial mediation process. Further report to be provided.

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 2005*, 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.

The Acting General Manager reported that the following items need to be included on the Agenda. The matters are urgent, and the necessary advice is provided where applicable:-

- **Municipal Boundary Sign – Midland Highway, Pontville**
- **Southern Midlands Council - State Election Submission (Draft)**
- **Closed Session (Item 22.1)**
- **Closed Session (Item 22.2)**

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 2005*.

C/14/02/013/19599 DECISION

Moved by Clr A O Green, seconded by Clr J L Jones OAM

THAT the Council resolve by absolute majority to deal with the above listed supplementary item not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2005*.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

9. DECLARATIONS OF PECUNIARY INTEREST

In accordance with the requirements of Part 2 Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2005*, 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 2005*.

The following declarations were recorded:

Deputy Mayor M Jones OAM – Item 18.3.2 Request for Donation - “The Oatlands Off Spring”- Relay for Life

Clr D F Fish – Item 20.1 Renewal of Mining Lease (1490P/M – BJ & L Fish, Interlaken Road, Oatlands) – Seal Compensation Agreement

10. 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 2005*, the agenda is to make provision for public question time.

In particular, Regulation 31 of the *Local Government (Meeting Procedures) Regulations 2005* 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.*

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 advised the meeting that no formal questions on notice had been received for the meeting.

This session was held later in the meeting at the prescribed time.

10.1 PERMISSION TO ADDRESS COUNCIL

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

- Mr Ben Targett from Destination Southern Tasmania with address Council at 10.10 a.m. in relation to the recently prepared Destination Management Plan.

11. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN UNDER REGULATION 16 (5) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005

11.1 PETITION – COLEBROOK MAIN ROAD (MUDWALLS ROAD) AND LOVELY BANKS ROAD JUNCTION

Clr A O Green has been presented with a petition signed by 65 residents and users of Lovely Banks Road. In response to that petition, Clr A O Green has submitted the following motion:

“THAT:

- a) the Southern Midlands Council receive the petition concerning the junction of Lovely Banks Road and Mudwalls Road; and*
- b) the Southern Midlands Council seek a commitment from the incoming State Government to co-fund safety improvements including a re-alignment of the Lovely Banks Road and Mudwalls Road junction on a Dollar for Dollar basis.”*

General Managers’ Comments:

Councillors may recall that at the time the Department of Infrastructure, Energy and Resources were planning the upgrade of the Colebrook Main Road in this location, a proposal to realign the junction was raised by Council for consideration. Unfortunately, it was discounted by the Department due to budgetary constraints.

At present, there is limited sight distance when entering Colebrook Main Road from Lovely Banks Road; it is a relatively sharp angle; and the height of Lovely Banks Road (at the junction) is below the Colebrook Main Road.

The earlier proposal involved realignment of Lovely Banks Road to remove the last right hand bend prior to entering Colebrook Main Road. From that point, the height of the road would be raised in a straight line to achieve a ‘T’ intersection which would vastly improve sight distance in both directions.

The project would require survey for land acquisition (minimal land required), associated legal and title fees, and construction costs (incl. length of seal from junction). In the absence of any engineering design at this stage, a preliminary estimate of \$70,000 has been determined. This estimate recognises that additional costs may be incurred due to the linkage with a state government road.

C/14/02/017/19600 DECISION

Moved by Clr A O Green, seconded by Clr J L Jones OAM

“THAT:

- a) the Southern Midlands Council receive the petition concerning the junction of Lovely Banks Road and Mudwalls Road; and
- b) the Southern Midlands Council seek a commitment from the incoming State Government to co-fund safety improvements including a re-alignment of the Lovely Banks Road and Mudwalls Road junction on a Dollar for Dollar basis.”

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

12. 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.

12.1 DEVELOPMENT APPLICATIONS

Nil.

12.2 SUBDIVISIONS

Nil.

12.3 MUNICIPAL SEAL (PLANNING AUTHORITY)

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

Nil Report.

12.4 PLANNING (OTHER)

12.4.1 Proposed Development of a Campania Structure Plan

AUTHOR MANAGER STRATEGIC PROJECTS (D MACKEY)

DATE 19TH FEBRUARY 2014

ATTACHMENTS The ‘planning charrette’ concept.

ISSUE

Consideration of a proposal to develop a structure plan for the township of Campania.

BACKGROUND

Councillors will be aware of previous local strategic land use planning exercises such as the Oatlands Integrated Development Strategy and the Bagdad Mangalore Structure Plan.

A similar initiative is now proposed to formulate a structure plan for the township of Campania. Council foreshadowed the need for this in September 2013 in considering the public submissions received during the (informal) public consultation period for the proposed new planning scheme. Some submissions questioned whether the planning scheme for the town should be altered to move from the ubiquitous Village Zone to separate Residential, Business, Community Use, Light Industrial, etc., zones.

More recently, at the January 2014 Council meeting, community members addressed Council regarding the use of the Campania Flour Mill and surrounding land – both in the short and the long terms. A reference group was subsequently established with representatives from Council, Imagine Campania, the Campania District School and Hazell Bros. - the company leasing the Flour Mill from the Education Department for 12 months as a site office for the South East Irrigation Scheme expansion project. This group has already met once and it is clear that a number of issues the group wishes to address cannot be resolved in isolation from other issues pertaining to the future of the town as a whole.

In addition to the all of the above, after Oatlands and the Bagdad-Mangalore area, Campania is considered to be the next town in most need of a dedicated local planning exercise. The Joint Land Use Planning Initiative outcomes recognised this, based on the relatively fast growth of the town in recent times and the fact that there is little land currently zoned for growth into the medium-to-long term, whilst a number of know constraints present some challenges to expansion.

In summary, a range of factors and issues now point to a need for a local strategic land use planning process to be undertaken at Campania.

ISSUES

Issues that a structure planning exercise needs to accommodate or resolve include (in no particular order):

1. The long term future of the Campania Flour Mill and surrounding land:
 - This is currently owned by the Department of Education.
 - Will it be needed for the school in the future? What will be the demographics of the town and the broader school catchment in the future? Will the number of school-aged children increase or decrease?
 - Even if they do increase, is it reasonable to seek to establish a new MTD building at the school, replacing the need for the school to use the Flour Mill.
 - If not needed by the School, what then? What use should this magnificent building be put to? Who should own it? – A community organisation, or Council? Should it be sold to the private sector? Could it be lease to a private owner – perhaps at a low rent on the condition a use benefiting the community is a part of it?
 - Should the half of Flour Mill Park that is owned by the Education Department be transferred to Council?
2. The pending sale of the school farm:
 - This is within the town.
 - It may be that the best use of this land in the future is for residential subdivision. However, it would be good to confirm this, with community input into a strategic-thinking process.
 - If it is to be residential, how should it be developed? Where ought new roads and pedestrian paths be located and how could they best link to the existing road network? Should there be any public open space within the area?
3. Long term expansion of the town:
 - Aside from the school farm, almost all other land zoned for village purposes has either been subdivided or has been approved for subdivision. There are no substantial areas of land in reserve for the medium-to-long term. Where should new land for town expansion be located?

- Campania certainly appears to be attractive to new residents as a commuter village for greater Hobart. The expansion of the South East Irrigation Scheme is only likely to increase demand for residential land in the town.
 - However, Campania faces some challenges to expansion that need to be considered:
 - To the east the town runs into some of the best quality agricultural land in Southern Tasmania, which is generally protected from development by the Protection of Agricultural Land State Policy and the Southern Tasmania Regional Land Use Strategy.
 - To the west is the hill that is largely the Campania Bush Reserve. Would it be appropriate for more of the non-reserve part of the hill to be released for residential blocks?
 - At the top of the hill to the west the land has been cut into rural-residential blocks – which precludes further subdivision to residential densities.
 - In the northern part of the town some land near the creek is flood prone. Expansion beyond the creek would likely constitute undesirable ribbon development.
 - Expanding south could constitute ribbon development if not well sited.
4. More definitive zoning for the town:
- In the planning scheme, the entire town is zoned ‘Village’. Would it be better to define discrete areas for business/retail, residential, light industry, community use, etc?
 - Such a change would encourage a stronger, more focussed village commercial centre to develop whilst ensuring the growing residential areas remain firmly ‘residential’ in use, thereby providing for better residential amenity into the long term.
 - The scheme would also become more definitive in terms of what is appropriate where - and this would facilitate the establishment of new service and light industries, and other businesses, in appropriate locations.
 - If we do want to encourage a stronger, more focussed village centre, where should this start and finish?
5. Accommodation / camping area for season fruit pickers.

- During the annual fruit picking season a large proportion of Flour Mill Park becomes the temporary home of many fruit pickers who service the many large orchards of the Cole River Valley.
 - Although this is a long-term existing seasonal use, the area is an informal camping area only and, aside from the toilet block and picnic huts, there are no proper camping amenities.
 - Is this the best location for the seasonal workers?
 - If so, should we aim to make it a fully compliant camping ground? To do so would need a great deal of capital funding – where could this be found and who would operate the facility and cover associated on-going expenses?
 - If not, what are the alternative locations, and how could they be developed to accommodate the fruit pickers?
6. The Campania Hall and Farmer’s Market:
- How does all of the above potentially impact on the Campania Hall and the existing monthly Farmer’s Market? We need to ensure existing facilities and events are strengthened by any change, not weakened.
 - What is the long-term future of the old tennis court area at the rear of the Hall?
7. The Campania Recreation Ground and its sporting clubs:
- As with the Hall, existing facilities and groups need to be integrated with the bigger town plan and strengthened by any change.
8. Infrastructure Issues:
- The main road through Campania is a State road. The Department of Infrastructure Energy and Resources will need to be involved in the structure planning process.
 - Expansion of the town will have implications for the potable water supply and sewerage treatment infrastructure of the town and associated mains networks. TasWater will need to be involved in the structure planning process.
9. Other issues may be raised by key stakeholders or the community generally during the process.

In dealing with all the above issues within one integrated process the plan would constitute an integrated strategic approach for the future development of Campania.

PROPOSED APPROACH

It is proposed that the project be undertaken along the lines of the ‘Planning Charrette’ method. This is a short, sharp, intense method of undertaking local strategic land use planning that produces results in a very timely fashion – a matter of weeks as opposed to months that a more traditional approach would take.

Attachment 1 provides an outline of a typical Planning Charrette process taken from a NSW state government planning department document. As indicated, the core of the ‘charrette’ process is a series of consecutive workshops involving key stakeholders and community members, which may be over several days, with the aim being to resolve all the key issues and set the plan down on paper by the end.

It is considered that the Campania situation lends itself to such a process because it is a discrete contained area, most of the issues are fairly well known and there are organised and active local community groups to engage with (including the School community, Imagine Campania, the Hall Committee, the Cricket/Football Clubs) to engage with.

The process outlined in Attachment 1 would need to be modified and potentially reduced a little to be more appropriate to the Campania situation.

IMPLEMENTATION OF OUTCOMES

The land use planning outcomes of the project would inform amendments to the planning scheme. Whilst too late to be included in the new draft interim planning scheme submitted to the Minister by Council, any desired changes could nevertheless be subject to an amendment to the existing scheme. Finally approved changes can then be subject of a direction from the Minister to be incorporated into the new interim planning scheme prior to its declaration.

Other outcomes would be pursued through the appropriate means. As in the case of the Oatlands Integrated Development Strategy, a range of specific Council initiatives and actions may be identified outside of its land use planning function. Initiatives and actions might also be agreed for partner organisations including the school, the State Government and/or local community groups.

COST AND POTENTIAL FUNDING

Informal discussions with private sector planners have revealed that a structure planning exercise for a town the size of Campania could be undertaken for around \$15,000 (plus Council in-kind support).

Preliminary discussions have been held with officers from the Department of Economic Development Tourism and the Arts (DEDTA) and there are promising indications that

the project might be suitable for financial assistance amounting to one-third of the estimated cost. Given that a number of key issues that can be addressed by the plan are of importance to the School / Education Department, it may be possible to approach the Department for a similar amount.

If external funds can be found, Council would need to budget \$5,000 cash (plus Council officer time and resources in-kind support).

FINALISING A PROJECT PLAN

The recently established Flour Mill Park Reference Group would be an ideal group to assist Council officers in firming-up the details of the project plan and to help find sources of funding. A final project plan and proposed funding arrangements could then be brought back to a Council meeting for confirmation and the project proper could then commence.

Human Resources & Financial Implications

The proposal is for Council to budget an amount of \$5,000 cash. If this is matched by the government agencies mentioned above, a total cash pool of \$15,000 could be achieved, which would fund a worthwhile project.

Council officer time would be required for project management and technical input. A number of Council officers would be involved.

Community Consultation & Public Relations Implications

It is envisaged the key community organisations would be recognised as key stakeholders, and would be requested to have deep involvement in the process. There would also be opportunities for broader community consultation during the process.

The project plan – which would be drafted with the assistance of the Flour Mill Park Reference Group - would clarify the opportunities for involvement of the key stakeholders and the general community.

Policy Implications

The process will likely result in recommendations to Council for amendments to the planning scheme and other policy documents.

Web Site Implications:

If the process is initiated, the website should advise of this. The website should be used as a method of information dissemination at the time of the community consultation process.

RECOMMENDATION

THAT Council:

- A. Undertake a structure planning exercise for the township of Campania – if appropriate funding can be sourced.**

- B. Dedicate a \$5,000 cash budget allocation, plus in-kind support from Council officers.**
- C. Seek matching cash funding from Department of Economic Development Tourism and the Arts.**
- D. Seek matching cash funding from the Department of Education.**
- E. Work with the Flour Mill Park Reference Group (the School and Imagine Campania) to draft a project plan, assist in seeking external funding.**
- F. A report be provided to a future Council meeting with a project plan and proposed funding arrangements for confirmation.**

C/14/02/025/19601 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr B Campbell

THAT Council:

- A. Undertake a structure planning exercise for the township of Campania – if appropriate funding can be sourced.
- B. Dedicate a \$5,000 cash budget allocation, plus in-kind support from Council officers.
- C. Seek matching cash funding from Department of Economic Development Tourism and the Arts.
- D. Seek matching cash funding from the Department of Education.
- E. Work with the Flour Mill Park Reference Group (the School and Imagine Campania) to draft a project plan, assist in seeking external funding.
- F. A report be provided to a future Council meeting with a project plan and proposed funding arrangements for confirmation

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

ATTACHMENT 1

The ‘Planning Charrette’ Concept.

EXCERPT FROM:

Ideas for Community Consultation.

A discussion on principles and procedures for making consultation work.

A report prepared for the NSW Department of Urban Affairs and Planning

February 2001

Dr Lyn Carson and Dr Katharine Gelber

Method 6: Charrette

A charrette is an intensive, consultative planning process. The term ‘charrette’ is derived from the French word for ‘little cart’. Students at the École de Beaux-arts in Paris from the mid 1800s to the 1930s were asked to produce work weekly. The work was handed in by being placed in the ‘charrette’ as it trundled across the studio. It was adapted by a US architectural and planning firm, Duany and Plater-Zyberg, for producing high quality urban design solutions within a short period of time (Forseyth 1997: 83).

A charrette involves a rapid and dynamic interchange of ideas between planning practitioners, stakeholders and the general community. To prepare for a charrette, a convening team of planning practitioners publicises the issue under discussion widely, and books venues for large public meetings.

On day one, the convenors draw up some preliminary issues for discussion. On the evening of day one, a public meeting is held to allow the general community to identify options and desired outcomes from the planning process, via discussion both collectively and in smaller, facilitated groups.

On day two, the convenors meet with stakeholder groups, such as landowners, developers and those with an interest in the region at issue such as environmentalists. This allows for ‘expert’ input into devising planning options. On day three the convenors draw together a list of options by combining their understanding of community concerns with the preferred outcomes of the interest groups. These options are produced in a format which is open to public inspection by the community and the stakeholders concerns. If the convenors feel some of the options suggested are unviable or conflict with community values, they can incorporate this into the planning options they put forward. Focus meetings are held with stakeholders and interested community members.

On day four the convenors hold a detailed and intensive workshop to formulate the preferred outcomes from the previous day into concrete planning proposals.

On day five this process is completed, including (if applicable) the production of sketches

and materials for presentation. On the evening of day five, another public meeting is held to present the planning proposals to the general community. If this brings up strong public opposition to the proposals made, an extra day may be necessary to respond to this criticism.

Charrettes may be split over two weekends, or held on consecutive days.

The actual number of days may vary.

The main characteristics of a charrette are that:

- It is convened by a team of planning practitioners, who work intensively with the options put forward by all other participants to draw up feasible planning proposals and who facilitate the meetings.
- It involves consultation with the general community via well-publicised public meetings.
- It involves consultation with stakeholders and special interest groups via meetings with the convenors.
- The community takes part in initially devising options, and is given the opportunity to assess the outcomes, thereby cushioning the specialist input.
- It takes place over an intensive one week period.
- It produces concrete planning proposals in a rapid period of time.
- To be successful, prior community agreement that ‘something should be done’ is required.
- It resembles a rapid four-step model.

Advantages:

A charrette is a rapid planning procedure which produces concrete results within one week. The community is involved both in envisioning the outcomes at an early stage, and in assessing the planning proposals at the final stage.

There is the opportunity for the community to have input at a number of stages in the planning process. Community involvement is therefore meaningful and well-placed. A charrette is also relatively cost-effective.

New technologies can be easily and very usefully incorporated into the charrette model, for assistance with design of sketches and production of materials for presentation.

Disadvantages:

Because the charrette takes place in a short period of time, there is a possibility that some participants may feel they had insufficient time to understand the process or the issue fully. Also, a charrette does not involve random selection and is unrepresentative of the community as a whole. Broad community consultation is undertaken via public meetings, which are likely to be attended by those individuals who feel strongly about the issue under discussion. It is therefore difficult to involve groups usually marginalised from the consultative process.

When is this method useful?

This method can be useful when a plan in a region or area or involving a particular site needs to be drawn up within a short period of time, and some community consultation is still desired. A charrette acts like an intensive four-step model of its own.

C/14/02/028/19602 DECISION

Moved by Clr J L Jones OAM, seconded by Clr D F Fish

THAT the meeting be suspended at 12.33 p.m. for the Public Consultation Session.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

Public Consultation Session

Ten (10) members of the public attended the meeting at 12.36 p.m.

Topics discussed included the following:

- Members of the public acknowledged and expressed their appreciation to the past contributions made by Clr C J Beven.
- Mayor A E Bisdee OAM, on behalf of Council, commended the Tunbridge Hall Committee for the work that has been undertaken on the Tunbridge Hall
- Public Toilets (rear of Hall) – birds getting into the toilets (building to inspected and rectification works done)
- Drainage works (Main Road, Tunbridge – outside of Community Club) – works have been budgeted and are scheduled to coincide with the availability of road materials from project on Midland Highway
- Tunbridge Park – draft design of proposed shelter submitted to the meeting for comment
- Tunbridge Park – drainage works vicinity of carriage shed
- Junction - Ballochmyle and Main Roads, Tunbridge – trees restricting view
- Maintenance of Church (Privately owned) – Building Notice (to be assessed from a safety perspective)
- Scott Street, Tunbridge – extension of culvert
- Church Street, Oatlands – consideration for one-way traffic (discounted on the basis of emergency service vehicles and road width etc.)
- Entry to Tunbridge (southern end) – relocate ‘Town Sign’ to protect culvert head
- Wellington Street, Oatlands - consideration for one-way traffic
- Stanley Street / Marlborough Street junction – linemarking requires reinstatement (and ‘give-way’ signage to be checked)
- Confirmation that the condition of the Tunbridge historic bridge has been referred to DIER

Public Consultation Session concluded at 1.05 p.m. and the meeting was suspended for lunch.

Council Address

Prior to formally reconvening, Mr Graham Green (Council's NRM / GIS Officer) made a presentation in relation to the development of a bio-char facility. This facility may provide an option to address disposal and treatment of Council's green waste. Progression of the proposal requires an investment in the preparation of a business plan. Funding is currently being sought from the Southern Waste Strategy Authority and directly from Councils that may wish to participate .

The meeting resumed at 2.31 p.m.

Clr J L Jones OAM was not in attendance when the meeting resumed. He entered the meeting at 2.36 p.m.

Mr J Lyall (Manager – Works and Technical Services) attended the meeting at 3.20 p.m.

12.4.2 Southern Midlands Draft Interim Planning Scheme 2014 – Endorsement and Submission to the Minister for Planning

File Ref: 9/084

AUTHOR MANAGER STRATEGIC PROJECTS (D MACKEY)
DATE 20TH FEBRUARY 2014

- ENCLOSURES**
1. Southern Midlands Draft Interim Planning Scheme 2014.
 2. Southern Midlands Draft Interim Planning Scheme 2014 Supporting Report.
 3. Planning Scheme Maps – Zones and Code Overlays (colour A3 prints of A1 size originals)

AVAILABLE ON REQUEST

Southern Regional Model Scheme - Analysis and response to submissions in relation to regional content received from the June-July 2013 Draft Planning Scheme consultation, 29 October 2013.

1. ISSUE

This report seeks Council's endorsement of the Southern Midlands Draft Interim Planning Scheme 2014 (SM-IPS2014) and its submission to the Minister for Planning for declaration as an interim planning scheme pursuant to section 30F of the Land Use Planning and Approvals Act 1993 (LUPAA).

2. BACKGROUND

Southern Midlands Council, along with the other eleven Southern Tasmanian Councils, is participating in the Southern Tasmania Regional Planning Project - a joint project with the State Government. The overall aim is to overhaul the land use planning system in the region and produce a suite of new planning schemes based on a single broad regional strategy and containing a high level of consistency. The Regional Planning Project is itself a part of the State's planning reform agenda in which all three regions are participating and which has also seen the creation of a new statewide template for planning schemes and several pieces of standard statewide content (the bushfire code and provisions for dwellings in the General Residential Zone).

The Regional Planning Project concluded the first major phase of its work in September 2011 with the delivery of the Southern Tasmania Regional Land Use Strategy to the Minister for Planning following its endorsement by all twelve Southern Councils. The Minister formally declared the document to be a statutory *Regional Strategy* in October that year. As a declared Regional Strategy it is statutory requirement that all the new planning schemes in the region must be consistent with it.

The second major output of the Regional Planning Project is the suite of contemporary and consistent planning schemes provisions mentioned above, known as the Regional Model Planning Scheme.

All new planning schemes in the State will have to be based on the State's Planning Scheme Template for Tasmania and must include any other standard statewide content that the Government might produce – such as the bushfire code. However, the Template only provides the 'bare bones' of planning schemes. This includes the 'mechanical provisions', a standard layout and structure, most of the definitions and standard zone names and their purpose statements.

The State Template does not provide the vast majority of the development and use standards that are the key provisions in terms of day-to-day development control. Councils acting collectively within the region have now drafted the majority of these. These regionally consistent provisions sitting within the State's template constitutes the 'Regional Model Planning Scheme'.

In terms of completing individual planning schemes, each Council has taken the Regional Model and tailored it for its area with the addition of local provisions needed to address particular local issue and through choosing certain regional optional provisions. The local provisions recognise that there are genuine differences and peculiarities between Council areas across the region. Each planning scheme will therefore contain planning scheme provisions particular to it. It is intended that the amount of local provisions in each scheme will be minimal, so that the proportion of consistent provisions is maximised. The philosophy is: "be the same unless there is a reason to be different."

Therefore, the new draft Southern Midlands Planning Schemes includes content provided from three sources:

- The State: The Planning Scheme Template for Tasmania, the Bushfire Code and standard provisions for dwellings in the General Residential Zone.
- The Region: The majority of zone provisions and most codes.
- The Council: Local provisions necessary to reflect specific local circumstances or protect important local values. For Southern Midlands, the key 'local provisions' are the heritage precinct provisions.

3. THE INTERIM SCHEME MECHANISM

Since August 2012, all Councils have been considering which statutory pathway they should pursue to bring their new planning schemes into effect.

Three years ago the State amended the *Land Use Planning and Approvals Act 1993* to re-introduce the concept of interim planning schemes, which had been eliminated in 1993 when the legislation was overhauled. The Regional Project MoU between the State and the 12 Southern Councils foreshadowed that the Government would amend the Act to recreate the interim planning scheme mechanism and set down the State's expectation

that the new planning schemes will be submitted to the State as ‘draft interim planning schemes’. The Minister has continued to emphasise this expectation in correspondence to Councils.

It is noted that the ‘traditional’ draft planning scheme approval pathway remains in the Act. Therefore, Councils technically have the option of submitting their draft planning schemes to the State as either draft interim planning schemes or as ‘traditional’ draft planning schemes.

As Councillors are aware, the key difference is that interim planning schemes come into effect prior to the statutory public consultation and formal hearings process, whilst in the traditional pathway new schemes coming into effect at the end of that process. This raises concerns regarding ‘natural justice’ and ‘due process’ around any substantive changes from the old scheme to the new.

Despite these misgivings, in 2013 the Regional Planning Project Steering Committee resolved to encourage all Councils to pursue the interim planning scheme pathway. The Committee also resolved to impress upon Councils the importance of all Councils pursuing the same pathway. The ‘worst case scenario’ in terms of achieving the overall planning system reform objectives of the project would be for various Councils within the region to take different pathways.

The key impact of pursuing the interim planning scheme pathway is that significant changes in proposed planning schemes cannot be inconsistent with the Regional Land Use Strategy, and must be well supported by local strategic planning where not clearly required by the Regional Strategy.

As Councillors are aware, late last year Southern Midlands took the decision to initiate amendments to its current planning scheme for the substantive changes that it was planning to bring in simply through the new interim planning scheme. These are currently within the statutory amendment process. This now affords people who may be potentially impacted by the proposed changes with ‘due process’ and ‘natural justice’ as these amendments are formally advertised for public comment, members of the public can choose the lodge submissions and participate in a Tasmanian Planning Commission (TPC) public hearing and an independent decision by the TPC.

4. PLANNING SCHEME (INFORMAL) PUBLIC CONSULTATION

The twelve Southern Councils put their proposed draft interim planning schemes out for informal public consultation together during a combined consultation period, which ran from 1 June and until 12 July 2013.

Submissions were received by both the Regional Planning Project and the Councils. Some of the issues raised were relevant only to an individual Council – ‘local issues’ – whilst others were relevant to ‘regional issues’.

In September 2013 Southern Midlands considered and determine its local issues at a Councillor workshop and subsequent Council meeting. The outcomes are encapsulated in

the minutes to the September 2013 council meeting.

The Regional Planning Project coordinated the collective consideration and resolution of the regional issues. This work is encapsulated in a 342 page document titled *Southern Regional Model Scheme - Analysis and response to submissions in relation to regional content received from the June-July 2013 Draft Planning Scheme consultation, 29 October 2013*, which is available for Councillor's perusal on request.

Both regional and local content of the Southern Midlands Draft Interim Planning Scheme provisions have been subsequently amended.

It is acknowledged that, in the event a Council does not agree with a proposed regional resolution, it ultimately may resolve to submit its draft interim planning scheme to the Minister with a variation to the regional model provisions. In such an event, the Council will be required by TPC assessment officers to justify the variation.

5. THE SOUTHERN MIDLANDS DRAFT INTERIM PLANNING SCHEME 2014

The SM-IPS2014 has been prepared in accordance with the Planning Scheme Template for Tasmania which came into effect 1 June 2011 (Planning Directive No. 1). Subsequent modifications have been made with the latest changes coming into effect on 8 January 2014.

The draft scheme contains state, regional and local provisions. The status and implications of each of these is discussed below. Sections 8 to 11 of the Supporting Report for the SM-IPS2014 (*Enclosure 2*) contain an explanation as to the source of the various provisions and rationale where necessary.

5.1 STATE PROVISIONS

The State provisions comprise:

- The Template (in terms of structure, administrative provisions, zone structure and zone purpose statements);
- The standards for residential development in the General Residential Zone; and
- The Bushfire Prone Areas Code.

The mandatory State provisions are shown in **black text** in the draft scheme document.

In March 2011 the Minister for Planning directed that the (Tasmanian Planning Commission) TPC undertake an assessment of draft Planning Directive – Statewide Codes. It was intended that the following 4 codes be included in all new planning schemes.

- **Landslide;**
- **Potentially Contaminated Land;**

- **Flood Prone Land;**
- **Road and Railway Assets.**

TPC hearings on these 4 codes were held in June and July 2011. A revised Road and Railway Assets Code was released for public comment on the 16th February 2013.

A final decision has not yet been made by the State on any of these codes.

In the case of the **Landslide Code** a new process was commenced through the Department of Premier and Cabinet in consultation with the Regional Planning Project and a Landslip Code (E3.0) has been included in the Southern Regional Model Provisions as a regional code.

All Statewide codes - to become mandatory in planning schemes - are required to go through the Planning Directive process under *Part 2A Planning Directives* of LUPAA.

Based on advice from the TPC it is anticipated that the **Potentially Contaminated Land, Flood Prone Areas and Road and Rail Assets Codes** will be finalised by the TPC before the SM-IPS2014 comes into statutory effect and will be included in it before the formal declaration as an interim planning scheme.

The draft scheme therefore contains headings for the Potentially Contaminated Land, Flood Prone Areas and Road and Rail Assets Codes but not content, as this is anticipated to be mandated into the scheme by the State prior to declaration.

Note that the regional code **Inundation Prone Areas** has been expanded by the Regional Planning Project to effectively substitute for the State Flood Prone Areas code. It originally dealt just with the sea level rise issue but now deals with riverine flooding as well.

5.2 REGIONAL PROVISIONS

The regional provisions comprise scheme objectives, zone purpose statements, use tables, zone provisions (standards) and most of the codes. The recommended **mandatory regional provisions** are shown in **blue text** in the draft scheme document. **Optional regional provisions** are shown in **purple text**.

The proposal to prepare a “model planning scheme” for the southern region is embodied within the “Memorandum of Understanding” (MoU) signed by the STCA and the State Government. It aims to facilitate consistency between planning schemes and to assist councils in resourcing the preparation of their new planning schemes.

The Southern Regional Model Provisions form the basis of all planning schemes in Southern Tasmania. The approach taken is for each council to be able to add its own local level provisions to the regional provisions, but is not to make alternations or additions that would be inconsistent with the Regional Provisions.

It should be noted however that there is not a *statutory* requirement to include the Southern Regional Model Provisions in any planning scheme. They would not be Mandatory Common Provisions or Optional Common Provisions pursuant to LUPAA. This would only be the case if the State decides to enshrine some or all of them by way of a Planning Directive. This is unlikely to happen, at least in the short term.

Whilst the Southern Regional Model Provisions would not be mandatory as part of any planning scheme, the following should be noted:

- All Councils (and the State), by signing the MoU, have agreed to the concept of a high degree of commonality / consistency within the new planning schemes.
- The need to address the problems arising from the current suite of inconsistent planning schemes is currently very high on the political agenda at the State level.
- Industry groups, other stakeholders and the general community are also calling for the inconsistency between current planning schemes to be addressed – at the very least in terms of structure, core content and wording if not quantitative standards.

5.3 LOCAL PROVISIONS

The local provisions are comprised of the planning scheme maps showing zones and overlays, and the ordinance, specifically the local scheme objectives, some zone purpose statements, some elements of the use tables and 2 Specific Area Plans (Chauncy Vale and the Oatlands Equestrian Precinct). The **local provisions** are shown in **green text** in the SM-IPS2014 document.

Sections 8 to 10 of the SM-PS2014 Supporting Report (*Enclosure 2*) contain an explanation as to the rationale for the various local provisions. Section 8.2 of that report outlines how the Template zones have been applied in the SM-IPS2014 and also how the zones have been translated from the existing planning scheme. A copy of the zoning plans and overlays is also provided to Councillors (*Enclosure 3*).

Section 7 of the SM-IPS2014 Supporting Report lists the local planning strategies and studies that have been used to inform the preparation of the SM-IPS2014 and outlines how they have been utilised.

Unlike the initial 2003 State Template, the revised June 2011 State Template provides for the optional inclusion of *local area objectives* and *desired future character statements*. These have generally not been provided for the SM-IPS2014 zones as insufficient policy work has been undertaken in the past to provide meaningful local objectives and statements. The key local issue of this nature within Southern Midlands is heritage precincts, and these have been provided through the Heritage Code. In any case, it should be noted that *local area objectives* and *desired future character statements* have very

limited application under the mechanics of the State Template. They can only be considered when determining an application for a discretionary use or if specifically referred to in a performance criterion for a use or development standard. In those cases they can only be considered insofar as each such objective or statement is relevant to the particular discretion being exercised.

5.4 OTHER ISSUES

As indicated above, Council has recently initiated amendments to its current scheme. This has been done in cases where the changes are considered too significant to create via the interim planning scheme mechanism. This is to ensure that any interested parties have the opportunity to be involved in a proper statutory process and have their views formally heard at the TPC public hearing before a decision is made.

As indicated in the supporting report, there are other changes that have been included the SM-IPS2014, but only where justification is considered to exist under the Regional Land Use Strategy and/or a State Policy, or the change is simply necessary to move from the current planning scheme format to the new State Template.

5.4.1 BAGDAD MANGALORE STRUCTURE PLAN RECOMMENDATIONS

Council has recently initiated amendments to the current Southern Midlands Planning Scheme 1998 to implement the recommendations within the Bagdad Mangalore Structure Plan, (BMSP). This process is likely to be completed in around 3 months' time.

The SM-IPS2014 has been drafted assuming that these amendments will be approved by the Tasmanian Planning Commission. If they are not, then it is highly likely that the Minister will direct that the SM-IPS2014 be amended prior to its declaration to reflect the TPC's decision in regard to these amendments to the current scheme.

It is anticipated that the new interim scheme may be declared by the Minister towards the end of this year.

5.4.2 AMENDMENTS TO THE HERITAGE PRECINCTS

Council has also initiated amendments to the current Southern Midlands Planning Scheme 1998 to implement its long awaited changes to Heritage Precincts.

Again, the SM-IPS2014 has been drafted assuming that these amendments will be approved by the Tasmanian Planning Commission. If they are not, then it is highly likely that the Minister will direct that the SM-IPS2014 be amended prior to its declaration to reflect the TPC's decision in regard to these amendments to the current scheme.

5.4.3 PROPOSED BUDDHIST CULTURAL PARK

The SM-IPS2014 includes a special zone to accommodate the proposed Buddhist Cultural Park at Tea Tree Road. It had been intended to initiate a planning scheme amendment process to the current planning scheme. However, there have been delays in collating sufficient details and strategic supporting information and the amendment process has not yet commenced.

Nevertheless it is anticipated it will commence in time to be resolved before the Minister declares the SM-IPS at the end of this year. Before declaration, the Minister is likely to direct that the new scheme be changed to reflect the final decision of the TPC in regard to the amendment of the old scheme.

6. SUMMARY

This report seeks Council's endorsement of the Southern Midlands Draft Interim Planning Scheme 2014 (SM-IPS2014) and its submission to the Minister for Planning for declaration as an interim planning scheme pursuant to section 30F of the Land Use Planning and Approvals Act 1993 (LUPAA).

The scheme has been subject to informal public consultation as part of a coordinated exhibition process of draft interim planning schemes with the 12 councils in the Southern region. The consultation took place from 1 June to 12 July 2013.

In September 2013 Council work shopped and resolved the local issues that arose out of the public consultation. The regional issues were also resolved by the region in 2013. Both the regional and local aspects of the planning scheme have been amended accordingly.

The SM-IPS2014 has been prepared in accordance with the Planning Scheme Template for Tasmania which came into effect 1 June 2011 (Planning Directive No. 1).

The draft scheme contains state, regional and local provisions. Sections 8 to 11 of the SM-IPS2014 Supporting Report (*Enclosure 2*) contain an explanation as to the source of the various provisions and rationale where necessary.

Sections 8 to 10 of the SM-IPS2014 Supporting Report contain an explanation as to the rationale for the various local provisions. Section 8.2 of that report outlines how the Template zones have been applied in the SM-IPS2014 and also how the zones have been translated from the existing planning scheme.

It is proposed that the SM-IPS2014 be implemented through the interim planning scheme process set out in Part 3 Division 1A of the LUPAA in accordance with the Southern Tasmanian Regional Planning Initiative Memorandum of Understanding between the STCA and the State Government which was signed in December 2008.

RECOMMENDATION

THAT:

- A. Council endorse the Southern Midlands Draft Interim Planning Scheme 2014 as complying with sections 20, 21 and 30E of the *Land Use Planning and Approvals Act 1993*;**
- B. Council provide the Southern Midlands Draft Interim Planning Scheme 2014 to the Minister for Planning pursuant to section 30D (1) of the *Land Use Planning and Approvals Act 1993* and request that the Minister, by notice in the Gazette, declare the Southern Midlands Draft Interim Planning Scheme 2014 to be an *Interim Planning Scheme* pursuant to Section 30F of the Act.**

C/14/02/039/19603 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr A O Green

THAT:

- A. Council endorse the Southern Midlands Draft Interim Planning Scheme 2014 as complying with sections 20, 21 and 30E of the *Land Use Planning and Approvals Act 1993*;
- B. Council provide the Southern Midlands Draft Interim Planning Scheme 2014 to the Minister for Planning pursuant to section 30D (1) of the *Land Use Planning and Approvals Act 1993* and request that the Minister, by notice in the Gazette, declare the Southern Midlands Draft Interim Planning Scheme 2014 to be an *Interim Planning Scheme* pursuant to Section 30F of the Act.

AMENDMENT TO THE MOTION

Moved by Clr J L Jones OAM, seconded by Clr B Campbell

THAT a decision be deferred until the next meeting to provide further time for consideration.

THE MOTION WAS PUT AND LOST

Vote For	Councillor	Vote Against
	Mayor A E Bisdee OAM	√
	Dep. Mayor M Jones OAM	√
	Clr A R Bantick	√
√	Clr B Campbell	
	Clr M Connors	√
	Clr D F Fish	√
	Clr A O Green	√
√	Clr J L Jones OAM	

THE ORIGINAL MOTION WAS PUT AND CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
	Clr J L Jones OAM	√

13. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – INFRASTRUCTURE)

13.1 ROADS

Strategic Plan Reference – Page 13

1.1.1 Maintenance and improvement of the standard and safety of roads in the municipal area.

Nil.

13.2 BRIDGES

Strategic Plan Reference – Page 14

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

Nil.

13.3 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.

13.4 LIGHTING

Strategic Plan Reference – Page 14

1.4.1a Improve lighting for pedestrians.
1.4.1b Contestability of energy supply.

Nil.

13.5 SEWERS

Strategic Plan Reference – Page 15

1.5.1 Increase the number of properties that have access to reticulated sewerage services.

Nil.

13.6 WATER

Strategic Plan Reference – Page 15

1.6.1 Increase the number of properties that have access to reticulated water.

Nil.

13.7 IRRIGATION

Strategic Plan Reference – Page 15

1.7.1 Increase access to irrigation water within the municipality.

Nil.

13.8 DRAINAGE

Strategic Plan Reference – Page 16

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

Nil.

13.9 WASTE

Strategic Plan Reference – Page 16

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

Nil.

13.10 INFORMATION, COMMUNICATION TECHNOLOGY

Strategic Plan Reference – Page 16

1.10.1 Improve access to modern communications infrastructure.

Nil.

13.11 SIGNAGE

Strategic Plan Reference – Page 16

1.11.1 Signage that is distinctive, informative, easy to see and easy to understand.

Nil.

13.12 OFFICER REPORTS – WORKS & TECHNICAL SERVICES (ENGINEERING)

13.12.1 Manager - Works & Technical Services Report

File Ref: 3/075

AUTHOR MANAGER – WORKS & SERVICES

DATE 20TH FEBRUARY 2014

ROADS PROGRAM

Due to recent heavy rains in some areas of the municipality there has been a need to attend to some severe washouts. These include Howletts Road, parts of Native Corners Road, and major culvert blockages on Lovely Banks Road. These roads are currently being attended to.

Kerb and Gutter works at Colebrook have been delayed due to the above problem, but preparation works will commence on Monday 24th February 2014.

East Bagdad Road footpath is progressing, traffic management plans currently being costed.

Maintenance Grading in the York Plains and Andover areas.

BRIDGE PROGRAM

Brown Mountain Road Bridge - The temporary bypass has been installed over the Coal River and the old bridge has been barricaded off. Tender will be called for shortly.

Lyalls Road Bridge – concrete bridge component has been completed. Crane company due to inspect site on Wednesday 26th February 2014, as part of the safety risk assessment.

DRAINAGE PROGRAM

Tunbridge (Scott Street and Lowes Street) - see attached. Comment to be provided.

WASTE MANAGEMENT PROGRAM

All sites are receiving a significant amount of waste with extra clearances being arranged as required.

TOWN FACILITIES PROGRAM

Focus on weed spraying in the short-term and other general gardening / maintenance issues.

The following Works and Technical Services issues were raised for discussion:

- Callington Mill Tower – detail of planned maintenance
- DIER Issues (referred to in Question Time)
- Waste Management – substantial increase in waste removal costs due to the frequency of collections
- Campania Flour Mill Park – camping etc. – to be considered as part of the Campania Structure Plan
- Nala Road – Culvert (near Barwick property) - requires maintenance
- Scott Street, Tunbridge – assessment for drainage solution (may include minor junction improvements)
- Inglewood Road – timeframe for roadside slashing
- Woodsdale Road – potential landslip area – being monitored
- Bagdad Walking Track – weed spraying undertaken
- Quarries – number of quarries in operation
- Dulverton Street (Roberts Saleyards) - hawthorn hedges – Signed Agreement does not place any responsibility on Council – needs review
- Roche Hall – external lights to be checked (sensor may not be working – operating during daylight)

RECOMMENDATION

THAT the information be received.

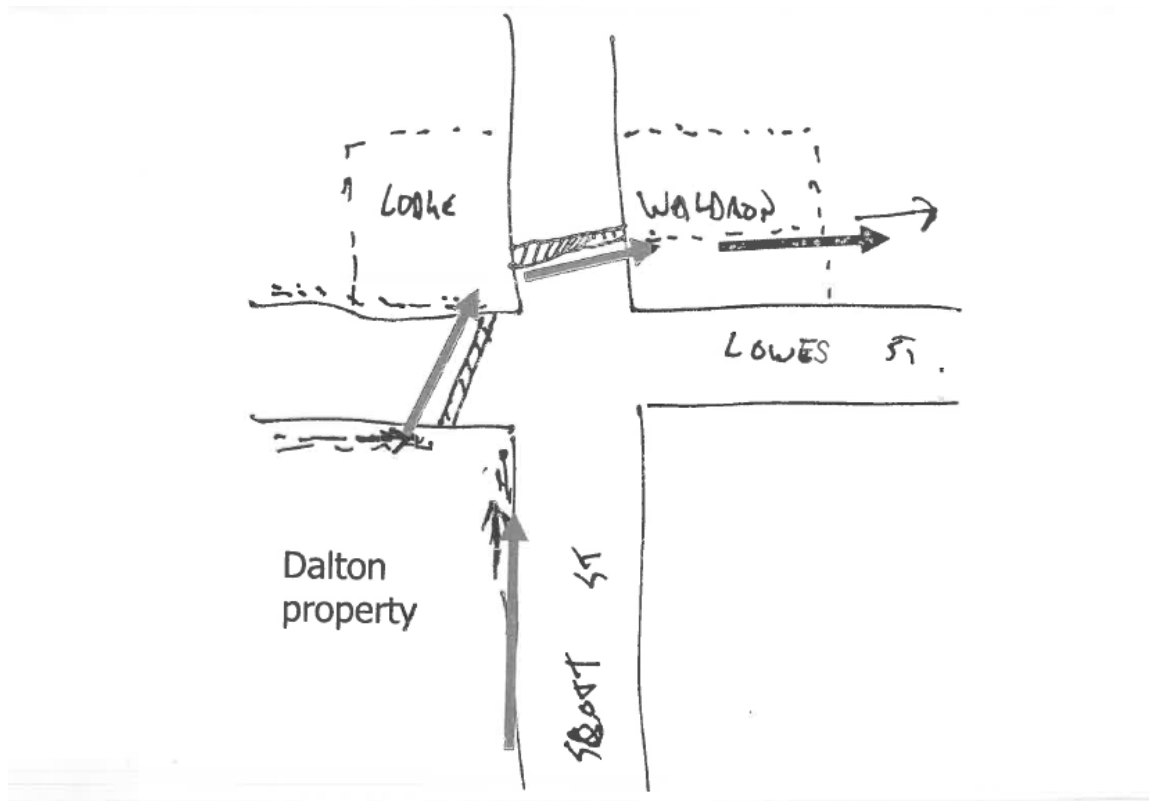
C/14/02/043/19604 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr D F Fish

THAT the information be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	



Councillor Alex Green met with Steve and Marian Dalton on 15th January 2014.

Issue: Drainage Scott Street and Lowes Street Tunbridge.

The area is extremely flat and the drains pool rather than take water away. The culverts appear blocked or otherwise not to drain water away. On the plan the blue arrows indicate the direction water used to drain away towards the recreation ground. Part of this drainage was across Crown land since alienated and now owned by Worldon.

Could Council officers please provide a report on options or solutions for this issue.

14. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – **GROWTH**)

14.1 RESIDENTIAL

Strategic Plan Reference – Page 17

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

Nil.

14.2 TOURISM

Strategic Plan Reference – Page 18

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

Nil.

14.3 BUSINESS

Strategic Plan Reference – Page 19

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.

14.4 INDUSTRY

Strategic Plan Reference – Page 20

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

Nil.

14.5 INTEGRATION

Strategic Plan Reference – Page 21

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

Nil.

The meeting was suspended at 4.30 p.m. for a short break and resumed at 4.50 p.m.

Clr J L Jones OAM was not in attendance when the meeting resumed.

15 OPERATIONAL MATTERS ARISING (STRATEGIC THEME – LANDSCAPES)

15.1 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. |

15.1.1 Heritage Project Officer's Report

File Ref: 3/097

AUTHOR MANAGER HERITAGE PROJECTS (BRAD WILLIAMS)

DATE 20th FEBRUARY 2014

ISSUE

Southern Midlands Heritage Projects – report from Manager Heritage Projects

DETAIL

During the past month, Southern Midlands Council heritage projects have included:

- Brad has continued to work with HBS 2 days per week, managing the heritage works to the Barracks, Willow Court.
- Works to the Gaol Arch are complete, with clean-up and landscaping currently underway.
- Jen and Alan have continued working with the Oatlands District High School on the development of local historic heritage curriculum – aligned with the national curriculum.
- Jen and Alan opened the Green Ponds Watch House for the Kempton Festival, with a display of memorabilia relating to the building. Over 70 people visited the building.
- Final graphic design is being undertaken for the Southern Midlands Convict Sites project, with four interpretation panels and a 20pp booklet nearing completion.

- Jen is progressing write-ups of the summer archaeology programs 2011-13.
- Discussions have been held with the Tasmanian Building and Construction Industry Training Board on support of HESC programs.
- Brad delivered an overview of HESC to the ICOMOS Australia conference in Hobart.
- Karen has been opening the Court House at regular times, which has been well attended.

RECOMMENDATION

THAT the information be received.

C/14/02/047/19605 DECISION

Moved by Clr A O Green, seconded by Clr D F Fish

THAT the information be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	

15.2 NATURAL**Strategic Plan Reference – Page 23**

- | | |
|-------|--|
| 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. |

15.2.1 Landcare Unit & Climate Change – General Report

File Ref: 03/082

AUTHOR NRM PROGRAMS MANAGER – M WEEDING
DATE 17TH FEBRUARY 2014

ISSUE

Southern Midlands Landcare Unit and GIS Monthly Report

DETAIL

- Helen Geard has been working on the logistics of the next planting season for the Bushlinks 500 project. A work team of 4 or 5 from Pakana Services co-ordinated by NRM South, will undertake much of the work.
- Graham Green continues undertaking the GIS work required on the Southern Midlands Planning Scheme maps, particularly in preparation for submission of planning scheme and overlay maps to the Tasmanian Planning Commission. Other GIS data updates and improvements continue - recent updates include the SMC roads database including nomenclature, segment lengths and surface data. This data has been submitted to DPIPWE as part of Council's data share agreement.
- Hazell Bros have been returning water to Lake Dulverton in lieu of the water that they extracted earlier for pressure testing the scheme lines. Council have ordered the pipework fittings for the council line between the outlet and the lake. The council line should be placed in the next few weeks. It is planned that the water will flow over a large rock into the lake, creating a small waterfall.
- Works to commence clearing the gorse in Hawthorn Bay (Lake Dulverton) have been completed using funds received by the Midlands Tree Committee from the Tasmanian Landcare Association.
- Dulverton Walking Track: - A day was spent watering many of the plants that have been recently planted alongside the walking track. The very long hot dry spell of weather has created a challenging environment. For most of the plants, the water was badly needed. Most of the newer plants were still alive at the time of the watering.

RECOMMENDATION

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

C/14/02/049/19606 DECISION

Moved by Clr B Campbell, seconded by Clr D F Fish

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

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	

Clr J L Jones OAM returned to the meeting at 4.54 p.m.

15.3 CULTURAL

Strategic Plan Reference – Page 23

3.3.1a Increase the retention, documentation and accessibility of the aboriginal convict, rural and contemporary culture of the Southern Midlands.

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

Nil.

15.4 REGULATORY (OTHER THAN PLANNING AUTHORITY AGENDA ITEMS)

Strategic Plan Reference – Page 24

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

Nil.

15.5 CLIMATE CHANGE

Strategic Plan Reference – Page 24

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.

16 OPERATIONAL MATTERS ARISING LIFESTYLE

16.1 COMMUNITY HEALTH AND WELLBEING

Strategic Plan Reference – Page 25

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

Nil.

16.2 YOUTH

Strategic Plan Reference – Page 25

4.2.1 Increase the retention of young people in the municipality.

Nil.

16.3 SENIORS

Strategic Plan Reference – Page 26

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

Nil.

16.4 CHILDREN AND FAMILIES

Strategic Plan Reference – Page 26

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

Nil.

16.5 VOLUNTEERS

Strategic Plan Reference – Page 26

4.5.1 Encourage community members to volunteer.

Nil.

16.6 ACCESS

Strategic Plan Reference – Page 27

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.

Nil.

16.7 PUBLIC HEALTH

Strategic Plan Reference – Page 27

4.7.1 Monitor and maintain a safe and healthy public environment.

Nil.

16.8 RECREATION

Strategic Plan Reference – Page 28

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

Nil.

16.9 ANIMALS

Strategic Plan Reference – Page 28

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

Nil.

16.10 EDUCATION

Strategic Plan Reference – Page 28

4.9.1 Increase the educational and employment opportunities available in the Southern Midlands.

Nil.

17 OPERATIONAL MATTERS ARISING (STRATEGIC THEME – COMMUNITY)

17.1 RETENTION

Strategic Plan Reference – Page 29

5.1.1 Maintain and strengthen communities in the Southern Midlands.

Nil.

17.2 CAPACITY AND SUSTAINABILITY

Strategic Plan Reference – Page 29

5.2.1 Build the capacity of the Community to help itself and embrace the framework and strategies articulated by the Social Inclusion Commissioner to achieve sustainability.

Nil.

17.3 SAFETY

Strategic Plan Reference – Page 30

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

Nil.

17.4 CONSULTATION

Strategic Plan Reference – Page 30

5.4.1 Improve the effectiveness of consultation with the Community.

Nil.

17.5 COMMUNICATION

Strategic Plan Reference – Page 30

5.5.1 Improve the effectiveness of communication with the Community.

Nil.

18. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – ORGANISATION)

18.1 IMPROVEMENT

Strategic Plan Reference – Page 31

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.

18.2 SUSTAINABILITY**Strategic Plan Reference – Page 32 & 33**

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.

18.2.1 Local Government Board – Review into the Number of Councillors Elected to Tasmanian Councils (Ministerial Orders)

AUTHOR GENERAL MANAGER (T KIRKWOOD)
 DATE 20th FEBRUARY 2014

ISSUE

To formally advise Council that the following Ministerial Orders have been gazetted and took effect on 12th February 2014:

- 1. Local Government (Number of Councillors) Order 2014; and**
- 2. Local Government (Casual Vacancies) Order 2014.**

BACKGROUND

This review commenced with the following Council decision:

“THAT the Southern Midlands Council formally request the Local Government Board to review the number of elected councillors on the Southern Midlands Council with a view to reducing the number of elected members from nine to seven (applicable at, and from, the 2013 Tasmanian Local Government elections), acknowledging that the Local Government Board will undertake a public consultation process as part of this review.”

The Local Government Board was subsequently asked by the Minister for Local Government to review the number of councillors elected to Tasmanian councils. This review is focussed on the Brighton, Southern Midlands, Derwent Valley, Dorset and Launceston City Councils as they have specifically requested their numbers be reviewed.

The Board undertook an initial community consultation phase, which was followed by a workshop with elected members held in August 2013.

DETAIL

The Minister for Local Government (Bryan Green MP) has advised Council that he has accepted the Local Government Board's recommendation to reduce the number of councillors elected to the Southern Midlands Council.

The two Ministerial Orders to give effect to this decision were notified in the Gazette on 12th February 2014 with an immediate commencement date.

The following are extracts from the Orders relating to the Southern Midlands Council:

Local Government (Number of Councillors) Order 2014

“ Number of councillors for Southern Midlands municipal area

The total number of persons to be elected as councillors in the municipal area of Southern Midlands is 7 on and after the day on which the certificate of election is issued in respect of the next ordinary election of councillors for that municipal area that is held after this order takes effect.

Notified in the Gazette on 12 February 2014.

Local Government (Casual Vacancies) Order 2014

“ Recounts and by-elections not to be held in certain cases

(1) If, after the Councillors Order takes effect –

(a) a casual vacancy occurs in the office of a councillor of a municipal area to which the Councillors Order applies; and

(b) were the vacancy to be filled by a recount or by-election, the total number of councillors of the municipal area would be more than the total number of councillors that are, in accordance with the Councillors Order, to be elected for the municipal area on and after the day on which the certificate of election is given in respect of the next ordinary election of councillors for the municipal area held after the Councillors Order takes effect –

no recount or by-election in respect of the office is to be held in accordance with section 307 or 308, respectively, of the Act.

Notes:

There are additional provisions within the Order should more than one casual vacancy arise.

There is a separate provision relating to the mayor vacating office as both mayor and councillor.

Notified in the Gazette on 12 February 2014.

Human Resources & Financial Implications – N/A.

Community Consultation & Public Relations Implications – No submissions were made by members of the community during the public consultation phase.

Council Web Site Implications: N/A

Policy Implications – Policy position.

Priority - Implementation Time Frame – October 2014 Election.

RECOMMENDATION

THAT the information be received.

C/14/02/055/19607 DECISION

Moved by Clr A O Green, seconded by Clr M Connors

THAT the information be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
	Clr D F Fish	√
√	Clr A O Green	
	Clr J L Jones OAM	√

18.2.2 Local Government Association of Tasmania – Annual General Meeting & General Meeting (23rd July 2014) – Draft Motions

File Ref: 29/005

AUTHOR GENERAL MANAGER (T KIRKWOOD)

DATE 15TH JANUARY 2014

ENCLOSURE: 1. Background Paper for LGAT Motion No. 5 – Proposal for Builder Certification of Class 10a Buildings

ISSUE

Council to consider draft Motions which have been prepared and/or submitted following discussion at the previous Council Meeting.

BACKGROUND

Council was advised at the previous meeting that the Local Government Association of Tasmania will be conducting its Annual General Meeting and General Meeting on 23rd July 2014.

The Association has requested that motions for inclusion on the Agenda be submitted by no later than close of business, Friday 14th March 2014.

DETAIL

The following Motions (Motions 1 to 3) have been submitted by Clr J L Jones OAM:

DRAFT MOTION 1

“That the Local Government Association of Tasmania raise with the Attorney General the urgent necessity for a review of laws and penalties regulating trespass (and associated offences) upon farm land.

Further that such review should address, and if necessary redress, any imbalance occurring in the law between the ‘rights’ of the intruder over those of the land holder and ratepayer.”

General Manager’s Comments:

Offences relating to trespass on lands is addressed in the *Police Offences Act 1935 (Division 1A)* and the following is an extract from the Act:

“14A. Peering into dwelling-houses, &c.

(1) A person shall not without lawful excuse (proof whereof shall lie on him) –

(a) peep or peer into the window or door of a dwelling-house; or

(b) lurk, loiter, or secrete himself on any land within the curtilage of a dwelling-house.

(2) A person who contravenes a provision of subsection (1) is guilty of an offence and is liable on summary conviction to a penalty not exceeding 5 penalty units or to imprisonment for a term not exceeding 6 months.

14B. Unlawful entry on land

(1) A person, without reasonable or lawful excuse (proof of which lies on the person), must not enter into, or remain on, any land, building, structure, premises, aircraft, vehicle or vessel without the consent of the owner, occupier or person in charge of the land, building, structure, premises, aircraft, vehicle or vessel.

(2) A person who is convicted of an offence under this section is liable to a penalty of–

(a) a fine not exceeding 10 penalty units or imprisonment for a term not exceeding 12 months, in respect of entering or remaining in a dwelling-house; or

(b) 5 penalty units or imprisonment for a term not exceeding 6 months, in respect of entering into, or remaining on, any other land, building, structure, premises, aircraft, vehicle or vessel.

(2A) However, if the court that convicts a person of an offence under this section is satisfied that the person –

(a) was in possession of a firearm during the actual commission of the offence; or

(b) made any use of an aircraft, vehicle or vessel during the actual commission of the offence –

the person is liable to a penalty not exceeding twice that provided for by subsection (2).

(2B) If subsection (2A)(a) applies to the convicted person, the court may, in addition to any other penalty it may impose, do either or both of the following:

(a) order that the firearm is forfeited to the Crown;

(b) cancel all or any of the licences or permits that the convicted person may hold under the Firearms Act 1996.

(2C) A firearm forfeited to the Crown pursuant to subsection (2B) is to be disposed of as the Minister determines.

(3) Where a person is convicted of an offence under this section in respect of entering or remaining in the dwelling-house of another person, the court or one of the justices may issue a warrant addressed to all police officers commanding them to enter the premises and give the possession thereof to the complainant.”

The Motion submitted by Clr J L Jones OAM relates to trespass on farm land, and it is assumed therefore that the focus is to seek an increase in the penalty specified under section 14B (2) (b) of the Act.

Moved by Clr J L Jones OAM, seconded by

THAT the Local Government Association of Tasmania raises with the Attorney General the urgent necessity for a review of laws and penalties regulating trespass (and associated offences) upon private property.

Further that such review should address, and if necessary redress, any imbalance occurring in the law between the ‘rights’ of the intruder over those of the land holder and ratepayer.”

THE MOTION LAPSED DUE TO THE LACK OF A SECONDER

DRAFT MOTION 2

“That the Local Government Association of Tasmania raise with the Attorney General the need for laws restricting the entry to government offices, places of business, schools etc. of persons wearing any items that restrict the viewing of their identity.”

General Manager’s Comments:

Based on preliminary research, there is no specific laws which restrict entry to the type of premises mentioned in the proposed motion where the identity of the person may be masked. Restrictions which are currently applied (e.g. banks, government offices etc.) are implemented through individual policies developed by the respective organisations.

Moved by Clr J L Jones OAM, seconded by

THAT the Local Government Association of Tasmania raise with the Attorney General the need for laws restricting the entry to government offices, places of business, schools etc. of persons wearing any items that restrict the viewing of their identity.

THE MOTION LAPSED DUE TO THE LACK OF A SECONDER

DRAFT MOTION 3

THAT the Local Government Association of Tasmania call on the Federal Government to introduce comprehensive highway equalisation covering the movement of all people, vehicles and freight crossing Bass Strait by sea as part of the national highway connection between Victoria and Tasmania.

General Manager's Comments:

Nil.

C/14/02/059/19608 DECISION

Moved by Clr J L Jones OAM, seconded by Deputy Mayor M Jones OAM

THAT the Local Government Association of Tasmania call on the Federal Government to introduce comprehensive highway equalisation covering the movement of all people, vehicles and freight crossing Bass Strait by sea as part of the national highway connection between Victoria and Tasmania.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

The next part of this Agenda Item (i.e. Motions 4 and 5) is written by the Manager – Strategic Projects (D Mackey) and Council's Building Permit Authority Officer (L Cartledge).

Both motions pertain to the increasingly recognised need to examine rules and regulations applying to the development industry in order to identify any that might be able to be eliminated or rationalised.

The reasons for regulations are many and varied, but there are three broad categories. Some are there to minimise public or private risk. Others are there to ensure efficient use of public infrastructure. And yet others are there to recognise and protect values that the community value so highly that we are prepared to limit the rights of private landowners to protect them.

The reasons why a particular regulation might be inappropriate may be similarly varied, and may include:

- a regulation is simply unnecessary;
- regulatory processes can be combined or otherwise streamlined;
- the costs to society outweigh the benefits of a regulation;
- a regulation has no foundation in state or local government policy;
- society is willing to accept a higher risk than the regulation assumes.

In reference to the following draft motions, the first is a general motion calling for the State Government to fully engage with Local Government in any future project aimed at ‘eliminating unnecessary red and green tape’. This is based on the reality that:

Local government administers many regulations that impact on the development industry.

- Many of these regulations are, however, created by State Government (and some by the Australian Government).
- As the level of government ‘at the coal face’, Local Government has an important perspective from which to consider which rules and regulations might be unnecessary or capable of rationalisation.

The second motion is a specific case identified by Council’s Building Permit Authority (Linda Cartledge) that could be implemented by the State now.

DRAFT MOTION 4

“THAT the Local Government Association of Tasmania request the State Government to fully consult with it in any future drive to identify and eliminate ‘unnecessary red and green tape’ impacting the development industry.

BACKGROUND COMMENT

Local government administers many regulations that impact on the development industry. Many of these regulations are, however, created by State Government (and some by the Australian Government).

The regulation of development is therefore a joint responsibility of both levels of government.

As the level of government ‘at the coal face’, Local Government has an important perspective from which to consider which rules and regulations might be unnecessary or capable of rationalisation. Areas for examination include the Building, Planning, Environmental Management and Environmental Health regulatory regimes.

Questions that need to be considered include the following:

- a) What is the rationale for the regulation?

- b) Can two or more regulatory processes be combined, better integrated or otherwise streamlined?
- c) Do the costs to society outweigh the benefits of a regulation?
- d) Do regulations aimed at recognising and protecting values (natural values, heritage, landscapes etc.) have a clear imprimatur within State or Local Government policy?
- e) For regulations aimed at minimising risk, is society willing to accept a higher risk than the regulation assumes?
- f) What role do governments have, if any, in regulating to protect private risk – especially if private citizens are willing to accept risk?

C/14/02/061/19609 DECISION

Moved by Clr A O Green, seconded by Clr J L Jones OAM

THAT the Local Government Association of Tasmania request the State Government to fully consult with it in any future drive to identify and eliminate ‘unnecessary red and green tape’ impacting the development industry.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

DRAFT MOTION 5

“THAT the Local Government Association of Tasmania seek an amendment to the Building Act 2000 (and associated Regulations) to enable an accredited Builder to be able to provide a certificate of compliance for buildings which are classified as Class 10a and associated with a residential use.”

BACKGROUND COMMENT

In Tasmania all non-habitable garages, sheds, carports or the like require a Building Permit from the Local Authority. At present, the *Building Act 2000* requires a Building Surveyor to issue a certificate of likely compliance for all buildings, irrespective of classification, which is submitted to Council with the certificate details provided by the building practitioners (with the exception of Type 1 and Type 2 exempt outbuildings in accordance with the Building Regulations).

It is becoming increasingly evident that the costs associated with the engagement of a Building Surveyor to provide such a certificate for Class 10a non-habitable outbuildings

(i.e. private single storey garages, sheds, carports, shipping containers or the like) is a now significant percentage of the overall cost. In addition, the level of risk associated with such a building is extremely low.

This is particularly the case for ‘off the shelf’ sheds and garages that are accompanied by standard structural drawings and engineering details.

Accredited Builders should be able to be trusted to erect the building in accordance with this information. The only real expertise that is required in practice is to ensure the building’s foundations are appropriate to the particular site. Again, Accredited Builders should be trusted to get this right. As indicated above, because this proposal only relates to class 10a buildings, the level of risk is, in any case, low.

The intent of this Motion, therefore, is to enable an Accredited Builder to certify that the building has been constructed in accordance with the manufacture’s specification and certificate detail without the need to obtain a Certificate of Likely Compliance from a Building Surveyor.

In today’s environment where industry and the general population are seeking a reduction in ‘red’ and ‘green’ tape, this is an opportunity to introduce change with little or no risk exposure.

The certification would still allow Local Government to fulfil its duties as the Permit Authority and issue a Building Permit.

A background paper has been prepared for Councillor’s information – refer attached.

C/14/02/062/19610 DECISION

Moved by Clr M Connors, seconded by Clr J L Jones OAM

THAT the Local Government Association of Tasmania seek an amendment to the Building Act 2000 (and associated Regulations) to enable an accredited Builder to be able to provide a certificate of compliance for buildings which are classified as Class 10a and associated with a residential use.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

18.2.3 2014 National General Assembly of Local Government

AUTHOR EXECUTIVE ASSISTANT (K BRAZENDALE)

DATE 13TH FEBRUARY 2014

ISSUE

Council to consider any issues for inclusion on the agenda as motions at the National General Assembly.

DETAIL

The National General Assembly of Local Government Conference will be held from 15th to 18th June, 2014 in Canberra.

The theme for the 2014 Conference is “Getting down to Business.”

The Australia Local Government Association is calling for ‘Notices of Motion’ for the meeting. Motions need to be submitted by 17th April 2014.

RECOMMENDATION

THAT Council identify any Motions which must be submitted by 17th April 2014

C/14/2/000/19000DECISION

RESOLVED THAT this Agenda Item be relisted for next meeting.



SCANNED X

AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION

5 February 2014

SOUTHERN MIDLANDS COUNCIL

Rec'd 12 FEB 2014

Southern Midlands Council
71 High Street
OATLANDS TAS 7120

File no. 97211
From: [Signature]

To the Mayor, Councillors and CEO

2014 National General Assembly of Local Government – Call for Motions

The 2014 National General Assembly of Local Government (NGA), which will be held at the National Convention Centre in Canberra on 15 - 18 June, is an opportunity for local government to identify and discuss issues which it believes should be addressed by the new Federal Government. Every council has the opportunity to raise relevant issues for debate at the Assembly and I invite your council to participate in the 2014 NGA by submitting a motion for consideration.

As the major event on the annual local government events calendar, the NGA typically attracts more than 800 mayors, councillors and senior officers from councils across Australia. The NGA is your opportunity to contribute to the development of national local government policy and receive updates on the major policy issues facing local government nationally.

The Australian Local Government Association (ALGA) Board is calling for motions for the 2014 NGA under the theme of 'Getting Down to Business'. This theme reflects the renewed focus across all levels of government on the roles and responsibilities of the public sector and the challenged of meeting our communities' needs.

To be eligible for inclusion in the NGA Business Papers motions must follow the principles:

1. Fall under the NGA theme
2. Be relevant to the work of local government nationally; and
3. Complement or build on the policies of state and territory local government associations.


To assist councils in preparing motions, a Discussion Paper has been prepared and is enclosed with this letter. It is also available on the ALGA website at www.alga.asn.au.

Motions should be submitted electronically via the online form on the website www.alga.asn.au and should be received by ALGA no later than 17 April 2014.

Any administrative inquiries can be directed to Josh Thompson, ALGA's Director of National Events on 02 6122 9400 or josh.thompson@alga.asn.au.

I would encourage you to make sure the views of your Council and your community are represented at the 2014 NGA.

Yours sincerely


Mayor Felicity-ann Lewis
President

18.2.4 Review of Council's Strategic Plan 2012 - 2017

File Ref: 16-2.2

AUTHOR MANAGER COMMUNITY & CORPORATE DEVELOPMENT
(A BENSON)

DATE 21ST FEBRUARY 2014

ENCLOSURE: Southern Midlands Council Strategic Plan 2012 - 2017

BACKGROUND

[Extract from Local Government Act 1993 - start]

66. Strategic plan

- (1) A council is to prepare a strategic plan for the municipal area.
- (2) A strategic plan is to be in respect of at least a 10 year period.
- (3) In preparing a proposed strategic plan, a council is to consult with the community in its municipal area and any authorities and bodies it considers appropriate.
- (4) The general manager is to make a copy of a proposed strategic plan available for public inspection at the public office during ordinary office hours.

67. *repealed*

68. Proposed strategic plan

After preparing a proposed strategic plan, a council is to –

- (a) invite submissions in respect of the plan; and
- (b) consider the submissions before adopting the plan.

69. Public inspection of strategic plan

As soon as a council adopts a strategic plan, the general manager is to–

- (a) make a copy of the strategic plan available for public inspection at the public office during ordinary office hours; and
- (b) provide the Director with a copy of the strategic plan.

[Extract from Local Government Act 1993 - finish]

Council's Strategic Plan in its current general format was adopted prior to the commencement of the 2011/12 financial year and whilst it is acknowledged that an annual review of the Plan is the ideal situation, it was felt that given the detailed consultation and the rigor that was part and parcel of the development of the revised format Council determined that a review every two years would be appropriate. The Strategic Plan 'informs' the objectives & content of Council's Annual Operational Plan. The Strategic Plan was last reviewed in May / June 2012.

There has been a change to the Act that requires the Strategic Plan to cover a ten year period, rather than a five year period with review period no less than four years.

The following process/timetable is recommended for this 2014 review.

- The Manager Community & Corporate Development (Andrew Benson) to undertake the consultation, facilitate the workshops and document the draft strategic plan for Council consideration
- Undertake a desktop review of the existing Plan, including the relevant changes brought about by the Act
- Undertake a workshop with Elected Members and senior Council staff (*day to be determined*)
- Seek the views and input of all Council staff
- Establish a web page on the SMC web site that seeks input from the Staff and/or Community.
- Report to elected members and senior Council staff raising all information gathered during the consultation/workshop process (**suggest May 2014 Council meeting**) this process would inform the preparation of the draft of the revised Strategic Plan and allow for its adoption as the draft following the Council input
- Prepare a public notice advising that the draft is available and inviting comment/input from the Community as well as any other appropriate authority. (suggest Mercury advertisement on last Saturday in May).
- Council adopts the revised Strategic Plan based on the consultation undertaken and submissions received (**suggest June or July 2014 Council meeting**)

RECOMMENDATION

THAT Council:

- a) endorse the process for the review of the Strategic Plan; and**
- b) determine a day/time for the Councillor/senior staff workshop**

C/14/02/067/19611 DECISION

Moved by Clr J L Jones OAM, seconded by Deputy Mayor M Jones OAM

THAT Council:

- a) endorse the process for the review of the Strategic Plan; and
- b) a workshop be held in conjunction with a preliminary budget session.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

18.3 FINANCES**Strategic Plan Reference – Page 33 & 34**

- | | |
|-------|---|
| 6.3.1 | Maintain current levels of community equity. |
| 6.3.2 | Major borrowings for infrastructure will reflect the inter-generational nature of the assets created. |
| 6.3.3 | Council will retain a minimum cash balance to cater for extra-ordinary circumstances. |
| 6.3.4 | Operating expenditure will be maintained in real terms and expansion of services will be funded by re-allocation of service priorities or an increase in rates. |
| 6.4.4 | Sufficient revenue will be raised to sustain the current level of community and infrastructure services. |

18.3.1 Monthly Financial Statement (January 2014)*File Ref: 3/024*

AUTHOR FINANCE OFFICER (C PENNICOTT)
 DATE 20TH FEBRUARY 2014

Refer enclosed Report incorporating the following: -

- a) Statement of Comprehensive Income – 1st July 2013 to 31st January 2014 (including Notes)
- b) Current Expenditure Estimates
- c) Capital Expenditure Estimates

Note: Refer to enclosed report detailing the individual capital projects.

- d) Rates & Charges Summary – as at 17th February 2014.
- e) Cash Flow Statement - July 2013 to January 2014.

Note: Expenditure figures provided are for the period 1st July to 31st January 2014 – approximately 50% of the period.

Comments**A. Current Expenditure Estimates (Operating Budget)****Strategic Theme – Growth**

Sub-Program – Business - expenditure to date (\$51,522 – 77.77%). Works undertaken on a recharge basis. Expenditure will be offset by income received.

Strategic Theme – Lifestyle

Sub-Program – Aged - expenditure to date (\$2,658 – 177.17%). Expenditure of \$2658 relates to Seniors’ events.

Strategic Theme – Community

Sub-Program – Consultation - expenditure to date (\$6,555 – 129.28%). Expenditure of \$4,314 relates to Aurora expenses associated with the operation of the Radio Station.

B. Capital Expenditure Estimates (Capital Budget)

Nil.

RECOMMENDATION

THAT the information be received.

C/14/02/069/19612 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr A O Green

THAT the information be received.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

STATEMENT OF COMPREHENSIVE INCOME FOR THE PERIOD 1st JULY 2013 to 31st JANUARY 2014				
	Annual Budget	Year to Date as at 31st JANUARY	% To Date	Comments
Income				
General rates	\$ 4,192,243	\$ 4,183,614	99.8%	Budget includes Interest & Penalties to be imposed to end of June 2014
User Fees (refer Note 1)	\$ 699,354	\$ 402,570	57.6%	
Interest	\$ 260,000	\$ 141,059	54.3%	
Government Subsidies	\$ 31,700	\$ -	0.0%	Heavy Vehicle Licence Fees & Road Rescue MAIB reimbursements
Contract Income	\$ -	\$ -	0.0%	
Other (refer Note 2)	\$ 235,188	\$ 147,431	62.7%	
Sub-Total	\$ 5,418,485	\$ 4,874,675	90.0%	
Grants - Operating	\$ 3,570,800	\$ 834,239	23.4%	FAGS Grant; \$5K Levensdale School Grant; \$4,290 School Holiday/Youth
Total Income	\$ 8,989,285	\$ 5,708,914	63.5%	
Expenses				
Employee benefits	\$ 3,703,066	\$ 1,863,282	50.3%	Less Roads - Resheeting Capitalised
Materials and contracts	\$ 3,046,484	\$ 1,971,749	64.7%	Less Roads - Resheeting Capitalised, includes Land Tax
Depreciation and amortisation	\$ 2,496,000	\$ -	0.0%	Percentage Calculation (based on year-to-date)
Finance costs	\$ 58,741	\$ 30,526	52.0%	
Contributions	\$ 169,088	\$ 84,544	50.0%	Fire Service Levies
Other	\$ 204,004	\$ 127,774	62.6%	
Total expenses	\$ 9,677,383	\$ 4,077,875	42.1%	
Surplus (deficit) from operations	-\$ 688,098	\$ 1,631,039	-237.0%	
Grants - Capital (refer Note 3)	\$ 606,153	\$ 347,815	57.4%	
Donations	\$ 3,500	\$ 400	11.4%	
Sale Proceeds (Plant & Machinery)	\$ -	\$ 132,710	0.0%	
Net gain / (loss on disposal of non-current assets)	\$ 160,000	\$ -	0.0%	Budget Amount - Sale of Lots - Kandara Court
Surplus / (Deficit)	\$ 81,555	\$ 2,111,964	2589.6%	

NOTES

1. Income - User Fees (Budget \$728,389) includes:

- All other Programs	\$ 259,854	\$	233,727	89.9%
- Callington Mill	\$ 439,500	\$	168,580	38.4% Actual Income Received (i.e. excluding Debtors)
	\$ 699,354	\$	402,306	

2. Income - Other (Budget \$85,188) includes:

- Income (Private Works)	\$ 76,188	\$	54,834	72.0%
- Tas Water Distributions	\$ 155,000	\$	30,820	19.9%
- Public Open Space Contributions	\$ 4,000	\$	-	0.0%
- Other	\$ -	\$	61,777	0.0%
	\$ 235,188	\$	147,431	

3. Grant - Capital (Budget \$619,292) includes:

- Roads To Recovery Grant	\$ 445,213	\$	7,068	1.6% To be claimed in March 2014
- KABC - Solar Bins	\$ -	\$	8,364	
- Climate Change Grant	\$ -	\$	6,986	0.0%
- Grant RDA Round 5	\$ 151,629	\$	-	
- Biodiversity	\$ -	\$	325,398	0.0% To be claimed in June 2014
- Community Centre (Interest Grant)	\$ 9,311	\$	-	
	\$ 606,153	\$	347,815	57.4%

SOUTHERN MIDLANDS COUNCIL : CURRENT EXPENDITURE 2013/14

SUMMARY SHEET

PROGRAM	TOTAL	REVISED BUDGET (GRANTS & OTHER REIMBURSEMENTS)	ACTUAL AS AT JANUARY 2013 58%	VARIANCE (+/-)	% BASED ON REVISED BUDGET 100%
INFRASTRUCTURE					
Roads	3484103	3484103	1975795	1508308	56.71%
Bridges	428807	428807	233308	195499	54.41%
Walkways	175603	175603	98750	76853	56.23%
Lighting	89544	89544	22093	67451	24.67%
Irrigation	2450	2450	1108	1342	45.23%
Drainage	81322	81322	42594	38728	52.36%
Waste	548480	548480	266595	281885	48.61%
Public Toilets	55726	55726	27775	27951	49.84%
Communications	0	0	636	-636	0.00%
Signage	12300	12300	5348	6952	43.48%
INFRASTRUCTURE TOTAL:	4878335	4878335	2674002	2204333	54.81%
GROWTH					
Residential	2900	2900	0	2900	0.00%
Mill Operations	610120	610120	372244	237876	61.01%
Tourism	188853	188853	6480	182373	3.43%
Business	66250	66250	51522	14728	77.77%
Agriculture	5370	5370	0	5370	0.00%
Integration	27600	27600	0	27600	0.00%
GROWTH TOTAL:	901093	901093	430246	470847	47.75%
LANDSCAPES					
Heritage	291385	291385	152069	139316	52.19%
Natural	477908	477908	229562	248346	48.03%
Cultural	0	0	0	0	0.00%
Regulatory	789303	789303	435891	353412	55.22%
Climate Change	40376	40376	5536	34840	13.71%
LANDSCAPES TOTAL:	1598972	1598972	823058	775914	51.47%
LIFESTYLE					
Youth	160905	160905	64839	96066	40.30%
Aged	1500	1500	2658	-1158	177.17%
Childcare	10000	10000	5000	5000	50.00%
Volunteers	32000	32000	11808	20192	36.90%
Access	6405	6405	0	6405	0.00%
Public Health	7706	7706	738	6968	9.58%
Recreation	402126	402126	229701	172425	57.12%
Animals	70029	70029	35542	34487	50.75%
Education	0	0	0	0	0.00%
LIFESTYLE TOTAL:	690671	690671	350285	340386	50.72%
COMMUNITY					
Retention	0	0	0	0	0.00%
Capacity	35025	35025	14920	20105	42.60%
Safety	56650	56650	29073	27577	51.32%
Consultation	5070	5070	6555	-1485	129.28%
Communication	15125	15125	2900	12225	19.17%
COMMUNITY TOTAL:	111870	111870	53447	58423	47.78%
ORGANISATION					
Improvement	7300	7300	4090	3210	56.03%
Sustainability	1925878	1925878	1221209	704669	63.41%
Finances	223263	223263	126452	96811	56.64%
ORGANISATION TOTAL:	2156441	2156441	1351752	804689	62.68%
TOTALS	10337382	10337382	5682791	4654591	54.97%

SOUTHERN MIDLANDS COUNCIL
CAPITAL EXPENDITURE PROGRAM 2013-14
AS AT 31 JANUARY 2014

INFRASTRUCTURE	ROAD ASSETS		BUDGET	EXPENDITURE	VARIANCE
	Resurfacing Program	Roads Resurfacing (40.00 kims x 5.5 x 150mm x \$20 m3)	\$ 600,000	\$ 166,684	\$ 433,316
		Lovely Banks Rd Resurfacing 340	\$ -	\$ 70,628	\$ -
		Hambaks Road	\$ -	\$ 18,851	\$ -
	Reseal Program	Roads Resealing (as per agreed program)	\$ 350,000	\$ -	\$ 350,000
	Reconstruct & Seal	Bagdad	\$ -	\$ -	\$ -
		Nil	\$ -	\$ -	\$ -
		Colibrook	\$ -	\$ -	\$ -
		Eidon / Rhyndaston Road (500 metres)	\$ 66,750	\$ -	\$ 66,750
		Dysart	\$ -	\$ -	\$ -
		Nil	\$ -	\$ -	\$ -
		Mangalore	\$ -	\$ -	\$ -
		Nil	\$ -	\$ -	\$ -
		Oxlands	\$ -	\$ -	\$ -
		Inglewood Road (1 km - Nala Rd to Vladoct)	\$ 137,500	\$ -	\$ 137,500
		Stonor Road (1km- From Midland Highway)	\$ 137,500	\$ 17,741	\$ 119,759
		Whiteford / Wooddale	\$ -	\$ -	\$ -
		Junction with Storchenge Road (250 metres)	\$ 37,500	\$ 300	\$ 37,200
		Wooddale Road (Bardon Straight - 200 metres)	\$ -	\$ -	\$ -
		Stemoney Road - Reseal	\$ 30,000	\$ 310	\$ 30,000
		Green Valley Road - from Kenners to Bridge	\$ -	\$ -	\$ -
		Cliftonvale Road	\$ -	\$ -	\$ -
		Bakynhooy Road - Road Improvements	\$ -	\$ 2,432	\$ -
		Stanley Street (William St, Le Thunderstone to Nelson)	\$ -	\$ -	\$ -
		Williams Road - Option 1 (Junction to Bridge -250 metres)	\$ 36,375	\$ -	\$ 36,375
	Construct & Seal (Unsealed Roads)	Nums Road - Junction with Eldersale Main Road	\$ 7,000	\$ -	\$ 7,000
		Church Road	\$ 10,000	\$ -	\$ 10,000
		Hasting Street Junction	\$ 15,000	\$ -	\$ 15,000
		Pollham Road (end of Eldersale Rd)	\$ 10,000	\$ -	\$ 10,000
		Rhyndaston Road (vicinity of Bevens) - Stage 2	\$ 25,349	\$ -	\$ 25,349
		Yarlington Road - Realignment	\$ 20,000	\$ 3,339	\$ 16,661
		Church Road (Corner widening)	\$ 20,000	\$ -	\$ 20,000
		Estate Road (Survey Investigation Only - \$5,000)	\$ 15,000	\$ -	\$ 15,000
		Green Valley Road - Vicinity of Erosion Gully (Survey Investigation)	\$ 5,000	\$ -	\$ 5,000
		Hall Lane, Bagdad - widening	\$ 15,000	\$ -	\$ 15,000
		Chauncey Vale Road, Bagdad	\$ 20,000	\$ -	\$ 20,000
		Other:	\$ -	\$ -	\$ -
		Green Valley Road - Widening	\$ 83,000	\$ -	\$ 83,000
		Bartonvale Road (900 dia Pipes - vicinity of Povey Property) - was \$27K	\$ 27,000	\$ -	\$ 27,000
		Church Road (Intersection with Eldersale Road) - Survey & Acquisition	\$ 21,000	\$ 7,294	\$ 13,706
		Interlaken Road- Corner Realignment (Rooftop)	\$ 32,000	\$ 18,085	\$ 13,915
		Campania - Reeve St / Clime Street	\$ 25,600	\$ -	\$ 25,600
		Compania - Reeve St / Hall Street	\$ 5,000	\$ -	\$ 5,000
		Huntington Twp (Road to Tip - Guard Rail)	\$ 8,000	\$ -	\$ 8,000
		Inglewood Road - Sight Improvements	\$ 8,000	\$ -	\$ 8,000
		Wooddale Road - Landslip Area(s) - Engineering Assessment	\$ 9,700	\$ -	\$ 9,700
		Wooddale Road - Landslip Area (vicinity Scots Quarry)	\$ 15,000	\$ -	\$ 15,000
		Junction Road Realignment/ Other	\$ -	\$ -	\$ -
		TOTAL	\$ 1,881,274	\$ 305,642	\$ 1,575,632

SOUTHERN MIDLANDS COUNCIL
CAPITAL EXPENDITURE PROGRAM 2013-14
AS AT 31 JANUARY 2014

	BUDGET	EXPENDITURE	VARIANCE
BRIDGE ASSETS			
C1030003	\$ 557,000	\$ 27,955	\$ 529,045
C1030043	\$ 166,000	\$ 957	\$ 165,043
C1030028	\$ 57,000	\$ 2,808	\$ 54,194
C1030023	\$ 678,000	\$ 3,225	\$ 674,775
C1030044	\$ 81,700	\$ 1,231	\$ 80,469
C1030045	\$ 26,440	\$ -	\$ 26,440
C1030041	\$ 142,800	\$ 27,515	\$ 115,285
C1030013	\$ -	\$ 51,895	\$ 51,895
	\$ -	\$ 1,468.74	\$ 1,469
	\$ -	\$ 648.46	\$ 648
	\$ 1,768,740	\$ 117,493	\$ 1,651,247
WALKWAYS			
	\$ 60,000	\$ -	\$ 60,000
	\$ 50,000	\$ 3,085	\$ 46,915
	\$ 10,000	\$ -	\$ 10,000
	\$ 80,000	\$ 8,396	\$ 71,614
	\$ 5,000	\$ -	\$ 5,000
	\$ 15,000	\$ -	\$ 15,000
	\$ -	\$ 30,310	\$ (30,310)
	\$ -	\$ 3,695	\$ (3,695)
	\$ 8,000	\$ -	\$ 8,000
	\$ 7,000	\$ -	\$ 7,000
	\$ 225,000	\$ 45,466	\$ 179,534
	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -
LIGHTING			
	\$ 21,882	\$ 30,538	\$ (8,654)
	\$ 75,000	\$ 4,527	\$ 70,473
	\$ 145,000	\$ 2,687	\$ 142,313
	\$ 10,000	\$ -	\$ 10,000
	\$ 12,000	\$ 1,007	\$ 10,994
	\$ -	\$ -	\$ -
	\$ 5,000	\$ -	\$ 5,000
	\$ 13,000	\$ -	\$ 13,000
	\$ 12,000	\$ -	\$ 12,000
	\$ 20,000	\$ -	\$ 20,000
	\$ 6,000	\$ -	\$ 6,000
	\$ 316,882	\$ 38,756	\$ 281,126
DRAINAGE			
	\$ 21,882	\$ 30,538	\$ (8,654)
	\$ 75,000	\$ 4,527	\$ 70,473
	\$ 145,000	\$ 2,687	\$ 142,313
	\$ 10,000	\$ -	\$ 10,000
	\$ 12,000	\$ 1,007	\$ 10,994
	\$ -	\$ -	\$ -
	\$ 5,000	\$ -	\$ 5,000
	\$ 13,000	\$ -	\$ 13,000
	\$ 12,000	\$ -	\$ 12,000
	\$ 20,000	\$ -	\$ 20,000
	\$ 6,000	\$ -	\$ 6,000
	\$ 316,882	\$ 38,756	\$ 281,126

SOUTHERN MIDLANDS COUNCIL
CAPITAL EXPENDITURE PROGRAM 2013-14
AS AT 31 JANUARY 2014

		BUDGET	EXPENDITURE	VARIANCE
WASTE		\$ 5,000	\$ 10,829	\$ (5,829)
	C110001 Wihelie Brns & Crates	\$ 10,000	\$ -	\$ 10,000
	C110002 Oatlands WTS - Seal Pavement	\$ -	\$ -	\$ -
		\$ 15,000	\$ 10,829	\$ 4,171
PUBLIC TOILETS		\$ 5,000	\$ -	\$ 5,000
	C1110001 Colebrook - Power Connection & Lighting	\$ 5,000	\$ -	\$ 5,000
SIGNAGE		\$ 10,000	\$ 5,312	\$ 4,688
	C113001 Oatlands Signage	\$ 10,000	\$ 5,312	\$ 4,688
RESIDENTIAL		\$ -	\$ -	\$ -
	Nil Projects	\$ -	\$ -	\$ -
GROWTH		\$ -	\$ -	\$ -
TOURISM		\$ -	\$ -	\$ -
	Avenues of Honour	\$ -	\$ -	\$ -
HERITAGE		\$ 58,900	\$ 66,872	\$ 2,028
	C3010004 Court House (Restoration - Toilet & Kitchen/Fac)	\$ 4,000	\$ -	\$ 4,000
	Court House (Restoration - Cell Block)	\$ -	\$ -	\$ -
	Oatlands Gail Arch Relocation	\$ 16,735	\$ 16,735	\$ (16,735)
	Oatlands Gail Wall Project	\$ 96,000	\$ 109,534	\$ (13,534)
	C3010009 Kempton Watch House (Fitout)	\$ 7,500	\$ 4,438	\$ 3,062
	C3010003 Callington Mill (Master Precinct Plan)	\$ 20,000	\$ 1,920	\$ 18,080
	C3010002 Goal (Community Heritage Program)	\$ 7,500	\$ -	\$ 7,500
	C3010008 Collection Management - Equip / Supplies / Labour Component	\$ -	\$ -	\$ -
	Purchase - 79 High Street Oatlands (Purchase & \$40K)	\$ 67,500	\$ 3,423	\$ 64,077
	Roche Hall - Forecourt	\$ -	\$ -	\$ -
		\$ 261,400	\$ 192,524	\$ 68,777
LANDSCAPES		\$ 5,240	\$ 4,680	\$ 560
	C3020004 Lake Duvelton - Weeds Cutler	\$ 2,100	\$ -	\$ 2,100
	C3020004 Lake Duvelton - Filter	\$ -	\$ 1,852	\$ (1,852)
	C3020004 Lake Duvelton - Bushcare	\$ 7,340	\$ 6,532	\$ 808
NATURAL		\$ 20,500	\$ 11,046	\$ 8,954
	C3040001 Kempton Council Chambers - Building & Office Improvements	\$ 3,500	\$ -	\$ 3,500
	C3040001 Kempton Council Chambers - Office Equipment	\$ 5,000	\$ -	\$ 5,000
	C3040001 Kempton Council Chambers - Carpet & Flooring	\$ 2,500	\$ -	\$ 2,500
	C3040001 Kempton Council Chambers - Records Scanner	\$ 31,000	\$ 11,046	\$ 19,954
REGULATORY		\$ -	\$ -	\$ -

SOUTHERN MIDLANDS COUNCIL
CAPITAL EXPENDITURE PROGRAM 2013-14
AS AT 31 JANUARY 2014

		BUDGET	EXPENDITURE	VARIANCE
LIFESTYLE	RECREATION			
	C4070005	\$ 30,000	\$ 550	\$ 29,450
	C4070004	\$ 7,500	-	\$ 7,500
	C4070017	\$ 10,000	-	\$ 10,000
	C4070016	\$ 16,307	\$ 18,828	\$ (2,461)
	C4070006	-	\$ 8,482	\$ (8,482)
	C4070011	-	\$ 3,877	\$ (3,877)
	C4070020	\$ 2,500	-	\$ 2,500
	C4070021	\$ 5,000	\$ 1,535	\$ 3,465
	C4070001	\$ 2,600	-	\$ 2,600
	C4070022	\$ 25,000	-	\$ 25,000
		\$ -	\$ 5,245	\$ (5,245)
		\$ -	\$ 224	\$ (224)
		\$ -	\$ 295	\$ (295)
		\$ 98,967	\$ 39,035	\$ 59,932
COMMUNITY	SAFETY			
	C5003001	\$ 3,000	-	\$ 3,000
		\$ 3,000	-	\$ 3,000
ORGANISATION	SUSTAINABILITY ADMINISTRATION			
	C5020007	\$ 7,500	-	\$ 7,500
	C6020007	\$ 7,400	-	\$ 7,400
	C6020007	\$ 3,500	-	\$ 3,500
	C6020007	\$ 15,000	-	\$ 15,000
	C6020007	\$ 10,000	\$ 8,313	\$ 1,687
	C6020007	\$ 23,000	\$ 18,552	\$ 4,448
	C6020007	\$ 5,000	-	\$ 5,000
	C6020007	\$ 8,286	-	\$ 8,286
	C5020007	\$ 5,000	-	\$ 5,000
	G3050003	\$ -	\$ 24,642	\$ (24,642)
		\$ -	\$ 1,777	\$ (1,777)
WORKS				
	C0990002	\$ 6,000	\$ 9,543	\$ (3,543)
		\$ 2,000	\$ 2,969	\$ (969)
		\$ 652,596	\$ 471,900	\$ 180,696
		\$ 144,000	\$ 149,177	\$ (5,177)
		\$ 60,000	\$ 70,394	\$ (10,394)
		\$ 7,000	-	\$ 7,000
		\$ 7,000	-	\$ 7,000
		\$ 36,000	-	\$ 36,000
		\$ 1,009,222	\$ 757,267	\$ 251,955
		\$ 5,495,826	\$ 1,530,002	\$ 3,965,824
	GRAND TOTALS			

SUMMARY OF RATES AND CHARGES LEVIED, REMITTED AND COLLECTED

	17/02/2014	17/02/2013
Arrears Brought Forward	\$352,040.89	\$251,900.24
ADD Current Rates and Charges Levied	\$4,141,476.28	\$3,942,756.95
ADD Current Interest	\$53,670.15	\$40,361.92
TOTAL Rates and Charges Demanded	\$4,547,187.32	\$4,235,019.11
LESS Rates and Charges Collected	\$3,076,726.19	\$2,822,112.99
LESS Pensioner Remissions	\$206,990.29	\$201,123.63
LESS Other Remissions	-\$6,114.02	-\$2,986.97
LESS Discounts	\$17,747.50	\$13,102.39
TOTAL Rates and Charges Collected and Remitted	\$3,295,349.96	\$3,033,352.04
UNPAID RATES AND CHARGES	\$1,251,837.36	\$1,201,667.07
	27.53%	28.37%
	72.47%	71.63%

	INFLOWS (OUTFLOWS) (July 2013)	INFLOWS (OUTFLOWS) (August 2013)	INFLOWS (OUTFLOWS) (September 2013)	INFLOWS (OUTFLOWS) (October 2013)	INFLOWS (OUTFLOWS) (November 2013)	INFLOWS (OUTFLOWS) (December 2013)	INFLOWS (OUTFLOWS) (January 2014)	INFLOWS (OUTFLOWS) (Year to Date)
Cash flows from operating activities								
Payments								
Employee costs	239,458.53	274,071.17	268,147.50	259,876.01	255,270.42	371,181.37	193,276.75	1,863,281.75
Materials and contracts	277,590.55	437,046.31	181,933.87	342,668.96	302,707.23	189,616.03	312,393.85	2,043,956.80
Interest	627.25	-	-	-	9,319.64	20,579.12	-	30,526.01
Other	9,793.10	34,432.27	32,556.88	62,381.71	16,041.56	15,725.79	62,637.44	233,368.75
	527,469.43	745,549.75	482,638.25	664,926.68	583,338.85	597,102.31	570,308.04	4,171,333.31
Receipts								
Rates	57,079.91	819,356.99	1,104,558.08	139,532.99	422,175.54	162,501.85	446,953.09	3,152,138.45
User charges	97,861.87	48,302.62	43,422.56	83,826.89	54,929.89	83,351.78	68,989.48	480,685.09
Interest received	15,891.50	16,810.00	22,072.17	23,089.96	21,968.52	22,448.52	18,748.67	141,059.34
Subsidies	-	-	-	-	-	-	-	-
Other revenue grants	-	410,803.25	-	-	410,803.25	-	-	821,606.50
GST Refunds from ATO	-	-	-	-	-	-	-	-
Other	17,385.26	29,379.99	5,523.39	21,207.61	60,487.65	41,019.55	83,942.19	29,914.04
	188,218.54	1,324,652.85	1,178,576.20	267,657.45	849,419.55	309,321.70	450,740.05	2,688,447.50
Net cash from operating activities	339,250.89	579,103.10	692,937.95	397,269.23	266,080.70	287,780.61	119,558.99	513,821.02
Cash flows from investing activities								
Payments for property, plant & equipment	48,657.75	76,280.43	30,979.38	343,190.42	281,434.17	103,739.47	252,837.80	1,137,119.42
Proceeds from sale of property, plant & equipment	15,993.64	-	-	26,000.00	65,716.84	-	25,000.00	132,710.48
Proceeds from Capital grants	2,368.18	9,141.85	6,090.91	327,847.50	7,226.91	7,172.58	-	360,447.93
Proceeds from Investments	-	-	-	-	-	-	-	-
Payment for Investments	-	-	-	-	-	-	-	-
Net cash used in investing activities	46,289.57	51,144.94	24,288.47	10,657.08	208,490.42	96,566.89	227,837.80	416,123.21
Cash flows from financing activities								
Repayment of borrowings	4,704.53	-	-	-	10,105.29	35,555.91	-	50,365.73
Proceeds from borrowings	-	-	-	-	-	-	-	-
Net cash from (used in) financing activities	4,704.53	-	-	-	10,105.29	35,555.91	-	50,365.73
Net increase/(decrease) in cash held	390,244.99	527,958.16	668,649.48	386,612.15	47,484.99	419,903.41	347,306.79	308,064.71
Cash at beginning of reporting year	8,734,794.63	8,344,549.64	8,872,507.80	9,541,157.28	9,154,545.13	9,207,030.12	8,782,126.71	8,734,794.63
Cash at end of reporting year	8,344,549.64	8,872,507.80	9,541,157.28	9,154,545.13	9,207,030.12	8,782,126.71	8,434,729.92	8,434,729.92

Deputy Mayor M Jones OAM declared an interest and left the meeting at 5.38 p.m.

18.3.2 Request for Donation - “The Oatlands Off Spring”/ Relay for Life

File Ref: 22/012

AUTHOR EXECUTIVE ASSISTANT (K BRAZENDALE)

DATE 19TH FEBRUARY 2014

ATTACHMENT: Refer letter dated 12th February 2014

ISSUE

Council to consider making a donation to “The Oatlands Off Spring” Relay for Life team.

BACKGROUND

Council in previous years has made a donation of \$50.00

DETAIL

Refer attached letter.

Human Resources & Financial Implications – Any contribution would need to be funded from the Donations Budget.

Community Consultation & Public Relations Implications – Each request for this type of donation is considered on a case by case basis.

Policy Implications – This request falls outside the guidelines of Council’s donations policy and is submitted for consideration.

Priority - Implementation Time Frame – Immediate.

RECOMMENDATION

Submitted for Consideration

C/14/02/079/19613 DECISION

Moved by Clr A O Green, seconded by Clr B Campbell

THAT Council make a donation of \$50.00 to the “The Oatlands Off Spring” Relay for Life team”

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

12 February 2014

Southern Midlands Council

Dear Tim,

Firstly we would like to start by thanking the Southern Midlands Council for the kind donations you have given us in the past years for the Relay for Life. We believe the Cancer Council is a fantastic charity and are proud to do our part to support it.

This year the relay is on March 1st and 2nd and we were wondering if Council would help us in this fundraising effort by once again giving us a donation to this very worthy cause.

Hope you can help.

Mrs Louise Copleman

Miss Ann Brown

Miss Raylen Brown

Mrs Leonie Robins

Miss Katie Jones

Miss Michelle Brown

Mr Alex Robins

Mr Brady Robins

Mr Thomas Copleman

Mr Samuel Copleman

Mrs Leanne Wilson

Mr Mark Wilson

Otherwise known as "The Oatlands Off Spring"

SOUTHERN MIDLANDS COUNCIL
12 FEB 2014



Deputy Mayor M Jones OAM returned to the meeting at 5.39 p.m.

18.3.3 Request for Donation – Southern Student Leaders’ Conference 2014

File Ref: 22/012

AUTHOR EXECUTIVE ASSISTANT (K BRAZENDALE)

DATE 19TH FEBRUARY 2014

ATTACHMENT: Refer letter dated 14th February 2014

ISSUE

Council to consider making a donation to the Southern Students Leaders’ Conference 2014.

BACKGROUND

The Huonville Primary School has sent letters to schools in the Learning Services South (LSS) area, requesting student’s participation, this being a limited of 4 students per school.

DETAIL

Refer attached letter.

Human Resources & Financial Implications – Any contribution would need to be funded from the Donations Budget.

Community Consultation & Public Relations Implications – Each request for this type of donation is considered on a case by case basis.

Policy Implications – This request falls outside the guidelines of Council’s donations policy and is submitted for consideration.

Priority - Implementation Time Frame – Immediate.

RECOMMENDATION

Submitted for Consideration

C/14/02/081/19614 DECISION

Moved by Clr J L Jones, seconded by Clr B Campbell

THAT Council make a donation of \$50.00 to the Southern Students Leaders’ Conference 2014.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	



Huonville Primary School

74 Wilmot Road, Huonville TAS Australia 7109
Ph (03) 6264 1064 Fax (03) 6264 2259
Email huonville.primary@education.tas.gov.au

SCANNED X



SOUTHERN MIDLANDS COUNCIL

14 February 2013

Rec'd 18 FEB 2014
File no _____
Date: 18 FEB 2014

General Manager
Southern Midlands Council
PO Box 21
OATLANDS TAS 7120

Dear Sir/Madam

We would like to invite you to support our Southern Student Leaders' Conference for 2014. This successful conference has been running for the past 11 years within Southern Tasmania and we are now offering places to students from the Learning Services South (LSS) area of the Education Department (Ouse to Bothwell to Triabunna to Bruny Island to Hobart to Dover). The Conference will be held on Wednesday 26 March from 10.00am–2.00pm at the Huonville Primary School.

We believe that leadership is very important in our schools, in our communities and in our state. We believe that students can gain valuable skills by reflecting on the words of significant community leaders and by practising some leadership skills in a workshop situation. We have received very positive feedback from sponsors, students and adults about the value and structure of the program in the previous ten years. We have attached a sample of student brainstorming from 2013 – students were asked to draw a leader in order to highlight the knowledge they had gained from their participation.

In previous years we have been able to run our conference at **no cost** to participants due to generous small and large donations from sponsors. This allows students from all schools to be included in our leadership development day.

We are again inviting community sponsors to assist our conference, a donation of \$10 will subsidise the costs of one student, \$100 will subsidise 10 students to attend. Donations of more than \$100 will be greatly appreciated as we have a total budget cost of over \$2,000.

Whilst we appreciate monetary donations, we realise that some businesses can only make donations of goods and/or services; if this is the case items suitable for use as conference prizes would be welcome.

Conference sponsors are acknowledged during the conference and are invited to our conference morning tea. Your donation will help meet all costs including conference materials and complementary morning tea.

We look forward to your positive consideration of our request to sponsor our conference.

Yours sincerely

Rob Banfield
Conference Convenor

Please address all correspondence to: The Principal

18.3.4 Arts Activity – A Kempton Affair by the Greater Green Ponds Branch of Tas Regional Arts

AUTHOR MANAGER COMMUNITY & CORPORATE DEVELOPMENT
(A BENSON)

DATE 19TH FEBRUARY 2014

ATTACHMENT: 1. Event Briefing
2. Location Map

ISSUE

Advising Council of a forthcoming Arts Event “A Kempton Affair” and seeking a dispensation in respect of the charges for the Blue Place and the Kempton Memorial Hall for the duration of the event.

BACKGROUND

The Greater Green Ponds arts group is a sub group of Tas Regional Arts and has a proud history of providing arts related experiences and events in the Southern Midlands.

CURRENT

The Greater Green Ponds arts group is in the planning stage of the development of the arts event called “A Kempton Affair”. The attached brief provides the spectrum of the activities for the 5th and 6th April 2014 event. This event fits well with the Southern Midlands Arts Strategy and has the endorsement Council’s Arts Advisory Committee.

As can be seen from the attachments the event will utilise the two Council public halls in the Kempton village as well as the BBQ area in Station Park. The organisers are aware of Council’s Schedule of Fees in respect of the hire of the two halls; however the organisers wish to explore with Council the relaxation of the requirement of the fees for the Blue Place and the Kempton Memorial Hall for the duration of the event.

[EXTRACT - start]

FEES AND CHARGES SCHEDULE 2013/14

Queen Victoria Memorial Hall - Kempton

Whole complex – Non -residents or Organisations
\$ 132.00 per day Plus \$ 100.00 Bond

Whole Complex – Residents & Local Non Profit Organisations
\$ 88.00 per day Plus \$ 100.00 Bond

Supper Room & Kitchen –
 (no crockery or cutlery provided - contact the RSL for a small donation)
 \$ 44.00 per day Plus \$100.00 Bond

Blue Place – Kempton
 \$ 44.00 per Day

[EXTRACT - finish]

RECOMMENDATION

THAT Council:

1. receive and note the report;
2. support the Greater Greens Pond Branch of Tas Regional Arts in staging “A Kempton Affair”; and
3. relax the requirement of the payment of fees for the hall hire for the duration of the event as a contribution to staging the event.

C/14/02/084/19615 DECISION

Moved by Clr M Connors, seconded by Clr B Campbell

THAT Council:

1. receive and note the report;
2. support the Greater Greens Pond Branch of Tas Regional Arts in staging “A Kempton Affair”; and
3. relax the requirement of the payment of fees for the hall hire for the duration of the event as a contribution to staging the event.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	



**A Kempton Affair, 5th & 6th April 2014. 10am to 4pm.
Carolyn Bassett, Coordinator,
Greater Green Ponds Branch TRA**



A Kempton Affair is an activity all about general community cultural development and participation. We have the backing of Tasmanian Regional Arts through insurance brokerage and networking.

The reason for holding this event is two fold:

- 1 The opportunity for art makers to increase their professional profile
- 2 To showcase Kempton, it's artisans and history to fellow Tasmanians

Entertainment will include Art Competitions and Exhibitions (3), Demonstrations by art and craft makers (6) , Music, including recital on restored organ in St Mary's Church...if completed in time, Dancing demonstration, Food, Coach Museum, Village and Graveyard tours, Market, stalls, film made by local 15yr old who won MyState award.

The target audience will be anyone interested in art and taking the opportunity to try their hand at something different. We hope to interest those members of the community who have not been involved in these types of activities before. Competitions are open to all Tasmanian residents. Attendance over 500 would be good.

Insurance cover will be brokered by Tas. Regional Arts and will cover public liability and volunteers. Dr Greg Booth will be available for First Aid at his clinic if required.

Liquor will only be served by the RSL in their clubrooms on Sunday from 12pm to 6pm. Place of Assembly licence and Temporary Food Premises licence are included with this document.

Funding for this event will be contribution by Greater Green Ponds Branch, Volunteer time, Competition entry fees and sponsorship-still to be sought. The branch is not incorporated itself, but does come under TRA's umbrella and can use their ABN if requested by others.

We have consulted with two members of the Southern Midlands Council and have received valuable support and advice from them. I am now asking Council to relax the cost of hiring the Memorial Hall and Blue Place, and also to allow exclusive use of the Blue Place grounds and BBQ area. The BBQ area will be fenced off to the public as a demonstration will take place in there that requires the use of a gas bottle.

I would also like to ask permission for a sign to be placed on council ground at the southern and northern end of the township.

Carolyn Bassett
President, GGP Branch.

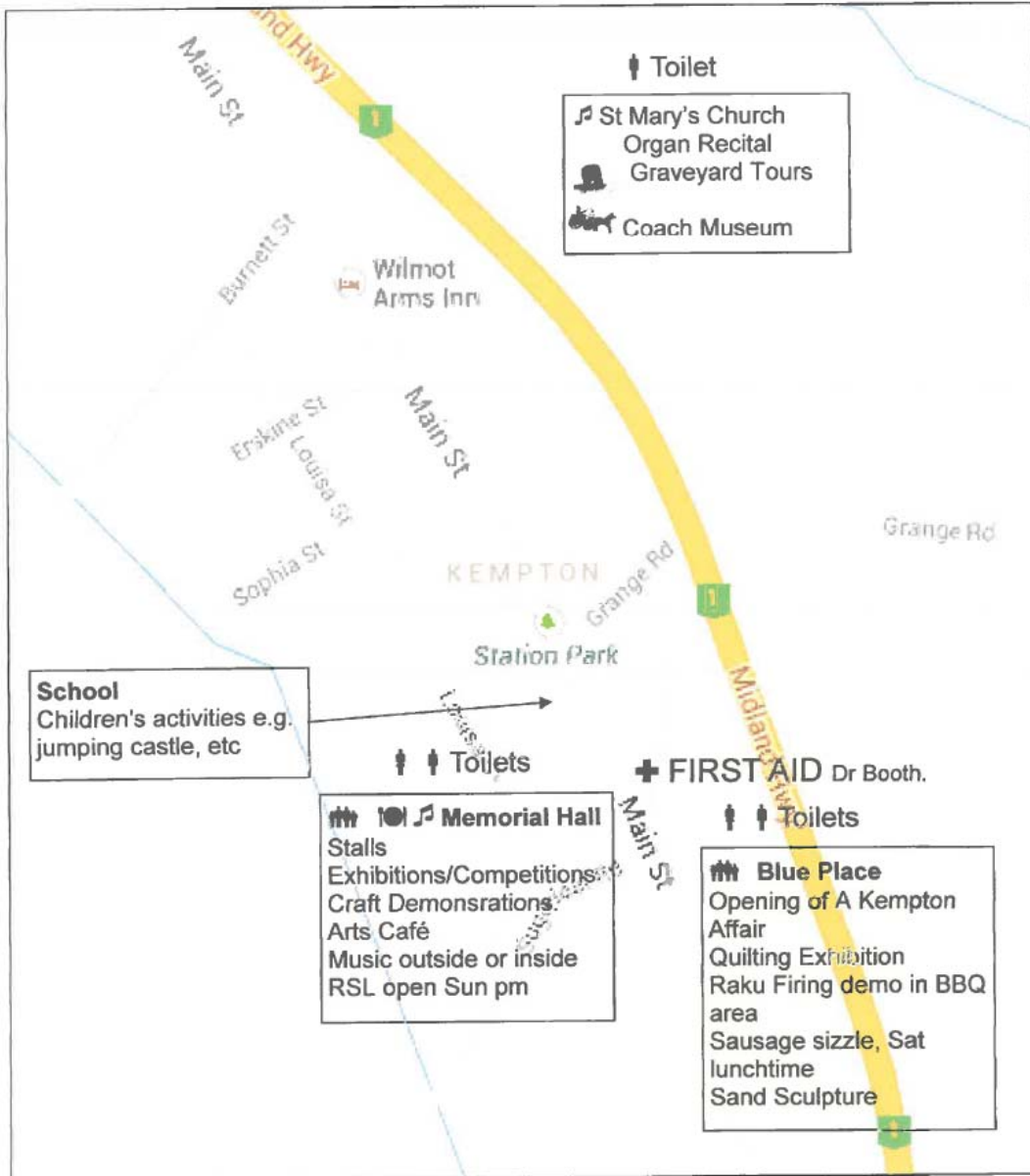
Ph. 6268 6196
Mob. 0419 112 793

Attachments included with this letter.

Site Map
Place of Assembly application
Temporary Food Premises application
Schedule of Insurance



**Site Map of events for A Kempton Affair, 5th and 6th April 2014.
Venue, Kempton Township**



19. INFORMATION BULLETINS

Refer enclosed Bulletin dated 21st February 2014.

Information Bulletin dated 30th January 2014 and 14th February 2014 circulated since previous meeting.

RECOMMENDATION

THAT the Information Bulletins dated 30th January 2014, 14th February 2014 and 21st February 2014 be received and the contents noted.

C/14/02/088/19616 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr B Campbell

THAT the Information Bulletins dated 30th January 2014, 14th February 2014 and 21st February 2014 be received and the contents noted

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

Clr D F Fish declared an interest and left the meeting at 5.42 p.m.

20. MUNICIPAL SEAL

20.1 RENEWAL OF MINING LEASE (1490P/M – BJ & L FISH, INTERLAKEN ROAD, OATLANDS) – SEAL COMPENSATION AGREEMENT

File Ref: 21/041

AUTHOR EXECUTIVE ASSISTANT (K BRAZENDALE)

DATE 31ST JANUARY 2014

ATTACHMENT: Compensation Agreement

ISSUE

Council to sign and seal the Compensation Agreement relating to the renewal of Mining Lease 1490 P/M – BJ & L Fish, Interlaken Road, Oatlands.

BACKGROUND

Nil.

DETAIL

The Compensation Agreement needs to be renewed between the landowners and Council as the quarry operator.

Human Resources & Financial Implications – The amount of royalty payable at the time of removing material from the quarry has been maintained at \$1.00 per cubic metre (excl. GST).

Community Consultation & Public Relations Implications – N/A.

Council Web Site Implications: N/A

Policy Implications – N/A.

Priority- Implementation Time Frame – Renewal comes into effect on 26th February 2014.

RECOMMENDATION

THAT the Compensation Agreement between BJ & L Fish and the Southern Midlands Council be signed and sealed.

C/14/02/089/19617 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr B Campbell

THAT the Compensation Agreement between BJ & L Fish and the Southern Midlands Council be signed and sealed.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr A O Green	
√	Clr J L Jones OAM	

COMPENSATION AGREEMENT

AN AGREEMENT made the 31ST day of JAN 2014

between BJ & L FISH, ABN 70 579 624 238 of Interlaken Road, Oatlands 7120 (hereinafter called 'the owner and occupier' which expression shall include the legal representatives and assigns of the owner and occupier) of the one part and SOUTHERN MIDLANDS COUNCIL ABN ~~68 653 459 589~~ of 71 High Street, Oatlands in Tasmania (hereinafter called 'the Applicants' which expression shall include the assigns of the applicants) of the other part.

WHEREAS the applicants are desirous of obtaining under the *Mineral Resources Development Act 1995* a mining lease of the land described in the schedule hereto. AND WHEREAS the owner is the owner and occupier of the said land.

NOW IS HEREBY AGREED AND DECLARED as follows:

- 1. Amount of compensation:** The amount of compensation to be paid in money to the owner and occupier shall be a royalty of \$1.00 per cubic metre of gravel quarried and removed by the applicants such amount to be reviewed by the parties at the expiration of twelve months from the granting of the lease and at the end of every subsequent twelve month period.
- 2. Licence to take possession and consent to lease:** The owner and occupier hereby grants to the applicants full licence and authority to take possession of the said land for mining purposes for the duration of a period of years from the issuance of the said lease with a further term to be negotiated between the parties at the expiration of such period of time and hereby consents to any such lease being granted to the applicants under the *Mineral Resources Development Act 1995*.
- 3. Consequence of Breach:** If the applicants fail to comply with any of the terms of this agreement then (without prejudice to any other rights of the owner) the applicants shall be deemed to have wholly ceased operations within the meaning of the *Mineral Resources Development Act 1995*.

- 4. **Transfer of rights:** Upon a transfer of the applicants to any other person of their right title and interest in and to any application for mining lease or in and to any such lease said land and upon such persons undertaking all liability on the part of the applicants under this agreement the liability of the parties hereto of the second part shall cease and determine.

THE SCHEDULE

<p>"BJ & L Fish" Reference (Tasmap 1:100.000) – 525540mE & 5318750mN</p>	
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IN WITNESS WHEREOF the parties hereto have hereunto set their and seal the day and the first hereinbefore written.

EXECUTED in.

Signed by Mr BJ & Mrs L Fish

In the presence of:


 Name Lynette Fish


 Name Brian Fish


 Name Jack Lyall

THE COMMON SEAL of the SOUTHERN)
 MIDLANDS COUNCIL has been fixed pursuant)
 To a resolution of the said Sothern Midlands Council)
 Passed the day of 2014.)

In the presence of:)

General Manager

Councillor

Councillor

Clr D F Fish returned to the meeting at 5.43p.m.

20.2 5 Marlborough Street Oatlands – Sign and Seal the Schedule

AUTHOR DEPUTY GENERAL MANAGER (ANDREW BENSON)

DATE 21st January 2014

ATTACHMENT: 1. Schedule page for signing and sealing

ISSUE

Sale of Council property at 5 Marlborough Street Oatlands – Sign and Seal the Schedule

BACKGROUND

In 2013 Council submitted a Development Application for a boundary adjustment creating a saleable title for 5 Marlborough Street Oatlands.

A conditional Planning Permit was issued requiring a new driveway to be created for the access to the Council depot site.

CURRENT

The Schedule requires signing and sealing by Council prior to submission for formally signing and sealing by the Planning Authority of the new title.

RECOMMENDATION

THAT Council sign and seal the Schedule

C/14/02/092/19618 DECISION

Moved by Clr A O Green, seconded by Deputy Mayor M Jones OAM

THAT Council sign and seal the Schedule.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

SCHEDULE OF EASEMENTS	Registered Number
NOTE: THE SCHEDULE MUST BE SIGNED BY THE OWNERS & MORTGAGEES OF THE LAND AFFECTED. SIGNATURES MUST BE ATTESTED.	

PAGE 1 OF 1 PAGE/S

EASEMENTS AND PROFITS

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.

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.

The direction of the flow of water through the drainage easements shown on the plan is indicated by arrows.

Fencing provision

In respect of each lot shown on the plan the Southern Midlands Council and its legal successors from time to time will not be required to fence.

The Common Seal of the Southern Midlands Council was affixed in the presence of:)
)
)



.....
Name: Name:
Position Held: Position Held:

.....
Name:
Position Held:



(USE ANNEXURE PAGES FOR CONTINUATION)

SUBDIVIDER: Southern Midlands Council FOLIO REF: 36828/1, 37928/1, 163945/2 SOLICITOR & REFERENCE: M+K dobson mitchell allport JRR:1932158	PLAN SEALED BY: Southern Midlands Council DATE: REF NO. Council Delegate
--	---

NOTE: The Council Delegate must sign the Certificate for the purposes of identification.

21. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA

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

21.1 MUNICIPAL BOUNDARY SIGN – MIDLAND HIGHWAY, PONTVILLE

Discussion concerning the relocation of the municipal boundary sign from the Midland Highway, Pontville to the new bypass section. The alternative is to purchase an additional boundary sign.

C/14/02/094/19619 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr J L Jones OAM

THAT:

- a) the information be received; and
- b) a cost estimate be prepared for consideration as part of the budget process.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

Mr D Mackey (Manager Development and Environmental Services) left the meeting at 5.49 p.m.

21.2 SOUTHERN MIDLANDS COUNCIL – STATE ELECTION SUBMISSION (DRAFT)

Refer copy of draft submission (enclosed).

C/14/02/094/19620 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr B Campbell

THAT the draft submission be endorsed subject to including the next stage of the High Street, Oatlands Underground Power project.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

RECOMMENDATION

THAT Council move into “Closed Session” and the meeting be closed to the public.

C/14/02/095/19621 DECISION

Moved by Clr D F Fish, seconded by Clr B Campbell

THAT Council move into “Closed Session” and the meeting be closed to the public.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr M Connors	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

CLOSED COUNCIL MINUTES

22. BUSINESS IN “CLOSED SESSION “

EXCLUDED FROM THE AGENDA PURSUANT TO SECTION 15 (2) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005.

**T F KIRKWOOD
GENERAL MANAGER**

EXCLUDED FROM THE AGENDA PURSUANT TO SECTION 15 (2) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005.

**T F KIRKWOOD
GENERAL MANAGER**

EXCLUDED FROM THE AGENDA PURSUANT TO SECTION 15 (2) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005.

**T F KIRKWOOD
GENERAL MANAGER**

EXCLUDED FROM THE AGENDA PURSUANT TO SECTION 15 (2) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2005.

**T F KIRKWOOD
GENERAL MANAGER**

RECOMMENDATION

THAT Council endorse the decision made in “Closed Session”.

C/14/02/098/19624 DECISION

Moved by Deputy Mayor M Jones OAM, seconded by Clr B Campbell

THAT Council endorse the decision made in “Closed Session”.

CARRIED.

Vote For	Councillor	Vote Against
√	Mayor A E Bisdee OAM	
√	Dep. Mayor M Jones OAM	
√	Clr A R Bantick	
√	Clr B Campbell	
√	Clr D F Fish	
√	Clr A O Green	
√	Clr J L Jones OAM	

23. CLOSURE 6.16 p.m.

Confirmed this 26th day of March 2014

.....
Clr A E Bisdee OAM
Mayor
