

SOUTHERN  
MIDLANDS  
COUNCIL



# **AGENDA**

## **ORDINARY COUNCIL MEETING**

---

Wednesday, 26<sup>th</sup> October 2022  
10.00 a.m.

Oatlands Municipal Offices  
71 High Street, Oatlands

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Dear Sir/Madam

## **NOTICE OF MEETING**

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

**Date: Wednesday 26<sup>th</sup> October 2022**

**Time: 10.00 a.m.**

**Venue: Oatlands Municipal Offices, 71 High Street, Oatlands**

*The Local Government Act 1993 section 65 provides the following:*

1. *A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.*
2. *A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless –*
  - (a) *the general manager certifies, in writing –*
    - (i) *that such advice was obtained; and*
    - (ii) *that the general manager took the advice into account in providing general advice to the council or council committee; and*
  - (b) *a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.*

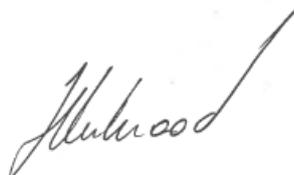
*I therefore certify that with respect to all advice, information or recommendation provided to the Council in or with this Agenda:*

- (1) *The advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and*
- (2) *Where any advice is directly given by a person who does not have the required qualification or experience, that person has obtained and taken into account in that person's general advice, the advice from an appropriately qualified or experienced person.*

***Councillors please note:***

- Public Question Time will be held at 10.30 a.m. – members of the public are invited to attend.
- A representative(s) from the “Gardner’s of 7120” will attend the meeting to enable Council to acknowledge the recent donation made by the group.

Yours faithfully

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

TF Kirkwood  
**GENERAL MANAGER**

## OPEN COUNCIL AGENDA

### 1. PRAYERS

Reverend Dennis Cousens to recite prayers.

### 1. ACKNOWLEDGEMENT OF COUNTRY

*We acknowledge the Traditional Custodians of the land on which we meet today, and recognise their continuing connection to the land, water and to community. We pay respects to Elders past, present and emerging.*

### 3. ATTENDANCE

### 4. APOLOGIES

### 5. MINUTES

#### 5.1 Ordinary Council meeting

The Minutes (Open Council Minutes) of the previous meeting of Council held on the 28<sup>th</sup> September 2022, as circulated, are submitted for confirmation.

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

#### 5.2 Special Committees of Council Minutes

##### 5.2.1 Special Committees of Council - Receipt of Minutes

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

- Oatlands Community Shed AGM Minutes – 26<sup>th</sup> September 2022
- Arts Advisory Committee Minutes – 29<sup>th</sup> September 2022

### RECOMMENDATION

**THAT the minutes of the above Special Committees of Council be received.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

### **5.2.2 Special Committees of Council - Endorsement of Recommendations**

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

- Oatlands Community Shed AGM Minutes – 26<sup>th</sup> September 2022
- Arts Advisory Committee Minutes – 29<sup>th</sup> September 2022

### **RECOMMENDATION**

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

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

### **5.3 Joint Authorities (Established Under Division 4 of the *Local Government Act 1993*)**

#### **5.3.1 Joint Authorities - Receipt of Minutes**

Nil.

#### **5.3.2 Joint Authorities - Receipt of Reports (Annual & Quarterly)**

Nil.

## 6. NOTIFICATION OF COUNCIL WORKSHOPS

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

No workshops have been held since the last Ordinary Meeting.

### RECOMMENDATION

**THAT the information be received.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## **7. COUNCILLORS – QUESTION TIME**

### **7.1 Questions (On Notice)**

Regulation 30 of the *Local Government (Meeting Procedures) Regulations 2015* relates to Questions on notice. It states:

- (1) *A councillor, at least 7 days before an ordinary council meeting or a council committee meeting, may give written notice to the general manager of a question in respect of which the councillor seeks an answer at that meeting.*
- (2) *An answer to a question on notice must be in writing.*

Question received from Clr R McDougall – 17<sup>th</sup> October 2022

**Could we have an update on the progress of the restoration of the Jericho Avenue of Honour?**

#### ***Response – Manager – Heritage Projects***

*Stephanie Burbury has provided the content for the bronze plaques to be produced (27 in total). Plinths are in-hand for mounting these, to be placed between the tree guards and road reserve. Four trees have died and require replacement. We are just finalising quotes for the fabrication of bronze plaques – final size may be dictated by budget availability (A4 desirable, but may need to be downsized based on initial estimate) – but it appears achievable within current budget. It is hoped that these will go to production later in the year, and installation (by volunteers with Council assistance) will occur early 2023.*

## 7.2 Questions Without Notice

Section 29 of the *Local Government (Meeting Procedures) Regulations 2015* relates to Questions without notice.

It states:

**“29. Questions without notice**

(1) *A councillor at a meeting may ask a question without notice –*

- (a) of the chairperson; or*
- (b) through the chairperson, of –*
  - (i) another councillor; or*
  - (ii) the general manager.*

(2) *In putting a question without notice at a meeting, a councillor must not –*

- (a) offer an argument or opinion; or*
- (b) draw any inferences or make any imputations – except so far as may be necessary to explain the question.*

(3) *The chairperson of a meeting must not permit any debate of a question without notice or its answer.*

(4) *The chairperson, councillor or general manager who is asked a question without notice at a meeting may decline to answer the question.*

(5) *The chairperson of a meeting may refuse to accept a question without notice if it does not relate to the activities of the council.*

(6) *Questions without notice, and any answers to those questions, are not required to be recorded in the minutes of the meeting.*

(7) *The chairperson of a meeting may require a councillor to put a question without notice in writing.*

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

## **8. DECLARATIONS OF PECUNIARY INTEREST**

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

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

## 9. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA

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

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

### RECOMMENDATION

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

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## **10. PUBLIC QUESTION TIME (SCHEDULED FOR 10.30 A.M.)**

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

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

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

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

### **10.1 Permission to Address Council**

Nil.

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

Nil.

**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)

### 12.3.1 Councillor Information: - Municipal Seal Applied Under Delegated Authority to Subdivision Final Plans & Related Documents

**AUTHOR:** SENIOR PLANNING OFFICER (JACQUI TYSON)

**DATE:** 19 OCTOBER 2022

#### APPLICATION OF MUNICIPAL SEAL

The following final plans and related documents, pertaining to subdivisions, boundary adjustments and the like within Southern Midlands have had the Municipal Seal applied by delegated officers in the period 18<sup>th</sup> January 2022 to the 19<sup>th</sup> October 2022.

Owner	PID	Address	Description	Date
K Gangell	9533616	1447 Tea Tree Road, Campania	Boundary reorganisation	8/02/2022
N & J Snare	2215187	127 Winstead Road, Bagdad	Subdivision (4 lots)	8/02/2022
R & J Scaife, A & K Glover, J French	9794674	28 Hall Street and Chevalier Street, Campania	Subdivision (4 additional lots)	8/02/2022
C & D Charlton and M Frohmader	7797649 & 5041792	61 & 139 Williams Road, Tea Tree	Boundary reorganisation	12/04/2022
St Peters Pass Pty Ltd	9729724	6820 Midland Highway, Oatlands	Subdivision (1 lot & balance)	26/04/2022
A & M Bessier, RT & JA Wilson Pty Ltd	7820933 & 9245014	79 Ballyhooly Road & 76 Goodwins Road, Mangalore	Boundary reorganisation	8/06/2022
J Webb	9966795 & 7780396	160 Mud Walls Road, Colebrook	Boundary reorganisation	19/07/2022
P & E Geard	3447254, 3241774 & 9843416	50 Grahams Creek Road, Broadmarsh & Elderslie Road, Elderslie & 1288 Elderslie Road, Broadmarsh	Boundary reorganisation	21/07/2022
Southern Midlands Council	9562960	18 Church Street, Oatlands	Subdivision (1 lot & balance)	09/08/2022
Oakmore Pty Ltd	7752934	195 Main Street Kempton	Stage 2 Subdivision (14 lots)	13/09/2022

B & R Whelan and P & M Lennon	7721011, 5042023, 7642807	1181 Elderslie Road, Broadmarsh, 1175 Elderslie Road, Broadmarsh & Storeys Road Broadmarsh	Reorganisation of boundaries	28/09/2022
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**RECOMMENDATION**

**THAT the information be received.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## **12.4 Planning (Other)**

### **12.4.1 Proposed Amendments to the Southern Midlands Local Provision Schedule (LPS).**

**AUTHOR:** DAVID CUNDALL (PLANNING CONSULTANT)

**DATE:** 19 OCTOBER 2022

#### **Attachment(s):**

1. *Certified Amendments for 2022/1 RZ Rural Zone to Landscape Conservation Zone (Swanston Area) and 2022/2 RZ Future Major Road Overlay (to existing Bagdad Bypass)*
2. *Representations (4)*

Substantial Modifications *Southern Midlands Local Provisions Schedule – 2022/1 RZ Rural Zone to Landscape Conservation Zone (Swanston Area) and 2022/2 RZ Future Major Road Overlay (to existing Bagdad Bypass)*

#### **SUMMARY**

The purpose of this report is to review the representations received following the exhibition of two (2) proposed amendments to the Southern Midlands Local Provision Schedule (LPS).

These are:

1. 2022/1 RZ - Amendment to change the Rural Zone to Landscape Conservation Zone (Swanston Area); and
2. 2022/2 RZ – Amendment to apply the Future Major Road Overlay to the existing Bagdad Bypass

These amendments were directed to be advertised by the Tasmanian Planning Commission (TPC) as part of the Local Provisions Schedule process.

#### **BACKGROUND**

As Council would recall, the LPS forms a part of the overall Tasmanian Planning Scheme (TPS).

The scheme is thus comprised of the State Planning Provisions (SPPs) and the Local Provisions Schedules (LPSs).

The SPPs were prepared by the State Government (declared by the Minister February 2017) and the LPS was endorsed by Council at the November 2018 Council meeting.

It was then finalised for implementation in June 2022 subsequent to hearings and directions from the TPC.

The content of the LPS consists of two parts:

- A. Zone maps and overlay maps; and
- B. Written ordinance

The overlay maps and zone maps spatially define the application of the zones, specific area plans and the application of certain planning scheme codes.

15 of the 29 Councils (as of the date of this report) now have the TPS in effect. The remaining 14 Council's are still in various stages of hearings, directions and modifications to their respective LPS.

In April 2022, Council completed the hearings into the Southern Midlands LPS. A final directions notice from the TPC was then issued on the 21<sup>st</sup> April 2022 that directed Council to undertake a series of modifications to the LPS as part of the final implementation process. These directions were in two (2) parts:

1. Minor type modifications pursuant to Section 35K of the *Land Use Planning and Approvals Act 1993* (the Act). These minor modifications included correction of mapping and wording and some changes to zoning in response to representations; and
2. Substantial modifications pursuant to Section 35KB (1) of the Act, the TPC directed the Southern Midlands Planning Authority to also prepare “substantial” amendments to the LPS under Part 3B of the Act. The reason for the substantial modifications was there may be a public interest in these amendments.

The minor modifications were undertaken by Council Officers and did not require a further decision of Council or further public notification as they were minor and technical in nature and also consistent with previous decisions of Council under Section 35F (and considered by Council in October 2021 decision).

The substantial modifications however were considered, by the TPC, to be modifications that ought be to subject to a separate amendment to the LPS and to follow a planning scheme amendment process. This includes public notification and a final Council decision and report to the TPC pursuant to Section 40K of the Act.

The substantial modifications are the subject and purpose of this report.

The substantial modifications were exhibited from Saturday 10<sup>th</sup> September 2022 – 17<sup>th</sup> October 2022 in accordance with the statutory requirements. Four (4) representations were received. The exhibition process included notification of all affected landowners and State Agencies.

All landowners were also notified, by Council Officers, in the lead up to the formal exhibition out of courtesy and to gauge the level of interest in the proposed LPS changes.

The four (4) representations were:

1. Dr Miles Jakeman - Support for the Landscape Conservation Zone amendments
2. Conservation Landholders Tasmania - Support for the Landscape Conservation Zone amendments
3. TasWater – No objection to the Landscape Conservation Zone amendments
4. TasWater – Not objection to the Future Major Road Overlay (Bagdad Bypass) amendments

This report will address the merits of those representations and provide a recommendation to Council.

Council are reminded that any alternative decision by Council will require a full statement of reasons to maintain the integrity of the Planning approval process and to comply with the requirements of the *Judicial Review Act* and the *Local Government (Meeting Procedures) Regulations 2015*.

## STATUTORY REQUIREMENTS

Pursuant to Section 40K of the Act, the Council is required to consider the merits of any representation and provide the Tasmanian Planning Commission (TPC) with:

- a) *a copy of each representation made under section 40J in relation to the draft amendment before the end of the exhibition period in relation to the draft amendment, or, if no such representations were made before the end of the exhibition period, a statement to that effect; and*
- b) *a copy of each representation, made under section 40J in relation to the draft amendment after the end of the exhibition period in relation to the draft amendment, that the planning authority, in its discretion, includes in the report; and*
- c) *a statement of the planning authority's opinion as to the merit of each representation included under paragraph (a) or (b) in the report, including, in particular, as to—*
  - a. *whether the planning authority is of the opinion that the draft amendment ought to be modified to take into account the representation; and*
  - b. *the effect on the draft amendment, and the LPS to which it relates, as a whole, of implementing the recommendation; and*
- d) *a statement as to whether it is satisfied that the draft amendment of an LPS meets the LPS criteria; and*
- e) *any recommendations in relation to the draft amendment that the planning authority thinks fit.*

## AMENDMENTS IN DETAIL

Each amendment is dealt with, in turn, under the following sub-headings.

### **2022/1 RZ - Amendment to change the Rural Zone to Landscape Conservation Zone**

It is proposed to rezone land from the Rural Zone to the Landscape Conservation Zone at the following properties:

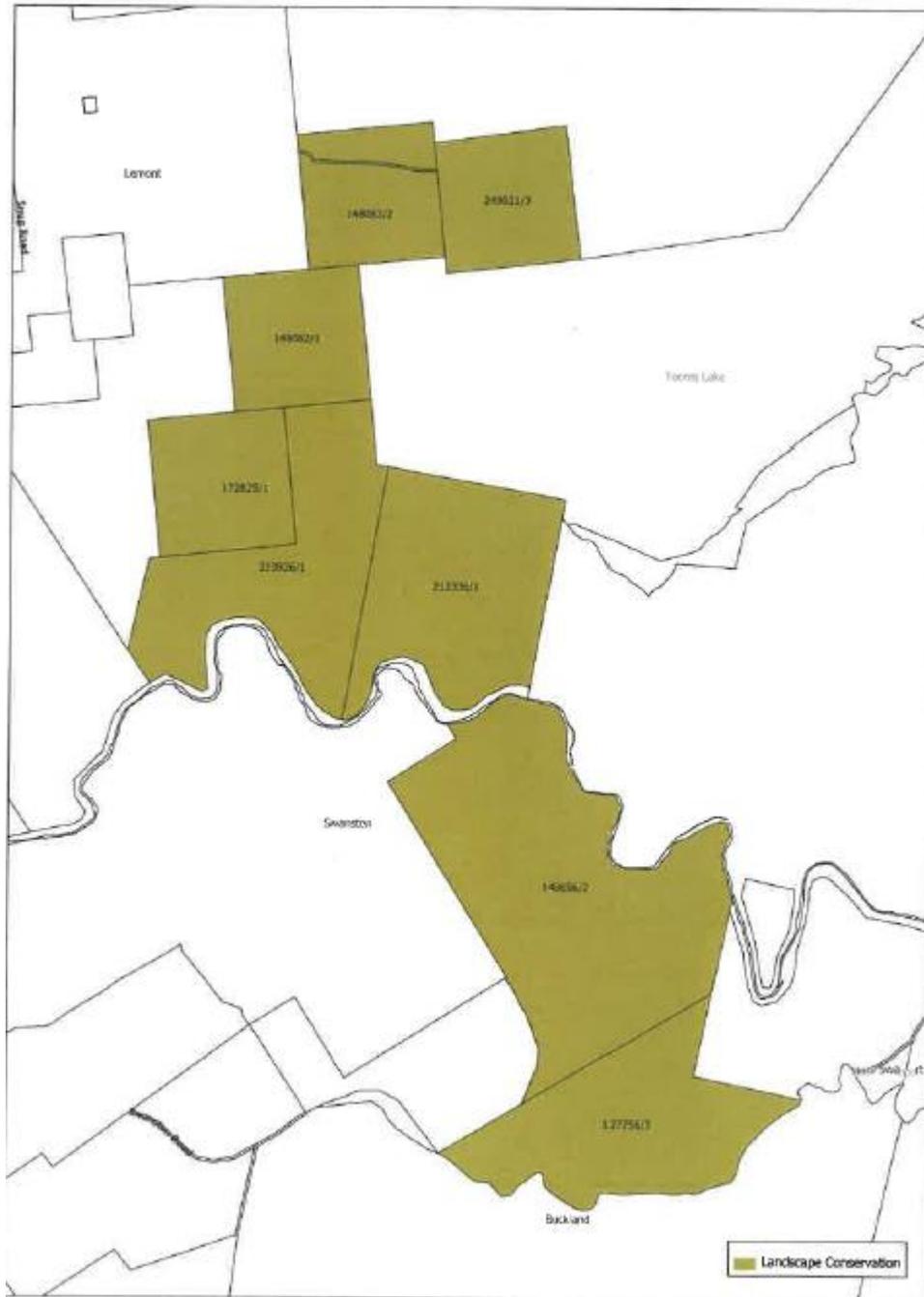
- Tooms Lake Road, Tooms Lake (CT 249021/3); Lot 2 Swanston Road, Swanston (CT 148082/2); Lot 1 Swanston Road, Swanston (CT 148082/1); Lot 1 Swanston Road, Swanston (CT 172825/1); 240 Daniels Road, Swanston (CT 210926/1 and 212336/1); Swanston Road, Swanston (CT 148656/2 and 127756/3)

The reason for the amendment is described in the decision of the TPC dated 21<sup>st</sup> April 2022. The TPC considered the Landscape Conservation Zone to be the most appropriate zone and is consistent with Section 8A Guidelines used to prepare the LPS. The conservation values of the land were also further identified by the persons whom lodged a representation (notably the Conservation Landholders Tasmania). This was a subject and outcome of the hearings into the LPS.

The area of land is provided in Figure 1 of this report. This is relatively remote area of land.



Figure 1: General Location of the rezoning in Swanston area.



*Figure 2: Scheme Amendment Diagram (and titles)*

The suitability of the Landscape Conservation Zone and the purpose of the Landscape Conservation Zone was discussed at length in reaching the October 2021 decision on the representations received during the LPS exhibition.

Exerts from the minutes of the October 2021 meeting are provided as follows:

### **What is the Landscape Conservation Zone?**

*This zone is a new zone.*

*The zone was available in the suite of zones available to Council in the State Planning Provisions (SPPs). The Ministerial guidelines for the application of the zones, Guideline No. 1 provide four criteria:*

*LCZ 1 The Landscape Conservation Zone should be applied to land with landscape values that are identified for protection and conservation, such as bushland areas, large areas of native vegetation, or areas of important scenic values, where some small scale use or development may be appropriate.*

*LCZ 2 The Landscape Conservation Zone may be applied to:*

- a) large areas of bushland or large areas of native vegetation which are not otherwise reserved, but contains threatened native vegetation communities, threatened species or other areas of locally or regionally important native vegetation;*
- b) land that has significant constraints on development through the application of the Natural Assets Code or Scenic Protection Code; or*
- c) land within an interim planning scheme Environmental Living Zone and the primary intention is for the protection and conservation of landscape values.*

*LCZ 3 The Landscape Conservation Zone may be applied to a group of titles with landscape values that are less than the allowable minimum lot size for the zone.*

*LCZ 4 The Landscape Conservation Zone should not be applied to:*

- a) land where the priority is for residential use and development (see Rural Living Zone); or*
- b) State-reserved land (see Environmental Management Zone).*

*The Landscape Conservation Zone was not applied to the Southern Midlands draft LPS. The zone is a challenging zone to manage from a strategic policy position. There are varying land uses, interests and ideology in the community with regard to the conservation of native vegetation through the planning system.*

*The application of the zone on a 'whole of local government area' basis brings challenges strategically in identifying landscapes of important scenic value without first undergoing a detailed analysis of such landscapes and determination of the values within such landscapes.*

*A landscape study and analysis is something that should be undertaken with meaningful landowner and community consultation; and is not an exercise that should be 'rushed' in order to prepare the LPSs.*

*It is therefore simpler for the draft LPS to be exhibited with the transitional interim planning scheme zoning on a 'like for like' basis and allow for the landowners to lodge their representation on this zone. It would appear the landowners have made an informed decision through their contact with the Conservation Landholders Tasmania.*

*The Planning Authority should be able to determine a suitable zoning on a 'case by case' basis for the zone.*

*The purpose of the Landscape Conservation Zone is to*

- To provide for the protection, conservation and management of landscape values.*
- To provide for compatible use or development that does not adversely impact on the protection, conservation and management of the landscape values.*

*There are many land uses that can still continue and commence in the zone. The Use Table (Table 1) provides the different uses that are allowable in the zone. Farms that are included in the zone may continue to farm within the zone. The application of the zone does not prevent grazing or holding of stock in bush runs (for example).*

*There are challenges in split zoning or 'spot zoning' titles. This can lead to an inconsistent application of zoning and therefore not an orderly application of the zones consistent with the objectives of the Act. Also split zoning should be well informed and be applied with a high level of information including ground truthing and consultation with the landowner. There is a risk also that split zoned property may unnecessarily inhibit a dominant land use i.e. what is allowable on one part of the property may be prohibited on another part of the property. This leads to an inconsistent and potentially ad-hoc or unstable application of zoning and future land use and can make planning assessment complicated.*

### **[Exert from October 2021 Council Meeting]**

#### **2022/2 RZ - Apply the Future Major Road Overlay to existing Bagdad Bypass**

The overlay was identified by the Department of State Growth as necessary to implement the provisions of the C3.0 Road and Railway Assets code by applying the Future Major Road overlay to the Bagdad Bypass.

The land, dedicated to the Bagdad Bypass, was transitioned from the previous *Southern Midlands Interim Planning Scheme 2015* to the *Tasmanian Planning Scheme – Southern Midlands* through the LPS process. The land is now described as the SOU-P1.0 Particular Purpose Zone - Future Road Corridor Zone.

Although the current zoning for the Bagdad Bypass provides particular standards and restrictions for use and development of the land it does not allow for the standards of the C3.0 Road and Railway Assets Code that are written to provide further standards for use and development of land within a future major road.

The Bagdad Bypass land is in effect a future major road and therefore it stands to reason that the standards of the C3.0 Road and Railway Assets Code which are applicable to any other future major road in the state should then apply to the Bagdad Bypass.

The standards of the code relate to the construction of habitable buildings and subdivision to mitigate land use conflict.

The Future Major Road Overlay map is provided in Figure 3.



Figure 3 – Bagdad Bypass with the Future Major Road Overlay

## COMMUNITY ENGAGEMENT

The community would be aware of the recent changes and implementation of the *Tasmanian Planning Scheme – Southern Midlands* through various media and engagement with Local Government and the Planning system. The LPS process has been in motion for the past 5 + years and Council have been regularly updated and have guided the process and changes at key stages of the process (through workshops and Council decisions).

The substantial modifications largely impact only those landowners within either the Future Major Road Overlay or the Swanston Landscape Conservation Zone as identified in this report and the amendment instrument.

Council Officers contacted the landowners prior to the exhibition process to inform them of the directions of the Planning Commission and to allow additional time for landowners to discuss any concerns or particular details with Council Officers (or Elected Members). The early communication was also a means of gauging the level of interest (or concern) that the community may have in regard to the amendment. Officers could then prepare for further dedicated engagement such as a 'drop-in session' or face to face meetings and/or site visits.

Officers received some calls and interest and then proceeded to the formal notification of the amendment. This included notification of all landowners within the amendment area.

Officers received further enquiries but only received four (4) representations. Two (2) of which were from TasWater to communicate they had no objection to the changes and the other two (2) were regarding the same parcels of land in Swanston.

Comment on the representations is provided in Table 1 of this report.

Representation	Content Summary	Council Officer Comment
TasWater (Bagdad)	No objection to the amendment	TasWater were notified as a state agency in accordance with the requirements of the Act. No further comment from Council Officers is required other than to record and note the response.
TasWater (Swanston)	No objection to the amendment	TasWater were notified as a state agency in accordance with the requirements of the Act. No further comment from Council Officers is required other than to record and note the response.
Dr Miles Jakeman	<p>Dr Jakeman is the director of the Wildlife Reserve Pty Ltd (a charity to acquire and manage land with significant biodiversity value and preserve for future generations.</p> <p>The Wildlife Reserve Pty Ltd owns three titles at Swanston (CT 212336/1, 148656/2 and 127756/3) which are subject to Southern Midlands LPS Draft Amendment 2022/01 RZ to rezone eight adjoining covenanted titles at Tooms Lake and Swanston from Rural to Landscape Conservation.</p> <p>Dr Jakeman on behalf of Wildlife Reserve Pty Ltd supports the rezoning.</p> <p>Dr Jakeman then supports the further rezoning of the titles 148656/1 and 234335/1 which are not included in the amendment. These titles are not currently covenanted for biodiversity values. They are both owned by Wildlife Reserve Pty Ltd.</p> <p>The Conservation Landholders Tasmania (CLT) have also lodged a representation in support of changing the zoning from the Rural Zone to the Landscape Conservation Zone.</p>	<p>The support for the rezoning of the three titles (CT 212336/1, 148656/2 and 127756/3) which are included in the amendment is noted. The other two (2) titles also in the ownership of the Wildlife Reserve Pty Ltd are adjoining the amendment area.</p>  <p>The two (2) titles are within the Rural Zone and are mostly covered by the Priority Vegetation Overlay (in recognition of the threatened vegetation communities). The titles largely have the qualities to support the application of the Landscape Conservation Zone. The titles are further discussed in the response to the CLT rep.</p> <p>Per Section 40K (c) Officers support a modification to the amendment to include the titles CT 148656/1 and CT234335/1 in the amendment to rezone the land from the Rural Zone to the Landscape Conservation Zone.</p>

<p>Conservation Landholders Tasmania (CLT)</p>	<p>In summary the CLT claim that the TPC, due to oversight, have not directed Council to prepare and exhibit an amendment to rezoning the two (2) owned by the Wildlife Reserve Pty Ltd (CT 148656/1 and CT234335/1)</p>  <p>The TPC, in its decision of the 21<sup>st</sup> April 2022 (in the directions to Council to amend the LPS) gave the reasons for excluding some titles from the Conesevation Landscape Zone. These were:</p> <ul style="list-style-type: none"> <li>- Lack of written agreement from the landowner</li> <li>- Avoidance of spot zoning isolated titles (that are not contiguous to a collective of Landscape Conservation or Environmental Management Zone)</li> </ul> <p>The CLT thus put forward that the two titles are contiguous the Landscape Conservation Zone in the amendment and have the support of the landowners. The CLT otherwise support the rezoning of the titles included in the exhibited amendment.</p>	<p>The support for the amendment is noted.</p> <p>The CLT, in the body of the representation have provided further evidence on page 5 of the values and topography of the site. Officers agree that the land has similar/same qualities to the other titles identified for rezoning in the amendment.</p> <p>The qualities of the land also comply with the Section 8A guidelines for the LPS.</p> <p>These are listed as follows:</p> <p><i>LCZ 1 The Landscape Conservation Zone should be applied to land with landscape values that are identified for protection and conservation, such as bushland areas, large areas of native vegetation, or areas of important scenic values, where some small scale use or development may be appropriate.</i></p> <p><i>LCZ 2 The Landscape Conservation Zone may be applied to:</i></p> <p><i>(a) large areas of bushland or large areas of native vegetation which are not otherwise reserved, but contains threatened native vegetation communities, threatened species or other areas of locally or regionally important native vegetation;</i></p> <p><i>(b) land that has significant constraints on development through the application of the Natural Assets Code or Scenic Protection Code; or</i></p> <p><i>(c) land within an interim planning scheme Environmental Living Zone and the primary intention is for the protection and conservation of landscape values.</i></p> <p><i>LCZ 3 The Landscape Conservation Zone may be applied to a group of titles with landscape values that are less than the allowable minimum lot size for the zone.</i></p> <p><i>LCZ 4 The Landscape Conservation Zone should not be applied to:</i></p> <p><i>(a) land where the priority is for residential use and development (see Rural Living Zone);</i></p> <p><i>or</i></p>
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		<p><i>(b) State-reserved land (see Environmental Management Zone). Note: The Landscape Conservation Zone is not a replacement zone for the Environmental Living Zone in interim planning schemes. There are key policy differences between the two zones. The Landscape Conservation Zone is not a large lot residential zone, in areas characterised by native vegetation cover and other landscape values. Instead, the Landscape Conservation Zone provides a clear priority for the protection of landscape values and for complementary use or development, with residential use largely being discretionary. Together the Landscape Conservation Zone and the Environmental Management Zone, provide a suite of environmental zones to manage use and development in natural areas.</i></p> <p><b>[Extract from Section 8A Guidelines]</b></p> <p>Per Section 40K (c) Officers support a modification to the amendment to include the titles CT 148656/1 and CT234335/1 in the amendment to rezone the land from the Rural Zone to the Landscape Conservation Zone.</p> <p>The two (2) were previously recommended for the Landscape Conservation Zone in the October 2021 decision of the Council.</p>
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Table 1: Statement and assessment on the Representations

**LPS Criteria**

Section 40K of the Act provides that the Planning Authority is to provide a statement as to whether it is satisfied that the draft amendment of an LPS meets the LPS Criteria.

The LPS criteria is provided in Section 34 (2) of the Act as follows:

*The LPS criteria to be met by a relevant planning instrument are that the instrument –*

- a) contains all the provisions that the SPPs specify must be contained in an LPS; and*
- b) is in accordance with section 32 ; and*
- c) furthers the objectives set out in Schedule 1 ; and*

- d) *is consistent with each State policy; and*
- (da) satisfies the relevant criteria in relation to the TPPs; and*
- e) *as far as practicable, is consistent with the regional land use strategy, if any, for the regional area in which is situated the land to which the relevant planning instrument relates; and*
- f) *has regard to the strategic plan, prepared under section 66 of the Local Government Act 1993 , that applies in relation to the land to which the relevant planning instrument relates; and*
- g) *as far as practicable, is consistent with and co-ordinated with any LPSs that apply to municipal areas that are adjacent to the municipal area to which the relevant planning instrument relates; and*
- h) *has regard to the safety requirements set out in the standards prescribed under the Gas Safety Act 2019.*

The Strategic implications and assessment of the proposal against the objectives of Schedule 1 of the Act are considered below.

- a) *to promote the sustainable development of natural and physical resources and the maintenance of ecological processes and genetic diversity; and to provide for the fair, orderly and sustainable use and development of air, land, and water; and*
- b) *to encourage public involvement in resource management and planning; and*
- c) *to facilitate economic development in accordance with the objectives set out in paragraphs (a), (b) and (c); and*
- d) *to promote the sharing of responsibility for resource management and planning between the different spheres of Government, the community and industry in the State*

The rezoning of the land from the Rural Zone to the Landscape Conservation Zone was previously considered by Council at the October 2021 meeting and decision on the representations on the draft LPS. These were then the subject of the hearings into the LPS held in February 2022. The landowners are aware of this rezoning proposal and support this rezoning. The proposal is compliant with the Section 8A guidelines and is otherwise considered to be a good planning outcome consistent with the objectives of the Act.

The reasons for supporting the amendment as provided in the Section 35F report to Council (and to the TPC) in October 2021 were provided as follows:

- A. *The application of the Landscape Conservation Zone for the land is consistent with the purpose of the Zone and the Guideline No. 1 – Local Provisions Schedule (LPS): zone and code application, June 2018 for application of the Zones.*
- B. *Modifications provide for an appropriate satisfaction of the LPS criteria at section 34(2) of LUPAA*
- C. *There is no effect on the draft LPS as a whole resulting from implementing the recommendation. Satisfaction of the LPS criteria at section 34(2) of LUPAA is maintained.*

**[Exert from October 2021 Council Meeting]**

The application of the Future Major Road Overlay is also consistent with the objectives of the Act and the LPS criteria. The landowners have been notified and no objections have been received. The overlay provides for the further strategic protection of a major bypass and also to avoid, as far as practicable, future land use conflict.

Both amendments are consistent with the Objectives of the Act (and Resource Management and Planning System Tasmania) and meet the LPS Criteria.

### **FINANCIAL IMPLICATIONS**

No specific financial implications are predicted from the recommendations contained in this report.

### **RISK IMPLICATIONS**

In general terms, the risk considerations associated with this phase of the draft LPS process are those generally typical to Council's role as a planning authority under the Act and the associated statutory processes thereunder.

### **CONCLUSION**

This report has considered the substantial modifications to the Southern Midlands LPS as directed by the Tasmanian Planning Commission in its decision of the 21<sup>st</sup> April 2022.

The decision directed Council to exhibit amendments to the LPS for the application of the Future Major Road Overlay to the Bagdad Bypass (which is mapped as the SOU-P1.0 Particular Purpose Zone - Future Road Corridor Zone) and the rezoning of the land at Swanston (and as identified in the Amendment instrument) from the Rural Zone to the Landscape Conservation Zone.

Assessment of the amendments and reasoning for the amendments is provided together with a brief statement on their compliance with the Section 34 LPS Criteria as required by Section 40K of the Act.

It is acknowledged that ordinarily a detailed statement would be provided for scheme amendments. However the direction to substantially modify the LPS stems from decisions made by Council at the October 2021 meeting and as otherwise directed by the Tasmanian Planning Commission. Accordingly the circumstances in which this report is prepared differ greatly from other motions of Council to initiate a Planning Scheme Amendment. Council has not, in effect, initiated the amendment by its own motion or as requested by an application to Council. A significant amount of additional information would be ordinarily provided to assess a planning scheme amendment.

In this case the suitability of the amendments in accordance with the Act have, in a sense, been previously considered to be compliant with the LPS Criteria.

Four (4) representations were received. Two (2) of which provided no objection to the amendments from TasWater. The other two (2) have focussed on two titles at Swanston that adjoin the titles subject to the amendment.

The representations seek that these two titles CT 148656/1 and CT234335/1 should be rezoned from the Rural Zone to the Landscape Conservation Zone. Officers support this representation as the properties were previously considered as suitable for the Landscape Conservation Zone in the Section 35F report to Council in October 2021 and otherwise have the qualities of the Landscape Conservation Zone.

The recommendation is to both amend the planning scheme as provided in the amendments 2022/1 RZ and amendment 2022/2 and per Section 40K (c) to include the two (2) titles CT

148656/1 and CT234335/1 in the amendments 2022/1 RZ to rezone the land from the Rural Zone to the Landscape Conservation Zone.

## RECOMMENDATION

**A. That council resolves, under Section 40K of the *Land Use Planning and Approvals Act 1993* to advise the Tasmanian Planning Commission regarding draft amendment 2022/1 RZ and amendment 2022/2 RZ that:**

- a) The draft amendment 2022/2 RZ ought to be modified to take into account the representation to include the titles CT 148656/1 and CT234335/1 at Swanston Road, Swanston to be rezoned from the Rural Zone to the Landscape Conservation Zone; and**
- b) It is satisfied that both draft amendments meet the LPS criteria as provided in Section 34; and**
- c) No further modifications to 2022/1 RZ or 2022/2 RZ should be made.**

**B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**12.4.2 Petition to Amend Sealed Plan Number 183609 – Remove Burdening Easement – 50 Grahams Creek Road, Broadmarsh (Peter Worrall obo E & P Geard)**

**AUTHOR:** SENIOR PLANNING OFFICER (JACQUI TYSON)

**DATE:** 19 OCTOBER 2022

**Attachment(s):**

1. *Petition to Amend Sealed Plan*
2. *Title Documents*

**INTRODUCTION**

Council is in receipt of a petition to amend the Sealed Plan Number 183609 to remove a Right of Carriageway (burdening easement) that appears on that plan.

The Sealed Plan 183609 is carried forward into the current Certificate of Title for the property, Certificate of Title 171462 Folio 1.

**DETAIL**

A petition to amend the Sealed Plan described above has been received from a representative of the land owners to remove a Right of Carriageway.

Both of the affected titles (benefitting and burdened by the easement) are in the same ownership and form part of the property 50 Grahams Creek Road, Broadmarsh.

No other party is impacted by the proposal.

**STATUTORY PROCESS**

Under Section 103 of the Local Government (Building & Miscellaneous Provisions) Act 1993 (the LGBMP Act) a person may apply 'by petition' to the Council to amend a Sealed Plan.

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

The other parties to the Sealed Plan (one other lot owner and the subdivider) have been notified of the petition and have not objected to the proposed change within the statutory time limit of 28 days.

**ASSESSMENT**

The proposed amendment to the Sealed Plan will remove an unnecessary easement in the form of a Right of Carriageway between two titles in the same ownership.

No other party is impacted.

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

## RECOMMENDATION

**THAT in accordance with Section 103 of the *Local Government (Building & Miscellaneous Provisions) Act 1993* Council Sign and Seal an ‘Instrument Form’ to be lodged at the Land Titles Office with a Request to Amend Sealed Plan 183609 to remove the burdening easement as proposed.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**[THIS CONCLUDES THE SESSION OF COUNCIL  
ACTING AS A PLANNING AUTHORITY]**

## **13. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – INFRASTRUCTURE)**

### **13.1 Roads**

#### **Strategic Plan Reference 1.1**

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

#### **13.1.1 Department of State Growth (State Roads Division) – Mood Food, Midland Highway, Kempton (Safety Audit)**

**AUTHOR:** GENERAL MANAGER (TIM KIRKWOOD)

**DATE:** 15 OCTOBER 2022

#### **Enclosure:**

*Department of State Growth (State Roads Division) - Letter dated 5<sup>th</sup> October 2022*

#### **ISSUE**

Report to Council on the outcomes of the Safety Audit conducted at Mood Food, Midland Highway, Kempton – refer attached letter dated 5<sup>th</sup> October 2022.

#### **BACKGROUND**

The preparation of this Safety Audit was an outcome of a Council Workshop held 20<sup>th</sup> April 2022. The Department of State Growth was represented at the Workshop by the Manager – State Roads (Denise McIntyre).

The discussion of this issue at the workshop followed a local community meeting held at Kempton in late March 2022. The community meeting concluded with a request that the Council negotiate with State Government / State Growth to achieve the following main points of agreement (or better):

- 1 Reduce the Midlands Highway speed limit from 110kph to 80 kph from a point just south of the north exit from Kempton to a point just north of Mood Food*
- 2 Build a Walking/Bike track from Kempton to Mood Food*
- 3 Change the exit / entrances from Mood Food and North Kempton to ensure the safety of motorists and pedestrians and one strong suggestion as to how this may be done was as per point 4*
- 4 Construct a new service lane all the way to Mood Food from the north Kempton exit and considerably widen the service road at Mood Food itself.*

#### **DETAIL**

In reference to the letter, it confirms that the Department's Traffic Engineering officers have undertaken a review of the four options presented at the workshop. These are referred to in the correspondence.

With regard to the construction of a walking / bike track from Kempton to Mood Food, it is confirmed that this is a Council decision that has been addressed separately in conjunction with the transfer of the old Midland Highway section from the municipal boundary at Pontville through to the Mangalore roundabout.

However, it should be acknowledged that the exact location of this walking / bike track would be influenced by the other potential treatment options mentioned in this letter.

In relation to the other options:

**Suggestion 1:** Reduced Speed Limit – option not recommended for the reasoning provided.

**Suggestion 2:** Walking / bike track between Kempton and Mood Food - refer comment above.

**Suggestion 3** – Safety Improvements at the Mood Food and north Kempton junctions.

The letter indicates that the construction of a north bound 'left turning' deceleration lane would be effective as it creates separation and improved sight distance for vehicles turning right out of Mood Food heading south. It confirms that this has been effective in other locations. However it concludes by stating that it is not proposed to carry out any works (at this stage) and the safety performance of the current situation will be monitored.

From a Council perspective, this was considered to be a relatively cost-effective solution and to some extent would address concerns raised within the community.

It is recommended that Council continue to lobby for these works (i.e. as per the diagram on top of Page 4) to be undertaken as a priority.

The remaining comments provided under Suggestion 3 should be noted but any proposal to prevent southbound vehicles entering Mood Food would be strongly opposed by the owners of Mood Food.

**Suggestion 4:** Construct a new service lane to Mood Food from the north Kempton junction - option not recommended for the reasoning provided.

The letter concludes that the Department will continue to monitor the performance of this intersection to maximise its safety and performance. It also proposes that Council could do further work to understand the origin of trips making the journey ahead of any further exploration of treatments. In so far as the latter is concerned, it is unclear as to how (and why) this is a Council responsibility and what would be the objective of this work other than determining vehicle movements.

**Human Resources & Financial Implications** – Not applicable at this point in time from a Council perspective.

**Community Consultation & Public Relations Implications** – To be considered.

**Policy Implications** – N/A.

**Priority - Implementation Time Frame** – To be determined.

## RECOMMENDATION

### THAT:

1. The information be received;
2. Based on the response received, Council determine that the minimum upgrade of this location should include the extent of works that are shown in the Diagram within the Department's letter (top of page 4);
3. That in the first instance, Council respond to the Department consistent with the above determination; and
4. That an update be provided to the community via the next Council Newsletter.

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**ENCLOSURE**  
*Agenda Item 13.1.1*

Department of State Growth  
STATE ROADS DIVISION

Enquiries: Donald Howatson  
Ph: (03) 6166 3327  
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Our Ref: D22/178417



Mr Tim Kirkwood  
General Manager  
Southern Midlands Council

By email: [mail@southernmidlands.tas.gov.au](mailto:mail@southernmidlands.tas.gov.au)

Dear Tim

Thank you for your invitation to Council's workshop held on Wednesday, 20 April 2022 at your offices in Oatlands to discuss your concerns around the Mood Food Kempton crash history. I apologise for the delay in responding to you.

The Department's Traffic Engineering officers have undertaken a review of the four options presented at the workshop and I can provide detailed feedback below assessing these options. For clarity, the four options presented were to:

1. Reduce the Midland Highway speed limit from 110 km/h to 80 km/h from a point just south of the north exit from Kempton to a point just north of Mood Food.
2. Build a walking / bike track from Kempton to Mood Food.
3. Change the exit / entrances from Mood Food and north Kempton to ensure the safety of motorists and pedestrians and one strong suggestion as to how this may be done was as per point 4.
4. Construct a new service lane all the way to Mood Food from the north Kempton exit and considerably widen the service road at Mood Food itself.

**Suggestion 1: Reduced speed limit**

One of the suggestions raised at the Council workshop was to reduce the speed limit along the Midland Highway from 110 km/h to 80 km/h from a point just south of the north exit from Kempton to a point just north of Mood Food. This would result in a speed limit that extended for about 1.4 kilometres.

The 2008 edition of Australian Standard AS1742, Part 4: Speed controls set out general principles which should be followed in setting speed limits and these are contained in the current Tasmanian Speed Zoning Guidelines.

The principles include:

- speed limits should be realistic and credible;
- the number of speed limit changes should be limited because drivers can become confused / antagonised by excessive 'chop and change'; and

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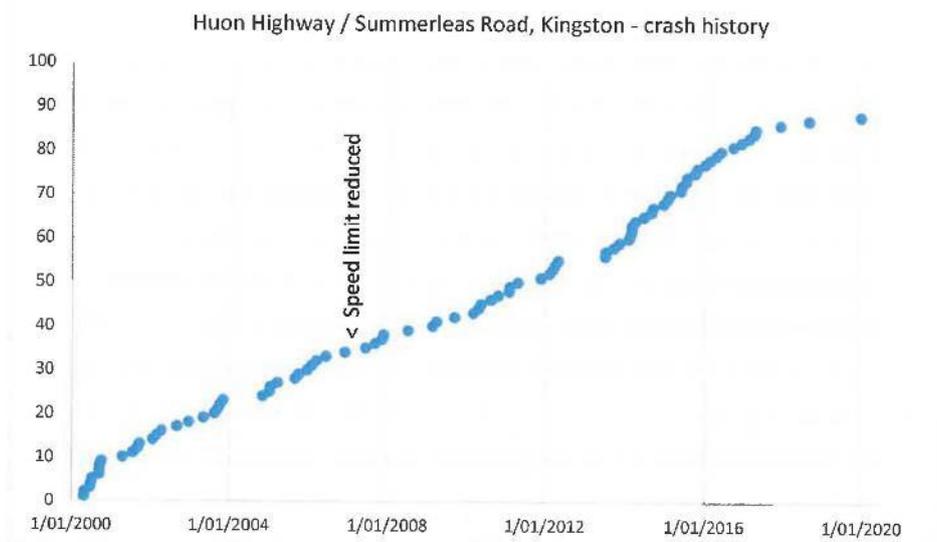
- 2 -

- speed limits should not be used for isolated hazards, such as intersections, rail level crossings or isolated curves.

Notwithstanding this advice, there are two isolated intersections where the Department has previously reduced the speed limit in response to safety concerns.

More than twenty years ago, following a fatal crash at the Illawarra Road / Poatina Road junction, just north of Longford, the speed limit along Illawarra Road in the vicinity of the junction was reduced from 100 km/h to 80 km/h and a permanent speed camera was installed. This did not have a significant impact on the frequency of crashes at the junction. Indeed, there was a second fatal crash in May 2005 and a roundabout was subsequently constructed which has successfully addressed the crash problem.

Similarly, following ongoing safety concerns, the speed limit along the Huon Highway, through the Summerleas Road intersection, was reduced from 100 to 80 km/h in 2006. The graph below shows that the frequency of crashes remained unaltered. Analysis indicates that the severity of the crashes actually increased slightly but this is not considered to be statistically significant. The crash problem was ultimately resolved by the construction of a grade-separated interchange.



Tasmanian experience does not support the suggestion that the safety of isolated intersections can be improved by installing a lower speed limit.

For example, reducing the speed limit from 110 to 90 km/h on a 1.7 kilometre long section of the Bass Highway at Leith did not proceed.

It is noted that some other jurisdictions have been treating isolated intersections with lower speed limits. The very low cost of the treatment can make it an attractive option. However, it sets a precedent which would make it difficult to explain why a reduced speed limit shouldn't be introduced at other intersections. Especially if the other locations had recently experienced

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10 Murray Street Hobart 7000 PO Box 936 GPO HOBART TAS 7001

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serious crashes. Over time, highways could end up with a series of lower speed limits through isolated intersections, resulting in excessive 'chop and change.'

***Suggestion 2: Walking / bike track between Kempton and Mood Food***

The Mood Food service station is located 2 kilometres from the centre of the built-up area of Kempton. It is not known how many Kempton residents would undertake a 4 kilometre round trip via foot or bicycle to visit the Mood Food service station.

While the Department does provide pedestrian and cycling facilities as a component of larger upgrades, particularly in urban settings, it does not normally undertake them as stand-alone projects. The construction of a walking / bike track linking between Kempton and Mood Food would be a matter for Southern Midlands Council to consider and I understand this is a priority for Council.

***Suggestion 3: Safety improvements at the Mood Food and north Kempton junctions***

The Mood Food access has a right turn lane for southbound traffic and a left turn deceleration lane for northbound traffic.

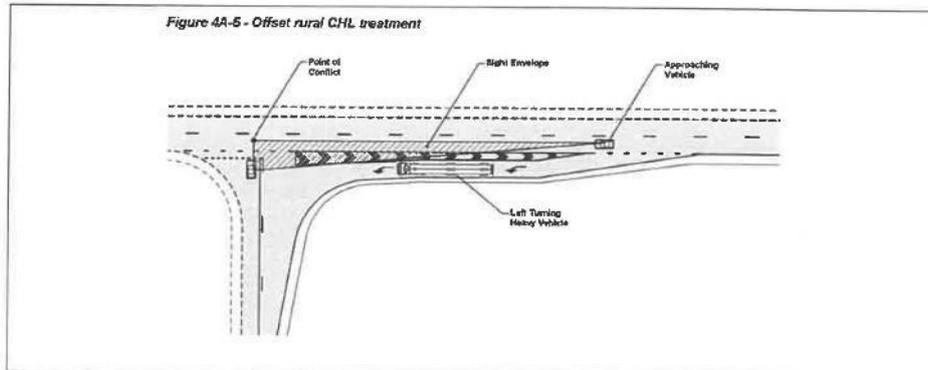
Motorists waiting to turn right out of Mood Food can have their sight distance to northbound through traffic obscured by vehicles in the left turn lane. This is a particular issue when heavy vehicles are using the left turn lane and observations indicate that there are a significant number of heavy vehicles turning into the Mood Food access.

This type of problem was recently experienced at the Bass Highway / Gilbert Street junction at Latrobe where the construction of a left turn deceleration lane led to a dramatic increase in the number of 'right near' type crashes where a vehicle turning right out of the side road was hit by a vehicle approaching from the right.

Queensland Main Roads produces supplements to the Austroads Guides. One of their publications – Road Planning and Design Manual – Edition 2, Volume 3 provides the following advice.

Significant numbers of vehicles, particularly heavy vehicles making a left turn from the major road at an intersection with an AUL/AUL(s)/CHL/CHL(s), may restrict the sight distance for vehicles turning out of the minor road, particularly right turning vehicles.

In this situation, offsetting the left turn lane from the adjacent through lane on the minor road improves the sight distance for vehicles turning out of the minor road. In particular sight distance to vehicles following a left turning vehicle can be substantially improved. An offset left turn lane should therefore be considered at an intersection where sight distance past left turning vehicles may improve the intersection safety.



This type of treatment, with a chevron providing separation between the left-turn deceleration lane and the adjacent through lane, was retro-fitted at the Bass Highway / Gilbert Street junction and there have been no further crashes since its implementation.

At this stage, it is not proposed to carry out any works to offset the left turn lane into the Mood Food access. However, its safety performance will continue to be monitored and if a pattern of crashes develops involving right turners being hit by northbound through traffic, alterations will need to be considered.

The junction at the northern end of Kempton predominantly caters for right-in and left-out movements – the left-in and right-out movements mainly occur another junction at the southern end of Kempton. Consequently, the junction at the northern end of Kempton has a right turn lane for southbound traffic but does not have a left turn deceleration lane for northbound traffic. Further, moving all traffic via a service road to use this junction may be a marginal improvement due to lower confusion, however the consequence of any crashes occurring due to picking gaps in traffic is still high.

The safety of the Mood Food and north Kempton junctions relies on motorists identifying gaps in high-speed through-traffic in order to undertake turning movements. The junctions already have separate lanes for turning traffic and the only way to make them safer would be to change the form of traffic control.

The installation of roundabout control would make it safer for turning traffic but would have a substantial impact on the efficient flow of through-traffic. It is noted that roundabouts on high-speed roads typically generate a number of loss-of-control type crashes associated with motorists attempting to travel through the roundabout too quickly. However, because roundabouts reduce vehicle operating speeds the severity of these crashes tends to be less severe than angle collisions at a junction on a high-speed road.

Grade-separation would comprehensively resolve the safety issues but would be prohibitively expensive and there is no funding source for such an approach.

Banning the right turn at this junction and moving to a left-in, left-out treatment would significantly improve safety. The consequence is by banning right turns, would be a limit to the level of access to Mood Food. This is not something being considered at this stage but may be worth continuing discussions between Council and Mood Food should there continue to be concerns at this site.

- 5 -

**Suggestion 4: Construct a new service lane to Mood Food from the north Kempton junction**

The possibility of combining the Mood Food and north Kempton junctions was examined during the design of the Midland Highway safety upgrades. The owner of Mood Food was understandably concerned about any changes that would reduce ease of access to the service station.

Closing off the Mood Food access and redirecting the traffic through the north Kempton junction would require the construction of a left turn deceleration lane at that location. It is unlikely to deliver a safety improvement and could just transfer the existing crashes at the Mood Food access to the north Kempton junction.

Similarly, replacing the two junctions with a new one in the middle would be unlikely to deliver any safety improvement if it still relied on motorists identifying gaps in high-speed through-traffic.

Noting we have not adopted a solution as proposed at the workshop, the Department will continue to monitor the performance of this intersection to maximise its safety and performance.

As noted above, the simple solution is to ban right turns and to promote left-in left-out noting this would have significant impacts on Mood Food's business. Further work could be done by Council to understand the origin of trips making the journey ahead of any further exploration of treatments. Additionally, there are possibly improvements that could be made within the Mood Food site, which could improve visibility of vehicles entering and leaving the site. This would be the responsibility of the business.

We will keep you updated should anything change and I am more than happy to discuss further.

Yours sincerely



Denise McIntyre  
**GENERAL MANAGER, STATE ROADS**

5 October 2022

## 13.2 Bridges

**Strategic Plan Reference 1.2**

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

Nil.

## 13.3 Walkways, Cycle ways and Trails

**Strategic Plan Reference 1.3**

*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 1.4**

*Ensure adequate lighting based on demonstrated need / Contestability of energy supply.*

Nil.

## 13.5 Buildings

**Strategic Plan Reference 1.5**

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

Nil.

## 13.6 Sewers / Water

**Strategic Plan Reference(s) 1.6**

*Increase the capacity of access to reticulated sewerage services / Increase the capacity and ability to access water to satisfy development and Community to have access to reticulated water.*

Nil.

## 13.7 Drainage

**Strategic Plan Reference 1.7**

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

Nil.

## **13.8 Waste**

**Strategic Plan Reference 1.8**

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

Nil.

## **13.9 Information, Communication Technology**

**Strategic Plan Reference 1.9**

*Improve access to modern communications infrastructure.*

Nil.

## **13.10 Officer Reports – Infrastructure & Works**

### **13.10.1 Manager – Infrastructure & Works Report**

**AUTHOR:** MANAGER INFRASTRUCTURE & WORKS (DAVID RICHARDSON)

**DATE:** 19 OCTOBER 2022

**Enclosure(s):**

*Capital Works Program 2022-2023 Projected Timeline*

#### **Roads Program**

Council's graders have been working on various roads with the bus routes being the priority roads for grading as required. The focus has been to prioritise the higher traffic usage areas of roads. General road maintenance and repairs will continue, including works on pavement repairs and table drain clearing. A number of roads have again been affected by the recent rain event and council's crews are working to repair the roads on a priority basis. The northern part of the municipality experienced some damage to infrastructure as a result of the catchments overtopping due to high rainfall in the upper catchment areas.

#### **Road Rehabilitation Programme 2021/22**

Drainage works and road repair works continue throughout the municipality as required. Council's annual road stabilization tender is now closed. The annual road re-sealing programme is currently being prioritised for tendering. Woodsdale Road and York Plains Road are having pavement repairs completed throughout September and October.

#### **Flood Damage Repairs**

Storm water drainage repairs continue on a priority basis.

Campania Recreation Ground drainage and batter rehabilitation works are completed. The ground will now have vert-drain and topdressing works completed as soon as weather and ground conditions permit

#### **Current Capital Work**

##### **Oatlands Aquatic Centre**

Car park construction works continuing including landscaping and irrigation works on target to complete carpark in the coming weeks.

##### **Kempton School crossing**

Footpath and kerb works have commenced at Old Hunting Ground Road.

#### **Parks and Reserves**

General maintenance of parks and reserves will continue with a focus on ensuring growth is maintained at an acceptable level.

Sports fields are receiving some spring renovation works to improve the quality of playing surfaces throughout the municipality.

### **Bridge Works**

A number of bridges will require some minor rectification works over the coming period.

### **Planned Works**

The following capital works are planned for the coming period

- Oatlands Aquatic Centre car-park finalise construction and landscaping;
- Repair various road pavements and drainage;
- Drainage and pavement repairs Woodsdale Road and York Plains Road;
- Undertake various bridge maintenance repairs;
- Kempton School crossing and associated works;
- Preparation Works for Council insitu- road stabilization programme;
- Commence construction of dog enclosure Kempton;
- Commence pole and light replacement works Kempton recreation ground.

## **QUESTIONS WITHOUT NOTICE TO MANAGER, INFRASTRUCTURE & WORKS**

### **RECOMMENDATION**

**THAT the Infrastructure & Works Report be received and the information noted.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**ENCLOSURE**

*Agenda Item 13.10.1*

**Capital Works Program 2022-2023 Projected Timelines  
as at 30 September 2022**

Project	Total Project Cost (\$)	2022						2023						
		July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	
<b>Roads Resheeting - Gravel Roads</b>	500,000													
Oatlands - Inerlaken Road Resheeting 5km	100,000													
Mangalore - Blackbrush Road Resheeting 3km	50,531													
Elderslie - Bluff Road Resheeting 2km	30,000													
Bagdad - East Bagdad Road 1.5km	20,000													
<b>Road Resealing - Sealed Roads</b>	270,000													
Woodsdale - Woodsdale Road	50,000													
Parattah - Inglewood Road	130,000													
<b>Road Reconstruction &amp; Seal</b>														
Campania - Native Corners Road (to complete section)	260,000													
Elderslie - Pelham Road (Stabilisation and drainage)	200,000													
Oatlands - South Parade (including Kerb, Channel and Footpath)	170,000													
Stonor - Stonor Road (stabilise - two sections)	245,000													
Woodsdale Road (Whitefoord - four sections)	255,000													
York Plains - York Plains Road A (pavement failures) (500 metres)	82,500													
York Plains - York Plains Road B (Starting 5km from Midland Hwy)	130,000													
<b>Construct &amp; Seal (Unsealed Roads)</b>														
Campania - Hall Street (Seal and stormwater upgrade)	70,000													
Mangalore - Ballyhooly Road (approx. 500 metres)	90,000													
<b>Minor Seals</b>														
Oatlands - Bentwick Street	40,000													
Dust Suppressants	37,777													
<b>Junction / Road Realignment / Other</b>														
Campania - Town gateway/Streetscape - pending outcome community consultation	40,000													
Campania - Estate Road (vicinity Mallow property)	49,000													
Campania - Main Intersection/Carpark Design Concept	50,000													
Campania - Reeve St / Clime Street (includes Footpath)	70,000													
Campania - Reeve St Junction/footpath/kerb & channel VRUP	200,000													
Colebrook - Junction Craighourne Road and Colebrook Road	24,000													
Elderslie - Bluff Road Intersection Upgrade	150,000													
Elderslie - Elderslie Road Widening Investigation & Trial (Sth Blackbrush Rd)	40,000													
Elderslie - Pelham Rd / Clifton Vale Rd (junction upgrade)	65,000													
Mt Seymour - Junction Blackgate Road and Tunnack Road	24,000													
Oatlands - Hasting Street Junction	15,000													
Runnymede quarry - Rehabilitation	20,000													
Tea Tree - Grices Road (Tree removal, set-back of embankment, drainage)	15,000													
Tunnack - Link Road Landslip	25,000													
<b>Bridges</b>														
Interlaken Road (Dulv Rvlt - Bridge No 3861) - Widening	42,218													
Jones Road Broadmarsh (Jordan River - Bridge 5083) - Flood Damage	80,000													
York Plains Road (Kitty's Rivulet - Bride No 457)	60,000													

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

### **14.1 Residential**

**Strategic Plan Reference 2.1**

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

Nil.

### **14.2 Tourism**

**Strategic Plan Reference 2.2**

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

Nil.

### **14.3 Business**

**Strategic Plan Reference 2.3**

*Increase the number and diversity of businesses in the Southern Midlands / Increase employment within the municipality / Increase Council revenue to facilitate business and development activities (social enterprise).*

Nil.

### **14.4 Industry**

**Strategic Plan Reference 2.4**

*Retain and enhance the development of the rural sector as a key economic driver in the Southern Midlands / Increase access to irrigation water within the municipality.*

Nil.

## 15. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – LANDSCAPES)

### 15.1 Heritage

<b>Strategic Plan Reference – Page 22</b>	
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 Program Report

**AUTHOR:** MANAGER HERITAGE PROJECTS (BRAD WILLIAMS)

**DATE:** 27 OCTOBER 2022

#### ISSUE

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

#### DETAIL

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

- Support & administration of the Artist in Residence Program. Fully booked until September 2023.
  - The September Artist was Carol Barnett. Carol was very engaging & involved in the community throughout her stay. As her paintings involved many layers of oil-based paint that needed to dry in between, her pieces were not complete for an exhibition. Carol will return to exhibit at a later date when the series (inspired by her stay) is complete. She will use the Supreme Court as her venue. Carol specialises in landscapes, particularly in capturing big sky moments.
  - The current Artist in Residence is Donna Caffrey. Donna's art practice involves study and playing with paint, clay, collage, textiles and threads. She combines different mediums and methods of presentation. Her current focus is mixed media collage using textiles and paper with an emphasis on sustainable practice.
    - "The tactile experience of clay, the tearing, cutting and laying of papers, the feel of fabric in my hand and meditative stitching takes me to my 'happy place'. Through these mediums I capture a time, a moment, images and feelings of a place and of my place in the world. Social comment, elements of space, horizons and distance variously appear in my work - be they urban, rural or outer space. The face is a regular motif in my work. During the course of the residency I plan to delve in books, scrolls and wall hangings in a mixed media fabric format.

- At the same time as I undertake my residency a friend will be undertaking a residency in Iceland. We plan to record our experiences in a blog "Poles Apart" which will be hosted by Charles Sturt University. We be inviting others to respond to it including members of the Oatlands community and the artists and the community in Iceland where my fiend will be . This will be used as basis of a further exhibition and those who followed the blog will be invited to participate using mediums of their choice. The exhibition will take place in a venue in Albury/Wodonga and I hope to host a virtual exhibition on my website.”
- Donna opens the studio to the public every Thursday – Saturday 11am-3pm.
- An invitation has been extended to all Councillors & staff to Donna’s upcoming exhibition & her thank you drinks & nibbles being held on the evening of Thursday 27<sup>th</sup> October - *Abstractions and Distractions - Mixed media works with a focus on textiles and threads*
  - Wednesday 26 October, 11.30 am – 3 pm
  - Thursday 27 October, 11.30 am – 3 pm and 5.30 pm – 7.00pm
- Participation in the Arts Advisory Committee meeting and review of strategic plans associated with the committee.
- Survey has been completed of the Roche Hall and Council Chambers sites. Extant recording of the buildings is forthcoming as the base planning document for a range of initiatives (e.g. access upgrade etc.).
- Finalising draft Tasmanian Heritage Register datasheet for Melton Mowbray Hotel/Trough with Heritage Tasmania. Survey of land has been done in preparation for development application pending final stakeholder consultation in November.
- Development of a ‘Performing Artist in Residence’ program complementary to the Artist in Residence Program.
- Finalising a display on Oatlands Recreational History for installation in the new aquatic centre.
- Continued ‘Oatlands True Crime’ series in conjunction with MidFM.
- Assistance with design process for Callington park toilets.
- Further reconnaissance work on streetscape analysis leading into the design guidelines pursuant to the Oatlands Structure Plan.
- Oatlands Supreme Court House lighting upgrade is complete.
- The Court House will be the venue for the second AUSTA Chamber Music Day on October 30<sup>th</sup>, 9-4pm. This will be advertised through social media.
- A promotional segment on the Oatlands Key system was filmed for The Today Show, which unfortunately appears to have landed on the cutting-room floor.
- Brad has been on leave for most of October.

## RECOMMENDATION

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

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## 15.2 Natural

### Strategic Plan Reference – page 23/24

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

### 15.2.1 NRM Unit – General Report

**AUTHOR:** NRM PROGRAMS MANAGER (MARIA WEEDING)

**DATE:** 18 OCTOBER 2022

**ISSUE:** Southern Midlands NRM Unit Monthly Report.

#### DETAIL

- The information brochure for Lake Dulverton has been finalised and has been sent to the printer. 1500 copies being printed. Should be printed by mid-November.
- Helen, Maria and Mary worked with some Lake Dulverton Committee members to clean up and remove some fallen tree limbs at the Flax Mill site on the foreshore of Lake Dulverton. A considerable amount of work was undertaken to tidy up the native tree plantations in the area.
- Helen, Maria and Mary placed logs (Used power poles) on the edge of Mahers Point to prevent traffic from driving on to the point. The poles were donated and transported to the site by Don Fish. This work derived a decision from the recent meeting of the Lake Dulverton & Callington Park Management Committee.
- Maria has been working with Tas Irrigation in regard to the water supply arrangements between Tas Irrigation and Southern Midlands Council.
- Helen and Mary spent quite some working to control boxthorn at the Kempton Recreation Ground. There is probably one more day of work to complete the task.
- Maria continues to be busy with sorting Building and Plumbing approvals for the Mt Pleasant Recreation Ground change room upgrade project. The Bushfire Hazard Management Plan and an Emergency Management Plan has been approved by the Tas Fire Service. The Certificate of Likely Compliance and a suite of other permits have been issued. Work on the change rooms is expected to commence in the next week to ten days.
- Maria has been working with Duo Designs, Council's Heritage Dept, Tas Water and planners in regard to the toilet block proposed for Callington Park.
- Helen completed the changes and update to the Dulverton Walkway brochure. The revised edition is due to go on to the Council web site.
- Maria has been speaking with some community members re concerns over wildlife on the lake foreshore. There has been some concern expressed by the community about wildlife being recently hit by traffic, mainly as a result of speeding motorists.

Weeds Officer Report for the period Tuesday 20<sup>th</sup> September – Monday 17<sup>th</sup> October 2022 is as follows:

#### Enquiries/feedback

2 (Whiteweed)

No feedback from any of the Paterson's curse mailouts.

## Site visits

Total = 7

Mounds at the rear of Kempton recreation ground; assisted HG with boxthorn control. One more session should complete boxthorn control. On a separate day, 9 natives were planted (infill) at the southern end. Plantings from earlier in the season are looking good.

Visited three sites in Tunbridge and supplied Whiteweed control/education materials.

Spent some time surveying the Oatlands tip site and made a map of weeds there for future control. Discovered a previously unknown patch of Amsinckia at the top of the rubble pile. This infestation has been entirely hand-pulled and will be monitored for seedling growth going forward.

Spent some time cutting and swabbing broom close to native plants along Des' Bank (Dulverton Track). Helped out with small burns at three spots to clean up branches from previous weed control sessions.

Assisted with the clean up of a number of dead banksias and dead tree limbs at the Flax Mill.

## Communication

Received my official Weed Inspector's card from Department of Natural Resources and Environment.

Accepted invitation to attend a meeting of the Weeds Action Fund sub-committee of the Coal River Products Association on 24<sup>th</sup> October.

A Paterson's curse mailout sent to an address in Dysart, and one regarding Whiteweed to an address in Tunbridge.

Liaising with Adam Muyt (Invasive Grasses Project officer with Biosecurity Tasmania) to tour a number of properties on 8<sup>th</sup> November looking for and/or at Chilean Needle grass, African lovegrass and Serrated tussock in northern areas of SMC.

## Related and extra-curricular activities

Assisted with planting another couple of rows of Blackwoods around the new pool tanks opposite the end of Wellington Street, Oatlands. This planting is now completed and I will be starting weed control (mainly Twitch) next month to give the trees the best chance of survival.

In my own time and with a lot of my own materials, assisted a Tunbridge resident with weed control prior to us planting 19 trees along the boundary of their large block. I grew all the trees and made 9 of the tree guards from wire salvaged from the tip!

## Research

Perused the Tasmanian Weeds Facebook page to see what's happening with weed spotters around the state.

Working through a few issues interfacing with the Natural Values Atlas.

Researching White Weed information for distribution to landholders.

## Roadside weeds data base

The first suite of roadside data (226 waypoints) has been uploaded into Spectrum Spatial. A further 56 ready to go.

## RECOMMENDATION

**THAT the NRM Unit Report be received and the information noted.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

### **15.3 Cultural**

**Strategic Plan Reference 3.3**

*Ensure that the cultural diversity of the Southern Midlands is maximised.*

Nil.

### **15.4 Regulatory (Development)**

**Strategic Plan Reference 3.4**

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

Nil.

### **15.5 Regulatory (Public Health)**

**Strategic Plan Reference 3.5**

*Monitor and maintain a safe and healthy public environment.*

Nil.

## 15.6 Regulatory (Animals)

### Strategic Plan Reference 3.6

*Create an environment where animals are treated with respect and do not create a nuisance for the community*

### 15.6.1 Animal Management Report

**AUTHOR:** ANIMAL MANAGEMENT OFFICER (RACHEL COLLIS)

**DATE:** 19 OCTOBER 2022

**Enclosure(s):**

*Animal Management Statement 2022*

### ISSUE

Consideration of the Animal Management/Compliance Officer's report for October 2022

The purpose of the report is twofold:

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

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

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

### Resource Sharing

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

### INFRINGEMENT DETAILS:

3/10/22 – Dog at large, Tunbridge area

12/10/22 – Dog attacking causing serious injury or death, Parattah area

12/10/22 – Dog attacking causing serious injury or death, Bagdad area

19/10/22 - Dog at large, Bagdad area

19/10/22 - Dog at large, Bagdad area

19/10/22 – Dog attacking non-serious injury, Bagdad area

### ATTACK DETAILS:

30/9/2022 – Attack on sheep – Dogs euthanised by farmer and infringement issued

6/10/22- Attack on an alpaca – Infringement issued

10/10/22 - Attack on cyclist - Insufficient evidence provided to issue infringements

Dog attacked another dog – follow on from last report, dog has been euthanised and infringement issued

**THAT the Animal Management report be received and the information noted.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**ENCLOSURE**  
*Agenda Item 15.6.1*

**YTD ANIMAL MANAGEMENT STATEMENT**  
**January – October 2022**

<b>DOG IMPOUNDS</b>	<b>RECLAIMED</b>	<b>ADOPTED/DOGS HOME</b>	<b>EUTHANISED</b>	<b>OTHER IMPOUNDS</b>
30	22	5	3	5 sheep

**JOBS ATTENDED**  
**October 2022**

<b>DOGS AT LARGE</b>	<b>DOG ATTACKS</b>	<b>DOG BARKING</b>	<b>DOG GENERAL</b>
4	3		11
<b>NEW KENNEL LICENCES</b>	<b>WELFARE</b>	<b>STOCK</b>	<b>OTHER</b>
2 approved	2	4	

**REGISTERED DOGS:** 1714 Registered  
**KENNEL LICENCES:** 60  
**INFRINGEMENTS ISSUED:** 6

## **15.7 Environmental Sustainability**

**Strategic Plan Reference 3.7**

*Implement strategies to address the issue of environmental sustainability in relation to its impact on Councils corporate functions and on the Community.*

Nil.

## **16. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – COMMUNITY)**

### **16.1 Community Health and Wellbeing**

**Strategic Plan Reference 4.1**

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

Nil.

### **16.2 Recreation**

**Strategic Plan Reference 4.2**

*Provide a range of recreational activities and services that meet the reasonable needs of the community.*

Nil.

### **16.3 Access**

**Strategic Plan Reference 4.3**

*Continue to explore transport options for the Southern Midlands community / Continue to meet the requirements of the Disability Discrimination Act.*

Nil.

### **16.4 Volunteers**

**Strategic Plan Reference 4.4**

*Encourage community members to volunteer.*

Nil.

### **16.5 Families**

**Strategic Plan Reference 4.5**

*Ensure that appropriate childcare services as well as other family related services are facilitated within the community / Increase the retention of young people in the municipality / Improve the ability of seniors to stay in their communities.*

Nil.

### **16.6 Education**

**Strategic Plan Reference 4.6**

*Increase the educational and employment opportunities available within the Southern Midlands*

Nil.

## 16.7 Capacity & Sustainability

**Strategic Plan Reference 4.7**

*Build, maintain and strengthen the capacity of the community to help itself whilst embracing social inclusion to achieve sustainability.*

Nil.

## 16.8 Safety

**Strategic Plan Reference 4.8**

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

Nil.

## 16.9 Consultation & Communication

**Strategic Plan Reference 4.8**

*Improve the effectiveness of consultation & communication with the community.*

Nil.

## **17. OPERATIONAL MATTERS ARISING (STRATEGIC THEME – ORGANISATION)**

### **17.1 Improvement**

#### **Strategic Plan Reference 5.1**

*Improve the level of responsiveness to Community & Developer needs / Improve communication within Council / Improve the accuracy, comprehensiveness and user friendliness of the Council asset management system / Increase the effectiveness, efficiency and use-ability of Council ICT systems / maintain the Business Process Improvement & Continuous Improvement framework*

Nil.

### **17.2 Sustainability**

#### **Strategic Plan Reference 5.2**

*Retain corporate and operational knowledge within Council / Provide a safe and healthy working environment / Ensure that staff and elected members have the training and skills they need to undertake their roles / Increase the cost effectiveness of Council operations through resource sharing with other organisations / Continue to manage and improve the level of statutory compliance of Council operations / Ensure that suitably qualified and sufficient staff are available to meet the Communities need / Work co-operatively with State and Regional organisations / Minimise Councils exposure to risk / Ensure that exceptional customer service continues to be a hallmark of Southern Midlands Council*

Nil.

#### **17.2.1 Tabling of Documents**

Nil.

#### **17.2.2 Elected Member Statements**

An opportunity is provided for elected members to brief fellow Councillors on issues not requiring a decision.

### 17.2.3 Local Government Shared Services – Quarterly Update – Information Only

**AUTHOR:** FINANCE OFFICER (MANDY BURBURY)

**DATE:** 17 OCTOBER 2022

**Enclosure(s):**

*Shared Services Report – Southern Midlands Council – July - September 2022*

#### ISSUE

To inform Council of the Common Services Joint Venture activities for the period July to September 2022.

#### BACKGROUND

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

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

Council now include a standard internal report for Council's information on SMC hours on a quarterly basis.

#### DETAIL

Refer to the enclosed summary of services provided by and provided to the Southern Midlands.

#### RECOMMENDATION

**THAT the information be received.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**ENCLOSURE**  
*Agenda Item 17.2.3*

**2022/23 Shared Services Report  
to 30 September 2022**

PROVIDED BY SOUTHERN MIDLANDS COUNCIL					Total Hours Sept 2022 Quarter
Council	Fortnight Ending	Officer	Service Provided	Hours	
Brighton Council	03.07.22	P Krause	Planning Compliance	16.5	
	17.07.22	P Krause	Planning Compliance	15.75	
	31.07.22	P Krause	Planning Compliance	8.25	
	14.08.22	P Krause	Planning Compliance	16.5	
	28.08.22	P Krause	Planning Compliance	16.5	
	11.09.22	P Krause	Planning Compliance	8.25	
	25.09.22	P Krause	Planning Compliance	16.5	
					98.25
Central Highlands	03.07.22	L Brown	Regulatory	10.5	
		D Mackey	Regulatory	19	
		J Tyson	Regulatory	3	
	17.07.22	R Collis	Animal Control	3	
		L Brown	Regulatory	15	
		D Mackey	Regulatory	21	
	31.07.22	L Brown	Regulatory	5.5	
		D Mackey	Regulatory	17	
		R Collis	Animal Control	2.5	
	14.08.22	D Dwyer	Animal Control	2.5	
		L Brown	Regulatory	4	
	28.08.22	D Mackey	Regulatory	18	
		L Brown	Regulatory	14	
	11.09.22	D Mackey	Regulatory	11	
		L Brown	Regulatory	18	
25.09.22	D Mackey	Regulatory	14		
	L Brown	Regulatory	4		
	J Tyson	Regulatory	15		
D Mackey	Regulatory	27			
					224
Derwent Valley	03.07.22	D Mackey	Regulatory	2	
	14.08.22	D Mackey	Regulatory	1	
		B Williams	Heritage	2	
					5
Glenorchy	14.08.22	P Krause	Plumbing Surveying	1	
		S Mitchell	Plumbing Surveying	4	
	28.08.22	S Mitchell	Plumbing Surveying	2.5	
	11.09.22	S Mitchell	Plumbing Surveying	4.5	
					12
<b>Total Hours Provided by Southern Midlands</b>					<b>339.25</b>
PROVIDED TO SOUTHERN MIDLANDS COUNCIL					
Council	Fortnight	Officer	Service Provided	Hours	
Brighton	27.06.22 to 08.07.22	L Wighton	Development Engineering	4	
	11.07.22 to 22.07.22	L Wighton	Development Engineering	4.5	
	25.07.22 to 07.08.22	L Wighton	Development Engineering	4.5	
	08.07.22 to 21.08.22	L Wighton	Development Engineering	3.75	
		B Duffy	Permit Authority Plumbing	2.5	
	22.08.22 to 04.09.22	L Wighton	Development Engineering	8	
	05.09.22 to 18.09.22	L Wighton	Development Engineering	8.25	
					35.5
<b>Total Hours Provided to Southern Midlands</b>					<b>35.5</b>

## 17.2.4 SMC External Grant Projects – Quarterly Update

**Author:** DEPUTY GENERAL MANAGER (ANDREW BENSON)

**Date:** 19 OCTOBER 2022

**Enclosure:**

*Report to Council on Various SMC Grant Projects as at 30<sup>th</sup> September 2022*

### ISSUE

Council have a quite a number of external grants that are in various stages of implementation and it is meaningful to provide Council with a status report in respect of the external grants on a quarterly basis.

### BACKGROUND

The application of grants is a major contributor to Council's infrastructure budget. Some grants are fully funded by the Grant body, for example 'election promises realised', others require part funding, i.e. Communities Sport & Recreation (Tasmanian State Government), with a minimum of 50% funding by Council, others require matching funding.

All Council Business Units are focused on bringing in funded projects that meet the objectives of the Strategic Plan and that add value to our Community. That way the budget goes further and we are able meet, to some extent the expectations of the Community.

### DETAIL

This update is provided for Councillors information only and will be updated on a quarterly basis.

### RECOMMENDATION

**THAT Council receive and note the report.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**ENCLOSURE**

*Agenda Item 17.2.4*

**Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022**

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
<b>Oatlands Aquatic Centre</b>	Development of the proposed Aquatic Centre in Oatlands	<ol style="list-style-type: none"> <li>1. Australian Government</li> <li>2. Tasmanian Government</li> <li>3. Station Child Care Centre</li> <li>4. Loan Funds by SMC</li> </ol>	\$2,000,000 \$2,000,000 \$80,350	\$4,365,000	Tim Kirkwood <i>(Project Financials)</i> Andrew Benson <i>(Project Delivery)</i>	Design & Documentation completed, Tender awarded. Construction underway completion shortly	Changed again to the end of October 2022 for Practical Completion	<p>Australian Government Grant Deed – Variation signed to include both \$1.50 million and \$0.5 million. Another Deed of Variation required by the State.</p> <p>VOS Constructions commencement on site 1<sup>st</sup> Feb 2021. Program monitoring meetings held now every week.</p>
<b>Mt Pleasant Recreation Ground – Change Room Upgrade</b>	New change rooms including shower and unisex toilet facilities.	<ol style="list-style-type: none"> <li>1. Department of Communities Tasmania, 2021-22 Improving the Playing Field</li> <li>2. Southern Midlands Council</li> <li>3. Mt Pleasant Football Club</li> <li>4. Mt Pleasant Cricket Club</li> </ol>	\$200,000 \$5,000 \$3,000	\$25,000	Maria Weeding	1%	Early 2023	Project start delayed 2 months due to late advice re a Bushfire Hazard Assessment and Emergency Mgmt Plan required. Both now completed. Building and Plumbing plans assessed. Permits still to be re- issued. Builder will likely start work week of 24 Oct 22, once permits approved.
<b>South Central Sub-region – Workforce Development Coordinator Project</b>	The submission of grant for a workforce coordinator for the Southern Midlands, Central Highlands, Brighton and Derwent Valley to (three year contract). The coordinator works	Tasmanian Community Fund	\$400,000 over three years	\$15,000	Andrew Benson	70%	July 2024	Contract targets of people to be employed are being significantly exceeded, plus working with schools and employers on a range of activities

Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
	under the guidance of an Advisory Board. This is a partnership with the three other Councils.							Project funding for a Jobs Hub for \$M1.625 by Tas State Government and the project will run until October 2024
<b>Rejuvenation of the Runnymede Recreation Ground playing surface</b>	Installation of a bore, pumps and 100,000 ltr tank, sprinklers and surface treatment	Major Sport & Rec Grants Program Communities Sport & Recreation (Tas Government Tas Fire Service Contribution SMC Community Small Grants Program	\$35,142  \$1,000	\$40,000  \$ 3,000 (from SMC Community Small Grants Program for Runnymede Cricket Club)	Andrew Benson	100%	December 2020	Acquittal submitted and awaiting State Government sign off
<b>Elderslie Rd / Bluff Rd Junction Improvements</b>	Junction Improvements	Blackspot Roads Program Department of State Growth	\$150,000		Andrew Benson	99%	August 2022	All works completed apart from landscaping and fencing
<b>Southern Midlands Drought Weeds Grant 2020 – Support for Farmers</b>	\$30,000 for on ground works, \$25,000 for wages.	State Government of Tasmania	\$55,000	\$0	Mary Smyth Weeds Officer and Maria Weeding	80%	2023	More on ground work to be planned.
<b>Reeve St / Native Crns Rd Junction plus carpark at Campania</b>	Reeve Street Junction with Climie St plus carpark	Department of State Growth, under the Vulnerable Road User Program	\$200,000.00	\$50,000.00	Andrew Benson	10%	June 2023	Engineering Survey completed, Engineering Design commenced. TIA undertaken. Community consultation undertaken. Light redesign required.
<b>Wombat Woodland Walk</b>	Nature interpretation and adventure trail for	Healthy Tasmania Fund	\$29,250	\$10,000	Graham Green	80%	April 2023	All work complete except for rope bridge.

Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
	children at Chauncy Vale							
<b>2019-20 Black Summer Bushfire Recovery Grants Program</b>	Support impacted Communities – Refurbishment of the Broadmarsh Hall as a Emergency Management Recovery Centre	National Recovery and Resilience Agency	\$M1.55	Nil ( <i>In-kind</i> )	Andrew Benson/ Donna Blackwell Broadmarsh Elderslie Progress Association (BEPA) Wendy Young (Project Finances)	3.5%	2024	SMC will work in partnership with the Broadmarsh/Elderslie Progress Assn Inc on this grant program to maximize the benefits to the Community.  Grant Application successful.
<b>2019-20 Black Summer Bushfire Recovery Grants Program</b>	Support impacted Communities – Waste Water Reuse for Fire Services from the Oatlands Aquatic Centre	National Recovery and Resilience Agency	\$290,000	\$85,000 ( <i>from 2021/2022 budget</i> )	Andrew Benson	100%	2024	SMC will provide a waste water reuse facility storing firefighting resource of 500,000lts to maximize the benefits and resilience of the Community. One month extension of time due to OAC being behind time. Deed of Variation required  Grant Application successful.
<b>Electric Vehicle ChargeSmart Grants – Fast Charging</b>	The proposed charger will be capable of charging two cars simultaneously with up to 100 kW total capacity shared between the two	Tasmanian Climate Change Office - Department of Premier and Cabinet	\$45,000  ( <i>EHT to provide balance of approximately \$100,000 and undertake a</i>	Nil The OAC Project had an allowance for the pre-provisioning of conduits for EV Charging	Andrew Benson / Clive Attwater (EHT)	75%	Sept 2022	A strategic alliance with Electric Highway Tasmania. Waiting for carpark to be completed all ready for installation, delay due to OAC behind time.

Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
	vehicles. This offers a faster charging rate than typical 50kW. Location at the OAC.		<i>lease with SMC on the two spaces in the OAC)</i>					Grant Application successful.
<b>Premier's Fund for Children and Young People</b>	Equipment for the Oatlands Aquatic Centre	Department of Premier & Cabinet	\$50,000	Nil	Adam Briggs	20% Equipment side of the funding has been delivered, with the program side to be completed in 2023.	October 2023	Letter from the Premier received on 14 <sup>th</sup> July 2022 advising success
<b>Come on, DIVE into Southern Midlands</b>	An event at the Oatlands Aquatic Centre	Sports Australian	\$6,000	Nil	Adam Briggs	70% All the speakers and packs are organised and the event will take place on the 12 <sup>th</sup> November.	December 2022	13.04.22 - Advised that the Grant has been successful
<b>Encouraging Active Ageing</b>	Ageing members of our community activity program	Foundation for Rural & Regional Renewal	\$10,000	Nil	Wendy Young	50%	June 2023	Letter from the FRRR received on 20 <sup>th</sup> June 2022 advising success

Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
<b>COMPLETED PROJECTS</b>								
<b>Lake Dulverton Conservation Area Walkway Upgrade Project</b>	New path from High Street along foreshore to stop over area. Upgrade of existing path from Aquatic building to just past school. Total distance 1500M approx..	Community Development Grant Australian Government ( <i>Election Commitment</i> )	\$ 220,000		Maria Weeding	100%	20 April 2022.	Completed. Letter from Aust Govt – 14 <sup>th</sup> May 2022 advising that the final report accepted and grant acquitted.
<b>Campania Bush Reserve Shared Pathway</b>	Widening the 650m walking track within the Reserve. Pathway surface is to be upgraded to polymer hardened aggregate gravel.	Community Development Grant Australian Government (Election Commitment) and Southern Midlands Council	\$100,000		Jack Lyall (Helen Geard)	100%	June 2021	Completed.
<b>Kempton Town Development Project</b>	Alteration to Victoria Memorial Hall entrance and landscaping forecourt area. Clock tower – lettering works as required.	Community Development Grant Australian Government (Election Commitment) and Southern Midlands Council	\$75,000	\$25,000	Maria Weeding	100%	1 <sup>st</sup> October 2021	Completed. Letter from Aust Govt – 5 Jan 2022 advising that the final report accepted and grant acquitted.
<b>Oatlands Destination Playground.</b>	Upgrade of the playground and adjacent ground area (including installation of underground watering system) at Callington Park	Community Development Grant Australian Government ( <i>Election Commitment</i> )	\$ 500,000	\$7,400	Maria Weeding	100%	Feb 2021	Completed

**Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022**

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
<b>Mt Pleasant Recreation Ground Facilities Upgrade</b>	Addition of a new unisex toilet block to existing club rooms (3 toilets including D/A toilet)	Australian Govt. Dept of Industry, Innovation and Science- Stronger Communities Program Round 5	\$20,000	\$78,000	Maria Weeding	100%	Dec 2020	Completed
<b>Chauncy Vale Wildlife Sanctuary Pedestrian Bridge Project</b>	Design and construction of two (2) pedestrian bridges across the Browns Cave Creek. The bridges allow for a permanent, safe and pleasant crossing of the creek as part of the overall walking track(s).	Community Development Grant Australian Government (Election Commitment)	\$55,000	Nil	Graham Green	100%	Sept 2020	Completed.
<b>Day Dawn Creek Riparian Rehabilitation</b>	Erosion control, bank stabilization and vegetation plantings for improved biodiversity and ground stability in vicinity of the "Day Dawn Creek".	Communities Environment Program (Australian Government)	\$15,000	Nil	Graham Green	100%	June 2021	Completed
<b>Mangalore Recreation Ground Twin Arenas Project</b>	Two new arenas for the pony clubs that call Mangalore Rec Grd home	Major Sport & Rec Grants Program Communities Sport & Recreation (Tas Government)	\$36,784		Andrew Benson	100%	Completed	Grant acquitted
<b>Kempton Medical and Community Centre</b>	Conversion of the former Principal's Residence and establishment of car parking	Department of Communities (Tas) Election Commitment	\$75,000	\$25,000	Tim Kirkwood / Andrew Benson	100%	Completed	Grant Acquittal Received from Tas Audit Office

Report to Council on Grant Funded Projects as at 30<sup>th</sup> September 2022

Project Title	Brief Description	Grant Body	Project Value Grant Funds	Project Value SMC Funds	Project Manager	Current Project Status (% complete)	Anticipated Completion Date	Remarks
<b>Oatlands Underground Power Project</b>	Undergrounding the overhead power cable on the Esplanade and Barrick Street	Community Development Grant Australian Government ( <i>Election Commitment</i> )	\$250,000		Andrew Benson	100%	Completed	Acquittal submitted and Australia Government have signed off. Project Completed
<b>Broadmarsh Streetscape Project</b>	Construction of footpath and bridge construction as well as traffic calming within the Broadmarsh Village	Community Development Grant Australian Government ( <i>Election Commitment</i> )	\$230,000		Andrew Benson	100%	Completed	Acquittal submitted and Australia Government have signed off. Project Completed
<b>Kempton Skate Park Facility</b>	Green Pond Progress Assn applied for funding with TCF and Council contributed \$5,000	Tasmanian Community Fund	\$50,000 ( <i>Administered by the GPPA</i> )	\$5,000	A Benson	100%	June 2022	Construction completed of the Skate Board structure by the Contractor. Project Completed
<b>Tunbridge Community Hall – Repair Works</b>	Repair works following vehicle damage.	DPAC (Local Government Division)	\$17,500	\$12,500	Tim Kirkwood	100%	Dec 2021	Final acquittal of Grant submitted. Project Completed
<b>UNSUCCESSFUL GRANTS APPLICATIONS</b>								
<b>Improving the Playing Field</b>	New Practice Cricket Nets and upgrading of toilets to comply with DDA requirements at Kempton Rec Grd	Department of Communities (Tas)	\$156,605	\$27,636	Wendy Young	0%	Dec 2023	Covered off in the Master Plan for the Kempton Rec Grd.  Grant Application submitted but unsuccessful

## 17.3 Finances

### Strategic Plan Reference 5.3

*Community's finances will be managed responsibly to enhance the wellbeing of residents / Council will maintain community wealth to ensure that the wealth enjoyed by today's generation may also be enjoyed by tomorrow's generation / Council's financial position will be robust enough to recover from unanticipated events, and absorb the volatility inherent in revenues and expenses.*

### 17.3.1 Monthly Financial Statement (Period ending 30 September 2022)

**AUTHOR:** FINANCE OFFICER (MANDY BURBURY)

**DATE:** 14 OCTOBER 2022

#### ISSUE

Provide the Financial Report for the period ending 30<sup>th</sup> September 2022.

#### BACKGROUND

The Operating Expenditure Report includes a Year To Date (YTD) Budget Column, with variations (and percentage) based on YTD Budgets.

*Note: Depreciation is calculated on an annual basis at the end of the financial year. The budget and expense for depreciation are included in the June period.*

#### DETAIL

The enclosed Report incorporates the following: -

- Statement of Comprehensive Income – 1 July 2022 to 30 September 2022.
- Operating Expenditure Report – 1 July 2022 to 30 September 2022.
- Capital Expenditure Report – 1 July 2022 to 30 September 2022.
- Cash Flow Statement – 1 July 2022 to 30 September 2022.
- Rates & Charges – as at 17 October 2022.

#### OPERATING EXPENDITURE (OPERATING BUDGET)

Overall operating expenditure to end of August was \$2,220,045 which represents 96.8% of the Year to Date Budget.

Whilst there are some variations within the individual Program Budgets (refer following comments), expenditure is consistent with the Budget.

#### ***Strategic Theme - Infrastructure***

**Sub-Program – Roads** - expenditure to date (\$394,931 – 127.28%). Additional expenditure relates largely to the works program concentrating on general maintenance prior to the start of our roads capital works program, when we anticipate the level of operating expenditure to reduce.

**Sub-Program – Buildings (Public Toilets)** - expenditure to date (\$25,449 – 112.02%). Expenses are higher than budget due to engaging external contactors to carry our cleaning and maintenance when required. It is a relatively minor budget and will be monitored.

**Strategic Theme – Growth**

**Sub-Program – Business** - expenditure to date (\$117,215 – 172.33%). Additional expenditure relates to private works. The additional expense will be offset by an increase in private works income.

**Strategic Theme – Landscapes**

Nil.

**Strategic Theme – Community**

Nil.

**Strategic Theme – Organisation**

Nil.

**CAPITAL EXPENDITURE PROGRAM**

Capital Expenditure Projects are colour coded to signify the grant program and show the completion deadlines. A legend of the colour coding is as below:

**Legend – Completion Deadlines for Grant funded projects**

Roads to Recovery	It is the Government's intention that the full allocation is budgeted and spent in the year allocated
Local Road and Community Infrastructure (LRCI) Phase 3	To be completed by 30 June 2023 (use or lose)
Other Specific Purpose Grants	Completion date as per grant deed or approved extension date

**RECOMMENDATION**

**THAT the Financial Report be received and the information noted.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**STATEMENT OF COMPREHENSIVE INCOME**  
for the period 1 July 2022 to 30 September 2022

	Annual Budget \$	Year to Date as at 30 September \$	%	Comments
<b>Income</b>				
General rates	6,405,004	6,300,299	98.4%	Includes Interest & Penalties on rates
User Fees (refer Note 1)	1,094,687	288,316	26.3%	Includes Private Works
Interest	48,000	55,954	116.6%	
Government Subsidies	69,838	750	1.1%	Heavy Vehicle Licence Fees, Road Rescue MAIB reimbursements & Interest Subsidy
Contract Income	0	0		
Other (refer Note 2)	232,400	103,973	44.7%	Includes TasWater Distributions
<b>Sub-Total</b>	<b>7,849,929</b>	<b>6,749,292</b>	<b>86.0%</b>	
Grants - Operating	3,785,930	356,765	9.4%	
<b>Total Income</b>	<b>11,635,859</b>	<b>7,106,056</b>	<b>61.1%</b>	
<b>Expenses</b>				
Employee benefits	-4,802,251	-1,045,566	21.8%	Less Roads - Resheeting (Capitalised)
Materials and contracts	-3,432,747	-1,101,695	32.1%	Less Roads - Resheeting (Capitalised), Includes Land Tax & Private Works
Depreciation and amortisation	-3,521,000	-885,060	25.1%	Percentage Calculation (based on year-to-date)
Finance costs	-58,919	-3,244	5.5%	Interest
Contributions	-258,156	-64,539	25.0%	Fire Service Levies
Other	-154,951	-37,013	23.9%	Audit Fees and Councillor Allowances
<b>Total expenses</b>	<b>-12,228,024</b>	<b>-3,137,116</b>	<b>25.7%</b>	
<b>Surplus (deficit) from operations</b>	<b>-592,165</b>	<b>3,968,940</b>	<b>-670.2%</b>	
Grants - Capital (refer Note 3)	3,795,990	952,099	25.1%	
Contributions - Natural Disaster Relief Fund	80,000	0		
Sale Proceeds (Plant & Machinery)	0	53,636		
Sale Proceeds (Land)	0	0		
Sale Proceeds (Other Assets)	0	780		Includes used wheelie bins & sale of Mill assets
Net gain / (loss on disposal of non-current assets)	0	0		
<b>Surplus / (Deficit)</b>	<b>3,283,825</b>	<b>4,975,455</b>	<b>151.5%</b>	

**STATEMENT OF COMPREHENSIVE INCOME**  
for the period 1 July 2022 to 30 September 2022

	Annual Budget \$	Year to Date as at 30 September \$	%	Comments
<b>NOTES</b>				
1. Income - User Fees (Budget \$681,158) includes:				
- All other Programs	795,241	158,565	19.9%	
- Private Works	299,446	77,216	25.8%	
- HBS interest on New Business Funds (since 30.08.2010)	0	52,535		
	<u>1,094,687</u>	<u>288,316</u>	26.3%	
2. Income - Other (Budget \$86,000) includes:				
- Tas Water Distributions	182,400	38,000	20.83%	
- Public Open Space Contributions	50,000	50,000	100.00%	
- "Gardeners of 7120" Donation for seating on High Street	0	2,720		
- Donations to Kempton Recreation Ground	0	210		
- Donations for use of recreation facilities	0	175		Including Blue Gum Rovers
- Worker's Comp. Wage Reimbursement	0	12,868		
	<u>232,400</u>	<u>103,973</u>	44.7%	
3. Grants - Capital (Budget includes):				
- Roads To Recovery	665,531	35,000	5.26%	
- LRCl - Phase 3 (Total \$1,331,062)	1,088,402	665,531	61.15%	\$1,331,062 Projects to be completed by 30.06.23
- LRCl - Rural & Remote Roads (Total \$5,346,180)	1,069,236	0	0.00%	
- Comm Dev Grant - Oatlands Aquatic Centre (\$500K)	500,000	0	0.00%	
- Dept of Communities Tas (Levelling the Playing Field)	234,000	0	0.00%	
- Aust Govt - Black Summer Bushfire Recovery Grant	238,821	208,968	87.50%	
- ChargeSmart (Second instalment)	0	36,000		
- Mens Shed Grant (Shipping Container)	0	6,600		
	<u>3,795,990</u>	<u>952,099</u>	25.08%	
4. Grant - Operating (Budget \$3,564,167) includes:				
Operating Grants				
- FAGS 2022/23	3,785,930	304,265	8.0%	
- FAGS 2023/24	0	0		2023/24 Payment in Advance
- Communities for Children - School Holiday Program	0	2,500		
- Dept. Premier & Cabinet - Splash-in Good Fun Program	0	50,000		
	<u>3,785,930</u>	<u>356,765</u>	9.4%	

**SOUTHERN MIDLANDS COUNCIL : OPERATING EXPENDITURE 2022/23  
 SUMMARY SHEET**

PROGRAM	YTD ACTUAL (as at 30 Sept 22)	YTD BUDGET (as at 30 Sept 22)	YTD VARIANCE	YTD %	FULL YEAR BUDGET - REVISED INC. GRANTS & OTHER
<b>INFRASTRUCTURE</b>					
Roads	394,931	310,277	-84,654	127.28%	3,317,298
Bridges	4,261	5,622	1,361	75.80%	448,063
Walkways	50,034	58,652	8,618	85.31%	239,610
Lighting	13,274	20,377	7,103	65.14%	81,506
Public Toilets	25,449	22,718	-2,731	112.02%	80,478
Sewer/Water	-	-	-	-	-
Stormwater	1,658	6,987	5,329	23.73%	81,948
Waste	217,985	225,048	7,063	96.86%	1,217,693
Information, Communication	-	-	-	-	-
<b>INFRASTRUCTURE TOTAL:</b>	<b>707,594</b>	<b>649,682</b>	<b>-57,912</b>	<b>108.91%</b>	<b>5,466,596</b>
<b>GROWTH</b>					
Residential	-	-	-	-	-
Tourism	21,534	24,650	3,116	87.36%	42,200
Business	117,215	68,016	-49,199	172.33%	272,063
Industry	-	-	-	-	-
<b>GROWTH TOTAL:</b>	<b>138,749</b>	<b>92,666</b>	<b>-46,083</b>	<b>149.73%</b>	<b>314,263</b>
<b>LANDSCAPES</b>					
Heritage	93,141	115,981	22,840	80.31%	453,974
Natural	49,620	47,993	-1,627	103.39%	201,271
Cultural	-	4,875	4,875	0.00%	19,500
Regulatory - Development	158,310	240,556	82,246	65.81%	962,224
Regulatory - Public Health	1,654	5,625	3,971	29.41%	22,500
Regulatory - Animals	32,626	30,352	-2,274	107.49%	115,386
Environmental Sustainability	-	2,500	2,500	-	10,000
<b>LANDSCAPES TOTAL:</b>	<b>335,351</b>	<b>447,882</b>	<b>112,531</b>	<b>74.87%</b>	<b>1,784,855</b>
<b>COMMUNITY</b>					
Community Health & Wellbeing	83,622	84,682	1,061	98.75%	315,178
Recreation	149,886	201,092	51,206	74.54%	954,884
Access	-	-	-	-	-
Volunteers	1,237	3,750	2,514	32.97%	45,000
Families	2,589	6,625	4,036	39.08%	11,500
Education	-	-	-	-	-
Capacity & Sustainability	24,646	22,451	-2,194	109.77%	54,405
Safety	3,687	9,925	6,238	37.15%	39,700
Consultation & Communication	2,217	4,325	2,108	51.26%	17,300
<b>LIFESTYLE TOTAL:</b>	<b>267,883</b>	<b>332,850</b>	<b>64,967</b>	<b>80.48%</b>	<b>1,437,967</b>
<b>ORGANISATION</b>					
Improvement	17,770	19,519	1,749	91.04%	72,642
Sustainability	645,646	641,313	-4,332	100.68%	2,809,812
Finances	107,052	109,222	2,170	98.01%	341,888
<b>ORGANISATION TOTAL:</b>	<b>770,468</b>	<b>770,054</b>	<b>-414</b>	<b>100.05%</b>	<b>3,224,342</b>
<b>TOTALS</b>	<b>\$2,220,045</b>	<b>\$2,293,134</b>	<b>\$73,089</b>	<b>96.8%</b>	<b>\$12,228,023</b>

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION
		\$	\$	\$		DEADLINE
<b>INFRASTRUCTURE</b>						
<b>ROAD ASSETS</b>						
Resheeting Program	Roads Resheeting	500,000	49,401	450,599		
	Oatlands - Interlaken Road Resheeting 5km	100,000	0	100,000	RTR	30 June 2023
	Mangalore - Black Brush Road Resheeting 3km	50,531	0	50,531	RTR	30 June 2023
	Elderslie - Bluff Road Resheeting 2km	30,000	0	30,000	RTR	30 June 2023
	Bagdad - East Bagdad Road 1.5km	20,000	0	20,000	RTR	30 June 2023
Reseal Program	Roads Reseal Program	270,000	0	270,000		
	Woodsdale - Woodsdale Road Reseal	50,000	0	50,000		
	Parattah - Inglewood Road Reseal	130,000	0	130,000	(RTR \$75K)	30 June 2023
		0				
Reconstruct & Seal	Campania - Native Corners Road (to complete section)	260,000	82,686	177,314	LRCI P3	30 June 2023
	Elderslie - Pelham Road (Stabilisation and drainage)	200,000	0	200,000	LRCI P3	30 June 2023
	Oatlands - South Parade (including Kerb, Channel and Footpath)	170,000	9,371	160,629	RTR 21/22 c/f WIP \$9,264 (RTR \$150K)	30 June 2022
	Stonor - Stonor Road (stabilise - two sections)	245,000	0	245,000	LRCI P3	30 June 2023
	Woodsdale Road (Whitefoord - four sections)	255,000	0	255,000	RTR	30 June 2023
	York Plains - York Plains Road A (pavement failures) (500 metres)	82,500	0	82,500	LRCI P3 c/f	30 June 2023
	York Plains - York Plains Road B (Starting 5km from Midland Hway)	130,000	0	130,000	LRCI P3	30 June 2023
Construct & Seal (Unsealed Roads)	Campania - Hall Street (Seal and stormwater upgrade)	70,000	0	70,000	RTR	30 June 2023
	Mangalore - Ballyhody Road (approx. 500 metres)	90,000	0	90,000	LRCI P3 - \$50K	30 June 2023
	Oatlands - Interlaken Road (Year 1/3 - Total contribution \$300K)	1,169,236	0	1,169,236	Remote Roads - \$1,069,236 of \$5,346,180	30 June 2026
Minor Seals (New)	Dust Suppressants	40,000	0	40,000		
	Oatlands - Bentwick Street	37,777	0	37,777	LRCI P3 - \$17,777	30 June 2023

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION DEADLINE
		\$	\$	\$		
		0		0		
Other	Campania Structure Plan - Town gateway and Streetscape	40,000	0	40,000		
	Campania - Estate Road (vicinity Mallow property)	49,000	13,544	35,456	Budget cff WIP \$13,544	
	Campania - Main Intersection/Carpark Design Concept	50,000	0	50,000	Budget cff	
	Campania - Reeve St / Clime Street (includes Footpath)	70,000	16,209	53,791	Budget cff WIP 30/6/22 \$16,209	
	Campania - Reeve St Junction/footpath/kerb & channel	200,000	8,520	191,480	WIP \$16,209 Vulnerable Road Users	31 March 2023
	Colebrook - Junction Craigbourne Road and Colebrook Road	24,000	0	24,000		
	Elderslie - Bluff Road Intersection Upgrade	150,000	131,103	18,897	WIP \$130,674 Black Spot	21 May 2022
	Elderslie - Elderslie Road Widening Investigation & Trial (Sth Blackbrush Rd)	40,000	6,777	33,223	Budget cff WIP \$6,777	
	Elderslie - Pelham Rd / Clifton Vale Rd (junction upgrade)	65,000	0	65,000	RTR	30 June 2023
	Mt Seymour - Junction Blackgate Road and Tunnack Road	24,000	0	24,000		
	Oatlands - Hasting Street Junction	15,000	959	14,041	Budget cff WIP \$959	
	Runnymede quarry - Rehabilitation	20,000	12,045	7,955		
	Tea Tree - Grices Road (Tree removal, set-back of embankment, drainage)	15,000	0	15,000	Budget cff	
	Tunnack - Link Road Landslip	25,000	107	24,893	Budget cff WIP \$107	
	Woodsdale - Woodsdale Road Landslip	0	11,951	-11,951		
		<b>4,687,044</b>	<b>342,673</b>	<b>4,344,371</b>		
<b>BRIDGE ASSETS</b>	Interlaken Road (Dulv Rvlt - Bridge No 3861) - Widening	42,218	67,095	-24,877	Budget cff WIP \$53,525	
	Jones Road Broadmarsh (Jordan River - Bridge 5083) - Flood Damage	80,000	3,302	76,698		
	York Plains Road (Kitty's Rivulet - Bride No 457)	60,000	92,826	-32,826	Budget cff WIP \$69,342	
		<b>182,218</b>	<b>163,223</b>	<b>18,995</b>		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION DEADLINE
		\$	\$	\$		
<b>WALKWAYS</b>	Footpaths - General Streetscapes	98,000	0	98,000	Budget \$84K c/f	
	Bagdad - East Bagdad Road	210,000	155,805	54,195	Budget c/f WIP \$151,524	
	Bagdad - Midland Highway - Walking Path Upgrade (500 metres)	100,000	0	100,000	Budget \$50K c/f	
	Campania - Reeve Street - Footpath through to Hall	30,000	0	30,000	Budget c/f	
	Kempton - Midlands Highway/Mood Food	147,565	0	147,565	\$147,565 Budget c/f	
	Kempton - Grange Road (Retaining Wall)	30,000	0	30,000		
	Kempton - Streetscape Plan - Footpath Renewal (southern end)	60,000	0	60,000	LRCI P3 c/f	30 June 2023
	Kempton - Main St, Sophia to Erskine (145m) - Footpath/kerb & gutter/stormwater	78,032	77,276	756	Budget c/f WIP \$58,404 /\$26K from General Streetscapes	
	Kempton - Old Huntingground Road (Footpath / School Crossing etc.)	80,000	8,391	71,609	Budget \$27K c/f WIP \$8,391	
	Melton Mowbray - Streetscape Works (Trough / Shelter etc)	30,000	5,318	24,682	Budget c/f WIP \$5318	
	Oatlands - Campbell Street (Footpath)	45,000	0	45,000		
	Oatlands - Stanley Street (Footpath -120 metre link)	25,000	0	25,000		
	Tunnack - Streetscape concept Plan	50,000	46,676	3,324	Budget c/f WIP \$42,970	
		<b>983,597</b>	<b>293,466</b>	<b>690,131</b>		
<b>LIGHTING</b>	Nil	<b>0</b>	<b>0</b>	<b>0</b>		
<b>PUBLIC TOILETS</b>	Colebrook - History Room Toilets (Tiling etc.)	10,000	0	10,000		
	Campania - Flour Mill Park - Concrete Pathways/drainage/remove pavers	15,000	0	15,000	Budget c/f	
	General Public Toilets - Upgrade Program	20,000	0	20,000	Budget c/f	
		<b>45,000</b>	<b>0</b>	<b>45,000</b>		
<b>DRAINAGE</b>	Kempton - Erskine Street - Stormwater Upgrade & Footpath	60,000		60,000		
		<b>60,000</b>	<b>0</b>	<b>60,000</b>		
<b>WASTE</b>	Wheelie Bins and Crates	5,000	0	5,000		
	Dysart WTS (Gates)	4,150	4,150	0		
	WTS Safety & Operational Improvements	20,850	0	20,850		
		<b>30,000</b>	<b>4,150</b>	<b>25,850</b>		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION
		\$	\$	\$		DEADLINE
<b>GROWTH</b>						
<b>TOURISM</b>						
	Jericho - Memorial Avenue - Plaques (Stage 1 of 2 - \$20K per year)	20,000	0	20,000	Budget c/f	
	Kempton - Memorial Avenue Park - Interps (Stage 1 of 2 - \$20K per year)	19,545	155	19,390	Budget c/f WIP \$155	
	Oatlands Accommodation Facility	0	41,723	-41,723	WIP \$40,373 (Offset by Barrack Street Property)	
		<b>39,545</b>	<b>41,878</b>	<b>-2,333</b>		
<b>LANDSCAPES</b>						
<b>HERITAGE</b>						
	Heritage Collections Store	10,000	3,700	6,300	Budget c/f WIP \$3,700	
	Kempton - Watch House (Heat Pump)	0	3,800	-3,800		
	Oatlands - Commissariat (Boundary Fence)	6,000	0	6,000	Budget c/f	
	Oatlands - Commissariat (Toilet Improvements)	0	5,222	-5,222	Contribution from Mission Australia	
	Oatlands Court House (Wall Stabilisation)	15,000	0	15,000		
	Oatlands - Gaol Aluminium Temporary Steps (Entrance)	3,500	0	3,500	Budget c/f	
	Oatlands Gaolers Residence (Ceiling Reinstatement)	5,000	0	5,000		
	Oatlands Gaolers Residence (Wingwall)	23,000	0	23,000	Budget \$15K c/f	
	Oatlands - Barrack Street Police House (Year 2/2 Budget of \$110K)	55,000	0	55,000	Budget c/f	
	Oatlands - Roche Hall Forecourt (Interps - Planning Condition of Approval)	40,000	0	40,000	Budget c/f	
	Oatlands Swimming Pool (Staged demolition)	200,000	0	200,000		
	Parattah - Railway Station -Shed for Gangers Trolley	2,000	0	2,000	Budget c/f	
		<b>359,500</b>	<b>12,722</b>	<b>346,778</b>		
<b>NATURAL</b>						
	Chauncy Vale - Wombat Walk	39,250	27,278	11,972	Includes \$29,250 grant WIP 3\$24,547.59	31 Dec 2022
	Chauncy Vale - Day Dawn Cottage Improvements	12,000	0	12,000		
	Municipal Area - Preventing Roadkill (Signs)	5,000	7,703	-2,703	Budget c/f WIP \$1,980	
		<b>56,250</b>	<b>34,981</b>	<b>21,269</b>		
<b>CULTURAL</b>						
	Nil	0	0	0		
		<b>0</b>	<b>0</b>	<b>0</b>		
<b>REGULATORY - DEVELOPMENT</b>						
	Kempton Council Chambers - Clock Restoration Works	10,672	1,204	9,468	Budget c/fwd WIP \$726.5	
	Kempton Council Chambers - Office Furniture & Equipment	5,000	6,666	-1,666		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION
		\$	\$	\$		DEADLINE
		<b>15,672</b>	<b>7,870</b>	<b>7,802</b>		
REGULATORY	Water Bottle Refill Stations	7,980	0	7,980	Budget c/f	
- PUBLIC HEALTH		<b>7,980</b>	<b>0</b>	<b>7,980</b>		
REGULATORY	Nil	0	0	0		
- ANIMAL CONTROL		<b>0</b>	<b>0</b>	<b>0</b>		
ENVIRONMENTAL	Oatlands Aquatic Centre - Electric Vehicle Charge Station	40,500	40,500	0	ChargeSmart Grant	
SUSTAINABILITY		<b>40,500</b>	<b>40,500</b>	<b>0</b>		
COMMUNITY		0	0	0		
COMMUNITY HEALTH	Nil	0	0	0		
& WELLBEING		<b>0</b>	<b>0</b>	<b>0</b>		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION DEADLINE
		\$	\$	\$		
<b>RECREATION</b>	Recreation Committee	20,791	0	20,791		
	Bagdad - Bagdad Community Club (Precinct Plan)	25,000	16,860	8,140	Budget c/f WIP \$14,160	
	Bagdad - Bagdad Community Club (Repair of Oval)	20,000	17,042	2,958		
	Bagdad - Iden Road Park Development	75,000	0	75,000		
	Campania - Recreation Ground Drainage	25,000	36,904	-11,904		
	Campania - Public Open Space dev (Justitia Park)	6,375	0	6,375	Budget c/f	
	Kempton - Off-lead Dog Park	60,331	4,609	55,722	LRCI Phase 3 \$43,125 WIP \$3,915	30 June 2023
	Kempton - Recreation Ground (Hot Water System)	4,209	4,209	0	From Committee Budget	
	Kempton - Recreation Ground (Lighting)	16,000	0	16,000	Budget c/f	
	Kempton - Recreation Ground (Site Dev and Play Equipment)	24,250	0	24,250	Budget c/f	
	Kempton - Recreation Ground (Irrigation)	60,000	0	60,000		
	Kempton - Skate Park (Council Commitment)	5,000	13,667	-8,667	WIP \$11,364.23	
	Mt Pleasant Rec Ground - Building Improvements	259,000	4,640	254,360	Department of Communities Grant	31 December 2023
	Oatlands - Aquatic Centre (New Pool) - WIP prior to 2020/21	941,987	941,987	0	WIP \$941,987	
	Oatlands - Aquatic Centre (New Pool) - Construction	9,678,126	8,250,752	1,427,374	WIP \$6,519,656	
	Oatlands - Aquatic Centre (Gymnasium Equipment)	15,000	592.35	14,408		
	Oatlands - Callington Park (Lighting & Surveillance)	14,000	0	14,000		
	Oatlands - Callington Park Toilet	140,000	0	140,000		
	Oatlands - Community Hall (Maintenance Program)	51,300	0	51,300	Budget c/f	
	Oatlands - Midlands Community Centre (External Painting - Front of Building)	5,000	0	5,000		
	Oatlands - Midlands Community Centre (Roof & Insulation)	39,000	10,783	28,217	Budget c/f WIP \$468	
	Tunbridge - Park Gates	3,040	3,040	0	Budget c/fwd	
		<b>11,441,369</b>	<b>9,305,085</b>	<b>2,150,107</b>		
<b>ACCESS</b>	All Buildings (Priority Approach)	50,000	0	50,000	Budget c/f	
	Tunbridge Community Club (SMC Contribution Accessible Toilets)	20,000	200	19,800	Budget c/f WIP \$200	
		<b>70,000</b>	<b>200</b>	<b>69,800</b>		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

		BUDGET	EXPENDITURE	BALANCE	COMMENTS	COMPLETION
		\$	\$	\$		DEADLINE
<b>CAPACITY &amp; SUSTAINABILITY</b>	Campania - Bush Reserve / Cemetery	300,000	23,765	276,235	WIP \$14,817	
	Kempton - Carriage Shed - Toilets	15,000	0	15,000		
	Oatlands - Community Shed (Shipping Container)	6,600	6,602	-2	Men's Shed Grant	
	Oatlands - Church Street Sub-Division	0	34,911	-34,911	WIP \$32,471 (Offset by sale of properties)	
	Oatlands - Stanley Street Master Plan	20,000	0	20,000	Budget c/f	
	Oatlands - Structure Plan	25,000	34,155	-9,155	\$25K Budget c/fwd WIP \$23,203	
		<b>366,600</b>	<b>99,433</b>	<b>267,167</b>		
<b>SAFETY</b>	SMC Flood Mapping Project (subject to external Grant Funding)	40,000	0	40,000		
		<b>40,000</b>	<b>0</b>	<b>40,000</b>		
<b>ORGANISATION</b>						
<b>SUSTAINABILITY</b>	Oatlands - Council Chambers - Internal Toilets Upgrade	100,000	1,537	98,463	Budget c/fwd WIP \$1538	
	Oatlands - Council Chambers - Damp Issues & Stonemasonry	15,000	0	15,000	Budget c/fwd	
	Oatlands - Council Chambers - Works Office (floor coverings)	5,000	0	5,000	Budget c/fwd	
	Oatlands - Town Hall (General - Incl. Office Equip/Furniture)	5,000	1,250	3,750		
	Computer System (Hardware / Software) - includes CISCO 3 yrs	50,000	1,565	48,435		
	Ipads (2) (Animal & Building Control)	4,000	0	4,000		
	New Server - New Domain Controller/Main Server	20,000	13,786	6,214		
	Municipal Revaluation	0	40,250	-40,250	\$64,400 paid in 2021-22	
		<b>199,000</b>	<b>58,387</b>	<b>140,613</b>		

**CAPITAL EXPENDITURE PROGRAM 2022-23**  
**As at 30 September 2022**

	<b>BUDGET</b>	<b>EXPENDITURE</b>	<b>BALANCE</b>	<b>COMMENTS</b>	<b>COMPLETION</b>
	<b>\$</b>	<b>\$</b>	<b>\$</b>		<b>DEADLINE</b>
<b>WORKS</b>					
Kempton Depot - Perimeter Fencing	25,000	0	25,000		
Kempton Depot - Property Purchase (Year 4/4 Budget of \$180K)	45,000	45,000	0	Total Project Cost - to be funded over 4 yrs (Yr 4 - \$45K)	
Kempton Depot - Storage Lockers	2,000	0	2,000	Budget c/fwd	
Oatlands Depot - General repairs & alterations	28,000	0	28,000	Budget c/fwd	
Minor Plant Purchases	9,500	1,735	7,765		
Second Hand MISU Screening Bucket	0	12,000	-12,000		
Radio System	3,000	0	3,000		
<b>Plant Replacement Program</b>					
Heavy Vehicles	714,199	144,167	570,032		
Light Vehicles	354,086	76,763	277,323		
(Trade Allowance - \$218K & \$229)					
	<b>1,180,785</b>	<b>279,666</b>	<b>901,119</b>		
<b>GRAND TOTALS</b>	<b>19,805,060</b>	<b>10,684,234</b>	<b>9,134,649</b>		

<b>CASH FLOW 2022/2023</b>	INFLOWS (OUTFLOWS) Jul 2022 \$	INFLOWS (OUTFLOWS) Aug 2022 \$	INFLOWS (OUTFLOWS) Sept 2022 \$	INFLOWS (OUTFLOWS) (Year to Date) \$
<b><i>Cash flows from operating activities</i></b>				
<b>Payments</b>				
Employee costs	(280,887)	(470,851)	(307,392)	(1,059,130)
Materials and contracts	(372,338)	(282,093)	(259,278)	(913,709)
Interest	(3,244)	0	0	(3,244)
Other	(48,103)	(68,139)	(128,628)	(244,870)
	<u>(704,572)</u>	<u>(821,083)</u>	<u>(695,298)</u>	<u>(2,220,953)</u>
<b>Receipts</b>				
Rates	90,401	1,757,594	1,473,724	3,321,719
User charges	94,343	417,276	1,595,316	2,106,935
Interest received	2,867	78,065	27,557	108,489
Subsidies	0	0	0	0
Other revenue grants	0	304,265	52,500	356,765
GST Refunds from ATO	0	0	0	0
Other	(36,958)	(97,132)	80,168	(53,922)
	<u>150,654</u>	<u>2,460,067</u>	<u>3,229,265</u>	<u>5,839,986</u>
<b>Net cash from operating activities</b>	<b>(553,918)</b>	<b>1,638,984</b>	<b>2,533,967</b>	<b>3,619,033</b>
<b><i>Cash flows from investing activities</i></b>				
Payments for property, plant & equipment	(198,831)	(1,065,572)	(1,103,032)	(2,367,436)
Proceeds from sale of property, plant & equipment	134	54,250	33	54,416
Proceeds from Capital grants	208,968	77,600	665,531	952,099
Proceeds from Investments	0	0	0	0
Repayment of Investments	0	200,000	0	200,000
	<u>10,270</u>	<u>(733,722)</u>	<u>(437,469)</u>	<u>(1,160,921)</u>
<b>Net cash used in investing activities</b>	<b>10,270</b>	<b>(733,722)</b>	<b>(437,469)</b>	<b>(1,160,921)</b>
<b><i>Cash flows from financing activities</i></b>				
Repayment of borrowings	(7,965)	0	0	(7,965)
Proceeds from borrowings	0	0	0	0
	<u>(7,965)</u>	<u>0</u>	<u>0</u>	<u>(7,965)</u>
<b>Net cash from (used in) financing activities</b>	<b>(7,965)</b>	<b>0</b>	<b>0</b>	<b>(7,965)</b>
Net increase/(decrease) in cash held	(551,613)	905,262	2,096,498	2,450,148
Cash at beginning of reporting period	14,355,848	13,804,235	14,709,497	14,355,848
<b>Cash at end of reporting period</b>	<b>13,804,235</b>	<b>14,709,497</b>	<b>16,805,995</b>	<b>16,805,995</b>

<b>SOUTHERN MIDLANDS COUNCIL SUMMARY OF RATES AND CHARGES LEVIED, REMITTED AND COLLECTED</b>				
	This Financial Year 11th October 2022		Last Financial Year 11th October 2021	
Arrears brought forward as at July 1		\$ 414,040.53		\$ 434,414.30
ADD current rates and charges levied		\$ 6,292,984.13		\$ 5,946,701.12
ADD current interest and penalty		\$ 21,834.83		\$ 22,112.62
<b>TOTAL rates and charges demanded</b>	100.00%	<b>\$ 6,728,859.49</b>	100.00%	<b>\$ 6,403,228.04</b>
LESS rates and charges collected	46.52%	\$ 3,130,325.51	45.77%	\$ 2,931,039.20
LESS pensioner remissions	3.97%	\$ 267,033.07	3.89%	\$ 249,025.97
LESS other remissions and refunds	-0.09%	-\$ 5,752.00	0.00%	\$ 151.34
LESS discounts	0.53%	\$ 35,964.33	0.54%	\$ 34,713.15
<b>TOTAL rates and charges collected and remitted</b>	<b>50.94%</b>	<b>\$ 3,427,570.91</b>	<b>50.21%</b>	<b>\$ 3,214,929.66</b>
<b>UNPAID RATES AND CHARGES</b>	<b>49.06%</b>	<b>\$ 3,301,288.58</b>	<b>49.79%</b>	<b>\$ 3,188,298.38</b>

**17.3.2 Monthly Oatlands Aquatic Centre Capital Expenditure Report  
(Period ending 30 September 2022)**

**AUTHOR:** FINANCE OFFICER (MANDY BURBURY)

**DATE:** 17 OCTOBER 2022

**ISSUE**

Provide the capital expenditure report for the Oatlands Aquatic Centre to 30<sup>th</sup> September 2022.

**DETAIL**

The enclosed Report includes all capital expenditure relating to the Oatlands Aquatic Centre prior to 2020/2021, and budget and expenditure for 2020/2021 and 2021/2022.

**RECOMMENDATION**

**THAT the Financial Report be received and the information noted.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**OATLANDS AQUATIC CENTRE CAPITAL EXPENDITURE RECONCILIATION  
AS AT 30 SEPTEMBER 2022**

	BUDGET \$	EXPENDITURE \$	BALANCE \$	COMMENTS
<b>Total Expenditure to 30 September 2022</b>		<b>9,359,646</b>		
Council Labour & On-costs		5,255		
Materials - Council		195		
External Plant Hire - Council		6,217		
SMC Planing / Building Permits		6,495		
SMC Planing / Building Permits - June 2020		6,868		
SMC - Other Contractor Costs		901		
August 2012 - Purchase of 70 High Street, Oatlands		166,908		Total Cost (includes legals etc.) Gov't Land Value - \$23,000
<b>Bzowy Architecture &amp; Other Consultants</b>				
<b>2016/17</b>		27,056		Best described as Project Revival
Contract No 1 (part of \$107,660)		16,227		
<b>2017/18</b>				
Contract No 1 (part of \$107,660)		92,471		Includes Disbursements of \$1,038
Other Costs - Variations & Redesign		63,579		Additional Floor / Redesign etc.
Bio-Energy (review & assessment)		24,867		
Appeal Costs		140,153		Various
<b>2018/19</b>				
Bzowy - Other Costs - Variations & Redesign		108,611		Includes Survey & Legal
Engagement Agreements		21,470		
Formal Contract - Tenders / Design etc (part of \$379,960)		265,905		



**17.3.3 University of Tasmania (UTAS) – 16 Church Street, Oatlands (Council Owned Property - Long-Term Property Lease with UTAS)**

**Author:** GENERAL MANAGER (TIM KIRKWOOD)

**Date:** 21 OCTOBER 2022

**ISSUE**

Council to approve a refund/remission of General Rates paid by the University of Tasmania on the Council owned property at 16 Church Street, Oatlands.

**BACKGROUND**

16 Church Street, Oatlands is a Council owned property.

In September 2003, Council entered into a long-term lease (25 years) with the University of Tasmania as part of establishing a Rural Health Teaching Site at Oatlands. The planned use of the property was to accommodate UTAS students with a focus on increasing the number of medical and allied health professionals practising in rural areas.

In terms of rental, a bulk sum was paid upon execution of the Lease in September 2003.

**DETAIL**

Whilst the Lease stipulates that the University must pay all assessments, charges, levies, outgoings, rates and taxes charged upon the land, Council resolved that it would consider a request to remit the General Rate each year upon receipt of a written request and confirmation that the property was being used for the planned purpose.

A remission of the General Rate was granted for the period commencing 2004/2005 and this continued through to 2017/2018.

In following years, due to a change in personnel at UTAS, the total Rates and Chares have been paid on the property without submitting a request for a remission of the General Rate component.

This matter has arisen due to recent discussions regarding the proposed development of two Accommodation Units at the rear of 16 Church Street, Oatlands.

*Note: UTAS has confirmed that the property has continued to be used for the planned purpose (i.e. accommodation of students) in the period 2018/19 to date.*

**Human Resources & Financial Implications** – The following details the General Rate component for the respective years:

<b>General Rate</b>	<b>Financial Year</b>
2018/19	\$805.13
2019/20	\$852.67
2020/21	\$852.67
2021/22	\$879.45
2022/23	\$813.69
<b>Total</b>	<b>\$4203.61</b>

**Community Consultation & Public Relations Implications – N/A.**

**Priority - Implementation Time Frame – Policy position.**

**RECOMMENDATION**

**THAT, in accordance with the Lease Agreement, and recognising that the University of Tasmania has confirmed that the property has (and is) being used to accommodate UTAS students based at the Midlands Multi-Purpose Health Centre, Council approve a remission of the General Rate levied for the years 2018/19 through to 2022/23 (as detailed above – total of \$4,203.61.**

**DECISION**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## **18. MUNICIPAL SEAL**

### **18.1 Municipal Seal – Formal Signing/Sealing of the Deed of Variation for the Oatlands Aquatic Centre Grant Funds from the State Government**

**AUTHOR:** DEPUTY GENERAL MANAGER (ANDREW BENSON)

**DATE:** 19 OCTOBER 2022

**Attachment(s):**

*Grant Deed of Variation – Oatlands Aquatic Centre Construction*

#### **ISSUE**

Signing and Sealing the Deed of Variation, being the extension of time for the project completion and acquittal of the State Government's \$2 million dollar contribution to the construction of the Oatlands Aquatic Centre project.

#### **BACKGROUND**

The delay in completion of the project is an issue that has been significantly impacted upon by the COVID-19 outbreak. The Contractor, Vos Constructions Pty Ltd have had to deal with major supply chain and labour supply issues, in part complicated by the heavy investment that both the Australian Government and the Tasmanian Governments made during that time to stimulate the construction industry to support the regrowth of the economy. Added to that is the relatively remote position of Oatlands as the construction location. It has been a constant challenge for the Contractor and for the project management in general.

#### **DETAIL**

The Grant Deed between the Crown in Right Tasmania (represented by the Department of Premier and Cabinet) and Southern Midlands Council for \$2 million dollars towards the construction of the Oatlands Aquatic Centre.

Following discussions with Sport and Recreation the Grant Deed has been varied by this Deed of Variation to vary the date of completion of the Approved Purpose to the 31<sup>st</sup> March 2023, with the final report and associated acquittal for the grant being now due on 31<sup>st</sup> May 2023

The following is specific to the project:

**Grant Body**

Department of Premier and Cabinet

**Program**

Communities Sport & Recreation Tasmania

**Approved Purpose**

Construction of an indoor Aquatic Centre

**Grant Amount**

The grant amount is for \$2 million

**SMC Project Manager**

Andrew Benson

### Previous Grant Variations

- The First Deed of Variation between the Grantor and the recipient was dated 29 June 2018.
- The Second Deed of Variation between the Grantor and the recipient was dated 16 December 2019.

### The Third Deed of Variation Requirements (this Agreement):

1. The Date for the completion of the Approved Purpose referred to in Item 9 (clause 4.5 – Completion Date) is deleted and replaced with:

“31 March 2023”

2. The reporting requirements referred to in Item 11 (Clause 7.2) of the Grant Deed is deleted and replaced with:

“Final report: a report due no later than 31 May 2023 including:

- A final report that details completion towards carrying out of the Approved Purpose;
- An income and expenditure statement with respect to the Approved Purpose;
- A signed acquittal declaration; and
- A copy of the organisation’s audited financials including an audited statement against the Grant Funds.”

### Human Resources & Financial Implications

As detailed within the Grant Deed. The extension of time by the Contractor and the financial implications are under discussion and a final position will be agreed following Practical Completion of the project. Until that time matters remain fluid.

### RECOMMENDATION

**THAT Council Sign and Seal the Grant Deed of Variation for the Oatlands Aquatic Centre construction funding grant, between the Crown (Department of Premier and Cabinet) and Southern Midlands Council.**

DECISION		
Councillor	Vote FOR	Vote AGAINST
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## **19. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA**

**RECOMMENDATION**

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

<b>Matter</b>	<b>Local Government (Meeting Procedures) Regulations 2015 Reference</b>
<i>Closed Council Minutes - Confirmation</i>	15(2)
<i>Applications for Leave of Absence</i>	15(2)(h)
<i>Audit Panel Minutes</i>	15(2)
<i>Tender – Annual Road Stabilisation Program</i>	15(2)(b)
<i>Medical Services - Property Matter</i>	15(2)(e)(ii)

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

**RECOMMENDATION**

**THAT in accordance with Regulation 15(2) of the *Local Government (Meeting Procedures) Regulations 2015*, Council move into Closed Session and the meeting be closed to members of the public.**

<b>DECISION (MUST BE BY ABSOLUTE MAJORITY)</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## CLOSED COUNCIL AGENDA

### 20. BUSINESS IN “CLOSED SESSION”

20.1 Closed Council Minutes - Confirmation

20.2 Applications for Leave of Absence

20.3 Audit Panel Minutes

20.3.1 Receipt of Minutes

20.3.2 Endorsement of Recommendations

20.4 Tender – Annual Road Stabilisation Program

20.5 Medical Services – Property Matter

### RECOMMENDATION

**THAT Council move out of “Closed Session”.**

<b>DECISION</b>		
<b>Councillor</b>	<b>Vote FOR</b>	<b>Vote AGAINST</b>
Mayor A O Green		
Deputy Mayor E Batt		
Clr A Bantick		
Clr A E Bisdee OAM		
Clr K Dudgeon		
Clr D F Fish		
Clr R McDougall		

## OPEN COUNCIL AGENDA

### 21. CLOSURE