



**NORTHERN
MIDLANDS
COUNCIL**

AGENDA

ORDINARY MEETING OF COUNCIL

MONDAY, 18 NOVEMBER 2024

Maree Bricknell
ACTING GENERAL MANAGER



QUALIFIED PERSONS ADVICE

The *Local Government Act 1993* Section 65 provides as follows:

- (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:

- i) 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
- ii) where any advice is directly given by a person who does not have the required qualifications 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.

LIVESTREAMING AND RECORDING OF COUNCIL MEETINGS

Ordinary and Special Council Meetings held in Council's Chambers at 13 Smith Street, Longford will be audio live streamed and recorded and made on the internet via Council's website www.nmc.tas.gov.au.

The recording will be uploaded to Council's website as soon as possible and no later than four business days after the Council meeting (not including the day of the meeting). A link to the streaming service and recording of meetings will be made available on Council's website for ease of access.

Closed Council Meetings will not be live streamed or recorded.

A copy of the recording of the meeting will be placed on Council's website as soon as practicable after the meeting, the Closed Council session of the meeting will be redacted.

Regulation 33(4) provides that "a Council may determine any other procedures relating to the audio recording of meetings it considers appropriate".

In addition to the Live Streaming Policy, Council is to audio record meetings to assist Council officers in the preparation of minutes of proceedings.

The provision for audio recording of Council meetings in this policy:

- only applies to formal Council meetings (ordinary meetings, special meetings and Annual General meetings);
- does not apply to closed sessions of Council;
- does not apply to Committees of Council;
- the recording will not replace written minutes and a transcript of the recording will not be prepared by Council;
- the recording may be used by Council staff to assist with the preparation of the minutes;
- the minutes of a meeting, once confirmed by Council, prevail over the audio recording of the meeting;

A member of the public may only use an audio recorder, or any other recording and/or transmitting device, to record the proceedings of a meeting of Council with the written permission of the General Manager for the express purpose proposed. The Northern Midlands Council reserves the right to revoke such permission at any time.

Unless expressly stated otherwise, Northern Midlands Council claims copyright ownership of the content of recordings of Council meetings ("the Recordings").

The Recordings may not be uploaded, displayed, transcribed and/or reproduced without the written permission of the General Manager for the express purpose proposed.

The Northern Midlands Council reserves the right to revoke such permission at any time. Apart from uses permitted under the *Copyright Act 1968*, all other rights are reserved.

Requests for authorisations, including authorisations for the use of recordings, should be directed to the General Manager, 13 Smith Street, Longford TAS 7301.

Maree Bricknell

ACTING GENERAL MANAGER



GUIDELINES FOR COUNCIL MEETINGS

EXPECTATIONS OF COUNCILLOR CONDUCT

- The *Code of Conduct for Elected Members Policy* sets out the standards of behaviour expected of Councillors with respect to all aspects of their role, including the following:
 - Councillors acknowledge the importance of high standards of behaviour in maintaining good governance and therefore agree to conduct themselves in accordance with the standards of behaviour set out in the Policy;
 - Councillors are to be respectful in their conduct, communication and relationships with members of the community, fellow Councillors and Council employees in a way which builds trust and confidence in Council;
 - Councillors' actions must not bring the Council or the office of a Councillor into disrepute;
 - Councillors must treat all persons fairly, must not cause any reasonable person offence or embarrassment, and must not bully or harass any person;
 - Councillors must listen to, and respect, the views of other Councillors in Council meetings, and endeavor to ensure that issues, not personalities, are the focus of debate;
 - Councillors must show respect when expressing personal views publicly and the personal conduct of a Councillor must not reflect, or have the potential to reflect, adversely on the reputation of the Council;
- Pursuant to section 28(3)(a) of the *Local Government Act 1993*, Councillors must not direct or attempt to direct an employee of the council in relation to the discharge of the employee's duties;
- Pursuant to section 40 of the *Local Government Act 1993*, the chairperson may suspend a councillor from part or all of the meeting if the councillor makes a personal reflection about another councillor or an employee of the council and refuses to apologise; or interjects repeatedly; or disrupts the meeting and disobeys a call to order by the chairperson.

MEETING CONDUCT

- People attending Council Meetings are expected to behave in an appropriate manner.
- The following is not acceptable:
 - Offensive or inappropriate behaviour;
 - Personal insults; and
 - Verbal abuse.
- Pursuant to section 41 of the *Local Government Act 1993*, it is an offence if a member of the public hinders or disrupts a council meeting.
- In the case of any inappropriate outburst or derogatory behaviour, an apology from the offending party or parties will be requested. Anyone at the meeting, if they feel offended in any way by any such behaviour specified above, should immediately bring the behaviour to the notice of the Chairperson by the way of a Point of Order.
- The Chairperson has the right to evict from a meeting any person who is not behaving to an appropriate standard.

PUBLIC QUESTIONS AND STATEMENTS

Regulation 31 of the *Local Government (Meeting Procedures) Regulations 2015* relates to the provision of Public Question Time during a Council meeting. Regulation 31(7) of the Regulations stipulate that "a Council is to determine any other procedures to be followed in respect of public question time at an ordinary council meeting."

Public question time is to commence at approximately 5.30pm and is to be conducted in accordance with the following guidelines:

- At each Council Meeting, up to 20 minutes, or such longer period as Council may determine by resolution at that meeting, is to be provided for persons at the meeting to ask questions.
- A person seeking to ask a question must firstly identify himself or herself by stating their name and the town they reside in.
- If more than one person wishes to ask a question, the Mayor is to determine the order in which those questions are asked.
- Questions must be directed to the Mayor who shall answer or direct the question to the appropriate Councillor or Council Officer. A question will be answered if the information is known otherwise taken on notice and responded to in writing within 10 working days. Questions should preferably be in writing and provided to the General Manager at the Council Meeting.
- A person is entitled to ask no more than two questions on any specific subject. If a person has up to two questions on several subjects, the Mayor may defer those questions until other questions have been asked and refer back to that person only if time permits.
- Each speaker is limited to a maximum of 3 minutes.

REPRESENTATIONS ON PLANNING ITEMS

A maximum of four persons per item (two for and two against) will be permitted to address Council on a planning item. After the representation has been made, Councillors are permitted to ask questions of the party who made the representation.

PETITIONS

Part 6, Division 1 of the *Local Government Act 1993* refers to the presentation of a petition to Council. Council is to treat any petition received in accordance with the provisions of the *Local Government Act 1993*.



NOTICE IS HEREBY GIVEN THAT THE NEXT MEETING OF THE NORTHERN MIDLANDS COUNCIL WILL BE HELD ON 18 NOVEMBER 2024 AT 5.00PM AT THE COUNCIL CHAMBERS, LONGFORD.

MAREE BRICKNELL
ACTING GENERAL MANAGER
13 NOVEMBER 2024

4.00pm Councillor Workshop – closed to the public

5.30pm Public Questions & Statements

1 ATTENDANCE

PRESENT

In Attendance:

APOLOGIES



Item	Page No.
1 ATTENDANCE	4
2 TABLE OF CONTENTS	5
3 ACKNOWLEDGEMENT OF COUNTRY	7
4 DECLARATIONS OF INTEREST	7
5 PROCEDURAL	8
5.1 Confirmation Of Council Meeting Minutes	8
5.2 Date Of Next Council Meeting	8
5.3 Motions On Notice By A Councillor	9
5.3.1 Notice Of Motion: Perth General Cemetery	9
5.4 Councillor Questions On Notice	10
5.4.1 Questions On Notice	10
6 COUNCIL COMMITTEES - CONFIRMATION OF MINUTES	11
7 COUNCIL COMMITTEES - RECOMMENDATIONS	12
7.1 Cressy District Committee	12
7.1.1 Cressy - Secretarial Funding Approval For Street Banners	12
8 INFORMATION ITEMS	13
8.1 Council Workshops/Meetings Held Since The Last Ordinary Meeting	13
8.2 Mayor's Activities Attended & Planned	13
8.3 General Manager's Activities	14
8.4 Petitions	14
8.5 Conferences & Seminars: Report On Attendance By Council Delegates	15
8.6 132 & 337 Certificates Issued	15
8.7 Animal Control	16
8.8 Environmental Health Services	17
8.9 Customer Request Receipts	17
8.10 Gifts & Donations (Under Section 77 Of The LGA)	18
8.11 Action Items: Council Minutes	18
8.12 Resource Sharing Summary: 01 July 2024 To 30 June 2025	26
8.13 Vandalism	26
8.14 Youth Program Update	26



8.15 Integrated Priority Projects & Strategic Plans Update	29
8.16 Tourism & Events And Heritage Highway Tourism Region Association (HHTRA) Update ...	31
8.17 Committee Status: Local Recycling Committee And Bicycle Advisory Committee	32
9 PUBLIC QUESTIONS AND STATEMENTS.....	33
10 COUNCIL ACTING AS A PLANNING AUTHORITY	34
11 PLANNING REPORTS.....	34
12 COUNCIL ACTING AS A PLANNING AUTHORITY: CESSATION.....	34
13 COMMUNITY & DEVELOPMENT REPORTS.....	35
13.1 Development Services: Monthly Report	35
14 GOVERNANCE REPORTS	42
14.1 Memorandum Of Understanding (MOU): Cressy War Memorial Swimming Pool Fundraising Committee	42
14.2 Proposed Community Garden At Perth	46
14.3 Northern Midlands Multi-Purpose Sport And Recreation Complex Funding Application ...	49
14.4 Management Committees: Review Of Management Agreement	52
14.5 Campbell Town Hall.....	65
14.6 Local Government Association Of Tasmania (LGAT): 21 November 2024 General Meeting	68
15 CORPORATE SERVICES REPORTS.....	76
15.1 Monthly Report: Financial Statement	76
16 WORKS REPORTS.....	81
16.1 Pine Trees Located On Private Property At Drummond Street, Perth	81
16.2 Notice To Change A Local Highway: Closure Of 505M Section Of Youl Road, Perth.....	86
17 ITEMS FOR THE CLOSED MEETING	90
18 CLOSURE	91



3 ACKNOWLEDGEMENT OF COUNTRY

We acknowledge and pay our respects to the Tasmanian Aboriginal Community as the traditional and original owners, and continuing custodians of this land on which we gather today and acknowledge Elders – past, present and emerging.

4 DECLARATIONS OF INTEREST

In accordance with

- part 5 of the *Local Government Act 1993*,
 - in particular, section 48(2) of the *Local Government Act 1993*;
- regulation 8(2) of the *Local Government (Meeting Procedures) Regulations 2015*;
- schedule 1, part 2 of the *Local Government (Code of Conduct) Order 2024*; and
- section 28U of the *Local Government Act 1993* requires compliance with the Code of Conduct

the Mayor requests Councillors and staff to indicate whether they have, or are likely to have, an interest in any item on the Agenda.



5 PROCEDURAL

5.1 CONFIRMATION OF COUNCIL MEETING MINUTES

5.1.1 Confirmation Of Minutes: Ordinary Council Meeting

RECOMMENDATION

That the Open Council Minutes of the Ordinary Meeting of the Northern Midlands Council held at the Council Chambers, Longford on Monday, 21 October 2024, be confirmed as a true record of proceedings.

5.2 DATE OF NEXT COUNCIL MEETING

Mayor Knowles advised that the next Ordinary Council Meeting of the Northern Midlands Council would be held at 5.00pm on Monday, 9 December 2024.



5.3 MOTIONS ON NOTICE BY A COUNCILLOR

The following notice of Motion has been received.

5.3.1 Notice Of Motion: Perth General Cemetery

Responsible Officer: Maree Bricknell, Acting General Manager

OFFICER'S RECOMMENDATION

That Council Officers prepare a report to be presented to a future Council Meeting on the maintenance and possible improvements to the Perth General Cemetery:

Councillor Terrett has requested the below Notice of Motion be included in the Agenda for the Council Meeting to be held on 18 November 2024.

NOTICE OF MOTION

That Council prepare a report on the maintenance and possible improvements to the Perth General Cemetery.

BACKGROUND

The Northern Midland Council has responsibility for the maintenance and upkeep of the Perth General Cemetery. Over the years the cemetery has slowly deteriorating to the point that the Cemetery needs to have some works done to improve the presentation of the grounds.

A recent inspection of the Cemetery shows that the entrance gate needs repair, that a concrete bunker for garbage is placed at the front of the cemetery. The contents of this bunker (including broken glass – creating a health and safety risk) blow around the cemetery and make the site untidy. Many grave markers lay upon the ground and have been damaged. In some instances, graves have subsided and not been topped up with soil to level the surface.

With a growing population in Perth, council need to evaluate whether additional space is needed at the cemetery and consider upgrading to ensure that offerings within Northern Midlands are equal at each of the council managed sites. Improvements to the grounds could include a rose garden, seating, more landscaping and additional cremation wall capacity.

When compared to Longford cemetery (similar populations) Perth fails on many levels and to measure up additional resources are needed to make it a more respectful resting place.

OFFICER'S RECOMMENDATION

That Council Officers prepare a report on the notice of motion to be presented to a future Council Meeting.

ATTACHMENTS

Nil



5.4 COUNCILLOR QUESTIONS ON NOTICE

5.4.1 Questions On Notice

RECOMMENDATION

That Council receive the Questions on Notice and note the answers provided.

Councillor Terrett has submitted the following three (3) questions on notice to the Acting General Manager.

1. What preparations in relation to Christmas decorations have been made for each town in the Northern Midlands?
2. Could Christmas lights or decorations be erected in the trees in Russell Street Evandale to give it a more festive feel?
3. What progress and additional funds are available to be allocated to ensure that the Workforce Plan is completed in the 2024/2025 budget cycle?

-
1. What preparations in relation to Christmas decorations have been made for each town in the Northern Midlands?
Christmas banners will be installed in the townships of Avoca, Campbell Town, Evandale, Longford, and Perth. Lights will be displayed on a large tree at Victoria Square in Longford. As an initiative of the Ross Local District Committee a Christmas Tree is being planted at Ross Village Green for possible future use of lighting at Christmas.
 2. Could Christmas lights or decorations be erected in the trees in Russell Street Evandale to give it a more festive feel?
To be investigated and reported back to next Council workshop.
 3. What progress and additional funds are available to be allocated to ensure that the Workforce Plan is completed in the 2024/2025 budget cycle?
Please refer to Closed Council Agenda Item 5.2 NMC WorkForce Plan 2025-2029.



6 COUNCIL COMMITTEES - CONFIRMATION OF MINUTES

RECOMMENDATION

That the following Minutes of the Meetings of Council Committees be received.

Minutes of meetings of the following Committees are attached:

Date	Committee	Meeting
8 October 2024	Evandale Community Centre Minutes	Ordinary
8 October 2024	Liffey Hall Management Committee Minutes and Chairman's Report	AGM
9 October 2024	MPMC General Meeting Minutes	Ordinary
30 October 2024	Cressy District Committee Minutes	Ordinary
6 November 2024	Longford District Committee Minutes	Ordinary

Matters already considered by Council at previous meetings have been incorporated into **Information Item: Officer's Actions**.

In the attached minutes of Council Committees, recommendations of Committees are listed for Council's consideration in the Agenda Item 7 below.



7 COUNCIL COMMITTEES - RECOMMENDATIONS

7.1 CRESSY DISTRICT COMMITTEE

At the ordinary meeting of the Cressy Local District Committee held on 30th October 2024 the following motion was recorded for Council's consideration:

7.1.1 Cressy - Secretarial Funding Approval For Street Banners

Officer Recommendation:

That Council approves the use of the secretarial funding 2023/2024 towards the production of Street Banners for Cressy.

Committee Recommendation:

That Council approves the use of the secretarial funding towards the production of Street Banners with the following themes:

1. Trout Fishing/Brumbys Weir;
2. Farming equipment/ Sheep Shearing / Animals;
3. History – Cressy Perfect Tennis Racquet / Cressy racing bike Whatley's Cycles; and
4. Home of the Cressy Bulldogs

Officer Comment:

Secretarial funds were not assigned in the 2024 period until the new committee was formed in August 2024.



8 INFORMATION ITEMS

RECOMMENDATION

That the Open Council Information items be received.

8.1 COUNCIL WORKSHOPS/MEETINGS HELD SINCE THE LAST ORDINARY MEETING

Responsible Officer: Maree Bricknell, Acting General Manager

The Acting General Manager advised that the following workshops/ meetings had been held:

Date Held	Purpose of Workshop
5 November 2024	Council Workshop Presentations <ul style="list-style-type: none">Perth Police StationEvandale GP Building Discussion included <ul style="list-style-type: none">Review of Significant Tree RegisterElectric Vehicle Charging StationRepresentations on Planning MattersPolicy MattersFunding ApplicationCommunity GardenTranslinkPioneer ParkWeed Management10 Minute Briefing/Discussion
18 November 2024	Council Workshop Discussion: <ul style="list-style-type: none">Council Meeting Agenda items
	Council Meeting

8.2 MAYOR'S ACTIVITIES ATTENDED & PLANNED

Mayor's Activities Attended & Planned for the period 16 October to 12 November 2024 are as follows:

Date	Activity
16 October 2024	Attended Restart your Heart Event supporting COTA, Seniors Week and Ambulance Tas, Longford
16 October 2024	Attended Network for Harmony - Multicultural Advisory Group Meeting, online
16 October 2024	Attended staff meeting for Governors Visit, Longford
19 October 2024	Officiated Longford Show 2024 opening
21 October 2024	Attended NMC Workshop and Council Meeting
23 October 2024	Attended Community Health meeting with Department of Health representative, Longford
25 October 2024	Attended meeting with Minister Guy Barnett, Longford
25 October 2024	Attended Woolmers Annual Art Exhibition, Longford
26 October 2024	Attended Rossarden Landcare AGM
26 October 2024	Attended Avoca Music Community Event
27 October 2024	Attended Motorama event as invited guest
27 October 2024	Officiated at the Poatina Tree Gallery Exhibition Opening



Date	Activity
27 October 2024	Attended briefing at Hard Enduro Event, Poatina
29 October 2024	Attended NTDC Northern Tasmania Population Forum, Launceston
30 October 2024	Attended and presented Bursary, St Patrick's College, Launceston
30 October 2024	Attended Council Chambers to sign documents
31 October 2024	Attended opening The Cloud, Sen Vineyard Official Opening, White Hills
1 November 2024	Attended and provided an address at the Bison Warehouse Office facility Official Opening, Western Junction
5 November 2024	Attended Executive Meeting, Longford
5 November 2024	Attended NMC Workshop
6 November 2024	Attended ANROWS Family Violence Forum, online
8 November 2024	Attended ALGWA forum, online
11 November 2024	Attended Remembrance Day service, Longford
12 November 2024	Attended Cressy District High School - 2025 Student Leadership Interviews, Cressy
12 November 2024	Attended RAW Impact Report meeting, Launceston
	Attended to email, phone, media and mail inquiries

8.3 GENERAL MANAGER'S ACTIVITIES

General Manager's and Acting General Manager's Activities Attended & Planned for the period 14 October to 12 November are as follows:

Meetings were attended either in-person, or via electronic means (on-line or via conference call).

Date	Activity
15 October	Attended meeting with tenderer for Ross Caravan Park lease
21 October	Attended meeting regarding TRANSlink
23 October	Met with Commonwealth Bank Senior Manager, Government Banking
24 October	Met with proponent re development
24 October	Met with insurers re Working with vulnerable people
28 October	Met with proponent re development, Perth
29 October	Met with business representative re Longford Expansion Strategy
30 October	Met with Katrina Graham re NTARC Audit
30 October	Met with resident
1 November	Met with IT provider
5 November	Attended Council Workshop
6 & 7 November	Participated in NTARC (Northern Tasmanian Alliance for Resilient Councils) audit
7 November	Met with Longford District Committee representative/s
7 November	Met with Deputy Mayor Janet Lambert
8 November	Met with ratepayer re dog matter
8 November	Attended Council auction of properties for unpaid rates
12 November	Attended meeting with key stakeholders re Napoleon Street park

8.4 PETITIONS

PURPOSE OF REPORT

In accordance with the Vision, Mission and Values of Council as identified in the *Council's Strategic Plan 2021-2027* and the *Local Government Act 1993*, S57-S60, provision is made for Council to receive petitions tabled at the Council Meeting.

OFFICER'S COMMENT

In relation to the receipt of petitions, the following provisions of the *Local Government Act 1993*, Part 6 - Petitions, polls and public meetings, S57 and S58, should be noted:



Section 57. Petitions

[Section 57 Substituted by No. 8 of 2005, s. 46, Applied:01 Jul 2005]

- (1) A person may lodge a petition with a council by presenting it to a councillor or the general manager.
 - (2) A person lodging a petition is to ensure that the petition contains –
 - (a) a clear and concise statement identifying the subject matter and the action requested; and
 - (b) in the case of a paper petition, a heading on each page indicating the subject matter; and
 - (c) in the case of a paper petition, a brief statement on each page of the subject matter and the action requested; and
 - (d) a statement specifying the number of signatories; and
 - (e) at the end of the petition –
 - (i) in the case of a paper petition, the full name, address and signature of the person lodging the petition; and
 - (ii) in the case of an electronic petition, the full name and address of the person lodging the petition and a statement by that person certifying that the statement of the subject matter and the action requested, as set out at the beginning of the petition, has not been changed.
 - (3) In this section –

electronic petition means a petition where the petition is created and circulated electronically and the signatories have added their details by electronic means;

paper petition means a petition where the petition is created on paper which is then circulated and to which the signatories have added their details directly onto the paper;

petition means a paper petition or electronic petition;

signatory means –

 - (a) in the case of a paper petition, a person who has added his or her details to the paper petition and signed the petition; and
 - (b) in the case of an electronic petition, a person who has added his or her details to the electronic petition.
58. Tabling petition
- (1) A councillor who has been presented with a petition is to –
 - (a)
 - (b) forward it to the general manager within 7 days after receiving it.
 - (2) A general manager who has been presented with a petition or receives a petition under subsection (1)(b) is to table the petition at the next ordinary meeting of the council.
 - (3) A petition is not to be tabled if –
 - (a) it does not comply with section 57 ; or
 - (b) it is defamatory; or
 - (c) any action it proposes is unlawful.
 - (4) The general manager is to advise the lodger of a petition that is not tabled the reason for not tabling it within 21 days after lodgement.

PETITIONS

No petitions were received.

ATTACHMENTS

Nil

8.5 CONFERENCES & SEMINARS: REPORT ON ATTENDANCE BY COUNCIL DELEGATES

No reports relating to attendance at Conferences and Seminars have been received.

8.6 132 & 337 CERTIFICATES ISSUED

In relation to the issue of 132 and 337 certificates, the following provisions of the *Local Government Act 1993*, Section 132 and Section 337, should be noted:

S132. Certificate of liabilities

- (1) A person referred to in [subsection \(2\)](#) may apply to the general manager for a certificate stating–
 - (a) the amount of any liability for rates, whether due or not on the land and outstanding interest or penalty payable in relation to the land;
 - (b) any amount received on account of rates that is held in credit against future liabilities for rates in relation to the land; and
 - (c) the amount of any charge on the land recoverable by the council.

S337. Council land information certificate

- (1) A person may apply in writing to the general manager for a certificate in respect of information relating to land specified and clearly identified in the application.
- (2) The general manager, on receipt of an application made in accordance with [subsection \(1\)](#), is to issue a certificate in the prescribed form with answers to prescribed questions that are attached to the certificate.
- (3) A certificate under [subsection \(2\)](#) relates only to information that the council has on record as at the date of issue of the certificate.
- (4) A prescribed fee is payable in respect of the issue of a certificate.
- (5) The general manager, on request, may provide in or with the certificate any other information or document relating to the land that the



general manager considers relevant.

- (6) A council does not incur any liability in respect of any information provided in good faith from sources external to the council.
- (7) A person, with the consent of the occupier or owner of specified land, may request in writing to the general manager that an inspection be carried out of that land to obtain supplementary information relevant to that land.
- (8) If the general manager agrees to a request under [subsection \(5\)](#) or [\(7\)](#), the general manager may impose any reasonable charges and costs incurred.
- (9) In this section –
land includes –
 - (a) any buildings and other structures permanently fixed to land; and
 - (b) land covered with water; and
 - (c) water covering land; and
 - (d) any estate, interest, easement, privilege or right in or over land.

	No. of Certificates Issued 2024/2025 year												Total 2024/2025 YTD	Total 2023/24	Total 2022/23
	Jul	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June			
132	133	79	83	86									381	820	763
337	42	41	34	24									141	379	391

8.7 ANIMAL CONTROL

Prepared by: Maree Bricknell, Corporate Services Manager

Item	Income/Issues 2023/2024		Income/Issues for October 2024		Income/Issues year to date 2024/2025	
	No.	\$	No.	\$	No.	\$
Dogs Registered	4,100	\$108,319	204	7,062	3,482	88,818
Dogs Impounded	8	\$1,408	3	327	5	373
Euthanised	2		1	371	2	585
Re-claimed	6				2	209
Re-homed/Dogs Home						
New Kennel Applications	7	\$1,170	3	190	85	4,410
Renewed Kennel Licences	82	\$3,844	3	50	4	200
Infringement Notices (paid in full)	95	\$20,266	7	1,414	15	3,441
Legal Action						
Livestock Impounded	2	\$724	1	50	1	50
TOTAL		\$135,731		\$22,279		\$98,086

Audits:

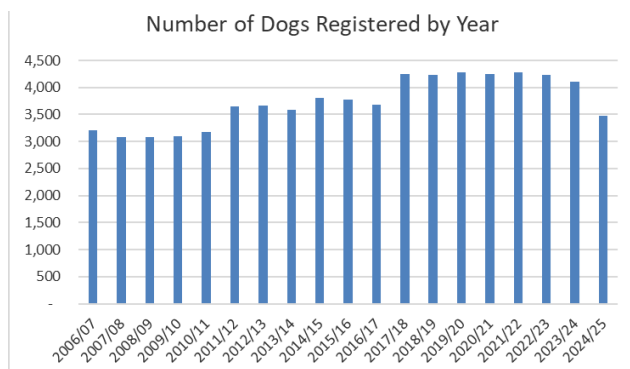
Ongoing including Dangerous Dogs, Kennel Licences, Fire Hazards.

Microchips:

1 dog microchipped.

Attacks:

1 attack - 0 under investigation.





8.8 ENVIRONMENTAL HEALTH SERVICES

Achieve improved levels of environmental and public health by ongoing monitoring, inspection, education and, where necessary, by applying corrective measures to comply with legislation.

Ensure safe standards of food offered for sale are maintained.

Investigations/ Inspections/ Licences Issued	Prior Years		
	2021/2022	2022/2023	2023/2024
Notifiable Diseases	1	8	9
Inspection of Food Premises	170	133	231
Place of Assembly Approvals	14	9	5

Actions	2024/2025												
	YTD	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
Routine Fixed Food Inspections	45	3	13	20	9								
Routine Mobile/Market stall Food Inspections	29	-	14	1	14								
Preliminary Site Visits – Licensed Premises	8	3	2	1	2								
On-site wastewater Assessments	11	1	2	3	5								
Complaints/Enquiries – All Types	23	2	7	3	11								
Place of Assembly approvals	2	-	1	-	1								
Notifiable Diseases	-	-	-	-	-								

All Food premises are due for at least one inspection from 1 July of each year. The number of inspections in the table above is the total number carried out since 1 July in each financial year.

Inspections are conducted according to a risk-based assessment and cover all aspects of food storage, handling and preparation.

A total of 35 criteria are assessed for either compliance, non-compliance or serious non-compliance.

The Tasmanian Department of Health has produced a legal framework, the Food Business Risk-Classification System (RCS), to classify food premises for registration and notification purposes under the *Food Act 2003*.

Actions, including follow-up inspections, are taken according to the outcome of inspections, the RCS can be used to prioritise the inspection of food businesses, with inspection frequency being increased for high risk classified food premises. In addition, poorly performing food premises would be inspected more frequently.

For those enquiring about opening a food business i.e. Home based food business, officers inspect the premises and after a risk assessment determine whether a food licence is to be issued.

The following is applicable regarding food business registrations:

- A Food Business Application is to be completed and lodged with Council each year (Financial) Sections 84 or 87 or 89 of the *Food Act*.
- Council conducts a desk top assessment of the application in accordance with the Food Business Risk Classification System issued by Tasmanian Department of Health. The assessment is based on the information provided by the applicant.
- Based on the Risk assessed an invoice is issued to the applicant.
- Upon receipt of payment Council issues a Certificate of Registration.
- Council conducts an inspection of the premises during their operation to ensure compliance with the *Food Act* and Regulations and the Food Standards Code. The business is also assessed in line with their Risk Classification.
- Further inspections may be required to ensure any non-compliance issued have been addressed.

On-site Wastewater Assessments are completed after receiving a system design report from a consultant which basically determines what type of sewage system is required (septic or AWTS) and the method of distributing the sewage effluent on site based on AS1547.

A place of assembly is required for any mass outdoor public event. This means an event with over 1000 people for 2 hours or more. It may be any performance, exhibition, circus, festival, food festival, pageant, regatta, sports event, dance or publicly advertised lecture.

Notifiable Disease investigations are carried out by Council's Environmental Health Officer at the request of the Department of Health. Investigations typically relate to cases of food borne illness. While some investigations are inconclusive others can be linked to other cases and outbreaks within Tasmania and across Australia. Under the Public Health Act 1997, investigations are confidential.

8.9 CUSTOMER REQUEST RECEIPTS



Operational Area	21/22	22/23	23/24	YTD 24/25	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun
Animal Control	26	28	49	23	4	3	3	13								
Building & Planning	77	52	36	30	2	4	3	21								
Community Services	54	44	59	13	1	4	3	5								
Corporate Services	48	23	26	63	1	2	37	23								
Governance	15	21	19	4	-	1	-	3								
Waste	12	11	14	9	2	4	3	-								
Works	368	352	415	131	29	37	33	32								

8.10 GIFTS & DONATIONS (UNDER SECTION 77 OF THE LGA)

Date	Recipient	Purpose	Amount \$
9-Jul-24	Hunter McGee	Representation - U16 Touch Football Tasmanian Team	100
11-Jul-24	Judy Gurr	Representation - Senior Womens Tasmanian Team	100
11-Jul-24	Denise Middap	Representation - Senior Womens Tasmanian Team	100
11-Jul-24	Rhianna Morrison	Representation - U18 Lawn Bowls Tasmanian Team	100
6-Sep-24	Lucy Johnston	Representation - Aust Interschools National Equestrian Team	100
6-Sep-24	Campbell Town District High School	Inspiring Positive Futures Program	7,273
16-Oct-24	Campbell Town District High School	End of year school presentation –Secondary	100
16-Oct-24	Campbell Town District High School	End of year school presentation - Primary	50
16-Oct-24	Perth Primary School	End of year school presentation - Primary	50
16-Oct-24	Longford Primary School	End of year school presentation-Primary	50
16-Oct-24	Cressy District High School	End of year school presentation - Secondary	100
16-Oct-24	Cressy District High School	End of year school presentation - Primary	50
16-Oct-24	Evandale Primary School	End of year school presentation - Primary	50
16-Oct-24	Isacc Chapman	Education Bursary - 2nd instalment	1,000
23-Oct-24	Oliver Walker	Education Bursary - 2nd instalment	1,000
23-Oct-24	Breeanna Farrell	Education Bursary - 2nd instalment	1,000
30-Oct-24	Dylan Copolov	Education Bursary - 2nd instalment	1,000
6-Nov-24	Emily Boweman	Education Bursary - 2nd instalment	1,000
		TOTAL	\$13,223

8.11 ACTION ITEMS: COUNCIL MINUTES

Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
21/10/2024	7 2.1	Community Centre Entrance - Safety concerns	Awaiting external response	That Officers assess the risk after work has been completed.	Executive & Communications Officer, Works Manager	11/11/2024 Executive & Communications Officer Awaiting assessment report
21/10/2024	7 3.2	Illawarra Road Bridges review - Weight rating and usage	Awaiting external response	That Council follow up the request to the Department of State Growth.	Executive & Communications Officer, Executive Assistant,	31/10/2024 Executive & Communications Officer Enquiry has been sent to Department of State Growth.
21/10/2024	7 4.3	Disability Parking	Awaiting internal response	That Officers assess providing a disability car park and recommend appropriate location.	Executive & Communications Officer, Works Manager	11/11/2024 Executive & Communications Officer 3 Locations are under review.
21/10/2024	7 4.1	Ross Bike Rack - location	Awaiting internal response	That Council notes the committee's recommendation and assesses the viability of the location.	Executive & Communications Officer, Works Manager	11/11/2024 Executive & Communications Officer Location is under review.
21/10/2024	7 3.1	Acknowledgement and Thanks	Completed	That Council notes the thanks and acknowledges the Longford Garden Club Volunteers for their dedication to improving the garden beds adjacent to the Village Green Information Shelter.	Executive & Communications Officer, Executive Assistant	31/10/2024 Executive & Communications Officer Letter has been sent to the Longford Garden Club.



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
21/10/2024	15.5	Assistance for Events: Round 2	Completed	That Council allocate Round 2 Event assistance as per the following schedule.	Corporate Services Manager	11/11/2024 Corporate Services Manager Recipients notified.
19/08/2024	14.2	Australian Local Government Association (ALGA): Attendance at Australian Local National Local Roads Transport & Infrastructure Congress 2024	Completed	That Cr Brooks be authorised to attend the 2024 ALGA National Local Roads, Transport & Infrastructure Congress at Margaret River from 3 to 4 December 2024.	Executive Assistant, Executive Assistant	04/09/2024 Executive Assistant Bookings being progressed. 11/11/2024 Executive Assistant Reservations finalised.
16/09/2024	14.1	Bicycle Advisory Committee (Terms of Reference) & Local Recycling Committee (Memorandum of Understanding)	Completed	That Council a) endorse the minor amendments to the Terms of Reference of the Northern Midlands Council Bicycle Advisory Committee; and b) endorse the minor amendments to the Memorandum of Understanding of the Local Recycling Committee; and c) note the proposal to advertise for membership of the Committees for the membership term to 30 June 2026.	Executive & Communications Officer, Executive Assistant	20/09/2024 Executive Assistant Advertising commenced. Report to November 2024 Council meeting. 11/11/2024 Executive Assistant Membership advertised. Information item to Council.
21/10/2024	7 1.2	Christmas Lights/ Banners	Completed	That Council places the banners in accordance with special events and holidays.	Executive & Communications Officer, Works Manager	31/10/2024 Executive & Communications Officer Committee has been informed.
21/10/2024	14.2	Council Calendar: 2025 Schedule of Council Meetings and Workshop Dates	Completed	Ordinary Council Meetings for the period January to December 2025 / Council Workshops for the period January to December 2025 / Annual General Meeting Monday, 15 December 2025 / Annual Municipal Bus Tour Wednesday, 26 March 2025 / Councillors Christmas function to be held on Thursday, 27 November 2025	Executive Assistant	11/11/2024 Executive Assistant Calendar set for 2025, website, etc. updated. Advertisement prepared for January 2025.
21/10/2024	7 4.2	Dark Sky Certification	Completed	That council supports Ross township's bid to be a Dark Sky Community.	Executive & Communications Officer	11/11/2024 Executive Assistant Investigation underway and letter of support sent.
21/10/2024	8.17	Development Assessment Panels (DAP) draft Bill for comment	Completed	Please action as per resolution.	Senior Planner	11/11/2024 Senior Planner Submission made.
19/08/2024	7 1.4	Footpath upgrades	Completed	That council investigate additional funding sources and grants when available.	Engineering Officer, Works Manager	03/09/2024 Engineering Officer Council officers will consider footpaths in Campbell Town for the next round of Vulnerable Road User grants when it opens. 11/10/2024 Engineering Officer Awaiting announcement of new round of Vulnerable Road User Grant Funding 08/11/2024 Engineering Officer Awaiting announcement of new round of Vulnerable Road User Grant Funding
21/10/2024	7 1.1	Footpaths upgrades	Completed	That Council endorse the decision from the August 2024 Council Meeting.	Executive & Communications Officer, Works Manager	28/10/2024 Executive & Communications Officer District Committee informed.
21/10/2024	7 3.3	Longford District Committee Facebook page	Completed	That Council notes the Facebook Page set up for Longford District Committee.	Executive & Communications Officer	31/10/2024 Executive & Communications Officer Committee has been provided a copy of the Communications & Social Media Policy. The Committee has been requested to ensure content complies with the criteria of the policy.
21/10/2024	14.1	New Policy: People Management	Completed	That Council endorse the People Management Policy.	Executive Assistant, People & Culture Business Partner	31/10/2024 Executive Assistant Policy manual and website updates complete.



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
21/10/2024	14.4	Northern Midlands Multi-Purpose Sport and Recreation Complex Funding Application	Completed	That a decision be deferred pending discussion at a Council Workshop.	Executive Assistant, Executive Assistant	11/11/2024 Executive Assistant Report to Council.
21/10/2024	5 3.3	Notice of Motion: Drummond Street Pine Trees	Completed	To bring back a report to the next Council Meeting detailing all options regarding the future of the pine trees in Drummond Street Perth. Report to include action taken to date with all known parties, including but not limited to, council, landowner (owner of the trees), State Growth, residents and other relevant parties, regarding options for the safe removal of the pine trees, setting out individual parties' legal and financial responsibilities, and the heritage status of the trees.	Executive Assistant, Works Manager	11/11/2024 Executive Assistant Report to Council.
21/10/2024	5 3.1	Notice of Motion: Sale of Campbell Town Hall	Completed	That Council Officers prepare a report to the next Council Meeting on the maintenance, restoration and future use of the building prior to considering whether to proceed with the sale of Campbell Town Hall.	Corporate Services Manager, Project & Building Compliance Manager, Project Officer	06/11/2024 Project & Building Compliance Manager Costing provided to author of report 11/11/2024 Executive Assistant Report to Council.
20/11/2023	5 3.2	Notice of Motion: Workforce Planning Strategy	Completed	That the matter of preparing a Workforce Planning Strategy be listed for the 2024/2025 Budget deliberations.	Corporate Services Manager, People & Culture Business Partner	29/11/2023 People & Culture Business Partner Quotes being sourced from consultants. 14/02/2024 Executive Assistant Officer preparing Workforce Plan. 13/05/2024 Executive Assistant Report to June 2024 Council meeting. 09/08/2024 Executive Assistant To be reassessed as Budget Allocation substantially reduced by Council. 11/11/2024 Executive Assistant Report to Council.
21/10/2024	15.4	Policy Review: Private Works and Driveway Entrances	Completed	That Council endorse the amended Private Works and Driveway Entrances Policy.	Executive Assistant	31/10/2024 Executive Assistant Policy manual and website updates complete.
20/05/2024	16.1	Proposed Closure of Part of Youl Road	Completed	That Council progress the closure of Youl Road, between Edward and Drummond Streets, develop the area as public open space and upgrade stormwater drainage.	Engineering Officer, Trainee Engineering Officer, Works Manager	30/05/2024 Trainee Engineering Officer Design Work commenced, works will be carried out in conjunction with other upgrade works in Sheepwash Creek. 10/07/2024 Engineering Officer Design work ongoing 09/08/2024 Engineering Officer Concept design completed. Preparing information for community consultation 03/09/2024 Engineering Officer Community consultation information has been prepared. Awaiting legal advice on the closure process. 11/10/2024 Engineering Officer Proposed road closure and works are currently being advertised in accordance with the Local Government Highways Act. 11/11/2024 Executive Assistant Report to Council.
16/09/2024	16.1	Proposed Closure of Part of Youl Road, Perth	Completed	That Council commence the process to close a 505m section of Youl Road, from intersection of Edward towards Cromwell Streets (as described within this report and associated plan) in order to upgrade stormwater drainage and to develop the area as public open space for recreation, including shared pathways.	Engineering Officer, Works Manager	11/10/2024 Engineering Officer Proposed road closure and associated works are currently being advertised in accordance with the Local Government Highways Act 08/11/2024 Engineering Officer Road closure advertising period has been completed. Upgrade works can now be scheduled as part of the 2024 - 25 Capital Works Program. 11/11/2024 Executive Assistant Report to Council.



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
20/05/2024	13.2	Proposed Electric Vehicle Charging Station, Ross	Completed	That Council agree in principle to the NRMA's EV Charging Station proposal, noting that does not create or hold any obligations on Northern Midlands Council to NRMA, and that NRMA will need to apply for a discretionary planning permit for the electric vehicle chargers, and subject to: i) consultation and agreement with the adjoining landowner to determine the required location of vehicle access to 24 Church Street (CT44742/1 and CT44742/2); ii) consultation and agreement with NRMA regarding the construction of a footpath to connect the charging station to the footpath in Church Street including any required vehicle crossovers; iii) NRMA designing and constructing the charging station (chargers and charging space layout) so that at least one charger is accessible for drivers with disabilities; and iv) the lease containing a Market Rent Review clause whereby review of the rent may be initiated stating the market rent which is proposed as the rent for the rent review period, 5 years after the lease commencement date until the end of the lease.	Senior Planner	14/06/2024 Senior Planner Consulting with adjoining landowner regarding access. 08/08/2024 Senior Planner Alternative sites to be identified for discussion at a Council workshop. 11/11/2024 Senior Planner Alternative site, 33 Bond St, discussed at Council workshop but considered to be too far from the town centre. NRMA has submitted revised plans retaining the two existing accesses to the land adjoining the proposed High Street site.
21/10/2024	9.1	Public Questions	Completed	Fuel Depot at 26a Tannery Road Longford - That Council write to the Premier and all Members of Parliament supporting the people of Longford's call on the Government to introduce legislation for the withdrawal of a planning permit for the development of a heavy truck and B-double refuelling depot at 26a Tannery Road, Longford, ordered by TASCAT and to withdraw the driveway crossing permit granted by State Growth.	Executive Assistant	11/11/2024 Executive Assistant Letter sent to Premier and Members of the House.
21/10/2024	9.1	Public Questions	Completed	Mr Betts' questions on a Planning Matter were Taken on Notice - response to be provided.	Senior Planner	11/11/2024 Senior Planner Response provided 7 November 2024.
21/10/2024	14.3	Annual General Meeting 2024	In progress	That the Northern Midlands Council hold its 2024 Annual General Meeting at the Longford Council Offices at 5pm, on Monday, 9 December 2024.	Executive Assistant	11/11/2024 Executive Assistant To be advertised on 23 November, Agenda to be issued 4 December 2024.
19/02/2024	7 3.2	Bike Path Extension	In progress	That Council requests an update from the Department of State Growth on the matter and provides advice to the Committee. Committee request: LLDC request NMC revisit the earlier letter from the Minister for State Growth Michael Ferguson, regarding a bike path between Longford roundabout and Pateena Road, requesting an update, including a timeline for completion, of this missing link.	Engineering Officer, Executive & Communications Officer	13/03/2024 Executive Assistant Officer to contact the Department of State Growth as election has been called. 13/03/2024 Engineering Officer Council Officer has contacted Vanessa King, manager project delivery at the Department of State Growth and requested an update on this project. Awaiting response. 12/04/2024 Engineering Officer Response received from Luke Middleton of the Department of State Growth. The general manager has written to the Department of State Growth after receiving this response and advised that Council will continue to lobby for this path to be constructed as part of the Illawarra upgrade works to be carried out by the Department of State Growth. 09/05/2024 Engineering Officer Awaiting further information from the Department of State Growth. 13/05/2024 Executive & Communications Officer



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
						Awaiting further information. 10/07/2024 Engineering Officer Awaiting information from the Department of State Growth. 09/08/2024 Engineering Officer Awaiting response from minister. 03/09/2024 Engineering Officer Awaiting response from minister. 11/10/2024 Engineering Officer Awaiting response from the Department of State Growth. 08/11/2024 Engineering Officer Awaiting response from Department of State Growth.
18/09/2023	13.7	Campbell Town Swimming Pool	In progress	That Council hold a community meeting to discuss or seek interest to formulate a new Campbell Town Swimming Pool Management Committee.	Executive Assistant, General Manager	24/01/2024 Executive Assistant Awaiting completion of review.
18/03/2024	15.2	Conara Park Proposal	In progress	That Council accept the ownership and control of the State Growth land known as Conara Park for community purposes and restrict vehicular access to the site including the playground area.	Corporate Services Manager	14/05/2024 Executive Assistant Awaiting transfer documents from Department of State Growth.
21/10/2024	16.1	Construction of Traffic Outstand: Opposite 16 Arthur Street, Evandale	In progress	That Council 1. rescind its decision of 20 November 2023, minute reference 23/0424; and 2. remove the partially constructed traffic outstand; and 3. require the installation of two parabolic mirrors in accordance with the engineering advice provided by Glenn Allen on the 18 October 2024; and 4. that the additional mirror be installed at Council's expense.	Engineering Officer	08/11/2024 Engineering Officer Outstand has been removed. Traffic mirror is on order and will be installed in accordance with the recommendations of the Engineer who has reviewed entrance.
21/08/2023	7 4.3	LLDC Recommendation: Mill Dam - 5 July 2023	In progress	That Council receive a report regarding the Mill Dam reserve area and future ownership thereof.	Executive Assistant, Executive Officer	12/09/2023 Executive Assistant Meeting set for discussion on master plan for the precinct. 11/10/2023 Executive Assistant Design requested, plan awaited. 14/02/2024 Executive Assistant Plan received. To be listed for Council Workshop. 07/03/2024 Executive Officer Matter considered by Councillors at Workshop Monday 4 March 2023. Further concept plan to be prepared and presented back to the Councillors for endorsement prior to public consultation. 30/04/2024 Executive Officer Matter to be further presented to Councillors at a workshop after July 2024. 08/08/2024 Executive Assistant Listed for discussion at 5 August 2024 Council Workshop. 11/11/2024 Executive Assistant Response to August 2024 letter awaited. Follow up correspondence prepared.
20/11/2023	7 2.2	Longford Promotional Signs Welcome to Longford	In progress	That Council notes the LLDC request and refers the matter to the appropriate officer.	Engineering Officer, Tourism & Events Officer	05/12/2023 Executive Assistant Investigation to commence early 2024. 12/04/2024 Engineering Officer DSG have requested that Council review all Longford entrance signs as part of the proposal to install town signage in the Longford roundabout. Discussion with DSG around Longford entrance signage have commenced. 09/05/2024 Engineering Officer DSG has raised concerns about sight lines and the safety of the structure if impacted by a vehicle. The design is currently being reviewed by an engineering consultant. 14/06/2024 Engineering Officer Onsite sightline assessment completed by consultant on 13/6/24. Awaiting report from consultant 04/07/2024 Engineering Officer Awaiting



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
						report from consultant 09/08/2024 Engineering Officer Consultant has provided a report and indicated that the existing design needs to be reviewed to ensure that the sign meets DSG frangibility requirements. The consultant has now commenced this work. 03/09/2024 Engineering Officer Awaiting report from consultant 08/11/2024 Engineering Officer Report received from consultant. Council Officers are currently discussing permit requirements with DSG.
20/05/2024	14.2	Master Plan: Pioneer Park, Evandale	In progress	That Council: i) accept in principle the Pioneer Park Master Plan and release for further public comment; ii) consider funding the minor works components of the plan in future Council budgets, and request Council Officers to seek to secure external grants to assist with the implementation of the full plan.	Corporate Services Manager, Project Officer	17/07/2024 Executive Assistant Community consultation to commence 1 August 2024. 09/09/2024 Executive Assistant Listed for workshop discussion. 11/11/2024 Executive Assistant Consultation period completed. Feedback provided to consultant.
29/01/2024	5 3.3	Motion on Notice: Heritage Committee	In progress	That Council Officer's prepare a report with a view to forming a Special Committee under section 24 of the Local Government Act to establish a Heritage Committee.	Executive Officer, Executive Officer	12/02/2024 Executive Officer Report to be presented to March 2024 meeting. 07/03/2024 Executive Officer Report delayed due to staffing resources and competing priorities. Report to be presented to a future Council meeting.
29/01/2024	5 3.2	Motion on Notice: Strategic Property Committee	In progress	That Council Officer's prepare a report on the notice of motion to be presented to a future Council Meeting.	Executive Officer, Executive Officer	31/01/2024 Executive Officer Report is being prepared, to be presented to a future Council meeting. 07/03/2024 Executive Officer Report delayed due to staffing resources and competing priorities. Report to be presented to a future Council meeting.
21/10/2024	15.3	New Policy: Legal Assistance for Employees	In progress	That a decision be deferred pending discussion at a Council Workshop.	Executive Assistant	11/11/2024 Executive Assistant To be relisted in 9 December 2024 Council meeting agenda.
22/04/2024	15.2	Nomenclature, Naming of Private Roads: Longford - Kertch Close and Mayfred Close	In progress	That Council approves the private road names in Longford: a) Kertch Close for the development at 47 Marlborough Street; and b) Mayfred Close for the shared road in the subdivision at 7 Cracroft Street (and confirm the correct spelling of the name).	Administration / Records Management Officer, Corporate Services Manager	13/05/2024 Executive Assistant Request submitted to Place Names Tasmania. 21/05/2024 Administration / Records Management Officer Maefred Close approved by Placenames with correction to spelling. Kertch Close refused as it already exists in St Leonards. New proposal requires to go back to council for approval.
22/04/2024	7 3.1	Pedestrian Crossing Wellington and Marlborough Streets	In progress	That Council note the concerns raised by the Local District Committee and consider the relocation/installation of a refuge in the vicinity of the library in future budget deliberations.	Executive & Communications Officer, General Manager, Works Manager	13/05/2024 Executive & Communications Officer Committee advised 14/05/2024 Executive Assistant Matter under consideration.
22/07/2024	14.1	Perth's Napoleon Street Park Development	In progress	That Council a) note the grant of \$127,695 secured through Round Two of the State Government's Open Spaces Grant Program towards the development of the Napoleon Street Park; and b) endorse an allocation of up to \$300,000 from Council's 2024-2025 Reserves towards the project; and c) commits to funding the remaining costs of the project in the draft 2025-2026 Council budget (estimated as \$272,305 in March 2024) for consideration.	Project & Building Compliance Manager, Project Officer	14/08/2024 Executive Assistant 13/08/2024 Executive Assistant Officers seeking quotation for detailed design. 11/11/2024 Executive Assistant Community consultation underway to inform final design.
21/10/2024	15.2	Policy Review: Councillors Allowances, Travelling and Other Expenses	In progress	That a decision be deferred pending discussion at a Council Workshop.	Executive Assistant, Executive Assistant	11/11/2024 Executive Assistant To be relisted in 9 December 2024 Council meeting agenda.



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
19/02/2024	7 3.1	Reduction in Speed Limit	In progress	That Council requests the Department of State Growth to carry out a review of the speed limits in Wellington and Marlborough Streets in Longford. Committee request: LLDC request NMC to approach local state members and the Minister for State Growth to reduce the speed limit on Longford's main roads being, Marlborough Street, and Wellington Street to Woolmers Lane, from 60kmh to 50kmh.	Engineering Officer, Executive & Communications Officer	12/03/2024 Executive Assistant Letter sent to Minister. 09/05/2024 Engineering Officer Awaiting response from minister 13/05/2024 Executive & Communications Officer Committee notified. Awaiting response from Minister 10/07/2024 Engineering Officer Awaiting response from minister 09/08/2024 Engineering Officer Awaiting response from minister 03/09/2024 Engineering Officer Awaiting response from minister 11/10/2024 Engineering Officer Awaiting response from minister 08/11/2024 Engineering Officer Awaiting response from minister.
21/10/2024	7 1.3	Special funding for footpath extension	In progress	That Council note the request and the decision from the August 2024 Council Meeting.	Executive & Communications Officer, Project & Building Compliance Manager, Works Manager	31/10/2024 Executive & Communications Officer Committee has been informed.
18/03/2024	7 3.2	Speed Limit Change: Illawarra Road	In progress	That Council request Department of State Growth to reduce the speed limit from 100km/h to 90 km/h from the start of Bishopsbourne Road to the municipal boundary on Illawarra Road to bring it in line with the other section of Illawarra Road from Bishopsbourne Road to the intersection of the Perth interchange.	Engineering Officer, Executive & Communications Officer	16/04/2024 Executive Assistant Letter drafted to be sent. 16/04/2024 Executive Assistant Committee advised of Council decision. 14/05/2024 Executive Assistant Letter sent 18 April 2024. 09/08/2024 Engineering Officer Awaiting response from DSG 03/09/2024 Engineering Officer Awaiting response from DSG 11/10/2024 Engineering Officer Awaiting response from DSG 08/11/2024 Engineering Officer Awaiting response from Department of State Growth.
20/03/2023	16.1	Sticky Beaks Cafe Corner (cnr Wellington and Marlborough Streets): Upgrades and Safety	In progress	That the JMG report Option Two (steel bollards) be revisited and that a timeline be put in place to implement this recommendation should that be an approved solution. Further that a report be undertaken to develop a detailed analysis for the intersection and the traffic flows in the centre of Longford.	Engineering Officer, General Manager, Works Manager	23/03/2023 Executive Assistant Meeting arranged with Garry Hills, Dept. of State Growth. 17/04/2023 Engineering Officer Council officers met with Garry Hills on March 30, 2023. The Department of State Growth has agreed to do engage a consultant to carry out an independent traffic study of the intersection. Awaiting further information from the Department of State Growth. 04/05/2023 Engineering Officer Garry Hills from the Department of State Growth has advised that they are in the process of organising and independent report on the safety of the intersection 15/06/2023 Executive Assistant Further contact made with DSG, requested that a timeline be provided for provision of the independent traffic study for Sticky Beaks Corner. 11/07/2023 Executive Assistant Subject to available funding, DSG have advised they have an in-principle agreement in place to review the works. 10/08/2023 Engineering Officer Council officers have requested an update on when this project will commence from the Department of State Growth and are still awaiting a response. 28/09/2023 Executive Assistant Further correspondence sent to General Manager of State Roads requesting update and timeline for review. 26/10/2023 Engineering Officer Awaiting response from Department of State Growth. 13/11/2023 Engineering Officer Awaiting response from State Growth. 01/12/2023 Engineering Officer Awaiting response from Department of State Growth. 11/12/23 14/02/2024 Executive Assistant Letter



Meeting Date	Item No.	Item	Status	Action Required	Assignees	Action Taken
						sent to Minister. 13/05/2024 Executive Assistant Meeting scheduled with the General Manager of State Roads. 10/07/2024 Engineering Officer Awaiting information from the Department of State Growth. 09/08/2024 Engineering Officer Discussed with Garry Hills (DSG) 9/8/24. Garry advised that it is anticipated that a consultant will be engaged soon. 03/09/2024 Engineering Officer Awaiting further information from DSG. 11/10/2024 Engineering Officer Draft Report received from DSG. Council officers are currently reviewing the findings of the Draft Report. 08/11/2024 Engineering Officer Council Officers have reviewed Draft Report and provided comment to DSG, awaiting their response.
22/04/2024	7 4.5	Toilet Signage	In progress	That Council 1. move the Talisker Street toilet sign closer to the road; and 2. install 24-hour toilet signage on all toilets in Perth that are open 24 hours a day.	Engineering Officer, Works Manager	14/05/2024 Executive Assistant Sign has been moved closer to the road. 24 hour toilet signs on order to be installed when received. 14/06/2024 Engineering Officer 24 hour toilet signage to be installed once it is received from signwriter 04/07/2024 Engineering Officer 24 hour toilet signage has been installed outside the train park toilet. Signage to be placed on the door of the Seccombe St and Talisker St toilet has been received on 2/7/24 and is to be installed by Council's building maintenance staff. The Old Punt Rd toilet is not considered to be a 24 hour toilet.
29/01/2024	7 4.4	Train Park	In progress	That the Train Park (Lions Train Park) be promoted as an historical park focussing largely on the history of trains in Perth and that interpretive panels be consistent with other historical signs in Perth. That the matter be investigated.	Executive Assistant, Project Officer	13/03/2024 Executive Assistant Report to be prepared.
21/10/2024	5 3.2	Notice of Motion: Community Strategies	Not yet started	That a report be prepared annually giving an update on the progress of the five community strategies approved at the 22 April 2024 Ordinary Council Meeting.	General Manager	
22/04/2024	7 1.1	Overnight Camping	On hold	That Council officers investigate suitable sites which could be declared free overnight rest areas in accordance with Council's policy in Avoca.	Executive Assistant, Senior Planner, Works Manager	26/04/2024 Executive Assistant Investigation commenced, report to June Council meeting. 13/05/2024 Executive Assistant Investigation in progress, Recreational Vehicles: Development and Management of Facilities (Overnight Camping) Policy is due for review by December 2024, amendment to made to free overnight rest areas to allow for site to be identified at Avoca. 08/08/2024 Executive Assistant Pending review of the Recreational Vehicles: Development and Management of Facilities Policy (Overnight Camping).
19/08/2024	14.3	Policy Review: Dog Management	On hold	That 2) a further report be presented to a Council workshop for discussion on Kennel Licencing.	Executive Officer	11/11/2024 Executive Assistant Report to be prepared for discussion at forthcoming Council workshop. 11/11/2024 Executive Assistant On hold pending outcome of review being conducted by RSPCA.
22/04/2024	7 5.1	Ross Community Sports Club Management Committee: Memorial for Sue Kay	On hold	That the Works Manager discuss with the Committee and the husband of Sue Kay as to a suitable memorial.	Executive Officer, Works Manager	26/04/2024 Executive Officer RCSC advised of Council's decision and that the Works Manager will contact them to discuss further. 13/05/2024 Executive Assistant The Works Manager met with Sue Kay's widow. Mr Kay to provide advice in due course.



8.12 RESOURCE SHARING SUMMARY: 01 JULY 2024 TO 30 JUNE 2025

Resource Sharing Summary 1/7/24 to 30/6/25 As at 31/10/2024	Units Billed	Amount Billed GST Exclusive \$
Meander Valley Council		
Service Provided by NMC to MVC		
Street Sweeping Plant Operator Wages and Oncosts	101.5	11,942
Street Sweeper - Plant Hire Hours		
Total Services Provided by NMC to Meander Valley Council		\$11,942
Service Provided by Meander Valley Council to NMC		
Wages and Oncosts		
Plumbing Inspector Services		
Engineering Services		
Total Service Provided by MVC to NMC		
Net Income Flow	101.5	\$11,942
Total Net		
Private Works and Council Funded Works for External Organisations	Hours	Amount \$
Works Department Private Works Carried Out	102	10,993
	102	\$10,993

8.13 VANDALISM

Prepared by: Jonathan Galbraith, Engineering Officer

Incident	Location	October 2024	Estimated Cost of Damages	
			Total to Date 2024/25	Total 2023/24
Taps stolen from Valentines Park toilet	Campbell Town	\$ 1,200		
Taps stolen from Train Park toilet	Perth	\$ 600		
Soap dispensers stolen from Seccombe St toilet	Perth	\$ 400		
Vandalism at Cressy toilets on two occasions	Cressy	\$ 800		
Taps stolen from recreation ground toilets	Longford	\$ 400		
Fittings stolen from toilet at Waste Transfer Station	Campbell Town	\$ 800		
TOTAL COST VANDALISM		\$ 4,200	\$10,500	\$ 28,300

8.14 YOUTH PROGRAM UPDATE

Prepared by: Natalie Dell, Youth Officer

PCYC Program

Active Northern Midlands Youth- Campbell Town and Cressy

Previously held during 2020-2023 thanks to a grant with Healthy Tasmania and catering for 2907 attendees. PCYC are offering this program at Campbell Town District High School and Cressy District High School, offering games and activities that encourage physical and mental wellbeing. Young people can choose the activities they engage in.

Session Venue	Date of Session	Attendance	Comment
Campbell Town			
	16/10	35	
	23/10	25	
Cressy			
	17/10	50	
	24/10	55	
	31/10	30	



Free2B Girls Program- Longford and Campbell Town

Free2b Girls Longford numbers have had a significant increase and currently at maximum attendance numbers. Offering a welcoming and supportive environment where girls can build positive relationships, foster friendships, and thrive in a positive space, the group operates under the guidelines of safety, tolerance, and respect.

Attendance for the month of October as follows:

Session Venue	Date of Session	Attendance	Comment
Campbell Town			
	16/10	15	Decorating clay figures
	23/10	14	Pom-pom making
Longford			
	15/10	14	Knitting and Crochet learning with volunteers & outside games
	22/10	13	Made Slime- very popular and requested activity

PCYC Program- Mobile Activity Centre (MAC)- Perth and Evandale

The PCYC team offers free weekly activities in Perth and Evandale with the MAC trailer. The MAC trailer is an 'outreach' of PCYC operations, extending recreational opportunities to communities. The games offer a large variety and have a lot of input from the young people. Up to 20 young people join in on the program with a focus on social inclusion, group challenges and leadership development. Attendance for the month of October as follows:

Session Venue	Date of Session	Attendance	Comment
Perth			
	17/10	12	
	24/10	7	
Evandale			
	16/10	25	
	30/10	20	

Youth Gym Exercise Class- Longford

Motivity Fitness offers fun group sessions focusing on building fundamental movement through exercise. Young people learn to work as a team and push themselves physically in a safe and encouraging environment. Supporting opportunities to participate in activities that support health and wellbeing. Free for young people to participate, removing financial barriers to access the program. Ages 12-16.

Session Venue	Date of Session	Attendance	Comment
Longford			
	16/10	9	
	23/10	12	
	30/10	7	

Taiko Drumming - Longford

Working with Longford Primary School and Launceston PCYC to engage a group of students with the program. Taiko drumming offers a platform for students to channel their emotions constructively, with the structured nature of learning Taiko can help to improve focus and concentration. Taiko also focus on teamwork and communication skills, boosting confidence and social interaction abilities

Session Venue	Date of Session	Attendance	Comment
Longford			
	21/10	7	
	28/10	16	

Meetings/Programs

Natalie Dell represents Council on the Northern Youth Coordinating Committee and the Northern Midlands Interagency Meetings.

Napoleon Street, Perth Playground:

Officers are working with young people at Perth Primary School to seek their feedback on the future playground installation in Perth. The project has been well received by the school, engaging the Student Parliament to be student led and capture their voices. Feedback is also being sought from Perth Early Learning Centre families. This collaboration ensures that views and needs are considered in Council activities.

Netball Workshop, Campbell Town:

Throughout October and November, Reclink are running a free 6 week inclusive U12 Netball workshop for young people in Campbell



Town. This initiative offers opportunities for young people to participate in activities that support their health and wellbeing whilst improving access to programs.

Breakfast Club- Cressy:

The Cressy Breakfast program has been further developed liaising with the School Chaplain and Youth Officer, to provide freely available Breakfast items for 40+ students. The School has identified several young people who will benefit from participating in the cooking program. The program helps address students' health, well-being, and food security. The program provides nearly double the numbers of previous years. This program is being extremely well received by the students and School.

Quote from students:

'The best part about all of it is that I get come and help, and I get to cook with Gabi' Year 3 student.

'My favourite part of my week, I get to cook and learn so many things- I often then make these recipes at home'. Student

'This activity is so beneficial for the student in my class that regularly participates. This is an alternative educational program and the teaching of life skills in a calm and supportive environment is exactly what the student needs and enjoys and is directly linked to her individual educational plan goals for the year.' Teacher, CDHS.

SPARK:

Program aim: To help foster leadership and support youth focused initiatives in Schools. School Representative Councils (SRC) can apply for funding of projects (up to \$300/year) to be held in their schools. Supporting education and employment opportunities for young people. Previous Schools include Longford Primary School, Cressy District High School and Campbell Town District High School. All Schools are encouraged to apply.

Milo Club Perth:

In conjunction with Catholic Care, supporting the social wellbeing Milo Club. Offering Social Inclusion for young people, activities that support their mental wellbeing and improving access to services.

Rhythms- Perth:

Supporting Catholic Care in the delivery of Rhythm to Recover program at Perth Primary School- improving access to services and programs. Rhythm2Recovery delivers therapeutic programs and professional development, that utilize fun and engaging rhythmic musical activities to support social and emotional development. Sessions can explore various themes/topics including Bullying awareness & prevention, social & emotional learning, health & wellbeing amongst others.

Breakfast Club support:

Youth Officer has been working with Salvation Army to provide further support to Evandale Primary and Campbell Town District High Schools breakfast club, including donation of new toasters. Further support as requested. Rotary Longford has provided financial assistance to Campbell Town District High School to expand their offerings of Breakfast, approximately 50+ students are accessing Breakfast Club each session.

Leadership sessions:

Youth Officer has been working with Student Leaders running workshops focusing on leadership development. Sessions will continue throughout 2024 focusing on communication, teamwork, personal values and leadership development. Excellent feedback provided from previous students on the 'engaging, interactive, fun and worthwhile' sessions. This offering is open to all Schools.

Social Connections:

Working with School Nurse at Campbell Town District High School to offer a lunchtime Friendship and Social Group addressing social isolation, developing friendships through games and activities- focusing on communication skills.

Reclink Program:

Providing opportunities for young people to participate in activities that support health and wellbeing. Young people have the opportunity to suggest ideas for activities they would like to participate in- activities directly offered from young people's suggestions include: Fishing, Dance and Pickleball. Reclink develops programs to meet the needs of the community to deliver better physical health, mental health and greater social inclusion for those who take part. This program is available to Schools across the Northern Midlands.



8.15 INTEGRATED PRIORITY PROJECTS & STRATEGIC PLANS UPDATE

Prepared by: Maree Bricknell, Corporate Services Manager & Lorraine Green, Project Officer

CURRENT AT 5 November 2024

INTEGRATED PRIORITY PROJECTS PLAN:

Progress Report:

		Not Started (obstacles)	On Hold	On Track			
Project					Status	\$	Scheduled
1 Progress: Economic health and wealth - grow and prosper							
Foundation Projects							
4.1	<i>Main Street Upgrades: Campbell Town, Longford & Perth</i>	Gov		Campbell Town 2022 Election Commitment secured through the Priority Community Infrastructure Program (PCIP) DA approved.	Budget allocation 2024/25 plus contribution from \$8m Federal Govt Election Commitment 2022.	2,450,000	Finalising tender documentation, Working through State Growth requirements.
		Gov		Longford DA submitted.	Budget allocation 2024/25 from Federal Govt Election Commitment 2019. Federal funding must be expended by 30 June 2025 at the latest. Funds proposed for streetscape upgrade approved for reallocation to the Longford-Mill Dam shared pathway at the April 2024 Council Meeting.	1,793,628	Grant Variation approval being progressed.
		C&D		Perth 2022 Election Commitment secured through the PCIP DA approved.	Contribution from \$8m Federal Govt Election Commitment 2022.		Commenced.
4.1	<i>Longford Memorial Hall Upgrade</i>	Gov		Federal Govt Election Commitment 2019; Local Roads and Community Infrastructure allocation.	Main Building & BBQ shelter completed.		Complete.
4.4	<i>TRANSLink Intermodal Facility</i>	Gov		Included in NMC Priority Projects document. Business Case and application submitted 20 November 2023 to secure the 2022 Election Commitment. Funding secure and funding agreement being finalised.. Approved by NTDC as a Northern Tas Priority Project.	Federal Election commitment of \$5m for planning stage. Further \$30m commitment subject to planning stage.	5,000,000	Business Case for the first \$5 million submitted. Funding agreement signed. Work underway towards contracting preferred external lead project provider.
Enabling Projects							
5.1	<i>Perth Sports Precinct & Community Centre</i>	Gov		Concept master plan developed October 2020. Included in NMC Priority Projects document.	Valuation received.		Nominated as a Project of Regional Priority.
5.1	<i>Ben Lomond Public Shelter Development</i>	Gov		Feasibility Study: Investment in Ben Lomond Ski Field Northern Tasmania Included in NMC Priority Projects document. Govt has completed new public shelter. Government has committed to development of a master plan.	Staff resources only to support grant funding applications.		Not scheduled at this stage.
5.3	<i>Campbell Town – Town Hall Sale or Lease</i>	Gov		Agent appointed – all offers to be presented to Council.			Report to November 2024 Council Meeting



	Project			Status	\$	Scheduled
5.3	Longford Library & exhibition Building on the Village Green	Gov		Longford Motor Sport Museum Included in NMC Priority Projects document.	No budget allocation staff resources only.	
5.3	Power Undergrounding in Evandale, Longford & Perth	Works		Awaiting funding streams to come available. Included in NMC Priority Projects document.	No budget allocation staff resources only.	Not scheduled at this stage.
5.4	Subdivisions (several – Cressy, Evandale, Longford & Perth)	C&D		Council to identify opportunities to provide infrastructure and secure funding. Included in NMC Priority Projects document.	Drainage easement secured at Evandale. Detention basin secured at TRANSlink.	Detention works not scheduled at this stage.
2 People: Cultural and society – a vibrant future that respects the past						
Enabling Projects						
5.1	Recreation Ground Upgrades)	Gov		Campbell Town, Evandale and Cressy NMC Priority Projects document. Funding to be sought for oval upgrades.		Not scheduled at this stage.
		Gov		Cressy Recreation Ground Cricket Australia & State Govt funding secured towards the upgrade of the practice facility, car park and dump point.		Sealing of car park for future budget.
				Perth Recreation Ground Amenities, topdressing, cricket net upgrade.		Completed.
				Longford Recreation Ground Irrigation system install and preparation for 2 nd ground.		Completed.
5.1	Swimming Pool Upgrades (several)	Gov		Covering of Campbell Town & Cressy Swimming Pools Included in NMC Priority Projects document.		Not scheduled at this stage.
		Gov		Cressy: Solar system replacement Ross: Pool operation to continue (as per the current funding model) whilst structurally/operationally safe to do so.	Allocation 2024/25 Budget allocation 2023-24 towards WHS issues.	50,000 In progress. Completed prior to season opening.
5.2	Shared Pathways	Gov		Applications submitted to Growing Regions Program and Better Active Transport Tas program. Included in NMC Priority Projects document. Hobart Road shared pathway submitted to NTDC as a Northern Tas Priority Project.	Funding secured through the Better Active Transport Tas grant program: Growing Regions Funding application not successful.	Hobart Road shared pathway design 90% complete.
4 Place: Nurture our heritage environment						
Foundation Projects						
4.2	Perth South Esk River Parklands	Gov		Building Better Regions Fund grant secured towards the extension of the walkway, installation of footbridge and BBQ. Included in NMC Priority Projects document.		Completed.
4.3	Sheepwash Creek Corridor & Open Space	Gov		Grants secured for major new/improved infrastructure. Included in NMC Priority Projects document.	Commonwealth Government Disaster Ready funding successfully sought. Budget allocation 2024/25.	3,700,000 Scheduled.



	Project			Status	\$	Scheduled
4.5	Municipal Tree Planting Program			Annual program implemented. Included in NMC Priority Projects document.	Included in annual operating budget.	Ongoing.
Enabling Projects						
5.1	Conara Park Upgrade	Gov		Concept prepared: awaiting funding opportunities. Included in NMC Priority Projects document.	Negotiating with State Growth.	Awaited
5.3	Redevelop Bartholomew Park Cressy	Gov		Liaising with Local District Committee to establish/prepare plans for upgrade.		Completed.

- Open Spaces and Active Infrastructure Grants Programs: soccer field and half-basketball courts – Grant funding applications submitted. Open Spaces funding secured for 4 half basketball courts and a playground, and Active Infrastructure grant (\$70,000) secured for the junior soccer field at Perth.
- Laycock Street Park LRCI funding allocation approved – work nearing completion.
- Ross Men’s Shed Extension: Grant Agreement signed. First and second progress reports submitted.
- Napoleon Street Park – \$127,695 secured through the State Government Open Spaces Grant Round Two. Council resolved at July 2024 Council Meeting to fund the work across two financial years.
- Longford Community/Neighbourhood House – lobbying State Government.
- Longford Caravan Park Amenities – substantially complete.
- Seccombe Street Reserve Raised Pavement Platform – Vulnerable Road User grant of \$50,000 secured – work completed. Acquittal report submitted.
- Application submitted to Community Energy Upgrades Fund Round One for solar system at the Longford Community Sports Centre. Outcome awaited.
- Application submitted to Community Climate Change Action Grants for solar and backup battery for Longford Town Hall. Outcome awaited.
- Application submitted to Growing Regions Grants Program Round Two for the development of the Northern Midlands Multi-Purpose Sport and Recreation Complex

8.16 TOURISM & EVENTS AND HERITAGE HIGHWAY TOURISM REGION ASSOCIATION (HHTRA) UPDATE

Prepared by: *Fiona Dewar, Tourism and Events Officer*

Tourism update:

- Events:
 - o Liaise with event organisers re planning and information required, assist those seeking funding and in-kind support. Provide assistance to event organisers to fulfil Council compliance requirements.
 - o Update and distribute “What’s On” events list.
 - o Update NMC website calendar.
 - o Share electronic flyers for upcoming events to the statewide Yellow i Visitor Information network, and the five visitor centres in the Northern Midlands for display on their boards and counters, and to the HHTRA Management Group to share with relevant local communities, businesses, notice boards etc.
- Northern Midlands Visitor Centres Group:
 - o Disseminate updates and information from TVIN, emergency alert agencies, DSG roadworks updates, etc.
- Industry, Interpretation, Other Projects:
 - o Participate with working group for Governor’s visit.
 - o Progress manufacture of Longford Legends plaques.
 - o Progress South Esk River Birds sign design.

HHTRA update:

- Progress upcoming workshop and meeting.



- Ongoing marketing activities include website blog posts and social media. Working with Destination Southern Tasmania to whom the HHTRA outsource digital marketing activities and webpage maintenance.
- Administrative tasks/correspondence etc.

8.17 COMMITTEE STATUS: LOCAL RECYCLING COMMITTEE AND BICYCLE ADVISORY COMMITTEE

Prepared by: *Gail Eacher, Executive Assistant*

The purpose of this report is to provide an update on membership of the Local Recycling Committee and Bicycle Advisory Committee.

These Committees have been established as a special committee of the Northern Midlands Council pursuant to section 24 of the *Local Government Act 1993*.

1) Local Recycling Committee

Membership of the Local Recycling Committee has a membership of ten (10). Members are appointed for a term of two (2) years (term of membership).

Membership comprises: Seven Community Members, Two Councillors and One Council Officer.

Council has only received one membership application, the number of applications received is considered too few to constitute a viable Committee.

The Committee will be placed in recess until such time as at least four Community Member vacancies can be filled.

Council will advise the applicant/s regarding the status and continue to advertise the vacancies.

2) Bicycle Advisory Committee

Membership of the Bicycle Advisory Committee has a membership of nine (9). Members are appointed for a term of two (2) years (term of membership).

Members comprises: Two Northern Midlands Council Councillors, One Health Sector Representative, One Recreation Sector Representative, Four Community Members representing the Cycling Community and the Project and Building Compliance Manager (or Delegate).

Council has only received two membership applications, the number of applications received is considered too few to constitute a viable Committee.

The Committee will therefore be in recess until such time as at least four of the Community Member and Sector Representatives vacancies can be filled.

Council will advise the applicants regarding the status and continue to advertise the vacancies.

Council invited membership applications for the Committees for the term to June 2026, closing date for applications was 6 November 2024. Advertising was conducted as follows:

- Examiner – advertising on Saturday 21 September 2024 and Wednesday 25 September 2024;
- Northern Midlands Courier;
- Council's website; and
- Facebook.

Membership application forms are available on-line via the Council website. Hard copy forms were also made available upon request.

ATTACHMENTS

Nil



9 PUBLIC QUESTIONS AND STATEMENTS

PUBLIC QUESTIONS AND STATEMENTS

Regulation 31 of the *Local Government (Meeting Procedures) Regulations 2015* makes provision for Public Question Time during a Council meeting.

Public question time is to commence at approximately 5:30pm and is to be conducted in accordance with the following guidelines:

- At each Council Meeting up to 20 minutes, or such longer period as Council may determine by resolution at that meeting, is to be provided for persons at the meeting to ask questions.
- A person seeking to ask a question must firstly identify himself or herself by stating their name and the town they reside in.
- If more than one person wishes to ask a question, the Mayor is to determine the order in which those questions are asked.
- Questions must be directed to the Mayor who shall answer or direct the question to the appropriate Councillor or Council Officer. A question will be answered if the information is known otherwise taken on notice and responded to in writing within 10 working days.
- Questions should preferably be in writing and provided to the General Manager 7 days prior to the Council Meeting.
- A person is entitled to ask no more than 2 questions on any specific subject. If a person has up to two questions on several subjects, the Mayor may defer those questions until other questions have been asked and refer back to that person only if time permits.
- Each submission speaker is limited to a maximum of 3 minutes.

PUBLIC QUESTIONS



10 COUNCIL ACTING AS A PLANNING AUTHORITY

No Planning reports included in this Council meeting agenda for Council's consideration.

11 PLANNING REPORTS

No Planning reports included in this Council meeting agenda for Council's consideration.

12 COUNCIL ACTING AS A PLANNING AUTHORITY: CESSATION



13 COMMUNITY & DEVELOPMENT REPORTS

13.1 DEVELOPMENT SERVICES: MONTHLY REPORT

Responsible Officer: Des Jennings, General Manager

RECOMMENDATION

That the report be noted.

1 PURPOSE OF REPORT

The purpose of this report is to present the Development Services activities as at the month's end.

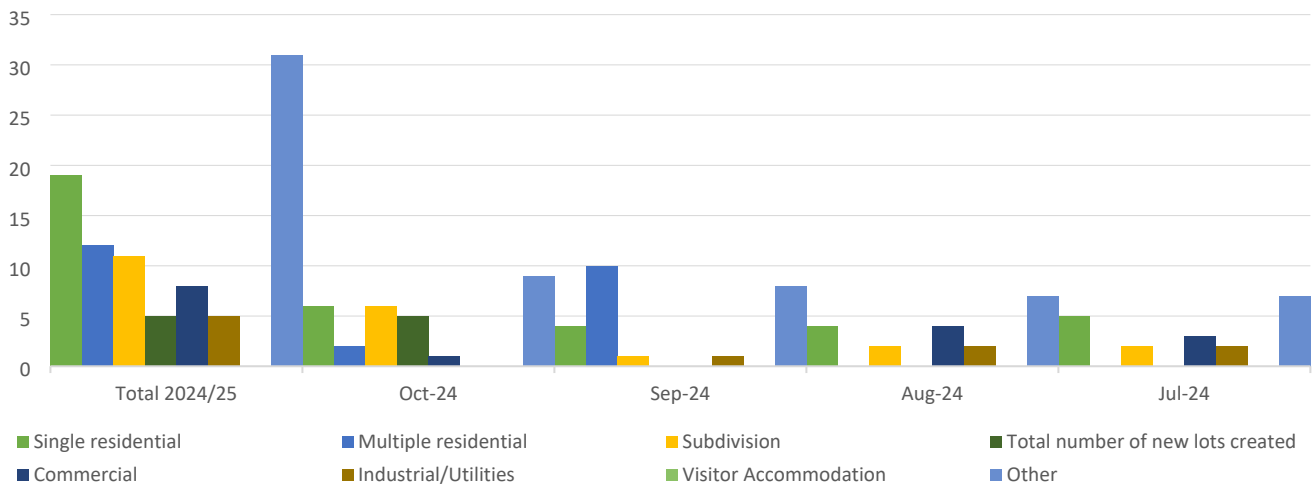
2 DEVELOPMENT SERVICES REPORTING

2.1 Planning Decisions

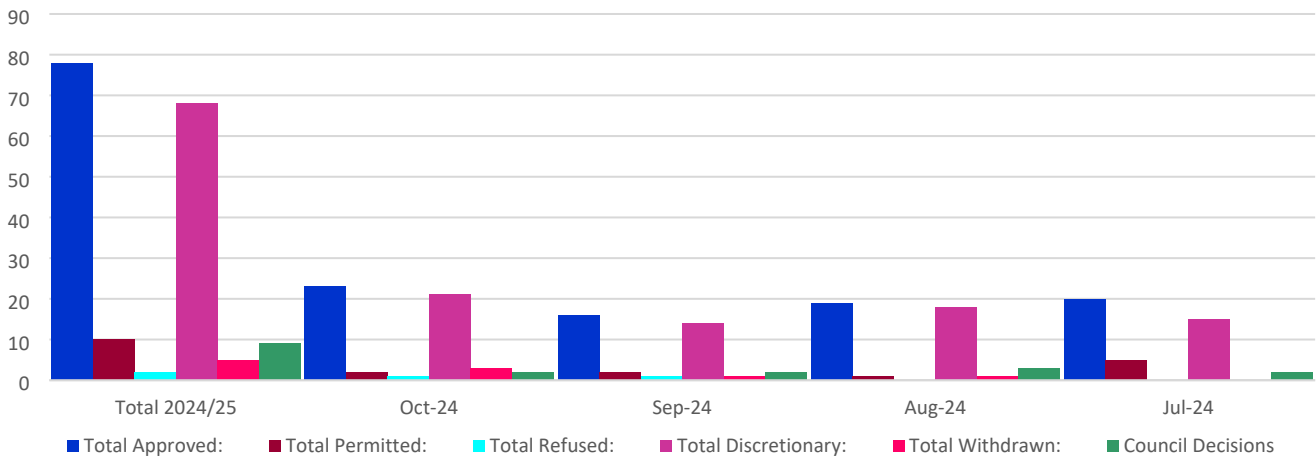
	2022/ 2023	2023/ 2024	Total YTD	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June
Number of valid applications	195	116	58	11	12	21	14								
Applications on STOP for further information				52	45	47	31								
Single residential	48	36	19	5	4	4	6								
Multiple residential	31	69	12	0	0	10	2								
Subdivision	34	27	11	2	2	1	6								
Total number of new lots created	203	72	5	0	0	0	5								
Commercial	27	25	8	3	4	0	1								
Industrial/Utilities	12	15	5	2	2	1	0								
Visitor Accommodation	8	11	0	0	0	0	0								
Total permitted	1	0	0	0	0	0	0								
Total discretionary	7	11	0	0	0	0	0								
Other (includes all residential development on existing dwellings [alterations/ additions, sheds, solar, fences, pools etc.])	85	47	31	7	7	8	9								
Total No. Applications Approved:	228	182	78	20	19	16	23								
Total Permitted:	33	18	10	5	1	2	2								
Average Days for Permitted	11	15	12.25	13	7	15.5	13.5								
Days allowed for approval by LUPAA	28	28	28	28	28	28	28								
Total Exempt under IPS:	83	93	21	8	4	9									
Total Refused:	5	4	2	0	0	1	1								
Total Discretionary:	198	164	68	15	18	14	21								
Average Days for Discretionary:	33.3	33.17	36.88	34	37	38	38.5								
Days allowed for approval under LUPAA:	42	42	42	42	42	42	42								
Total Withdrawn:	39	44	5	0	1	1	3								
Council Decisions	36	27	9	2	3	2	2								
Appeals lodged by the Applicant	6	2	1	0	0	0	1								
Appeals lodged by third party	2	0	0	0	0	0	0								



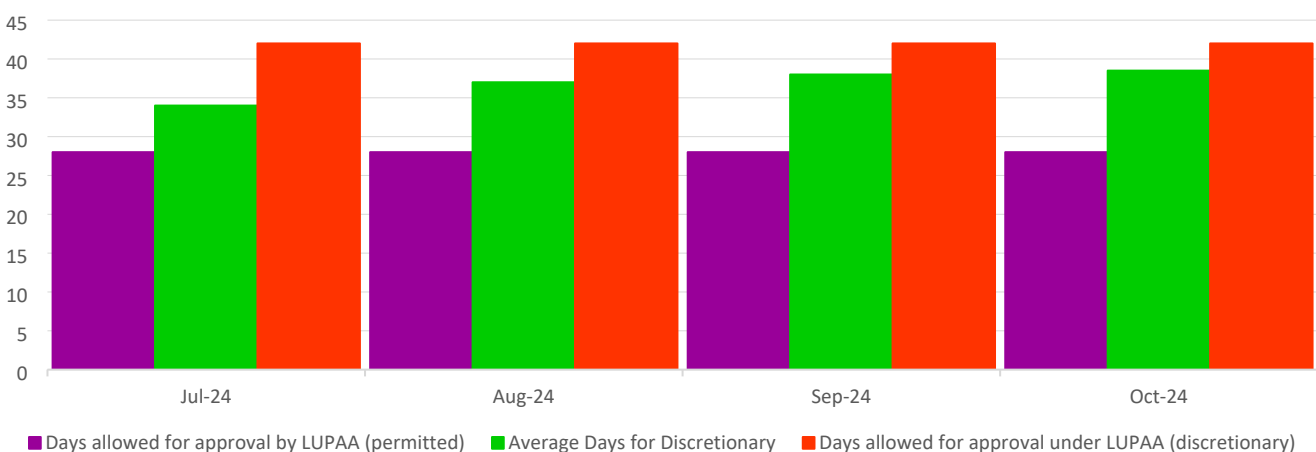
Type of Applications - year to date



Planning Applications Processed - year to date



Planning Applications - Processing Days - year to date



Project	Details	Address	Applicant	No of LUPAA days	Perm / Disc / Exempt
DELEGATED DECISIONS					
PLN-23-0017 - 1	Alterations & additions to the Ross Hotel including partial demolition, ground based solar panels, gardens, realignment of parking in Church St and Bridge St, realignment of footpath in Church St	35 Church Street, Ross TAS 7209	M Miller	27	A



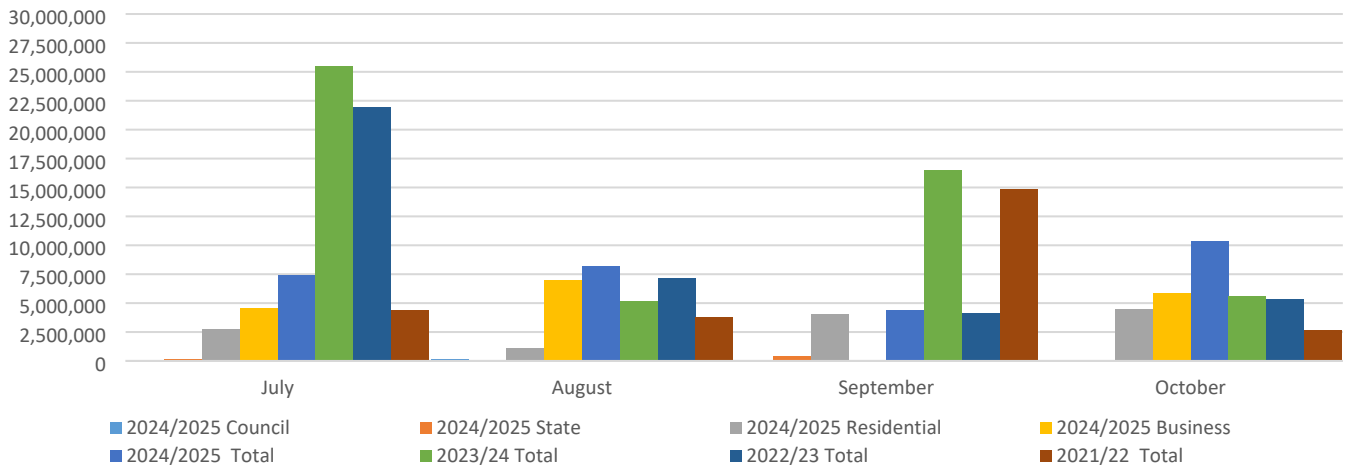
Project	Details	Address	Applicant	No of LUPAA days	Perm / Disc / Exempt
PLN-23-0162	2 lot subdivision, removal of vegetation, demolition of buildings (flood prone areas code)	58 Drummond Street Perth, 58D Drummond Street, PERTH TAS 7300	BVZ Designs	42	D
PLN-24-0019	Dwelling, outbuilding & water tank (vary site coverage, driveway construction).	25 Colbeck, Ross TAS 7209	Mr Sadlier	41	D
PLN-24-0094	Single Dwelling and Shed	10 Sinclair Street, Perth TAS 7300	Engineering Plus	39	D
PLN-24-0116	Single Dwelling - Road and Rail Code	2 Little Mulgrave Street, Perth TAS 7300	BVZ Designs	42	D
PLN-24-0134	Alteration to Dwelling & Additional Use - Food Services (part of site) (Heritage Precinct)	10-12 Barclay Street, Evandale TAS 7212	David Denman & Associates	34	D
PLN-24-0135	Tree Removal (x3) Local Historic Heritage Code	10-12 Barclay Street, Evandale TAS 7212	T Glynn	42	D
PLN-24-0140	2 Lot Subdivision (Longford Specific Area Plan)	63 Catherine Street, Longford TAS 7301	PDA Surveyors	41	D
PLN-24-0142	2 Lot Subdivision (vary lot design) Natural Asset Code	631 Nile Road, Nile TAS 7212	Cohen & Associates Pty Ltd	42	D
PLN-24-0144	Single dwelling (vary parking construction). Local Historic Heritage Code.	8 Park Street, Ross TAS 7209	J Lev	44	D
PLN-24-0146	Outbuilding (Shed) (Vary side setback (N) and building envelope)	8 Monastery Court, Longford TAS 7301	Engineering Plus	33	D
PLN-24-0148	Secondary Residence - vary car parking material	190 Coach Lane, Bishopsbourne TAS 7301	Engineering Plus	32	D
PLN-24-0149	Alterations & Additions to Dwelling (Safeguarding of Airports)	803 Hobart Road, Breadalbane TAS 7258	Wilkin Design & Drafting Pty Ltd	31	D
PLN-24-0150	Outbuilding (Shipping Container 40ft) (Local Heritage Precinct)	17 Marlborough Street, Longford TAS 7301	T Baker	33	D
PLN-24-0151	2 Lot Subdivision (Bushfire Prone Area) and Dwelling and Shed on proposed Lot 2	Lot 2, 558 White Hills Road, Evandale TAS 7212	C Peltzer	36	D
PLN-24-0153	Single Dwelling, Outbuildings x 2 (sheds), Temporary Shipping Container (storage)	2 Keppoch Lane, Perth TAS 7300	J Murray	32	D
PLN-24-0154	Multiple Dwellings x 2 (vary garage setback and privacy) Perth SAP	32 Edward Street, Perth TAS 7300	BVZ Designs	41	D
PLN-24-0159	Retrospective Outbuildings, extensions & alterations to dwelling. Local Historic Heritage Place.	11 Drummond Street, Perth TAS 7300	Design To Live	42	D
PLN-24-0160	Subdivision (2 lots) Vary lot size, frontage. Natural Assets Code.	22 Sheridan Court, Longford TAS 7301	Woolcott Land Services	42	D
PLN-24-0161	Demolition & new outbuildings x 2. (Vary sensitive use setback)	420 Logan Road, Evandale TAS 7212	R Bebbington	37	D
PLN-24-0165	Outbuilding (carport) - Local Historic Heritage Code	26 Russell Street, Evandale TAS 7212	K Fenger	41	D
PLN-24-0168	Boundary Adjustment	15 Johns St & 20 Boral Rd Western Junction, 15 Johns Street, Western Junction TAS 7212	Woolcott Land Services	10	P
PLN-24-0172	Deck (part covered) on existing dwelling	591 Pateena Road, Longford TAS 7301	M & S Goldspink	17	P
COUNCIL DECISIONS					
PLN-24-0033	Warehouses x 2 with total of 17 tenancies including works within Evandale Road road reservation (Translink Specific Area Plan, within 100m of Clairville historic property)	196A Evandale Road (CT185827/1), Western Junction TAS 7212	Prime Design	42	C
COUNCIL DECISIONS - REFUSAL					
PLN-24-0113	Multiple Dwellings X 2	8A Park Street, Ross TAS 7209	Wilson Homes Pty Ltd	42	CR
DELEGATED DECISIONS - REFUSAL					

2.2 Value of Planning Approvals

	Current Year			2024/2025	2023/2024	2022/2023	2021/2022	
	Council	State	Residential	Business	Total	Total	Total	
July	0	130,000	2,741,102	4,541,000	7,412,102	25,482,265	21,899,020	4,380,747
August	120,000	8,000	1,110,245	6,950,000	8,188,245	5,178,200	7,155,844	3,781,274
September	5,000	400,000	3,989,000	0	4,394,000	16,503,664	4,097,900	14,817,000
October	0	0	4,443,000	5,856,800	10,299,800	5,562,210	5,353,500	2,638,795
YTD Total	125,000	538,000	12,283,347	17,347,800	30,294,147	52,726,339	38,506,264	25,617,816
Annual Total						255,377,879	76,384,582	91,715,427



Value of Planning Approvals (\$)



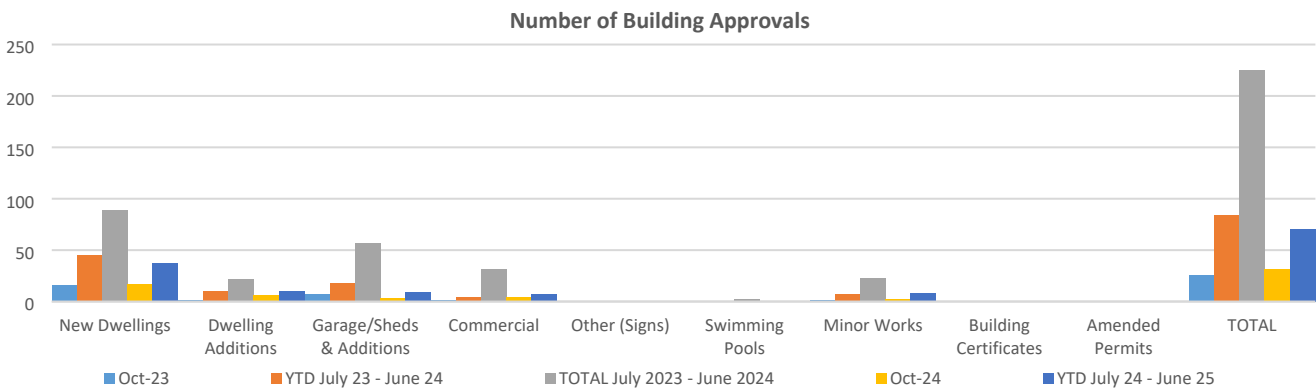
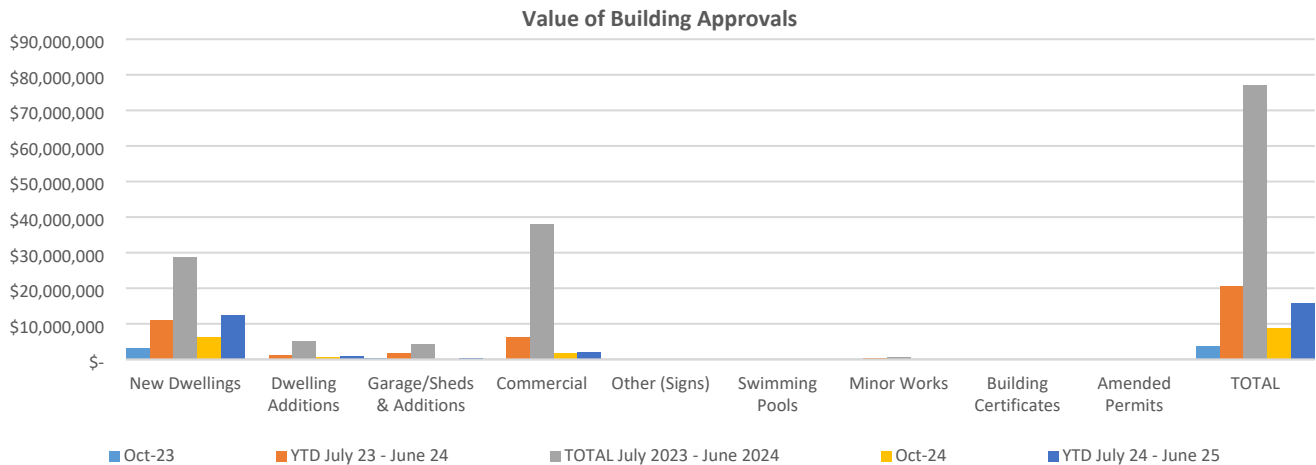
2.3 Matters Awaiting Decision by TASCAT & TPC

TASCAT		TASMANIAN CIVIL AND ADMINISTRATIVE TRIBUNAL	
PLN-23-0232	Appeal P2024/105 against refusal of application for 5 lot subdivision at 30 Paton Street. Preliminary Conference held 7 November 2024. Hearing listed for 26 and 27 February 2025.		
Decisions received			
-	-		
TPC		TASMANIAN PLANNING COMMISSION	
PLN-24-0016	Draft Amendment to apply the flood-prone area overlay to the Planning Scheme maps at Perth, Campbell Town and Ross. Section 40K report on representations presented to October 2024 Council meeting and sent to Tasmanian Planning Commission.		
PLN-24-0059	Draft Amendment to rezone 163A Wellington St, part of 165 Wellington St, and part of 167 Wellington St to Low Density Residential combined with a permit for a two lot subdivision on 167 Wellington St. Report to consider the application considered at Council meeting of 21 October 2024. Additional information requested from applicant regarding bushfire hazard and traffic.		
Decisions received			
PLN-24-0084	Draft Amendment to modify NOR S1.5.6 Area 6 to include the Discretionary Use Class of Storage, if on folio of the Register 150770/5 (20 Johns Street, Western Junction). Section 40K report sent to TPC. Approved, effective 29 October 2024.		

2.4 Building Approvals

The following table shows a comparison of the number and total value of building works for 2023-2024 and 2024-2025.

	YEAR - 2023 - 2024				YEAR		YEAR - 2024 - 2025			
	Oct-23		YTD July 23 - June 24		TOTAL July 2023 - June 2024		Oct-24		YTD July 24 - June 25	
	No.	Total Value	No.	Total Value	No.	Total Value	No.	Total Value	No.	Total Value
		\$		\$		\$		\$		\$
New Dwellings	16	3,200,664	45	10,972,845	89	28,811,896	17	6,228,036	37	12,430,816
Dwelling Additions	1	20,000	10	1,219,400	22	5,105,400	6	700,000	10	933,600
Garage/Sheds & Additions	7	493,000	18	1,763,000	57	4,240,824	3	78,000	9	332,304
Commercial	1	30,000	4	6,230,000	32	38,102,213	4	1,850,000	7	2,051,000
Other (Signs)	0	0	0	0	0	0	0	0	0	0
Swimming Pools	0	0	0	0	2	114,000	0	0	0	0
Minor Works	1	10,000	7	331,533	23	741,490	2	15,013	8	97,851
Building Certificates	0	0	0	0	0	0	0	0	0	0
Amended Permits	0	0	0	0	0	0	0	0	0	0
TOTAL	26	3,753,664	84	20,516,778	225	77,115,823	32	8,871,049	71	15,845,571
Inspections										
Building	0		0		4		0		0	
Plumbing	35		138		453		40		163	



2.5 Planning, Building & Plumbing Compliance – Permit Review

Below are tables of inspections and action taken for the financial year.

Planning Permit Compliance Reviews	This Month	2024/2025	Total 2023/2024
Number of Inspections	21	23	49
Property owner not home or only recently started			
Complying with all conditions / signed off	1	2	9
Not complying with all conditions	20	21	
Re-inspection required	20	21	34
Notice of Intention to Issue Enforcement Notice	2	2	
Enforcement Notices issued	1	1	
Infringement Notice Issued			
No Further Action Required			6

Building / Plumbing Permit Compliance Reviews	This Month	2024/2025	Total 2023/2024
Number of Inspections	40	123	155
Property owner not home or only recently started			
Complying with all conditions / signed off	40	122	134
Not complying with all conditions		1	
Re-inspection required			14
Building Notices issued			
Plumbing Notices Issued			
Building Orders issued			
Plumbing Orders issued			
Infringements Issued (Building/Plumbing)			
No Further Action Required			7



Illegal Works – Building / Plumbing	This Month	2024/2025	Total 2023/2024
Number of Inspections	32	88	87
Commitment provided to submit required documentation			7
Re-inspection required	24	68	48
No Further Action Required	8	20	32
Building Notices issued	2	17	21
Plumbing Notices Issued	6	11	11
Building Orders issued	10	17	17
Plumbing Orders Issued		2	2
Emergency Order	1	2	
Infringements issued (Building/Plumbing)			1

Illegal Works - Planning	This Month	2024/2025	Total 2023/2024
Number of Inspections	1	3	4
Commitment provided to submit required documentation			2
Re-inspection required	1	2	
Notice of Intention to Issue Enforcement Notice issued			1
Enforcement Notices issued	1	2	
Infringements Issued			
No Further Action Required			2

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Progress: Economic health and wealth - grow and prosper

Strategic Project Delivery - Build Capacity for a Healthy Wealthy Future

Strategic outcomes:

2.1 Strategic, sustainable, infrastructure is progressive

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

3.1 Sympathetic design respects historical architecture

3.2 Developments enhance existing cultural amenity

3.4 Towns are enviable places to visit, live and work

Place: Nurture our heritage environment

Environment - Cherish, Sustain our Landscapes and Preserve, Protect Our Built Heritage for Tomorrow

Strategic outcomes:

4.1 Cherish and sustain our landscape

4.2 Meet environmental challenges

4.4 Our heritage villages and towns are high value assets

3.2 Integrated Priority Projects Plan 2021

This plan has been developed with a coordinated perspective to align with local, regional, state and federal plans. Rather than grouping projects by town or assembling a long list of 'nice to have' projects, this plan takes a Council-wide view of needs and opportunities in relation to the strategic investment drivers in the region. This matter has relevance to:

Enabling Project/s:

Projects which are considered to be incrementally important – usually by improving existing facilities or other complementary upgrades to infrastructure (does not include Council's business as usual projects including renewal and maintenance of existing assets)

5.4 Subdivisions:

Several at Cressy, Evandale, Longford & Perth - the Northern Midlands Council is a planning authority with responsibilities specified in the Land Use Planning and Approvals Act 1993 (LUPAA). These responsibilities include developing planning schemes, proposing amendments to planning schemes, supporting or rejecting changes proposed by others and making



decisions on individual developments in accordance with the planning scheme. Several significant subdivisions in the Northern Midlands region have recently been identified and are in various stages of conceptual design or planning.

4 STATUTORY REQUIREMENTS

4.1 Land Use Planning & Approvals Act 1993

The planning process is regulated by the *Land Use Planning & Approvals Act 1993*, section 43 of which requires Council to observe and enforce the observance of its planning scheme.

4.2 Building Act 2016

The *Building Act 2016* requires Council to enforce compliance with the Act.

5 RISK ISSUES

Lack of public awareness is a risk to Council. If people are not aware of requirements for planning, building and plumbing approvals, this may result in work without approval. Council continues to promote requirements to ensure the public is aware of its responsibility when conducting development.

6 COMMUNITY CONSULTATION

Discretionary applications are placed on public notification in accordance with Section 57 of the *Land Use Planning & Approvals Act 1993*.

From time to time, articles are placed in the Northern Midlands Courier and on Council's Facebook page, reminding the public of certain requirements.

7 OFFICER'S COMMENTS/CONCLUSION

There have been 7 commercial building approvals valued at a total of \$2,051,000 (year to date), compared to 4 commercial building approvals valued at a total of \$6,230,000 (year to date) for the previous year.

In total, there have been 71 building approvals valued at \$15,845,571 (year to date) for 2024/2025 compared to 84 building approvals valued at \$20,516,778 (year to date) for the previous year.



14 GOVERNANCE REPORTS

14.1 MEMORANDUM OF UNDERSTANDING (MOU): CRESSY WAR MEMORIAL SWIMMING POOL FUNDRAISING COMMITTEE

Responsible Officer: Maree Bricknell, Acting General Manager

Report prepared by: Leslie Hall, People & Culture Business Partner

RECOMMENDATION

That the Council receives and endorses the proposed Memorandum of Understanding.

1 PURPOSE OF REPORT

To present a proposed Memorandum of Understanding for the Cressy War Memorial Swimming Pool committee.

2 INTRODUCTION/BACKGROUND

Council operates three Aquatic Centres ("Pools") in the municipality for a season that commences as early as mid-November and up to late March. Both Cressy War Memorial Swimming Pool ("Cressy Pool") and Ross Swimming Pool ("Ross Pool") are run with the assistance of a volunteer sub-committee of the Local District Committees ("Pool Committees"). Campbell Town Swimming Pool ("C'Town Pool") has operated without a volunteer committee since season commencing November 2021.

Following changes in legislative requirements under the Child and Youth Safe Organisations Act 2023 that came into effect 1 January 2024, and ongoing compliance requirements relating to the Work Health and Safety Act 2012 and the Fair Work Act 2009, Council has identified challenges with the compliance requirements under the current Pool Committee structures.

With the increased attendance at the renovated Cressy Pool, the burden of compliance upon the Cressy Pool Committee is increasing, and it is increasingly unfeasible to have such a large legislative burden placed on Volunteers, and it is proposed that these compliance obligations be taken over by Council. Council has met with the Committee members regarding the proposed changes and incorporated their feedback into the Memorandum of Understanding.

Under the new structure, the Pool Committee will now operate as a Fundraising Committee, primarily to run the kiosk operations for the benefit of the patrons, and for other specified uses that benefit the patrons and broader local Cressy community.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

1.1 Council is connected to the community

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

3.3 Public assets meet future lifestyle challenges



3.2 Integrated Priority Projects Plan 2021

Not applicable.

4 POLICY IMPLICATIONS

Not applicable.

5 STATUTORY REQUIREMENTS

Council will utilise existing Council staff to ensure compliance with Council's obligations under the *Work Health and Safety Act 2012* ("WHS Legislation"), the *Child and Youth Safe Organisations Act 2023* ("Child Safety Legislation"), the Fair Work Act 2009, the Northern Midlands Council Enterprise Agreement 2022-2025, and the Royal Life Saving Australia's *Guidelines for Safe Pool Operation* ("GSPO").

6 FINANCIAL IMPLICATIONS

Council will utilise existing Council staff to ensure compliance with Council's statutory requirements outlined above. This will be undertaken within the current workload of the WH&S Officer, Facilities Officer, and People & Culture Business Partner.

Additional resourcing will be allocated for a designated Pool Operations Officer to actively manage pool operations for the duration of the Pool Season. This year, the role will be job-shared by 2 current part-time employees who will work an additional 5.5 hours per week.

To meet compliance with WHS Legislation and Child Safety Legislation during open public sessions, there will be 2 adult pool attendants (lifeguards) rostered at all times at a minimum. This will not be an increase from last years operational costs as this was required last year due to inability of the Cressy Pool Committee to guarantee an adult would be present.

Under this proposed model, Council will assume grounds and maintenance for the facility. This will be done by Council's existing works staff. Council's works staff had undertaken the grounds maintenance work last season due to unavailability of committee members. There will be a new cost incurred for a cleaner to attend the facility for an hour after each opening day to clean the bathrooms and change room areas.

The increased cost of this model is necessary to ensure compliance with state requirements and to effectively manage the risks associated with running an aquatic facility.

7 RISK ISSUES

Running an aquatic centre has always involved a high level of risk. Whilst the Pool Committee structures have enabled Council to engage with local communities to identify and meet local requirements, the changing legislative framework which we now operate in requires a more structured workforce to ensure compliance and risks are managed effectively.

With the current structure, the Committees are responsible for ensuring adequate resourcing, supervision, and compliance with the MOU. There is no oversight or checking provisions available to Council, and failure to meet compliance obligations could have been very serious consequences both to the safety of pool users, and by extension legal consequences and damage to reputation for Council.

Allowing the Pool Committee structure to continue in its current form prevents Council from being able to effectively manage its Work Health and Safety obligations. The burden for compliance with these requirements cannot be transferred to the Pool Committees, yet Council does not have direction or control over the Volunteers on site to manage the WHS risks. The absence of supervision and inability to enforce compliance regarding these matters creates an increased risk for Council.



Key risks with the current structure include the inability of Council to manage non-compliance by Volunteers with policies and procedures and breaches of WH&S obligations as it relates to the safety of employees, volunteers and members of the public.

The aquatic centres, by nature, are primarily youth activities. The new requirements around Child Safety are extensive in this context and will require significant training, increased supervision, stringent record keeping and mandatory reporting requirements in excess of those required under already existing WH&S obligations. Volunteers cannot reasonably be expected to meet this demand, and the absence of supervision and inability to enforce compliance regarding these matters creates an increased risk for Council.

The requirements under the Royal Life Saving Guidelines for Safe Pool Operation (GSPO) regarding supervision levels (both public sessions and pool hires) and water quality testing are extensive. Under the old structure, this was an obligation upon the Pool Committee. Again, this is a significant responsibility to expect of a volunteer committee.

Under the new Child and Youth Safe Framework, Council has obligations to ensure the safety of children up to the age of 18. This extends to volunteers working in the kiosk. Last season, Cressy's Pool Committee utilised staff under the age of 18 to operate the kiosk. This created an additional burden on the 2 rostered Pool Attendants (Lifeguards) to have to supervise the junior volunteer in addition to the pool to ensure their health and safety. Additionally, given the physical location of the kiosk in relation to the pool concourse, it is possible that that minor can injure themselves or come to harm without anyone being aware.

The successful compliance with the MOU at the Ross Pool is largely the result of the commitment of a committee member who volunteers a significant amount of their time throughout the season, including outside of opening hours. If that individual is unable to continue to volunteer or be employed by Council to the level they have in previous season, it is likely that Ross would begin to be exposed to the same issues currently being experienced with the Cressy Committee structure.

8 CONSULTATION WITH STATE GOVERNMENT

Not applicable.

9 COMMUNITY CONSULTATION

Council has consulted with the current Cressy Pool Committee regarding these changes.

There is no requirement to consult with the broader community regarding this matter as there will be no change to the level of service provided to the community under this model.

10 OPTIONS FOR COUNCIL TO CONSIDER

Pools will open for public sessions from 30 November 2024. A MOU needs to be in place prior to the commencement of the season.

If Council does not endorse the proposed MOU then the Committee will be given the option to enter into the existing MOU under the old structure, the same as Ross will operate for the season. Should the committee not agree to the terms of the current agreement, that includes new requirements to meet the obligations under the Child Safety Legislation, then the committee will lapse and the pool operations will default back to Council and will operate the same as Campbell Town without a kiosk.



11 OFFICER'S COMMENTS/CONCLUSION

Volunteers play an important role in our communities, and the Pool Committees are a passionate and dedicated group of community members who make the patron experience more enjoyable. The Kiosks are an important part of the patron experience, and the absence of a Kiosk service at Campbell Town is frequently reported as being missed by local patrons.

However, the high-risk nature of an aquatic centre, and the increasing legislative requirements upon operators of these facilities and upon Council's as a whole, place an extraordinary burden upon the Pool Committees as professional training and standards are required to meet these requirements.

The proposed model, whilst creating additional cost to Council, helps to minimise Council's exposure to risks regarding these activities, while allowing a role for the community to continue to participate in these activities.

Whilst there has not been any serious incidents in recent years, both options above improve public safety at these facilities to meet the increasing regulatory burden around this high risk activity, and demonstrate Council's ongoing commitment to the health and wellbeing of all users of these facilities.

12 ATTACHMENTS

1. MOU Cressy War Memorial Swimming - 2024-25 Season [**14.1.1** - 18 pages]



14.2 PROPOSED COMMUNITY GARDEN AT PERTH

Responsible Officer: Des Jennings, General Manager

Report prepared by: Lorraine Green, Project Officer

RECOMMENDATION

That Council:

- a) note the request by the local group, Parents for Climate Change, to develop a community garden at Perth; and
- b) approve the request in-principle subject to the provision of a site plan by Parents for Climate Change for consideration by Council.

1 PURPOSE OF REPORT

The purpose of this report is to provide Council with background on the request by Parents for Climate Change for the development of a community garden at Perth, and to present for Council's consideration the proposed location for the garden.

2 INTRODUCTION/BACKGROUND

Parents for Climate Change is a national organisation dedicated to sustainability and preserving the environment for future generations by promoting eco-friendly practices and fostering a sense of responsibility towards our planet.

The local group of Parents for Climate Change has reached out to Council to propose the establishment of a community garden in the Perth area. The group notes Perth already has a community pantry and seed bank, and believe the community garden would be a valuable addition.

The group states the benefits of the garden for Perth residents, include:

- Serving as an educational resource;
- Teaching sustainable gardening practices;
- Encouraging healthy eating habits;
- Reducing grocery expenses during the ongoing cost-of-living crisis;
- Enhancing community engagement by providing a communal space where people can come together to share knowledge and support each other;
- Contributing to the beautification of the local neighbourhood;
- Promoting biodiversity; and
- Fostering a sense of self-sufficiency.

Council's Project Officer has met with group representatives to discuss the proposal further, and subsequently discussed with Council's Works Manager possible locations for the garden - with the criteria including a central location, access to water, a safe work area for young children including ease of access to toilets, and ease of access for the delivery of raised beds and soil. The preferred site was identified as being at the Perth Recreation Ground. The two specific locations are shown on the recreation ground map held as an Attachment

The local group of Parents for Climate Change have viewed these two locations and advised either site would be a suitable location for the community garden.

Council's Works Manager has subsequently advised the recreation ground locations are not suitable due to the area's poor drainage. He has advised Seccombe Street Reserve would be an appropriate location for the community garden as that site meets all the criteria stated above, and also it is in the midst of the growing number of new subdivisions that are attracting families with young children to Perth.



Once a site for the proposed garden has been identified by Council, the Parents for Climate Change group members advise they will work with NRM North to plan the garden layout. The group will then submit the site plan to Council for Council's approval.

Once Council has approved the site plan, the group will work with NRM North to determine the cost of establishing the garden, and its ongoing operational costs. Funding options will then be explored.

It is noted that another group has approached Council with regards to the possible establishment of a community garden adjacent to Norfolk Street and bordering on the Western Rail Line. This site is not suitable for the garden proposed by the Parents for Climate Change as there is currently no water connection to the site, and there are no readily accessible toilet facilities.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community
- 1.4 Improve community assets responsibly and sustainably

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

- 3.2 Developments enhance existing cultural amenity
- 3.3 Public assets meet future lifestyle challenges
- 3.4 Towns are enviable places to visit, live and work

3.2 Integrated Priority Projects Plan 2021

This plan has been developed with a coordinated perspective to align with local, regional, state and federal plans. Rather than grouping projects by town or assembling a long list of 'nice to have' projects, this plan takes a Council-wide view of needs and opportunities in relation to the strategic investment drivers in the region. This matter has relevance to:

Not applicable.

4 POLICY IMPLICATIONS

N/A

5 STATUTORY REQUIREMENTS

N/A

6 FINANCIAL IMPLICATIONS

The establishment and ongoing operational costs for the community garden have yet to be determined. The group may approach Council for financial assistance, dependent on the outcome of approaches to other possible funding sources.



7 RISK ISSUES

Failure to identify a suitable location for the community garden would prevent this potentially invaluable community venture coming to fruition.

8 CONSULTATION WITH STATE GOVERNMENT

N/A

9 COMMUNITY CONSULTATION

The broader Perth community has not been consulted about this proposal to date.

10 OPTIONS FOR COUNCIL TO CONSIDER

Council can either approve, or not approve, the request in-principle, subject to the provision of a site plan by Parents for Climate Change for consideration by Council.

11 OFFICER'S COMMENTS/CONCLUSION

The establishment and operation of a community garden by the local group of Parents for Climate Change has the potential to have a positive social, environmental and economic impact on the Perth community.

12 ATTACHMENTS

1. Perth Community Garden Possible Locations [14.2.1 - 2 pages]



14.3 NORTHERN MIDLANDS MULTI-PURPOSE SPORT AND RECREATION COMPLEX FUNDING APPLICATION

Responsible Officer: Des Jennings, General Manager
Report prepared by: Lorraine Green, Project Officer

RECOMMENDATION

That Council:

- a) receive the information provided on the Australian Government's Growing Regions Program Round Two;
- b) receive the Project Business Case submitted with the application made to the Growing Regions Program Round Two;
- c) endorse/not endorse the recommendation that the Council include \$1,420,259 towards this project in the 2024- 2025 Council Budget Mid-Year Review should this funding application be successful, and reimburse the funding allocation over two budget periods from Capital Works Program – Recreation Projects.

1 PURPOSE OF REPORT

The purpose of this report is to:

- I. provide Council with information on the Australian Government's Growing Regions Program Round Two;
- II. advise Council of the application submitted for funding through this grants program;
- III. Seek Council's advice regarding the Council contribution required should the funding application be successful.

2 INTRODUCTION/BACKGROUND

The Australian Government's Growing Regions Program Round Two funds projects that enhance regions by supporting liveable and connected communities by providing investment in community infrastructure. The program is intended to support projects that fill an unmet need, respond to local priorities, are well developed with mature planning and development in place, and provide broad benefits to a broad cross section of people within communities.

The funding round opened on 5 September and closed 10 October 2024.

Council officers submitted an application to fund the development of the Northern Midlands Multi-Purpose Sport and Recreation Complex. The project involves the further upgrading of the Longford Community Sports Centre by duplicating the existing 681.5 square metre stadium to create a new stadium totalling 1,716.5 square metres, that can operate as one space or be divided to create two discrete stadium spaces. The complex precinct also encompasses the facilities at the Longford Recreation Ground.

The rationale for the project, the social and economic benefits to be accrued, the cost effectiveness analysis, project plans, milestones, work schedule, financials and project management framework are detailed in the project's business case that is held as an Attachment.

This agenda item was tabled at the October 2024 Council Meeting and deferred to a Councillors' Workshop. The item is now included on this Council Agenda.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community



- 1.2 Councillors serve with integrity and honesty
- 1.3 Management is efficient, proactive and responsible
- 1.4 Improve community assets responsibly and sustainably

Progress: Economic health and wealth - grow and prosper

Strategic Project Delivery - Build Capacity for a Healthy Wealthy Future

Strategic outcomes:

- 2.1 Strategic, sustainable, infrastructure is progressive

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

- 3.2 Developments enhance existing cultural amenity
- 3.3 Public assets meet future lifestyle challenges
- 3.4 Towns are enviable places to visit, live and work

3.2 Integrated Priority Projects Plan 2021

Not applicable.

4 POLICY IMPLICATIONS

N/A

5 STATUTORY REQUIREMENTS

N/A

6 FINANCIAL IMPLICATIONS

Core Construction Management costed the project at \$2,840,459. Council is eligible to seek 50% of the project cost. The grant requested is \$1,420,200. The application states Council will include the balance of the project funding - \$1,420,259 – in the 2025-2026 Budget deliberations. Council could consider reimbursing the funding allocation over two budget periods from Capital Works Program – Recreation Projects.

7 RISK ISSUE

If Council doesn't include the balance of the project funding - \$1,420,259 – in the 2024-2025 Budget Mid-Year Review, the offer of funding will be declined if the project application is successful.

8 CONSULTATION WITH STATE GOVERNMENT

This project aligns with the goals of the State Government's 'Healthy Tasmania Five-Year Strategic Plan'.

9 COMMUNITY CONSULTATION

Council is progressively developing a suite of community strategies to reflect and further support Council's Strategic Plan 2021-2027. A 'Health and Well-Being Strategy' was identified as a priority for development. The draft health and wellbeing strategy that articulates Council's commitment to improving the quality of life within the Northern Midlands through building strong partnerships, delivering programs, and providing vital infrastructure and places, went out for extensive community consultation in mid 2023. There was consistently strong community support for Council to champion initiatives that encourage healthy lifestyles, physical activity and social engagement.



The duplication of the Longford Community Sports Centre was a key recommendation (listed at 6.4 and 17.8) of the 2023 Northern Tasmania Sports Facility Plan - held as an Attachment. The development of this plan was underpinned by extensive community consultation.

10 OPTIONS FOR COUNCIL TO CONSIDER

Council can either endorse/not endorse the recommendation that the Council include \$1,420,259 towards this project in the 2024-2025 Council Budget Mid-Year Review, should this funding application be successful.

11 OFFICER'S COMMENTS/CONCLUSION

This project is evidence of Council's unerring commitment to collaborating with the State Government to improve the health and wellbeing of our residents and visitors to the Northern Midlands. The project will also yield significant economic benefits for Council and the Northern Midlands more broadly.

12 ATTACHMENTS

1. 2024 GRP project plans [**14.3.1** - 10 pages]
2. 2024 GRP work schedule [**14.3.2** - 1 page]
3. 2024 GRP costings [**14.3.3** - 7 pages]
4. 2024 GRP business case [**14.3.4** - 14 pages]
5. Northern Tasmania Sports Facility Plan 2023 key recommendations [**14.3.5** - 10 pages]



14.4 MANAGEMENT COMMITTEES: REVIEW OF MANAGEMENT AGREEMENT

File: N/a
Responsible Officer: Maree Bricknell, Acting General Manager
Report prepared by: Victoria Veldhuizen, Executive Officer, and Gail Eacher, Executive Assistant

RECOMMENDATION

That

- a) Council accept and endorse the proposed changes to the Management Agreement for the Management Committees as attached; and
- b) Council, in relation to minute reference 24/0171, determines not to restrict close associates of elected members from becoming Council volunteers and Special Committee members; and
- c) the Management Agreement be sent to Management Committee's for signature; and
- d) this Management Agreement be effective from the date signed by the Committee to 30 June 2026; and
- e) a further report be brought to Council in regard to future direction of the Management Committees and the assistance to be provided if they wish to transition to Incorporated Bodies.

1 PURPOSE OF REPORT

The purpose of this report is to:

- 1) seek endorsement of the revised Management Agreement; and
- 2) propose a way forward for the future management of Council facilities.

2 INTRODUCTION/BACKGROUND

The revised Management Agreement

2.1 Communication with Committees

Concerns have been raised relating to the adherence of Management Committees with Management Agreements and the meeting of the legislative requirements of the committees.

In late 2023 (see attached letter), Council's Executive Officer wrote to the management committees advising as follows:

Management Agreement Review

The current Management Agreement between Council and its Facility Management Committee's is due to expire in June 2024. Prior to the new Management Agreement being implemented, Council wishes to review the operation of the Management Committees.

*I **attach** a copy of the current Management Agreement for your Committee.*

*It is requested that your Committee review the current Management Agreements and provide feedback on the Management Agreement, including but not limited to what works well, what the Committee suggests as improvements and any other feedback by no later than **Friday 23 February 2024**. Feedback received after this date may not be considered by Council in the review process.*

Child and Youth Safe Framework

In response to the Royal Commission into Child Sexual Abuse, the Tasmanian Government has enacted new legislation, Child and Youth Safe Organisations Act 2023. This legislation directly impacts on Councils, effective 1 January 2024.



As a consequence of this new legislation, Council's volunteers, including Committee's, are also impacted and bound by the new legislation.

*At the December 2023 Council meeting, a report and interim policy was presented to Council. The interim policy was endorsed and has now been implemented by Council. I **attach** a copy of the December report with attachments and the Safeguarding Children and Young People (Interim Policy) and ask that you circulate the same to all Committee members.*

*The Interim Policy can also be found on Council's website on the Council Policies, By Laws and Delegations tab under "Governance, Statutory Policy & Compliance" on the following link
www.northernmidlands.tas.gov.au/documents/strategic-annual-plan/council-policies-and-by-laws*

If your Committee would like a briefing on the new legislative requirements and obligations or Council's policy, please advise with the next dates of your Committee meetings and a date can be arranged.

On 21 February 2024 the Executive Officer again forwarded correspondence to the Committees as a reminder to submit feedback, while some feedback has been received, none of the feedback was directly applicable or relevant to the proposed review, it was more general enquiries about the operation of the Management Agreement.

The following schedule details the feedback provided by the various committees:

Committee	Feedback	Officer Comment
Avoca Community Centre & Hall	<p>Our concerns are;</p> <p>7)f) We have in the past always supplied materials associated with minor maintenance of the Facility - does this include the fluorescent light tubes that we have requested the council to replace as we are unable to reach the lights. Our finances only just cover the cleaning and hydro costs of the hall and won't now extend to any maintenance.</p> <p>k) Under our current financial circumstances we would be unable to afford \$1,000 excess on any insurance claims in respect of the contents owned by Council so we would ask for the excess to be waived.</p> <p>l) We cannot afford insurance on the contents of the facility owned by the committee. Chairs, tables, crockery and various other items are all uninsured.</p> <p>8) The Council has not met their obligation regarding the deposit of funds six monthly unless we have written requiring funds.</p> <p>Maintenance The maintenance previously requested;</p> <p>1) Upgrade of toilet facilities. We believe this has been listed in the budget and understand that this is a major cost and financial constraints have delayed this project.</p> <p>2) As we have struggled financially we asked Council to provide a cupboard around the hot water cylinder in the supper room.</p> <p>3) When the new kitchen was installed, Council said that they would provide flyscreens on the windows and back door and also said that it would be necessary to have a separate hand basin installed.</p> <p>4) Fluorescent light bulbs to be replaced as we aren't able to reach them.</p> <p>We are struggling to maintain volunteers and a couple of volunteers are considering resigning. If we are unable to recruit new volunteers to make up a quorum for our meetings, we were wondering what would happen if we had to cease operating as a Hall Committee, would the Council take over the running of the Hall? Maybe we should have a meeting with the appropriate person to discuss the options.</p>	<p>Request to waive fee can be submitted to Council, if necessary.</p> <p>This is the Committee's issue ie if they incur loss, they must bear it.</p> <p>Council endeavours to pay as scheduled.</p> <p>Works Program.</p> <p>Toilets recently upgraded.</p> <p>Yes, if the Committee goes into recess, Council would have to take over running the facility.</p> <p>Could the Hall Committee merge with AMIC?</p>



Committee	Feedback	Officer Comment
<p>Avoca Museum & Info Centre (Incorporated Body)</p>	<p>7 Committee Obligations</p> <p>f) AMIC Committee has always done minor maintenance including providing materials and volunteer labour. We note however that there appears to be no definition of minor and believe the inclusion of this clause is unnecessary and likely to be offensive to volunteers.</p> <p>k) We believe that \$1,000 excess does not apply as council do not own any of the contents.</p> <p>l) We cannot afford insurance. The Museum’s exhibits are not replaceable and have low financial value. There would be little need to replace the remaining contents in the event of a major event such as fire.</p> <p>m) I believe Council changed this requirement some time ago.</p> <p>o) Not applicable. We do not hire or rent the facility..</p> <p>8. Annual Maintenance Fee Not applicable</p> <p>10.1 Membership We have our own constitution established under ASIC rules.</p> <p>10.2 Responsibilities Dot point 1. AMIC has now settled into a consistent routine and we find it unnecessary to hold bimonthly meetings. When we have attempted bimonthly meetings in the past it was difficult to attract a quorum. At our meeting on December 4th a motion was passed to amend our constitution at our next AGM to have committee meetings every 4 months.</p> <p>Dot point 4. Meet with or provide a report to Council General Manager in April each year to discuss any concerns. This has not occurred in the past.</p> <p>Dot Point 6. We have provided for a council representative to attend every meeting. Mary Knowles is the current council representative on the committee and she attends almost every meeting.</p> <p>11. Breach of the Agreement Council do not pay AMIC an annual Maintenance Fee. All funds held by AMIC have been raised by donations or fundraising. These funds are used to meet the day-to-day –operating expenses of the Museum which include the purchase and replacement of office equipment and consumable including the following. Display cabinets, photo copier, copy paper and service costs, internet, electricity, folders, laminators, guillotine, garden tools and hoses, cleaning equipment, rodent and insect control, tea and coffee for the volunteers. In addition, AMIC has funded the maintenance of the only publicly available AED devices at Avoca and Royal George. We have provided and planted the memorial trees in Boucher Park. We run and fully fund community events such as the Anzac Day Service including providing a free lunch for all those attending. AMIC funds belong to AMIC not Council.</p> <p>14 Schedule 1 – Maintenance Policy</p>	<p>Standard clause in the agreement to outline the purpose. This is to remain but explain this to AMIC.</p> <p>If not applicable it doesn’t matter. The agreement applies to all 15 MCs Do we hold a copy of this constitution? How does that align with being a Special Committee of Council? If it doesn’t align, perhaps AMIC should cease to be a Special Committee and have a lease of the facility? Proposed wording is for quarterly – what they have set for themselves is three meetings a year. This could be modified for the AMIC agreement only (and a record made to that effect for future reference)</p> <p>Ultimately, Special Committee funds belong to Council. They appear to be using the funds for the benefit of the Facility which is what they are to do so no breach there.</p>



Committee	Feedback	Officer Comment
	<p>30) Covid 19 No longer applicable</p> <p>31) Rodent / pest control The museum has been paying to have the building sprayed for pests on an annual basis but the cost is getting too high for us to continue doing this. We have also purchased rodent boxes and bait for the museum. We note that this should not be our cost</p>	
Campbell Town Museum and Info	Refer to email 07/03/24	No comments of relevance
Cressy Memorial Hall	Recess	
Cressy Rec Ground	Recess	
Cressy Pool	Operates under a MOU	
Devon Hills	No comment received.	
Evandale CIC and Hall	<p>6 b) What is considered council owned contents at the facility in regards to insurance.</p> <p>7 k) Why is the facility management requested to pay excess of \$1,000 on any insurance claim in respect of the contents owned by council.</p> <p>7 l) What is considered Facility owned contents for insurance reasons.</p> <p>7 o) We haven't a dedicated booking officer for room hire at the Centre facility, do we need to have one?</p> <p>7 q) Is it possible to have more flexibility in cases of exceptional community need.</p> <p>10.2 Minutes of meetings being provided to council immediately following our committee meetings; It is a struggle getting volunteers to complete these minutes in good time for your council agenda, also our minutes have not been agreed on by the committee until the next meeting. We ask that it can be the last months meeting minutes provided to council for the council agenda, and if something urgent comes up in a meeting, the secretary can email the urgent issue to you for inclusion in the upcoming council agenda.</p>	<p>Whatever Council owns. If the contents are damaged by the Committee then they are responsible for the insurance excess.</p> <p>Whatever the Council/Committee owns.</p> <p>No – just advise who that is. Note, the Hall does have a dedicated booking officer.</p> <p>If the minutes are amended at the following meeting, the amended minutes should be provided and will then be attached to Council meeting.</p>
Liffey Hall	<p>The following questions relate to the current Management Agreement for 2021, to be updated in June 2024. The numbering used is the same as the Management Agreement.</p> <p>Arrangements need to be made for date and time with the council.</p> <p>(k) Pay an excess of \$1000 for any insurance claim made by the facility on contents owned by the Council. Details of insurance cover for market days with stalls also needs clarification as to the nature of the insurance, and who is responsible for organizing it.</p> <p>(l) Have and maintain insurance on contents of the Facility owned by the Committee. Should be optional, but needs clarification.</p> <p>(m) Bimonthly risk assessment. This task has been changed from a Committee responsibility to a specified visit(s) from an NMC representative. Details required from Council.</p> <p>(n) Ensure that all volunteers are registered as volunteers, and have completed a Work, Health and Safety induction program. Should working with <u>children</u> be now included, taking into account the new policy scheduled? Several of our newer volunteers will need</p>	<p>Stallholders need to provide their own insurances and the Committee needs to have proof of their insurance certificate.</p> <p>Does Council want to make this optional? If so, make it clear Council will not accept responsibility for uninsured contents. Correct – this is to be removed.</p> <p>Correct – this is to be included.</p> <p>Committee can seek assistance from the Council officer if necessary.</p>



Committee	Feedback	Officer Comment
	<p>training, and can Council advise further detail on this issue?</p> <p>8. ANNUAL MAINTENANCE FEE This is to be paid by the Council to the Facility bi-annually. Clarification required.</p> <p>14. MAINTENANCE POLICY -SCHEDULE 1 (17) This schedule lists as a Committee obligation, to purchase and maintain a <u>Security System</u>. Question : Can Council please clarify their specific requirements in this regard.</p> <p>Also, in relation to the issue of Security, the private secure storage of the motor mower is no longer available, and Committee is looking for a secure facility on the School-House site for the storage of this item plus others currently stored in the school house. Advice is sought from NMC.</p> <p>UNSPECIFIED MAINTENANCE, TOILET FACILITY The public toilet is not listed on the Council's Management Agreement. The current practice is that the cleaning and regular replacement of paper and soap is being carried out by volunteers. Committee feels that this is not a satisfactory arrangement. Furthermore, the facility is below standard relative to many other public toilets, and advice is sought from Council as to how this issue may be resolved in the near future with respect to a possible upgrade.</p>	<p>No fee paid, amount in lieu of market insurance.</p> <p>Refer to Capital works budget consideration Cleaning – Maree to comment</p> <p>Include in budget deliberations for facility upgrade.</p>
Longford Rec Ground	Recess	
Longford Town Hall	No comments received.	
Morven Park (Incorporated Body)	<p>However, I thought I would give you the results of our discussions regarding the Agreement. The Committee was unanimous in approving the on-going Agreement with <u>no changes</u> apart from the dates to take it through to 1 July 2027. Hopefully, Council agrees with the Committee but, should Council decide to introduce any other changes, then the Committee would naturally be concerned and would have to re-consider its approval. It should be noted that, under this Agreement for the past 6 years, the Morven Park recreation area has been maintained at a very high standard due in large part to the cooperation between Council and our team of volunteers.</p>	
Perth Community Centre	No comments received.	
Perth Rec Ground	Recess	
RCSC incl Pool (Incorporated Body)	<p>A discussion was held regarding the review of the Management Agreement with NMC, while there was generally no problems concerning this a number of items were raised by Committee members that required clarification as follows:</p> <ul style="list-style-type: none"> • Clause 8 Annual Maintenance Fee is clarified as to when and why this will or won't be paid and what is required from the Club to trigger this payment as this has not been paid by Council in the recent past. • Include a clause for NMC to formally consult where arrangements for the facility between Council and third parties may impact the Club e.g. agreement with Veterans Cricket. • The following items shown on the current Schedule 1 should be amended or removed as appropriate: 	<p>Due to the very high balance of funds, the management fees is held until plans provided for expenditure of funds.</p> <p>The RCSC Agreement will need an additional clause to be included in it about the licence agreement with Veterans Cricket</p> <p>They're proposing Veterans Cricket be responsible for these items</p>



Committee	Feedback	Officer Comment
	<ul style="list-style-type: none">• Item 20 Cricket nets & pitches• Item 23 Mowing of oval• Item 24 Line marking• Item 25 Recreation ground irrigation	

On 2 October 2024 Council officers advised all management committees as follows:

Please be advised that Council officers are working on the review of the Management Agreements and hope to have same finalised for Council's consideration in the near future.

We apologise for the delay in this process, which has been unavoidable due to workloads and staff changes.

The review of the Agreements is a demanding task as we endeavour to update the agreements to, as far as possible, reflect current circumstances and legislation.

We will be in contact with your Committee as soon as we have an update on this matter, in the meantime, we thank you for your patience whilst we undertake the review.

2.2 2023-11-20 Council Meeting: Notice of Motion - Longford Town Hall Committee

At the 20 November 2023 Council meeting, Council considered the following motion submitted by Councillor Terrett:

At the December 2023 meeting Council ratifies the members of the Longford Town Hall Committee following the Annual General Meeting on 4 December 2023, in accordance with Section 24 of the Local Government Act 1993.

That the Council directs the Longford Town Hall Committee to charge hiring fees in accordance with the Northern Midlands Council's Fees and Charges.

That Council directs that the Longford Town Hall Committee establish a separate bank account for the Committee.

That Council works with Longford Town Hall Committee to provide administrative support to look at ways of improving the Committee's operations and compliance.

At that time, the following was the decision of Council:

MINUTE NO. 23/0398

DECISION

Cr Terrett/Cr McCullagh

That Council Officer's prepare a report on the notice of motion to be presented to a future Council Meeting.
Carried

Voting for the Motion:

Mayor Knowles, Deputy Mayor Lambert, Cr Brooks, Cr McCullagh and Cr Terrett

Voting Against the Motion:

Cr Adams, Cr Andrews, Cr Archer and Cr Goss

2.3 2024-05-20 Council Meeting: Report on Notice of Motion - Longford Town Hall Committee

A report in response to the Notice of Motion was considered at the 20 May 2024 Council meeting (report attached), at which time, the following was the decision of Council:

MINUTE NO. 24/0171

DECISION

Cr Terrett/Cr Brooks

That Council:

- a) *authorises its delegation to the General Manager in accordance with section 22 of the Local Government Act 1993 and Council resolution, to*



- i) *pursuant to section 24(2) of the Local Government Act 1993, to confirm and ratify the appointment of members to any Special Committee of Council, excluding District Committees and sub committees; and*
- ii) *pursuant to section 24(3) of the Local Government Act 1993, to determine the procedures relating to meetings of any Special Committee of Council, excluding District Committees and sub committees.*
- iii) *the General Manager report annually on the operation of the special committees, this report to include a list of the members of the special committees, the terms of their appointment, activities, finances.*
- iv) *(deleted)*
- v) *that no discount of fees and charges to be approved unless with written approval of the special committee and the General Manager.*
- vi) *a further report to council in relation to removed item iv) (item iv) - that no close associate of a councillor, in accordance with section 51 of the LGA, to be appointed to a special committee of council) and other matters.*

Carried

Voting for the Motion:

Deputy Mayor Lambert, Cr Archer, Cr Brooks and Cr Terrett

Voting Against the Motion:

Cr Andrews

In regard to the decision above, this report addresses the two matters, being iii) and vi), on which further report was required.

a) *Item iii) Annual Operation of Special Committees:*

the General Manager report annually on the operation of the special committees, this report to include a list of the members of the special committees, the terms of their appointment, activities, finances.

Financial Information:

Financial information in relation to Special Committees of Council is provided in the Annual Report/Financial Statements; however, this information does not provide detail in relation to each Special Committee.

Membership and Activities:

Information/advice to be provided following endorsement by the Committees of the new Management Agreement.

b) *Item vi (iv – deleted item) Membership Appointment of Close Associate*

a further report to council in relation to removed item iv) (item iv) - that no close associate of a councillor, in accordance with section 51 of the LGA, to be appointed to a special committee of council) and other matters.

Section 51 of the LGA clarifies what constitutes a Close Associate.

Section 51 of the Local Government Act is relevant to pecuniary interest and has no relationship to the appointment of members to a Committee.

Nowhere within the LGA is it evident that a relative or close associate of a Councillor should not be appointed to a Special Committee by way of there being a relationship with an elected member.

Should Council determine to limit Special Committee membership by excluding close associates of Councillors, this could have a detrimental impact in the community, for example if there is a long-standing volunteer who would suddenly become ineligible for membership, it may make them feel unappreciated and act as a deterrent to them, and other volunteers or community members, from becoming Council volunteers. There is also the risk of loss of long term valued volunteers if an elected member is only elected for a short period of time.



There has not been an issue previously with associates of Councillors being volunteers or Committee members and this is considered unnecessary.

Further, to exclude someone based on their association with an elected member could be seen as discriminatory and lead to legal action and consequences in the future.

Officers do not endorse nor recommend such an alteration be implemented. It is considered more detrimental to the relationship between Council and its Volunteers than risks it may pose, which can be identified and managed if necessary.

3 STRATEGIC PLAN 2021-2027

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community
- 1.2 Councillors serve with integrity and honesty
- 1.3 Management is efficient, proactive and responsible

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

- 3.3 Public assets meet future lifestyle challenges

Place: Nurture our heritage environment

Environment - Cherish, Sustain our Landscapes and Preserve, Protect Our Built Heritage for Tomorrow

Strategic outcomes:

- 4.2 Meet environmental challenges

3.2 Integrated Priority Projects Plan 2021

Not applicable.

4 POLICY IMPLICATIONS

Not applicable.

5 STATUTORY REQUIREMENTS

5.1 Local Government Act 1993

PART 3 - Local Government

Division 2 – Councils

24. Special committees

- (1) A council may establish, on such terms and for such purposes as it thinks fit, special committees.
- (2) A special committee consists of such persons appointed by the council as the council thinks appropriate.
- (3) The council is to determine the procedures relating to meetings of a special committee.

PART 5 - Pecuniary Interests

48A. Declaration of pecuniary interest by member

(1) At any meeting of a special committee or controlling authority, or the board of a single authority or joint authority, a member must not participate in any discussion, or vote on any matter, in respect of which the member –

- (a) has an interest; or
- (b) is aware or ought to be aware that a close associate has an interest.



Penalty: Fine not exceeding 20 penalty units.

(2) A member must declare any interest that he or she has in a matter before any discussion on that matter commences.

Penalty: Fine not exceeding 50 penalty units.

(3) On declaring an interest that he or she has, the member is to leave the room in which the meeting is being held.

Penalty: Fine not exceeding 20 penalty units.

(4) A member of a special committee or controlling authority, by notice in writing, is to advise the general manager of the details of any interest that he or she has declared under this section within 7 days of that declaration.

Penalty: Fine not exceeding 20 penalty units.

(5) A member of a board of a single authority or joint authority, by notice in writing, is to advise the chief executive officer of that authority of the details of any interest declared by the member under this section within 7 days of that declaration.

Penalty: Fine not exceeding 20 penalty units.

(6) The general manager or chief executive officer is to –

(a) ensure that the declaration of interest is recorded in the minutes of the meeting at which it is made; and

(b) record the details of any declared interest in the register of interests kept under .

49. Having an interest

(1) A councillor or member has an interest in a matter if the councillor or member or a close associate would, if the matter were decided in a particular manner, receive, have an expectation of receiving or be likely to receive a pecuniary benefit or pecuniary detriment.

51. Close associate

For the purposes of this Part, a person is a close associate of a councillor or member if that person is–

(a) a body corporate of which the councillor or member is a director or a member of the governing body; or

(b) a proprietary company in which the councillor or member is a shareholder; or

(c) a public company in which the councillor or member is directly or indirectly a substantial shareholder; or

(d) a beneficiary under a trust or an object of a discretionary trust of which the councillor or member is a trustee; or

(e) a business partner of the councillor or member; or

(f) the employer or an employee of the councillor or member; or

(g) a person from whom the councillor or member has received, or might reasonably be expected to receive, a fee, commission or other reward for providing professional or other services in relation to a matter being dealt with or to be dealt with by the council, council committee, special committee, controlling authority, single authority or joint authority; or

(h) <https://www.legislation.tas.gov.au/view/html/inforce/2005-07-01/act-2005-008> the spouse or partner of the councillor, member, councillor's son or daughter or member's son or daughter; or

(i) the son, daughter, brother, sister, mother or father of the councillor or member or of their spouse or partner.

5.2 Australian Human Rights Commission Regulations 2019

Part 2—Declared discrimination

6 Other distinctions, exclusions or preferences that constitute discrimination

For the purposes of subparagraph (b)(ii) of the definition of discrimination in subsection 3(1) of the Act, the following are declared to constitute discrimination for the purposes of the Act:

(a) any distinction, exclusion or preference made on the ground of:

(i) age; or

(ii) a medical record; or

(iii) an irrelevant criminal record; or

(iv) disability; or

(v) marital or relationship status; or

(vi) nationality; or

(vii) sexual orientation; or

(viii) trade union activity;

(b) any distinction, exclusion or preference made on one or more of the grounds specified in subparagraphs (a)(iii) to (viii) which existed in relation to a person but which has ceased to exist in relation to that person;

(c) any distinction, exclusion or preference made on the basis of the imputation to a person of any ground specified in paragraph (a) or (b).



5.3 Anti-Discrimination Act 1998

5.4 Associations Incorporation Act 1964

6 FINANCIAL IMPLICATIONS

If Council is to ensure that the Management Committees are fully compliant, this would require the appointment of additional staff resources; an estimated 1 to 2 EFT additional resources would be required. The likely cost of the additional resources would be in the region of \$140,000 to \$280,000 per annum.

7 RISK ISSUES

There is a risk that without regular review, Council's Special Committee's may operate outside the scope of the legislation.

8 CONSULTATION WITH STATE GOVERNMENT

Not applicable.

9 COMMUNITY CONSULTATION

Council has consulted with the Special Committees, detailed in the Introduction/Background to this report.

10 OPTIONS FOR COUNCIL TO CONSIDER

That Council endorse or not endorse the recommendation.

11 OFFICER'S COMMENTS/CONCLUSION

11.1 Review of the Management Agreement

The revised Management Agreement is attached. An extensive review has been undertaken in regard to the Management Agreement. The amendments take into account and are consistent with the revision of the District Committee MOU's which were endorsed by Council in March 2024.

11.2 20 May 2024 Council meeting actions - minute no. 24/0171

It should be noted that at the 20 May meeting of Council, Council authorised its delegation to the General Manager in accordance with *section 22* of the *Local Government Act 1993*, pursuant to *section 24(2)* of the *Local Government Act 1993*, to confirm and ratify the appointment of members to any Special Committee of Council (excluding District Committees and sub committees); and pursuant to *section 24(3)* of the *Local Government Act 1993*, to determine the procedures relating to meetings of any Special Committee of Council (excluding District Committees and sub committees).

The Introduction/Background section of this report addresses the outstanding actions from the 20 May 2024 Council decision, minute no. 24/0171.

In particular:

- information relation to the operation of the special committees: membership, appointment terms, activities and finances; and
- the reasons why the placing of restrictions on membership due to relationship status is ill-advised.



11.3 The future of Management Committees

It is proposed that in the near future Council initiate a conversation and consult with each of the Management Committees regarding their future direction and, in particular, offer to provide assistance to transition to an incorporated body should they so wish.

Transition to Incorporated Bodies

Incorporation would allow the Committees autonomy to operate, have their own legal identity, they could enter into contracts, pursue funding, lease the facility from Council, appoint employees, etc.

The proposal would include the ability for the Incorporated Body to “lease” and manage the facility, the financial and maintenance arrangements which are currently the subject of the Management Agreements would be largely unchanged.

The attached fact sheet has been downloaded from the <https://www.nfplaw.org.au/free-resources/getting-started/incorporation> and it is proposed to utilise this resource (or similar) when holding discussions with the Management Committees.

The expectation is that Management Committees will:

- Become incorporated
- Provide Council with an Annual Report which includes a list of any registered Conflict of Interests
- Sign an agreed Management Agreement
- Comply with Council policies
- Develop a Business Plan.

The expectation is that Council will:

- Provide financial support and assistance for Management Committees to become incorporated
- Provide Public Liability Insurances
- Assist in the development of a Business Plan
- Negotiate Management Agreements with each Management Committee

The Tasmanian Governments Consumer, Building and Occupational Service (CBOS) website

<https://cbos.tas.gov.au/topics/clubs-fundraising/incorporated-associations> provides all the information and documentation required in relation to registration as an Incorporated Association.

The following information has been downloaded from the CBOS website:

What is an incorporated association?

Incorporated associations are:

- not-for-profit organisations
- voluntary
- suitable for community based groups
- an inexpensive way to give associations a legal identity which continues despite any membership changes
- registered by CBOS under the [Associations Incorporation Act 1964](#)

An incorporated association has the word **incorporated** or the abbreviation **Inc** in its name.

Advantages of incorporation

An incorporated association:

- can operate regardless of changes to its membership
- can accept gifts and donations
- can enter into contracts
- can apply for government grants
- have the automatic approval to solicit for charitable donations in the state of Tasmania



Limitation of liability

One of the principal reasons for incorporation is to gain the benefits of limited liability.

Unless it is specified in the association rules, a member of an incorporated association is not liable to contribute towards the:

- associations debt payments and liabilities or
- costs, charges and expenses associated with winding up the association

Association members can be exposed to unlimited liability. Members should get their own legal advice if they are in doubt about the extent of their liability (see section 27 of the Act).

Applying for Incorporation

- Call a meeting of the members to decide who will fill the roles of the Committee (Secretary, Public Officer, President, Treasurer).
- Vote upon and approve the association name.
- Approve the constitution/rules - associations are governed by a set of rules. You can create your own or adopt the [Model Rules \(external link\)](#).
- Complete and lodge the [Application for Incorporation \(external link\)](#).
- Lodge the form together with the constitution/rules and [the fee](#).
- Forms can be lodged:
 - [online](#)
 - at any [Service Tasmania shop \(external link\)](#)
 - by post to:
Registration Services
Consumer, Building and Occupational Services
PO Box 56
Rosny Park TAS 7018

Constitution

- The constitution is a set of rules or guidelines outlining how the Association and its members should operate.
- An Association can use the [Associations Incorporation \(Model Rules\) Regulations 2017](#).
- Associations can either adopt or amend the Model Rules. Using model rules can save an association time and money drafting its own rules.

Model rules

Every incorporated association must have rules. These rules document:

- how your association operates
- the association's purpose
- the rights and responsibilities of members and office holders

You can use our [template word document](#) to create your model rules.

Incorporated association meetings

In Tasmania, the rules around holding incorporated association meetings are not regulated by the [Associations Incorporation Act 1964](#).

Each association's constitution / rules cover when and how to hold meetings.

Types of association meetings are:

Meeting type	Description
Annual general meeting (AGM)	A meeting of all members of an incorporated association which must be held during each calendar year.
Special general meeting	Special general meetings are called for a specific purpose.
Committee meeting	Committee meetings are called for a group of members who are chosen to make decisions on specific matters on behalf of the association.



It is suggested that a further report be brought to Council to explore the future direction of the Management Committees as incorporated bodies, or the dissolution of the Management Committees with the responsibility for the facilities reverting to Council.

12 ATTACHMENTS

1. 2024 -2027 Management Agreement Master - Draft (Review) (v 4) - AMENDED [14.4.1 - 25 pages]



14.5 CAMPBELL TOWN HALL

Responsible Officer: Maree Bricknell, Acting General Manager

Report prepared by: Lorraine Green, Project Officer

RECOMMENDATION

That Council:

- a) note the costings for the maintenance and restoration of the Campbell Town Hall, and the suggestions for future use of the hall, and
- b) consider whether to proceed with the sale of the Campbell Town Hall.

1 PURPOSE OF REPORT

This report has been prepared in response to a Notice on Motion by Councillor Terrett at the 21 October 2024 Council Meeting, requesting that Council Officers, with regard to the Campbell Town Hall, prepare a report to the next Council Meeting on the maintenance, restoration and future use of the building prior to Council considering whether to proceed with the sale of the hall.

2 INTRODUCTION/BACKGROUND

In 2019 Council completed the construction of the Campbell Town War Memorial Oval Multifunction Centre which provides modern meeting and catering facilities as well as football clubrooms and inclusive changerooms. The use of the Multifunction Centre has been overwhelming and led to Council considering the future of the underutilised Campbell Town Hall.

On 15 March 2021 (Minute Reference 122/21) Council unanimously decided to sell the Campbell Town Hall and initiated the sale process in accordance with Sections 177 and 178 of the Local Government Act 1993. On 30 March 2021 letters were sent to the hall's two permanent tenants - Service Tasmania and the Campbell Town Museum and Information Centre - and the Campbell Town Local District Committee that meets in the hall, advising them of Council's decision, explaining the process to them, confirming that Council will ensure the current tenants will have a suitable alternative option available to them, prior to progressing the sale. Council contracted Knight Frank to manage the sale of the hall.

Following the June 2023 Council Meeting, an update was requested from Knight Frank regarding the sale status. Knight Frank advised there had been 38 enquiries on the property - none of these had eventuated. The Agent advised there is resistance from the market and that the property required rezoning.

In August 2023 Council resolved that the property be rezoned from Community Purpose Zone to Business General.

At the October 2024 Council Meeting, Council was advised the hall had now been on the market for over three and half years, and in that time the building had continued to deteriorate due to its age and low maintenance, and that this had negatively impacted on the sales price and potential demand.

The building is currently listed for sale with Elders Real Estate for offers over \$600,000.

A Notice of Motion: Sale of the Campbell Town Hall was on the agenda of the 21 October 2024, with the Council decision being:

MINUTE NO. 24/0322

DECISION

Cr Terrett/Cr McCullagh

That Council Officers prepare a report to the next Council Meeting on the maintenance, restoration and future use of the building prior to considering whether to proceed with the sale of Campbell Town Hall.

Carried Unanimously



Council's Project Manager and Building and Maintenance Supervisor inspected the building in early November 2024, and provided costings for external work (re-roofing, re-painting and repair of internal water damage) totaling \$474,566.10, and interior work (basic repairs and enhancement) totaling \$423,500. The detailed estimates are held as an Attachment.

Over the years, a number of options for future use of the Campbell Town Hall have been floated. All would require repurposing of the building's interior, and some would require securing of ongoing operational funding by local, state and/or federal government – others could attract private investors.

The options include:

- Expansion of the Visitor Information and Museum to establish Campbell Town as the gateway to 'Central Tasmania and a link between the North and the South' including providing clear interpretation of the region's agricultural history, and selling local unique goods to showcase the creative industries of the region
- A high quality, flexible gallery/exhibition space to house exhibitions from local and Tasmanian artists and craft designers
- A business hub for visiting commercial services eg. lawyer, financial advisor, counselling services
- Accommodation
- Development of a commercial kitchen to support a catering/hospitality business
- A flexible events/meeting space for local and tourism purposes, and to encourage development of community enterprise, creativity and connection

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community
- 1.2 Councillors serve with integrity and honesty
- 1.3 Management is efficient, proactive and responsible
- 1.4 Improve community assets responsibly and sustainably

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

- 3.2 Developments enhance existing cultural amenity
- 3.4 Towns are enviable places to visit, live and work

3.2 Integrated Priority Projects Plan 2021

This plan has been developed with a coordinated perspective to align with local, regional, state and federal plans. Rather than grouping projects by town or assembling a long list of 'nice to have' projects, this plan takes a Council-wide view of needs and opportunities in relation to the strategic investment drivers in the region. This matter has relevance to:

Enabling Project/s:

Projects which are considered to be incrementally important – usually by improving existing facilities or other complementary upgrades to infrastructure (does not include Council's business as usual projects including renewal and maintenance of existing assets)



5.3 Community - Campbell Town Hall Sale or Lease:

Decision at March 2021 Council Meeting to initiate the sale of the hall subject to adherence to Sections 177 and 178 of the Local Government Act 1993.

4 POLICY IMPLICATIONS

N/A

5 STATUTORY REQUIREMENTS

N/A

6 FINANCIAL IMPLICATIONS

Council's Project Manager and Building and Maintenance Supervisor inspected the building on 1 November 2024, and provided costings for external work (re-roofing, re-painting and repair of internal water damage) totaling \$474,566.10, and interior work (basic repairs and enhancement) totaling \$423,500. The detailed estimates are held as an Attachment.

The costs associated with relocating the existing two permanent tenants cannot be determined until it is known whether they can continue to operate from the building if it is repurposed or need to have suitable alternative accommodation identified and secured.

The costs associated with repurposing the building's interior cannot be determined until a future, viable use for the building is known; a use that at a minimum, generates sufficient income to meet ongoing costs.

7 RISK ISSUES

In the absence of a future, viable use for the Campbell Town Hall, Council risks expending funds on the maintenance and restoration of the building, while the building continues to be underutilised.

8 CONSULTATION WITH STATE GOVERNMENT

There has been no consultation with the State Government.

9 COMMUNITY CONSULTATION

Members of the community have advocated strongly against the sale of the hall.

10 OPTIONS FOR COUNCIL TO CONSIDER

Council can either accept or not accept the costings for the maintenance and restoration of the hall, and the options for future use of the hall; and decide to proceed or not proceed with the sale of the hall.

11 OFFICER'S COMMENTS/CONCLUSION

No viable option has yet been identified for the future use of the Campbell Town Hall. Until that future use is determined, there is the risk that Council will expend funds on the building's maintenance and restoration, whilst the building continues to be underutilised and not generating sufficient income to meet ongoing costs.

12 ATTACHMENTS

1. Hall Costings Nov 2024 [14.5.1 - 1 page]



14.6 LOCAL GOVERNMENT ASSOCIATION OF TASMANIA (LGAT): 21 NOVEMBER 2024 GENERAL MEETING

Responsible Officer: Maree Bricknell, Acting General Manager
Report prepared by: Lee Viney, Executive Assistant

RECOMMENDATION

That Council in relation to the Local Government Association of Tasmania (LGAT) General Meeting to be held on 21 November 2024 delegate Mayor Knowles to vote as follows:

A) vote as follows in relation to the following items listed in the LGAT GENERAL MEETING AGENDA for the meeting to be held on 21 November 2024:

2.1 MOTION – GOVERNMENT BUSINESS RATE EQUIVALENT PAYMENTS

Council – Central Highlands Council

Decision Sought

That LGAT pursue with the Tasmanian Government the following:

Funds received by the State Government from Government Business Enterprise as Rate Equivalent payments be in the most part distributed to Local Government.

Vote for / against the Motion

2.2 MOTION – CODE OF CONDUCT – TIMEFRAME FOR MAKING A COMPLAINT

Council – Circular Head Council

Decision Sought

That LGAT Actively engages with the Office of Local Government to seek a reduction in the current six-month timeframe prescribed in the Councillor Code of Conduct for complaints to be lodged.

Vote for / against the Motion

2.3 MOTION – SUPPORT FOR PUBLICLY OWNED POST OFFICE BANK

Council – Derwent Valley Council

Decision Sought

That LGAT requests that the Australian Government commission an expert panel to investigate the feasibility of establishing a publicly owned bank that utilises the branch network of Australia Post for its customer service delivery.

Vote for / against the Motion

2.4 MOTION – BY-LAWS

Council – Derwent Valley Council

Decision Sought

That engagement occurs with the State Government is essential to develop a set of Model By-Laws. These By-Laws would allow councils to customize their regulations after development, minimizing the current bureaucratic obstacles. Currently, significant barriers in creating and implementing parking and regulatory By-Laws prevent small councils from developing their own regulations.

Vote for / against the Motion

2.5 MOTION – PROPOSED AMENDMENT TO LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2015: RETROSPECTIVE LEAVE OF ABSENCE FOR COUNCIL MEETINGS

Council – King Island Council

Decision Sought

That LGAT seek an amendment to the Local Government (Meeting Procedure) Regulations 2015 be amended to allow councillors to seek leave of absence retrospectively in emergency situations.

Vote for / against the Motion



2.6 MOTION – PROPOSED CHANGE TO LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2015: VIDEO CONFERENCE ATTENDANCE AT COUNCIL MEETINGS

Council – King Island Council

Decision Sought

That LGAT Request that the Tasmanian Government amend the Local Government (Meeting Procedures) Regulations 2015 to allow councillors to attend Council Meetings via video conferencing in emergency and other special circumstances.

Vote for / against the Motion

2.7 MOTION – REVIEW OF CAT MANAGEMENT LEGISLATION

Council – Clarence City Council

Decision Sought

That LGAT establishes a review to determine whether or not to develop a sector wide position on cat management and that the determination of any such position be presented to the State Government addressing issues including, but not limited to:

1. The recognition that cat management is a shared responsibility across all levels of government, business and the community;
2. Avenues to increase community awareness, participation and commitment by pet cat owners to manage cats responsibly;
3. Assessment of best practice techniques in relation to the planning, management and control of stray and feral cats;
4. Improved knowledge about feral, stray and domestic cats to better inform management;
5. Minimising the impacts of cats in areas with important conservation values and agricultural assets;
6. Undertake legislative change and the provision of resources to create an effective framework for managing cats, including resourcing for cat management facilities;
7. Review the roles and responsibilities of local and state governments in relation to cat management and resource allocation”.

Vote for / against the Motion

2.8 MOTION – CREATION OF STATUTORY RIGHTS OF CARRIAGEWAY OVER CROWN ROAD RESERVES *

Council – Huon Valley Council

Decision Sought

That the Local Government Association of Tasmania (LGAT) request the State Government to urgently amend the Crown Lands Act 1976 to establish automatic statutory rights of access over Crown Reserved Road for all landowners to access their adjoining properties that have Reserved Roads accessing their properties as proposed in the ‘Crown Lands – Reserved Road, Position Paper, July 2009’ to provide certainty of access to landowners generally and for the purposes of meeting access requirements under the Tasmanian Planning Scheme.

Vote for / against the Motion

2.9 MOTION – DEVELOPMENT ASSESSMENT PANELS UPDATE

Council – Local Government Association of Tasmania

Decision Sought

Motion 1

That LGAT informs the State Government that local government supports the Government’s Development Assessment Panels legislation, only if the eligible development applications are limited to social and affordable housing and applications for over \$1M if the council is the applicant and the planning authority.

Vote for / against the Motion

If this motion is supported, then the second motion does not need to be put. If the motion is lost, then we will put the following motion:



Motion 2

That LGAT informs the State Government that local government rejects the Government's Development Assessment Panels legislation but remains open to a well- designed Development Assessment Panels proposal in concept as a potential tool to resolve specific assessment problems.

Vote for / against the Motion

2.10 MOTION – DRAFT LGAT STRATEGIC PLAN 2025-2030 AND ANNUAL PLAN 2025*

That Members:

- Endorse the LGAT Strategic Plan 2025-2030
- Note the LGAT Annual Plan 2025

Vote for / against the Motion

B) note/receive the following items listed in the LGAT General Meeting Agenda for the meeting to be held on 21 November 2024:

1.1 CONFIRMATION OF MINUTES *

That the Minutes of the meeting held on 4 September 2024, as circulated, be confirmed.

1.2 BUSINESS ARISING *

That Members note the information.

1.3 CONFIRMATION OF AGENDA

That consideration be given to the agenda items and the order of business.

1.4 FOLLOW UP OF MOTIONS *

That Members note the following report.

1.5 PRESIDENT REPORT

That Members note the report on the President's activity from 5 August to 30 October 2024.

1.6 CHIEF EXECUTIVE OFFICER REPORT

That Members note the report on the CEO's activity from 5 August to 30 October 2024.

1.7 ANNUAL PLAN UPDATE*

That Members note the report against the Annual Plan.

1.8 COUNCIL ROUND UPS

That Members note that there will be no Council round up.

4.1 SAFEGUARDING CHILDREN

That Members note the update on the LGAT Safeguarding Children Project.

4.2 WORKPLACE HEALTH AND SAFETY REVIEW *

That Members note the progress on the implementation of the Workplace Health and Safety Review of Elected Representatives (WH&S Review).

4.3 COMMUNITIES OF PRACTICE

That Members note the update on the Communities of Practice for elected representatives.

4.4 HEALTH AND WELLBEING NETWORK

That Members note the update on health and wellbeing matters.

4.5 COUNCIL RATING

That Members note the update on rating matters.

4.6 PROCUREMENT UPDATE

That Members note the following update on procurement support for councils.



4.7 PLANNING UPDATE

That Members note the update on planning policy matters.

4.8 EMERGENCY MANAGEMENT AND RECOVERY UPDATE

That Members note the update on emergency management and recovery matters.

4.9 CLIMATE CHANGE

That Members note the update on climate change activities.

4.10 REGIONAL TOWNS CCTV PROJECT

That Members note the update on the Regional Towns CCTV project.

4.11 WASTE MANAGEMENT

That Members note the update on a number of waste policy matters.

4.12 EVENTS AND PROFESSIONAL DEVELOPMENT OVERVIEW *

That Members note the report on events and professional development.

1 PURPOSE OF REPORT

This report considers the Local Government Association of Tasmania (LGAT) agenda for the General Meeting to be held on 21 November 2024 at the Peppers Silos, Launceston from 9.45am.

2 INTRODUCTION/BACKGROUND

The Local Government Association of Tasmania (LGAT) will hold the General Meeting on 21 November 2024 at the Peppers Silos, Launceston from 9.45am.

The decisions of Council regarding this report will determine how the Northern Midlands Council voting delegate should vote on each of the items listed in the Local Government Association of Tasmania (LGAT) Agenda for the General Meeting.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community
- 1.2 Councillors serve with integrity and honesty
- 1.3 Management is efficient, proactive and responsible

3.2 Integrated Priority Projects Plan 2021

Not applicable.

4 POLICY IMPLICATIONS

Not applicable.

5 STATUTORY REQUIREMENTS

Not applicable.



6 FINANCIAL IMPLICATIONS

Not applicable.

7 RISK ISSUES

Not applicable.

8 CONSULTATION WITH STATE GOVERNMENT

Not applicable.

9 COMMUNITY CONSULTATION

Not applicable.

10 OPTIONS FOR COUNCIL TO CONSIDER

Consideration needs to be given to each agenda item listed, Council is then to determine how the voting delegate is to vote on each item at the General Meeting to be held on 21 November 2024.

** Denotes attachments.*

The following motions are listed for the General Meeting:

1.1 CONFIRMATION OF MINUTES *

Decision Sought

That the Minutes of the meeting held on 4 September 2024, as circulated, be confirmed.

1.2 BUSINESS ARISING *

Decision Sought

That Members note the information.

1.3 CONFIRMATION OF AGENDA

Decision Sought

That consideration be given to the agenda items and the order of business.

1.4 FOLLOW UP OF MOTIONS *

Decision Sought

That Members note the following report.

1.5 PRESIDENT REPORT

Decision Sought

That Members note the report on the President's activity from 5 August to 30 October 2024.

1.6 CHIEF EXECUTIVE OFFICER REPORT

Decision Sought

That Members note the report on the CEO's activity from 5 August to 30 October 2024.

1.7 ANNUAL PLAN UPDATE*

Decision sought

That Members note the report against the Annual Plan.

1.8 COUNCIL ROUND UPS

Decision Sought

That Members note that there will be no Council round up.



2.1 MOTION – GOVERNMENT BUSINESS RATE EQUIVALENT PAYMENTS

Council – Central Highlands Council

Decision Sought

That LGAT pursue with the Tasmanian Government the following:

Funds received by the State Government from Government Business Enterprise as Rate Equivalent payments be in the most part distributed to Local Government.

2.2 MOTION – CODE OF CONDUCT – TIMEFRAME FOR MAKING A COMPLAINT

Council – Circular Head Council

Decision Sought

That LGAT Actively engages with the Office of Local Government to seek a reduction in the current six-month timeframe prescribed in the Councillor Code of Conduct for complaints to be lodged.

2.3 MOTION – SUPPORT FOR PUBLICLY OWNED POST OFFICE BANK

Council – Derwent Valley Council

Decision Sought

That LGAT requests that the Australian Government commission an expert panel to investigate the feasibility of establishing a publicly owned bank that utilises the branch network of Australia Post for its customer service delivery.

2.4 MOTION – BY-LAWS

Council – Derwent Valley Council

Decision Sought

That engagement occurs with the State Government is essential to develop a set of Model By-Laws. These By-Laws would allow councils to customize their regulations after development, minimizing the current bureaucratic obstacles. Currently, significant barriers in creating and implementing parking and regulatory By-Laws prevent small councils from developing their own regulations.

2.5 MOTION – PROPOSED AMENDMENT TO LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2015: RETROSPECTIVE LEAVE OF ABSENCE FOR COUNCIL MEETINGS

Council – King Island Council

Decision Sought

That LGAT seek an amendment to the Local Government (Meeting Procedure) Regulations 2015 be amended to allow councillors to seek leave of absence retrospectively in emergency situations.

2.6 MOTION – PROPOSED CHANGE TO LOCAL GOVERNMENT (MEETING PROCEDURES) REGULATIONS 2015: VIDEO CONFERENCE ATTENDANCE AT COUNCIL MEETINGS

Council – King Island Council

Decision Sought

That LGAT Request that the Tasmanian Government amend the Local Government (Meeting Procedures) Regulations 2015 to allow councillors to attend Council Meetings via video conferencing in emergency and other special circumstances.

2.7 MOTION – REVIEW OF CAT MANAGEMENT LEGISLATION

Council – Clarence City Council

Decision Sought

That LGAT establishes a review to determine whether or not to develop a sector wide position on cat management and that the determination of any such position be presented to the State Government addressing issues including, but not limited to:

1. The recognition that cat management is a shared responsibility across all levels of government, business and the community;
2. Avenues to increase community awareness, participation and commitment by pet cat owners to manage cats responsibly;
3. Assessment of best practice techniques in relation to the planning, management and control of stray and feral cats;
4. Improved knowledge about feral, stray and domestic cats to better inform management;
5. Minimising the impacts of cats in areas with important conservation values and agricultural assets;
6. Undertake legislative change and the provision of resources to create an effective framework for managing cats, including resourcing for cat management facilities;
7. Review the roles and responsibilities of local and state governments in relation to cat management and resource allocation”.



2.8 MOTION – CREATION OF STATUTORY RIGHTS OF CARRIAGEWAY OVER CROWN ROAD RESERVES *

Council – Huon Valley Council

Decision Sought

That the Local Government Association of Tasmania (LGAT) request the State Government to urgently amend the Crown Lands Act 1976 to establish automatic statutory rights of access over Crown Reserved Road for all landowners to access their adjoining properties that have Reserved Roads accessing their properties as proposed in the 'Crown Lands – Reserved Road, Position Paper, July 2009' to provide certainty of access to landowners generally and for the purposes of meeting access requirements under the Tasmanian Planning Scheme.

2.9 MOTION – DEVELOPMENT ASSESSMENT PANELS UPDATE

Council – Local Government Association of Tasmania

Decision Sought

Motion 1

That LGAT informs the State Government that local government supports the Government's Development Assessment Panels legislation, only if the eligible development applications are limited to social and affordable housing and applications for over \$1M if the council is the applicant and the planning authority.

If this motion is supported, then the second motion does not need to be put. If the motion is lost, then we will put the following motion:

Motion 2

That LGAT informs the State Government that local government rejects the Government's Development Assessment Panels legislation but remains open to a well- designed Development Assessment Panels proposal in concept as a potential tool to resolve specific assessment problems.

2.10 MOTION – DRAFT LGAT STRATEGIC PLAN 2025-2030 AND ANNUAL PLAN 2025*

That Members:

- Endorse the LGAT Strategic Plan 2025-2030
- Note the LGAT Annual Plan 2025

4.1 SAFEGUARDING CHILDREN

Decision Sought

That Members note the update on the LGAT Safeguarding Children Project.

4.2 WORKPLACE HEALTH AND SAFETY REVIEW *

Decision Sought

That Members note the progress on the implementation of the Workplace Health and Safety Review of Elected Representatives (WH&S Review).

4.3 COMMUNITIES OF PRACTICE

Decision Sought

That Members note the update on the Communities of Practice for elected representatives.

4.4 HEALTH AND WELLBEING NETWORK

Decision Sought

That Members note the update on health and wellbeing matters.

4.5 COUNCIL RATING

Decision Sought

That Members note the update on rating matters.

4.6 PROCUREMENT UPDATE

Decision Sought

That Members note the following update on procurement support for councils.

4.7 PLANNING UPDATE

Decision Sought

That Members note the update on planning policy matters.

4.8 EMERGENCY MANAGEMENT AND RECOVERY UPDATE

Decision Sought

That Members note the update on emergency management and recovery matters.

4.9 CLIMATE CHANGE

Decision Sought

That Members note the update on climate change activities.



4.10 REGIONAL TOWNS CCTV PROJECT

Decision Sought

That Members note the update on the Regional Towns CCTV project.

4.11 WASTE MANAGEMENT

Decision Sought

That Members note the update on a number of waste policy matters.

4.12 EVENTS AND PROFESSIONAL DEVELOPMENT OVERVIEW *

Decision Sought

That Members note the report on events and professional development.

11 OFFICER'S COMMENTS/CONCLUSION

The decisions of Council regarding this report will determine how the Northern Midlands Council voting delegate should vote on each of the items listed in the Local Government Association of Tasmania (LGAT) Agenda for the General Meeting to be held on 21 November 2024.

12 ATTACHMENTS

1. 21 November 2024 General Meeting Agenda [14.6.1 - 225 pages]



15 CORPORATE SERVICES REPORTS

15.1 MONTHLY REPORT: FINANCIAL STATEMENT

Responsible Officer: Maree Bricknell, Corporate Services Manager

Report prepared by: Maree Bricknell, Corporate Services Manager

RECOMMENDATION

That Council:

- i) receive and note the Monthly Financial Report for the period ending 31 October 2024, and
- ii) authorise Budget 2024/25 alterations as listed in Item 4.

1 PURPOSE OF REPORT

The purpose of this report is to present the monthly financial reports as at 31 October 2024.

2 INTRODUCTION/BACKGROUND

The Monthly Financial Summary for the period ended 30 September 2024 is circulated for information.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Progress: Economic health and wealth - grow and prosper

Strategic Project Delivery - Build Capacity for a Healthy Wealthy Future

Strategic outcomes:

2.1 Strategic, sustainable, infrastructure is progressive

3.2 Integrated Priority Projects Plan 2021

This plan has been developed with a coordinated perspective to align with local, regional, state and federal plans. Rather than grouping projects by town or assembling a long list of 'nice to have' projects, this plan takes a Council-wide view of needs and opportunities in relation to the strategic investment drivers in the region.

4 ALTERATIONS TO 2024-25 BUDGET

Following a budget review of income and expenditure items the following alterations/variances are highlighted and explained:

SUMMARY FINANCIAL REPORT

For Month Ending: 31-Oct-24 4

A. Operating Income and Expenditure						
	Budget	Year to Date Budget 25%	Actual	(\$,000)	Target 100%	Comments
Rate Revenue	-\$14,648,178	-\$14,648,178	-\$14,454,421	-\$194	98.7%	Raised in July 2024
Recurrent Grant Revenue	-\$5,585,973	-\$2,327,489	-\$340,159	-\$1,987	14.6%	75% FAGS grants paid 23/24
Fees and Charges Revenue	-\$3,112,403	-\$1,037,468	-\$1,314,896	\$277	126.7%	
Interest Revenue	-\$879,650	-\$293,218	\$7,822	-\$301	-2.7%	Timing variance
Reimbursements Revenue	-\$119,799	-\$39,933	-\$58,997	\$19	147.7%	
Other Revenue	-\$2,257,598	-\$752,533	-\$235,706	-\$517	31.3%	Timing variance
	-\$26,603,601	-\$19,098,818	-\$16,396,357	-\$2,702	85.9%	
Employee costs	\$8,432,058	\$2,810,686	\$2,790,576	\$20	99.3%	
Material & Services Expenditure	\$6,982,777	\$2,327,592	\$2,750,409	-\$423	118.2%	



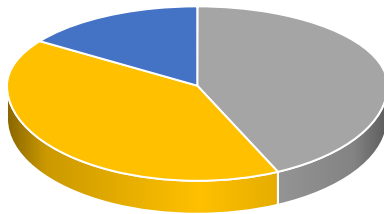
Depreciation Expenditure	\$7,656,898	\$2,552,299	\$2,552,299	\$0	100.0%	
Government Levies & Charges	\$1,238,375	\$412,792	\$404,059	\$9	97.9%	
Councillors Expenditure	\$225,424	\$75,141	\$78,532	-\$3	104.5%	
Interest on Borrowings	\$22,225	\$7,408	\$0	\$7	0.0%	
Other Expenditure	\$1,044,080	\$348,027	\$867,245	-\$519	249.2%	Pensioner Rebates
Plant Expenditure Paid	\$601,400	\$200,467	\$349,839	-\$149	174.5%	
	\$26,203,237	\$8,734,412	\$9,792,959	-\$1,059	112.1%	
	-\$400,364	-\$10,364,405	-\$6,603,398			
Gain on sale of Fixed Assets	\$0	\$0	\$0	\$0	0.0%	
Loss on Sale of Fixed Assets	\$418,967	\$139,656	\$57,451	\$82	41.1%	*Asset recognition EOY
Underlying (Surplus) / Deficit	\$18,603	-\$10,224,750	-\$6,545,947			1*
	\$0		\$0			
Capital Grant Revenue	-\$14,135,645	-\$4,711,882	-\$25,000	-\$4,687	0.5%	
Subdivider Contributions	-\$375,608	-\$125,203	0	-\$125	0.0%	* Not recognised until EOY
Capital Revenue	-\$14,511,253	-\$4,837,084	-\$25,000			
	-		-			
Budget Alteration Requests						
- For Council authorisation by absolute majority						
		Budget Operating	Budget Capital	Actuals		
<i>Capital works budget variances above 10% or \$10,000 are highlighted</i>						
October						
<i>Lfd Hydrology Update Investigation</i>						
	788667		\$50,000			In addition to original budget of \$30,000
<i>Ctown - 12 West Street, Culvert inlet and outlet headwalls</i>						
	788668		-\$20,000			Defer project
<i>Ctown - Stormwater High St west of 1a Bond Street - culvert upgrade</i>						
	788656		-\$30,000			Defer project
August						
No changes						
July						
<i>Fees & Charges - Gas Cylinder Disposal Fee</i>						
	\$10.00 per item					New fee
<i>Fees & Charges - Childcare Vacation Care</i>						
	\$104.00					Full Vacation Day Rate to match Long Day Care Day Rate
<i>Inspiring Positive Futures Program - High Schools</i>						
	Acc 501101	\$16,000.00				Omitted from Budget
<i>Climate Change Action Plan</i>						
	Acc 101010.053	\$29,759.09				Omitted from Budget
<i>Grant Income - Bus Stop DDA Compliance</i>						
	325043.5	-\$25,500.00				
<i>23 Panec Street, Conara</i>						
	707877.5	\$10,000.00				
<i>81 Main Road, Perth</i>						
	0.6	\$7,750.00				
<i>96A Main Road, Perth</i>						
	0.7	\$7,750.00				
<i>Lake Leake Cottage Access Ramp</i>						
	707965					Fund from Building Improv Program

B. Balance Sheet Items				
	Year to Date Actual	Monthly Change	Same time last year	Comments
Cash & Cash Equivalents Balance	Year to Date			
- Opening Cash balance	\$19,266,373	\$22,052,798		
- Cash Inflow	\$11,453,533	\$1,224,516		
- Cash Payments	-\$10,728,968	-\$3,286,375		
- Closing Cash balance	\$19,990,938	\$19,990,938		
Account Breakdown				
- Trading Accounts	\$1,335,706			



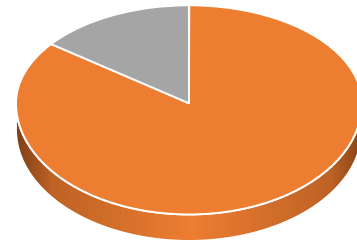
- Investments	\$18,655,232				
	\$19,990,938				
	-				
Summary of Investments					
	Investment Date	Maturity Date	Interest Rate%	Purchase Price	Maturity Value
Tas Corp 24hr Call Account	1/10/2024	31/10/2024	4.35	\$5,872	\$5,893
Commonwealth 24hr Call Account	8/10/2024	31/10/2024	0.25	\$0	\$0
Commonwealth Business Online Saver Account	31/10/2024	31/10/2024	4.35	\$777	\$777
Westpac Corporate Regulated Interest Account	1/10/2024	31/10/2024	4.35	\$150,822	\$150,822
CBA	30/06/2024	4/11/2024	4.97	\$2,000,000	\$2,034,586
CBA	8/10/2024	6/01/2025	4.84	\$1,000,000	\$1,011,934
CBA	8/10/2024	6/12/2024	4.71	\$1,000,000	\$1,007,613
My State Financial	30/06/2024	18/12/2024	5.20	\$3,648,584	\$3,737,469
My State Financial - Online Saver Business	1/08/2024	31/10/2024	0.00	\$25	\$25
Westpac - Stimulus Fund Investment	30/06/2024	16/12/2024	1.60	\$3,000,000	\$3,022,225
Westpac	30/06/2024	25/11/2024	5.09	\$3,000,000	\$3,061,917
Westpac	26/09/2024	28/01/2025	4.94	\$2,000,000	\$2,033,565
Westpac	26/09/2024	26/02/2025	4.99	\$3,000,000	\$3,062,751
Total Investments			0.00	\$18,806,078	\$14,033,260

Investments by Institution



■ Bank of Us (B&E) ■ Tascorp ■ Westpac ■ CBA ■ MyState

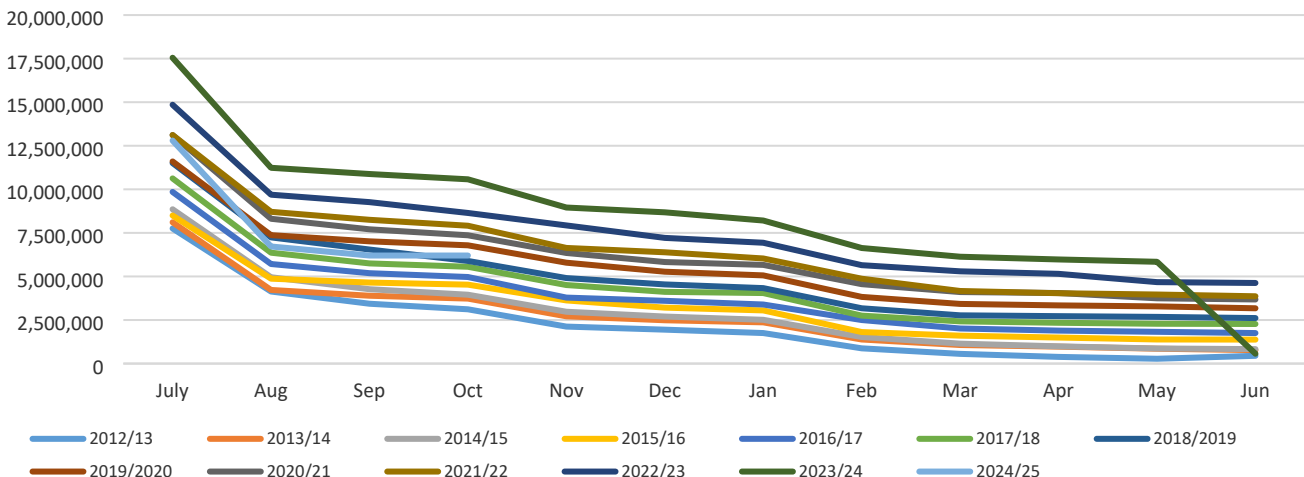
Total Investments by Rating (Standard & Poor's)



■ AA+ ■ AA- ■ BBB ■ Unrated

Rate Debtors	2024/25	% to Raised	Same Time Last Year	% to Raised
Balance b/fwd	-\$44,208		\$4,626,436	
Rates Raised	\$14,464,441		\$14,372,522	
	\$14,420,233		\$18,998,958	
Rates collected	\$8,111,564	56.1%	\$7,832,997	54.5%
Pension Rebates	\$598,238	4.1%	\$564,437	3.9%
Discount & Remissions	\$21,328	0.1%	\$26,783	0.2%
	\$8,731,130		\$8,424,218	
Rates Outstanding	\$6,200,979	43.1%	\$10,574,740	55.7%
Advance Payments received	-\$170,614	1.2%	-\$319,887	2.2%

Outstanding Rates





Trade Debtors	
Current balance	\$504,455
- 30 Days	\$183,767
- 60 Days	\$36,269
- 90 Days	\$31,374
- More than 90 days	\$254,348
Summary of Accounts more than 90 days:	-
- Norfolk Plains Book sales	-
- Hire/lease of facilities	39,405
- Removal of fire hazards	3,545
- Dog Registrations & Fines	18,916
- Private Works	7,607
- Regulatory Fees	7,665
- Govt Reimbursements	177,210



Paid by outlet as sold

Send to Fines Enforcement

C. Capital Program				
	Budget	Actual (\$,000)	Target 33%	Comments
Renewal	\$23,951,009	\$2,893,022	12%	
New assets	\$10,215,407	\$1,773,880	17%	
Total	\$34,166,416	\$4,666,902	14%	
Major projects:				
- Ctown Urban Streetscape Improvements	\$8,234,000	\$271,358	3%	
- Pth Bridge/Culvert Replacements (4)	\$3,327,028	\$28,953	1%	
- Pth Urban Streetscape Improvements	\$3,141,000	\$218,333	7%	
- Fleet Replacement Program	\$1,632,000	\$795,356	49%	
- Lfd Urban Streetscape Improvements	\$1,393,628	\$482,692	35%	
- Ashby Road reconstruction	\$1,135,790	\$246,810	22%	
- Lfd Caravan Park Amenities replacement	\$625,000	\$535,226	86%	
- Lfd Laycock Street Reserve	\$500,768	\$464,838	93%	
- Elphinstone Road Reconstruction	\$365,000	\$13,852	4%	
- Pth Junior Soccer Field	161,855	\$2,566	2%	

* Full year to date capital expenditure for 2024/25 provided as an attachment.

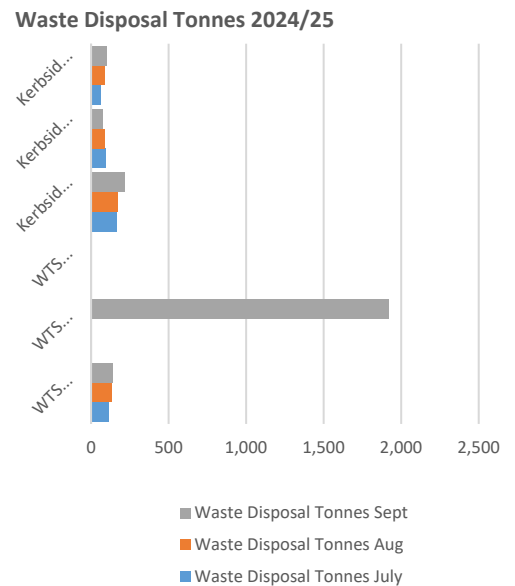
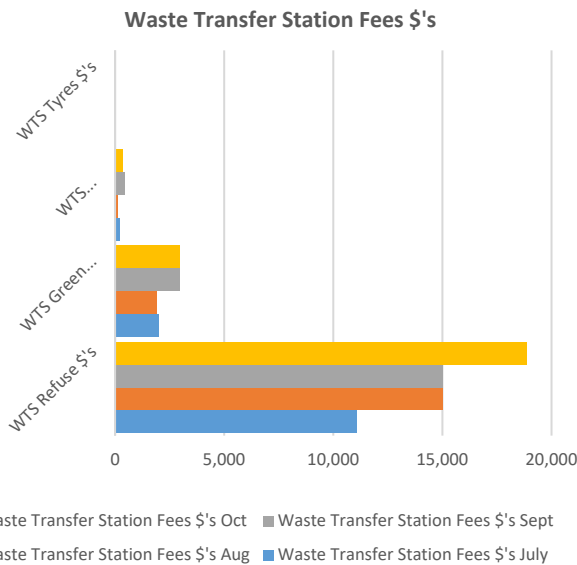
D. Financial Health Indicators				
	Target	Actual	Variance	Trend
Financial Ratios				
- Rate Revenue / Total Revenue	55.1%	88.2%	-33.1%	↘
- Own Source Revenue / Total Revenue	79%	98%	-18.9%	↘
Sustainability Ratio				
- Operating Surplus / Operating Revenue	-0.1%	39.9%	-40.0%	↘
- Debt / Own Source Revenue	35.3%	46.2%	-10.9%	↔
Efficiency Ratios				
- Receivables / Own Source Revenue	31.9%	65.9%	-34.0%	↘
- Employee costs / Revenue	31.7%	17.0%	14.7%	↗
- Renewal / Depreciation	312.8%	113.3%	199.5%	↗
Unit Costs				
- Waste Collection per bin	\$13.56	\$14.91		↔
- Employee costs per hour	\$70.27	\$50.13		↗
- Rate Revenue per property	\$1,916.55	\$1,891.20		↔
- IT per employee hour	\$5.45	\$7.89		↘

E. Employee & WHS scorecard		
	YTD	This Month
Number of Employees	113	113
New Employees	15	5
Resignations	9	1
Total hours worked	55,661	13,963
Medical Treatment Injury	4	0
Property Damage Incident		0
Safety Incidents Reported	1	0



Hazards Reported	0	0	
Workplace Inspections	9	4	
Risk Incidents Reported	11	1	
Insurance claims - Public Liability	0	0	
Insurance claims - Industrial	0	0	
Insurance claims - Motor Vehicle	0	0	
IT - Unplanned lost time	4	2	
Open W/Comp claims	2	0	

F. Waste Management						
Waste Transfer Station	2022/23	2023/24	2024/25 Budget	2024/25		
Year to Date						
Takings						
- Refuse	\$146,790	\$148,749	\$35,087	\$59,879	% change for same period last year	-65%
- Green Waste	\$77,811	\$60,216	\$14,357	\$9,749	% change for same period last year	
- Concrete	\$4,861	\$4,767	\$1,125	\$1,054	% change for same period last year	
- Tyres	257	\$0	\$1,250	\$0		
Total Takings	\$229,719	\$213,732	\$51,819	\$70,682		
Tonnes Disposed						
WTS Refuse Disposed Tonnes	1298	1276	319	382	% change for same period last year	-60%
WTS Green Waste Disposed Tonnes	5970	0	1,333	1920		
WTS Concrete Disposed Tonnes	0	0	-	0		
Kerbside Refuse Disposed Tonnes	2341	2507	627	549	% change for same period last year	-71%
Kerbside Recycling Disposed Tonnes	1035	1029	257	251	% change for same period last year	-67%
Fogo Disposed Tonnes	488	1308	327	240	% change for same period last year	-76%
Total Waste Tonnes Disposed	11132	6120	2863	3342		



5 OFFICER COMMENTS

Copies of the financial reports are also made available at the Council office.

6 ATTACHMENTS

1. Monthly Financial Report - October 2024 [15.1.1 - 1 page]
2. Monthly Capital Financial Report - October 20254 [15.1.2 - 6 pages]



16 WORKS REPORTS

16.1 PINE TREES LOCATED ON PRIVATE PROPERTY AT DRUMMOND STREET, PERTH

Responsible Officer: Leigh McCullagh, Works Manager

Report prepared by: Leigh McCullagh, Works Manager & Gail Eacher, Executive Assistant

RECOMMENDATION

That Council

a) serve notice on the Property Owners to commence with the removal of the trees, with the property owner to bear all costs;

OR

b) meet with the Property Owner to discuss a way forward in relation to the removal of the trees;

AND

c) in the event that the Property Owner is unwilling to progress with the removal of the trees, that legal advice be sought.

1 PURPOSE OF REPORT

This report has been prepared in response to a Notice on Motion put forward by Deputy Mayor Lambert at the 21 October 2024 Council Meeting, requesting that Council Officers prepare a report, detailing all options regarding the future of the pine trees in Drummond Street, Perth.

2 INTRODUCTION/BACKGROUND

2.1 Notice of Motion:

At the 21 October 2024 Council meeting, Deputy Mayor Lambert put forward the following motion which was carried unanimously:

MINUTE NO. 24/0324

DECISION

Deputy Mayor Lambert/Cr McCullagh

That Council Officers support Deputy Mayor Lambert's motion.

To bring back a report to the next Council Meeting detailing all options regarding the future of the pine trees in Drummond Street Perth. Report to include action taken to date with all known parties, including but not limited to, council, landowner (owner of the trees), State Growth, residents and other relevant parties, regarding options for the safe removal of the pine trees, setting out individual parties' legal and financial responsibilities, and the heritage status of the trees.

Carried Unanimously

Deputy Mayor Lambert provided the following background to the notice of motion:

1. A public meeting was recently held with residents who are concerned with the deteriorating condition of the pine trees in Drummond Street Perth. This has been ongoing for many years and has become an urgent issue since the recent storm event where a huge tree limb fell over the boundary fence and onto Drummond Street.
2. Many residents opposite the trees have experienced issues over the years including debris constantly clogging their gutters, even getting into the roof cavities, and coming out through bathroom vents.
3. There is a real danger of injury to pedestrians, motorists and residents living opposite these trees in Drummond Street.



4. The landowner was invited to the community meeting or to meet with the community member who initiated the meeting, to discuss the communities' concerns, including future options for the quick and safe removal of the Drummond Street pine trees.

2.2 History and Heritage:

In 2018 Council commissioned Enspec Environment and Risk to undertake an assessment of the trees. They conducted a Visual Tree Assessment (VTA) on the 12th July 2018, the report notes:

ENSPEC was requested by Northern Midlands Council to conduct a ground-based assessment and provide a report regarding a row of pine trees at 35 Drummond St, Perth. The trees have been raised as a concern by local residents. The row is comprised of 41 Pinus radiata (Monterey Pine) stretching for ~250 metres along the south side of Drummond Street, Perth. The trees are behind a wire fence and are therefore assumed to be on private land. The row runs on the south side of the road opposite 60A to 72A Drummond Street and form a shelter belt on the north side of a grazing paddock. The trees are variable in size but range up to 20 metres in height and 20 metres in canopy spread. Their health ranges from good to dead. They are all considered to be of poor structure as a result of previously being lopped. The trees are not large enough to directly threaten the residential properties on the north side of the road, but the collapse of a large scaffold limb onto the road is currently considered a Medium risk of either directly hitting a powerline, a moving vehicle, or of blocking the road, potentially leading to an accident within a 12-month period. Once gaps start to occur in established rows of pines, the risk of further failures increase significantly. If the trees are retained in their current state, a major failure onto the road or powerlines is inevitable. ENSPEC's key recommendations – Remove the row of Pinus radiata (Monterey Pine).

The trees are not heritage listed on the Tasmanian Heritage Register or in the planning scheme, and are not listed as Significant Trees in the planning scheme. The property is not heritage listed and is outside of Perth's Heritage Precinct.

Research into Council records indicates that this matter has been ongoing at least from 2001, with a number of letters being addressed to the property owner over a number of years; however, no notice has been issued by Council to request the removal trees.

Record of Correspondence includes:

- 2020-11 - Brian Mitchell, enquired re complaint received regarding safety from a local resident.
- 2020-08 – Council received a complaint and referred same to Department of State Growth as the roadway was within their control at that time.
- 2009 – Response received from property owner advising that quote was being sought to have the trees removed.
- 2009-04 – Council wrote to property owner.
- 2008-08 – Response received from property owner requesting to retain the trees.
- 2008-07 – Council wrote to property owner advising of the danger the trees pose.
- 2008-03 – Correspondence received from property owner.
- 2008-02 – Council wrote to the property owner.
- 2007-08 – Council received correspondence from the Speaker of the House of Assembly Tasmania.
- 2007-07 – Correspondence sent to property owner following on-site meeting with local residents.
- 2007-07 – Correspondence sent making arrangements for on-site meeting with Mayor and local residents.
- 2007-06 – Correspondence to property owner requesting on-site meeting.
- 2007-03 – Correspondence sent to the Speaker of the House of Assembly Tasmania.
- 2005-11 – Correspondence received from Department of Infrastructure Energy and Resources re an Arborists Report being commissioned.
- 2005-11 – Correspondence sent to Department of Infrastructure Energy and Resources.
- 2003-08 – Council wrote to the property owner in relation to a serious incident which had occurred, as a result of a tree falling on Drummond Street.



- 2003-08 – Correspondence sent to Department of Infrastructure Energy and Resources.
- 2003-08 – Council received photographic advice of one of the trees falling and narrowly missing a vehicle.
- 2003-08 – Council received an email from Aurora Energy re the tree falling onto Drummond Street.
- 2001-01 – Informal response received from property owner advising that no action would be taken.
- 2001-01 – Council wrote to the property owner requesting an arborist inspect the trees and remove dangerous limbs and advising tree removal would require Planning approval.

In addition to the above catalogue of correspondence, complaints and correspondence have been received from and sent to neighbours residing on Drummond Street in relation to the trees.

3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Lead: Serve with honesty, integrity, innovation and pride

Leaders with Impact

Strategic outcomes:

- 1.1 Council is connected to the community
- 1.2 Councillors serve with integrity and honesty
- 1.3 Management is efficient, proactive and responsible

People: Culture and society - a vibrant future that respects the past

Sense of Place - Sustain, Protect, Progress

Strategic outcomes:

- 3.4 Towns are enviable places to visit, live and work

Place: Nurture our heritage environment

Environment - Cherish, Sustain our Landscapes and Preserve, Protect Our Built Heritage for Tomorrow

Strategic outcomes:

- 4.2 Meet environmental challenges

3.2 Integrated Priority Projects Plan 2021

Not applicable.

4 POLICY IMPLICATIONS

Council does not ordinarily remove trees from private property at Council cost.

5 STATUTORY REQUIREMENTS

5.1 Local Government (Highways) Act 1982

39. Obligation of occupiers to cut back vegetation, &c.

(1) In this section, **vegetation** includes any tree, hedge, and shrub.

(2) Where the corporation is of the opinion that it is necessary to do so to remove or reduce the danger to persons using a local highway arising from the obstruction of their view by any vegetation or structure on any land, it may require the occupier of the land to cut, trim, or reduce the height of the vegetation or structure to the extent or in the manner specified in the notice.

(3) The corporation may require the occupier of land on which a hedge or live fence is growing to remove seedlings, suckers, or offsets from the hedge or fence that have grown on a local highway.

(4) Where the roots of a tree interfere with the pavement of, or anything in, a highway in a city or town, the corporation may require the occupier of the land on which the tree is growing to kill or remove the tree or cut off its roots within the boundaries of the land.

(5) The corporation may require the occupier of any land abutting upon a highway or any other way to remove from the land ferns, weeds, rubbish, scrub, undergrowth, or dry grass.



(6) The corporation may require the occupier of land on which any vegetation is growing to remove a branch or other part of the vegetation that overhangs a local highway and that is less than –

(a) 2.5 metres above a part of the highway that is intended mainly for the use of pedestrians;

(b) 4.5 metres above any other part of the highway that is not intended for use as a carriage-way; or

(c) 6 metres above a part of the highway that is intended for use as a carriage-way.

(7) Without prejudice to the exercise of any of its powers under the foregoing provisions of this section, the corporation may require the occupier of the land on which a tree is growing or standing to remove the tree or any specified part of it if the corporation is of the opinion that it is desirable to do so to remove a danger, obstruction, interference, or inconvenience to the use of the highway.

(8) A requirement under this section shall be made by written notice served on the occupier stating the time within which the requirement is to be complied with, not being less than 14 days from the service of the notice.

(9) If a requirement made under this section is not complied with, the corporation may carry out the requirement and recover the expenses reasonably incurred from the occupier of the land to which it relates.

(10) [\[Section 39 Subsection \(10\) substituted by No. 73 of 2001, Sched. 1, Applied:01 Jul 2002\]](#) A person who is aggrieved by a requirement made under [subsection \(7\)](#) may apply to the Magistrates Court (Administrative Appeals Division) for a review of the requirement.

5.2 Land Use Planning and Approvals Act 1993

The Tree Assessment Report (ENSPEC, 18th July 2018) gives the trees a risk assessment score of Medium which includes a Major consequence score which includes:

- Human impacts - serious and / or extensive injuries requiring medical treatment with hospital admission.
- Significant property damage / partial loss - will require substantial works to repair the building.
- Damage likely to be greater than \$20,000 and less than \$100,000.

Vegetation removal for safety reasons where the work is required for the removal of dead wood, or treatment of disease, or required to remove an unacceptable risk to public or private safety, or where the vegetation is causing or threatening to cause damage to a substantial structure or building is exempt from requiring a planning permit under clause 4.4.1 (g) of the Tasmanian Planning Scheme – Northern Midlands.

Having regard to the findings of the Tree Assessment Report (ENSPEC, 18th July 2018), it is considered that the trees present an unacceptable risk to public and private safety, and the vegetation is threatening to cause damage to a substantial structure (powerlines).

Removal of the trees as detailed in the Tree Assessment Report (ENSPEC, 18th July 2018) is exempt from requiring a planning permit under clause 4.4.1 (g) of the Planning Scheme.

6 FINANCIAL IMPLICATIONS

Cost for removal and disposal of the pine trees is estimated at approximately \$38,000 to \$45,000.

7 RISK ISSUES

The risks include:

- Falling limbs and or trees may impact road users, including pedestrians and result in injury and/or death;
- The property owner may not agree to remove the trees;
- The property owner may agree to the removal of the trees subject to a financial contribution by Council; and
- A precedent could be set if Council were to agree to contribute financially to the removal of the trees.

8 CONSULTATION WITH STATE GOVERNMENT

Council has in the past been in contact with the Department of Infrastructure Energy and Resources (now known as Department of State Growth) when Drummond Street was part of the State Road network. Proclamations under section



3 of the *Highways Act 1951* and sections 7 and 52A under the *Roads and Jetties Act 1935* were published in the Government Gazette on 21 February 2024, at which time Council took ownership of Drummond Street.

9 COMMUNITY CONSULTATION

Since 2001 a number of complaints have been received from the residents of Drummond Street.

10 OPTIONS FOR COUNCIL TO CONSIDER

Council has the option to

- Take no action;
- Request the property owners to remove the trees at their expense;
- Request the property owners to remove the trees and Council contribute, either in-kind or financially, to the cost of removal of the trees, noting that this may set a precedent; or
- Seek legal advice on legislative avenues to require the removal of the trees.

11 OFFICER'S COMMENTS/CONCLUSION

The trees are the legal responsibility of the property owner and if a fallen tree branch causes damage to property or injury to persons, the tree-keeper's liability will depend on whether the tree was overhanging, whether the damage was foreseeable, and whether the tree-keeper took reasonable precautions to prevent damage or injury from occurring.

Extract from Slater and Gordon Lawyers website:

Private property owners are responsible for trees located on their property

If you believe that a tree on your property is unsafe or have received a complaint about the safety of a tree, you should arrange to have an arborist assess the tree's health. If the tree is found to be diseased or unstable, you should have it lopped or removed. If you don't, you could be liable for any injuries to neighbours, visitors or others.

You could also be liable for damage to your neighbour's property, including their house, vehicles or pool. Your neighbour will be able to make an insurance claim, but if you are found liable their insurance company may be able to recoup their losses from your insurance company.

It's important to ensure that arborists who come on to your property are properly qualified and have public liability insurance. If they don't have insurance and are injured while working on your property, or someone else is hurt as a result of their work, you the property owner could be liable.

If a tree in good condition falls or drops limbs as a result of bad weather it will likely be considered an act of god.

A property owner's home insurance should cover any property damage that results from a tree falling or dropping limbs in such circumstances.

The 2018 ENSPEC report recommended *the removal of all of the pine trees Pinus radiata (Monterey Pine), being 41 trees, at 35 Drummond St, Perth.*

The inspection was undertaken some 6 years ago and, to Council's knowledge, the current health of the trees has not been assessed since that time. It is unknown how many of the trees remain and their current health status. However, the 2018 report noted *Once gaps start to occur in established rows of pines, the risk of further failures increase significantly. If the trees are retained in their current state, a major failure onto the road or powerlines is inevitable. ENSPEC's key recommendations – Remove the row of Pinus radiata (Monterey Pine).*

Additional information in relation to this matter has been provided in Closed Council.

12 ATTACHMENTS

1. Enspec Report 12 July 2018 [16.1.1 - 10 pages]



16.2 NOTICE TO CHANGE A LOCAL HIGHWAY: CLOSURE OF 505M SECTION OF YOUL ROAD, PERTH

Responsible Officer: Leigh McCullagh, Works Manager

Report prepared by: Jonathan Galbraith, Engineering Officer

RECOMMENDATION

That Council, pursuant to the *Local Government Highways Act 1982*, close a 505m section of Youl Road Perth, from intersection of Edward towards Cromwell Streets (as described within this report) to vehicular traffic in order to upgrade stormwater drainage and to develop the area as public open space for recreation, including shared pathways.

1 PURPOSE OF REPORT

The purpose of this report is to provide Council with information regarding the closure of part of Youl Road, between Drummond and Edward streets to vehicular traffic in order to develop parkland.

2 INTRODUCTION/BACKGROUND

Council received and considered a report at the 20 May 2024 Council meeting, at which time the following was the decision of Council:

MINUTE NO. 24/0174

DECISION

Cr Andrews/Cr Archer

That Council progress the closure of Youl Road, between Edward and Drummond streets, develop the area as public open space and upgrade stormwater drainage.

Carried Unanimously

At the Council meeting on 16 September 2024 it was resolved that:

MINUTE NO. 24/0311

DECISION

Cr Terrett/Deputy Mayor Lambert

That Council commence the process to close a 505m section of Youl Road, from intersection of Edward towards Cromwell streets (as described within this report and associated plan) in order to upgrade stormwater drainage and to develop the area as public open space for recreation, including shared pathways.

Carried Unanimously

Following this decision Council Officers commenced the process required under the *Local Government Highways Act 1982*. The proposal to close a 505 metre section of Youl Road to vehicular traffic from the intersection with Edward Street (at coordinate E513783, N5397679) to the intersection with Cromwell Street (at coordinate E516463, N5397280) to develop the area as public open space and upgrade stormwater drainage was advertised and residents in the area were notified and given the opportunity to lodge a representation in accordance with the Act. No formal representations were received, but one concern was raised verbally with Council officers after the representation period had closed. The concern was raised by a resident of Cromwell Street who was concerned about an increase in vehicular traffic on that street.

The State Transport Commissioner was also notified of the proposed closure and advice was received that they had no objections to the plans.



3 STRATEGIC PLAN & INTEGRATED PRIORITY PROJECTS PLAN

3.1 Strategic Plan 2021-2027

The Strategic Plan 2021-2027 provides the guidelines within which Council operates.

Progress: Economic health and wealth - grow and prosper

Strategic Project Delivery - Build Capacity for a Healthy Wealthy Future

Strategic outcomes:

2.1 Strategic, sustainable, infrastructure is progressive

Place: Nurture our heritage environment

Environment - Cherish, Sustain our Landscapes and Preserve, Protect Our Built Heritage for Tomorrow

Strategic outcomes:

4.1 Cherish and sustain our landscape

4.2 Meet environmental challenges

3.2 Integrated Priority Projects Plan 2021

This plan has been developed with a coordinated perspective to align with local, regional, state and federal plans. Rather than grouping projects by town or assembling a long list of 'nice to have' projects, this plan takes a Council-wide view of needs and opportunities in relation to the strategic investment drivers in the region. This matter has relevance to:

Foundation Project/s:

Projects which are expected to have a transformational impact on the community. Council considers these projects to be a focal point for investment in the Northern Midlands region.

4.3 Sheepwash Creek Corridor & Open Spaces:

Sheepwash Creek has the potential to become an attractive, appealing open space corridor complemented by its associated open spaces. Implementation of these projects would make this a reality and enhance Perth's natural charm.

4 POLICY IMPLICATIONS

The Sheepwash Creek upgrade is one of Council's foundation projects which is expected to have a transformational effect on the community by reducing flood risk and providing more public open space.

5 STATUTORY REQUIREMENTS

The following Acts have relevance to this matter:

5.1 Local Government Highways Act 1982

14. Closure and diversion of highways

(1) [Section 14 Subsection (1) amended by No. 87 of 1993, s. 5]If, in the opinion of the corporation, a local highway or part of a local highway should be diverted or closed for the public benefit, in the interests of public safety or because of lack of use, it may

–

(a) if it is satisfied, in the case of a diversion of a highway, that standard requirements, if applicable, have been complied with; and

(b) not less than 28 days after a written notice of its intention to do so –

(i) has been served on each of the owners and occupiers affected;

(ii) has been served on the Transport Commission;

(iii) has been displayed in a prominent position at each end of the highway; and

(iv) has been published twice in separate issues of a local newspaper circulating in the municipality in which the highway is situated –

close or divert the highway in respect of all traffic or particular types of traffic or subject to the reservation of a footpath or some other highway that may be used only for limited purposes.

(2) A notice under [subsection \(1\)](#) may apply to 2 or more highways that are connected with one another.

(3) Subject to [subsection \(4\)](#), a notice under [subsection \(1\)](#) shall contain a map or plan showing the proposed closure or diversion



to which it relates.

(4) A notice under [subsection \(1\)](#) that is required to be published in a newspaper may, instead of containing such a map or plan as is referred to in [subsection \(3\)](#), contain a statement of a place in the municipality in which the highway is situated where the plan may be inspected free of charge at all reasonable hours.

(5) An interested person may, before the expiration of a notice under [subsection \(1\)](#), give written notice to the corporation of his objection to the proposed closure or diversion.

(6) [\[Section 14 Subsection \(6\) substituted by No. 68 of 2003, Sched. 1, Applied:15 Dec 2003\]](#) The corporation is to refer each objection that it is notified of under [subsection \(5\)](#) to the Magistrates Court (Administrative Appeals Division).

(7) [\[Section 14 Subsection \(7\) substituted by No. 68 of 2003, Sched. 1, Applied:15 Dec 2003\]](#) The Magistrates Court (Administrative Appeals Division) has power to receive and determine the objection as if it were an application to review the decision relating to the proposed closure or diversion and, in addition to its powers under the [Magistrates Court \(Administrative Appeals Division\) Act 2001](#), the Court may make a local highway order –

(a) upholding the objection; or

(b) authorizing the proposed closure or diversion.

(8) [\[Section 14 Subsection \(8\) amended by No. 68 of 2003, Sched. 1, Applied:15 Dec 2003\]](#) An order under [subsection \(7\)\(b\)](#) may prohibit, in whole or in part, the closure or diversion authorized by the order until such conditions as may be specified in the order have been fulfilled, being conditions that the Magistrates Court (Administrative Appeals Division) considers proper to impose for the provision or preservation of the means of communication by highway or the means of access to a highway.

(9) [\[Section 14 Subsection \(9\) amended by No. 68 of 2003, Sched. 1, Applied:15 Dec 2003\]](#) Where the Magistrates Court (Administrative Appeals Division) makes an order under [subsection \(7\)\(b\)](#), the Minister shall, as soon as possible after the making of the order, cause a notice containing particulars of the order to be published in the Gazette.

(10) A diversion of a highway that is opened under this section by a corporation is maintainable by the corporation.

31. Obstructions for prohibition or restriction of vehicular traffic

(1) A corporation may, with the approval of the Transport Commission, construct or place obstructions in a local highway for the purpose of preventing or restricting the movement of vehicular traffic.

(2) Before making an application under this section for the approval of the Transport Commission, the corporation shall cause a notice to be published twice in separate issues of a local newspaper circulating in the municipality of its intention to make the application, specifying the situation and nature of the obstruction and stating that written representations may be made to the corporation with respect to the matter before such day as is specified in the notice, being a day not earlier than 28 days after its first publication.

(3) The Transport Commission shall not give its approval under this section in respect of an obstruction unless there has been submitted to the Commission a copy of the notice published under [subsection \(2\)](#), together with evidence that it has been published as required by that subsection and copies of any representations made to the corporation in accordance with the notice and its comments on those representations.

5.2 Urban Drainage Act 2013

6 FINANCIAL IMPLICATIONS

The proposed works are part of the Sheepwash Creek upgrade.

Costs are estimated as follows:

• Convert approximately 505m of existing roadway to shared path	\$ 20,000
• Construct new kerb and channel	\$ 25,000
• Road widening works and construction of carparking	\$ 35,000
• Tree planting and public open space works	\$ 50,000
• Project management, design (not including stormwater), legal fees etc.	\$ 10,000
• Total	\$ 130,000

A budget allocation has been made for improvements to Youl Road Perth, the allocation will allow these works to be commenced.

7 RISK ISSUES

There is a risk that some community members may be concerned that closing this road will increase travel times to their property or direct more traffic onto other nearby roads. Any increase in travel times is likely to be less than one minute



and Youl Road now only services a small number of properties so any traffic increases are not likely to be significant. The section of Youl Road that is to be closed is subject to flooding and is often closed when there is significant flooding in Sheepwash Creek.

There is a risk of delays in the construction work due to the complexities associated with constructing an underpass and drainage works in the rail corridor.

8 CONSULTATION WITH STATE GOVERNMENT

Council has consulted with the state government extensively regarding the transfer of Youl Road and other roads to Council.

In regard to the construction of the Perth Link Road, Council was notified by the State Government on 23 February 2024 that proclamations under section 3 of the *Highways Act 1951* and sections 7 and 52A under the *Roads and Jetties Act 1935* were published in the Government Gazette on 21 February 2024; and in particular of relevance to this matter, the transfer of Youl Main Road (Youl Road) from its intersection with Main Road, to its intersection with Drummond Street.

The State Transport Commissioner was notified of the proposed closure and advice was received that they had no objections to the plans.

9 COMMUNITY CONSULTATION

Council consulted with the community regarding the Sheepwash Creek Flood Mitigation Strategy over several years.

Consultation has been carried out with the community in accordance with the *Local Government Highways Act 1982*.

10 OPTIONS FOR COUNCIL TO CONSIDER

Council can now commence detailed design and construction works on the proposed stormwater upgrade and shared path.

11 OFFICER'S COMMENTS/CONCLUSION

The proposed road closure will allow other stormwater and flood mitigation works to be carried out in the area. These works will assist in reducing flooding risk in Western Perth.

Traffic counts have indicated that the section of Youl Road that is to be closed now has very low usage and while there will be some increase in the number of vehicles using Cromwell Street the closure of Youl Road will not have a significant impact.

The works will provide an important pedestrian link between the western area of Perth and the main street area, shops and the school. Currently there are some sections of footpath missing and pedestrians are forced to walk on the road to reach the Perth Main Street.

In order to close the road Council is required to follow the process set out under either *sections 14 or 31* of the *Local Government Highways Act*.

12 ATTACHMENTS

Nil



17 ITEMS FOR THE CLOSED MEETING

RECOMMENDATION

That Council move into the “Closed Meeting” with the Acting General Manager/Corporate Services Manager, Works Manager, Project and Building Compliance Manager, Senior Planner, Executive Officer and Executive Assistant to discuss Closed Council Items.

Item	Local Government (Meeting Procedures) Regulations 2015 Reference
Confirmation of Minutes	15(2)(g)
Applications for Leave of Absence	15(2)(h)
Procedural Matters	15(2)(d)
Personnel Matters	15(2)(a)
Action Items: Closed Council Status Report	15(2)(g)
Legal Matter	15(2)(i)
Personnel Matters	15(2)(a)
Drummond Street Trees	15(2)(d)
Compliance Matter	15(2)(i)
Cressy Pool Committee Request	15(2)(g)
Workforce Plan	15(2)(a)

Local Government (Meeting Procedures) Regulations 2015 - Part 2 - Meetings

- (a) *personnel matters, including complaints against an employee of the council and industrial relations matters;*
- (b) *information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the council is conducting, or proposes to conduct, business;*
- (c) *commercial information of a confidential nature that, if disclosed, is likely to -*
 - (i) *prejudice the commercial position of the person who supplied it; or*
 - (ii) *confer a commercial advantage on a competitor of the council; or*
 - (iii) *reveal a trade secret.*
- (d) *contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal;*
- (e) *the security of -*
 - (i) *the council, councillors and council staff; or*
 - (ii) *the property of the council.*
- (f) *proposals for the council to acquire land or an interest in land or for the disposal of land;*
- (g) *information of a personal and confidential nature or information provided to the council on the condition it is kept confidential;*
- (h) *applications by councillors for a leave of absence;*
- (i) *matters relating to actual or possible litigation taken, or to be taken, by or involving the council or an employee of the council;*
- (j) *the personal hardship of any person who is a resident in, or is a ratepayer in, the relevant municipal area.*



18 CLOSURE

RECOMMENDATION

That Council move out of the "Closed Meeting".

Mayor Knowles closed the meeting at