

Brighton Council

ATTACHMENTS ORDINARY COUNCIL MEETING 17 SEPTEMBER 2024







MINUTES OF THE ORDINARY COUNCIL MEETING

OF THE BRIGHTON COUNCIL, HELD IN THE COUNCIL CHAMBERS,

COUNCIL OFFICES, 1 TIVOLI ROAD, OLD BEACH

AT 5.30P.M. ON TUESDAY, 20 AUGUST 2024

- PRESENT: Cr Gray; Cr Curran; Cr De La Torre; Cr Geard; Cr Irons; Cr McMaster; Cr Murtagh; Cr Owen and Cr Whelan
- IN ATTENDANCE: Mr J Dryburgh (General Manager); Mr C Pearce-Rasmussen (Director Asset Services); Mrs J Blackwell (A/Director Development Services); Ms J Banks (Director, Governance & Regulatory Services) & Ms A Turvey (Manager, Community Development & Engagement)

1. Acknowledgement of Country

2. Apologies / Applications for leave of absence

All members were present.

3. Confirmation of Minutes

3.1 Ordinary Council Meeting

The Minutes of the previous Ordinary Council Meeting held on the 16th July 2024 are submitted for confirmation.

RECOMMENDATION:

That the Minutes of the previous Ordinary Council Meeting held on 16th July 2024, be confirmed.

DECISION:

Cr Geard moved, Cr De La Torre seconded that the Minutes of the previous Ordinary Council Meeting held on 16th July 2024, be confirmed.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr CurranCr De La TorreCr GeardCr GeardCr GrayCr GrayCr IronsCr McMasterCr MurtaghCr OwenCr Whelan

4. Declaration of Interest

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

In accordance with Section 48(4) of the *Local Government Act 1993*, it is the responsibility of councillors to then notify the general manager, in writing, the details of any interest(s) that the councillor has declared within 7 days of the declaration.

There were no declarations of interest.

5. Public Question Time and Deputations

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

There was no requirement for public question time.

6. Reports from Council

6.1 Mayor's Communications

The Mayor's communications were as follows:

- 17/7 Meeting with Tas Irrigation (+GM in attendance)
- 18/7 Meeting with Marriner Group (+ GM in attendance)
- 18/7 Official Opening of Gagebrook Renewal Project Criz Fitzpatrick Community Park
- 25/7 LGAT GMC Dinner
- 26/7 LGAT General Meeting & AGM
- 26/7 LGAT Networking Dinner
- 26/7 GMC Meeting
- 27/7 Elected Members Professional Development Day

- 30/7 Meeting with General Manager
- 31/7 Meeting with Brian Mitchell MP
- 5/8 Meeting with Minister Eric Abetz (+GM in attendance)
- 6/8 Meeting with Susie Bower (+GM and Manager, Community Development)
- 6/8 General Managers Performance Review Committee Meeting
- 7/8 Meeting with Tasmania Police (+GM in attendance)
- 13/8 Meeting with Jane Howlett MP
- 15/8 LGAT CEO Performance Review Meeting
- 16/8 Launch of Marriner Group Development
- 20/8 Council Meeting

RECOMMENDATION:

That the Mayor's communications be received.

DECISION:

Cr Owen moved, Cr McMaster seconded that the Mayor's communications be received.

CARRIED

VOTING R	ECORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

6.2 Reports from Council Representatives

• Cr De La Torre recently attended the Holy Rosary Catholic School and addressed the Grade 4 Students on Local/State and Federal governments.

RECOMMENDATION:

That the verbal report from Council representatives be received.

DECISION:

Cr Irons moved, Cr McMaster seconded that the verbal report from Council representatives be received.

3

CARRIED

VOTING RECORDIn favourAgainstCr CurranCrCr De La TorreCr GeardCr GeardCr GrayCr IronsCr IronsCr McMasterCr MurtaghCr OwenCr Whelan

7. Miscellaneous Correspondence

- Letter to Minister Eric Abetz MP dated 15th August 2024 from the Mayor regarding public transport, DSG landscaping standards & Bridgewater Bridge growth precinct.
- Letter to Minister Michael Ferguson MP dated 12th August 2024 from the Mayor regarding East Derwent Highway/Midland Highway interchange.
- Copy of letter sent to Minister Eric Abetz MP dated 29 July 2024 from Senator Wendy Askew regarding public transport.
- Decision from Tasmanian Planning Commission dated 9th July 2024 regarding Draft Amendment RZ 2023-005 to rezone land at Old Beach from Rural Living Zone A to Future Urban.

8. Notification of Council Workshops

In accordance with the requirements of Section 8(2)(c) of the Local Government (Meeting Procedures) Regulations 2015.

There were no Council workshops held since the previous Ordinary Council meeting.

9. Notices of Motion

There were no Notices of Motion.

10. Consideration of Supplementary Items to the Agenda

In accordance with the requirements of Part 2 Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*, the Council, by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- (a) the reason it was not possible to include the matter on the agenda, and
- (b) that the matter is urgent, and
- (c) that advice has been provided under Section 65 of the *Local Government Act 1993*.

The General Manager advised that there were no supplementary agenda items.

11. Reports from Committees

There were no Committee Meetings in August 2024.

There were no Committee Meetings held in August 2024.

12. Council Acting as a Planning Authority

Under the provisions of the *Land Use Planning and Approvals Act 1993* and in accordance with Regulation 25 of the *Local Government (Meeting Procedures) Regulations 2015*, the Council will act as a planning authority in respect to those matters appearing under Item 12 on this agenda, inclusive of any supplementary items.

There were no Planning Authority items listed for this meeting.

13. Petitions

13.1 Petition - halt the rezoning of Cobbs Hill Area from Rural Residential to Residential

An electronic petition via Change.org was received by Cr De La Torre on the 10th August 2024 with 516 signatories.

Petition Subject:

Halt the rezoning of Cobbs Hill Area from Rural-Residential to Residential

Petition statement and action requested:

The tranquility and value of Cobbs Hill, particularly Sorell and Samuel Streets, Tranquility Crescent, Serenity Drive and surrounding area in Bridgewater, are under threat due to a proposal to rezone the area from rural-residential to residential. This area is home to many who chose it specifically for its rural living benefits. We are individuals who invested in this area, who carved out a peaceful home amidst the hustle and bustle. We now risk losing the very essence of our chosen lifestyle due to this proposal.

Our concerns extend beyond just our homes and way of life. The rezoning could disrupt the existing ecology, and will increase population density with 280 new dwellings allowed under rezoning classification, potentially leading to infrastructure strain and increased traffic and crime. Australia's Housing Industry Association states that such rezoning often results in strains on public amenities and services, noise pollution, and various environmental impacts.

We implore the Brighton Council and the relevant authorities to reconsider the proposed rezoning. Let us preserve the qualities that make Cobbs Hill and surrounding area a unique and desirable place to live in. Let us remember that homes are not merely properties; they hold memories, dreams, and the promise of a peaceful life. We urge everyone who cherishes their right to choose their lifestyle to sign this petition. Together, we can safeguard the rural allure of Cobbs Hill and surrounds.

This petition complies with Section 57 of the *Local Government Act 1993* and is accordingly tabled. In accordance with Section 58 of the Act the General Manager is to table the petition at the next ordinary meeting of the Council, enabling Council to receive it.

A recommendation in relation to the petition has been provided below.

RECOMMENDATION:

That:

- a) the Petition be received; and
- b) that the concerns raised by petitioners be noted and considered as part of the Sorell Street Master Plan consultation process.

DECISION:

Cr Murtagh moved, Cr Curran seconded that:

- a) the Petition be received; and
- b) that the concerns raised by petitioners be noted and considered as part of the Sorell Street Master Plan consultation process.

CARRIED

VOTING RE	CORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

14. Officers Reports

14.1 Endorsement of Brighton Community Volunteer Strategy

Author:	A Turvey (Manager, Community Development & Engagement)
Authorised:	J Dryburgh (General Manager)

Background

In 2022 Brighton Council began working with Volunteering Tasmania to develop a volunteering strategy specifically for our local communities.

This is a process that Volunteering Tasmania has undertaken with several other councils around Tasmania in order to support community and volunteer organisations navigate the future of volunteering and ensure that there is some definite focus on adapting for the current and future needs of volunteers.

The national statistics on volunteering show that the number of people volunteering is in decline. Volunteers contributed 596.2 million hours to the community in 2019. This is a 20% decrease in the total number of volunteering hours from 2014 (743.3 million hours). In 2020, they contributed 489.5 million hours, a further decrease of 18% (Volunteering Australia, March 2024). Volunteering is a core part of how Australian society operates and a significant decline in volunteers would have a huge social and economic impact on how we live in our communities.

In December 2022, a co-design team was formed by open invitation to begin developing the Brighton Community Volunteer Strategy. As a result, this is very much a strategy developed by the community for the community, directly from the co-creation workshops and community consultation stages.

In May 2024 during National Volunteer Week, a draft Brighton Community Volunteer Strategy was endorsed by Council for community feedback. The consultation period was open from 23 May to 20 June 2024. The opportunity to provide feedback was communicated via the Brighton Alive network, Council's social media channels, the Brighton Community News and face to face during community events, including the Brighton Council Community Volunteer Awards, where printed documents of the draft strategy were made available.

Brighton Council received two (2) submissions as follows:

- The Smith Family (Andrea Garland, Program Co-ordinator)
- Brighton Community Food Hub Inc. (Geoff Hull, President)

Most of the feedback and suggestions provided in these two submissions have been incorporated into the final Volunteer Strategy. These are highlighted in yellow in the final document for ease of reference.

In addition, it is pleasing to note that participants in the Community Creators pilot program being facilitated by Brighton Council at Jordan River Learning Federation – Senior School, have already implemented a volunteer recruitment activity specifically aimed at young people and created an information flyer based on learnings from deliberate conversations with volunteer organisations in the Brighton community. These conversations included what different organisations look for in volunteers and what is required of volunteers. One of the catch phrases from this brochure is *"We asked the questions so you didn't have to!"*

Consultation

Community Development Officer, SMT, Volunteering Tasmania, Brighton Alive, Brighton Youth Action Group (BYAG), Community Creators, community members, a range of local community groups, services and community volunteers.

Risk Implications

The strategy will only be effective if it is used as a tool to implement initiatives and change both at a broader level by Council and those in community leadership roles, as well as the grass roots level of community volunteer organisations. This will require Council including longer term volunteering initiatives in future strategies and action plans.

Financial Implications

None.

Strategic Plan

Goal 1: Inspire a proud community that enjoys a comfortable life at every age.

Goal 4: Ensure a progressive, efficient and caring Council.

Social Implications

Volunteering is a vibrant and economically significant part of our Tasmanian communities. All volunteers are a vital part of connecting and contributing to our communities, and in our Brighton communities, we rely heavily on volunteers to strengthen support services and program delivery, as well as drive a range of community activities and help out in times of need. This strategy will help to ensure volunteering is given the focus it deserves to ensure the nurturing of our volunteer culture and an ongoing supply of volunteers for the future.

Council will need to take a leadership role in implementing and supporting some of the key ideas identified as part of this strategy work.

Environmental or Climate Change Implications

Not Applicable.

Economic Implications

Unknown.

Other Issues

Unknown.

Assessment

The final community consultation phase for the co-designed Brighton Community Volunteer Strategy is now complete. The majority of feedback provided by The Smith Family and Brighton Community Food Hub in this final stage of consultation has been incorporated into the final document, presented here for endorsement by Council.

Options

- 1. As per the recommendation.
- 2. Other.

RECOMMENDATION:

That Brighton Council endorses the final Brighton Community Volunteer Strategy – 20 August 2024.

DECISION:

Cr De La Torre moved, Cr Geard seconded that Brighton Council endorses the final Brighton Community Volunteer Strategy – 20 August 2024.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr CurranCr De La TorreCr GeardCr GeardCr GrayCr IronsCr IronsCr McMasterCr MurtaghCr OwenCr Whelan

14.2 Variation to Small Community Grant 2024/25 - Centacare Evolve Housing

Author:A Turvey (Manager, Community Development & Engagement)Authorised:J Dryburgh (General Manager)

Background

In June 2024, Council awarded a Small Community Development Grant valued at \$2,500 to Centacare Evolve Housing for a 'Homes for All' project. This project was originally to go towards funding an artist to take photos and complete a photo installation in the Brighton Municipality for Homelessness Week 2024. For a number of reasons, Centacare Evolve were not able to meet the timeframe to have the project complete for Homelessness Week at the beginning of August.

As an alternative initiative for Homelessness Week 2024, Centacare Evolve Housing funded a 'Connect Card', which contains the contact details and information for all the services available to people in our area who may be experiencing homelessness or cost of living pressures. This is a printed information source that will be promoted and distributed widely as a useful reference of services throughout our Brighton area.

Centacare Evolve Housing have approached Council to ask if the Brighton Council Small Grant funding, to the value of \$2,500, can instead be utilised to hold a Positive Ageing event in Bridgewater during Seniors' Week – 14 to 20 October 2024.

A project plan prepared by Centacare Evolve Housing is attached.

Consultation

General Manager, Community Development Officer and SMT.

Risk Implications

Nil

Financial Implications

This small grant amount has already been allocated to Centacare Evolve Housing for a community based initiative.

Strategic Plan

Goal 1: Inspire a proud community that enjoys a comfortable life at every age.

- 1.1 Engage with and enable our community.
- 1.2 Build resilience and opportunity.
- 1.4 Encourage a sense of pride, local identity and engaging activities.

Social Implications

The Brighton area has not previously had a lot of active participation in Seniors' Week, with very few activities or events being on offer for our ageing population. This event provides an opportunity to engage with older members of our community and potentially establish an annual Seniors' Week event.

Environmental or Climate Change Implications

Nil

Economic Implications

N/A

Other Issues

Nil.

Assessment

Although the small grant funds will not be utilised for the originally intended 'Homes for All' photographic project, Centacare Evolve Housing have ensured that the organisation funded an alternative and relatively practical initiative for Homelessness Week with the development and production of the 'Connect Card'.

This proposed Seniors' Week event will fill a gap in the community calendar for positive ageing events or activities in the Brighton area. Based on the project plan provided, we can assume that the event will have a positive impact for our older residents who choose to participate in what will be on offer and has the potential to grow as an annual Centacare Evolve activity.

Options

- 1. As per the recommendation.
- 2. Other.

RECOMMENDATION:

That Council approve the small grant amount of \$2,500 awarded to Centacare Evolve Housing in June 2024 be utilised for a Seniors' Week event as outlined in the attachment of this report, rather than for the originally intended Homelessness Week initiative.

DECISION:

Cr Murtagh moved, Cr McMaster seconded that Council approve the small grant amount of \$2,500 awarded to Centacare Evolve Housing in June 2024 be utilised for a Seniors' Week event as outlined in the attachment of this report, rather than for the originally intended Homelessness Week initiative.

CARRIED

VOTING RE	ECORD	
In favour	Against	
Cr Curran		_
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

14.3 Waste Transfer Station - Free Access Vouchers 2024/25

Author:

A Turvey (Manager, Community Development & Engagement)

Background:

Each year a few service organisations have been given free access to the Waste Transfer Station (WTS) for disposal of rubbish.

In 2023/24 Jordan River Service Inc (Gagebrook and Bridgewater Community Houses and Jordan River Community Shed) was the only organisation that requested waste transfer station vouchers, and this is once again the only request we have received. Jordan River Service Inc. have confirmed that they would like to request the same number of vouchers as last year.

Organisation:	WTS Vouchers required:
Jordan River Service	42
Bridgewater Centre (9), Gagebrook Centre (9), Jordan River Community Shed (12) & Helping Hands (12)	

Consultation:

General Manager, SMT and Community Development Officer.

Risk Implications:

The free access is considered a donation as part of Brighton Council's Community Grants Program.

Financial/Budget Implications:

Usage/Cost- 2023-24 as at end June 2024

Organisation	Cost to end June 2024
Jordan River Service Inc.	\$903.00

Strategic Plan:

Goal 1: Inspire a proud community that enjoys a comfortable life at every age.

Goal 4: Ensure a progressive, efficient and caring Council.

Environmental or Climate Change Implications:

The demand for free WTS vouchers has significantly reduced over the years with just one organisation requesting vouchers for 2024/25. This is hopefully an indication of a reduction in waste to landfill among the not for profit and community groups operating in the Brighton Council area.

Assessment:

For an organisation like Jordan River Service Inc. to continue their services at the Neighbourhood Houses and Community Shed, they rely on Council support to dispose of the waste that is collected as part of their activities.

Options:

- 1. As per the recommendation.
- 2. Other.

RECOMMENDATION:

That Council provide free waste transfer station access to Jordan River Service Inc for the 2024/25 financial year, to be funded from the 2024/25 Grants and Donations budget and recorded in the Annual Report.

Organisation	Recommended number of vouchers
Jordan River Service Inc.	42

DECISION:

Cr Owen moved, Cr McMaster seconded that Council provide free waste transfer station access to Jordan River Service Inc for the 2024/25 financial year, to be funded from the 2024/25 Grants and Donations budget and recorded in the Annual Report.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr CurranCr De La TorreCr GeardCr Geard-Cr Gray-Cr Irons-Cr McMaster-Cr Owen-Cr Whelan-

14.4 Updated Bridgewater Youth Hub MOU - Tasmanian Aboriginal Legal Service (TALS) & Brighton Council

Author: A Turvey (Manager, Community Development & Engagement)

Authorised: J Dryburgh (General Manager)

Background

In 2023 Council, agreed to progress the Bridgewater Youth Community Hub in partnership with the Tasmanian Aboriginal Legal Service (TALS). A Memorandum of Understanding (MOU) for the project was endorsed by Council and signed in December 2023 between Brighton Council, TALS and Australian Red Cross.

Since this time, the Australian Red Cross (ARC) has made a funding decision at the national level to withdraw from all of its place-based projects, and this includes ARC's place based work in our Brighton local government area. As of the end of July 2024, ARC will no longer employ a place based worker in the Brighton Council communities.

This decision by ARC has meant that an updated MOU be provided to Council for endorsement. The MOU is now between just the two parties: TALS and Brighton Council.

Consultation

TALS, SMT, Community Development Officer.

Risk Implications

Any community throughout the world, which has a high concentration of social housing, poverty, intergenerational trauma, mental illness, lack of social infrastructure and schools struggling with attendance/disruptive behaviour, will unfortunately suffer a perceived stigma of being unsafe and having limited liveability. The cost of not doing anything about youth justice, health and wellbeing, is far greater than being proactive and tackling it together as a community, with local government taking a leadership role in partnership with other committed stakeholders.

Financial Implications

Unknown at this stage.

Strategic Plan

Goal 1: Inspire a proud community that enjoys a comfortable life at every age.

Goal 3: Manage infrastructure and growth effectively.

Goal 4: Ensure a progressive, efficient and caring Council.

Social Implications

This project has the potential to be a significant social infrastructure investment to address current and future social needs, specifically for youth aged 12-25 years in our region.

It will strengthen the collaboration between a full range of youth services, stakeholders (including BYAG) and different levels of government, by bringing everyone together in one location or precinct.

The project demonstrates local government collaborating with and investing at a local level to make a significant difference to the health and well-being outcomes and day to day lives of youth in our area. A <u>place-based solution</u> rather than a 'cookie cutter' approach brought in by 'others'.

This will be a Hub for <u>all youth</u>. Although TALS as a key stakeholder, has a primary interest in Tasmanian Aboriginal youth justice, it is strongly acknowledged this will service our entire community and no young person will be excluded.

It will be a safe space for young people to meet, visit, connect and seek support services.

Environmental or Climate Change Implications

Not Applicable.

Economic Implications

Unknown.

Other Issues

Currently unknown.

Options

- 1. As per the recommendation.
- 2. Other.

RECOMMENDATION:

That Council endorses the updated Memorandum of Understanding, as presented with this report, between Tasmanian Aboriginal Legal Service (TALS) and Brighton Council for the development of the Bridgewater Youth Hub.

DECISION:

Cr Geard moved, Cr Irons seconded that Council endorses the updated Memorandum of Understanding, as presented with this report, between Tasmanian Aboriginal Legal Services (TALS) and Brighton Council for the development of the Bridgewater Youth Hub.

CARRIED

VOTING RE	ECORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		
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breening brighton Strategy

K Min (Planning Officer) Author: D Allingham (Director, Development Services) Authorised:

Purpose

This report seeks endorsement of the Greening Brighton Strategy following the public consultation period.

Background

The Greening Brighton Strategy is a strategic document that analyses, details and recommends actions to guide the planning, provision, protection, integration, and management of urban greening across the municipality for the next 10 years.

The Strategy was endorsed by Council at its ordinary council meeting on 18th June 2024 for public consultation for a period of four (4) weeks.

Consultation

The Strategy was exhibited between Friday 28th June and Tuesday 30th July 2024.

The Strategy was advertised on Council's social media pages and an online survey was made available on the Brighton Council website and promoted through Facebook and via email in the winter edition of Brighton Nature News.

A total of three (3) responses were received during the public exhibition period via Council's 'Have Your Say' page.

Submission	Response
It's a terrific, straight forward, clearly written strategy.	-
We live next door to Gunn Street Park 2 and would love to see a basketball court, exercise equipment and new park go in there.	Gunn St is included in the high priority list for streetscape plantings.
Asthma Australia: Need for the use of asthma-friendly plants to ensure community health and well-being.	Low allergy native plants are recommended in the Strategy.

Other changes in the Strategy include the amendments under the Implementation and Priority Suggestions section and the inclusion of Appendix G – Opportunities for green space projects to better align with the Draft Open Space Strategy.

Risk implications

The risk of planting and infrastructure works undertaken based on the Strategy being damaged or vandalised.

Financial Implications

Endorsement of the Strategy will have ongoing financial implications. Implementation of actions will form part of future budget decisions by Council.

Strategic Plan

- S1.1 Engage with and enable our community
- S1.2 Build resilience and opportunity
- S1.3 Ensure attractive local areas that provide social, recreational and economic opportunities
- S1.4 Encourage a sense of pride, local identity and engaging activities
- S2.1 Acknowledge and respond to the climate change and biodiversity emergency
- S2.2 Encourage respect and enjoyment of the natural environment
- S2.3 Demonstrate strong environmental stewardship and leadership

S2.4 Ensure strategic planning and management of assets has a long-term sustainability and evidence-based approach

S3.2 Infrastructure development and service delivery are guided by strategic planning to cater for the needs of a growing and changing population

S4.1 Be big picture, long-term and evidence-based in our thinking

Social implications

Implementing actions outlined in the Strategy will ensure a positive impact on liveability and social cohesion across the municipality.

Economic implications

Implementation of the Strategy will support the most cost-effective and efficient mechanisms for adapting the urban area to climate change, increase in economic activity, attract investments, enhance amenity and property values and improve general health and wellbeing.

Environmental or climate change implications

Implementing the strategy can enhance stormwater runoff absorption, improve air quality, increase biodiversity, provide shade for both animals and people, and reduce heat retention, thereby building community resilience to climate change.

Other Issues

Nil

Assessment

The Greening Brighton Strategy is a strategic document that analyses, details and recommends actions to build a resilient planting regime that brings improved benefits for biodiversity and community wellbeing across the municipality for the next 10 years.

The Strategy has been through the final stage of public exhibition, and it is recommended that it be endorsed by Council.

Options

- 1. As per the recommendation.
- 2. Suggest amendments to the Greening Brighton Strategy and do not endorse the Greening Brighton Strategy.

RECOMMENDATION:

That Council endorse the 2024-2033 Greening Brighton Strategy.

DECISION:

Cr De La Torre moved, Cr Curran seconded that Council endorse the 2024-2033 Greening Brighton Strategy.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr De La TorreCr GeardCr Geard

Cr Gray Cr Irons Cr McMaster Cr Murtagh Cr Owen Cr Whelan

14.6 Naming Roads and Streets - 15 & 19 Burrows Avenue, Brighton

Author: K Clifton (Development Services Officer)

Authorised: J Blackwell (Acting Director, Development Services)

Background

The purpose of this report is to seek endorsement for the naming of new roads in Burrows Avenue, Brighton in accordance with the *Place Names Act 2020*. The names have been supplied by Council, in conjunction with the developer for consideration.

In 2020, the *Place Names Act* 2020 (the Act) was introduced to provide for contemporary Governance arrangements for the place naming process and clarity in the responsibility for the naming of roads and streets.

Under the Act, local councils are the naming authority for roads and streets.

The Tasmanian Place Naming Guidelines (the Guidelines) are provided for under the Act and are to be used by all naming authorities to assist in the selection of a conforming name, as well as providing the public and community with the principals that apply to the selection of a name.

Section 7.11 of the Guideline states: "Road and street name proposals should be endorsed by the elected council members".

The proposed name is "Silvergum Street".

Consultation

No consultation has been undertaken as the proposal is to name new roads that do not currently have any landowners other than the developer.

Risk Implications

There is a risk that the proposed road names do not conform with the Guidelines and that the proposed names will be referred back to Council. Council staff have considered the Guidelines and confirm that the proposed roads meet the requirements.

Financial Implications

Nil

Strategic Plan

1.4 Encourages a sense of pride and engaging in local activities.

3.3 Community facilities are safe and meet contemporary needs.

Social Implications

Nil

Environmental or Climate Change Implications

Nil

Economic Implications

Nil

Other Issues

Nil

Assessment

This road reserve has been known as Fraser Street since the original land grants were issued. Unfortunately, the name Fraser Street was not made official and is not able to be used. Accordingly, a new name has been sought. In conjunction with the current developer of 15 & 19 Burrows Avenue, the proposed name has been taken from *Eucalyptus cordata* (Silvergum), a type of Eucalyptus that is known to grow in the area. By maintaining connective ties with our native flora, the developer hopes to create a sense of stability and longevity that encourages families to 'put their roots down' here.

Options

- 1. As per the recommendation.
- 2. Not endorse the road name.
- 3. Choose a different road name.

RECOMMENDATION:

It is recommended that Council endorse the road name "Silvergum Street" for the road reserve between 15 & 19 Burrows Avenue, Brighton.

DECISION:

Cr Geard moved, Cr Curran seconded that Council endorse the road name "Silvergum Street" for the road reserve between 15 & 19 Burrows Avenue, Brighton.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr De La TorreCr GeardCr GrayCr IronsCr McMasterCr Murtagh

Cr Owen Cr Whelan

14.7 Old Beach Probus Club - Request for fee waiver

Author:	I Singh (Admin & Facilities Management Officer)
Authorised:	G Browne (Director, Corporate Services)

Background

Old Beach Probus Club is a newly established club and received accreditation from Probus South Pacific on 12 July 2024. Probus Clubs are known for their focus on fostering community spirit among retired and semi-retired individuals by providing opportunities for social interaction, cultural enrichment, and intellectual stimulation.

The Old Beach Probus Club aims to:

- Offer a safe and welcoming space for retired and semi-retired community members to connect socially.
- Advance the social, cultural, and intellectual interests of its members.
- Be recognized as a valuable organization within the community.

The club, run entirely by volunteers, has successfully attracted 20 residents as its Foundation Members. The members are enthusiastic about the club's potential and have begun meeting on the third Friday of each month at the Old Beach Community Hall. These meetings include guest speaker sessions and morning tea, providing members with opportunities for social engagement and learning.

As a newly established club, the Old Beach Probus Club is currently funded through pro-rata annual membership fees and donations. However, to sustain and grow their activities, they seek financial relief. They have requested that the Council waive the \$22.50 per hour hire fee for the three hours (\$67.50) they use the hall each month, which is already at a 50% discount rate. This financial support would greatly assist the club in its early stages, allowing it to focus on achieving its objectives and expanding its membership base.

Consultation

Director Corporative Services

Risk Implications

The permanent booking of the hall for three hours each month could reduce the availability for other paid bookings.

Waiving fees could set a precedent for other community-based groups to request similar concessions.

Financial Implications

The club requests the Council waive the hire fees for three hours per month. Over a period of 12 months, the total cost would amount to \$810.

Strategic Plan

This request aligns with Councils Strategic Goals: -

Goal 1.1 – Engage with and enable our community

Goal 1.3 – Ensure attractive local areas that provide social, recreational, and economic opportunity.

Goal 1.4 – Encourage a sense of pride, local identity, and engaging activities.

Social Implications

The Old Beach Probus Club emphasizes its non-profit status and strong community focus, highlighting the benefits of their activities to the broader community, particularly in fostering social connections and a sense of belonging among older residents.

Supporting the Old Beach Probus Club will contribute to community building by providing retired and semi-retired residents with opportunities for social engagement, intellectual stimulation, and cultural enrichment.

Environmental or Climate Change Implications

N/A

Economic Implications

N/A

Other Issues

NIL

Assessment

Old Beach Probus Club is currently receiving a 50% discount in accordance with the Council Buildings Hire Fees Policy no: 8. However, given the club's focus on community engagement and the specific needs of retired and semi-retired residents, an initial waiving of fees for 12 months could be beneficial. This will allow the club to establish itself and the Council to assess the ongoing need and community benefit.

Options

- 1. As per recommendation.
- 2. Refuse to waive hire fees and apply only a 50% discount.
- 3. Other options to be discussed, such as waiving fees for a shorter trial period.

RECOMMENDATION:

That Brighton Council waive the hire fees for the Old Beach Probus Club for a period of 12 months to support their establishment and community engagement efforts. The Council will review this arrangement at the end of the 12-month period to assess the ongoing need and impact.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the *Local Government Act 1993*.

DECISION:

Cr De La Torre moved, Cr Murtagh seconded that Council waive the hire fees for the Old Beach Probus Club for a period of 12 months to support their establishment and community engagement efforts. The Council will review this arrangement at the end of the 12-month period to assess the ongoing need and impact.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the Local Government Act 1993.

CARRIED

VOTING RE	CORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

14.8 Uniting & Communities for Children - Request for fee waiver for Civic Centre

Author:	l Singh (Admin & Facilities Management Officer)
Authorised:	G Browne (Director, Corporate Services)

Background

Uniting, in partnership with Communities for Children – Southeast Tasmania, is planning a free music event for families at the Brighton Civic Centre on Thursday, 10th October 2024, from 9:00 am to 5:00 pm. This event will provide an interactive music experience tailored for families with children aged 0-12 years. The organizers have requested that Brighton Council waive the Civic Centre hire fees for the day.

The event will expose children and their families to a diverse range of musical genres and cultures, including baby music, classical, indigenous, cultural music, and modern DJ experiences. The event will take place in the Civic Centre's main room, the theatrette, and additional meeting rooms in the library, all of which have been secured. Participating musicians will lead interactive sessions throughout the day, providing continuous programming across these spaces.

The event will feature key local music figures business that have volunteered their time and use of equipment to support the event.

This event seeks to address the lack of diverse musical opportunities for children in the Brighton area, where many children are behind in AEDC scores and families often struggle to meet basic living needs. By offering this experience, Uniting and Communities for Children aim to promote positive mental health and well-being, strengthen family relationships, and foster a deeper sense of community and cultural understanding.

Consultation

Director Corporative Services

Risk Implications

- The one-day booking of the hall will reduce availability for other paid bookings.
- Waiving fees could set a precedent for other community-based groups to request similar concessions.

Financial Implications

Uniting & Communities for Children request the Council waive the hire fees of \$481 for the event.

Strategic Plan

This request aligns with Councils Strategic Goals: -

Goal 1.1 – Engage with and enable our community

Goal 1.2 – Ensure resilience and opportunity.

Goal 1.3 – Ensure attractive local areas that provide social, recreational, and economic opportunity.

Goal 1.4 – Encourage a sense of pride, local identity, and engaging activities.

Social Implications

Supporting this event will contribute significantly to community building by providing children and families with opportunities for cultural enrichment, social interaction, and educational experiences through music. Music, as an integral part of all cultures, can foster resilience, acceptance, and stronger family and community bonds.

Environmental or Climate Change Implications

Economic Implications

N/A

Other Issues

Nil

Assessment

The event organisers have some funding from Communities for Children, but much of it is needed for musician fees, library room hire, subsidised food, and other interactive activities for the participants on the day. Although groups like Uniting and Communities for Children usually receive a 50% discount under Council policy, a full fee waiver is recommended due to the event's focus on community engagement in an area with significant socio-economic challenges. This support will help ensure a successful high-quality event without compromising on any of the planned activities and engagement opportunities that will be available.

Options

- 1. As per recommendation.
- 2. Apply a 50% discount as typically granted to similar groups.
- 3. Other options to be discussed, such as waiving fees for part of the day.

RECOMMENDATION:

That Brighton Council waive the hire fees for the Uniting and Communities for Children's music event on 10th October 2024, for \$481, to support their efforts in providing a culturally enriching and engaging experience for local families and children.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the *Local Government Act 1993*.

DECISION:

Cr Irons moved, Cr Owen seconded That Council waive the hire fees for the Uniting and Communities for Children's music event on 10th October 2024, for \$481, to support their efforts in providing a culturally enriching and engaging experience for local families and children.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the Local Government Act 1993.

CARRIED

VOTING RE	ECORD
In favour	Against
Cr Curran	
Cr De La Torre	
Cr Geard	
Cr Gray	
Cr Irons	

Cr McMaster Cr Murtagh Cr Owen Cr Whelan

14.9 Youth Expo - Request for fee waiver for Civic Centre

Author:	I Singh (Admin & Facilities Management Officer)
Authorised:	G Browne (Director, Corporate Services)

Background

Village People, a group of six participants from the Tasmanian Community Fund's Emerging Community Leadership Program 2024, are planning to hold a "Youth Expo" in mid to late October 2024 at the Brighton Civic Centre. They have requested that the Brighton Council waive the hire fees and cover the cost of casual hire insurance for the event day.

The Youth Expo targets young people aged 12-17 years old in the Bridgewater and Gagebrook communities. The project aims to create pathways for youth enrichment and engagement in community groups and activities. The expo will feature various clubs and organizations showcasing their activities and offering interactive "tasters." For instance, attendees might play a game of Magic: The Gathering or crochet a square with the Crochet Club. This event will provide young people with educational and learning-based activities that they can engage in regularly or during holidays, broadening their awareness and offering opportunities they might not have had previously.

The event is scheduled for 30th October 2024. The expo will run from 10:00 am to 2:00 pm. The cost for a full day hire of the Civic Centre is \$481, and the insurance fee is \$34.

Consultation

Director Corporative Services

Risk Implications

- The one-day booking of the hall will reduce availability for other paid bookings.
- Waiving fees could set a precedent for other community-based groups to request similar concessions.

Financial Implications

Village People request the Council waive the hire fees of \$481 and the insurance fee of \$34 for a total of \$515 for the event.

Strategic Plan

This request aligns with Councils Strategic Goals: -

- Goal 1.1 Engage with and enable our community
- Goal 1.2 Ensure resilience and opportunity.

Goal 1.3 – Ensure attractive local areas that provide social, recreational, and economic opportunity.

Goal 1.4 – Encourage a sense of pride, local identity, and engaging activities.

Social Implications

Supporting the Youth Expo will significantly benefit the community by providing young people with educational, engaging, and interactive activities. This event fosters social connections, enhances learning opportunities, and contributes to the overall well-being of the youth in the community. Participating in extracurricular activities can improve mental health, develop social skills, and foster a sense of belonging and responsibility among young people.

Environmental or Climate Change Implications

N/A

Economic Implications

N/A

Other Issues

NIL

Assessment

Groups, clubs, and businesses similar to Village People are typically granted a 50% discount in accordance with the Council Buildings Hire Fees Policy no: 8. However, given the Youth Expo's focus on community engagement and the specific needs of local youth, waiving the fees would enable the group the opportunity to hold the youth expo and deliver a successful event that benefits the community.

Options

- 1. As per recommendation.
- 2. Apply a 50% discount.
- 3. Other options to be discussed, such as waiving fees for a shorter trial period.

RECOMMENDATION:

That Brighton Council waive the hire fees and insurance fees for the Village People's Youth Expo on 30th October 2024 to support their community engagement efforts. The total cost to be waived is \$515.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the *Local Government Act 1993*.

DECISION:

Cr Geard moved, Cr McMaster seconded that Council waive the hire fees and insurance fees for the Village People's Youth Expo on 30th October 2024 to support their community engagement efforts. The total cost to be waived is \$515.

That the waive of the hire fees be recorded as a grant in Council's Annual Report in accordance with Section 77 of the Local Government Act 1993.

VOTING R		
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

14.10 Draft Unreasonable Conduct of Customers Policy

Author: J Dryburgh (General Manager)

Background

The Office of Local Government have provided a model policy to assist all Council's with the management of unreasonable conduct by customers across local government. The model policy provides a clear, standardised and consistent model that councils can use to inform and support our policy development processes.

Under the Work Health and Safety Act, Council has a duty of care in its role as a Person Conducting a Business or Undertaking to staff, councillors and others to ensure their health, safety and wellbeing and to provide a safe work environment. Part of this duty of care is ensuring, so far as is reasonably practicable, that workers and other persons are not exposed to risks to their psychosocial or physical health and safety and that psychosocial risks in the workplace are eliminated or minimised.

Council's Customer Service Charter, Code of Conduct Policy and Councillor Code of Conduct set out the minimum standard of expected behaviour and Council's approach to managing infringing behaviour. While the Customer Service Charter governs the vast majority of customer service interactions, it does not adequately describe unreasonable customer conduct or Council's approach to managing unreasonable customer conduct.

Unreasonable customer conduct is uncommon but can lead to:

- Adverse impacts to the health and wellbeing of staff and councillors who face unreasonable behaviour in their place of work.
- A disproportionate and unreasonable impact on Council's services, time or resources in responding to the conduct, with a consequent impact on the ability of staff and councillors to efficiently perform their roles and provide an appropriate level of service to the community.

Adopting this model policy allows Council to respond to unreasonable customer conduct in a way which prevents or minimises the negative impacts that it has on staff and councillors, and ensures transparency in Council's intended management of unreasonable customer conduct.

The other major benefit in adopting the model policy is that ideally most councils in Tasmania will also adopt it, meaning that unreasonable conduct will be responded to in the same way across municipal areas and that councils can more comfortably defend their actions as being consistent with Government advice and the sector as a whole.

Consultation

Senior Management Team

Risk Implications

Nil

Financial Implications

Nil

Strategic Plan

Goal 4.2 – be well-governed, providing quality service and accountability to our community

Social Implications

N/A

Environmental or Climate Change Implications

N/A

Economic Implications

N/A

Other Issues

Nil

Options

- 1. As per the recommendation.
- 2. Other.

RECOMMENDATION:

That Council adopt the unreasonable conduct of customers Policy and that a copy is made publicly available on Council's website.

DECISION:

Cr Owen moved, Cr McMaster seconded that Council adopt the unreasonable conduct of customers Policy and that a copy is made publicly available on Council's website.

CARRIED

In favourAgainstCr CurranCr MurtaghCr De La TorreCr GeardCr GrayCr Gray	
Cr De La Torre Cr Geard	
Cr Geard	
Cr Gray	
Cruray	
Cr Irons	
Cr McMaster	
Cr Owen	
Cr Whelan	

15. Questions on Notice

There were no Questions on Notice for the August meeting.

16. Closed Meeting

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

Matters are listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015.*

RECOMMENDATION:

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015,* Council move into Closed Session and the meeting be closed to members of the public to deal with the following items:

Item:	Closed under:
16.1 – General Managers Performance Review	15(2)(a)

DECISION:

Cr De La Torre moved, Cr Curran seconded that in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015, Council move into Closed Session and the meeting be closed to members of the public to deal with the following items.

Item 16.1 – General Managers Performance Review 15(2)(a)

CARRIED

VOTING RE	ECORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Geard		
Cr Gray		
Cr Irons		
Cr McMaster		
Cr Murtagh		
Cr Owen		
Cr Whelan		

Council Officers left the meeting 6.18pm.

16.1 General Managers Performance Review

Author: J Banks (Director, Governance & Regulatory Services)

Authorisation to Move Out of Closed Session & Release of Information to the Public

RECOMMENDATION:

That Council, having met and dealt with its business formally moves out of Closed Session and resolves to report that it has determined the following:

Agenda item	Matter	Outcome
16.1	General Managers (GM) Performance Review	Council has determined to negotiate a renewal of the GM contract for a period of 5 years.

DECISION:

Cr De La Torre moved, Cr Geard seconded that Council move out of closed session and the decision made while in closed session be ratified.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr De La TorreCr GeardCr GrayCr IronsCr Irons

Cr McMaster
Cr Murtagh
Cr Owen
Cr Whelan

Meeting closed: 6.40 pm

Confirmed:

(Mayor)

Date:

17 September 2024



MINUTES OF THE COMMUNITY DEVELOPMENT COMMITTEE

MEETING OF THE BRIGHTON COUNCIL HELD

IN THE COUNCIL CHAMBERS, COUNCIL OFFICES, OLD BEACH

AT 5.25 P.M. ON TUESDAY, 3 SEPTEMBER 2024

1. Acknowledgement of Country

2. Attendance

Cr A De La Torre (Chairperson); Cr L Gray; Cr B Curran; Cr G Irons (from 5.40pm); Cr J McMaster; Cr P Owen and Cr M Whelan.

IN ATTENDANCE: Mr J Dryburgh (General Manager); Mr D Allingham (Director Development Services); Ms J Banks (Director Governance & Regulatory Services); Ms A Turvey (Manager Community Development & Engagement), Mrs K Murphy (Community Development Officer).

3. Apologies

Cr Owen moved, Cr Gray seconded that Cr Geard, Cr Irons and Cr Murtagh be granted leave of absence for this meeting.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr De La TorreCr De La TorreCr GrayCr McMasterCr OwenCr OwenCr Whelan

4. Public Question Time

There was no requirement for Public Question Time.

5. Declaration of Interest

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

In accordance with Section 48(4) of the *Local Government Act 1993*, it is the responsibility of councillors to then notify the general manager, in writing, the details of any interest(s) that the councillor has declared within 7 days of the declaration.

There were no declarations of interest.

Cr Owen moved, Cr Gray seconded that Committee suspend standing orders.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr De La TorreCr De La TorreCr GrayCr McMasterCr OwenCr OwenCr Whelan

6. Business

6.1 Presentation – Engage Youth Cove Creek

Author:	Community Development Officer (K Murphy)
Authorised:	Manager Community Development & Engagement (A Turvey)

Background

The 'Engage Youth Cove Creek' group presented to Councillors at the meeting.

In May at the Brighton Alive Participatory Community Building two-day training, four community members shared their concern about limited options for youth within the Gagebrook community. From these conversations the group develop ideas of what support and opportunities could look like and how as four community members they could be part of positive change.

As part of the two-day training this group was granted \$1000 to support activation.

'Engage Youth Cove Creek' was then developed, and the group have been busy formulating partnerships with Council, PCYC and many others.

The Engage Youth Cove Creek group will be sharing with Councillors their journey, hopes and how their ideas are becoming real to benefit youth within Gagebrook and beyond.

Options

- 1. As per the recommendation.
- 2. Other

RECOMMENDATION:

That the presentation and information from 'Engage Youth Cove Creek' be received.

Cr Curran moved, Cr McMaster seconded that Committee resume standing orders.

CARRIED

VOTING RECORDIn favourAgainstCr CurranCr CurranCr De La TorreCr GrayCr GrayCr IronsCr NcMasterCr OwenCr WhelanCr Whelan

DECISION:

Cr Curran moved, Cr Whelan seconded that the presentation and information from 'Engage Youth Cove Creek' be received.

CARRIED

VOTING REC	ORD	
In favour	Against	
Cr Curran		
Cr De La Torre		
Cr Gray		
Cr McMaster		
Cr Irons		
Cr Owen		
Cr Whelan		
Meeting closed:	5.55 pm	
Confirmed:		-
Dut		
Date:		

Minister for Finance Minister for Local Government Minister for Sport and Events

Level 5, 4 Salamanca Place, HOBART TAS 7000 Australia GPO Box 123 HOBART TAS 7001 Australia Ph: 03 6165 7794 Email: Minister.Street@dpac.tas.gov.au



05 SEP 2024

ATTACHMENT

AGENDA ITEM 7

Mr Leigh Gray and Mr James Dryburgh Mayor and General Manager Brighton Council

Dear Mayor Gray and Mr Dryburgh

The Government has recently concluded consultation on draft statutory instruments to support the commencement of the *Local Government Amendment (Code of Conduct) Act 2023.*

The Amendment Act will deliver a number of targeted improvements to the Local Government Code of Conduct framework, including:

- Providing for a single statewide Code, which will apply automatically to all councillors.
- Requiring councils to adopt a dispute resolution policy within 12 months of its commencement.
- Introducing a 'public interest' test for investigating complaints.
- Having a more rigorous initial assessment process undertaken by a Panel member who is a lawyer (who will not be on any subsequent investigating Panel).
- Having the Code of Conduct Panel Executive Officer undertake monitoring of compliance with sanctions.

To support the intent of the Amendment Act changes, the General Regulations are also being amended to:

- · establish prescribed minimum standards for dispute resolution policies; and
- set annual reporting requirements for dispute resolution policies.

I can now advise that all provisions of the Amendment Act will formally commence on 10 September 2024, along with the supporting Amendment Regulation provisions and a new Code of Conduct Order. I can confirm that no changes have been made to the draft instruments that were recently provided for consultation.

With the commencement of the Amendment Act, all councils will be required to adopt a dispute resolution policy by no later than 10 September 2025. I am aware the Local Government Association of Tasmania is developing a model dispute resolution policy for councils to adopt where they wish to do so, and hope this will mean most councils can start rolling out their dispute resolution processes in the coming months.

The new Code of Conduct Order 2024 will replace the existing Code issued under the Model Code of Conduct Order 2016 and will automatically apply to all councillors without the need for formal adoption by individual councils.

I ask that councils ensure their websites are updated to reflect the operation of the new Order as soon as practicable after it is made, and that references to the 2016 order are removed.

The new Code will be available on the Tasmanian Legislation website. Supporting resources for councils, including updated information sheets on the Code of Conduct process will be available at:

. www.dpac.tas.gov.au/divisions/local_government/local_government_code_of_conduct

I want to thank you and your councils for your support and engagement on implementing these amendments and look forward to working closely with you as we continue to improve the Code of Conduct framework.

Yours sincerely

Hon Nic Street MP Minister for Local Government



CONTACT US T 1800 595 162 E tals@tals.net.au Abariginal Corporation of

LAUNCESTON Level 1, Office 1A, 67-69 Brisbane Street (PO Box 161) Launceston TAS 7250 Tosmonio Legol Services -ICN 9283 - ABN 84 832 275 866

BURNIE

17 Cattley Street Burnie TAS 7320 PO Box 644 (9am - 1pm)

HOBART Level 4.

152 Macquarie Street (GPO Box 38) Hobart TAS 7000

ATTACHMENT AGENDA ITEM 7

Dear James,

Invitation to be a member of the Bridgewater Youth Hub Project Team

I hope this letter finds you well. I am writing to you on behalf of the Tasmanian Aboriginal Legal Service to invite you to be a member of the Bridgewater Youth Hub Project Team, an exciting and impactful project we are undertaking in consultation with community – to establish a Youth Hub.

As you may be aware, we aim to provide a dedicated space for young people to access various resources, support services, and recreational activities. We envisage that, following consultation with community, it be a place where our youth can develop their skills, build positive relationships, and engage in meaningful activities that foster their growth and development. Further, the space will consider the cultural needs of our community and support negative contact with the justice system.

To ensure the success of this initiative, we believe it is crucial to engage with key stakeholders and community members throughout the consultation process. The Project Team will play a vital role in overseeing and guiding this process, ensuring that it is inclusive, transparent, and reflective of the needs and aspirations of our community's youth.

We are seeking individuals who are passionate about youth development, possess a range of skills and expertise, and are committed to making a positive difference in the lives of young people. As a member of the Project Team, you will have the opportunity to contribute to the project and a draft Terms of Reference is included in this letter to support your understanding of your contribution, should you accept.

Your involvement would bring invaluable insights and expertise to the Project Team, and we would be honored to have you join us in this important endeavour. If you are interested in being included, please let us know by emailing jgriffin@tals.net.au by 5pm on the 19th of August.

We would be happy to provide further details about the role and answer any questions you may have. Thank you for considering this invitation. We look forward to the possibility of working together to create a Youth Hub that truly meets the needs of our community's young people.

Warm regards,

Joselle Griffin | Project Officer **Tasmanian Aboriginal Legal Service**

We are proud to acknowledge and pay respect to the traditional and continuing custodians of the lands, seas skies and waterways on which we stand and work. We acknowledge and pay respect to our Elders, past, present and emerging as we journey together towards a brighter future that respects Aboriginal cultures, languages, perspectives and history in our continued effort to fight for Aboriginal justice and rights.



POLICY: Community Leasing and Licencing of Council owned property POLICY NO:

PURPOSE OF POLICY:

The purpose of this policy is to provide a consistent and equitable approach to community groups who wish to lease Council owned property and facilities.

SCOPE:

The Policy applies to all community groups wishing to enter into a lease/licence agreement for the use of Council owned or managed facilities.

It also applies to Council Officers involved with the negotiating and preparation of the lease or licence agreements.

A lease is a legally binding agreement that details the terms and conditions of the exclusive use of property for a period of time in return for the payment of rent.
A licence is a legally binding agreement that details the terms
and conditions of the non-exclusive use of property for a period
of time in return for the payment of rent.
A primary lease agreement between two parties
A secondary lease agreement between two parties where a
Head Lease exists.
A lease where the lease payments are significantly less than
market value. They are for exclusive use of land that usually
adjoins a lessee's property.
Some peppercorn lease can be for non-exclusive use of a
facility for example a storage room.
A Group whose primary objective is to serve and benefit the
community with not-for-profit objectives.
An association, organisation or community group including not-
for-profit and unincorporated bodies that provide support,
financial, non-financial or services to the community whether for
fee for service or funded by other means.
The period time of the lease agreement
Property including land and buildings owned by Council
The owner of the property (Council)
The party entering into a lease agreement with the owner of the
property.

DEFINITIONS:

POLICY:

- 1. Council encourages use of its facilities and properties by a broad range of Community groups and organisations to provide required services or assist in building a connected and strong community.
- 2. Council will ensure suitable use of facilities that will optimise the use of Council property.
- 3. The process will be in accordance with sections 177-179 of the *Local Government Act 1993.*
- 4. The term of the Community lease or licence must not exceed a term of five (5) years unless otherwise determined by the Council, in accordance with the *Local Government Act 1993* (LGA).

Lessee Categories:

- Charitable or benevolent Services (e.g. Meals on wheels)
- Art and Cultural organisations (e.g. craft group)
- Community groups (e.g. service club)
- Community business

Lease/licence fees and charges

- 5. Commencing in 2024/25 the community rent amount will be \$500.00 + GST which will be included in Council's fees and charges register. The lease fee is nominal, and applies to all groups, regardless of the nature of the premises.
- 6. Annual rent will increase by Consumer Price Index CPI (Hobart) each year.
- 7. Sport and Recreational Groups are excluded from this policy and will be directly negotiated with by Council officers and a report presented to Council for consideration.
- 8. If a tenant has spent significant funds or obtained grant funding to contribute to capital improvements to the Council owned property, then they may be entitled to negotiate a lesser annual rent amount to be approved by Council.

Community tenants will be required to pay all charges in respect of:

- Gas, electricity, and oil
- Garbage and waste removal
- Telephone connection and usage.
- Internet services connection and usage
- TasWater service and usage fees
- Public Liability Insurance
- Security monitoring and callouts
- Council rates
- Land Tax
- Any other user -based utilities incurred by the community tenant.

- 9. A Community Group may be eligible to apply each year for a 'Rates' Exemption for charitable purposes in accordance with Section 87(d) of the Local Government Act 1993 for the term of the lease.
- 10. For vacant properties or non-renewed leased Council properties, Council may choose to run an expression of interest process or alternatively, Council may directly negotiate with a group who approach Council to lease a property.
- 11. Any alteration and additions to the premises internal or external must not be carried out without first obtaining written Council consent and must be conducted in accordance with appropriate statutory approvals and legislative requirements. In addition, they must be carried out by appropriate qualified persons if not Councils preferred contractors.
- 12. All new fixed improvements constructed or installed internally or externally by the tenant that are built legally on Council land under a lease or license will become the property of Council at the time they are constructed or installed.
- 13. Council will promote shared use of public facilities where possible and within the capacity of the facility. This may involve sharing building spaces at the same time or at different times as another group.

In allocating Council properties, it will consider:

- The type of use most appropriate for the facility.
- Availability of other facilities
- Value to the community (eg. social inclusion, health & wellbeing, Arts & Culture, welfare)
- The need of the community for a particular group, organisation, or business
- Capacity to pay rent, utilities, and maintenance.
- Existing seasonal use
- Willingness to share facilities with other user groups.
- The applicant's prior tenancy history.
- Uses that align with Council's strategic plan.
- Whether the applicants or their members are predominantly based in the Brighton Municipality
- Future Council needs of the asset.
- 14. Community tenants who wish to sublet are required to seek written permission from Council prior to making such arrangements. Subletting may result in an increase of the lease fees payable to Council. The terms and conditions of any sub-lease must be in accordance with the head lease agreement.
- 15. Council reserves the right to amend the rental including the rent amount if a lessee gains access to grant funding and other commercial means of income, other than fundraising, that is generated during the term of the agreement.
- 16. Community tenants must provide Council with a Certificate of public liability insurance on an annual basis for a minimum of \$20 million each year for the term

of the lease. They will also be responsible to ensure the adequate insurance of their own contents stored within the property.

- 17. It is the responsibility of the tenant, to comply with health and safety laws and regulations and to ensure the minimisation of all risks. The tenant must comply with emergency evacuation procedures and risk management practices at the direction of Council.
- 18. The tenant must release and indemnify Council from all claims resulting from any damage, loss, death, or injury in connection with the leased premises, unless such claims arise out of Council's negligence.
- 19. A Peppercorn lease can be approved for parcels of council land adjoining to an owner's property. The nominal lease amount will be \$50.00 per annum + GST commencing in the 2024/25 year for exclusive use of land. Part of a building may also attract a peppercorn lease. The nominal lease amount will be \$100 per annum + GST commencing in the 2024/25 year and are available in the Fees and Charges booklet. These amounts will be increased annually by Consumer Price Index CPI (Hobart).
- 20. Council has the right to decline any proposal to lease a Council owned building if it doesn't meet the needs of the community or Councils strategic direction.
- 21. An application to lease Council owned or leased property is to be made in writing to <u>admin@brighton.tas.gov.au</u>.
- 22. It is noted that any current executed lease agreements will take precedents over anything contained in this policy.
- 23. The Community rent subsidy amount will be noted in the Councils Annual Report under the tenant's name in accordance with section 77 LGA 1993.
- 24. The General Manager has delegation to execute any Community lease or licence agreement.
- 25. This policy does not include Council facilities that are booked or hired casually for example sport ground usage and short-term hall hire.

REFERENCES:

Fair Trading Act (Code of Practice for Retail Tenancies) Regulation 1998

Charities Act 2013 (Cth)

Local Government Act 1993 (Tasmania) sections 177-179

ADMINISTRATIVE DETAILS:

Policy compiled: September 2024

Approved Council:

To be reviewed: Every 3 years

Responsibility: Director Corporate Services

GENERAL MANAGER

From: @bigpond.com
Sent: Thursday, 16 May 2024 8:43 PM
To: Gray, Leigh (Mayor) <<u>cr.gray@brighton.tas.gov.au</u>>
Subject: Request for rebuild at Pontville equestrian horse yards

Caution: This is an external email and may be **malicious**. Please take care when clicking links or opening attachments.

Dear Leigh,

I am writing this letter for your consideration and approval of funding to rebuild the horse yards at Pontville Equestrian Centre.

All the equestrian groups, clubs and Associations with their communities have collaborated and formed a group. This is called the working group for Pontville Equestrian Centre, and it includes the following:

Brighton and Southern Midlands Pony Club

Southern Tasmanian Quarter Horse Association

Pinto Club

Appaloosa club

Paint / Ranch club

Arab club

Derwent Valley Riders Association

Brighton Ag Equestrian

Brighton Equestrian club

These clubs are regular users of the grounds and are working together to progress the rebuild proposal of the horse holding yards at the Pontville Equestrian Grounds

There are currently 60 existing timber yards, and these have served their purpose well for many years but are generally now in disrepair and many have become a safety issue.

The yards have been repaired multiple times but are now past their used by date.

I recently invited Liberal politicians Jane Howlett, the newly elected Kerry Vincent and the Hon Premier Jeremy Rockliff to visit our two day show for the Quarter Horse Association. It was exciting to see that they accepted the invitation to join. All three enjoyed climbing aboard some beautiful quarter horses and riding around the arena.

While they were present, we took the opportunity to explain the need for the horse yards to be rebuilt.

They expressed an understanding in what we were doing and showed strong interest in our request for help.

Since their visit, I have been busy collecting estimates and quotes for suggested materials to rebuild the yards that will be fit for purpose and long lasting.

I have submitted this proposal to Mr. Kerry Vincent recently and we were successful in winning funding approval for the rebuild of 10 yards to the amount of \$15,000.

I am hoping that Brighton Council can match this amount of \$15,000 for an additional 10 yards to be built.

All the clubs are enthusiastic about achieving this and have also expressed a desire for their clubs to fundraise together so to eventually build an additional 10 yards.

This will give us a total of 30 new yards with the possible addition of yards in the future so the old ones can progressively be removed.

I have recently spoke to your General Manager James Dryburgh and we agreed that a meeting should be arranged to discuss the future plans for the Pontville Equestrian Centre and the grounds.

I have requested a user group meeting to be scheduled by Councilor Peter Geard, the date of which will hopefully soon be confirmed.

I thank you Leigh for taking the time to read my letter and this proposal on behalf of all the working group for the equestrian community.

Kind Regards

Kareena Blackwell





G'day Kareena,

I have always been driven by my passion and vision to see regional Tasmanians meet our full potential.

If given the opportunity to represent the people of Prosser, I will get on with delivering the investment, services and infrastructure regional Tasmanians need and deserve.

My priorities are:

- Jobs, and upskilling youth and mature workers through our Regional Jobs Hubs
- Continuing to improve our education system and facilities for our young people
- Finding both short- and long-term solutions to traffic as our area grows
- Supporting water infrastructure for both population and irrigation purposes

As part of the Rockliff Liberal Government, my plan to deliver for Brighton includes:

- Continued funding for the **Brighton Jobs Hub** the Southcentral Workforce Network for jobs, training and opportunity for the local community.
- Providing \$22,673 for the Brighton Bowls Club for new technology and kitchen facilities, \$14,018 for kitchen and catering equipment for the Brighton Football Club and \$15,000 to replace 10 holding yards at the Pontville Equestrian Centre.
- Funding an assessment of **new freight route options** between Brighton and Cambridge to provide safer and more efficient heavy vehicle travel.

- The introduction of **new Sunday bus services**, including Brighton, and half-price bus fares from 1 June 2024.
- Local community projects including new facilities at the **Brighton Industry Truck Rest Area** and a new sports facility project at the **Tea Tree Hall**.

If elected, I will work hard every day for our community.

I ask for your support and number 1 vote at the Prosser election on Saturday, 4 May.

Kind regards,

Kerry Vincent Liberal for Prosser

f

Authorised by P. Coulson, Suite 4C, 33 Salamanca Pl Hobart, TAS 7000, Australia

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Southern Tasmanian Quarter Horse Association

15/8/24

Hi Kareena,

Thank you for your email, we appreciate the communication and ability to be involved with the upgrade of the yards at Pontville.

We have successfully applied to the Australian Quarter Horse Association to host two state championship shows this coming season, the 2025 Tasmanian Quarter Horse State Show and the 2025 Tasmanian Quarter Horse Versatility Ranch State Championships. We are still in the planning stage, we have tentatively booked Queensland judges and are looking at a March date to host these events.

We have to raise significant funds as national guidelines state a minimum of \$3000 is to be paid out at state shows but we will have statewide participation. Our furthest members from the North East attending are from Scottsdale and our furthest from the North West are from Wynyard. We have many members in between and a heap from the south, as far down as Cygnet and one member who lives at Dover.

We have also been granted the opportunity to host an AQHA subsidized amateur owner clinic with a top mainland professional horsewomen and clinician which is to be help in November and this will also have statewide representation, it really is a fantastic opportunity.

We additionally are hoping to hold two A class shows and ideally local arena days where members can utilize our facilities.

The three state events really need the yards to be improved as we will have participants staying for two nights and we need to ensure the horses are safe and secure so we are totally onboard with helping make this happen.

We look forward to getting this project off the ground and look forward to talking to you soon.

Kind regards,

Allison Morgan Secretary STQHA



DERWENT VALLEY HORSE RIDERS ASSOCIATION INC.

The Derwent Valley Horse Riders Association fully supports Brighton Equestrian Club's application for a grant to build new horse holding yards at the Pontville Showgrounds. The Tasmanian horseriding community, including the Derwent Valley Horse Riders Association, regularly uses the Pontville showgrounds for equestrian events and the horse holding yards are in terrible disrepair. It is only a matter of time before a horse or rider is seriously injured when using these facilities. These timber yards were constructed many years ago and have not been maintained. There are broken rails as well as screws and nails protruding in all directions. They are long past due for replacement.

The Derwent Valley Horse Riders Association regularly holds events at the Pontville Showgrounds. We plan to hold at least two horse shows there in the next 2 years. We expect to attract at least 50 entrants at each show from the Brighton region and beyond.

We unreservedly support this application to the Brighton Council and sincerely hope it is successful.

Sincerely,

Nikki Woolstencroft

Vice President Derwent Valley Horse Riders Association 646 Boyer Road Dromedary Tas 7030 Ph: 0403 611 546 Email: <u>dvhorseriders@gmail.com</u> 29/8/2024



To whom it may concern,

On behalf of Brighton & Southern Midlands Pony Club I have been asked to provide documentation of events that we personally hold at the Pontville Equestrian Centre in relation to the refurbishing of the yards at the premises.

Our biggest events held at the premises are as follows: -

Southern Zone Games

This is an event that we hold every year, where we see teams from all over the Souther Zone attend to compete. Were we see a minimum of 70 horse and rider combinations alone attend. There are 7 clubs alone within the Southern Zone some with 50+ riding members.

State Games

We hold this event once every 3 years on behalf of the Southern Zone. This event we again see minimum 70 horse and rider combinations whom travel from all over the State, this includes Smithton, King Island, Burnie, Launceston, Bruny Island just to name a few but there are 23 Clubs located throughout Tasmania.

Games Clinic

We hold a games training clinic every year, which again is open statewide.

Xcountry Training

We also offer not only to our riding members but to other pony club members xcountry training at the grounds.

Rallies

We hold some of our rallies at the pony club grounds our club has approximately 15 riding members.

As you can see above we host a lot of events big and small at the grounds however due to the yards being unusable does raise some safety and welfare concerns for both horses and riders. It also doesn't allow us to offer any holding facilities for further away clubs whom usually attend a day prior and camp with their horses.

I also believe that attendances to such events are compromised due to us being the only club throughout southern Tasmania with unsafe unable yards.

Should you require any further information regarding the above please do not hesitate to contact me.

Dannika Housego

Brighton& Southern Midlands Pony Club

0499171091



Quotation No. 24780675

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Document Date 06.09.2024

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PONTVILLE TAS 7018	Salesperson	E-mail		Telephone	
	Neil Wilson	Neil.Wilson@bluescopesteel.com		03 6211 4330	
Ship To:	Quotation Notes:				
Brighton & Southern Midlands Pony C PONTVILLE TAS 7018					
	Pleas	e visit www.bl	uescopedistribution.	com.au	

Item No.	Description		Quantity	Weight (Kg)	Unit Price	Net Value
300	RHS-75-75-3-C350-GAL-8000 RECTANGULAR HOLLOW SECTION GRADE C350L0 GALVANISED Cut 27 x lengths to 3600 mm lengt offcuts Issue 5 x 8000 mm. Lead Time: 9 Days Simple Processing \$	AS1163	32.0 EA	1,690	144.50 EA	4,624.00
400	RHS-75-75-4-C350-AGAL-800 RECTANGULAR HOLLOW SECTION / GRADE C350L0 ALLGAL Cut all to 2400 mm lengths - posts Lead Time: 9 Days Simple Processing \$	AS1163	10.0 EA	679	195.00 EA	1,950.00
500	FEN-POST-CAP-SQ-GB-DO-75 SQUARE FENCE CAP GALVABOND F Lead Time: Ex-Stk	(137715) DRIVE ON	28.0 EA	3	2.12 EA	59.36
	Delivery and Freight					80.00
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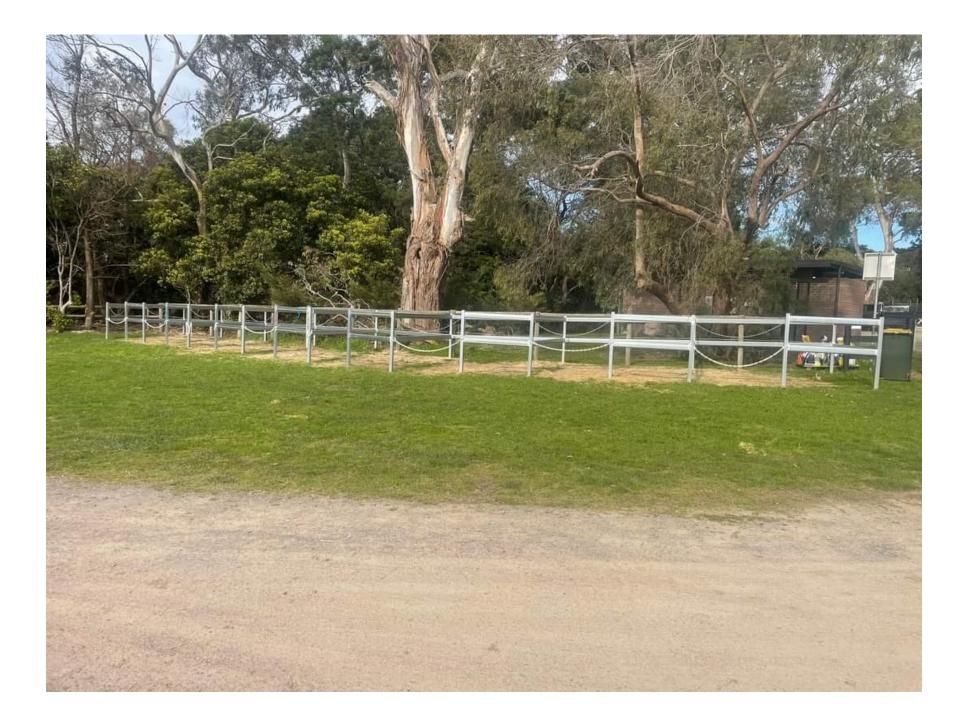
\$6800

Item Description	Quantity	Price Per	Total
Horse yard labor and accessories	1		\$6800
Includes rapid set concrete, Post caps, Gates, Gate caps, gate hinges, chain latches, cold gal paint, and screws			
Steel to be supplied by customer			
This document serves only as a quote of proposed work and will commence as a deposit of \$2100 has been paid and remainder to be paid upon completion.			
		TOTAL	\$6800

Name: Jarrod Duffy

BSB: 807-009

Acc: 51433814





Consultation Old Beach Foreshore Track Feasibility AGENDA ITEM 13.3

The Brighton Council has commenced a project to investigate the feasibility of a new walking track in the Old Beach area.

We would like your feedback on the project.

The track investigation area is mostly along the River Derwent foreshore with some sections within the St Ann's Living precinct, East Derwent Highway, Clarries Creek and Blackstone Drive. Attached is a map showing the track investigation area.

The investigation area is divided into four (4) stages:

- 1. St Ann's Living to Compton Road
- 2. Compton Road to Blackstone Drive
- 3. Blackstone Drive to Morrisby Road
- 4. Morrisby Road to Jetty Road/Old Beach pontoon "Ferry Point"

The total length of the investigation area is approximately 3.2km. This includes areas of existing partly formed track.

Currently, there are many gravel walking tracks along the River Derwent that connect with other trails and reserves through-out the Brighton area.

We have so far written to residents in the area to advise of them of the project and have completed site investigations. These were natural values assessment, Aboriginal Heritage assessment, boundary survey checks and general feasibility around safety, amenity, practicality and land ownership etc. We are also consulting with the residents more broadly for their feedback.

The project is still in the investigation phase only. We have not formalised a design or final location for the track. The intent is to undertake careful planning and stakeholder consultation before a design and final scope of works is determined. This will also require a report to the Brighton Council at an Ordinary Council Meeting to proceed to the next stage.

The next stage will be to prepare a design of the track works and again consult with the community.

Below are further details on the project which you may find useful.

Background and Information

The overarching objectives of the project are to:

- a) To investigate and provide options for a new walking track between Compton Road and Jetty Road based on risk assessment, feasibility of options, cost, stakeholder and community feedback and approvals; and
- b) To investigate connections to Riviera Drive and new subdivision on the eastern side of the Derwent Highway.
- c) To provide additional walking tracks in the Old Beach area
- d) To enhance amenity and liveability of Old Beach foreshore and Old Beach area
- e) To provide safer public access to foreshore





f) To eradicate declared weeds, better manage erosion and long-term native plantings for habitat, biodiversity and site stability along the track route

Part 1.3 of the Brighton Council Annual Plan 2024-2025 provides that Council will:

- Ensure attractive local areas that provide social, recreational and economic opportunities; and to
- Consider community feedback for additional sections of gravel walkway along the Old Beach Foreshore from Morrisby Road to Blackstone Drive.

The track investigation area map can be accessed at

https://www.brighton.tas.gov.au/community/have-your-say/. The chosen area is the result of the following studies and preliminary investigations:

- Aboriginal Heritage Survey and Assessment
- Threatened Flora, Fauna and Natural Values Assessment
- Track investigations, observations and preliminary findings by Council Officers
- Boundary Survey work

The track investigation area is located entirely within public land, with the exception of a small section of land within the St Ann's Living precinct located at Stanfield Drive, Old Beach. The track area is otherwise within land owned by the Brighton Council or land leased to the Brighton Council by Crown Land Services or other public reserve (i.e. riparian reserve). Part of the track may also be within the land owned by State Growth along the East Derwent Highway.



Figure 1 – Existing walking tracks in Old Beach area (Source: Brighton Council)





Some further boundary survey work is required, however at this stage, we have a reasonable understanding of the boundaries of the foreshore reserve and the scope of the investigation area. There appears to be sufficient room for a gravel track and landscaping in most areas. Some decking or concreting may be required over steeper sections or over waterways and creeks.

You will note, in the map (https://www.brighton.tas.gov.au/community/have-your-say/) there is an alternative crossing point for Clarries Creek from the St Ann's Living precinct. This is shown as the red dashed line "6 Alternate Creek Crossing". This crossing may be a more practical place to cross the creek without the need to run a track adjacent to the East Derwent Highway, but this is subject to further studies and detailed design. We would like your feedback on this alternative crossing point.

We hope the track will extend Brighton's network of walking trails and improve access to the River Derwent foreshore.

Consultation

We ask for your feedback on this proposal. We ask that you review the above information and map and provide us with any comment or feedback on a walking track in this area. Please email admin@brighton.tas.gov.au or write to:

The General Manager 1 Tivoli Road Old Beach TAS 7017

Please respond by Friday 4:45PM on the 9th August 2024

Please include your contact details in case we need to discuss your submission directly with you.

We will address any concerns or suggestions as part of a report to the Brighton Council. Your personal details will not be disclosed in the public meeting agenda.

Once we have this feedback then our intention is to prepare a design and again seek your feedback later this year (2024). This will occur before we make any applications for formal approvals if necessary.

Brighton Council



Old Beach Track Investigation Area for Public Consultation – Stage 1

Date: May 2024

Produced by: Brighton Council



	Legend and Features: Track Investigation Area	
\checkmark	Clarries Creek	
1	St Ann's Living	
2	Blackstone Point	
3	Blackstone Drive Reserve	
4 Ex	isting Access to Morrisby Rd	
5	Jetty Road Jetty	
6	Alternate Creek Crossing	

ATTACHMENT B

AGENDA ITEM 13.3





ent accept any responsit