



Civic Centre, 10 Watson Terrace
Mount Gambier SA 5290

PO Box 56
Mount Gambier SA 5290

Telephone 08 87212555
Facsimile 08 87249791
city@mountgambier.sa.gov.au

mountgambier.sa.gov.au

I hereby give notice that an Ordinary Meeting of Council will be held on:

Date: Tuesday, 15 June 2021
Time: 6.00 p.m.
Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier

AGENDA

Ordinary Council Meeting 15 June 2021

A handwritten signature in black ink, appearing to read 'Barbara Cernovskis', is placed above the printed name and title.

**Barbara Cernovskis
Acting Chief Executive Officer
11 June 2021**

Order Of Business

1	Acknowledgement of Country	5
2	Apologies	5
3	Leave of Absence	5
4	Confirmation of Council Minutes	5
5	Mayoral Report	5
5.1	Mayoral Report - June 2021 – Report No. AR21/36408	5
6	Reports from Councillors	6
7	Questions with Notice	7
7.1	Question With Notice - Lighting Strategy	7
7.2	Question With Notice - Regional Assessment Panel	8
8	Questions without Notice	9
9	Petitions	9
	Nil	
10	Deputations	10
10.1	Deputation - Mr Stephen Smith - Blue Lake Golf Club – Report No. AR21/36218	10
11	Notice of Motion to Rescind or Amend	11
	Nil	
12	Elected Members Workshops	12
12.1	Elected Member Workshop from 15/05/2021 to 11/06/2021 – Report No. AR21/1607	12
13	Elected Members Training and Development	14
	Nil	
14	Council Action Items	15
14.1	Council Action Items - 18/05/2021 – Report No. AR21/1591	15
15	Economic and Environment Committee Minutes and Recommendations	25
	Nil	
16	People and Place Committee Minutes and Recommendations	26
16.1	Minutes of the People and Place Committee held on 7 June 2021 - Go to Attachment.....	26
16.2	Lagunaria Trees - Mitchell Street – Report No. AR21/31705	26
16.3	Notice of Motion - Old Railway Station Building – Report No. AR21/33923	26
17	Wulanda and Recreation and Convention Centre Committee Minutes and Recommendations	27
17.1	Minutes of the Wulanda Recreation and Convention Centre Committee held on 8 June 2021 - Go to Attachment.....	27
18	Council Assessment Panel Minutes	28
18.1	Minutes of the Council Assessment Panel held on 20 May 2021	28



18.2	Minutes of the Council Assessment Panel held on 27 May 2021	29
19	Junior Sports Assistance (Section 41) Committee Minutes and Recommendations.....	30
19.1	Minutes of the Junior Sports Assistance Fund held on 19 May 2021 - Go to Attachment.....	30
19.2	Correspondence Received – Report No. AR21/22260	30
19.3	Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021 – Report No. AR21/22323	30
19.4	Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021 – Report No. AR21/26424.....	30
19.5	Processing of Applications for Funding – Report No. AR21/26592.....	31
19.6	Coaching Clinic Applications - Annual Call – Report No. AR21/26456	31
19.7	Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspeople – Report No. AR21/26466.....	32
20	Audit Committee Minutes and Recommendations	33
	Nil	
21	Chief Executive Officer Performance Review Committee Minutes and Recommendations.....	33
	Nil	
22	Chief Executive Officer Selection Panel Committee Minutes and Recommendations.....	33
	Nil	
23	Building Fire Safety Committee Minutes.....	33
	Nil	
24	Council Reports	34
24.1	Blue Lake Golf Club - Greenkeepers Shed & Driving Range Works – Report No. AR21/31194.....	34
24.2	Caroline Landfill - Community Land Classification – Report No. AR21/28549	41
25	Motions with Notice	56
25.1	Notice of Motion - Elected Member Attendance Records	56
25.2	Notice of Motion - CCTV and Security	57
26	Urgent Motions without Notice	58
27	Confidential Items of Committees	59
27.1	Confidential items of the People and Place Committee held on 7 June 2021	59
27.2	Road Opening Process - Pinehall Avenue – Report No. AR21/28521	59
27.3	Confidential items of the Wulanda Recreation and Convention Centre Committee held on 8 June 2021.....	61
27.4	Project Control Group (PCG) Progress Report - As at 01/06/2021 – Report No. AR21/32471	61
27.5	Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub – Report No. AR21/34712.....	63



28	New Confidential Items	65
29	Meeting Close	66
	Committee Minutes and Reports / Attachments	67
	Attachments Item 4 Ordinary Council Meeting - 18 May 2021	68
	Attachments Item 19.1 Minutes of the Junior Sports Assistance Fund held on 19 May 2021	82
	Attachments Item 19.2 Correspondence Received	86
	Attachments Item 19.3 Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021	91
	Attachments Item 19.4 Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021	95
	Attachments Item 19.5 Processing of Applications for Funding.....	101
	Attachments Item 19.6 Coaching Clinic Applications - Annual Call	105
	Attachments Item 19.7 Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspeople	110
	Attachments Item 16.1 Minutes of the People and Place Committee held on 7 June 2021	115
	Attachments Item 16.2 Lagunaria Trees - Mitchell Street.....	119
	Attachments Item 16.3 Notice of Motion - Old Railway Station Building.....	156
	Attachments Item 17.1 Minutes of the Wulanda Recreation and Convention Centre Committee held on 8 June 2021	160



1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGIES

Nil

3 LEAVE OF ABSENCE

Nil

4 CONFIRMATION OF COUNCIL MINUTES

[Ordinary Council Meeting - 18 May 2021](#)

RECOMMENDATION

That the minutes of the Ordinary Council meeting held on 18 May 2021 be confirmed as an accurate record of the proceedings of the meeting.

5 MAYORAL REPORT

5.1 MAYORAL REPORT - JUNE 2021 – REPORT NO. AR21/36408

- SATC Board Tour of Civic/Riddoch Precinct
- Junior Sports Assistance Fund Meeting
- Introductory Meeting with Shadow Minister Hon Emily Burke MLC
- Reception at Government House – Top Tourism Town Winners Announcement
- Meeting with Minister for Human Services’ advisor and representatives of South Australian Housing Authority
- Opening of New Cover over “B” Green – Mount Gambier Bowls Club
- 2021 Red Bull UCI Pump Track World Qualifier event
- Elected Members Workshop – Wulanda Operating Model
- Australia’s Biggest Morning Tea – Italo Australian Club
- Weekly LCLGA Mayor’s Virtual Meeting
- Great South Coast Cross-Border Stakeholder Consultation
- Reconciliation Week Unveiling – Dual Naming Children’s Cave, Mount Gambier Library
- Weekly LCLGA Mayor’s Virtual Meeting
- Official Opening of The Haven, Mount Gambier Library
- Opening of The Waterfront Stage 2, Port MacDonnell
- Meeting to discuss Planet Youth
- Virtual Local Government Reconciliation Industry Network Group Meeting
- People and Place Committee Meeting
- RFDS Mount Gambier Patient Transfer Facility Official Opening
- Wulanda Recreation and Convention Centre Committee Meeting
- Chamber of Commerce and WiBRD Breakfast with Kate Carnell
- Launch of Digital Garden (Illuminate) in the Cave Garden



- Stand Like Stone & OneFortyOne Community Grants Virtual Celebration Ceremony
- LCLGA General Meeting – Kingston District Council
- Inaugural Gravity Enduro SA

6 REPORTS FROM COUNCILLORS



7 QUESTIONS WITH NOTICE

7.1 QUESTION WITH NOTICE - LIGHTING STRATEGY

Meeting: Council
CM9 Reference: AF20/446
Member: Paul Jenner, Councillor

The following question on notice was received from Councillor Cr Paul Jenner.

Question

Does the City of Mount Gambier have a lighting strategy or action plan, or policy or guidelines?

Response

To be provided at the meeting

REPORT RECOMMENDATION

That the response to the question regarding lighting strategy raised by Councillor Paul Jenner be received and noted.

ATTACHMENTS

Nil



7.2 QUESTION WITH NOTICE - REGIONAL ASSESSMENT PANEL

Meeting: Council
CM9 Reference: AF20/446
Member: Paul Jenner, Councillor

The following question on notice was received from Councillor Paul Jenner.

Question

Could Council please be advised of the status of the southern Regional Assessment Panel?

Response

To be provided at the meeting.

REPORT RECOMMENDATION

That the response to the question regarding Regional Assessment Panel raised by Councillor Paul Jenner be received and noted.

ATTACHMENTS

Nil



8 QUESTIONS WITHOUT NOTICE

9 PETITIONS

Nil



10 DEPUTATIONS

10.1 DEPUTATION - MR STEPHEN SMITH - BLUE LAKE GOLF CLUB – REPORT NO. AR21/36218

Meeting: Council
CM9 Reference: AF20/446
Author: Barbara Cernovskis, Acting Chief Executive Officer
Authoriser: Barbara Cernovskis, Acting Chief Executive Officer

REPORT RECOMMENDATION

1. That Council Report No. AR21/36218 titled 'Deputation - Mr Stephen Smith - Blue Lake Golf Club' as presented on 15 June 2021 be noted.

BACKGROUND

The Mayor, Mrs Lynette Martin OAM, has granted a deputation from the Blue Lake Golf Club who would like the opportunity to present to Council.

ATTACHMENTS

Nil



11 NOTICE OF MOTION TO RESCIND OR AMEND

Nil



12 ELECTED MEMBERS WORKSHOPS


12.1 ELECTED MEMBER WORKSHOP FROM 15/05/2021 TO 11/06/2021 – REPORT NO. AR21/1607

Meeting: Council
CM9 Reference: AF20/446
Author: Sally Wilson, Executive Administrator City Infrastructure
Authoriser:

REPORT RECOMMENDATION

1. That Council Report No. AR21/1607 titled 'Elected Member Workshop from 15/05/2021 to 11/06/2021' as presented on 15 June 2021 be noted.

ATTACHMENTS

1. Designated Informal Gathering - Members Workshop - Record of Proceedings - 24/05/2021 [↓](#)




**DESIGNATED INFORMAL GATHERING
WULANDA OPERATING MODEL
5:30 PM MONDAY 24 MAY 2021**

RECORD OF PROCEEDINGS
5:30 pm, Monday 24 May 2021
Council Chamber, Civic Centre
10 Watson Terrace, Mount Gambier

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

GUESTS:-

Mark Booth, BRM Advisory

MEMBERS PRESENT:-

Mayor Martin
Cr Bruins
Cr Meziniec
Cr Morello
Cr Hood

STAFF PRESENT:-

Acting Chief Executive Officer
General Manager City Growth
General Manager Shared Services
Procurement Officer

MEMBERS APOLOGIES:-

Cr Amoroso
Cr Perryman
Cr Jenner
Cr Greco

LEAVE OF ABSENCE:-

Nil

DISCUSSION:

Wulanda Operator Presentations.

Discussion closed at 8:36 pm



13 ELECTED MEMBERS TRAINING AND DEVELOPMENT

Nil



14 COUNCIL ACTION ITEMS


14.1 COUNCIL ACTION ITEMS - 18/05/2021 – REPORT NO. AR21/1591

Meeting: Council
CM9 Reference: AF20/446
Author: Sally Wilson, Executive Administrator City Infrastructure
Authoriser:

REPORT RECOMMENDATION

1. That Council Report No. AR21/1591 titled 'Council Action Items - 18/05/2021' as presented on 15 June 2021 be noted.

ATTACHMENTS

1. Action Items - 18 May 2021 [↓](#) 



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	Printed: 10 June 2021 10:27 AM

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Lavia, Ashlee Davison, Georgina	Elected Members Workshops	Elected Member Workshop from 17/04/2021 to 14/05/2021
RESOLUTION 2021/127			
Moved: Cr Ben Hood Seconded: Cr Sonya Meziniec			
1. That Council Report No. AR21/1605 titled 'Elected Member Workshop from 17/04/2021 to 14/05/2021' as presented on 18 May 2021 be noted.			
			CARRIED
24 May 2021 12:11pm Lavia, Ashlee - Completion			
Action completed by Lavia, Ashlee			

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Lavia, Ashlee Davison, Georgina	Council Action Items	Council Action Items - 20/04/2021
RESOLUTION 2021/128			
Moved: Cr Max Bruins Seconded: Cr Sonya Meziniec			
1. That Council Report No. AR21/1586 titled 'Council Action Items - 20/04/2021' as presented on 18 May 2021 be noted.			
			CARRIED
24 May 2021 12:11pm Lavia, Ashlee - Completion			
Action completed by Lavia, Ashlee			

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Wilson, Sally Cernovskis, Barbara	Economic and Environment Committee Minutes and Rec	Minutes of the Economic and Environment Committee held on 3 May 2021
RESOLUTION 2021/129			
Moved: Cr Christian Greco Seconded: Cr Frank Morello			



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	Printed: 10 June 2021 10:27 AM
Action Sheets Report	

That the Minutes of the Economic and Environment Committee meeting held on 3 May 2021 as attached be noted.

CARRIED

24 May 2021 11:15am Wilson, Sally - Completion
 Action completed by Wilson, Sally

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Mahmud, Abdullah Cernovskis, Barbara	Reports	Reserve - Corner of Wehl Street North and Wireless Road West
RESOLUTION 2021/130			
Moved: Cr Christian Greco			
Seconded: Cr Max Bruins			
<ol style="list-style-type: none"> That Economic and Environment Committee Report No. AR21/24351 titled 'Reserve - Corner of Wehl Street North and Wireless Road West' as presented on 03 May 2021 be noted. Council engage a suitably qualified landscape architect up to the value of \$10,000 to prepare a design for the development of the reserve as proposed by the developer in consultation with the developer and for the further consideration of Council prior to its implementation. That the designs and quotes from the landscape architect be presented as a report to Council to assess any financial contribution. 			
CARRIED			
24 May 2021 11:14am Wilson, Sally - Reallocation			
Action reassigned to Mahmud, Abdullah by Wilson, Sally - As per recommendation.			

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Lavia, Ashlee Davison, Georgina	Wulanda and Recreation and Convention Centre Commi	Minutes of the Wulanda Recreation and Convention Centre Committee held on 11 May 2021
RESOLUTION 2021/131			
Moved: Cr Ben Hood			
Seconded: Cr Paul Jenner			
That the Minutes of the Wulanda Recreation and Convention Centre Committee meeting held on 11 May 2021 as attached be noted.			
CARRIED			



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	
Action Sheets Report	Printed: 10 June 2021 10:27 AM

24 May 2021 12:11pm Lavia, Ashlee - Completion
 Action completed by Lavia, Ashlee

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Wilson, Sally Cernovskis, Barbara	Council Assessment Panel Minutes	Minutes of the Council Assessment Panel held on 15 April 2021
RESOLUTION 2021/132			
Moved: Cr Paul Jenner			
Seconded: Cr Christian Greco			
That the Minutes of the Council Assessment Panel meeting held on 15 April 2021 as previously circulated be noted.			
			CARRIED
24 May 2021 11:15am Wilson, Sally - Completion			
Action completed by Wilson, Sally			

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	McCarthy, Michael Barber, Darren	Council Reports	Periodic Review of Confidential Items - May 2021
RESOLUTION 2021/133			
Moved: Cr Paul Jenner			
Seconded: Cr Kate Amoroso			
1. That Council Report No. AR21/11350 titled 'Periodic Review of Confidential Items - May 2021' as presented on 18 May 2021 be noted.			
2. That the following Confidential Orders as specified in Attachment 1 to Report AR21/11350, having been reviewed by Council, be amended to alter their duration and release conditions, as follows:			
<u>Item Date</u>	<u>Subject</u>	<u>Duration</u>	
15/12/2020	Item 27.2 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 29/11/2020 - REPORT NO. AR20/80910	Amend from: <i>'be reviewed 12 months after successful execution of the contract.'</i> to: <i>'be reviewed 12 months after the successful</i>	



Division: Committee: Officer:	Date From: 18/05/2021 Date To: 18/05/2021 Printed: 10 June 2021 10:27 AM
-------------------------------------	--

Action Sheets Report	
	completion of the contract.'
17/11/2020	Item 27.3 FUNDING OF MOUNT GAMBIER COMMUNITY AND RECREATION HUB PROJECT – REPORT NO. AR20/73196 Amend from: 'item be reviewed 12 months after successful execution of the contract.' to: 'item be reviewed 12 months after successful completion of the contract.'
17/11/2020	Item 27.4 MOUNT GAMBIER COMMUNITY AND RECREATION HUB PROJECT BUDGET – REPORT NO. AR20/73063 Amend from: 'item be reviewed 12 months after successful execution of the contract.' to: 'item be reviewed 12 months after successful completion of the contract.'
17/11/2020	Item 27.5 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 02/11/2020 – REPORT NO. AR20/73679 Amend from: 'item be reviewed 12 months after successful execution of the contract.' to: 'item be reviewed 12 months after successful completion of the contract.'
19/11/2020	Item 25.8 OPERATING MODEL SCENARIOS – REPORT NO. AR19/60159 Amend From: 'Until 31/12/2021' to: 'until 1 year after the opening of the Wulanda Recreation and Convention Centre'.
19/5/2020	Item 27.1 PROPOSAL FROM MOUNT GAMBIER PRIVATE HOSPITAL – REPORT NO. AR20/30776 Amend from: 'until 30 June 2021.' to: 'until Council has been released from its duty of confidence by the party who provided the information.'
3. That the following Confidential Orders as specified in Attachment 1 to Report AR21/11350, having been reviewed by Council, be released as soon as	



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	Printed: 10 June 2021 10:27 AM

Action Sheets Report

practicable following the Council meeting on 18 May 2021:

Nil

4. That all Confidential Orders as specified in Attachment 1 to Report AR21/11350, excluding those amended or released in resolutions (b) and (c) above, having been reviewed by Council remain in operation on the grounds provided.

CARRIED

24 May 2021 2:13pm McCarthy, Michael - Completion

Action completed by McCarthy, Michael

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	McGregor, Colin Barber, Darren	Council Reports	Budget Review Quarter 3 FY2020-21
RESOLUTION 2021/134			
Moved: Cr Sonya Meziniec			
Seconded: Cr Steven Perryman			
<ol style="list-style-type: none"> 1. That Council Report No. AR21/25202 titled 'Budget Review Quarter 3 FY2020-21' as presented on 18 May 2021 be noted. 2. That the Quarter 3 Budget Review revisions be adopted for the FY2020-21 financial year, reflecting: <ol style="list-style-type: none"> (a) \$1,230,000 forecast operating deficit, no change from Quarter 2 Budget Review. (b) \$7,384,000 forecast net surplus, representing a \$4,250,000 reduction from the Quarter 2 Budget Review net surplus. (c) \$29,442,000 forecast capital expenditure, representing a \$5,554,000 reduction from the Quarter 2 Budget Review capital expenditure of \$34,996,000. 			
CARRIED			
25 May 2021 9:55am McGregor, Colin - Completion			
Action completed by McGregor, Colin			



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	
Action Sheets Report	Printed: 10 June 2021 10:27 AM

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	McGregor, Colin Barber, Darren	Council Reports	Schedule of Fees and Charges - 2021/22
RESOLUTION 2021/135			
Moved: Cr Paul Jenner			
Seconded: Cr Ben Hood			
<ol style="list-style-type: none"> 1. That Council Report No. AR21/25401 titled 'Schedule of Fees and Charges - 2021/22' as presented on 18 May 2021 be noted. 2. That Council adopt all recommended of fees and charges identified in the 'Schedule of fees and charges – 2021/22' noting that: <ol style="list-style-type: none"> (a) Other than those fees and charges that are identified as having specific commencement or review dates, all fees and charges in the 'Schedule of fees and charges – 2021/22' will come into effect on 1 July 2021. (b) Council may see fit to amend any fee or charge as circumstances arise or change. (c) Council authorise the Chief Executive Officer to update the 'Schedule of fees and charges – 2021/22' with any externally set statutory fees and charges updates as referenced in the relevant Acts, without needing to return to Council for approval. 			
			Carried

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	McGregor, Colin Barber, Darren	Council Reports	Community consultation 2021/22 Draft Annual Business Plan and Budget including Waste Service Charge
RESOLUTION 2021/136			
Moved: Cr Max Bruins			
Seconded: Cr Ben Hood			
<ol style="list-style-type: none"> 1. That Council Report No. AR21/25426 titled 'Community consultation 2021/22 Draft Annual Business Plan and Budget including Waste Service Charge' as presented on 18 May 2021 be noted. 2. That Council endorses the Draft 2021/22 Annual Business Plan and Budget for the purposes of public consultation. 3. That Council endorses the Waste Services Charge FAQ for the purposes of public consultation. 4. That Council adopts the community consultation approach and timelines as per the report and directs the Chief Executive Officer to implement the necessary public consultation in accordance with current legislative provisions. Carried 			



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	
Action Sheets Report	Printed: 10 June 2021 10:27 AM

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	McCarthy, Michael Barber, Darren	Council Reports	Review of Council Delegation Updates - May 2021
RESOLUTION 2021/137			
Moved: Mayor Lynette Martin			
Seconded: Cr Christian Greco			
<ol style="list-style-type: none"> 1. That Council Report No. AR21/27084 titled 'Review of Council Delegation Updates - May 2021' as presented on 18 May 2021 be noted. 2. The City of Mount Gambier (Council) delegates each function or power of the Council listed in the tables attached to Council Report No. AR21/27084 to the Chief Executive Officer. 3. The delegations granted in resolution 2: <ol style="list-style-type: none"> (a) are granted pursuant to section 44 of the Local Government Act 1999, excepting that the functions and powers of the Council: <ol style="list-style-type: none"> (i) set out in Division 8, Part 4 of the Fire and Emergency Services Act 2005 are delegated pursuant to section 93 of the Fire and Emergency Services Act; (ii) under the Planning, Development and Infrastructure Act 2016 (attached to Report No. AR21/27084 and titled Instrument B) are delegated pursuant to section 100 of the Planning, Development and Infrastructure Act 2016. (b) may, unless indicated herein or in the attachments to Council Report No. AR21/27084, be sub-delegated by the Chief Executive Officer or delegate under relevant legislative provisions, excepting delegations under the Fire and Emergency Services Act only permitted to a Fire Prevention Officer. (c) if made to two or more delegates, then each delegate may exercise the power or function independently of any other delegate. (d) must only be exercised by a delegate in accordance with: <ol style="list-style-type: none"> (i) applicable legislative and other legal requirements; and (ii) due regard to relevant policies and guidelines adopted by the Council; (e) in regard to the following delegations under the Local Government Act: <ol style="list-style-type: none"> (i) section 133: the power to obtain funds does not extend to imposing rates, borrowing money or obtaining other forms of financial accommodation or fixing or varying fees under sections 188(1)(d) to 188(1)(h) of the Local Government Act; (ii) section 137: the power to expend funds in the performance or discharge of the council's powers, functions or duties in accordance is limited to funds allocated as part of a budget adopted by the council and the sub-delegation financial limitations set by the Chief Executive Officer; (iii) section 143(1): the power to write off debts is limited to debts not exceeding \$5,000; 			



Division:	Date From: 18/05/2021
Committee:	Date To: 18/05/2021
Officer:	Printed: 10 June 2021 10:27 AM

Action Sheets Report

<p>(f) are granted independent of, and severable from, every other delegation granted under this or any other resolution or instrument.</p> <p>(g) if determined to be invalid or unlawful will be deemed to be severed from the delegations granted under this or any other resolution or instrument and remaining delegations will continue to operate according to their terms.</p> <p>(h) will come into operation on Wednesday 20 May 2021 and remain in force until varied or revoked by resolution of the Council.</p> <p>4. Previous delegations and sub-delegations granted under the legislative instruments and attachments listed in Council Report No. AR21/27084 are revoked this day 19 May 2021.</p> <p>5. For clarity, Council confirms that delegations dated 19 March 2021 as contained in Resolution 2021/67 (more particularly in part 2 of the resolutions) were made to the Chief Executive Officer only.</p>	CARRIED
<p>24 May 2021 2:12pm McCarthy, Michael - Completion Action completed by McCarthy, Michael</p>	

Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Gajic, Heidi Davison, Georgina	Council Reports	Wulanda Recreation and Convention Centre - Brand Identity
<p>RESOLUTION 2021/138</p> <p>Moved: Cr Ben Hood Seconded: Cr Max Bruins</p> <p>1. That Council Report No. AR21/28274 titled 'Wulanda Recreation and Convention Centre - Brand Identity' as presented on 18 May 2021 be noted.</p> <p>2. That Council endorses the Wulanda Recreation and Convention Centre Brand Identity package as presented.</p> <p>3. That the Wulanda Recreation and Convention Centre Brand package be forwarded to Badge Constructions for inclusion in the facility signage package.</p>			
			CARRIED



Division:		Date From: 18/05/2021	
Committee:		Date To: 18/05/2021	
Officer:		Printed: 10 June 2021 10:27 AM	
Action Sheets Report			
Meeting	Officer/Director	Section	Subject
Council 18/05/2021	Cernovskis, Barbara Davison, Georgina	Motions with Notice	Notice of Motion - Wulanda Recreation and Convention Centre Membership
RESOLUTION 2021/139			
Moved: Cr Steven Perryman			
Seconded: Cr Paul Jenner			
<ol style="list-style-type: none"> 1. That Council Report No. AR21/28693 titled 'Notice of Motion - Wulanda Recreation and Convention Centre Membership' as presented on 18 May 2021 be noted. 2. That, pending further review of Council's committee structure, meeting schedule and membership at an Elected Member Workshop to be convened with the incoming Chief Executive Officer, the membership of the Council's Wulanda Recreation and Convention Centre Committee be amended by replacing the words '<i>eight Councillors</i>' with '<i>up to eight Councillors</i>' in clause 5.1 of the Committee Terms of Reference. 3. That I, Cr Perryman, resign from the Wulanda Recreation and Convention Centre Committee effective immediately, with resulting membership of the committee comprising seven Councillors. 			
CARRIED			
01 Jun 2021 11:38am Cernovskis, Barbara - Completion			
Action completed by Lavia, Ashlee			



**15 ECONOMIC AND ENVIRONMENT COMMITTEE MINUTES AND
RECOMMENDATIONS**

Nil



16 PEOPLE AND PLACE COMMITTEE MINUTES AND RECOMMENDATIONS

16.1 MINUTES OF THE PEOPLE AND PLACE COMMITTEE HELD ON 7 JUNE 2021 - [Go to Attachment](#)

RECOMMENDATION

That the Minutes of the People and Place Committee meeting held on 7 June 2021 as attached be noted.

16.2 [Lagunaria Trees - Mitchell Street](#) – Report No. AR21/31705

RECOMMENDATION

1. That People and Place Committee Report No. AR21/31705 titled 'Lagunaria Trees - Mitchell Street' as presented on 07 June 2021 be noted.
2. Empak Homes and the property owner of 8/6 Jardine Street be advised:
 - (a) After an extensive investigation into the health and risk assessment of the Lagunaria patersonia (Norfolk Island Hibiscus) planted along the western side of Mitchell Street, the trees are not considered by Council to warrant their removal.
 - (b) The trees are considered to be in good and fair overall condition with extended useful life expectancies. None of the trees display features that indicate they are in health or structural decline or that they are not suited to the environment. The trees are street trees and are part of a historic planting that provides an important heritage link with the history of the area.

16.3 [Notice of Motion - Old Railway Station Building](#) – Report No. AR21/33923

RECOMMENDATION

1. That People and Place Committee Report No. AR21/33923 titled 'Notice of Motion - Old Railway Station Building' as presented on 07 June 2021 be noted.
2. That Council:
 - (a) writes to the chair of the Mount Gambier Branch of the National Trust of South Australia, Nathan Woodruff, thanking them for their initiative.
 - (b) Informs the Trust of its decision, at this time, to decline the offer to transfer ownership or occupancy of the Railway Station to the National Trust of SA.
 - (c) convenes an Elected Member workshop to discuss future options for the Old Railway Station building, including temporary initiatives, in the broader context of the surrounding Railway Land and Olympic Park precincts.

**17 WULANDA AND RECREATION AND CONVENTION CENTRE COMMITTEE
MINUTES AND RECOMMENDATIONS**

**17.1 MINUTES OF THE WULANDA RECREATION AND CONVENTION CENTRE
COMMITTEE HELD ON 8 JUNE 2021 - [Go to Attachment](#)**

RECOMMENDATION

That the Minutes of the Wulanda Recreation and Convention Centre Committee meeting held on 8 June 2021 as attached be noted.



18 COUNCIL ASSESSMENT PANEL MINUTES

18.1 MINUTES OF THE COUNCIL ASSESSMENT PANEL HELD ON 20 MAY 2021

RECOMMENDATION

That the Minutes of the Council Assessment Panel meeting held on 20 May 2021 as previously circulated be noted.



18.2 MINUTES OF THE COUNCIL ASSESSMENT PANEL HELD ON 27 MAY 2021

RECOMMENDATION

That the Minutes of the Council Assessment Panel meeting held on 27 May 2021 as previously circulated be noted.



19 JUNIOR SPORTS ASSISTANCE (SECTION 41) COMMITTEE MINUTES AND RECOMMENDATIONS

19.1 [MINUTES OF THE JUNIOR SPORTS ASSISTANCE FUND HELD ON 19 MAY 2021 - Go to Attachment](#)

RECOMMENDATION

That the Minutes of the Junior Sports Assistance Fund meeting held on 19 May 2021 as attached be noted.

19.2 [Correspondence Received](#) – Report No. AR21/22260

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/22260 titled 'Correspondence Received' as presented on 19 May 2021 be noted.

19.3 [Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021](#) – Report No. AR21/22323

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/22323 titled 'Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021' as presented on 19 May 2021 be noted.
2. The financial statement of the Fund as 30 April 2021 be received, noting a cash balance of \$116,166.64.

19.4 [Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021](#) – Report No. AR21/26424

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26424 titled 'Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021' as presented on 19 May 2021 be noted.



19.5 [Processing of Applications for Funding](#) – Report No. AR21/26592

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26592 titled 'Processing of Applications for Funding' as presented on 19 May 2021 be noted.
2. To ensure fairness and consistency to all applicants the Junior Sports Assistance Fund Committee recommends that applications are:
 1. (i) manage applications in bulk where possible, averaging expenses and any late applications received matched regardless of expenses outlaid.

19.6 [Coaching Clinic Applications - Annual Call](#) – Report No. AR21/26456

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26456 titled 'Coaching Clinic Applications - Annual Call' as presented on 19 May 2021 be noted.
2. The following funding be made available to the Member Organisation named below to assist in the conduct of specialised coaching clinics in accordance with the guidelines for such Clinics:

(i) Blue Lake Y Swim Club	\$2,000
(ii) Mount Gambier Swimming Club	\$2,000
(iii) Basketball Mount Gambier	\$1,200
(iv) Mount Gambier Cycling Club	\$2,000
(v) Mount Gambier and District Pony Club	\$2,100
3. In corresponding with the successful applicants advice be given that the increase in coaching clinic funding has occurred in 2021 due to excess funds not expended in 2020 due to COVID-19. 2022 Coaching Clinic Funding will revert to the normal figure of \$5,000.



19.7 [Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspersons](#) – Report No. AR21/26466

RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26466 titled 'Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspersons' as presented on 19 May 2021 be noted.
2. The following applications/funding be made available to the Member Organisations named below to assist the identified juniors to achieve their fullest participation with the specific purpose donation from the Rotary Club of Mount Gambier Lakes - Donations to Financially Disadvantaged Junior Sportspersons initiative, to be used strictly in accordance with their respective confidential application:
 - (a) Limestone Coast Football Association \$300
 - (b) Basketball Mount Gambier \$600
 - (c) East Gambier Football Club \$600
3. A second round of applications for the remaining \$1,500 be advertised in October, 2021.



20 AUDIT COMMITTEE MINUTES AND RECOMMENDATIONS

Nil

**21 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE MINUTES
AND RECOMMENDATIONS**

Nil

**22 CHIEF EXECUTIVE OFFICER SELECTION PANEL COMMITTEE MINUTES AND
RECOMMENDATIONS**

Nil

23 BUILDING FIRE SAFETY COMMITTEE MINUTES

Nil



24 COUNCIL REPORTS

24.1 BLUE LAKE GOLF CLUB - GREENKEEPERS SHED & DRIVING RANGE WORKS – REPORT NO. AR21/31194

Committee:	Council
Meeting Date:	15 June 2021
Report No.:	AR21/31194
CM9 Reference:	AF20/446
Author:	Michael McCarthy, Manager Governance and Property
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	This report re-presents a 2020/21 budget request for a financial contribution from Council toward works to the Greenkeepers Shed and Driving Range at the Blue Lake Golf Course.
Strategic Plan Reference:	Goal 1: Our People
	Goal 2: Our Location
	Goal 3: Our Diverse Economy
	Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage
	Goal 5: Our Commitment

REPORT RECOMMENDATION

1. That Council Report No. AR21/31194 titled 'Blue Lake Golf Club - Greenkeepers Shed & Driving Range Works' as presented on 15 June 2021 be noted.
2. That the requests from the Blue Lake Golf Club in relation to funding for works undertaken to the Greenkeepers Shed, and proposed electrical, lighting, security and car park works at the Driving Range be:
*(*delete those options that are not applicable)*
 - * accommodated from Council's 2020/2021 Budget to the value of \$INSERT AMOUNT to be paid as a grant upon receipt of an invoice received prior to 30 June 2021.OR
 - * incorporated for consideration in Council's final 2021/22 Budget deliberations.OR
 - * referred for application to be submitted to Council's 2021/22 Community and/or Sport and Recreation Capital Works Grant Programs.OR
 - * respectfully declined.OR
 - * To be determined by Council



TYPE OF REPORT

Corporate

BACKGROUND

Council previously received a request from the Blue Lake Golf Club seeking a funding contribution from the 2020/21 budget for structural repairs to the Greenkeepers Shed at the Blue Lake Golf Course. A copy of the request is provided for Members as Attachment 1.

The request notes that the Blue Lake Golf Club assumed responsibility for the golf course including ownership of all structures in the condition as inspected on 28 June 2019.

The request estimates the repair costs at \$65,000, with up to \$50,000 funding sought from Council.

Following presentation at informal budget workshops that also considered Council's response to the COVID19 health emergency the 2020/21 Budget was adopted without the requested contribution.

It has become apparent that this budget position was misrepresented verbally to a Blue Lake Golf Club representative. In the absence of any formal clarification to the contrary, the Blue Lake Golf Club proceeded with the repair works to the Greenkeepers Shed.

An invoice was subsequently received by Council in January 2021 following which the Blue Lake Golf Club representatives were verbally advised that Council had not budgeted the requested funds during a meeting with Council Executives on 19 February 2021. This was confirmed in a letter from the Chief Executive Officer dated 16 March 2021 confirming that the Council administration has no discretion to expend unbudgeted funds.

In response the Blue Lake Golf Club sought a meeting to determine a way forward on this matter. At a meeting with club representatives on 17 May 2021 it was agreed that the club should:

- make a submission to the public consultation on the 2021/22 Annual Business Plan and Budget for a contribution toward the completed works, and
- submit a request to the Chief Executive Officer to present a report to the June 2021 Council meeting to consider funding the completed works from the 2020/21 Budget.

This report presents the latter of these options which, if supported by Council, would negate the need for the same to be considered with 2021/22 budget submissions.

The Blue Lake Golf Club has sought to present to the 15 June 2021 Council meeting in support of their Greenkeepers Shed proposal, as well as the Driving Range. The latter involves development conditions imposed by the District Council of Grant that have delayed the completion of this project and the clubs acquittal of an \$8,000 grant from Council. The request seeks additional Council support in the form of in-kind car park works and co-funding of electrical/security upgrades at the range.

An in-kind undertaking has been made to provide crushed concrete as sub-base for the car park.

PROPOSAL

As referenced in the background, this report presents an earlier request from the Blue Lake Golf Club for a \$50,000 financial contribution in Council's 2020/21 budget year toward structural repairs to the Greenkeepers Shed at the Blue Lake Golf Course.

Notwithstanding some recent communications indicating that this amount is significantly less than what was originally requested, the attached letter dated 18 November 2019 requested:

- “Council, whether part of the budgetary process, or not, give consideration to:*
- a. Provide funding up to a maximum of \$50,000.00 with the remaining expected cost shortfall being made up through work in kind from the BLGC”.*

It is understood that this request was considered in early Elected Member workshops on the 2020/21 Budget, with the amount and project subsequently omitted from the adopted 2020/21 Budget.



Noting the background information and Council's forecast 2020/21 operating deficit of \$1,230,000 as reported in the Quarter 2 and Quarter 3 Budget Reviews, Council may now consider whether (or not) to accommodate the \$50,000 request from the Blue Lake Golf Club in the 2020/21 budget year.

Alternatively, Council might consider the request for inclusion in the 2021/22 Budget or for referral to the next Sport and Recreation Capital Works Grant Program, noting eligibility criteria ordinarily excludes works that have been commenced or completed.

Consideration might also be given to whether rationalising other budget expenditure is appropriate in order to accommodate this request within the forecast 2021/22 operating deficit.

LEGAL IMPLICATIONS

As noted in the background, the Council administration is not authorised to expend unbudgeted funds, or in this case funds omitted by Council from the draft 2020/21 budget prior to adoption.

STRATEGIC PLAN

Support to community sporting groups is consistent with Council's strategic plan, noting that a holistic view should be taken to the aggregate support or subsidy provided to any sport or entity, including the benefits (and tenant responsibilities/obligations) associated with the provision of community land for use on 'peppercorn' rental arrangements.

COUNCIL POLICY

Council's [Community Land \(Reserves\) Lease / Licence / Rental Arrangements Policy](#) provides for leases and licences to community and sporting tenants on 'peppercorn' rental arrangements, which are granted with condition that community tenants are responsible for the grounds and assets.

Council Policy [D230 Donations Authority to Approve Requests](#) also has relevance to this matter, which includes:

- a \$5,000 limit per financial year to an organisation unless specifically in the adopted budget
- requests above \$5,000 shall be referred to a meeting of Council for consideration
- advertising the various grant programs annually based on application and essential criteria

The inference in Policy D230 is that all grant program applications that exceed \$5,000 (inclusive of other funds and in-kind support committed by Council in the same financial year) will be reported for consideration with other competing applications following the relevant closing date for the program.

ECONOMIC IMPLICATIONS

Council should consider the economic implications of this request on both the Blue Lake Golf Club and Council budgets, as well as in the context of the broader community expectations including other Council tenants who are also responsible for their grounds and structures, and ratepayers who fund the grants, donations and subsidies provided to such tenants.

Council's 2020/21 and 2021/22 Budgets are both subject to forecast deficits. Accordingly, accommodation of the Greenkeepers Shed (or any other) proposal will add to these deficits unless offset by a similar or greater reduction in other operational expenditure.

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

N/A

CULTURAL IMPLICATIONS

N/A



RESOURCE IMPLICATIONS

From a resource perspective, Council is responsible for managing finite community resources in the form of public funds, human and capital resources. These resources are allocated through Council's Annual Business Plan and Budget toward delivering the broad range of services and programs upon which the community relies.

Council allocates funds and support toward its community and sport and recreation capital works program annually, which are subject to application and approval processes which enable competing projects to be considered for funding.

It is also noted that the Blue Lake Golf Club has numerous recent, current and proposed projects which increase the administrative resource expectations upon Council and Crown Lands (whose inputs are necessary to support the clubs activities upon Crown/Community Land). These projects include:

- Greenkeepers Shed works
- Driving Range Extension, Shelter, Car Park, Electrical/Security/Lighting, Liquor Licence
- Liquor Licence Upgrade (from 6:30 a.m. – currently from 10 a.m.)
- Outdoor Deck
- Buggy Shed Extension
- Extension/reconfiguration of course (upon former landfill east of Grant Avenue
- Mini-golf course
- Front nine underground watering system
- Main carpark reconstruction/extension/shading
- Clubhouse expansion
- Shelter Structure 5th hole
- Ladies Toilets near former clubrooms
- Path network to caravan park/crater lakes precinct

Noting the Blue Lake Golf Clubs extensive plans and the constraints associated with lease tenure on a year by year basis, Council resolved in March 2021 to grant a 5 year lease from 1 July 2021. The lease conditions include tenant responsibility and obligations in relation to its assets which includes all buildings and structures consistent with the asset transfer agreement between the Queen Elizabeth Park Trust (former Lessee) and the Blue Lake Golf Club applicable from 1 July 2019.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

The risk of Council not accommodating funds requested by the Blue Lake Golf Club lies with the club who are responsible for the management of their own operational and project budgets.

It has been inferred that Council would bear the risk of maintaining the open space upon which the golf course is located in the event of the failure or relinquishing of the course by the Blue Lake Golf Club. This is a risk shared in common with all community tenanted sites. Such extreme matters should be considered on a case by case basis if and when such circumstances arise. In such circumstances Council would determine the standard and resource allocation of management to be applied upon assuming responsibility based on the proposed future use of resumed land.

In the case of the golf course, Council recently (March 2021) considered a December 2020 quarterly KPI report from the Blue Lake Golf Club following Elected Member attendance at an information



evening at the course. Council resolved to grant a 5 year lease in lieu of yearly leases having been satisfied with the golf clubs perceived ability to manage its obligations in operating the course.

Council also recently (September 2020) committed to a strategic approach to property management issues in consideration of Report No. AR19/36020 including a holistic and strategically prioritised approach to matters across Council's extensive property holdings rather than in a piecemeal and isolated manner, and with an emphasis on future forward planning and consideration of competing requests in a transparent and accountable manner through its grant funding programs.

Should Council wish to accommodate requests outside its funded and promoted programs it might consider limiting these to fully supported business cases aimed at leveraging external (e.g. State, Commonwealth, peak body or corporate) funds or that provide direct and significant or exceptional contribution toward Council's broader community objectives.

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

N/A

IMPLEMENTATION STRATEGY

N/A


CONCLUSION AND RECOMMENDATION

Having considered the report and proposed presentation by the Blue Lake Golf Club Council will note that the Blue Lake Golf Club request requires either a resolution of Council to incorporate it within either the current 2020/21 or draft 2021/22 budget, or for approval as part of a funded grant program.

Council may now consider whether (or not) and in what manner it is supportive of accommodating the further requests from the Blue Lake Golf Club.

The report recommendations include several options from which Council may seek to resolve.

ATTACHMENTS

1. Greenkeepers Accommodation Request Blue Lake Golf Club 18/11/2019 [↓](#) 





Grant Avenue
Mount Gambier SA 5290

18 November 2019

Reference: BLGC 001/2019/21

Mr. A Meddle
Chief Executive Officer
City of Mount Gambier
10 Watson Terrace
MOUNT GAMBIER SA 5290

Dear Sir,

Request for Financial Support to Rectify Non-compliant Greenkeepers Amenities at the Blue Lake Golf Club

On commencement of the current lease arrangements between the Blue Lake Golf Club (BLGC) and the City of Mount Gambier it was acknowledged, by all concerned parties, that the current greenkeepers amenity/storage area to the south of Grant Avenue, was in, not only an extremely dilapidated condition, but that the structures had serious WH & S issues. Whilst it is understood that the BLGC was to take on the course in its current "as is" condition, it was also understood that there may be a pathway, through Council, to get this serious issue rectified.

In 2015 the QEPT commissioned a report on the greenkeepers area; and at this time, it was expected that the QEPT would undertake to rectify the seriousness of this area of the course. Sadly; this issue was never rectified and now the building structures are rapidly deteriorating.

As detailed in the basic building report by RYCK Building Services there was not only compliance issues requiring resolution, but also that the building structure, unless brought up to an acceptable level for continued use, would continue to both result in failing building structure, and also non-compliance under NCC and the WH & S Act 2012. The estimated cost at the time of this report was \$41,588.89 GST Inclusive, however given the time lapse from report to now, along with increase in materials costs, it is expected that a more realistic estimate would be \$65,000.00.

Recently the BLGC developed, as required by KPI's, the Asset Management Plan for the golf club precinct. Within this 5 year strategy plan, one of the priority one projects was to rectify the unsatisfactory condition of this club asset.

The BLGC has both an obligation, and a duty of care to provide a safe and compliant place of work for its staff. Unfortunately; due to other commitments within the framework of the club, finance is not available to undertake this work to ensure that the club meets their obligations in this regard.

It was entertained, at one point in time, that the club may be able to provide work in kind to get the structure repaired, however due to, once again, liability and WH & S issues surrounding the type of work required it is determined that a general builder would be best engaged to undertake the work. We do however; have the ability, through sponsors and members to provide materials at cost, and some of our trade members have already indicated that they would be prepared to provide cut rates, including some free time, towards the endeavour. Whilst there is a wide and varied trade base within the club members, it is crucial, for compliance and general coordination, not to mention insurance purposes, that a general builder be engaged, and that all trades would work under this general builder. It is envisaged that the builder would:

1. Provide a detailed scope of works, including material requirements
2. Obtain prices for individual trades based on the agreed scope of works
3. Program and manage trades to ensure that the rectification process is completed in a systematic way

It would be expected that the general builder would act as project manager for the club for the entirety of the task.

Given the above; we therefore make this request to Council for consideration;

"Council, whether part of the budgetary process, or not, give consideration to:

- a. Provide funding up to a maximum of \$50,000.00 with the remaining expected cost shortfall being made up through work in kind from the BLGC
- b. The BLGC pending acceptance of Serial a. above; provide to Council a detailed scope of works with breakdown of costings and labour/materials in kind

Can you please advise on this issue at your earliest convenience.

Should there be any queries regarding the above please do not hesitate to let me know.

Yours Faithfully

Stephen Smith
Blue Lake Golf Club



24.2 CAROLINE LANDFILL - COMMUNITY LAND CLASSIFICATION – REPORT NO. AR21/28549

Committee:	Council
Meeting Date:	15 June 2021
Report No.:	AR21/28549
CM9 Reference:	AF20/446
Author:	Elisa Solly, Property Support Officer
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	This report presents a proposal to conduct three concurrent community land public consultation processes associated with Caroline Landfill.
Strategic Plan Reference:	Goal 1: Our People Goal 2: Our Location Goal 3: Our Diverse Economy Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage Goal 5: Our Commitment

REPORT RECOMMENDATION

1. That Council Report No. AR21/28549 titled 'Caroline Landfill - Community Land Classification' as presented on 15 June 2021 be noted.
2. That:
 - (a) the Community Land Management Plan for Caroline Landfill (Kain Road, Yahl – Lot 101 in Deposited Plan 45751 - Crown Record 5586/233) attached to Report No. AR21/28549 is endorsed for the purpose of public consultation being conducted in accordance with Council's Community Consultation and Engagement Policy P195.
 - (b) a further report be presented for consideration of submissions received and/or amendment or adoption of a Community Land Management Plan for Caroline Landfill.
3. That
 - (a) public consultation on a proposed lease of portion of Caroline Landfill for gas extraction service purposes (as set out in attachment to Report No. AR21/28549) be conducted in accordance with Council's Community Consultation and Engagement Policy P195.
 - (b) a further report to be presented for consideration of submissions received.
 - (c) in the event no submissions are received (or no submissions are received objecting to the proposal) the Chief Executive Officer be authorised to finalise and affix the Common Seal to any documents necessary to give effect to the lease, conditional upon the adoption of a Community Land Management Plan supporting the grant of a lease for business purposes and the consent of the (Crown Land) Minister.
4. That
 - (a) the Section 194 Community Land Revocation Report for Caroline Landfill (Kain Road, Yahl – Lot 101 in Deposited Plan 45751 - Crown Record 5586/233) attached to Report No. AR21/28549 is endorsed for the purpose of public consultation being conducted in accordance with Council's Community Consultation and Engagement Policy P195.



- (b) a further report be presented for consideration of submissions received and whether to submit a report seeking Ministerial approval for the community land revocation.
- (c) in the event no submissions are received (or no submissions are received objecting to the proposal) the Chief Executive Officer be authorised, conditional upon consent having been obtained from the (Crown Land) Minister, to submit a report seeking (Local Government) Minister approval for the community land revocation, and a further report be presented consideration of the Ministers response including, if favourable, consideration to the making of a resolution to revoke the classification of Caroline Landfill as community land.



TYPE OF REPORT

Corporate

BACKGROUND

The Caroline Landfill (Kain Road, Yahl – Lot 101 in Deposited Plan 45751 - Crown Record 5586/233) is an almost 55 Hectare parcel of crown land dedicated to the City of Mount Gambier for refuse purposes ([Gazette Notice 25/7/1996 page 174](#)).

The subject site is located within the District Council of Grant, some 12 kilometres from the Mount Gambier City Centre and 8 kilometres from the nearest point of the City of Mount Gambier local government boundary.

The land was (last) dedicated to the City of Mount Gambier in 1996, following an earlier gazettal for refuse purposes in 1993.

Community Land (Local Government Act) Provisions

The introduction of the [Local Government Act 1999](#) included community land (classification) provisions (commencing at Section 193) that applied to all land owned or controlled by a Council (except roads), unless validly excluded. The provisions enabling exclusion in the first 3 years of the Act did not apply to land affected by a dedication and hence, unlike other operational sites (e.g. depots, admin buildings etc) the Caroline Landfill site was unable to be excluded from the community land provisions.

The community land provisions provide, amongst other things, that for:

- *land that is, or is to be, occupied under a lease or licence; or*
- *has been, or is to be, specifically modified or adapted for the benefit or enjoyment of the community*

a council must prepare and adopt a community land management plan.

The process for adopting a community land management plan requires consultation in accordance with Council's public consultation policy including with the owner (in this case Crown Lands).

Further, the [Local Government Act 1999](#) provides that Council must manage land in accordance with a community land management plan adopted for community land, and must not grant business use or a lease/licence contrary to the provisions of a community land management plan (i.e. the community land management plan should clearly anticipate leasing/licensing and/or business use before granting any such use).

Council has not prepared or adopted a community land management plan for the Caroline Landfill.

The community land revocation provisions provide a process by which community land classification may be revoked. The wording of this section includes references to land not owned by the Council and land subject to a dedication, inferring that a revocation might be permissible for Crown Land where Council is the custodian. This is supported by casual observations of such processes being conducted in the past.

The benefit of revoking land from classification as community land is that it is freed of the community land conditions and restrictions under the [Local Government Act 1999](#).

However, the [Local Government Act 1999](#) clearly indicates that a revocation does not free land from a dedication under the Crown Lands Act 1929 (repealed), and so in the case of a successful revocation for the Caroline Landfill, the land would remain subject to the dedication for refuse purposes and the provisions of the [Crown Land Management Act 2009](#).



PROPOSAL

As part of the ongoing management of the Caroline Landfill, including in accordance with EPA licensing requirements, Council is proposing to enter into a service agreement for the collection and utilisation of landfill gases.

The proposed agreement includes a lease over portion of the Caroline Landfill site for the service provider to accommodate their equipment and operations over the service contract period.

The Caroline Landfill site being community land and dedicated land, this proposed lease invokes:

- the requirement to prepare and adopt a community land management plan that supports leasing and business use
- the requirement to undertake public consultation on the proposed community land management plan, including with the owner (the Crown)
- the requirement, in relation to granting a lease:
 - over community land for > 5 years – to conduct public consultation
 - over Crown Land – to seek the consent of the (Crown Lands) Minister

OR

- to revoke the community land classification following public consultation and (Local Government) Ministers consent, thus relieving Council of the community land provisions for this site, but still requiring (Crown Land) Ministers consent to the revocation and lease.

It is proposed that access and works associated with the gas collection services commence in conjunction with the installation of the next cell cap which is scheduled for when the weather/ground conditions improve toward the end of Winter and start of Spring 2021.

In order to meet these timeframes, and noting the similar public consultation requirements associated with a community land management plan or a community land revocation, and the risks of either process being unsuccessful, it is proposed that simultaneous community land management plan and community land revocation processes be conducted. The community land revocation would be the preferred outcome for this site, with adoption of a community land management plan providing a fallback solution for continued management of the site if the community land revocation fails.

To support these processes the following are attached to this report:

- Draft Community Land Management Plan for the Caroline Landfill
- Lease Proposal for Gas Extraction Services at the Caroline Landfill
- Section 194 Revocation Proposal Report for the Caroline Landfill

This report proposes that public consultation be conducted concurrently on each of these proposals, with further report(s) to be presented to Council for consideration, including to:

- consider any submissions objecting or proposing any amendment to the Draft Community Land Management Plan, Lease or Revocation proposals.
- adopt the Community Land Management Plan in its draft or amended form
- revoke the Community Land classification.

If no submissions are received or no submissions are received that object or seek amendment to any of the proposals, this report recommends that the administration be authorised to progress each of the proposals until such further stage that requires Council consideration or endorsement, or until the community land classification is revoked.



LEGAL IMPLICATIONS

The provisions of the Local Government Act 1999 clearly set out the requirements for Council in the management of community land, with dedicated Crown Land being subject to further provisions contained in the Crown Land Management Act 2009.

Council has a legal obligation to comply with legislative provisions applicable to its activities.

STRATEGIC PLAN

The management of Caroline Landfill is linked to Goal 3.5 in Council's Strategic Plan 2020-2024 – 'Reusing, recycling and waste management', and more particularly 3.5.1 relating to investing in sustainable waste management practices and progressive technology at the Council's Caroline Landfill facility including methane collection and solar power options.

COUNCIL POLICY

The management of this proposal is linked to Council's [Risk Management Policy](#), [Prudential Management Policy P415](#), and [Community Consultation and Engagement Policy P195](#).

ECONOMIC IMPLICATIONS

The proposed community land management plan, lease proposal and community land revocation processes have no significant economic implications, being statutory and administrative in nature.

The gas collection proposal to which the community land proposals in this report relate was the subject of a separate report to Council in November 2019.

ENVIRONMENTAL IMPLICATIONS

The proposed community land management plan, lease proposal and community land revocation processes have no direct environmental implications, being statutory and administrative in nature.

Waste management matters are the subject of continuing reports to Council.

SOCIAL IMPLICATIONS

The proposed community land management plan, lease proposal and community land revocation processes have no direct social implications, being statutory and administrative in nature.

The purpose of the necessary public consultation processes is to assist in identifying any social or other implications exist in relation to the proposal, to be the subject of a further Council report.

CULTURAL IMPLICATIONS

The proposed community land management plan, lease proposal and community land revocation processes have no direct cultural implications, being statutory and administrative in nature.

The purpose of the necessary public consultation processes is to assist in identifying any cultural or other implications exist in relation to the proposal, to be the subject of a further Council report.

RESOURCE IMPLICATIONS

The proposed community land management plan, lease proposal and community land revocation processes have no significant resource implications, being statutory and administrative in nature.

VALUE FOR MONEY

Considering the statutory and administrative nature of the proposed community land management plan, lease proposal and community land revocation, and the absence of any anticipated significant cost or resource implications, and the subsequent value of enabling the gas extraction service to be implemented, is considered to provide outstanding value for money.



RISK IMPLICATIONS

The proposed processes presented with this report are not without significant risk, inasmuch as their failure has the potential to prevent the Caroline Landfill gas extraction service from proceeding as a 3rd party business arrangement, if at all.

As for the Value for Money consideration, the minimal cost and resource associated with progressing the community land processes makes their progression a relatively straightforward decision.

The risks associated with waste management and the proposed gas extraction are matters for consideration independent of this report.

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

The recommendations in this report are to conduct public consultation in accordance with Council's [Community Consultation and Engagement Policy P195](#) and the community land provisions of the [Local Government Act 1999](#), seeking submissions on the community land proposals in this report.

IMPLEMENTATION STRATEGY

It is proposed that public consultation on the draft Community Land Management Plan, Lease Proposal for Gas Extraction Services and Community Land Revocation be conducted concurrently to enable each of the proposed outcomes to be progressed to enable the Gas Extraction Service Lease to be granted as a matter of priority.

In the event that the Community Land Management Plan is adopted and a lease granted following public consultation and Crown Land consent, then the Community Land Revocation process would still be progressed as the preferred outcome.

If however the Community Land Revocation is achieved prior to adoption of the Community Land Management Plan, then the latter would be abandoned, being unnecessary if the land is excluded from community land classification.

CONCLUSION AND RECOMMENDATION

This report proposes that the Council Administration be authorised to simultaneously conduct public consultation and seek submissions on:

- Draft Community Land Management Plan for the Caroline Landfill
- Lease Proposal for Gas Extraction Services at the Caroline Landfill
- Section 194 Revocation Proposal Report for the Caroline Landfill




as attached to this report.

And further, subject to submissions received, to:

- prepare and present a report on submissions received and/or a proposal to adopt a Community Land Management Plan for the Caroline Landfill site
- seek (Crown Land) Ministers consent to, and grant a lease for gas extraction services at Caroline Landfill (subject to adopting a Community Land Management Plan that supports leasing for business purposes)
- to seek (Crown Land and Local Government) Ministers consent and to prepare and present a report to revoke the community land classification.



ATTACHMENTS

1. Draft Community Land Management Plan for the Caroline Landfill [↓](#) 
2. Lease Proposal for Gas Extraction Services at the Caroline Landfill [↓](#) 
3. Section 194 Revocation Proposal Report for the Caroline Landfill [↓](#) 





Community Land Management Plan Caroline Landfill

1. INTRODUCTION

This community land management plan (**the CLMP**) has been prepared by the City of Mount Gambier (**the Council**) in fulfilment of its obligations under Section 196 of the *Local Government Act 1999* (**the Act**).

2. IDENTITY OF LAND TO WHICH THIS PLAN APPLIES

Common Name	Location	Asset No.	Ownership
Caroline Landfill	Kain Road, Yahl	275	The Crown (under the care, control and management of the City of Mount Gambier)

Legal Description

Lot 101 in Deposited Plan 45751 - Crown Record Volume 5586 Folio 233

3. NATURE OF ANY TRUST, DEDICATION OR RESTRICTION

The Land is dedicated for refuse purposes pursuant to the *Crown Lands Act 1929* (SA), by Government Gazette dated 25 July 1996. The dedication of the Land continues in force under the provisions of the *Crown Land Management Act 2009* (SA).

4. REASON WHY MANAGEMENT PLAN IS REQUIRED

4.1. This CLMP is required for the Land because:

- 4.1.1. portion of the Land is, or is to be, occupied under a lease or licence;
- 4.1.2. portion of the Land has been, or is to be, specifically modified or adapted for the benefit or enjoyment of the community.

5. PROVISIONS REQUIRED BY OWNER

The Council must manage the Land in accordance with the dedicated purpose, pursuant to the *Crown Land Management Act 2009* (SA).

6. PURPOSE FOR WHICH THE LAND IS HELD BY COUNCIL

6.1. The Land identified as Asset No. 275 is held for the following purpose consistent with its dedication:

- 6.1.1. Waste Landfill site.

7. POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

7.1. Council Policies

The following policies have some direct or indirect application to the Land as at the date of this CLMP. Council policies undergo regular review, and may be amended, superseded or replaced:

- Community Consultation and Engagement Policy
- Waste Management – receipt of Waste – Caroline Landfill
- Asset Management Policy
- Prudential Management Policy
- Risk Management Policy
- Strategic Plan 2020 – 2024



7.2. Council By-laws

The Council has established by-laws under the Act. The following by-laws have been identified as relevant to the management of the Land:

- By-Law 1 - Permits and Penalties; and
- By-Law 2 - Local Government Land;

The Council may from time to time revoke and/or replace its by-laws.

7.3. Proposals for Management of the Land

7.3.1. The Land is to be managed consistently with its dedication and with any applicable Council policies and plans.

8. OBJECTIVES FOR MANAGEMENT OF THE LAND

8.1. The objectives for the management of the portion of the Land identified as Asset No. 275 are:

- 8.1.1. to provide an area of land for use as a landfill for the disposal of waste;
- 8.1.2. to provide lease / licences for ancillary purposes that are consistent with or ancillary to landfill management;

9. LEASES, LICENCES AND PERMITS

9.1. Subject to the provisions of the Act and the *Crown Land Management Act 2009*, the granting of exclusive and non-exclusive leases and licences over the Land or part of the Land for the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act:

9.1.1. in relation to the portion of the Land identified as Asset No. 275:

- 9.1.1.1. to support ongoing occupation of the Land for the purposes of landfill for the disposal and management of waste;
- 9.1.1.2. to support ongoing occupation, use, management and upkeep of buildings and other assets;
- 9.1.1.3. to allow for the provision of essential infrastructure for the provision of electricity, gas, water, internet and telecommunications services; and
- 9.1.1.4. to allow for business uses of the Land that are consistent with or ancillary to the above purposes;

9.2. The granting of permits for one or more of the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act:

9.2.1. in relation to portion of the Land identified as Asset No. 275:

- 9.2.1.1 to support controlled access to the Land for purposes associated with managing the landfill and waste;
- 9.2.1.2 to allow for business uses of the Land that are consistent with or ancillary to the dedicated use as a landfill as part of the waste management stream; and

9.4. Other than where rights of occupation or access are granted in leases, licences and permits, community and public access is restricted to the land at all times.



10. MANAGEMENT OBJECTIVES, PERFORMANCE TARGETS AND MEASURES

The portion of the Land identified as Asset No. 275

Objective	Performance Target	Performance Measure
Access and Use		
To provide an area of land for use as a landfill for the disposal of waste from municipal, commercial and industrial sectors.	To manage the land in accordance with the Asset Management Plan – Caroline Landfill – 2019-2028 and the Environment Management Plan.	Three yearly review and update.
Community Involvement		
To ensure the community is provided the opportunity to be informed and contribute to the management of and decisions about community land.	Council consults with the community before adopting any new or amending its Community Land Management Plans in accordance with legislation and Council policy.	Plans and land register is publicly available and consultation is undertaken in accordance with Council policy.
Environment		
To maintain the land and manage potential hazards to the environment relative to the dedicated use.	To effectively manage the groundwater, landfill gas, litter, odours, dust, mud, pests and vermin, leachate, noise and asbestos disposal.	Regular inspections of groundwater, landfill gas and leachate. Annual audits of environmental compliance. Annual Mass Balance reporting to EPA SA.
To maintain the Land and the vegetation on the Land, specifically minimising fire hazards	Fire hazards in the area are reduced and managed, particularly in the lead-up to and during the fire danger season.	Review of fire incidents to assess management of fire hazard.
Governance		
Where appropriate, and with Crown Land consent grant or renew lease or licence agreements, and grant or accept easements and rights of way over the land in accordance with the relevant legislation and Council policy, plans and by-laws detailed within this management plan (as amended from time to time).	Lease or licence agreements are in place and periodical reviews of agreements are undertaken to ensure terms and conditions are met.	Periodical reviews of agreements identify that terms and conditions are being complied with.
To meet legislative and Council policy and legal requirements regarding community land.	Council's Community Land Management Plan meets the requirements of all applicable legislation and due consideration has been given to all relevant Council policies and by-laws during their development.	Council endorsed management plan and register for community land.
Safety and Enjoyment		
To minimise real and perceived adverse impacts to the community.	No adverse impacts are reported by the community.	Maintain a register (and action) all complaints received in relation to the land.
To identify potential hazards in a timely manner to minimise Council exposure to complaints, compensation claims and litigation.	Potential hazards are identified and eliminated and damaged equipment and infrastructure is repaired as soon as practicable or removed if damaged beyond repair and dangerous.	An appropriate inspection and maintenance program of built infrastructure and the land has been implemented.



11. NOTES

The sequence of dot points and numbering of purposes, objectives, policies, proposals and performance targets and measures listed within this CLMP do not infer a hierarchy or order of priority.

This Community Land Management Plan was considered at the Ordinary Meeting of Council on **INSERT DATE** to be published for public consultation with the landowner and the community (minute reference **INSERT MINUTES REFERENCE**). This Community Land Management Plan was further considered at the Ordinary Meeting of Council on **INSERT DATE** and endorsed (minute reference **INSERT MINUTES REFERENCE**).



12. MAP



Lease Proposal for Gas Extraction Services at Caroline Landfill

Purpose	Extraction and Utilisation of Landfill Gas
Lessee	LMS Energy Pty Ltd, 79 King William Road, Unley, SA, 5061
Term of Lease	Twenty (20) years from date of execution with right of renewal for a further fifteen (15) years
Portion of Land	Refer Options A and B
Consideration	\$1 per year on demand
Lease/Licence	<ul style="list-style-type: none">• Leased area will incorporate the Gas Utilisation Facility Site• Exclusive licence to use the Gas Utilisation Facility Site• Non-exclusive licence to occupy and use the Landfill Gas Field• Right of access to Gas Utilisation Facility Site
Lease Conditions	Business use on commercial terms



**PROPOSAL FOR REVOCATION OF CLASSIFICATION AS COMMUNITY LAND
Caroline Landfill, Lot 101 Kain Road, Yahl - CR 5586/233
Section 194 Local Government Act 1999**

REPORT

1. Reasons for the Proposal.

The Caroline Landfill is Crown Land dedicated to the City of Mount Gambier and managed as a landfill site for refuse purposes.

As land in the control of Council the Caroline Landfill site is classified as community land under the provisions of the Local Government Act 1999.

The community land provisions impose certain requirements on the management of land which are somewhat inconsistent with the management of operational sites such as other administrative offices, depots and waste management sites.

Accordingly, it is proposed that the community land classification be revoked from the Caroline Landfill to relieve the imposition and constraints of community land, whilst maintaining the community benefit associated with the waste management use of the land.

2. Statement of any Dedication, Reservation or Trust

The subject property being Allotment 101 in Deposited Plan No 45751 is contained in Crown Record Volume 5586 Folio 233 and is registered in the name of Crown Lands.

The land was dedicated to the City of Mount Gambier on 25 July 1996 for refuse purposes following an earlier gazettal notice in 1993 for the same purpose.

3. Purpose of Proposal.

To enable the management of the land without the restrictions of the community land provisions under the Local Government Act 1999.

This excluded classification is consistent with other operational sites managed by Council.

4. Effect of the Proposal.

The revocation of the community land classification of Allotment 101 Kain Road, Yahl will not affect the Crown Land dedication of the land. The land would remain subject to the dedication for refuse purposes and the provisions of the Crown Land Management Act 2009.

As the Crown Land dedication over the land will remain, there will be no change in the use of the land which will continue to be managed as a landfill site, however it would be freed of the community land provisions under the Local Government Act 1999.

Further, due to the nature of the site for landfill/refuse purposes, public/community access to the Caroline Landfill is restricted, such that the community benefit associated with the site arises from its contribution to management of the waste stream.

As the use of the land will not change, it is not anticipated that the revocation will have any material impact on the community.

4. Owner of the Land.

The subject land is owned by Crown Lands.





25 MOTIONS WITH NOTICE

25.1 NOTICE OF MOTION - ELECTED MEMBER ATTENDANCE RECORDS

Meeting: Council
CM9 Reference: AF20/446
Member: Max Bruins, Councillor

I, Councillor Max Bruins, give notice that at the next Ordinary Meeting of Council to be held on 15 June 2021, I intend to move the following motion:

MOTION

1. That Council Report No. AR21/32604 titled 'Notice of Motion - Elected Member Attendance Records' as presented on 15 June 2021 be noted.
2. That a report be prepared by the administration to be presented to the next ordinary meeting of Council detailing Elected Member attendance records for the period 1 January 2021 to 30 June 2021 for all of the following events:
 - Ordinary Council Meetings
 - Special Council Meetings
 - Economic & Environment Committee Meetings
 - People & Place Committee Meetings
 - Wulanda Recreation & Convention Centre Committee Meetings
 - Elected Member Workshops / Informal Gatherings

RATIONALE

Upon standing for election, all elected members have made a commitment to the community to stay informed, participate in debate and fulfil their duties in a responsible manner. Attendance at certain meetings of late would indicate that not all are taking this commitment seriously. The community has a right to be remain informed of those elected members who are consistently absent and not fulfilling their role in line with community expectations.

I commend this Notice of Motion to Council.

ATTACHMENTS

Nil



25.2 NOTICE OF MOTION - CCTV AND SECURITY

Meeting: Council
CM9 Reference: AF20/446
Member: Paul Jenner, Councillor

I, Councillor Paul Jenner, give notice that at the next Ordinary Meeting of Council to be held on 15 June 2021, I intend to move the following motion:

MOTION

1. That Council Report No. AR21/35831 titled 'Notice of Motion - CCTV and Security' as presented on 15 June 2021 be noted.
2. That the administration prepare and present a report on CCTV and security within the City Centre and opportunities for further upgrade.

RATIONALE

I commend this Notice of Motion to Council.

ATTACHMENTS

Nil



26 URGENT MOTIONS WITHOUT NOTICE



27 CONFIDENTIAL ITEMS OF COMMITTEES

27.1 CONFIDENTIAL ITEMS OF THE PEOPLE AND PLACE COMMITTEE HELD ON 7 JUNE 2021

27.2 Road Opening Process - Pinehall Avenue

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Meziniec, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, D Barber, T Coote, M McCarthy, S McLean, E Solly and S Wilson be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.2 AR21/28521 Road Opening Process - Pinehall Avenue.

The Council is satisfied that, pursuant to section 90(3) (a), (b), (d) and (i) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)
- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- information relating to:
 - actual litigation, or
 - litigation that the Council or Council committee believes on reasonable grounds will take place,
 - involving the Council or an employee of the Council



The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be considered relates to the valuation of land and compensation for a compulsory acquisition of land for road opening purposes for which is reasonably considered will result in litigation.

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 7.1 AR21/28521 Road Opening Process - Pinehall Avenue and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a), (b), (d) and (i) be kept confidential and not available for public inspection until the acquisition of the subject land has been settled and any court actions finalised.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.



27.3 CONFIDENTIAL ITEMS OF THE WULANDA RECREATION AND CONVENTION CENTRE COMMITTEE HELD ON 8 JUNE 2021

27.4 Project Control Group (PCG) Progress Report - As at 01/06/2021

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, D Barber, T Coote, M McCarthy, S McLean, E Solly and S Wilson be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.4 AR21/32471 Project Control Group (PCG) Progress Report - As at 01/06/2021.

The Council is satisfied that, pursuant to section 90(3) (b) and (d) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of information associated with this report could reasonably be expected to prejudice the commercial position of the third party as the present matter relates to the signed contracts between Council, BADGE, Turner and Townsend, Design Inc and Rider Levett Bucknall for the construction of the Wulanda Recreation and Convention Centre. The disclosure of this information at this time is considered on balance to be contrary to the public's interest as it would unreasonably expose the sensitive interest of the third party.



CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/32471 Project Control Group (PCG) Progress Report - As at 01/06/2021 and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) and (d) be kept confidential and not available for public inspection until 12 months after completion of the project.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.



27.5 Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, D Barber, T Coote, M McCarthy, S McLean, E Solly and S Wilson be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.5 AR21/34712 Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- tenders for the:
 - supply of goods, or
 - the provision of services, or
 - the carrying out of works

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the matter relates to the tender for the management and operation of the Wulanda Recreation and Convention Centre and contains information the consideration of which in a public forum would prejudice the commercial position of the Council and confer advantage on third party participants.

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.2 AR21/34712 Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) and (k) be kept confidential and not available for public inspection until a further order of Council to release.



2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.



28 NEW CONFIDENTIAL ITEMS

28.1 NOTICE OF MOTION - SURPLUS LAND DECLARATION – REPORT NO. AR21/34745

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, D Barber, T Coote, M McCarthy, S McLean, E Solly and S Wilson be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 28.1 AR21/34745 Notice of Motion - Surplus Land Declaration.

The Council is satisfied that, pursuant to section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be considered includes property valuations the disclosure of which could prejudice the Council's commercial position and provide a benefit to any 3rd party with whom Council are negotiating if the properties proceed to sale.

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 28.1 AR21/34745 Notice of Motion - Surplus Land Declaration and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) be kept confidential and not available for public inspection until settlement of a sales contract for both the subject properties, to be reviewed annually.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

29 MEETING CLOSE



COMMITTEE MINUTES

AND

REPORTS / ATTACHMENTS

**MINUTES OF CITY OF MOUNT GAMBIER ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE,
MOUNT GAMBIER ON TUESDAY, 18 MAY 2021 AT 6.00 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Sonya Meziniec, Cr Kate Amoroso, Cr Max Bruins, Cr Christian Greco (arrived at 6.01 p.m.), Cr Ben Hood, Cr Paul Jenner, Cr Frank Morello, Cr Steven Perryman (arrived at 6.07 p.m.)

OFFICERS IN ATTENDANCE:	Acting Chief Executive Officer	- Ms B Cernovskis
	Acting General Manager City Infrastructure	- Mr M McDonald
	General Manager Share Services	- Mr D Barber
	General Manager City Growth	- Mr T Coote
	Manager Governance and Property	- Mr M McCarthy
	Acting Finance Manager	- Mr C McGregor
	Media and Communications Coordinator	- Ms S McLean
	Executive Administration Officer	- Mrs M Telford

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGIES

Nil

Cr Greco arrived at 6.01 p.m.

3 LEAVE OF ABSENCE

Nil

4 CONFIRMATION OF COUNCIL MINUTES

RESOLUTION 2021/124

Moved: Mayor Lynette Martin

Seconded: Cr Paul Jenner

That the minutes of the Ordinary Council meeting held on 20 April 2021 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

5 MAYORAL REPORT

- Cultural Awareness Training
- Wreath Laying at ANZAC Day Dawn Service and Service following Street March
- Elected Members Workshop – Annual Budget Preparation
- Elected Members Workshop – Wulanda Branding

- With Acting CEO attendance in Adelaide at:
 - SAROC – Attracting Workers to SA’s Regions Forum
 - LGA 2021 Ordinary General Meeting
- Interfaith Prayer Service for India, New Guinea and Countries affected by COVID19
- Economic and Environment Committee Meeting
- Elected Members Workshop – Outcomes of Employee Survey
- Meeting to discuss Service Requirements – SA Ambulance Service
- Wulanda Recreation and Convention Centre Committee Meeting
- Elected Members Workshop – Strategic Waste Management
- Citizenship Ceremony
- Ryder Cheshire Australia – Biennial Conference Luncheon
- Presentation of Awards – Mount Gambier 100 Mile Classic
- Speech and presentation to winners of Men’s 2 Day Fours – Mount Gambier RSL Bowls Club
- Discussion with Local Government Grants Commission
- Volunteers Week Thank You Morning Tea

RESOLUTION 2021/125

Moved: Mayor Lynette Martin

Seconded: Cr Christian Greco

That the Mayoral report made on 18 May 2021 be received.

CARRIED

6 REPORTS FROM COUNCILLORS

Cr Bruins	Anzac Day - Dawn Service
Cr Hood	ABC South East - Radio Interview - Sport, Recreation and Open Space Strategy Survey, Stop it at the Start Community Leaders Forum, Grants Commission Presentation
Cr Greco	CWA 91 st Birthday Luncheon, World Red Cross Day - Flag Raising Ceremony, Mount Gambier Boxing Event
Cr Jenner	Local Government Grants Commission, LED Lights discussion, 100 Mile Road Race
Cr Mezinac	Official Opening of the new Mount Gambier Airport, 10 th Birthday of Ruby's Reunification Program - Uniting Communities, Candlelight Vigil remembering all those who have died due to

domestic and family violence, Volunteers Week Mayoral Reception - Recognise, Reconnect, Re-imagine.

RESOLUTION 2021/126

Moved: Cr Frank Morello
Seconded: Cr Kate Amoroso

That the reports made by Councillors on 18 May 2021 be received.

CARRIED**7 QUESTIONS WITH NOTICE**

Nil

8 QUESTIONS WITHOUT NOTICE

Nil

9 PETITIONS

Nil

10 DEPUTATIONS

Nil

11 NOTICE OF MOTION TO RESCIND OR AMEND

Nil

Cr Perryman arrived at 6.07 p.m.

12 ELECTED MEMBERS WORKSHOPS**12.1 ELECTED MEMBER WORKSHOP FROM 17/04/2021 TO 14/05/2021****RESOLUTION 2021/127**

Moved: Cr Ben Hood
Seconded: Cr Sonya Mezinac

1. That Council Report No. AR21/1605 titled 'Elected Member Workshop from 17/04/2021 to 14/05/2021' as presented on 18 May 2021 be noted.

CARRIED**13 ELECTED MEMBERS TRAINING AND DEVELOPMENT**

Nil

14 COUNCIL ACTION ITEMS**14.1 COUNCIL ACTION ITEMS - 20/04/2021****RESOLUTION 2021/128**

Moved: Cr Max Bruins
Seconded: Cr Sonya Meziniec

1. That Council Report No. AR21/1586 titled 'Council Action Items - 20/04/2021' as presented on 18 May 2021 be noted.

CARRIED**15 ECONOMIC AND ENVIRONMENT COMMITTEE MINUTES AND RECOMMENDATIONS****15.1 MINUTES OF THE ECONOMIC AND ENVIRONMENT COMMITTEE HELD ON 3 MAY 2021****RESOLUTION 2021/129**

Moved: Cr Christian Greco
Seconded: Cr Frank Morello

That the Minutes of the Economic and Environment Committee meeting held on 3 May 2021 as attached be noted.

CARRIED**15.2 RESERVE - CORNER OF WEHL STREET NORTH AND WIRELESS ROAD WEST – REPORT NO. AR21/24351****RESOLUTION 2021/130**

Moved: Cr Christian Greco
Seconded: Cr Max Bruins

1. That Economic and Environment Committee Report No. AR21/24351 titled 'Reserve - Corner of Wehl Street North and Wireless Road West' as presented on 03 May 2021 be noted.
2. Council engage a suitably qualified landscape architect up to the value of \$10,000 to prepare a design for the development of the reserve as proposed by the developer in consultation with the developer and for the further consideration of Council prior to its implementation.
3. That the designs and quotes from the landscape architect be presented as a report to Council to assess any financial contribution.

CARRIED**16 PEOPLE AND PLACE COMMITTEE MINUTES AND RECOMMENDATIONS**

Nil

17 WULANDA AND RECREATION AND CONVENTION CENTRE COMMITTEE MINUTES AND RECOMMENDATIONS**17.1 MINUTES OF THE WULANDA RECREATION AND CONVENTION CENTRE COMMITTEE HELD ON 11 MAY 2021****RESOLUTION 2021/131**

Moved: Cr Ben Hood

Seconded: Cr Paul Jenner

That the Minutes of the Wulanda Recreation and Convention Centre Committee meeting held on 11 May 2021 as attached be noted.

CARRIED**18 COUNCIL ASSESSMENT PANEL MINUTES****18.1 MINUTES OF THE COUNCIL ASSESSMENT PANEL HELD ON 15 APRIL 2021****RESOLUTION 2021/132**

Moved: Cr Paul Jenner

Seconded: Cr Christian Greco

That the Minutes of the Council Assessment Panel meeting held on 15 April 2021 as previously circulated be noted.

CARRIED**19 JUNIOR SPORTS ASSISTANCE (SECTION 41) COMMITTEE MINUTES AND RECOMMENDATIONS**

Nil

20 AUDIT COMMITTEE MINUTES AND RECOMMENDATIONS

Nil

21 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE MINUTES AND RECOMMENDATIONS

Nil

22 CHIEF EXECUTIVE OFFICER SELECTION PANEL COMMITTEE MINUTES AND RECOMMENDATIONS

Nil

23 BUILDING FIRE SAFETY COMMITTEE MINUTES

Nil

24 COUNCIL REPORTS

24.1 PERIODIC REVIEW OF CONFIDENTIAL ITEMS - MAY 2021

RESOLUTION 2021/133

Moved: Cr Paul Jenner

Seconded: Cr Kate Amoroso

1. That Council Report No. AR21/11350 titled 'Periodic Review of Confidential Items - May 2021' as presented on 18 May 2021 be noted.
2. That the following Confidential Orders as specified in Attachment 1 to Report AR21/11350, having been reviewed by Council, be amended to alter their duration and release conditions, as follows:

<u>Item Date</u>	<u>Subject</u>	<u>Duration</u>
15/12/2020	Item 27.2 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 29/11/2020 – REPORT NO. AR20/80910	Amend from: <i>'be reviewed 12 months after successful execution of the contract.'</i> to: <i>'be reviewed 12 months after the successful completion of the contract.'</i>
17/11/2020	Item 27.3 FUNDING OF MOUNT GAMBIER COMMUNITY AND RECREATION HUB PROJECT – REPORT NO. AR20/73196	Amend from: <i>'item be reviewed 12 months after successful execution of the contract.'</i> to: <i>'item be reviewed 12 months after successful completion of the contract.'</i>
17/11/2020	Item 27.4 MOUNT GAMBIER COMMUNITY AND RECREATION HUB PROJECT BUDGET – REPORT NO. AR20/73063	Amend from: <i>'item be reviewed 12 months after successful execution of the contract.'</i> to: <i>'item be reviewed 12 months after successful completion of the contract.'</i>
17/11/2020	Item 27.5 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 02/11/2020 – REPORT NO. AR20/73679	Amend from: <i>'item be reviewed 12 months after successful execution of the contract.'</i> to: <i>'item be reviewed 12 months after successful completion of the contract.'</i>
19/11/2020	Item 25.8 OPERATING MODEL SCENARIOS – REPORT NO. AR19/60159	Amend From: <i>'Until 31/12/2021'</i> to: <i>"until 1 year after the opening of the Wulanda Recreation and Convention Centre".</i>
19/5/2020	Item 27.1 PROPOSAL FROM MOUNT GAMBIER PRIVATE HOSPITAL – REPORT NO. AR20/30776	Amend from: <i>'until 30 June 2021.'</i> to:

		<i>'until Council has been released from its duty of confidence by the party who provided the information.'</i>
<p>3. That the following Confidential Orders as specified in Attachment 1 to Report AR21/11350, having been reviewed by Council, be released as soon as practicable following the Council meeting on 18 May 2021:</p>		
<p>Nil</p>		
<p>4. That all Confidential Orders as specified in Attachment 1 to Report AR21/11350, excluding those amended or released in resolutions (b) and (c) above, having been reviewed by Council remain in operation on the grounds provided.</p>		
<p>CARRIED</p>		

24.2 BUDGET REVIEW QUARTER 3 FY2020-21

<p>RESOLUTION 2021/134</p>
<p>Moved: Cr Sonya Meziniec Seconded: Cr Steven Perryman</p>
<p>1. That Council Report No. AR21/25202 titled 'Budget Review Quarter 3 FY2020-21' as presented on 18 May 2021 be noted.</p> <p>2. That the Quarter 3 Budget Review revisions be adopted for the FY2020-21 financial year, reflecting:</p> <p>(a) \$1,230,000 forecast operating deficit, no change from Quarter 2 Budget Review.</p> <p>(b) \$7,384,000 forecast net surplus, representing a \$4,250,000 reduction from the Quarter 2 Budget Review net surplus.</p> <p>(c) \$29,442,000 forecast capital expenditure, representing a \$5,554,000 reduction from the Quarter 2 Budget Review capital expenditure of \$34,996,000.</p>
<p>CARRIED</p>

24.3 SCHEDULE OF FEES AND CHARGES - 2021/22

<p>RESOLUTION 2021/135</p>
<p>Moved: Cr Paul Jenner Seconded: Cr Ben Hood</p>
<p>1. That Council Report No. AR21/25401 titled 'Schedule of Fees and Charges - 2021/22' as presented on 18 May 2021 be noted.</p> <p>2. That Council adopt all recommended of fees and charges identified in the 'Schedule of fees and charges – 2021/22' noting that:</p> <p>(a) Other than those fees and charges that are identified as having specific commencement or review dates, all fees and charges in the 'Schedule of fees and charges – 2021/22' will come into effect on 1 July 2021.</p> <p>(b) Council may see fit to amend any fee or charge as circumstances arise or change.</p>

- (c) Council authorise the Chief Executive Officer to update the 'Schedule of fees and charges – 2021/22' with any externally set statutory fees and charges updates as referenced in the relevant Acts, without needing to return to Council for approval.

CARRIED

24.4 COMMUNITY CONSULTATION 2021/22 DRAFT ANNUAL BUSINESS PLAN AND BUDGET INCLUDING WASTE SERVICE CHARGE

RESOLUTION 2021/136

Moved: Cr Max Bruins

Seconded: Cr Ben Hood

1. That Council Report No. AR21/25426 titled 'Community consultation 2021/22 Draft Annual Business Plan and Budget including Waste Service Charge' as presented on 18 May 2021 be noted.
2. That Council endorses the Draft 2021/22 Annual Business Plan and Budget for the purposes of public consultation.
3. That Council endorses the Waste Services Charge FAQ for the purposes of public consultation.
4. That Council adopts the community consultation approach and timelines as per the report and directs the Chief Executive Officer to implement the necessary public consultation in accordance with current legislative provisions.

CARRIED

Pursuant to Section 75A of the Local Government Act 1999, Cr Jenner disclosed a perceived conflict of interest in Item 24.5

"I am a member of CAP.

Cr Jenner informed the meeting of the manner in which he intended to deal with the perceived conflict of interest in Item 24.5 as follows:

"Stay in meeting and vote "

In accordance with Section 75A of the Local Government Act 1999 Cr Jenner stayed in the meeting for Item 24.5.

24.5 REVIEW OF COUNCIL DELEGATION UPDATES - MAY 2021

RESOLUTION 2021/137

Moved: Mayor Lynette Martin

Seconded: Cr Christian Greco

1. That Council Report No. AR21/27084 titled 'Review of Council Delegation Updates - May 2021' as presented on 18 May 2021 be noted.
2. The City of Mount Gambier (Council) delegates each function or power of the Council listed in the tables attached to Council Report No. AR21/27084 to the Chief Executive Officer.
3. The delegations granted in resolution 2:
 - (a) are granted pursuant to section 44 of the Local Government Act 1999, excepting that the functions and powers of the Council:

- (i) set out in Division 8, Part 4 of the Fire and Emergency Services Act 2005 are delegated pursuant to section 93 of the Fire and Emergency Services Act;
 - (ii) under the Planning, Development and Infrastructure Act 2016 (attached to Report No. AR21/27084 and titled Instrument B) are delegated pursuant to section 100 of the Planning, Development and Infrastructure Act 2016.
- (b) may, unless indicated herein or in the attachments to Council Report No. AR21/27084, be sub-delegated by the Chief Executive Officer or delegate under relevant legislative provisions, excepting delegations under the Fire and Emergency Services Act only permitted to a Fire Prevention Officer.
- (c) if made to two or more delegates, then each delegate may exercise the power or function independently of any other delegate.
- (d) must only be exercised by a delegate in accordance with:
- (i) applicable legislative and other legal requirements; and
 - (ii) due regard to relevant policies and guidelines adopted by the Council;
- (e) in regard to the following delegations under the Local Government Act:
- (i) section 133: the power to obtain funds does not extend to imposing rates, borrowing money or obtaining other forms of financial accommodation or fixing or varying fees under sections 188(1)(d) to 188(1)(h) of the Local Government Act;
 - (ii) section 137: the power to expend funds in the performance or discharge of the council's powers, functions or duties in accordance is limited to funds allocated as part of a budget adopted by the council and the sub-delegation financial limitations set by the Chief Executive Officer;
 - (iii) section 143(1): the power to write off debts is limited to debts not exceeding \$5,000;
- (f) are granted independent of, and severable from, every other delegation granted under this or any other resolution or instrument.
- (g) if determined to be invalid or unlawful will be deemed to be severed from the delegations granted under this or any other resolution or instrument and remaining delegations will continue to operate according to their terms.
- (h) will come into operation on Wednesday 20 May 2021 and remain in force until varied or revoked by resolution of the Council.
4. Previous delegations and sub-delegations granted under the legislative instruments and attachments listed in Council Report No. AR21/27084 are revoked this day 19 May 2021.
5. For clarity, Council confirms that delegations dated 19 March 2021 as contained in Resolution 2021/67 (more particularly in part 2 of the resolutions) were made to the Chief Executive Officer only.

CARRIED

Having participated in the meeting for Item 24.5 under s75A Cr Jenner voted in favour of the motion.

24.6 WULANDA RECREATION AND CONVENTION CENTRE - BRAND IDENTITY

RESOLUTION 2021/138

Moved: Cr Ben Hood
Seconded: Cr Max Bruins

1. That Council Report No. AR21/28274 titled 'Wulanda Recreation and Convention Centre - Brand Identity' as presented on 18 May 2021 be noted.
2. That Council endorses the Wulanda Recreation and Convention Centre Brand Identity package as presented.
3. That the Wulanda Recreation and Convention Centre Brand package be forwarded to Badge Constructions for inclusion in the facility signage package.

CARRIED

25 MOTIONS WITH NOTICE

25.1 NOTICE OF MOTION - RESIGNATION OF ECONOMIC & ENVIRONMENT COMMITTEE PRESIDING MEMBER

The motion associated with Item 25.1 was withdrawn.

25.2 NOTICE OF MOTION - WULANDA RECREATION AND CONVENTION CENTRE MEMBERSHIP

RESOLUTION 2021/139

Moved: Cr Steven Perryman

Seconded: Cr Paul Jenner

1. That Council Report No. AR21/28693 titled 'Notice of Motion - Wulanda Recreation and Convention Centre Membership' as presented on 18 May 2021 be noted.
2. That, pending further review of Council's committee structure, meeting schedule and membership at an Elected Member Workshop to be convened with the incoming Chief Executive Officer, the membership of the Council's Wulanda Recreation and Convention Centre Committee be amended by replacing the words '*eight Councillors*' with '*up to eight Councillors*' in clause 5.1 of the Committee Terms of Reference.
3. That I, Cr Perryman, resign from the Wulanda Recreation and Convention Centre Committee effective immediately, with resulting membership of the committee comprising seven Councillors.

CARRIED

26 URGENT MOTIONS WITHOUT NOTICE

Nil

27 CONFIDENTIAL ITEMS OF COMMITTEES

27.1 CONFIDENTIAL ITEMS OF THE ECONOMIC AND ENVIRONMENT COMMITTEE HELD ON 3 MAY 2021

27.2 SALE OF LAND FOR NON-PAYMENT OF RATES – REPORT NO. AR21/12850

RESOLUTION 2021/140

Moved: Cr Paul Jenner

Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin OAM, Councillors S Meziniec, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, M McDonald, D Barber, T Coote, M McCarthy, S McLean and M Telford be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.2 AR21/12850 Sale of Land for Non-Payment of Rates.

The Council is satisfied that, pursuant to section 90(3) (a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

CARRIED

RESOLUTION 2021/141

Moved: Cr Paul Jenner

Seconded: Cr Frank Morello

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 6.1 AR21/12850 Sale of Land for Non-Payment of Rates and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until the later of:- 12 months or the matter being settled.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

27.3 SALE OF LAND FOR NON-PAYMENT OF RATES – REPORT NO. AR21/13122

RESOLUTION 2021/142

Moved: Cr Christian Greco

Seconded: Cr Sonya Meziniec

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin OAM, Councillors S Meziniec, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, M McDonald, D Barber, T Coote, M McCarthy, S McLean and M Telford be excluded from attendance at the

meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.3 AR21/13122 Sale of Land for Non-Payment of Rates.

The Council is satisfied that, pursuant to section 90(3) (a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the item includes information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

CARRIED

RESOLUTION 2021/143

Moved: Cr Sonya Mezinac

Seconded: Cr Frank Morello

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 6.2 AR21/13122 Sale of Land for Non-Payment of Rates and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until the later of:- 12 months or the matter being settled.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

27.4 CONFIDENTIAL ITEMS OF THE WULANDA RECREATION AND CONVENTION CENTRE COMMITTEE HELD ON 11 MAY 2021**27.5 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 02/05/2021 – REPORT NO. AR21/26211****RESOLUTION 2021/144**

Moved: Cr Ben Hood

Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin OAM, Councillors S Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers B Cernovskis, M McDonald, D Barber, T Coote, M McCarthy, S McLean and M Telford be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.5 AR21/26211 Project Control Group (PCG) Progress Report - As at 02/05/2021.

The Council is satisfied that, pursuant to section 90(3) (b) and (d) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of information associated with this report could reasonably be expected to prejudice the commercial position of the third party as the present matter relates to the signed contracts between Council, BADGE, Turner and Townsend, Design Inc and Rider Levett Bucknall for the construction of the Wulanda Recreation and Convention Centre.

The disclosure of this information at this time is considered on balance to be contrary to the public's interest as it would unreasonably expose the sensitive interest of the third party.

CARRIED

RESOLUTION 2021/145

Moved: Cr Ben Hood

Seconded: Cr Steven Perryman

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/26211 Project Control Group (PCG) Progress Report - As at 02/05/2021 and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) and (d) be kept confidential and not available for public inspection until 12 months after completion of the project.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

28 NEW CONFIDENTIAL ITEMS

Nil

29 MEETING CLOSE

The Meeting closed at 6.49 PM.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 June 2021.

.....
PRESIDING MEMBER

**MINUTES OF CITY OF MOUNT GAMBIER
JUNIOR SPORTS ASSISTANCE FUND COMMITTEE MEETING
HELD AT THE LEVEL 1 CONFERENCE ROOM, CIVIC CENTRE, 10 WATSON TERRACE,
MOUNT GAMBIER ON WEDNESDAY, 19 MAY 2021 AT 5.30 PM**

PRESENT: Mayor Lynette Martin, Cr Kate Amoroso, Cr Megan Dukalskis, Mrs Jeanette Elliott, Ms Karen Cunningham and Ms Felicity Walker

OFFICERS IN ATTENDANCE: Executive Administration Officer - Mrs M Telford

In the absence of Cr Christian Greco, Mayor Martin took the chair for the remainder of the meeting

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGY(IES)

COMMITTEE RESOLUTION

Moved: Karen Cunningham

Seconded: Jeanette Elliott

That the apology from Cr Christian Greco and Jenny Burston be received.

CARRIED

3 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Karen Cunningham

Seconded: Felicity Walker

That the minutes of the Junior Sports Assistance Fund meeting held on 9 December 2020 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

4 QUESTIONS WITHOUT NOTICE

Nil

5 REPORTS

5.1 CORRESPONDENCE RECEIVED

COMMITTEE RESOLUTION

Moved: Karen Cunningham

Seconded: Jeanette Elliott

1. That Junior Sports Assistance Fund Report No. AR21/22260 titled 'Correspondence Received' as presented on 19 May 2021 be noted.

CARRIED

5.2 STATEMENT OF REVENUE AND EXPENSES - 01/07/2020 - 30/04/2021

COMMITTEE RESOLUTION

Moved: Karen Cunningham

Seconded: Jeanette Elliott

1. That Junior Sports Assistance Fund Report No. AR21/22323 titled 'Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021' as presented on 19 May 2021 be noted.
2. The financial statement of the Fund as 30 April 2021 be received, noting a cash balance of \$116,166.64.

CARRIED

5.3 APPLICATIONS FOR FINANCIAL ASSISTANCE FOR JUNIORS AND PAYMENTS FROM THE FUND - 01/09/2020 TO 30/04/2021

COMMITTEE RESOLUTION

Moved: Cr Megan Dukalskis

Seconded: Jeanette Elliott

1. That Junior Sports Assistance Fund Report No. AR21/26424 titled 'Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021' as presented on 19 May 2021 be noted.

CARRIED

5.4 PROCESSING OF APPLICATIONS FOR FUNDING

COMMITTEE RESOLUTION

Moved: Karen Cunningham

Seconded: Cr Megan Dukalskis

1. That Junior Sports Assistance Fund Report No. AR21/26592 titled 'Processing of Applications for Funding' as presented on 19 May 2021 be noted.
2. To ensure fairness and consistency to all applicants the Junior Sports Assistance Fund Committee recommends that applications are:
 2. (i) manage applications in bulk where possible, averaging expenses and any late applications received matched regardless of expenses outlaid.

CARRIED

5.5 COACHING CLINIC APPLICATIONS - ANNUAL CALL

COMMITTEE RESOLUTION

Moved: Cr Megan Dukalskis

Seconded: Karen Cunningham

1. That Junior Sports Assistance Fund Report No. AR21/26456 titled 'Coaching Clinic Applications - Annual Call' as presented on 19 May 2021 be noted.
2. The following funding be made available to the Member Organisation named below to assist in the conduct of specialised coaching clinics in accordance with the guidelines for such Clinics:

(i) Blue Lake Y Swim Club	\$2,000
(ii) Mount Gambier Swimming Club	\$2,000
(iii) Basketball Mount Gambier	\$1,200
(iv) Mount Gambier Cycling Club	\$2,000
(v) Mount Gambier and District Pony Club	\$2,100
3. In corresponding with the successful applicants advice be given that the increase in coaching clinic funding has occurred in 2021 due to excess funds not expended in 2020 due to COVID-19. 2022 Coaching Clinic Funding will revert to the normal figure of \$5,000.

CARRIED

5.6 ROTARY CLUB OF MOUNT GAMBIER LAKES - DONATION TO FINANCIALLY DISADVANTAGED JUNIOR SPORTSPERSONS**COMMITTEE RESOLUTION**

Moved: Karen Cunningham

Seconded: Felicity Walker

1. That Junior Sports Assistance Fund Report No. AR21/26466 titled 'Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspersons' as presented on 19 May 2021 be noted.
2. The following applications/funding be made available to the Member Organisations named below to assist the identified juniors to achieve their fullest participation with the specific purpose donation from the Rotary Club of Mount Gambier Lakes - Donations to Financially Disadvantaged Junior Sportspersons initiative, to be used strictly in accordance with their respective confidential application:
 - (a) Limestone Coast Football Association \$300
 - (b) Basketball Mount Gambier \$600
 - (c) East Gambier Football Club \$600
3. A second round of applications for the remaining \$1,500 be advertised in October, 2021.

CARRIED

6 MEETING CLOSE

The Meeting closed at 5.51 p.m.

The minutes of this meeting were confirmed at the Junior Sports Assistance Fund held on

.....
PRESIDING MEMBER

19.2 CORRESPONDENCE RECEIVED – REPORT NO. AR21/22260

Committee:	Junior Sports Assistance Fund
Meeting Date:	19 May 2021
Report No.:	AR21/22260
CM9 Reference:	AF11/725
Author:	Melissa Telford, Administration Officer - Executive Support
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	The report provides details on correspondence received since the last general meeting of the Fund dated 28 October 2020.
Strategic Plan Reference:	Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/22260 titled 'Correspondence Received' as presented on 19 May 2021 be noted.



TYPE OF REPORT

Other

BACKGROUND

The report provides details of correspondence received since the previous general meeting of the Fund held 28 October 2020 and is provided for information.

PROPOSAL

The Secretary reported that the following correspondence has been received thanking the Fund for payments made since the last general meeting dated 28 October 2020:-

- Basketball Mount Gambier (letter of appreciation for the Committees decision to waive Member Contributions for 2020/2021)
- Mount Gambier Cycling Club (letter of thanks for donation for Coaching Clinic funding)

LEGAL IMPLICATIONS

N/A

STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A

ECONOMIC IMPLICATIONS

N/A

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.



The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.

CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as they arise.

IMPLEMENTATION STRATEGY

N/A

CONCLUSION AND RECOMMENDATION

This report presents correspondence received for presentation to the Junior Sports Assistance Fund Committee for noting.

ATTACHMENTS

1. Letter of Appreciation - Basketball Mount Gambier
2. Letter of Appreciation - Mount Gambier Cycling Club





BASKETBALL MOUNT GAMBIER INC
ABN 88 141 577 814

The Icehouse: Commercial St West, Mount Gambier
P O Box 656, Mount Gambier, SA 5290
Phone (08) 8723 2050 Fax (08) 8723 1212
Email: admin@basketballmtgambier.com.au

3rd November 2020

Barbara Cernovskis
Secretary
City of Mount Gambier Junior Sports Assistance Fund
P O Box 56
MOUNT GAMBIER SA 5290

Email: city@mountgambier.sa.gov.au

Dear Barbara,

RE:

Basketball Mount Gambier Inc acknowledges your letter dated 29th October 2020 and we write to thank City of Mount Gambier Junior Sports Assistance Fund for the waiver of member's contributions for 2020/21 financial year.

This is a considerate gesture and we appreciate the committee thinking of sporting clubs that have struggled in this trying time.

We look forward to working with the Junior Sports Assistance Fund Committee again in 2020/21.

Yours Sincerely,


Teresa Stewart
Administration Officer

AFFILIATED WITH THE BASKETBALL ASSOCIATION OF SOUTH AUSTRALIA





Wednesday, January 13, 2021

Barbara Cernovskis
Secretary Junior Sports Assistance Fund,

Dear Barbara,

The Mount Gambier Cycling Club wishes to extend our sincerest thanks for your recent sponsorship.

Your support facilitated an opportunity for our regional junior cycling riders, attendance to a 2-day professional development session, facilitated by professional cycling coaches Josh Harrison and Caitlin Ward.

The sponsorship made the 2-day event a major success for all in attendance, enabling them to participate in important skill-based sessions that will be invaluable to their future cycling endeavors.

Thank you again for your generous support of our Club.

Yours sincerely,

Tina Opperman
MGCC Secretary

19.3 STATEMENT OF REVENUE AND EXPENSES - 01/07/2020 - 30/04/2021 – REPORT NO. AR21/22323

Committee: Junior Sports Assistance Fund
Meeting Date: 19 May 2021
Report No.: AR21/22323
CM9 Reference: AF11/725
Author: Melissa Telford, Administration Officer - Executive Support
Authoriser: Barbara Cernovskis, Acting Chief Executive Officer
Summary: This report presents the financial position of the Junior Sports Assistance Fund for period 1 July 2020 – 30 April 2021.
Strategic Plan Reference: Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/22323 titled 'Statement of Revenue and Expenses - 01/07/2020 - 30/04/2021' as presented on 19 May 2021 be noted.
2. The financial statement of the Fund as 30 April 2021 be received, noting a cash balance of \$116,166.64.



TYPE OF REPORT

Other

BACKGROUND

The financial position of the Junior Sports Assistance Fund is reported for the information of the Committee detailing revenue and expenses since the previous general meeting of the Fund.

PROPOSAL

This report provides the Junior Sports Assistance Fund Committee with details of the balance of funds at 30 April 2021. Provided is the revenue from the member sporting organisations, Council contributions, bank interest and any donations received during the reporting period. Payments to junior sportspersons, coaching clinics, exceptional and financially disadvantaged juniors are also provided to inform the members of the expenditure incurred during this period. This allows the Committee the ability to assess current funds and to determine whether any adjustment is necessary in relation to payments to member organisations.

LEGAL IMPLICATIONS

N/A

STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A

ECONOMIC IMPLICATIONS

N/A

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.

The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.



CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as the arise.

IMPLEMENTATION STRATEGY

N/A

CONCLUSION AND RECOMMENDATION

The financial position of the Junior Sports Assistance Fund as at 30 April 2021 is very sound. The consolidated balance of the fund is \$116,166.64 which is more than sufficient to cover future commitments. This report is presented for noting.

ATTACHMENTS

1. Junior Sports Assistance Fund - Statement of Revenue and Expenditure 01/07/2020-30/04/2021



CITY OF MOUNT JUNIOR SPORTING FUND - Work Order 64845**STATEMENT OF REVENUE AND EXPENDITURE
For Financial Year 2021 - As at 30/04/2021****REVENUE**

Task 984	Member Contributions		\$ -
Task 985	Council Contributions		\$ 16,000.00
	City of Mount Gambier	\$ 12,000.00	
	District Council of Grant	\$ 4,000.00	
Task 1160	Donations Income - General		
Task 1161	Donations Income - Coaching Clinics		\$ -
Task 1162	Donations Income Exceptional Juniors		\$ 2,500.00
	Commercial Club	\$ 2,500.00	
Task 1163	Donations Income - Disadvantaged Junior		\$ -
Task 1165	Interest - Income		\$ 181.76
TOTAL REVENUE			\$ 18,681.76

LESS EXPENDITURE

TASK 986	Payment to Sportsperson		\$ 2,550.00
	Lower South East Hockey Association – Mercedes Theobald	\$ 450.00	
	Mount Gambier Cycling Club – Bertus Daniel van Niekerk	\$ 300.00	
	Basketball Mount Gambier – Young / Bryant	\$ 600.00	
	Lower South East Hockey Association – Cameron / Earle / Millhouse	\$ 1,200.00	
TASK 734	Payment to Coaching Clinic		\$ 5,000.00
	Basketball Mount Gambier	\$ 2,000.00	
	Blue Lake Y Swim Club	\$ 2,000.00	
	Mount Gambier Cycling Club	\$ 1,000.00	
TASK 842	Payment to Exceptional Junior		\$ 1,000.00
	Mount Gambier Cycling Club – Tess White	\$ 1,000.00	
TASK 843	Payment to Financially Disadvantaged Junior		\$ -
TOTAL EXPENDITURE			\$ 8,550.00
SURPLUS (DEFICIT)			\$ 10,131.76

**STATEMENT OF ASSETS
For Financial Year 2021 - As at 30/04/2021**

City of Mount Gambier Reserve Account	\$ 116,166.64
8900.9950.9970 Junior Sports Assisnace Fund Reserve	
TOTAL ASSETS	\$ 116,166.64

\\mtg\mtgambier\$\Home\mtelford\My Documents\Offline Records (ML)\Junior Sports ~ FINANCIAL MANAGEMENT - Accounting(2)\Junior Sporting Fund - Financial Reports



19.4 APPLICATIONS FOR FINANCIAL ASSISTANCE FOR JUNIORS AND PAYMENTS FROM THE FUND - 01/09/2020 TO 30/04/2021 - REPORT NO. AR21/26424

Committee:	Junior Sports Assistance Fund
Meeting Date:	19 May 2021
Report No.:	AR21/26424
CM9 Reference:	AF11/725
Author:	Melissa Telford, Administration Officer - Executive Support
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	This report provides detail on applications received for financial assistance from Members of the Fund and payments made from the Fund for period 01/09/2020 to 30/04/2021.
Strategic Plan Reference:	Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26424 titled 'Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021' as presented on 19 May 2021 be noted.



TYPE OF REPORT

Other

BACKGROUND

This report provides details on applications received for financial assistance from Members of the Junior Sports Assistance Fund and payments made from the Fund from meeting to meeting and is provided for information.

PROPOSAL*Applications for Financial Assistance*

The following applications have been received and payments made from the Fund for period 1 September 2020 to 30 April 2021:

- (a) Mount Gambier Netball Association
Nil
- (b) Basketball Mount Gambier
 - (i) two nominees \$600
- (c) Lower South East Hockey Association
 - (i) one nominee \$450
 - (ii) three nominee \$1,200
- (d) Mount Gambier and District Baseball League
Nil
- (e) Blue Lake Y Swim Club
Nil
- (f) South Gambier Football/Netball Clubs
Nil
- (g) North Gambier Football/Netball Clubs
Nil
- (h) Mount Gambier Touch Association
Nil
- (i) Mount Gambier and District Junior Cricket
Nil
- (j) Mount Gambier Golf Club
Nil



- (k) Mount Gambier District Little Athletics
Nil
- (l) Discretionary
Nil
- (m) Mount Gambier and District Pony Club
Nil
- (n) South East Women's Football
Nil
- (o) Mount Gambier Cycling Club
(i) one nominee \$300
- (p) Limestone Coast Football Association
Nil
- (q) Lakes Junior Tennis
Nil
- (r) Mount Gambier Swimming Club
Nil

Payments from the Fund - Since 1 July 2015

Payments to Member Organisations for Junior Sportsperson's financial assistance for period 1 July 2020 to 30 April 2021 amounts to \$2,550 and total payments since 1 July 1988 to 30 April 2021 amounts to \$493,745.

Actual payments to Member Organisations for Coaching Clinics for the period 1 July 2020 to 30 April 2021 amounts to \$5,000 and total actual payments since 1 July 1991 to 30 April 2021 amounts to \$95,383.

Payments to Member Organisations for Financially Disadvantaged Juniors for period 1 July 2020 to 30 April 2021 amounts to Nil and total payments since 22 May 2013 to 30 April 2021 amounts to \$15,900.

Payments to Member Organisations for Exceptional Juniors for period 1 July 2020 to 30 April 2021 amounts to \$1,000 and total payments since 20th November 2013 to 30 April 2021 amounts to \$8,000.
Note: this initiative was previously funded by a sponsor direct to the awardee.



Payments from the Junior Sports Fund on a quarterly basis over previous quarters for Juniors - State Selection only (not coaching etc.) is as follows:

<i>Financial year</i>	<i>Quarter</i>	<i>Totals each quarter \$</i>	<i>Accumulative Totals \$</i>
2020/2021	J - S	Nil	Nil
	O - D	Nil	Nil
	J - M	\$750	\$750
	April	\$1,800	\$2,550
2019/2020	J - S	7,050	7,050
	O - D	1,700	8,750
	J - M	3,400	10,550
	A - J	Nil	10,550
2018/2019	J - S	5,500	5,500
	O - D	3,750	9,250
	J - M	2,325	11,575
	A - J	4,620	16,195
2017/2018	J - S	4,100	4,100
	O - D	4,600	8,700
	J - M	2,100	10,800
	A - J	2,650	13,450
2016/2017	J - S	6,750	6,750
	O - D	2,250	9,000
	J - M	8,500	17,500
	A - J	2,850	20,350
2015/2016	J - S	3,450	3,450
	O - D	9,950	13,400
	J - M	3,900	17,300
	A - J	3,300	20,600

Other Applications Received

Since the previous general meeting of 28 October 2020 to 30 April 2021:

- (a) one non-resident application was received during this period;

<i>Name</i>	<i>Sport</i>	<i>Amount</i>	<i>Resides</i>
Rhys Earle	Lower South East Hockey Association	\$400	Tantanoola

- (b) no applications for financial assistance were declined during this period.
(c) no discretionary donation was made during this period.

LEGAL IMPLICATIONS

N/A



STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A

ECONOMIC IMPLICATIONS

N/A

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.

The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.

CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A



EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as the arise.

IMPLEMENTATION STRATEGY

N/A

CONCLUSION AND RECOMMENDATION

The Junior Sports Assistance Fund Report 'Applications for Financial Assistance for Juniors and Payments from the Fund - 01/09/2020 to 30/04/2021 ' is provided for the information and noting of the Committee.

ATTACHMENTS

Nil



19.5 PROCESSING OF APPLICATIONS FOR FUNDING – REPORT NO. AR21/26592

Committee:	Junior Sports Assistance Fund
Meeting Date:	19 May 2021
Report No.:	AR21/26592
CM9 Reference:	AF11/725
Author:	Melissa Telford, Administration Officer - Executive Support
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	This report provides an overview of how applications are assessed for the information of the Committee and possible review if deemed necessary.
Strategic Plan Reference:	Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26592 titled 'Processing of Applications for Funding' as presented on 19 May 2021 be noted.
2. To ensure fairness and consistency to all applicants the Junior Sports Assistance Fund Committee recommends that applications are:
 - (i) (insert option 1, 2 or 3 – or alternative)



TYPE OF REPORT

Other

BACKGROUND

To ensure all applications are processed in a fair manner and to ensure juniors are receiving similar amounts with respect to the money outlaid the Junior Sports Assistance Fund may contribute from 10% up to 30% of the total costs to attend a state or national event.

The terms of reference state: *"the distribution policy from the core component of the Fund will be as determined by the Committee and reviewed annually"*. This allows the Committee flexibility to adjust the contributions dependant on the financial capacity of the Fund in any given year.

Currently the allocation is calculated based on 10% of the total cost of the principle event.

Fundraising by an eligible applicant is not to be discouraged if an applicant wishes to do so and should not be seen as a reason to decline any application as a matter of principle.

Any junior who is a registered member of one of our member organisations is eligible for funding irrespective of their place of residence.

PROPOSAL

Applications received are assessed on the expense details provided on the application form and in line with our funding formula to ensure fairness and consistency to applicants.

Member Organisations who have multiple juniors attending a state or national event generally submit applications for their juniors in bulk. Unfortunately, on occasions this does not occur and we receive these applications individually.

Expense details for individual applicants can vary dependant on circumstances, for example some athletes may have represented the State previously and may not require full uniform/equipment in comparison to a junior who is selected for the first time and needs the full uniform/equipment package.

When applications come through in bulk, expenses are calculated and averaged out to ensure all applicants receive the same amount. If we receive further applications at a later stage, these applications are assessed on an individual basis, or matched to previous bulk applicants if the expense details do not vary dramatically.

This report is provided to get direction from the Committee as to how you would like us to manage these applications going forward to maintain a sense of fairness and consistency:

- manage applications in bulk where possible, averaging expenses and any late applications received matched regardless of expenses outlaid
- manage applications in bulk where possible, averaging expenses and late applications are assessed on expense details provided
- consider each application on individual expenses provided

LEGAL IMPLICATIONS

N/A



STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A

ECONOMIC IMPLICATIONS

N/A

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.

The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.

CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A



ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as the arise.

IMPLEMENTATION STRATEGY

N/A

CONCLUSION AND RECOMMENDATION

To ensure fairness and consistency to all applicants the Junior Sports Assistance Fund Committee recommends that applications are:

Option 1

- managed in bulk where possible, averaging expenses and any late applications received matched regardless of expenses outlaid

Option 2

- manage applications in bulk where possible, averaging expenses and late applications are assessed on expense details provided

Option 3

- consider each application on individual expenses provided

or alternative.

ATTACHMENTS

Nil



19.6 COACHING CLINIC APPLICATIONS - ANNUAL CALL – REPORT NO. AR21/26456

Committee:	Junior Sports Assistance Fund
Meeting Date:	19 May 2021
Report No.:	AR21/26456
CM9 Reference:	AF11/725
Author:	Melissa Telford, Administration Officer - Executive Support
Authoriser:	Barbara Cernovskis, Acting Chief Executive Officer
Summary:	The Junior Sports Assistance Fund provides a Coaching Clinic Program to assist Member Organisations with the costs associated in providing Specialised Coaching Clinics for players, coaches or umpires. Member Organisations are invited to submit applications for the consideration of the Fund.
Strategic Plan Reference:	Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26456 titled 'Coaching Clinic Applications - Annual Call' as presented on 19 May 2021 be noted.
2. The following funding be made available to the Member Organisation named below to assist in the conduct of specialised coaching clinics in accordance with the guidelines for such Clinics:
 - (i)
 - (ii)
 - (iii)
 - (iv)
 - (v)



TYPE OF REPORT

Other

BACKGROUND

The City of Mount Gambier Junior Sports Assistance Fund provides an annual Coaching Clinic Program to the value of \$5,000. This sponsorship enables Member Organisations of the Fund to submit applications for consideration to conduct specialised coaching clinics for their juniors, coaches or umpires.

PROPOSAL

Member Organisations were invited to submit their applications for consideration and in accordance with the guidelines and the application form closing on Friday 7 May 2021.

As at Friday 7 May 2021 the following nominations were received:

(i) MOUNT GAMBIER CYCLING CLUB

Coach: Tim Decker (current Olympic Coach)
 Dates: 16/17 October, 2021
 Duration: 9 am – 4 pm both days
 No. of Juniors/Coaches/Umpires: All LCRSA cyclists and MGCC junior members
 Location: Blue Lake Sports Park – Cycling Velodrome
 Purpose: Tim Decker, current Australian Olympic Coach has agreed to conduct a training session with all junior riders. The clinic is planned to develop current skills of riders as well as look at mental well-being of elite athletes. During the clinic we will focus on track riding/racing.

Cost: \$2,000
 Contribution from Member: Nil
 Charge to Members: Nil
 Previous Funding from JSAF: \$2,315 combined totals
 Funding from JSAF this application: (to be determined)

(ii) MOUNT GAMBIER AND DISTRICT PONY CLUB

Coach: Nigel Treloar – 6th Australia (ESA) Level 2 Eventing Coach and high level rider (one of SA's top level coaches)
 Dates: 22/23 May 2021
 Duration: 8 am – 4 pm both days
 No. of Juniors/Coaches/Umpires: 40 - all Juniors and Equestrians / Pony Clubs (juniors and coaches)
 Location: Pony Club grounds, Airport Road, Wandilo
 Purpose: The opportunity for all ability riders to have instruction from one of South Australia's top level coaches.

Cost: \$2,100
 Contribution from Member: \$1,000 (ESA)
 Charge to Members: possibility dependent on funding
 Previous Funding from JSAF: \$2,600 combined totals
 Funding from JSAF this application: (to be determined)



(iii) MOUNT GAMBIER SWIMMING CLUB

Coach:	Vivienne Kennedy, Silver Licence Coach, Glenelg Sharks/National Team Coach/Country Development Squad Coach Darryl Kennedy, Referee Course Delivery, Swimming Victoria/ completed Multi-class Officials Training
Dates:	Aug/Sep (Portland), October (Mount Gambier), Nov/Dec (Lucindale)
Duration:	Each clinic – 1 day (6 hours)
No. of Juniors/Coaches/Umpires:	80 swimmers/parents
Location:	Portland YMCA, Swimskool (Mt Gambier), Lucindale Area School
Purpose:	Mount Gambier Swimming Club would like to facilitate a series of clinics to assist swimmers with intensive diving practise predominately. Currently there is no access to diving facilities in Mt Gambier whilst the outdoor pool is closed. We would like to run a clinic locally at Swimskool to focus on stroke technique in the lead up to the summer season. The other clinics will enable swimmers to dive and prepare for upcoming meets. The Portland meet will also provide parents with the opportunity to attend referee training only available in SA at a state level to assist with the running of local meets in preparation for hosting carnivals once the Wulanda Recreation and Convention Centre opens. The Portland YMCA facility has diving blocks in its indoor heated pool, gym for dryland sessions, conference room for parent training and clubrooms for the club to access. Other clinics to be held at Swimskool (no diving opportunities) and Lucindale Area School when the weather warms up (diving blocks available at pool).
Cost:	\$3,800
Contribution from Member:	Limited funds but currently looking at funding options.
Cost to Juniors:	Swimmers may be charged up to \$50 depending on funding and numbers.
Previous Funding from JSAF:	\$1,050 combined totals (Mt Gambier Swimming Club only) \$3,200 combined totals (Joint applications Blue Lake Y Swim Club)
Funding from JSAF this application:	(to be determined)

(iv) BASKETBALL MOUNT GAMBIER

Coach:	Brett Maher (represented Australia at 3 Olympic Games and 3 time NBL Champion and Scott Ninnis (head coach Adelaide 36's and had a long NBL career.
Dates:	28/29/30 September 2021
Duration:	9 am – 12 noon / 1 pm – 4 pm
No. of Juniors/Coaches/Umpires:	90 juniors maximum per session
Location:	Icehouse Basketball Stadium
Purpose:	Grow the sport at the community level. Help develop our community level coaches.
Cost:	\$1,200
Contribution from Member:	Nil
Cost to Junior:	Fee to juniors dependent on funding /No charge for coaches
Previous Funding from JSAF:	\$6,637 combined totals
Funding from JSAF this application:	(to be determined)



(v) BLUE LAKE Y SWIM CLUB

Coach:	Georgine and John Luscombe (Georgine is a ASCTA Gold Licence Coach with a wealth of National Level coaching experience and been selected on an Australian Team as coach. John is an ASCTA Silver Level coach with experience coaching State and National Teams.
Dates:	September/October 2021
Duration:	3 days 1 – 2 pool sessions per day with dryland and fitness
No. of Juniors/Coaches/Umpires:	25 swimmers and up to 4 coaches
Location:	Swimskool and Penola Swimming Pool
Purpose:	To provide swimming sessions to benefit swimmers in the lead up to major competition season (SA Country Championships in January 2022 and SA State Championships in March 2022) as well as professional development for local coaches. The clinic will focus on technique, stroke work, diving, underwater work, start and turns and potentially dryland fitness sessions.
Cost:	\$2,350
Contribution from Member:	\$500
Cost to Junior:	No charge
Previous Funding from JSAF:	\$4,500 combined totals (Blue Lake Y Swim Club only)
	\$3,200 combined totals (Joint applications Mt Gambier Swim Club)
Funding from JSAF this application:	(to be determined)

LEGAL IMPLICATIONS

N/A

STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A

ECONOMIC IMPLICATIONS**ENVIRONMENTAL IMPLICATIONS**

N/A



SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.

The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.

CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as the arise.

IMPLEMENTATION STRATEGY

Coach Clinic Funding details were provided to Member Organisations on 7 April 2021 with applications for funding closing on 7 May 2021.

CONCLUSION AND RECOMMENDATION

This report presents the applications received for consideration of the Junior Sports Assistance Fund Committee. The Junior Sports Assistance Fund Committee to determine funding awardees.

ATTACHMENTS

Nil



19.7 ROTARY CLUB OF MOUNT GAMBIER LAKES - DONATION TO FINANCIALLY DISADVANTAGED JUNIOR SPORTSPERSONS – REPORT NO. AR21/26466

Committee: Junior Sports Assistance Fund

Meeting Date: 19 May 2021

Report No.: AR21/26466

CM9 Reference: AF11/725

Author: Melissa Telford, Administration Officer - Executive Support

Authoriser: Barbara Cernovskis, Acting Chief Executive Officer

Summary: The Rotary Club of Mount Gambier Lakes provides annual funding to assist the Junior Sports Assistance Fund to provide a program to assist financially disadvantaged junior sportspersons with the costs of their participation in their chosen sport. Member Organisations are invited to submit up to two confidential nominations for consideration of the Committee

Strategic Plan Reference: Goal 1: Our People

REPORT RECOMMENDATION

1. That Junior Sports Assistance Fund Report No. AR21/26466 titled 'Rotary Club of Mount Gambier Lakes - Donation to Financially Disadvantaged Junior Sportspersons' as presented on 19 May 2021 be noted.
2. The following applications/funding be made available to the Member Organisations named below to assist the identified juniors to achieve their fullest participation with the specific purpose donation from the Rotary Club of Mount Gambier Lakes - Donations to Financially Disadvantaged Junior Sportspersons initiative, to be used strictly in accordance with their respective confidential application:
 - (a)
 - (b)
 - (c)
 - (d)
 - (e)



TYPE OF REPORT

Other

BACKGROUND

The Rotary Club of Mount Gambier Lakes conducts the very successful One Forty One Plantation Blue Lake Fun Run.

The Club had previously determined its schedule of organisations to receive the benefit of the surplus funds from the event.

One of the initiatives that the Club wished to achieve was to develop a process to assist financially disadvantaged junior sportspersons with the costs of their participation in their chosen sport e.g. equipment, footwear, membership fees etc.

Member Organisations were invited to submit up to two (2) confidential nominations in accordance with the guidelines with applications closing on Friday 7 May 2021. The Rotary Club of Mount Gambier Lakes sponsor **up to** ten \$300 grants.

PROPOSAL

As at Friday 7 May 2021, the following nominations were received for financial assistance:

(i) **Applicant 1**

Limestone Coast Football Association - Nominee Aged 14 years

REASONS FOR NOMINATING THIS PARTICULAR JUNIOR:

Applicant 1 is from a large dis-functional family constantly experiencing significant financial and social disadvantage. The often experience unreliable or no transportation. Since starting soccer Applicant 1 has grown from a child reluctant to participate in any sport/physical activity to a teenager that rarely misses a training or game and will have a go at all drills. Although reserved Applicant 1 appears to enjoy the social interaction team sports provide.

ASSUME MAXIMUM DONATION IS \$300 – HOW WILL DONATION BE USED?

To assist with the costs of equipment, clothing, shoes and registration fees.

(ii) **Applicant 2**

Basketball Mount Gambier - Nominee Aged 13 years

REASONS FOR NOMINATING THIS PARTICULAR JUNIOR:

Applicant 2 and his twin brother Cameron are new to basketball playing for the first time 12 months ago. Applicant 2 displays a lot of natural talent. Applicant 2 has loved playing with friends. Applicant 2 played summer basketball but has not registered for this season and when asked why advised he is unable to play until Mum has more money. Sport is their outlet with friends and we would love to be able to Applicant 2 get back on the court.

ASSUME MAXIMUM DONATION IS \$300 – HOW WILL DONATION BE USED?

Registration and match fees and the balance towards shoes, ball or uniform.



(iii) Applicant 3

Basketball Mount Gambier - Nominee Aged 11 years

REASONS FOR NOMINATING THIS PARTICULAR JUNIOR:

Applicant 3 has been training but not playing as unregistered and has done this all last season. His mum came into the office to register for this season but her card declined. We would love the opportunity to contact the family to advise that the fees have been covered. Applicant 3 loves basketball and is a really great junior and it was evident to see how upset he was when his registration was unable to be paid.

ASSUME MAXIMUM DONATION IS \$300 – HOW WILL DONATION BE USED?

Registration and match fees and the balance towards shoes, ball or uniform.

(iv) Applicant 4

East Gambier Football Club - Nominee Aged 17 years

REASONS FOR NOMINATING THIS PARTICULAR JUNIOR:

Applicant 4 is new to Mount Gambier and is trying Football for the first time. Applicant 4 is a refugee, with financial constraints prohibiting him from participating in local sport. We have been lucky to secure some sponsorship which has aided Applicant 4 with some associated costs.

ASSUME MAXIMUM DONATION IS \$300 – HOW WILL DONATION BE USED?

Purchase football boots and merchandise.

(v) Applicant 5

East Gambier Football Club - Nominee Aged 16 years

REASONS FOR NOMINATING THIS PARTICULAR JUNIOR:

Applicant 5 is similar to applicant 4 and is new to Mount Gambier as a refugee to Australia. Financial support from the fund allows these juniors to continue to be involved without the financial pressure that sport brings i.e. membership, uniform, medical etc.

ASSUME MAXIMUM DONATION IS \$300 – HOW WILL DONATION BE USED?

Purchase football boot, clothing and equipment.

LEGAL IMPLICATIONS

N/A

STRATEGIC PLAN

The Junior Sports Assistance Fund supports its member sporting organisations to develop and grow to achieve their aspirations and encourage and support participation.

- 1.1.1 Fostering and supporting community-based organisations.
- 1.1.2 Supporting programs that allow our community groups to be more effective in achieving their goals.
- 1.2.2 Helping community groups to help themselves by providing support for effective networks to develop and grow.
- 1.3.2 Providing opportunities to enable our community to be supported and involved.

COUNCIL POLICY

N/A



ECONOMIC IMPLICATIONS

N/A

ENVIRONMENTAL IMPLICATIONS

N/A

SOCIAL IMPLICATIONS

The Junior Sports Assistance Fund provides financial assistance to local junior sportspersons of Mount Gambier and District who have achieved as a minimum, selection in a formal State team and who compete at National sporting events (or equivalent) and who are a member of an Affiliated Sporting Organisation to aid in the financial burden these events place on regional families.

The Fund provides an ongoing pool of money for distribution to those juniors selected to represent the State or to represent Australia or equivalent and it also provides additional funding sourced from external sponsorship which is awarded to an exceptional junior on an annual basis.

CULTURAL IMPLICATIONS

N/A

RESOURCE IMPLICATIONS

The Junior Sports Assistance Fund places no additional financial implications for Council.

VALUE FOR MONEY

N/A

RISK IMPLICATIONS

N/A

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

Communication with Member Organisations is ongoing. Applications for funding for State or National Funding can be received at any time. Specialised programs run on an annual basis such as Specialised Coaching Clinics, Disadvantaged Juniors and Exceptional Junior and these Programs are promoted to Members Organisations of the Fund as the arise.

IMPLEMENTATION STRATEGY

The Disadvantaged Junior Funding Program was advertised with the Junior Sports Assistance Fund Member Organisations on 7 April 2021 with applications for funding closing on 7 May 2021 for the consideration of the Committee.



CONCLUSION AND RECOMMENDATION

This report presents the applications received for consideration of the Junior Sports Assistance Fund Committee. The Junior Sports Assistance Fund Committee to determine funding awardees.

ATTACHMENTS

Nil



**MINUTES OF CITY OF MOUNT GAMBIER
PEOPLE AND PLACE COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON MONDAY, 7 JUNE 2021 AT 5.30 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Frank Morello (Presiding Member), Cr Kate Amoroso, Cr Max Bruins, Cr Christian Greco, Cr Ben Hood

OFFICERS IN ATTENDANCE:	Acting Chief Executive Officer	- Ms B Cernovskis
	General Manager Shared Services	- Mr D Barber
	General Manager City Growth	- Mr T Coote
	Acting General Manager Community Wellbeing	- Mrs G Davison
	Manager Development Services	- Mrs T Tzioutziouklaris
	Manager Governance and Property	- Mr M McCarthy
	Executive Administrator Community Wellbeing	- Ms A Lavia

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGY(IES)

COMMITTEE RESOLUTION

Moved: Cr Frank Morello

Seconded: Cr Ben Hood

That the apologies from Cr Paul Jenner, Cr Sonya Meziniec and Cr Steven Perryman be received.

CARRIED

3 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Frank Morello

Seconded: Cr Max Bruins

That the minutes of the People and Place Committee meeting held on 6 April 2021 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

4 QUESTIONS WITHOUT NOTICE

Nil

5 REPORTS

5.1 LAGUNARIA TREES - MITCHELL STREET

COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Ben Hood

1. That People and Place Committee Report No. AR21/31705 titled 'Lagunaria Trees - Mitchell Street' as presented on 07 June 2021 be noted.
2. Empak Homes and the property owner of 8/6 Jardine Street be advised:
 - (a) After an extensive investigation into the health and risk assessment of the Lagunaria patersonia (Norfolk Island Hibiscus) planted along the western side of Mitchell Street, the trees are not considered by Council to warrant their removal.
 - (b) The trees are considered to be in good and fair overall condition with extended useful life expectancies. None of the trees display features that indicate they are in health or structural decline or that they are not suited to the environment. The trees are street trees and are part of a historic planting that provides an important heritage link with the history of the area.

CARRIED

6 MOTIONS WITH NOTICE

6.1 NOTICE OF MOTION - OLD RAILWAY STATION BUILDING

COMMITTEE RESOLUTION

Moved: Cr Frank Morello

Seconded: Cr Max Bruins

1. That People and Place Committee Report No. AR21/33923 titled 'Notice of Motion - Old Railway Station Building' as presented on 07 June 2021 be noted.
2. That Council:
 - (a) writes to the chair of the Mount Gambier Branch of the National Trust of South Australia, Nathan Woodruff, thanking them for their initiative.
 - (b) Informs the Trust of its decision, at this time, to decline the offer to transfer ownership or occupancy of the Railway Station to the National Trust of SA.
 - (c) convenes an Elected Member workshop to discuss future options for the Old Railway Station building, including temporary initiatives, in the broader context of the surrounding Railway Land and Olympic Park precincts.

CARRIED

7 CONFIDENTIAL ITEMS

7.1 ROAD OPENING PROCESS - PINEHALL AVENUE – REPORT NO. AR21/28521

COMMITTEE RESOLUTION

Moved: Cr Frank Morello

Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the People and Place Committee orders that all members of the public, except Mayor L Martin, Councillors F Morello, K Amoroso, M Bruins, C Greco and B Hood and Council Officers B Cernovskis, D Barber, T Coote, G Davison, T Tzioutziouklaris, M McCarthy and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.1 AR21/28521 Road Opening Process - Pinehall Avenue.

The People and Place Committee is satisfied that, pursuant to section 90(3) (a), (b), (d) and (i) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)
- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council
- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party
- information relating to:
 - actual litigation, or
 - litigation that the Council or Council committee believes on reasonable grounds will take place,
 - involving the Council or an employee of the Council

The People and Place Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be considered relates to the valuation of land and compensation for a compulsory acquisition of land for road opening purposes for which is reasonably considered will result in litigation.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Ben Hood

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 7.1 AR21/28521 Road Opening Process - Pinehall Avenue and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a), (b), (d) and (i) be kept confidential and not available for public inspection until the acquisition of the subject land has been settled and any court actions finalised.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

8 MEETING CLOSE

The Meeting closed at 5:42 pm.

The minutes of this meeting were confirmed at the People and Place Committee held on 2 August 2021.

.....
PRESIDING MEMBER

16.2 LAGUNARIA TREES - MITCHELL STREET – REPORT NO. AR21/31705

Committee:	People and Place Committee
Meeting Date:	7 June 2021
Report No.:	AR21/31705
CM9 Reference:	AF20/455
Author:	Tracy Tzioutziouklaris, Manager Development Services
Authoriser:	Tim Coote, General Manager City Growth
Summary:	This report relates to the request for the removal of the mature Lagunaria Trees located along the western side of Mitchell Street
Strategic Plan Reference:	Goal 1: Our People Goal 2: Our Location Goal 3: Our Diverse Economy Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage Goal 5: Our Commitment

REPORT RECOMMENDATION

1. That People and Place Committee Report No. AR21/31705 titled 'Lagunaria Trees - Mitchell Street' as presented on 07 June 2021 be noted.
2. Empak Homes and the property owner of 8/6 Jardine Street be advised:
 - (a) After an extensive investigation into the health and risk assessment of the Lagunaria patersonia (Norfolk Island Hibiscus) planted along the western side of Mitchell Street, the trees are not considered by Council to warrant their removal.
 - (b) The trees are considered to be in good and fair overall condition with extended useful life expectancies. None of the trees display features that indicate they are in health or structural decline or that they are not suited to the environment. The trees are street trees and are part of a historic planting that provides an important heritage link with the history of the area.



TYPE OF REPORT

Other

BACKGROUND

Council previously considered this matter at its meeting held in March 2021. At this time Council determined:

1. *That Council Report No. AR21/12246 titled 'Lagunaria Trees - Mitchell Street' as presented on 16 March 2021 be noted.*
2. *Having had regard to the advice from the State Heritage Advisor, the issues raised by the land development and adjoining land owner, Council engage a qualified arborist to provide an independent report on the structural integrity of the trees and any future perceived problems of the trees, prior to determining if the trees should be retained or Development Approval sought for their removal."*

Council has now received the report from Arborman Tree Solutions, a copy of which is attached to this report for Members Information and Perusal.

This report is in relation a request to remove the mature Lagunaria Trees located along the footpath on the western boundary of Mitchell Street, Mount Gambier.

PROPOSAL

The request to remove the mature the mature Lagunaria Trees, located on the footpath along the western boundary of Mitchell Street, Mount Gambier Council was on the basis:

- The trees drop numerous materials which are falling in their gutters
- Concerned about contamination of rainwater, in particular from the hairs from the pods; and
- The trees are dangerous for people and pets, namely they are a known irritant

The report from Arborman Tree Solutions has identified the trees are in a good to fair overall condition with extended useful life expectancies and they all achieve a Low Risk rating both as individuals and part of the group.

As the trees do not display features that indicate they are in declining health and/or structure affecting their long-term integrity they are not considered to warrant remedial action at this stage.

The trees are located along the footpath in the western side of Mitchell Street and are part of a historic planting that provides an important heritage link with the history of the area. The trees are located along the footpath on the western side of Mitchell Street and form part of the edge of the Catholic Church property which is bounded by Mitchell Street, Jardine Street, Penola Road and Alexander Street. The St Paul's Roman Catholic Church, St Paul's Catholic Church Presbytery and former St Paul's Roman Catholic Convent are located within the Catholic Church property and are places of State Heritage. The St Paul's School Hall is also located on this subject site and is identified as a place of Local Heritage.

Lagunaria patersonia (Norfolk Island Hibiscus) is a medium to large tree which can reach about 12-20 metres in height. It has dense, greyish green leaves and pink flowers of typical hibiscus shape that appear in spring and early summer, these are followed by seed brown capsules which also contain white fibres, that can be irritating if they get on the skin, which gives rise to common names such as Itch Tree and Cow Itch Tree. It is a adaptable and hardy plant for a range of climate and soils.

As identified within the report, when considering the tree's condition, potential to fail, and likelihood of impacting a target, the trees achieve a Low Risk Rating both as individuals and part of the group.

Measures to reduce tree risk, improve tree condition, remove structural flaws, manage other conditions as appropriate may be recommended in the form of pruning and is listed in the Tree Assessment Findings (Appendix B) attached to the report by Arborman Tree Solutions.



LEGAL IMPLICATIONS

The mature Lagunaria streets trees are considered to define the edge of the Roman Catholic Church Complex, which contains a number of buildings listed as State Heritage Places and a Local Heritage Place. The removal of these trees is considered to materially affect the setting within which the State Heritage Buildings are located and are development which would require a Development Application to be submitted and Development Approval obtained prior to the removal of the trees.

The trees are not identified as significant trees by the Planning, Development and Infrastructure Act 2016, the Planning and Design Code or the Native Vegetation Act 1991.

STRATEGIC PLAN

Street trees play an important role in improving the character and amenity of an area, including residential areas. Street trees also play an important role in minimising environmental impacts. The goals of the Strategic Plan which this report relates include Our Location, Our Diverse Economy and Our Climate, Natural Resources, Arts, Culture and Heritage. Prime references to the Strategic Plan include 2.1, 3.3 and 4.3

COUNCIL POLICY

Council's Tree Policy T120 outlines the policy of the City of Mount Gambier for the management of trees situated on Council property. A copy of Council's Tree Policy is available via the following link. [T120 - Tree Policy](#)

Lagunaria trees are not identified as a type of tree which are currently planted within streets throughout the city.

ECONOMIC IMPLICATIONS

These trees are mature trees which are in good health. The value of these trees is significant, in particular for them to be replaced

ENVIRONMENTAL IMPLICATIONS

Trees play an important role in minimising environmental impacts

SOCIAL IMPLICATIONS

Street trees add value to the quality and amenity of the urban environment, including the provision of shade during summer and protection from rain during winter.

CULTURAL IMPLICATIONS

These trees are considered to contribute towards the heritage character of the city block within which the Catholic Church complex is located.

RESOURCE IMPLICATIONS

Should the trees remain there would be no significant financial cost to Council other than the maintenance of the trees. Should the trees be removed, there will be some cost for the removal of the trees and the replanting of a replacement tree.

VALUE FOR MONEY

There is no current budget allocation for the removal of the trees.

RISK IMPLICATIONS

Maintenance costs associated with maintaining trees and the slight chance to fail that would result in damage to a person or infrastructure.

EQUALITIES AND DIVERSITY IMPLICATIONS

N/A

ENGAGEMENT AND COMMUNICATION STRATEGY

N/A



IMPLEMENTATION STRATEGY

N/A

CONCLUSION AND RECOMMENDATION

The trees do not display features that indicate they are in declining health and/or structure affecting their long term integrity. They are not considered to warrant remedial action at this stage.

The removal of the trees is considered to have an adverse impact on the adjoining State Heritage Places, with Development Approval required to be obtained prior to the trees being able to be removed.

When considering the report by Arborman Tree Solutions, the removal of the trees is not considered to be warranted at this time.

ATTACHMENTS

1. Arborman Tree Solutions - Report - Mitchell Street Street Trees - May 2021





Tree Management Report

Site: Mitchell Street, Mount Gambier

Date: Saturday, 22 May 2021

ATS6330-MitStTMR





Contents

Executive Summary	1
Brief	2
Documents and Information Provided	2
Site and Tree Location	2
Assessment.....	3
Tree Assessment	3
Tree Risk Assessment.....	3
Conclusion.....	4
Definitions.....	5
References.....	5

Appendix A - Tree Assessment Methodology

Appendix B - Tree Assessment Findings

Appendix C - Mapping

Appendix D - Tree Assessment Summary

Report Reference Number: ATS6330-MitStTMR

Report prepared for

Tracy Tzioutziouklaris, Manager - Development Services, City of Mount Gambier

Author

Marcus Lodge, Consulting Arborist, Arborman Tree Solutions Pty Ltd





Executive Summary

Arborman Tree Solutions has undertaken a Visual Tree and Risk Assessment of the identified trees in Mitchell Street, Mount Gambier. The purpose of this assessment is to identify the appropriate management requirements for the tree considering factors such as species, health, structure and risk.

The assessment considered fourteen trees which are identified as mature *Lagunaria patersonia* (Norfolk Island Hibiscus) that are in generally good to fair overall condition. The trees are considered to be in good and fair overall condition with extended useful life expectancies. None of the trees display features that indicate they are in health or structural decline or that they are not suited to the environment. The trees are all street trees and are part of a historic planting that provides an important heritage link with the history of the area.

A Tree Risk Assessment was conducted by a Consulting Arborist qualified in the International Society of Arboriculture (ISA) "Tree Risk Assessment" methodology. This methodology considers the Likelihood of Failure and Impact and the Consequences of such an event happening. Given the tree's condition, potential to fail, and likelihood of impacting a target, the tree has achieved a Low Risk Rating.

The assessment considered fourteen Norfolk Island Hibiscus in the western nature-strip of Mitchell Street, Mount Gambier. The trees are good to fair overall condition with extended useful life expectancies and they all achieve a Low Risk Rating both as individuals and part of the group.

As the trees do not display features that indicate they are in declining health and/or structure affecting their long-term integrity they are not considered to warrant remedial action at this stage.



Brief

Arborman Tree Solutions was engaged by the City of Mount Gambier to undertake an assessment of the identified trees along the footpath on the western boundary of Mitchell Street, Mount Gambier and to provide information in relation to the following points: -

- Assess the health and structure of the subject trees.
- Assess the trees against the *Planning, Development and Infrastructure Act 2016 (PDI Act 2016)*.
- Assessment of the Tree Risk Rating for the trees considering factors such as likelihood of failure, likelihood of impact and the consequences should these occur.
- Recommend management for the trees potentially including crown and root zone treatment and management principles.
- Provide any additional relevant information.

Documents and Information Provided

The following information was provided for the preparation of this assessment: -

- Email instruction on Scope of Works

Site and Tree Location

The trees are located on the western side of Mitchell Street, Mount Gambier between Jardine Street and Alexander Street.

Figure 1 Site Location





Assessment

Arborman Tree Solutions has undertaken a Visual Tree and Risk Assessment of the identified trees at Mitchell Street, Mount Gambier. The purpose of this assessment is to identify the appropriate management requirements for the tree considering factors such as species, health, structure and risk.

Tree Assessment

The assessment considered fourteen trees which are identified as mature *Lagunaria patersonia* (Norfolk Island Hibiscus) that are in generally good to fair overall condition. The trees are considered to be in good and fair overall condition with extended useful life expectancies. None of the trees display features that indicate they are in health or structural decline or that they are not suited to the environment. The trees are all street trees and are part of a historic planting that provides an important heritage link with the history of the area. The trees are located along the footpath on the western side of Mitchell Street and form part of the edge of the Catholic Church property which is bounded by Mitchell Street, Jardine Street, Penola Road and Alexander Street. The St Paul's Roman Catholic Church, St Paul's Catholic Church Presbytery and former St Paul's Roman Catholic Convent are located within the Catholic Church property and are places of State Heritage. The St Paul's School Hall is also located on this subject site and is identified as a place of Local Heritage.

Lagunaria patersonia (Norfolk Island Hibiscus) is well known in cultivation both in Australia and overseas. On mainland Australia it has become naturalised in the central coast and north-eastern areas of New South Wales. Norfolk Island Hibiscus is a medium to large tree which can reach about 12-20 metres in height. It has dense, greyish-green leaves and pink flowers of typical hibiscus shape that appear in spring and early summer, these are followed by seed brown capsules which also contain white fibres, that can be irritating if they get on the skin; this has given rise to other common names such as Itch Tree and Cow Itch Tree. Norfolk Island hibiscus has proven to be an adaptable and hardy plant for a range of climates and soils. It is widely grown in tropical, sub-tropical and temperate areas, both coastal and inland and is hardy to salt spray making it useful for coastal gardens. It performs best in well drained soils in a sunny position.

Tree Risk Assessment

A Tree Risk Assessment was conducted by a Consulting Arborist qualified in the International Society of Arboriculture (ISA) "Tree Risk Assessment" methodology. This methodology considers the Likelihood of Failure and Impact and the Consequences of such an event happening. Given the tree's condition, potential to fail, and likelihood of impacting a target, the tree has achieved a Low Risk Rating. The following considers the factors relevant for this tree and location: -

Likelihood of Failure – Possible A failure that is likely to result in damage a person or infrastructure in the area is not expected in the next 36-60 months under normal weather conditions however it may occur in extreme weather conditions.

Likelihood of Impact – Low There is a slight chance a failure will impact a target. The likelihood of impacting a person is Low or possibly Very Low due to the infrequent use of the area. There are some permanent targets, however they do not occupy more than 50% of the target area

When combined in the Likelihood of Failure and Impact matrix a rating of **Unlikely** is achieved. The area around the tree is also weather affected and in storm conditions, when a failure is most likely, it is less likely that a person will be in the vicinity of the tree.

Consequence of Failure – Minor The consequences of an impact will potentially result in minor personal injury, low to moderate monetary damage to a property and/or a low level disruption to normal activities.

A Likelihood of Failure and Impact of **Unlikely** and a Consequence of **Minor** when combined in the Risk matrix achieve a **Low Risk Rating**.

In order to achieve a Risk Rating of High the Likelihood of a Failure and Impact would have to raise to Likely or Very Likely and/or the Consequence raised to Significant or Severe either of which would be inappropriate and unreasonable.



Conclusion

The assessment considered fourteen Norfolk Island Hibiscus in the western nature-strip of Mitchell Street, Mount Gambier. The trees are good to fair overall condition with extended useful life expectancies and they all achieve a Low Risk Rating both as individuals and part of the group.

As the trees do not display features that indicate they are in declining health and/or structure affecting their long-term integrity they are not considered to warrant remedial action at this stage.

Thank you for the opportunity to provide this report. Should you require further information, please do not hesitate to contact me and I will be happy to assist.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'M. Lodge'.

MARCUS LODGE

Senior Consulting Arboriculturist

Australian Arborist License AL11

Diploma in Arboriculture

International Society of Arboriculture – Tree Risk Assessment

Quantified Tree Risk Assessment (QTRA) License – 5780

VALID Tree Risk Assessment (VALID) – 2018

Native Vegetation Council Trained Arborist 2019





Definitions

Useful Life Expectancy:	expected number of the years that the subject specimen will remain alive and sound and/or continues to achieve the relevant <i>Principles of Development Control</i> .
Circumference:	trunk circumference measured at one metre above ground level. This measurement is used to determine the status of the tree in relation to the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> .
Tree Damaging Activity:	Tree damaging activity includes those activities described within the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> such as removal, killing, lopping, ringbarking or topping or any other substantial damage such as mechanical or chemical damage, filling or cutting of soil within the TPZ. This can also include forms of pruning above and below the ground.
Important:	<p>The following definition of important was described by Commissioner Nolan of the Environment, Resource and Development Court in the case of <i>Savoy Developments Pty Ltd v Town of Gawler</i> [2013] SAERDC 32.</p> <p><i>"In my view, for habitat to be raised to the level of 'important' (as sought by Objective 2(d)), it must be beyond that likely to be expected in any mature tree of indigenous origins – that is, it is beyond the normal level that might be expected or that it is so unique or special that it may be considered important. From the evidence before me I do not consider the trees to provide 'important habitat for native fauna'."</i></p> <p>This definition of important, whilst in this case relating to Habitat Value, has been applied when looking at all Objectives that use the term "Important".</p>
Notable:	The <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> also use the term "notable" when assessing the visual contribution of a tree. The Environment, Resource and Development Court does not appear to have defined the term "notable" as applied in the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> however, when researching definitions, it is clear that this term bears equal or similar weight as the term "important" and as such for a tree to be "notable" it has to have a similar level of attributes to an important tree. When compared to a typical example of the species for a tree to be described as "notable" it would also be considered to be a noteworthy, remarkable, outstanding, momentous, memorable, impressive, extraordinary or an exceptional example of the species or of greater importance in regard to its value as a visual element than other similar sized example of the species.
PDI Act 2016:	the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> and associated <i>Planning, Development and Infrastructure (General) Regulations 2017</i> includes provisions for the control of Regulated and Significant Trees within the 18 metropolitan Adelaide councils, townships in the Adelaide Hills Council and parts of the Mount Barker Council; these provisions do not apply in areas outside of these councils.
Regulated Tree:	the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> identifies a Regulated Tree as any tree in Metropolitan Adelaide or townships in the Adelaide Hills Council or parts of the Mount Barker Council with a trunk circumference of more than two metres but less than three metres. In the case of trees with multiple trunks, those with trunks with a total circumference of two metres or more and an average circumference 625 mm or more. The circumference is measured at a point one metre above natural ground level.
Significant Tree:	the <i>Planning, Development and Infrastructure Act 2016 (PDI Act 2016)</i> identifies a Significant Tree as any tree in Metropolitan Adelaide or townships in the Adelaide Hills Council or parts of the Mount Barker Council with a trunk circumference of three metres or more. In the case of trees with multiple trunks, those with trunks with a total circumference of three metres or more and an average circumference 625 mm or more. The circumference is measured at a point one metre above natural ground level.

References

- Australian Standard AS4373-2007 *Pruning of amenity trees*: Standards Australia.
- Australian Standard AS4970-2009 *Protection of trees on development sites*: Standards Australia.
- Matheny N. Clark J. 1998: *Trees and Development a Technical Guide to Preservation of Trees During Land Development*: International Society of Arboriculture, Champaign, Illinois, USA.
- Matheny N. Clark J. 1994: *Evaluation of Hazard Trees in Urban Areas*: International Society of Arboriculture, Champaign, Illinois, USA.
- Julius A. Kocher W. Liefheit K. Lilly S. et al 2013: *Tree Risk Assessment Qualification*: International Society of Arboriculture, Champaign, Illinois, USA.





Appendix A - Tree Assessment Methodology





Tree Assessment Form (TAF©)

Record	Description
Tree	In botanical science, a tree is a perennial plant which consists of one or multiple trunks which supports branches and leaves. Trees are generally taller than 5 metres and will live for more than ten seasons, with some species that live for hundreds or thousands of seasons.
Genus and Species	Botanical taxonomy of trees uses the binominal system of a genus and species, often there are subspecies and subgenus as well as cultivars. When identifying tree species, identification techniques such as assessing the tree's form, flower, stem, fruit and location are used. Identifying the right species is critical in assessing the tree's legalisation and environmental benefit. All efforts are made to correctly identify each tree to species level, where possible. Genus is the broader group to which the tree belongs e.g. <i>Eucalyptus</i> , <i>Fraxinus</i> and <i>Melaleuca</i> . Species identifies the specific tree within the genus e.g. <i>Eucalyptus camaldulensis</i> , <i>Fraxinus griffithii</i> or <i>Melaleuca styphelioides</i> . Trees will also be assigned the most commonly used Common Name. Common Names are not generally used for identification due to their nonspecific use, i.e. <i>Melia azedarach</i> is commonly known as White Cedar in South Australia but is also called Chinaberry Tree, Pride of India, Bead-tree, Cape Lilac, Syringa Berrytree, Persian Lilac, and Indian Lilac; equally similar common names can refer to trees from completely different Genus e.g. Swamp Oak, Tasmanian Oak and English Oak are from the <i>Casuarina</i> , <i>Eucalyptus</i> and <i>Quercus</i> genus's respectively.
Height	Tree height is estimated by the arborist at the time of assessment. Tree height is observed and recorded in the following ranges; <5m, 5-10m, 10-15m and >20m.
Spread	Tree crown spread is estimated by the arborist at the time of assessment and recorded in the following ranges <5m, 5-10m, 10-15m, 15-20m, >20m.
Health	Tree health is assessed using the Arborman Tree Solutions - Tree Health Assessment Method that is based on international best practice.
Structure	Tree structure is assessed using Arborman Tree Solutions - Tree Structure Assessment Method that is based on international best practice.
Tree Risk Assessment	Tree Risk is assessed using Tree Risk Assessment methodology. The person conducting the assessment has been trained in the International Society of Arboriculture Tree Risk Assessment Qualification (TRAQ), Quantified Tree Risk Assessment (QTRA) and/or VALID Tree Risk Assessment (VALID). Refer to the Methodology within the report for additional information.
Legislative Status	Legislation status is identified through the interpretation of the <i>Development Act 1993</i> , the <i>Natural Resource Management Act 2004</i> , the <i>Native Vegetation Act 1991</i> and/or any other legislation that may apply.
Mitigation	Measures to reduce tree risk, improve tree condition, remove structural flaws, manage other conditions as appropriate may be recommended in the form of pruning and is listed in the Tree Assessment Findings (Appendix B). Tree pruning is recommended in accordance with AS4373-2007 <i>Pruning amenity trees</i> where practicable. Where measures to mitigate risk is not possible and the risk is unacceptable, then tree removal or further investigation is recommended.





Useful Life Expectancy (ULE)

ULE Rating	Definition
Surpassed	The tree has surpassed its Useful Life Expectancy. Trees that achieve a surpassed ULE may do so due to poor health, structure or form. Additionally, trees that are poorly located such as under high voltage powerlines or too close to structures may also achieve a surpassed ULE. Trees that achieve this status will be recommended for removal as there are no reasonable options to retain them.
<10 years	The tree displays either or both Poor Health and/or Structure and is considered to have a short Useful Life Expectancy of less than ten years. Some short-lived species such as <i>Acacia sp.</i> may naturally achieve a short ULE.
>10 years	The tree displays Fair Health or Structure and Good Health or Structure and is considered to have a Useful Life Expectancy of ten years or more. Trees identified as having a ULE of >10, will require mitigation such as pruning, stem injections or soil amelioration to increase their ULE.
>20 years	The tree displays Good Health and Structure and is considered to have an extended Useful Life Expectancy of more than twenty years.

Maturity (Age)

Age Class	Definition
Senescent	The tree has surpassed its optimum growing period and is declining and/or reducing in size. May be considered as a veteran in relation to its ongoing management. Tree will have generally reached greater than 80% of its expected life expectancy.
Mature	A mature tree is one that has reached its expected overall size, although the tree's trunk is still expected to continue growing. Tree maturity is also assessed based on species; as some trees are much longer lived than others. Tree will have generally reached 20-80% of its expected life expectancy.
Semi Mature	A tree which has established but has not yet reached maturity. Normally tree establishment practices such as watering will have ceased. Tree will generally not have reached 20% of its expected life expectancy.
Juvenile	A newly planted tree or one which is not yet established in the landscape. Tree establishment practices such as regular watering will still be in place. Tree will generally be a newly planted specimen up to five years old; this may be species dependant.

Tree Health Assessment (THA©)

Category	Description
Good	Tree displays normal vigour, uniform leaf colour, no or minor dieback (<5%), crown density (>90%). When a tree is deciduous, healthy axillary buds and typical internode length is used to determine its health. A tree with good health would show no sign of disease and no or minor pest infestation was identified. The tree has little to no pest and/or disease infestation.
Fair	Tree displays reduced vigour abnormal leaf colour, a moderate level of dieback (<15%), crown density (>70%) and in deciduous trees, reduced axillary buds and internode length. Minor pest and/or disease infestation potentially impacting on tree health. Trees with fair health have the potential to recover with reasonable remedial treatments.
Poor	Tree displays an advanced state of decline with low or no vigour, chlorotic or dull leaf colour, with high crown dieback (>15%), low crown density (<70%) and/or in deciduous trees, few or small axillary buds and shortened internode length. Pest and or disease infestation is evident and/or widespread. Trees with poor health are highly unlikely to recover with any remedial treatments; these trees have declined beyond the point of reversal.
Dead	The tree has died and has no opportunity for recovery.





Tree Structural Assessment (TSA©)

Category	Description
Good	Little to no branch failure observed within the crown, well-formed unions, no included bark, good branch and trunk taper present, root buttressing and root plate are typical. Trees that are identified as having good health display expected condition for their age, species and location.
Fair	The tree may display one or more of the following a history of minor branch failure, included bark unions may be present however, are stable at this time, acceptable branch and trunk taper present, root buttressing and root plate are typical. Trees with fair structure will generally require reasonable remediation methods to ensure the tree's structure remains viable.
Poor	History of significant branch failure observed in the crown, poorly formed unions, unstable included bark unions present, branch and/or trunk taper is abnormal, root buttressing and/or root plate are atypical.
Failed	The structure of the tree has or is in the process of collapsing.

Tree Form Assessment (TFA©)

Category	Description
Good	Form is typical of the species and has not been altered by structures, the environment or other trees.
Fair	The form has minor impacts from structures, the environment or adjacent trees which has altered its shape. There may be slight phototropic response noted or moderate pruning which has altered the tree's form.
Poor	The tree's form has been substantially impacted by structures, the environment, pruning or other trees. Phototropic response is evident and unlikely to be corrected.
Atypical	Tree form is highly irregular due to structures or other trees impacting its ability to correctly mature. Extreme phototropic response is evident; or the tree has had a substantial failure resulting in its poor condition, or extensive pruning has altered the tree's form irreversibly.

Priority

Category	Description
Low	Identified works within this priority should be carried out within 12 months.
Medium	Identified works within this priority should be carried out within 6 months.
High	Identified works within this priority should be carried out within 3 months.
Urgent	Identified works within this priority should be carried out immediately. Works within this priority rating will be brought to attention of the responsible person at the time of assessment.





Tree Risk Assessment

The risk assessment was conducted using the principles and guidelines of the International Society of Arboriculture - Tree Risk Assessment Qualification (TRAQ).

TRAQ assesses the Tree Risk Rating in three parts that are divided into two stages Likelihood and Consequence; the Likelihood assessment considers two parts Likelihood of Failure and Likelihood of Impact which are combined in a matrix to determine the Likelihood of Impacting a Target. The following categories are used to determine the Likelihood of Impacting a Target for a given tree:-

1. **Likelihood of Failure** – this is the assessment potential for branch failure. The likelihood of failure uses the following categories:-
 - a. Imminent the tree is failing or is about to fail i.e.: >90% chance.
 - b. Probable a failure is likely to occur within the inspection period i.e.: >50% chance.
 - c. Possible a failure may occur within the inspection period i.e.: <50% chance.
 - d. Improbable a failure is unlikely to occur within the inspection period i.e.: <10% chance.

2. **Likelihood of Impact** – this is an assessment of the potential for a failed branch to contact a person, vehicle, property or other target within the target area. The likelihood of failure uses the following categories:
 - a. High a failure will almost definitely impact a target.
 - b. Medium a failure will probably impact a target.
 - c. Low a failure will possibly impact a target.
 - d. Very Low a failure is unlikely to impact a target.

The results of the Likelihood assessment are placed into the following matrix to determine the **Likelihood of Impacting a Target**.

Likelihood Matrix				
Likelihood of Failure	Likelihood of Impacting Target			
	Very Low	Low	Medium	High
Imminent	Unlikely	Somewhat likely	Likely	Very likely
Probable	Unlikely	Unlikely	Somewhat likely	Likely
Possible	Unlikely	Unlikely	Unlikely	Somewhat likely
Improbable	Unlikely	Unlikely	Unlikely	Unlikely

The Consequence of Failure section of the assessment considers the result of a failure on the target. The following categories are used to determine the Consequences of a failure impacting a Target for a given tree.

3. **Consequence of Failure** – This is an assessment of the consequence of the branch failure on the target. Consequence of Failure includes factors such as size of part, the level of damage or injury, target protection and target value (monetary or otherwise). The following categories are used to determine the Consequences of Failure for a given tree:-
 - a. Severe The consequences of an impact will be severe potentially involving serious injury or death or serious damage to or loss of property or infrastructure.
 - b. Significant The consequences of an impact will be significant potentially involving major injury or damage to property or infrastructure.
 - c. Minor The consequences of an impact will be minor potentially involving minor injury or minimal damage to property or infrastructure.
 - d. Negligible The consequences of an impact will be negligible potentially involving no or inconsequential injury or damage to property or infrastructure.





The **Likelihood of Impact** and **Consequence of Failure** are then placed into the following matrix to determine the **Tree Risk Rating**.

Tree Risk Rating Matrix				
Likelihood of Failure and Impact	Consequences of Failure			
	Negligible	Minor	Significant	Severe
Very likely	Low	Moderate	High	Extreme
Likely	Low	Moderate	High	High
Somewhat likely	Low	Low	Moderate	Moderate
Unlikely	Low	Low	Low	Low

This Tree Risk Rating is used to qualify the risk so that suitable mitigation strategies can be implemented.





Appendix B - Tree Assessment Findings



Lagunaria patersonia

Tree No: 1

Norfolk Island Hibiscus

Inspected: 4 May 2021
Height: 10-15 metres
Spread: 10-15 metres
Health: Good
Structure: Fair
Form: Good
Trunk Circumference: NA metres
Useful Life Expectancy: >10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 2

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	10-15 metres
Health:	Good
Structure:	Good
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>20 years



Observations

The health and structure of this tree indicate it is in good overall condition and has adapted to its local environment.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 3

Norfolk Island Hibiscus

Inspected: 4 May 2021
Height: 10-15 metres
Spread: 5-10 metres
Health: Good
Structure: Fair
Form: Good
Trunk Circumference: NA metres
Useful Life Expectancy: >10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 4

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	5-10 metres
Health:	Fair
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	<10 years



Observations

This tree is considered to be fair overall condition due to the moderately reduced foliage density and the presence of currently stable included bark in the primary structure.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 5

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	5-10 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 6

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	10-15 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 7

Norfolk Island Hibiscus

Inspected: 4 May 2021
Height: 10-15 metres
Spread: 10-15 metres
Health: Good
Structure: Good
Form: Good
Trunk Circumference: NA metres
Useful Life Expectancy: >20 years



Observations

The health and structure of this tree indicate it is in good overall condition and has adapted to its local environment.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 8

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	5-10 metres
Spread:	5-10 metres
Health:	Fair
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	<10 years



Observations

This tree is considered to be fair overall condition due to the moderately reduced foliage density and the presence of currently stable included bark in the primary structure.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 9

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	10-15 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 10

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	10-15 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 11

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	10-15 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 12

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	5-10 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 13

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	5-10 metres
Health:	Good
Structure:	Fair
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition due to the presence of a currently stable included bark union in the primary trunk division.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	



Lagunaria patersonia

Tree No: 14

Norfolk Island Hibiscus

Inspected:	4 May 2021
Height:	10-15 metres
Spread:	5-10 metres
Health:	Fair
Structure:	Good
Form:	Good
Trunk Circumference:	NA metres
Useful Life Expectancy:	>10 years



Observations

This tree is considered to be in fair overall condition as evidenced by the moderately reduced foliage density throughout the crown.

Legislative Status	Uncontrolled
The management of this tree is not subject to regulation under the Planning, Development and Infrastructure Act 2016 or the Native Vegetation Act 1991.	
Risk Rating	Low
A Likelihood of Failure and Impact of "Unlikely" and a Consequence of "Minor" when combined in the Risk matrix achieve a Risk Rating of "Low".	
Recommendation	No Action
No remedial action is currently recommended.	
Priority	NA
No works are required.	





Appendix C - Mapping







Appendix D - Tree Assessment Summary





Tree Assessment Summary

Tree Number	Botanic Name	Legislative Status	Risk Rating	Comments	Recommendation	Priority
1	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
2	<i>Lagunaria patersonia</i>	Heritage	Low	The health and structure of this tree indicate it is in good overall condition and has adapted to its local environment.	No Action	NA
3	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
4	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be fair overall condition due to the moderately reduced foliage density and the presence of stable included bark in the primary structure.	No Action	NA
5	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
6	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
7	<i>Lagunaria patersonia</i>	Heritage	Low	The health and structure of this tree indicate it is in good overall condition and has adapted to its local environment.	No Action	NA





Tree Assessment Summary

Tree Number	Botanic Name	Legislative Status	Risk Rating	Comments	Recommendation	Priority
8	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be fair overall condition due to the moderately reduced foliage density and the presence of stable included bark in the primary structure.	No Action	NA
9	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
10	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
11	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
12	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
13	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition due to the presence of a stable included bark union in the primary trunk division.	No Action	NA
14	<i>Lagunaria patersonia</i>	Heritage	Low	This tree is considered to be in fair overall condition as evidenced by the moderately reduced foliage density throughout the crown.	No Action	NA



16.3 NOTICE OF MOTION - OLD RAILWAY STATION BUILDING

Meeting: People and Place Committee

CM9 Reference: AF20/455

Member: Frank Morello, Councillor

I, Councillor Frank Morello, give notice that at the next Ordinary Meeting of the People and Place Committee to be held on 7 June 2021, I intend to move the following motion:

MOTION

1. That People and Place Committee Report No. AR21/33923 titled 'Notice of Motion - Old Railway Station Building' as presented on 07 June 2021 be noted.
2. That Council:
 - (a) writes to the chair of the Mount Gambier Branch of the National Trust of South Australia, Nathan Woodruff, thanking them for their initiative.
 - (b) Informs the Trust of its decision, at this time, to decline the offer to transfer ownership or occupancy of the Railway Station to the National Trust of SA.
 - (c) convenes an Elected Member workshop to discuss future options for the Old Railway Station building, including temporary initiatives, in the broader context of the surrounding Railway Land and Olympic Park precincts.

RATIONALE

Mount Gambier branch chair of the National Trust of South Australia, Nathan Woodruff, submitted a written proposal to the City of Mount Gambier last year regarding the Mount Gambier Railway Station. The letter, received by elected members on June 5, 2020, proposes council gift the building to the Trust for the purpose of activation.

The Trust would apply for funding, develop a regeneration plan, implement a staged opening of the building and partner with Council to encourage greater patronage of the Rail Lands.

Council has not yet determined the future purpose of the Old Railway Station Building and accordingly the Chief Executive Officer provided a response to the National Trust advising that when such a process is complete, next steps will be conveyed to the community.

The railway station is a strategic asset with the potential to become a destination tourism place, particularly with the opening of the Wulanda Recreation and Convention Centre next year.

Council has a landmark opportunity to influence the activation of the precinct through careful consideration of the railway Station's function.

Potential also exists for the building to be temporarily activated until a permanent solution is found.

I commend this Notice of Motion to Council.

ATTACHMENTS

1. Letter from National Trust of SA Mount Gambier Branch - Old Railway Station Building
2. Letter to Mr Nathan Woodruff - National Trust - Old Railway Station Building



From: The Old Courthouse
Subject: Mount Gambier Railway station

To Mount Gambier city council,
The executive of the Mount Gambier Branch of the National Trust of South Australia have met and put together a proposal that we think will work best for the community, the council and the National Trust. read below.

The Mount Gambier Branch of the National Trust of South Australia are keen to see the Railway station restoration completed and in active use thru the implementation of a regeneration plan. We want to work to benefit the community and to complement the Councils works on rejuvenating the rail lands. The railands space has been a great success to the council and instead of us (The NTSA) complaining about the looks of the station as an eyesore on the rail lands precinct, we would like to step up to the plate to help get the station looking its best.

As Chairman of the Mount Gambier Branch I share the views of our committee in wishing to help the council and community to realise the goals of returning the station building to its former glory and finding ways to actively use the building in a way the benefits the community. With the current COVID-19 pandemic as well as plans for the Mount Gambier sports and recreation hub we imagine that council is busy enough and that funding the station project would be dropping down the list of priorities.

We currently are unaware of any immediate plans that the council have for the station building apart from completing roof works to the building. In this case I see that the best option for us (The NTSA) to be able to help is if it was possible for the Station building to be gifted into our ownership. Whilst we don't wish to take the building from council it opens up much better funding options for us to complete works on the building and would assist the council to save budgeting any more major expenditure to the station building. If this option could be realised we would put together a regeneration plan taking into account the way council uses the rail lands so that The NTSA can partner with Council to encourage people to; Come, Say and play in the rail lands and Mount Gambier CBD. As a part of the Regeneration plan we would form a business plan with the long term intention of the station building being self sufficient in terms of funding. This would be achieved thru a multi stage plan to kick small goals opening the station up in sections so that we can get parts open to the public as soon as possible. This would help to raise the image of the station and showing active use will also help to deter vandals who in recent times have broken windows and attempted to kick in doors.

Our plans and proposed uses would be open to the Council and public for there input and comments to ensure the rail lands and station work together to complement each other and benefit the community.

We do understand if council is apprehensive to our proposal and are more than happy to talk about it. I see this as a starting point to open up communication of the subject. That is our best option to work with our current ways of funding such projects which is why I have put it forward we are open to discussion for other ways we the National Trust can help the Council. The National Trust of South Australia has a lot of history with working with heritage buildings and finding active uses for them in the present and into the future. This is the best way to preserve heritage, utilising our heritage buildings to house various uses that compliment the building and secure there place in the modern world.



Thank you for your time
Regards,
Nathan Woodruff
Chairman
Mount Gambier NTSA





Civic Centre, 10 Watson Terrace
Mount Gambier SA 5290

PO Box 56
Mount Gambier SA 5290

Telephone 08 87212555
Facsimile 08 87249791
city@mountgambier.sa.gov.au

mountgambier.sa.gov.au

Reference: AF11/2022; AR20/84987
Enquiries to: Acting Chief Executive Officer

21 December 2020

Mr Nathan Woodruff
Chairman
Mount Gambier National Trust SA

Email: ntsamountgambier42@gmail.com

Dear Nathan

RE: REQUEST – OLD MOUNT GAMBIER RAILWAY STATION BUILDING

I write in acknowledgement of your email of 18 December 2020, following up on an earlier enquiry regarding Mount Gambier National Trust SA occupancy at the Old Mount Gambier Railway Station building.

At this time Council has not established a formal position regarding the future use of this site.

Once this process has been completed, the next steps will be conveyed to the community, and is likely to involve an assessed application process for any proposed occupancy arrangement.

In the meantime, it is recommended that Mount Gambier National Trust SA give some consideration to what its needs are for the types of activities undertaken including the number of spaces required, size of the spaces required, logistics and physical requirements (e.g. access/DDA requirements) etc.

Your correspondence will be distributed to the Elected Members for their information.

Yours sincerely

A handwritten signature in cursive script, appearing to read 'Barbara Cernovskis'.

Barbara CERNOVSKIS
ACTING CHIEF EXECUTIVE OFFICER



**MINUTES OF CITY OF MOUNT GAMBIER
WULANDA RECREATION AND CONVENTION CENTRE COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON TUESDAY, 8 JUNE 2021 AT 5.30 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Ben Hood (Presiding Member), Cr Max Bruins,
Cr Christian Greco, Cr Paul Jenner, Cr Sonya Meziniec, Cr Frank Morello

OFFICERS IN ATTENDANCE:	Acting Chief Executive Officer	- Ms B Cernovskis
	General Manager Shared Services	- Mr D Barber
	General Manager City Growth	- Mr T Coote
	Executive Administrator Community Wellbeing	- Ms A Lavia

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGY(IES)

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Frank Morello

That the apology from Cr Kate Amoroso be received.

CARRIED

3 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Sonya Meziniec

Seconded: Mayor Lynette Martin

That the minutes of the Wulanda Recreation and Convention Centre Committee meeting held on 11 May 2021 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

4 QUESTIONS WITHOUT NOTICE

Nil

5 CONFIDENTIAL ITEMS

5.1 PROJECT CONTROL GROUP (PCG) PROGRESS REPORT - AS AT 01/06/2021 – REPORT NO. AR21/32471

COMMITTEE RESOLUTION

Moved: Cr Frank Morello
Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Wulanda Recreation and Convention Centre Committee orders that all members of the public, except Mayor L Martin, Councillors B Hood, M Bruins, C Greco, P Jenner, S Meziniec and F Morello and Council Officers B Cernovskis, D Barber, T Coote and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 5.1 AR21/32471 Project Control Group (PCG) Progress Report - As at 01/06/2021.

The Wulanda Recreation and Convention Centre Committee is satisfied that, pursuant to section 90(3) (b) and (d) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council
- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
 - to prejudice the commercial position of the person who supplied the information, or
 - to confer a commercial advantage on a third party

The Wulanda Recreation and Convention Centre Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of information associated with this report could reasonably be expected to prejudice the commercial position of the third party as the present matter relates to the signed contracts between Council, BADGE, Turner and Townsend, Design Inc and Rider Levett Bucknall for the construction of the Wulanda Recreation and Convention Centre. The disclosure of this information at this time is considered on balance to be contrary to the public's interest as it would unreasonably expose the sensitive interest of the third party.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Sonya Meziniec
Seconded: Mayor Lynette Martin

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/32471 Project Control Group (PCG) Progress Report - As at 01/06/2021 and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) and (d) be kept confidential and not available for public inspection until 12 months after completion of the project.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

5.2 REQUEST FOR EXPRESSIONS OF INTEREST -AF20/515 MANAGEMENT AND OPERATION OF MOUNT GAMBIER COMMUNITY AND RECREATION HUB – REPORT NO. AR21/34712**COMMITTEE RESOLUTION**

Moved: Cr Sonya Meziniec
Seconded: Cr Frank Morello

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Wulanda Recreation and Convention Centre Committee orders that all members of the public, except Mayor L Martin, Councillors B Hood, M Bruins, C Greco, P Jenner, S Meziniec and F Morello and Council Officers B Cernovskis, D Barber, T Coote and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 5.2 AR21/34712 Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub.

The Wulanda Recreation and Convention Centre Committee is satisfied that, pursuant to section 90(3) (b) and (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council
- tenders for the:
 - supply of goods, or
 - the provision of services, or
 - the carrying out of works

The Wulanda Recreation and Convention Centre Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the matter relates to the tender for the management and operation of the Wulanda Recreation and Convention Centre and contains information the consideration of which in a public forum would prejudice the commercial position of the Council and confer advantage on third party participants.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Max Bruins
Seconded: Cr Sonya Mezinec

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.2 AR21/34712 Request for Expressions of Interest - AF20/515 Management and Operation of Mount Gambier Community and Recreation Hub and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) and (k) be kept confidential and not available for public inspection until a further order of Council to release.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED**6 MEETING CLOSE**

The Meeting closed at 6:36 pm.

The minutes of this meeting were confirmed at the Wulanda Recreation and Convention Centre Committee held on 13 July 2021.

.....
PRESIDING MEMBER