

CORPORATE AND COMMUNITY SERVICES COMMITTEE

Minutes of Meeting held in the Reception Area, Level 4, Civic Centre, 10 Watson Terrace,
Mount Gambier on Monday 7th November, 2016 at 5.30 p.m.

PRESENT: Cr S Meziniec (Presiding Member)
Mayor A Lee, Cr M Lovett, Cr J Lynagh and Cr H Persello

APOLOGY: Cr Persello moved that the apology from Cr Perryman be received.
Cr Lovett seconded Carried

COUNCIL OFFICERS: Chief Executive Officer, Mark McShane
Director - Corporate Services, Grant Humphries
Finance Manager, Gary Button
Manager Community Services and Development, Barbara Cernovskis
Manager Governance and Property, Michael McCarthy
Manager Business and Strategic Planning, Tracy Tzioutziouklaris
Administration Officer – Executive Support, Fiona McGregor

COUNCIL OFFICERS

APOLOGIES: Nil

COUNCIL MEMBERS

AS OBSERVERS: Nil

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.

MINUTES: Cr Meziniec moved that the minutes of the previous meeting held 12th September, 2016 be taken as read and confirmed.
Cr Lynagh seconded Carried

QUESTIONS:

- (a) With Notice - Nil received
- (b) Without Notice - Nil submitted

1. FINANCIAL STATEMENT – as at 31st October, 2016

Cr Meziniec moved it be recommended the financial statement as at 31st October, 2016 be received.

Cr Persello seconded Carried

2. GOVERNANCE – Committees – Strategic Planning Sub-Committee – Minutes of Meeting held 21st September, 2016 – Strategic Planning Sub-Committee Reports 6/2016 and 7/2016 (attached) - Ref. AF15/366

Cr Meziniec moved it be recommended:

- (a) the Minutes of the Strategic Planning Sub-Committee Meeting held on 28th October, 2016 be received;

- (b) the following recommendations of the Strategic Planning Sub-Committee be adopted by Council:

1. **BEST PEOPLE BEST COMMUNITY** - Community Plan - Service Review, Strategic Planning Sub-Committee Report No. 6/2016 - Ref. AF16/185

(a) Strategic Planning Sub-Committee Report No. 6/2016 be received and the contents noted.

(b) The SWOT's undertaken for all of Council's services be made available for the information and perusal of Council Members and Council Employees via appropriate methods.

2. **BEST PEOPLE BEST COMMUNITY** - Community Plan - Organisation Structure - Strategic Planning Sub-Committee Report No. 7/2016 - Ref. AF16/185

Strategic Planning Sub-Committee Report No. 7/2016 be received and the contents noted.

3. **STRATEGIC PLANNING SUB-COMMITTEE** - Scheduled Meeting Dates - Ref. AF15/266

(a) The report be received and the up coming important Member meeting dates be noted.

Cr Persello seconded

Carried

3. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 71/2016** - Budget Update as at 30th September, 2016 (BR1) - Ref. AF15/461

Cr Lovett moved it be recommended:

(a) Corporate and Community Services Report No. 71/2016 be received;

(b) the Budget Update as at 30th September, 2016 as presented with this Report be adopted by Council with all amendments to be made to the 2016/2017 Council Budget.

Cr Lynagh seconded

Carried

4. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 72/2016** - Policy C410 Conduct of Meetings (S92/S90(8)) - Ref. AF11/1950

Cr Meziniec moved it be recommended:

(a) Corporate and Community Services Report No. 72/2016 be received;

(b) Council hereby adopts updated Council Policy:

C410 – Conduct of Meetings (s92 Code of Practice / s90(8a))

(c) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Persello seconded

Carried

5. CORPORATE AND COMMUNITY SERVICES REPORT NO. 73/2016 - Policy Review - C265 - Communication with Council Committees - Ref. AF11/1950

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 73/2016 be received;
- (b) Council hereby:
 - (i) Revokes Council Policy C265 – Communication with Council Committees, as attached to this Report;
 - (ii) As a result, makes the necessary amendments to Council's Policy Manual/ Index.

Cr Persello seconded

Carried

6. CORPORATE AND COMMUNITY SERVICES REPORT NO. 74/2016 - Financial Sustainability - Key Financial Indicators - Ref. AF11/704

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 74/2016 be received for information;
- (b) Corporate and Community Services Report No. 74/2016 be referred to Council's Audit Committee for review.

Cr Lovett seconded

Carried

7. CORPORATE AND COMMUNITY SERVICES REPORT NO. 75/2016 - Major Events - AFL Pre-Season Competition Match - Port Adelaide v Richmond - Ref. AF15/473

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 75/2016 - Major Events - 2017 AFL Pre-season Competition Match Port Adelaide v Richmond be received;
- (b) Council approve the allocation of \$8,000 in cash and up to the value of \$5,000 in-kind for the 2017 AFL Pre-season Competition Match Port Adelaide v Richmond conditional upon the proponents obtaining funding from all identified sources, any required approvals from relevant authorities, and the match occurring in March 2017;
- (c) Council release the cash component in two instalments as follows:
 - \$4,000 cash on approval
 - The in-kind support is to be reconciled at the conclusion of the event. Any overspend is to be deducted from the remaining cash balance and the final payment amended accordingly.
- (d) Council be acknowledged as sponsor with appropriate, agreed signage and use of corporate logo on marketing and promotional material;
- (e) Council be provided with a copy of the final event evaluation.

Cr Lovett seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 76/2016 - Elector Representation Review - Recommendation Report - Ref. AF15/624

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 76/2016 be received;
- (b) The Representation Review Report attached to Corporate and Community Services Report No. 76/2016 be received and endorsed for public consultation purposes;
- (c) Public Consultation on the Representation Review Report be conducted in accordance with the requirements of the Local Government Act and any resultant submissions be the subject of a further report to Council for consideration.

Mayor Lee seconded

Carried

MOTIONS WITH NOTICE - Nil

MOTIONS WITHOUT NOTICE - Nil

9. CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Lovett moved that the following item 10 be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act, 1999 and an order be made that the public (with the exception of Council Members: Mayor A Lee, Cr S Meziniec Cr M Lovett, Cr Lynagh and Cr H Persello and Council Officers: Mark McShane, Grant Humphries, Gary Button, Barbara Cernovskis, Michael McCarthy, Tracy Tzioutziouklaris and Fiona McGregor now present) be excluded from the meeting in order for the item to be considered in confidence as the Committee is satisfied that the item is a matter that can be considered in confidence.

The Committee is satisfied that pursuant to the following sections of the Act, the information to be received, discussed or considered in relation to this Agenda Item is:

- s90(3)(b) - information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is:
 - proposing to conduct business; or
 - would prejudice the commercial position of the Council
- s90(3)(d) - 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, and
 - to confer a commercial advantage on a third party.

The information to be considered in relation to this Agenda Item include details the Council need to consider in determining and negotiating terms and conditions of a licencing arrangement, the release of which could confer a commercial advantage on the proponent with whom Council is proposing to conduct business and could prejudice Councils commercial position in negotiations.

Further, the information relates to a proposal to conduct a commercial activity for which the proponent has and/or will be making a significant capital investment and assuming a significant financial risk, the release of which could prejudice their own investment and confer an advantage on a competitor who could use the information to pursue a similar proposal.

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 Council seeks to activate the Railway Lands and wishes to engage in trial activities in order to gauge the viability of more permanent options. A risk to trial opportunities resulting from disclosure would be detrimental to pursuing further development opportunities for the benefit of the community.

ITEM NO.	SUBJECT MATTER	S90(3) GROUNDS
10.	<u>CORPORATE AND COMMUNITY SERVICES REPORT NO. 77/2016</u> - Licence – Railway Platform	(b) & (d)
11.	<u>CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL</u>	

Cr Persello seconded

Carried