

CITY OF MOUNT GAMBIER

Meeting to be held at the Council Chamber, Civic Centre, 10 Watson Terrace, Mount Gambier on Tuesday 17<sup>th</sup> June, 2014 at 6.00 p.m.

AGENDA

**COUNCIL**

**PRESENT:**

Deputy Mayor Cr PG Richardson

Cr A Lee  
Cr J Maher  
Cr DK Mutton  
Cr H Persello  
Cr B Shearing  
Cr AT Smith  
Cr I Von Stanke  
Cr MR White

**APOLOGIES:**

moved the apology received from Mayor Perryman  
be accepted.

seconded

**COUNCIL OFFICERS:**

Director – Operational Services	-	Mr D Sexton
Director – Corporate Services	-	Mr G Humphries
Manager Community Services and Development	-	Ms B Cernovskis
Governance Officer	-	Mr M McCarthy
Administrative Officer Executive Support	-	Ms T Gritton

**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.**

**CONFIRMATION  
OF MINUTES:**

moved the minutes of the previous meeting held on  
20<sup>th</sup> May, 2014 be taken as read and confirmed.

seconded

moved the minutes of the previous Special Meeting  
of Council held on 28<sup>th</sup> May, 2014 be taken as read and confirmed.

seconded

moved the minutes of the previous Special Meeting  
of Council held on 11<sup>th</sup> June, 2014 be taken as read and confirmed.

seconded

**MAYORAL REPORT** - Ref. AF11/881

NIL

**REPORTS FROM COUNCIL REPRESENTATIVES ON OUTSIDE ORGANISATIONS** - Ref. AF11/882

<u>Member</u>	<u>Organisation</u>
.....	.....
.....	.....
.....	.....
.....	.....

..... moved the reports made by Council representatives on outside organisations be received.

..... seconded

**QUESTIONS:**

(a) With Notice – Nil submitted.

(b) Without Notice -

**PETITIONS:**

**1. PROPOSED PART TIME BIKE LANES FOR CROUCH STREET NORTH – Ref. AF11/1867**

The Director Corporate Services reported that a petition was received from the Mount Gambier Chiropractic Centre on the 21<sup>st</sup> May 2014 containing 45 signatures with addresses and a further copy of the petition was received on 30<sup>th</sup> May 2014, containing an additional 100 signatures with addresses.

The Petition reads:

“We, the undersigned, wish to express our opposition to the proposed part-time bike lanes for Crouch St Nth. The timed bike lanes (from 7.30 am – 9am & 4.30pm – 6pm) will mean a loss of street parking, which will significantly disadvantage patients of this practice.”

**The Director Corporate Services advised that the matter of the Petition has been referred to the Operational Services Committee for consideration.**

**NOTICE OF MOTION TO RESCIND:** Nil.

**ELECTED MEMBERS WORKSHOPS:** Ref. AF11/2028

One Elected Members Informal Workshop was conducted between 19<sup>th</sup> May, 2014 and 13<sup>th</sup> June, 2014.

Topics for discussion were:

<i>Date</i>	<i>Topic for Discussion</i>
19/05/2014	SELGA Strategic Plan, Waste and Road Safety Officers - SAPOL - Chamber of Commerce

Record of Proceedings from the Workshop is attached.

**moved that the Record of Proceedings for the Elected Members Workshop on SELGA Strategic Plan, Waste and Road Safety Officers - SAPOL - Chamber of Commerce be received and the contents noted.**

**seconded**

## **COMMITTEE MINUTES**

### PROCEDURE FOR VOTING EN BLOC:

- (i) *The Presiding Member of each respective Committee will consider the list of agenda items before the Council meeting and determine which could be considered En Bloc having regard to the guidances in the formal Council Procedure.*

*The Policy stipulates that the following matters will not be considered EN BLOC:*

- *in respect of which a Elected Member wishes to make an informed and representative decision has indicated that he/she wishes to debate, ask a question or to raise a point of clarification on a specific item;*
- *which require adoption by an absolute or special majority vote (for example, Council by-laws);*
- *which are incapable of delegation in accordance with Section 44(3) of the Local Government Act 1999;*
- *in respect of which there is a disclosure of interest in accordance with Section 74 of the Local Government Act 1999;*
- *which require the Council to form an opinion as to the subject matter of the motion (for example, community land revocation, appointing a person to prepare a representation options paper under Section 12 of the Local Government Act 1999);*
- *where there is a recommendation to apply the confidentiality provisions of Section 90(3) of the Local Government Act 1999; and*
- *in respect of which a related decision will, or is likely to effect the rights, interests or legitimate expectations of a third party, individual or organisation (for example, a decision to grant or revoke a permit or license or, to grant an application for a community grant).*

*It also remains open to an Elected Member or on the advice of the Chief Executive Officer to request that an item be removed from the list of items to be considered En-Bloc.*

- (ii) *the Council Procedure suggests that the following are matters that could be considered En Bloc:*

- *items that are presented for information purposes only;*
- *reports which require only receipt and noting; and*
- *recommendations made by a Council Committee or in a Working Party report that are not contentious and do not require discussion or debate.*

- (iii) *The Presiding Member of each respective Committee will enquire of Members at the Council meeting whether they wish any item not to be considered as part of the En Bloc recommendation;*

- (iv) *where a consensus is not able to be agreed to, then that item will not be considered En Bloc;*

## **MATTERS TO BE CONSIDERED EN BLOC**

The Presiding Member of each respective Committee will enquire of the Council meeting which item(s) the Members consider can and should be considered En Bloc having regard to the guidances in the adopted Council Policy and Procedure on such matters.

**OPERATIONAL SERVICES COMMITTEE MINUTES – 10<sup>th</sup> June, 2014**

moved that the minutes of the meeting held 10<sup>th</sup> June, 2014 be received.

seconded

**1. STRATEGIC MANAGEMENT - Internal - Operational Services Committee - Business Arising Table - Ref. AF11/1900**

Goal: Governance  
 Strategic Objective: (i) *Develop an improved means of communication and engagement between Council and the community (including vulnerable communities) in the building of community capacity*

**Cr Von Stanke moved it be recommended that the Business Arising Schedule be recorded for information.**

Date of Motion	Subject Matter	Action Required	Responsibility	Status	Comments
<b>CORPORATE AND COMMUNITY SERVICES</b>					
20/11/2012	Establishment of City Development Framework		Chief Executive Officer	In Progress	<ul style="list-style-type: none"> <li>City Development Framework Sub-Committee established December 2013 to oversee project.</li> <li>Professor John Martin engaged by Council</li> <li>Draft Futures Paper being prepared, Professor John Martin in Mount Gambier 12 - 16<sup>th</sup> May, 2014.</li> <li>May/June 2014 - consultation to commence to develop strategies.</li> </ul>
20/08/2013	Umpherston Sinkhole	<ul style="list-style-type: none"> <li>Expressions of Interest Process</li> <li>Council Report</li> </ul>	Governance Officer	In Progress	Negotiations continuing with potential operator.
17/09/2013	China Relationship	Further investigations/members workshop	Chief Executive Officer	In Progress	<ul style="list-style-type: none"> <li>Initial workshop held</li> <li>Regional workshop scheduled on 5th December</li> <li>Members Informal workshop on 6th December</li> <li>Further workshop scheduled for 19<sup>th</sup> February 2014.</li> <li>Council Report and resolution in March to proceed to further investigation.</li> <li>Members Workshop with Sean Keenihan - 12<sup>th</sup> June, 2014</li> </ul>
17/09/2013	Smoke Free areas	Implementation of	Operational Services, Governance Officer, Manager Community Services and Development	In Progress	Internal Review and report to be developed.

17/12/2013	Display of Aboriginal and Torres Strait Islander Flags in the Council Chamber	Engagement with stakeholders and establishing a process	Manager Community Services and Development	In Progress	<ul style="list-style-type: none"> <li>Statement of Commitment presented to Council</li> <li>Ongoing planning with Pangula Mannamurna, Burrandies, Aboriginal Corporation and Elders Group.</li> <li>Date to be confirmed for Ceremony.</li> </ul>
18/3/2014	Men's Shed	Convene Project Group to finalise arrangements for Men's Shed at Council Depot Site.	Chief Executive Officer, Governance Officer, Director - Operational Services	In Progress	<ul style="list-style-type: none"> <li>Project Group convened.</li> <li>Lease document finalised.</li> <li>Work to commence July pending 2014/2015 Budget.</li> </ul>
<b>OPERATIONAL SERVICES</b>					
17/09/2013	Regional Development Assessment Panels	Support the focus of the proposal and review the recommendations at a later date	Strategic Project Officer	Ongoing	Waiting for outcomes of investigation by SELGA
15/10/2013	Desktop Analysis of Strategic Plan	Relevant sections of Strategic Plan - Beyond 2013 and the Corporate Plan 2012 be provided to relevant Committees, Members and Staff (subject to reviewing the responsibility matrix)	Strategic Project Officer	Completed	Review has been completed
11/02/2014	Installation of Loading Zone - Lady Nelson Carpark	Arrange installation of Loading Zone	Team Leader - General Inspector	In Progress	Signage installed, line marking in progress
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	In Progress	Awaiting registration of easements
18/03/2014	South East Animal Welfare League	Enter into a joint funding agreement with South East Animal Welfare League and District Council of Grant for a five (5) year term	Director - Operational Services	In Progress	With Governance Officer
15/04/2014	Community Land Management Plans	Place draft Community Land Management Plans on public exhibition	Director - Operational Services	Completed	Refer to item to agenda
15/04/2014	Playground construction - John Powell Drive Reserve	Proceed with the construction of major elements of this plan in accordance with budget allocation	Engineering Manager	In Progress	<ul style="list-style-type: none"> <li>SMB Civil have been engaged to commence the following works: <ul style="list-style-type: none"> <li>Sand pit</li> <li>Perimeter path</li> <li>Concrete lined rock pools / water fall area</li> </ul> </li> <li>Rotary are building a pedestrian bridge , meetings with Community groups to look at what works they can achieve.</li> </ul>
20/05/2014	Caroline Landfill Monitoring proposal 2015/2017	Further investigation into costs for this function	Director - Operational Services	Completed	Refer to item to agenda

20/05/2014	Access over Council Reserve (Asset No. 533) - Hawkins Road	Advise applicant that Council supports a right of way with easements	Director - Operational Services	Completed	Letter sent on 21/05/2014
20/05/2014	Chamber of Commerce - request for alteration to parking restrictions	Advise Chamber of Commerce that Council is agreeable to trial and refer formal resolutions to June OPS meeting	Director - Operational Services	Completed	Refer to item to agenda
20/05/2014	Establishment of Bicycle Lanes	Advise residents of resolution and implement adjusted bicycle lanes	Engineering Manager	Completed	Residents advised by letterbox drop, implementation of adjusted bicycle lanes are in progress
20/05/2014	Supply and delivery of motor vehicle (unit 123)	Advise successful (Barry Maney Ford) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued

**Cr Mutton seconded**

**Carried**

**2. COMMITTEES - Internal - Operational Services Committee - re Projects to be undertaken by the Operational Services Department, Engineering Division, during month - Ref. AF11/866**

The Presiding Member reported the following works are to be undertaken/are currently being undertaken by the Operational Services Department, Engineering Division, during the month:

<u>Commenced Tasks</u>	<u>% Completed</u>
• Road reconstruction program (various roads)	35%
• Caroline Landfill (Cell construction only)	90%
• Streetscaping / Paving City Centre (Crouch Street to Krummel Street)	50%
• Streetscaping / Paving City Centre (Ferrers Street to Compton Street) drainage works	90%
• O'Leary Road (Calula Drive to Wireless Road West) kerbing and widening	50%
• Bike lane linemarking	30%

**Cr Von Stanke moved it be recommended the report be received.**

**Cr Mutton seconded**

**Carried**

**3. PROPERTY MANAGEMENT - Compliance - Community Land Management - Ref. AF11/1381**

*Goal: Building Communities*

*Strategic Objective: (i) Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc*  
*(ii) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

- (a) Council, at its meeting of 15<sup>th</sup> April 2014, resolved that the draft Community Land Management Plans as detailed in the Schedule be placed on public consultation;



(b) the consultation has now concluded and no submissions were received.

**Cr Von Stanke moved it be recommended:**

(a) The report be received;

(b) the correspondence from Mr Peter Brown of 61 Shepherdson Road, Mount Gambier (dated 3<sup>rd</sup> June 2014) be received and contents noted, and the matters raised be referred to the administration for attention;

(c) Council, pursuant to Section 196 of the Local Government Act 1999, now adopt the Community Land Management Plans as placed on public consultation for the following lands:

TITLE DESCRIPTION	ADDRESS	RESERVE NO.	ASSET NO.	DESCRIPTION
<b>NEW LAND HOLDINGS</b>				
6118/154	Penola Road	550	551	Roadside screening reserve
5946/670	Wandaree Court	552	552	Open drainage reserve
<b>LAND HOLDINGS TO BE AMENDED</b>				
5992/835	Jubilee Highway East (Umpherston Sinkhole)	352	352	Open reserve, playground area and sinkhole
5663/245, 5808/209, 5633/71	Shepherdson Road (Hastings Cunningham Reserve)	14, 115	115, 134, 145	Open reserve, playground area, BMX area, soccer, tennis and Community use sheds

(d) Council give public notification of the adoption of the Community Land Management Plans as set out in Part (b) of this resolution as required by Section 197(3) of the Local Government Act 1999.

**Cr Mutton seconded**

**Carried**

**4. PROPERTY MANAGEMENT - Maintenance - Civic Centre - External Cladding - Ref. AF111/371**

*Goal: Building Communities*

*Strategic Objective: (ii) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

(a) The external cladding (GRC panels) to the Civic Centre / Sir Robert Helpmann Theatre has been causing problems (due to cracking and subsequent water penetration) for several years and repairs have been carried out with only moderate success;

- (b) in anticipation of major works, Council has allocated funding in the previous two (2) Budgets (Account No. 7500.5002) and currently has approximately \$120,000 in funding available. The draft 2014/2015 Budget has an allocation of a further \$120,000. Half of the total cost is to be met by Country Arts SA;
- (c) discussions have been held with Country Arts SA about the required remediation works and the view put by Country Arts SA is that their first preference is to replace all the GRC panels on the flytower with a new system rather than continue to expend funds on costly repairs;
- (d) if affordable, this is the preferred treatment. The first stage of assessing the affordability is to identify a solution and have this assessed by a Quantity Surveyor to determine an accurate, but indicative cost. To get to this point Council and Country Arts SA will need to go through a process to identify and ultimately engage a suitable Architectural and/or Engineering firm to develop and design a specification for a new system;
- (e) this report will recommend that Council supports the above approach and proceeds to seek Expressions of Interest from suitably qualified firms/organisations from which to select a limited number to proceed to submit a price to prepare a design and specification. This design and specification will be used to determine the indicative pricing (by a Quantity Surveyor) and ultimately will form the 'specification' component of a 'supply and install' contract;
- (f) Country Arts SA would fund 50% of the cost of the engagement of the preferred contractor following the Expression of Interest process.

**Cr Von Stanke moved it be recommended:**

- (a) **The report be received;**
- (b) **Council, in conjunction with Country Arts SA, release an Expression of Interest for suitably qualified and experienced Architectural and/or Engineering forms/organisations to submit a proposal for the replacement of the GRC panels on the flytower of the Civic Centre / Sir Robert Helpmann Theatre;**
- (c) **on receipt of the Expressions of Interest a further report and recommendation be submitted to Council for its consideration and resolution.**

**Cr Mutton seconded**

**Carried**

**5. ENVIRONMENTAL MANAGEMENT - Caroline Landfill - Monitoring Proposal 2015/2017 - Ref. AF11/371**

*Goal: Environment*

*Strategic Objective: (i) Plan and implement infrastructure to protect and enhance the natural and built environment, including in response to climate change influences*

*Goal: Governance*

*Strategic Objective: (i) Demonstrate innovative and responsive organisational governance*

The Presiding Member reported:

- (a) Council at its meeting held on Tuesday, 20<sup>th</sup> May 2014 resolved:

- (a) *The report be received;*
- (b) *the matter be left to lie on the table pending further investigation into costs for this function at similar sized landfills (e.g. Corangamite)."*

- (b) research has been undertaken for the Corangamite Landfill and Portland Landfill;
- (c) the Corangamite Landfill is somewhat similar to Caroline and verbal advice from Officers of the Corangamite Shire is that the Shire is currently about to call tenders for this work and they are anticipating annual costs in the order of \$100,000 (currently about \$60,000 per annum). The Glenelg Shire is currently paying about \$100,000 for the Portland Landfill but without a side by side analysis of the testing regime, frequency etc it is difficult to draw any conclusion other than the order of magnitude between the sites is similar.

**Cr Mutton moved it be recommended:**

- (a) **The report be received;**
- (b) **Council accept the proposal of URS (as per correspondence of 1<sup>st</sup> May 2014, Project No. 03014258) for the three (3) year period 2015-2017 and noting the cost proposal is an "upper cost" proposal and actual costs may be lower.**

**The fee schedule is:**

Site	Task	URS Fees (exc. GST)	Laboratory, Sampling and Field Expenses (exc. GST)	Cost (exc. GST)
Caroline Landfill	2015 LFG and GW monitoring	\$55,000	\$40,000	\$95,000
Caroline Landfill	2016 LFG and GW monitoring	\$55,000	\$40,000	\$95,000
Caroline Landfill	2017 LFG and GW monitoring	\$55,000	\$40,000	\$95,000
Orchard Rd Landfill	2015 GW monitoring	\$14,000	\$5,000	\$19,000
Orchard Rd Landfill	2017 GW monitoring	\$14,000	\$5,000	\$19,000
<b>2015-2017 Sub Total</b>		<b>\$193,000</b>	<b>\$130,000</b>	<b>\$323,000</b>
<b>15% discount to URS Fees (available only if full 3 year period is contracted)</b>		<b>-\$28,950</b>	<b>-</b>	<b>-\$28,950</b>
<b>2015-2017 Total (only if full 3 year period is contracted)</b>		<b>\$164,050</b>	<b>\$130,000</b>	<b>\$294,050</b>

**Cr Von Stanke seconded**

**Carried**

**6. TRAFFIC MANAGEMENT - Regulating - Alterations to Off-Street Parking - Commerce Place Carpark - Ref. AF11/1879**

*Goal: Building Communities*

*Strategic Objective: (i) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

- (a) Council at its meeting held on Tuesday, 20<sup>th</sup> May 2014 resolved:

“(a) *The report be received;*

(b) *Council advise the Mount Gambier Chamber of Commerce that it is agreeable to trial the suggested parking restriction alterations as set out in its correspondence of 21<sup>st</sup> March 2014 and advise that it will consider formal resolutions to give legal affect to the changes at its June 2014 Council Meeting”*

(b) one of the recommendations from the Chamber of Commerce is to establish different timed parking zones within the Commerce Place carpark;

(c) the proposed alterations are shown on the aerial map attached to the Traffic Impact Statement.

**Cr Von Stanke moved it be recommended:**

**(a) The report be received;**

**(b) the Traffic Impact Statement that was attached to the Operational Services Committee agenda be endorsed by Council;**

**(c) Council rescinds resolution 3.2.104;**

**(d) the City of Mount Gambier, pursuant to Ministerial delegation resolves the following:**

**Prohibited Area  
3.2.151**

**4 Hour Parking**

**COMMERCE PLACE CARPARK - that area of land owned by the City of Mount Gambier comprising allotment 2 - 14 Commerce Place, comprising of 55 bays, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12.00 noon Saturday**

**to be effective upon the installation of appropriate signage**

**Prohibited Area  
3.2.153**

**2 Hour Parking**

**COMMERCE PLACE CARPARK - that area of land owned by the City of Mount Gambier comprising allotment 2 - 14 Commerce Place, comprising of 24 bays, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12.00 noon Saturday**

**to be effective upon the installation of appropriate signage**

**Cr Mutton seconded**

**Carried**

**7. TRAFFIC MANAGEMENT - Regulating - Alterations to On-Street Parking - Caldwell Street - Ref. AF11/1880**

*Goal: Building Communities*

*Strategic Objective: (i) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

(a) Council at its meeting held on Tuesday, 20<sup>th</sup> May 2014 resolved:

“(a) *The report be received;*

(b) *Council advise the Mount Gambier Chamber of Commerce that it is agreeable to trial the suggested parking restriction alterations as set out in its correspondence of 21<sup>st</sup> March 2014 and advise that it will consider formal resolutions to give legal affect to the changes at its June 2014 Council Meeting”*

(b) one of the recommendations from the Chamber of Commerce is to revert Caldwell Street parking on the northern and southern sides back to all day parking;

(c) this will require the rescission of existing parking restrictions and the proposed alterations are shown on the aerial map attached to the Traffic Impact Statement.

**Cr Mutton moved it be recommended:**

(a) **The report be received;**

(b) **the Traffic Impact Statement that was attached to the Operational Services Committee agenda be endorsed by Council;**

(c) **Council rescinds resolutions 3.3.195 and 3.3.196 which both came in to effect on 17<sup>th</sup> July 2012, as follows:**

**Restricted Area  
3.3.195**

**1 Hour Parking**

**CALDWELL STREET - northern half from 10.0 metres east of the intersection with Elizabeth Street to 175.6 metres east of the said intersection to apply between 8:00 a.m. and 5:00 p.m. Monday to Friday and 8:00 a.m. to 12 noon Saturdays**

**Restricted Area  
3.3.196**

**1 Hour Parking**

**CALDWELL STREET - southern half from 10.0 metres east of the intersection with Elizabeth Street to 174.6 metres east of the said intersection to apply between 8:00 a.m. and 5:00 p.m. Monday to Friday and 8:00 a.m. to 12 noon Saturdays**

(d) **the above rescissions to become effective upon the removal of appropriate signage**

**Cr Von Stanke seconded**

**Carried**

**8. TRAFFIC MANAGEMENT - Regulating - Alterations to On-Street Parking - Commercial Street East and West - Ref. AF11/1880**

*Goal: Building Communities*

*Strategic Objective: (i) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

(a) Council at its meeting held on Tuesday, 20<sup>th</sup> May 2014 resolved:

*“(a) The report be received;*

*(b) Council advise the Mount Gambier Chamber of Commerce that it is agreeable to trial the suggested parking restriction alterations as set out in its correspondence of 21<sup>st</sup> March 2014 and advise that it will consider formal resolutions to give legal affect to the changes at its June 2014 Council Meeting”*

(b) one of the recommendations from the Chamber of Commerce is to rescind Thursday night 1 hour parking zones on Commercial Street East and West, to then have 1 hour parking only up until 5:00 p.m. on Monday to Fridays;

(c) this will require the rescission of existing parking restrictions (no changes are required to the locations of the parking areas) and the proposed parking resolutions are shown on the aerial map attached to the Traffic Impact Statement.

**Cr Mutton moved it be recommended:**

**(a) The report be received;**

**(b) the Traffic Impact Statement that was attached to the Operational Services Committee agenda be endorsed by Council;**

**(c) Council rescinds the existing resolutions for 1 hour parking zones along Commercial Street East between 8:00 a.m. and 5:00 p.m. Monday to Friday, 5:00 p.m. and 9:00 p.m. Thursday and 9:00 a.m. to 12 noon Saturday:**

- 3.3.124
- 3.3.117
- 3.3.118

**(d) the City of Mount Gambier, pursuant to Ministerial delegation resolves the following:**

**Prohibited Area  
3.3.198**

**One Hour Parking**

**COMMERCIAL STREET EAST - southern side from 29.30 metres west of the intersection with Ferrers Street to 11.50 metres east of the T intersection with Watson Terrace, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday**

**to be effective upon the installation of appropriate signage**

**Prohibited Area  
3.3.206**

**One Hour Parking**

**COMMERCIAL STREET EAST - northern side from 29.0 metres west of the intersection with Mitchell Street to 58.0 metres west of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday**

**to be effective upon the installation of appropriate signage**

**Prohibited Area  
3.3.207**

**One Hour Parking**

**COMMERCIAL STREET EAST** - northern side from 33.2 metres east of the intersection with Penola Road to 78.0 metres east of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

- (e) Council rescinds the existing resolutions for 1 hour parking zones along Commercial Street West between 8:00 a.m. and 5:00 p.m. Monday to Friday, 5:00 p.m. and 9:00 p.m. Thursday and 9:00 a.m. to 12 noon Saturday:

- 3.3.129
- 3.3.130
- 3.3.131
- 3.3.132
- 3.3.134
- 3.3.135
- 3.3.136
- 3.3.137

- (f) the City of Mount Gambier, pursuant to Ministerial delegation resolves the following:

Prohibited Area  
3.3.199

One Hour Parking

**COMMERCIAL STREET WEST** - southern side from 86.7 metres west of the intersection with Gray Street to 163.3 metres west of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.200

One Hour Parking

**COMMERCIAL STREET WEST** - southern side from 11.4 metres west of the intersection with Gray Street to 71.6 metres west of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.201

One Hour Parking

**COMMERCIAL STREET WEST** - southern side from 10.0 metres east of the intersection with Gray Street to 57.0 metres east of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.202

One Hour Parking

**COMMERCIAL STREET WEST** - southern side from 32.0 metres west of the intersection with Bay Road to 99.4. metres west of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.203

One Hour Parking

**COMMERCIAL STREET WEST** - northern side from 19.6 metres east of the intersection with Elizabeth Street to 96.5. metres east of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.204

One Hour Parking

**COMMERCIAL STREET WEST** - Northern side from 11.0 meters west of the intersection with Gray Street to 71.5. metres west of the said intersection, to Apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.205

One Hour Parking

**COMMERCIAL STREET WEST** - northern side from 11.75 metres east of the intersection with Gray Street to 52.0. metres east of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Prohibited Area  
3.3.208

One Hour Parking

**COMMERCIAL STREET WEST** - northern side from 40.0 metres west of the intersection with Penola Road to 107.4 metres west of the said intersection, to apply between 8.00 a.m. and 5.00 p.m. Monday to Friday and 8.00 a.m. and 12 noon Saturday

to be effective upon the installation of appropriate signage

Cr Von Stanke seconded

Carried

9. **GOVERNANCE** - Environmental Sustainability Sub-Committee - Public Edible Plants Expressions of Interest - Ref. AF11/407

Strategic Objective:                      Goal:     *Building Communities*  
(i)     *Strive for an increase in services and facilities to ensure the community has equitable access and that the identified needs of the community are met*



The Presiding Member reported:

- (a) At the 15<sup>th</sup> April 2014 Council meeting it was resolved to release a competitive Expression of Interest (EOI) to the community for the planting of \$250 worth of edible plants in a Council Reserve;
- (b) two (2) strong submissions were received, one from the residents in the vicinity of the Dawn Court Reserve, the other from the residents in Pettingill Lane for their Reserve;
- (c) the residents from Dawn Court have requested the following plants:
  - Kaffir lime x 1
  - Lemon x 1
  - Nectarine x 1
  - Orange x 1
  - Pear x 1
  - Plum x 1
  - Apples x 2
- (d) the residents from Pettingill Lane have requested the following plants:
  - Lemon x 1
  - Lime x 1
  - Peach x 1
  - Apple x 1
  - Nut tree x 1
  - Herbs (rosemary, oregano and parsley)
- (e) relevant Council Officers have advised that there are no apparent issues with planting the above-mentioned plants in these reserves. No trees will be planted within ten (10) metres of houses, power lines, or water pipes - nor will they be planted so they will overhang roads or footpaths;
- (f) following the receiving of the two (2) submissions, a subsequent letter was sent to residents who live adjacent to the nominated reserves (and who were not signatories to the relevant submission). The purpose of this letter was to inform those residents of the plans to put edible plants in their local reserve, and provide them an opportunity to give feedback. One e-mail was received from a residence in Bluebell Drive objecting to the planting of more trees in the reserve, primarily for aesthetic reasons. Placing the requested trees on the south eastern corner of the reserve should minimise the visual impact on this residence;
- (g) there are sufficient funds in the Sustainability budget to cover the purchase of plants for both submissions. Given that there were only two (2) it is recommended that both submissions be approved.

**Cr Von Stanke moved it be recommended:**

- (a) The report be received;**
- (b) approve both submissions to the public edible plants Expression of Interest, all plants are to be purchased using funds from the 2013-2014 Sustainability budget;**

- (c) Council Officers liaise with the residents who supported the submissions for the Dawn Court reserve and the Pettingill Lane reserve, to organise the planting of the plants listed in the above report.

Cr Mutton seconded

Carried

10. **GOVERNANCE** - Council Development Assessment Panel - Minutes of Meeting held 15<sup>th</sup> May 2014 - Ref. AF13/399

Goal: Governance

Strategic Objective: (i) Demonstrate innovative and responsible organisational governance

Cr Von Stanke moved it be recommended:

- (a) Minutes of the Council Development Assessment Panel meeting held on Thursday, 15<sup>th</sup> May 2014 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

Cr Mutton seconded

Carried

11. **GOVERNANCE** - Railway Lands Sub-Committee - Minutes of Meeting held 12<sup>th</sup> May 2014 - Ref. AF11/1373

Goal: Governance

Strategic Objective: (i) Demonstrate innovative and responsible organisational governance

Cr Von Stanke moved it be recommended:

- (a) Minutes of the Railway Lands Sub-Committee meeting held on Monday, 12<sup>th</sup> May 2014 be received;
- (b) the following recommendations (number 1 to 5) of the Railway Lands Sub-Committee be adopted by Council:

1. **INDICATIVE TIME FRAME FOR PROJECT COMPLETION**

- the report be received and contents noted.

2. **UPDATE OF BUDGET**

- the budget report be received;
- Officers be congratulated on the management of the project;
- a further draft budget be prepared including basic refurbishment of station and shelter building.

3. **INVOLVEMENT OF THE ROTARY CLUB MOUNT GAMBIER WEST**

- the report be received;
- Council Officers to continue to liaise with representatives of the Rotary Club of Mount Gambier West with a view to formalising a partnership between the Club and Council for the completion of various tasks in the Railway Lands Redevelopment project;
- Council congratulate the Rotary Club of Mount Gambier West on their contribution to date.

4. **SEED FUNDING APPLICATION TO ARTS SA FOR ARTISTIC BALUSTRADE DESIGN**

- the report be received;
- Council carry out the expression of interest process as per the design brief;
- the Project Advisory Panel consists of the following people as per the design brief:
  - Elected Members - Crs Penny Richardson and Merv White
  - City of Mount Gambier - Mr Michael Silvy
  - Local History Group - Mr Steve Dunn
  - Riddoch Art Gallery - Mr Simon Klose
  - Arts SA - to be advised
- the selected concept design will be presented to the Railway Lands Sub-Committee for consideration in early August 2014.

5. **SUMMARY OF FINAL COSTS FOR REMEDIATION WORKS AT RAILWAY LANDS**

- the report be received;
- Council acknowledges the final completion of the remediation contract with a variation of +5.7% in contaminated land to that of the original estimated volumes.

Cr Mutton seconded

**Carried**

12. **OPERATIONAL SERVICES REPORT NO. 13/2014** - Property Management - Grant of Easement - Calula Drive - Ref. AF11/1400

Goal: Governance

Strategic Objective: (i) Demonstrate innovative and responsive organisational governance

Cr Von Stanke moved it be recommended:

- (a) Operational Services Report No. 13/2014 be received;
- (b) consent be given (as landowner) to the granting of an easement over portion of Allotment 52 - Reserve contained in Certificate of Title Volume 5974 Folio 992 (Calula Drive, Mount Gambier) for water supply purposes, and the Chief Executive Officer and Mayor be authorised to affix the common seal of the Council to any necessary documents.

Cr Mutton seconded

**Carried**

13. **OPERATIONAL SERVICES REPORT NO. 14/2014** - Development Control - Liquor Licence - Application for Restaurant Licence - Spitroast Cafe - Shop 40, 21 Helen Street, Mount Gambier - Ref. AF13/266

Goal: Securing Economic Prosperity

Strategic Objective: (i) Foster the expansion of commerce and industry in a sustainable manner, considering industry, employment and climate change impacts, and enhance our positioning as the major centre for the region  
(ii) Support the development of our local economy, our unique local experiences and our capacity to grow visitation to our City

**Cr Mutton moved it be recommended:**

- (a) Operational Services Report No. 14/2014 be received;**
- (b) both the Applicant and the Office of the Liquor and Gambling Commissioner be advised that Council does not voice any objection to the proposed Restaurant License for the Restaurant at Shop 40, 21 Helen Street, Mount Gambier to be known as Spitroast;**
- (c) the Applicant be advised the proposed Restaurant Licence be supported subject to the following conditions:**
  - 1. the subject use hereby approved, shall not operate outside of the following times:**
    - Monday to Sunday 9:00 a.m. to 9:00 p.m. (or at the closure of Centro (K-mart) and access to toilets within the centre);**
  - 2. any fixed tables and chairs proposed to be located on Council land require further Council approval;**
  - 3. the boundary of the licensed area be setback a minimum of 2.5 metres away from the kerb on Helen Street.**

**Cr White seconded**

**Carried**

**14. TENDER - Design, Supply and Installation of Shade Structures for Commerce Place Carpark - Ref. AF14/147**

The Presiding Member reported:

- (a) Reference is made to the previously considered Operational Services Report No. 11/2014 for background on the project;**
- (b) the Commerce Place carpark project is comprised of the following key elements;**
  - replacement of concrete kerbs;**
  - asphalt overlay to existing bitumen surface;**
  - installation of pedestrian walk throughs and disabled ramps;**
  - relocation and improvement of disabled parks;**
  - installation of shade shelters to part of carpark (approximately 90 spaces);**
  - removal of various trees and planting of shade trees in various locations;**
  - alteration to lighting;**

the project has a budget allocation of \$600,000 and the cost of the shade structure component of the project was estimated to cost \$250,000

- (c) tenders were publicly advertised and received from eight (8) design and construct companies to design, supply and build the shade shelter component of the overall project;**

**DISCUSSION**

Tenderers were provided with 'artists impression' 3D images (attached) of the proposed 'barrel vaulted' structures from which to base their design work and engineering proposals.

This concept incorporates two tensioned membrane shade structures, one being approximately 65m long X 12m wide, with a 3.0m clearance heights AND one being approximately 50m X 12m wide with a 3.0m clearance height.

The materials to be used were specified as a galvanised steel frame, concrete pier footings with a high quality PVC tensioned membrane as the roof covering.

Of the eight tenders received, three did not use the Tender Form as instructed, however, these three tenders were deemed to conform to the tender requirements.

A table of the received tenders is as follows:

<b>TENDER AF14/147 - DESIGN, SUPPLY AND INSTALLATION OF SHADE STRUCTURES FOR COMMERCE PLACE CARPARK</b>			
<b>Tender Company</b>	<b>Conforming (Y/N)</b>	<b>Exclusions</b>	<b>Lump Sum (exc. GST)</b>
Fabritecture	Y	Lighting, site fencing and Development Approval costs not included. Maximum width of 11.5m.	\$129,300
MakMax	Y	Additional footing size outside of allowed estimate not included. Power assumed to base of column.	\$241,957
Shade'N'Sails	Y	Stormwater systems, striking rock during boring of piers.	\$259,440
Shade'n Net	Y	Lighting, service locations, vacuum excavation, Development Approval and striking rock during boring of piers costs not included.	\$261,460
Shade and Membrane Structures	Y	Additional footing size outside of allowed estimate not included. Power assumed to base of column. Geotechnical report, maximum width of 11.6m, Development Approval and striking rock during boring of piers costs not included.	\$291,377
DMK Engineering	Y	Additional footing size outside of allowed estimate not included.	\$294,692
Weathersafe Shades	Y	Maximum width of 11.5m.	\$299,470
Miepol	Y	Nothing stated.	\$495,450

A further table was attached to the Operational Services Committee agenda which provided additional details of the tenders received, including warranties, licences, insurances and internal systems.

### CLARIFICATIONS

Council Officers contacted the two lowest tenderers (to clarify their inclusions and to collect licences, certificates of currency and warranties if they were missing from their submission).

Fabritecture specified the use of a shade cloth material in their tender price (still conforming) in lieu of the PVC membrane preferred. They were asked to provide an altered price to include the use 'Ferrari 802s' as specified by all of the other tenderers. Fabritecture were also asked to include the lighting component as specified.

A revised 'price' was received by Council from Fabritecture on Wednesday the 4<sup>th</sup> June including the PVC membrane and lighting as specified. The price was \$230,700 + GST.

**Cr Mutton moved it be recommended:**

- (a) The report be received;**
- (b) based on a more complete and accurate tender submission, Council accept the tender of MakMax Pty Ltd to design, supply and install the Shade Structures for Commerce Place Carpark at a GST exclusive price of \$241,957;**
- (c) the Director - Operational Services be authorised to negotiate with MakMax Pty Ltd minor amendments to the structural support system (if deemed necessary) and final lighting requirements ensuring final project costs do not exceed the budget allocation.**
- (d) Council appoint the Director - Operational Services, Mr Daryl Sexton to be the Superintendent of the contract and authorise the Mayor and Chief Executive Officer to execute the contract documents.**

**Cr Von Stanke seconded**

**Carried**

**CORPORATE AND COMMUNITY SERVICES COMMITTEE MINUTES – 10<sup>th</sup> June, 2014**

moved that the minutes of the meeting held 10<sup>th</sup> June, 2014 be received.

seconded

**1. FINANCIAL STATEMENT – as at 31<sup>st</sup> May, 2014**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance.*

Cr Richardson moved it be recommended the financial statement as at 31<sup>st</sup> May, 2014 be received.

Cr Smith seconded

**Carried**

**2. STRATEGIC MANAGEMENT - Internal - Corporate and Community Services Committee - Business Arising Table - Ref. AF11/1900**

*Goal: Governance*

*Strategic Objective: Develop an improved means of communication and engagement between Council and the community (including vulnerable communities) in the building of community capacity.*

Cr Richardson moved it be recommended that the Business Arising Schedule be recorded for information.

Date of Motion	Subject Matter	Action Required	Responsibility	Status	Comments
<b>CORPORATE AND COMMUNITY SERVICES</b>					
20/11/2012	Establishment of City Development Framework		Chief Executive Officer	In Progress	<ul style="list-style-type: none"> <li>City Development Framework Sub-Committee established December 2013 to oversee project.</li> <li>Professor John Martin engaged by Council</li> <li>Draft Futures Paper being prepared, Professor John Martin in Mount Gambier 12 - 16<sup>th</sup> May, 2014.</li> <li>May/June 2014 - consultation to commence to develop strategies.</li> </ul>
20/08/2013	Umpherston Sinkhole	<ul style="list-style-type: none"> <li>Expressions of Interest Process</li> <li>Council Report</li> </ul>	Governance Officer	In Progress	Negotiations continuing with potential operator.
17/09/2013	China Relationship	Further investigations/members workshop	Chief Executive Officer	In Progress	<ul style="list-style-type: none"> <li>Initial workshop held</li> <li>Regional workshop scheduled on 5th December</li> <li>Members Informal workshop on 6th December</li> <li>Further workshop scheduled for 19<sup>th</sup> February 2014.</li> <li>Council Report and resolution in March to proceed to further</li> </ul>

					investigation. <ul style="list-style-type: none"> <li>Members Workshop with Sean Keenihan - 12<sup>th</sup> June, 2014</li> </ul>
17/09/2013	Smoke Free areas	Implementation of	Operational Services, Governance Officer, Manager Community Services and Development	In Progress	Internal Review and report to be developed.
17/12/2013	Display of Aboriginal and Torres Strait Islander Flags in the Council Chamber	Engagement with stakeholders and establishing a process	Manager Community Services and Development	In Progress	<ul style="list-style-type: none"> <li>Statement of Commitment presented to Council</li> <li>Ongoing planning with Pangula Mannamurna, Burrardies, Aboriginal Corporation and Elders Group.</li> <li>Date to be confirmed for Ceremony.</li> </ul>
18/3/2014	Men's Shed	Convene Project Group to finalise arrangements for Men's Shed at Council Depot Site.	Chief Executive Officer, Governance Officer, Director - Operational Services	In Progress	<ul style="list-style-type: none"> <li>Project Group convened.</li> <li>Lease document finalised.</li> <li>Work to commence July pending 2014/2015 Budget.</li> </ul>

#### OPERATIONAL SERVICES

17/09/2013	Regional Development Assessment Panels	Support the focus of the proposal and review the recommendations at a later date	Strategic Project Officer	Ongoing	Waiting for outcomes of investigation by SELGA
15/10/2013	Desktop Analysis of Strategic Plan	Relevant sections of Strategic Plan - Beyond 2013 and the Corporate Plan 2012 be provided to relevant Committees, Members and Staff (subject to reviewing the responsibility matrix)	Strategic Project Officer	Completed	Review has been completed
11/02/2014	Installation of Loading Zone - Lady Nelson Carpark	Arrange installation of Loading Zone	Team Leader - General Inspector	In Progress	Signage installed, line marking in progress
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	In Progress	Awaiting registration of easements
18/03/2014	South East Animal Welfare League	Enter into a joint funding agreement with South East Animal Welfare League and District Council of Grant for a five (5) year term	Director - Operational Services	In Progress	With Governance Officer
15/04/2014	Community Land Management Plans	Place draft Community Land Management Plans on public exhibition	Director - Operational Services	Completed	Refer to item to agenda
15/04/2014	Playground construction - John Powell Drive Reserve	Proceed with the construction of major elements of this plan in accordance with budget allocation	Engineering Manager	In Progress	<ul style="list-style-type: none"> <li>SMB Civil have been engaged to commence the following works: <ul style="list-style-type: none"> <li>Sand pit</li> <li>Perimeter path</li> </ul> </li> </ul>



					<ul style="list-style-type: none"> <li>- Concrete lined rock pools / water fall area</li> <li>• Rotary are building a pedestrian bridge, meetings with Community groups to look at what works they can achieve.</li> </ul>
20/05/2014	Caroline Landfill Monitoring proposal 2015/2017	Further investigation into costs for this function	Director - Operational Services	Completed	Refer to item to agenda
20/05/2014	Access over Council Reserve (Asset No. 533) - Hawkins Road	Advise applicant that Council supports a right of way with easements	Director - Operational Services	Completed	Letter sent on 21/05/2014
20/05/2014	Chamber of Commerce - request for alteration to parking restrictions	Advise Chamber of Commerce that Council is agreeable to trial and refer formal resolutions to June OPS meeting	Director - Operational Services	Completed	Refer to item to agenda
20/05/2014	Establishment of Bicycle Lanes	Advise residents of resolution and implement adjusted bicycle lanes	Engineering Manager	Completed	Residents advised by letterbox drop, implementation of adjusted bicycle lanes are in progress
20/05/2014	Supply and delivery of motor vehicle (unit 123)	Advise successful (Barry Maney Ford) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued

Cr Persello seconded

Carried

3. **GOVERNANCE - Committees – City Development Framework Sub-Committee – Minutes of Meeting held on 13<sup>th</sup> May, 2014 - Ref. AF13/486**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Richardson moved it be recommended:

- (a) the minutes of the City Development Framework Sub-Committee held on Tuesday, 13<sup>th</sup> May 2014 be received;
- (b) recommendations (numbered 1 to 2) of the City Development Framework Sub-Committee to be adopted by Council.

1. **COMMUNITY ENGAGEMENT**

- (a) The report be received and the contents noted.

2. **DRAFT FUTURES PAPERS**

- (a) The report be received.
- (b) Following further discussion and the satisfaction of the City Development Framework Sub Committee the Futures Papers be emailed to the workshop participants and local organisations requesting their input to identify strategies that they can lead on/be a party to in support of individuals, their families and friends and the community to achieve the aspirations that have been identified.

Cr Smith seconded

Carried

4. **GOVERNANCE - Committees - Mount Gambier Lifelong Learning Sub-Committee - Minutes of Meeting held on 16<sup>th</sup> May, 2014 - Ref. AF12/375**

*Goal: Learning*

*Strategy Objective: Foster partnerships that develop programs, services and opportunities that deliver learning excellence.*

**Cr Richardson moved it be recommended:**

- (a) the minutes of the Mount Gambier Lifelong Learning Sub-Committee meeting held on 16<sup>th</sup> May, 2014 be received;**
- (b) the following recommendations (numbered 1 to 2) of the Mount Gambier Lifelong Learning Sub-Committee meeting held on Friday, 16<sup>th</sup> May 2014 be adopted by Council:**

**1. LIFELONG LEARNING**

- (a) the Presiding Members report be received;**
- (b) the Terms of Reference be amended as discussed and tabled at the next meeting;**
- (c) Adam Box, Education Director, Blue Lake Partnerships be co-opted to the Sub-Committee**
- (d) Sub-Committee Members forward suggested strategies for implementation of Children's Charter to Manager Community Services and Development by Friday 23<sup>rd</sup> May, 2014 to be consolidated and tabled at next meeting for further discussion;**
- (e) Children's Charter as amended and reviewed by Sub-Committee at next meeting be then submitted to Council;**
- (f) Congratulate City of Mount Gambier on its achievements and special recognition to Manager Community Services and Development and Library Manager for their extraordinarily hard work.**

**2. MATTERS OF INFORMATION**

- (a) Endorse the quality of feedback from Education Leaders forum. A copy of which to be emailed to all participants and further discussion on where to from here to be undertaken at next meeting;**
- (b) An invitation to the community consultation for the John Powell Reserve Outdoor Learning Environment be extended to all Sub-Committee Members;**
- (c) Manager Community Services and Development undergo further discussion with Partnership Broker Manager regarding ownership and moving forward with Learning Trails documents.**

**Cr Persello seconded**

**Carried**

5. **GOVERNANCE - Committees - Community Engagement and Social Inclusion Sub Committee - Minutes of Meeting held Monday 26<sup>th</sup> May, 2014 - Ref. AF12/376**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance*

**Cr Richardson moved it be recommended:**

- (a) the minutes of the Community Engagement and Social Inclusion Sub-Committee held on Monday 26<sup>th</sup> May, 2014 be received;**
- (b) recommendations (numbered 1 to 4) of the Community Engagement and Social Inclusion Sub-Committee meeting held on Monday 26<sup>th</sup> May, 2014 be adopted by Council:**

**1. BUSINESS ARISING**

**(a) Domestic Violence Workplace Policy:**

- (i) The report be received;**
- (ii) The Domestic Violence Policy, once developed by the administration to be tabled at the next meeting;**

**(b) Aboriginal and Torres Strait Islander Flags:**

- (i) Version 2 of the Statement of Commitment to the Aboriginal Torres Strait Islander Communities of Mount Gambier be presented to Council for adoption (attached to Agenda);**
- (ii) that a City of Mount Gambier Reconciliation Action Plan be developed by the Sub-Committee.**

**(c) Terms of Reference:**

- (i) the report be received.**

**(d) Expressions of Interest:**

- (i) the expression of interest received by Caroline Hill to be accepted.**

**(e) Advocacy:**

- (i) develop a list of topics for discussion with the Federal Member for Barker Mr Tony Pasin MP and State Minister for Communities and Social Inclusion, Mr Tony Piccolo MP at a meeting yet to be confirmed.**

**2. MANAGER COMMUNITY SERVICES AND DEVELOPMENT REPORT**

- (a) the Manager – Community Services and Development report be received;**
- (b) Review of Community Engagement Tool Kit be moved to next meeting.**

3. **COMMUNITY DEVELOPMENT OFFICER REPORT**

The report be received.

4. **STANDING ITEM: TERMS OF REFERENCE**

The standing item Terms of Reference be reviewed and suggested amendments discussed at next meeting.

Cr Persello seconded

**Carried**

6. **GOVERNANCE – Committees – Audit (Section 41) Committee – Minutes of Meeting held 27<sup>th</sup> May, 2014 - Ref. AF11/863**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance.*

Cr Lee moved it be recommended:

(a) the minutes of the City of Mount Gambier Audit Committee held on Tuesday 27<sup>th</sup> May, 2014 be received;

(b) recommendations (numbered 1 to 7) of the Audit Committee meeting held on Tuesday 27<sup>th</sup> May, 2014 be adopted by Council.

1. **REPORTS FOR INFORMATION**

the reports be received.

2. **EXTERNAL AUDITOR - AUDIT RECOMMENDATIONS**

(a) the report be received;

(b) the identified Audit recommendations continued to be monitored by the Audit Committee.

3. **AUDIT WORK PROGRAM 2007 - 2014**

the report be received.

4. **RISK MANAGEMENT POLICY REVIEW**

the report be received.

5. **FINANCIAL INTERNAL CONTROLS**

the report be received.

6. **BUSINESS CONTINUITY**

the report be received.

7. **2014/15 ANNUAL BUSINESS PLAN AND BUDGET**

the report be received.

Cr Smith seconded

**Carried**

**7. GOVERNMENT RELATIONS - 2014/2015 SELGA Budget Estimates - Ref. AF11/936**

*Goal: Governance*

*Strategic Objective: Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service delivery and performance.*

The Director - Corporate Services reported:

- (a) SELGA has provided to Councils its draft 2014/2015 Budget detailing its forward estimates of expenditure and income;
- (b) in respect of the proposed contributions by this Council to the overall SELGA Budget, the following Draft Budget comparison is provided;

<u>ITEM</u>	<u>2013/14</u>	<u>2014/15</u>
Regional Tourism	\$25,596	\$28,440
Limestone Coast Regional Development Australia	\$21,944	\$22,515
South East Local Government Association	\$55,124	\$60,116
Regional Recreation, Sport & Open Space Plan	\$12,467	\$12,467
SERIC	\$12,158	\$12,475
Heritage Advisory Services	\$22,611	\$22,611
Regional Waste Management Officer	\$6,635	\$13,270
Regional Trails Project	_____ -	_____ <u>\$1,786</u>
	\$156,535	\$173,680
	_____	_____

**Cr Smith moved it be recommended:**

- (a) the report be received;
- (b) the draft 2014/2015 SELGA Budget be received and SELGA be advised that Council accepts the said Budget and its components and has made provision in its own 2014/2015 Budget for this Councils specific contributions to the Associations various 2014/2015 Budget components, noting always that Council reserves the right to negotiate (with the Association) the terms of reference, goals, aims, strategic directions, performance indicators and performance monitoring techniques etc of the Association and the strategic partners or projects included within the financial obligations of the Association (and as a consequence the constituent Councils), to ensure full accountability and an agreed strategic direction and purpose of the Association and its partners;
- (c) the resolutions (a & b) be recommended in anticipation of the 2014/2015 Draft Budget being adopted by Council.

**Cr Persello seconded**

**Carried**

**8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 30/2014 - Budget Update as at 30<sup>th</sup> April, 2014 - Ref. AF13/13**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance.*

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 30/2014 be received;
- (b) the Budget Update BR4 as at 30<sup>th</sup> April, 2014 as presented with this Report (attached to Agenda) be adopted by Council with all amendments to be made to the 2013/2014 Council Budget.

Cr Richardson seconded

Carried

9. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 40/2014 - Policy Review - R105 - Rating Policy – Ref. AF11/1952**

*Goal:* Governance

*Strategic Objective:* Demonstrate innovative and responsive organisational governance.

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 40/2014 be received;
- (b) Council hereby adopts amended Council Policy R105 - Rating Policy, as provided with this report (attached to Agenda);
- (c) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Lee seconded

Carried

10. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 41/2014 – Policy Review – R155 - Rate Rebate Policy – Ref. AF11/1952, AF11/823, AF11/824**

*Goal:* Governance

*Strategic Objective:* Demonstrate innovative and responsive organisational governance.

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 41/2014 be received;
- (b) Council hereby adopts amended Council Policy R155 - Rate Rebate Policy, as provided with this report (attached to Agenda);
- (c) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Persello seconded

Carried

11. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 42/2014 - PROPERTY MANAGEMENT - Leasing - South East Community Radio (25 Alexander Street) – Lease Ref. AF11/1471**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance.*

**Cr Richardson moved it be recommended:**

- (a) Corporate and Community Services Report No. 42/2014 be received;**
- (b) The attached report (attachment 3, attached to Agenda) be adopted for the purpose of conducting public consultation on the community land revocation proposal for 25 Alexander Street.**
- (c) A further report be presented for Council to consider any submissions received on the revocation of community land classification and transfer proposal for 25 Alexander Street, and whether to submit a report seeking the Minister's approval for the revocation.**
- (d) In the event that no submissions are received (or no submissions are received objecting to the proposal), the Chief Executive Officer be authorised to submit a report seeking the Minister's approval for the revocation, and a further report be presented for Council to consider the Minister's response.**

**Cr Smith seconded**

**Carried**

12. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 43/2014 – Policy Review – Members - Service Recognition - Ref. AF11/1950**

*Goal: Governance*

*Strategic Objective: Demonstrate innovative and responsive organisational governance.*

**Cr Smith moved it be recommended:**

- (a) Corporate and Community Services Report No. 43/2014 be received;**
- (b) Council hereby adopts new Council Policy 'Members - Service Recognition', as attached to this Report (attached to Agenda);**
- (c) Council hereby deletes former Council Policies (now merged):**
  - M160 Members Certificate of Service**
  - M230 Members Recognition of Service**
- (d) Council makes the necessary amendments to Council's Policy Manual Index.**

**Cr Persello seconded**

**Carried**

13. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 44/2014 – OPAL Program Funding Update - Ref. AF11/973**

*Goal: Building Communities*  
*Strategic Objective: Develop an improved means of communication and engagement between Council and the community (including vulnerable communities) in the building of community capacity*

*Goal: Diversity*  
*Strategic Objective: Understand our community profile*

*Consider the needs of all community groups in developing projects, services and infrastructure (public or privately owned)*

*Goal: Community Well-being*  
*Strategic Objective: Ensure through research and engagement that the current and future health (services and infrastructure) needs are identified*

*Goal: Learning*  
*Strategic Objective: Council support opportunities for the community to strengthen relationships with families, friends and extended networks to as to promote and extend the learning of life skills*

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 44/2014 be received;
- (b) Council support LGA negotiations with the Minister for Health and Ageing to explore sustainable model options to transfer the OPAL program.

The Motion lapsed for want of a seconder

**Cr Richardson moved it be recommended:**

- (a) Corporate and Community Services Report No. 44/2014 be received;**
- (b) the matter left lie on the table until a Members Workshop can be held to discuss the OPAL Program funding at length.**

**Cr Persello seconded**

**Carried**

14. **GOVERNANCE - Consultation - Consultation on Amendments to Legislation – Ref. AF13/447**

*Goal: Diversity*  
*Strategic Objective: Engage with Federal and State Governments and other agencies to provide resources to meet the needs of diverse groups in our community*

The Director – Corporate Services reported:

- (a) the Federal Government recently released draft legislative amendments to the Racial Discrimination Act, 1974;
- (b) the attachments provide information on the proposed amendments – to repeal certain sections and to replace with new sections.



**Cr Smith moved it be recommended:**

- (a) the Report be received;**
- (b) Council advise the Attorney-General of its opposition to the proposed amendments to the Racial Discrimination Act, 1975.**

**Cr Lee seconded**

**Carried**

**15. COMMUNITY RELATIONS - Liaison - Order of Australia Awards – Ref. AF11/222**

**Cr Maher moved it be recommended:**

- (a) The Queens Birthday Honours recipients Mr Giovanni (Jon) Bueti OAM and Mr Des Lattin OAM be acknowledged and thanked for their service to the community;**
- (b) A letter of congratulations be sent from Council to both award recipients.**

**Cr Smith seconded**

**Carried**

**OTHER COMMITTEE AND SUB-COMMITTEE MINUTES** Nil.

**MOTIONS WITH NOTICE**

**2014/15 ANNUAL BUSINESS PLAN AND BUDGET – Ref. AF13/457**

**1. ADOPTION OF 2014/15 ANNUAL BUSINESS PLAN - Ref. AF13/457**

moved that pursuant to the provisions of 123(6) of the Local Government Act, 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011, Council;

- (a) having considered submissions made during the public consultation period and having regard to all relevant information in the possession of the Council, hereby adopts for the year ending 30<sup>th</sup> June, 2015 the Annual Business Plan, and;
- (b) the Chief Executive Officer be authorised to make any necessary alterations and amendments to the text of the Annual Business Plan (principally accommodating amendments made at Budget meetings) prior to formal publication.

seconded

**2. ADOPTION OF 2014/15 BUDGET - Ref. AF13/457**

moved:

- (a) Council adopt the following estimates of income and expenditure as provided for in the 2014/2015 Business Plan and Budget incorporating an overall increase in rate revenue of 4.8%:

	\$
Required Rates	
Operating Revenue	
Less Operating Expenditure	
Operating Surplus / (-Deficit)	
Plus Non-Operating Revenue	
Less Non-Operating Expenditure	
Less Capital Expenditure	
Budget Cash Surplus / (-Deficit) as at 30 <sup>th</sup> June 2015	

- (b) Council adopts the Budget for the 2014/15 financial year, which includes the following documents pursuant to Section 123(7) of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011.
  - (i) Budgeted Operating Statement/Budgeted Income Statement
  - (ii) Budgeted Statement of Financial Position
  - (iii) Budgeted Statement of Changes in Equity
  - (iv) Budgeted Statement of Cash Flows
  - (v) Budgeted Balance Sheet

seconded

**3. ADOPTION OF CAPITAL VALUATIONS - Ref. AF13/483**

moved that pursuant to Section 167(2) of the Local Government Act, 1999 the Council adopts for rating purposes for the 2014/15 financial year, the Valuer General's most recent valuations of the CAPITAL VALUES applicable to land within the area of the Council, totalling \$ and that the date of adoption of the valuations is the day of July 2014.

seconded

**4. DECLARATION OF THE ATTRIBUTION OF LAND USES AND CODES – Ref. AF14/82**

moved that in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, the attribution of the land uses in the Assessment Record for the 2014/2015 financial year will be in accordance with the categories of land use prescribed by Regulation 10 of the Local Government (General) Regulations 1999.

seconded

**5. DECLARATION OF RATES – Ref. AF14/83**

moved that pursuant to Sections 152(1)(c), 153(1)(b) and 156(1)(a) of the Local Government Act 1999 and in order to raise rates in the amount of \$ the Council hereby declares that differential general rates will apply and will vary according to the use of the land and declares the differential general rates for rateable land within the Council area for the 2014/15 financial year will be as follows:

1. . of a cent per dollar of assessed capital value on rateable land of category 1 (Residential) use;
2. . of a cent per dollar of assessed capital value on rateable land of category 2 (Commercial-Shop) category 3 (Commercial-Office), category 4 (Commercial-Other) use;
3. . of a cent per dollar of assessed capital value on rateable land of category 5 (Industry-Light) and category 6 (Industry-Other) use;
4. . of a cent per dollar of assessed capital value on rateable land of category 7 (Primary Production) use;
5. . of a cent per dollar of assessed capital value on rateable land of category 8 (Vacant Land) use;
6. . of a cent per dollar of assessed capital value on rateable land of category 9 (Other) use;

seconded

**6. DECLARATION OF A FIXED CHARGE – Ref. AF14/82**

moved that pursuant to Section 152(1)(c)(ii) of the Local Government Act, 1999 the Council declares in respect of the 2014/15 financial year a fixed charge on rateable land within the Council area in the sum of \$ .

seconded

**7. DECLARATION OF SEPARATE RATE - Ref. AF14/82**

moved that in exercise of the powers contained in Section 95 of the Natural Resources Management Act, 2004 and Section 154 of the Local Government Act, 1999 and in order to reimburse to the Council the amount contributed to the South East Natural Resources Management Board being a net \$ (after write offs), a separate rate of \$ per assessment be declared based on a fixed charge of the same amount on all rateable land in the Councils area and in the area of the said Board for the 2014/15 financial year.

seconded

**8. PAYMENT OF COUNCIL RATES - Quarterly Billing - Ref AF14/82**

moved that that pursuant to Section 181(2) of the Local Government Act, 1999 the Council declares that quarterly payment of rates and charges in respect of the 2014/15 financial year be payable on or before:

- Friday, 12<sup>th</sup> September 2014
- Friday, 12<sup>th</sup> December 2014
- Friday, 13<sup>th</sup> March 2015
- Friday, 12<sup>th</sup> June 2015

seconded

***The aforementioned items (in draft format) are the resolutions required to complete the Budget adoption and Rate Declaration process for 2014/2015.***

***The formal resolutions with actual figures are being prepared following the Special Meeting of Council held on 11<sup>th</sup> June and will be presented at the Council meeting.***

**MOTIONS WITHOUT NOTICE**

**CONSIDERATION FOR EXCLUSION OF PUBLIC**

moved that the following Items 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 other Council Members and Council Officers now present) be excluded from the meeting in order for the items to be considered in confidence as the Council is satisfied that the item is a matter that can be considered in confidence pursuant to the grounds referenced in Section 90 (3) of the said Act as follows:

CCS16 (a) S.90(3)(m) - information to be considered in relation to this Agenda Item is information relating to an amendment under the Development Act 1993 before a Development Plan Amendment report relating to the amendment is released for public consultation under that Act.

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 as the Development Plan amendment has not yet been finalised which could result in the public becoming inadvertently misinformed of the proposed changes.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
Corporate & Community Services Committee Minutes		
16.	<b><u>GOVERNANCE</u></b> - Review of In-Confidence Items	
	<i>Meeting Date</i>	<i>Subject</i>
(a)	15/3/2011	<b><u>DEVELOPMENT PLAN AMENDMENTS</u></b> - currently being prepared by the City of Mount Gambier - Ref. 335/1/23 (m)

seconded

**MEMBERS INFORMAL WORKSHOP  
WITH SELGA, SAPOL AND CHAMBER OF COMMERCE  
MONDAY 19<sup>th</sup> MAY, 2014**

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Report

A workshop for Elected Members was held on Monday 19<sup>th</sup> May, 2014 at 5.30 p.m. to discuss various matters.

RECORD OF PROCEEDINGS  
Monday 19<sup>th</sup> May 2014 at 5.30 p.m.  
Committee Room, Level 4  
Civic Centre  
10 Watson Terrace, Mount Gambier

Discussion

- SELGA Strategic Plan, Waste and Road Safety Officers
- SAPOL – current issues
- Chamber of Commerce – current issues

MEMBERS PRESENT:-

Mayor S Perryman  
Cr A Lee  
Cr J Maher  
Cr I Von Stanke  
Cr M White  
Cr A Smith  
Cr P Richardson  
Cr H Persello  
Cr D Mutton

STAFF PRESENT:-

Mark McShane, Chief Executive Officer  
Daryl Sexton, Director – Operational Services  
Grant Humphries, Director – Corporate Services  
Michael McCarthy – Governance Officer

MEMBERS APOLOGIES:-

Cr B Shearing

LEAVE OF ABSENCE:-

GUESTS:

Ms A Aldersey – SELGA Executive Officer  
SAPOL - Supt T Twilley, Sgt C King, Sgt P Scicluna, Sgt P Griffiths  
Ms L Martin – Chamber of Commerce  
Ms A Quick – Chamber of Commerce  
Mr S Raymond – Chamber of Commerce

Meeting closed at 7.30 p.m.

**RECOMMENDATION**

That Council resolve that the report titled “Members Informal Workshop with SELGA, SAPOL and Chamber of Commerce” be received and the contents noted.