

MINUTES OF THE MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 15TH SEPTEMBER, 2015 AT 6.00 P.M.

COUNCIL

PRESENT: Cr Penny Richardson (Deputy Mayor)

Cr Mark Lovett
Cr Josh Lynagh
Cr Frank Morello
Cr Des Mutton
Cr Stephen Perryman
Cr Hanna Persello
Cr Ian Von Stanke

APOLOGIES: Cr Von Stanke moved the apologies received from Mayor Andrew Lee, Cr Christian Greco and Cr Sonya Meziniec be accepted.

Cr Mutton seconded Carried

<u>COUNCIL OFFICERS:</u>	Chief Executive Officer	- Mr M McShane
	Director – Corporate Services	- Mr G Humphries
	Director – Operational Services	- Mr D Sexton
	Manager Community Services and Development	- Ms B Cernovskis
	Manager Governance and Property	- Mr M McCarthy
	Community Development Project Officer	- Mr B Kilsby
	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:

Cr Morello moved the minutes of the previous meeting held on 18th August, 2015 be taken as read and confirmed.

Cr Von Stanke seconded Carried

Deputy Mayor Cr Richardson called for a minutes silence in respect of the recent passing of Mrs Lenore Bishop, Council's first female Mayor and South Australia's first female Mayor.

MAYORAL REPORT: Nil

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

<u>Member</u>	<u>Organisation</u>
Cr Richardson	Mount Gambier Harness Racing Club AGM Mount Gambier Veteran & Vintage Car Club 60 th Anniversary Wellbeing and Resilience Workshop Official Opening of the Yerkalapata Unit of the Mount Gambier Prison
Cr Persello	2 nd Community Ice Forum Mental Health Services Conference in Canberra Mental Health and Suicide Prevention network meetings Out of the Shadows Suicide Awareness and Prevention Breakfast and Walk community event Mount Gambier and District Road Safety Group meeting Family Violence Action Group Meeting Hastings Cunningham Reserve Off Leash Dog Park Opening
Cr Von Stanke	2 nd Community Ice Forum Hastings Cunningham Reserve Off Leash Dog Park Opening Friendship Force Mayoral Welcome Western Border Soccer Association Grand Final
Cr Lynagh	Out of the Shadows Suicide Awareness and Prevention Breakfast and Walk community event Rail Lands Tour with Youth Advisory Group Youth Services Networking Meeting
Cr Morello	Placemaking Workshop Meeting with Hospital CEO Jane Downes QEPT Meeting
Cr Mutton	QEPT Board Meeting QEPT Special Board Meeting QEPT Sub-Committee Meetigns (3)

Cr Von Stanke moved the reports made by Council representatives on outside organisations / activities be received.

Cr Lovett seconded

Carried

QUESTIONS:

- (a) With Notice – Nil submitted.
- (b) Without Notice -

PETITIONS: Nil

NOTICE OF MOTION TO RESCIND: Nil

ELECTED MEMBERS WORKSHOPS - Ref. AF15/83

Two Elected Members Informal Workshops were conducted between 12th August, 2015 and 8th September, 2015.

Topics for discussion were:

<i>Date</i>	<i>Topic for Discussion</i>
17/08/2015	UniSA Presentation and Tour
19/08/2015	Confucius Institute – Chinese Business Protocols and Etiquette

Records of Proceedings from the Workshop are attached.

Cr Von Stanke moved that the Record of Proceedings for the UniSA Presentation and Tour and Confucius Institute – Chinese Business Protocols and Etiquette Elected Members Informal Workshops be received and the contents noted.

Cr Perryman seconded

Carried

COUNCIL ACTION ITEMS - Corporate and Community Services Committee 10th August, 2015 and Operational Services Committee 11th August, 2015 - Ref. AF11/1718, AF11/866

Cr Perryman moved that the Council Action Items for the Corporate and Community Services Committee held on 10th August, 2015 and the Operational Services Committee held on 11th August, 2015 be received and the contents noted.

Cr Morello seconded

Carried

CORPORATE AND COMMUNITY SERVICES COMMITTEE MINUTES – 7th September, 2015

Cr Perryman moved that the minutes of the meeting held 7th September, 2015 be received.

Cr Morello seconded

Carried

1. FINANCIAL STATEMENT – as at 31st August, 2015

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Persello moved it be recommended the financial statement as at 31st August, 2015 be received.

Cr Lynagh seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 1 be adopted.

Cr Von Stanke seconded

Carried

2. FINANCIAL MANAGEMENT - Committees - City of Mount Gambier Junior Sports Assistance Fund - Minutes of Thirtieth Annual General Meeting held 26th August, 2015 - Ref. AF11/725

Goal: Governance

Operational Activity: Demonstrate innovative and responsible organisational governance.

Cr Mezinec moved it be recommended:

- (a) the minutes of the City of Mount Gambier Junior Sports Assistance Fund Thirtieth Annual General Meeting held on 26th August, 2015 be received;
- (b) the recommendations contained in those minutes being items 1 to 9 be adopted.

1. STATEMENT OF INCOME AND EXPENDITURE - for period ended 30th June 2015

The Statement of Income and Expenditure for the period ended 30th June, 2015 detailing payments to or payments from the Fund with a 30th June, 2015 audited cash balance of \$60,447 be received and adopted.

2. GENERAL DEVELOPMENTS SINCE TWENTY NINTH ANNUAL MEETING

The reports be received.

3. GENERAL MATTERS

The reports be received.

4. SUB COMMITTEE APPOINTMENTS – authority to make decisions on applications

The report be received.

5. APPLICATIONS FOR FINANCIAL ASSISTANCE - Discretionary Assistance

The report be received.

6. APPLICATIONS FOR ASSISTANCE - Denied

The report be received.

7. MEMBER ORGANISATION CONTRIBUTIONS 2015/16

(a) that the report be received;

(b) the Member Organisation contributions for the 2015/16 financial year continue to be based on the funding formula as adopted at the Annual Meeting of Members held on 2nd August 2005 and as attached to this agenda (in respect of the required 2015/16 contributions);

(c) the “previous five (5) year annual average” be interpreted and calculated on a rolling basis i.e. the previous five (5) year annual average include the then financial year just ended so that the Member Organisation contributions reflect the most current figures and the new minimum payment be \$400 and the maximum payment be retained at \$800 apply for the 2015/16 financial year

8. COMMERCIAL CLUB EXCEPTIONAL JUNIOR AWARD - Annual Grant Initiative

The report be received.

9. FINANCIAL SUPPORT TO JUNIORS - NOT ABLE TO ATTEND THE NATIONAL EVENT DUE TO INJURY OR ILLNESS

The report be received.

Cr Persello seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 2 be adopted.

Cr Lovett seconded

Carried

3. **GOVERNANCE – Committees – City of Mount Gambier Junior Sports Assistance Fund (Section 41) – Minutes of Meeting held 26th August, 2015 – Ref. AF11/725**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Persello moved it be recommended:

(a) the minutes of the City of Mount Gambier Junior Sports Assistance Fund Meeting held on 26th August, 2015 be received;

(b) the following recommendation (numbered 1 to 8) of the City of Mount Gambier Sports Assistance Fund be adopted by Council;

1. FINANCIAL STATEMENT AS AT 31ST JULY, 2015

The financial statement as at 31st July, 2015 be received noting a cash balance of \$59,047.

2. APPLICATIONS FOR FINANCIAL ASSISTANCE FOR JUNIORS

The actions in making the above payments from the Fund be confirmed and ratified.

4. APPRECIATION'S - letters received/forwarded

The report be received.

5. GENERAL INFORMATION - Since 1st July 2015

The reports be received.

6. OTHER APPLICATIONS

The reports be received.

7. MEMBER CONTRIBUTIONS - Unpaid Membership 2014/2015

The report be received.

8. COACHING CLINICS APPLICATIONS - 2015/2016

(a) the report be received;

(b) the following application(s)/funding be made available in second call for 2014/15 to the Member Organisation named below to assist in the conduct of specialised coaching clinics in accordance with the guidelines for such Clinics and funded by the Mount Gambier and District Bendigo Community Bank:

- | | | |
|-------|---|---------|
| (i) | Shingokan Karate Mount Gambier | \$700 |
| (ii) | Mount Gambier and Districts Pony Club Inc. | \$1,000 |
| (iii) | Mount Gambier and District Baseball League | \$1,000 |
| (iv) | Basketball Mount Gambier Inc. | \$700 |
| (v) | Mount Gambier and District Little Athletics | \$1,600 |

- (c) the successful Member Organisations to be reminded of their obligations to the Bank as detailed at (d) above.

Cr Mezinec seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 3 be adopted.

Cr Von Stanke seconded

Carried

4. GOVERNANCE – Committees – Lifelong Learning Sub-Committee – Minutes of Meeting held 14th August, 2015 – Ref. AF15/77

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

- (a) the Minutes of the Lifelong Learning Sub-Committee Meeting held on 14th August, 2015 be received;
- (b) the following recommendation of the Lifelong Learning Sub-Committee be adopted by Council;
 - 1. KEY FOCUS AREA – Progress Wellbeing and Resilience Workshop – Ref. AF15/422
 - (a) The Manager Community Services and Development report be received and noted;
 - (b) Manager Community Services and Development continue to undertake preparations for the Wellbeing and Resilience Workshop to be held on Friday, 4th September, 2015.

Cr Persello seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 4 be adopted.

Cr Morello seconded

Carried

5. **GOVERNANCE – Committees – Strategic Planning Sub-Committee – Minutes of Meeting held 28th August, 2015 – Ref. AF15/366**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Lovett moved it be recommended:

- (a) the minutes of the Strategic Planning Sub-Committee Meeting held on 28th August, 2015 be received;
- (b) the following recommendation of the Strategic Planning Sub-Committee be adopted by Council:

1. **REVIEW OF THE STRATEGIC PLAN** – Ref. AF13/486

- (a) The report be received.
- (b) The Strategic Plan in table format as refined during the meeting be finalised and provided to all Council Members and key Council Officers.
- (c) The draft Strategic Plan be referred to a Members Workshop to enable all Members to have input into the development of the Strategic Plan. All Members are able to identify those key strategies that they wish to pursue and those which they wish to reconsider and/or delete.

Cr Mezinec seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 5 be adopted.

Cr Morello seconded

Carried

6. **GOVERNANCE - Flag Enquiry - Request to Fly the Eureka Flag - Letter from the Spirit of Eureka Committee (SA) - Ref. AF11/2285**

Goal: Governance

Operational Activity: Demonstrate innovative and responsible organisational governance.

The Director - Corporate Services reported:

- (a) Council notes the correspondence from The Spirit of Eureka Committee (South Australia);
- (b) Council welcomes the opportunity to recognise the Eureka Rebellion as “a key event in the development of Australian democracy and Australian identity”;

(c) Council commits to:

- Flying the Eureka flag for the week 29th November, 2015 to 3rd December, 2015 inclusive and the Eureka flag be flown on the ceremonial flagpole

Cr Mezinec moved it be recommended:

(a) Council notes the correspondence from The Spirit of Eureka Committee (South Australia);

(b) Council welcomes the opportunity to recognise the Eureka Rebellion as “a key event in the development of Australian democracy and Australian identity”;

(c) Council commits to:

- Flying the Eureka Flag for the week 29th November, 2015 to 3rd December, 2015 inclusive and the Eureka Flag be flown on the ceremonial flagpole.

Cr Lovett seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 6 be adopted.

Cr Von Stanke seconded

Carried

7. CORPORATE AND COMMUNITY SERVICES REPORT NO. 48/2015 - Annual Report to Council by the Audit Committee 2014/2015 - Ref. AF11/863

Goal: Governance

Strategic Objectives: Establish measures for Council's performance and continually compare against community expectations.

Cr Mezinec moved it be recommended:

(a) Corporate and Community Services Report No. 48/2015 be received;

(b) Council adopt the 2014/2015 City of Mount Gambier Audit Committee Annual Report, as presented in Corporate and Community Services Report No. 48/2015;

(c) Council thank Members of the Audit Committee in attendance.

Cr Lynagh seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 7 be adopted.

Cr Morello seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 61/2015 – Budget Update as at 30th June, 2015 - Ref: AF13/457

Goal: Governance
Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Persello moved it be recommended:

- (a) Corporate and Community Services Report No. 61/2015 be received;
- (b) the Budget Update as at 30th June, 2015 as presented with this Report be adopted by Council with all amendments to be made to the 2014/2015 Council Budget.

Cr Lovett seconded Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 8 be adopted.

Cr Lovett seconded Carried

9. CORPORATE AND COMMUNITY SERVICES REPORT NO 62/2015 - Interim Budget Update September, 2015 (Introduction of Work in Progress Allocations) - Ref. AF14/427

Goal: Governance
Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Lovett moved it be recommended:

- (a) Corporate and Community Services Report No. 62/2015 be received;
- (b) the Interim Budget Update - September 2015 (introduction of Work in Progress allocations) as presented with this Report be adopted by Council with all amendments to be made to the 2015/2016 Council Budget.

Cr Mezinec seconded Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 9 be adopted.

Cr Lovett seconded Carried

**10. CORPORATE AND COMMUNITY SERVICES REPORT NO. 63/2015 - Leasing –
18 Ferrers Street - Ref. AF11/1466**

Goal: Governance
Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Lovett moved it be recommended:

- (a) Corporate and Community Services Report No. 63/2015 be received;
- (b) To facilitate Red Cross transitioning to new facilities the following lease arrangements be made:
 - (i) One Year Lease commencing 4th September 2015
 - (ii) Monthly tenancy from 4th September 2016;
 - (iii) No further renewal/tenancy beyond 3rd September 2017
- (c) The Mayor and Chief Executive Officer be authorised to affix the Council Seal to any documentation necessary to give effect to lease arrangements in resolution (b).
- (d) A further report providing an update on Red Cross relocation activities be presented as further information becomes available.

Cr Lynagh seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 10 be adopted.

Cr Lovett seconded

Carried

**11. CORPORATE AND COMMUNITY SERVICES REPORT NO. 64/2015 - Sport and
Recreation Major Capital Works Program 2015/2016 - Ref. AF15/251**

Pursuant to Division 3 - Conflict of Interest, Sections 73 and 74 Part 4 of the Local Government Act 1999, Grant Humphries disclosed an interest in Item 11 due to his role on the Executive Committee of the Mount Gambier and District Cricket Association and did not take part in the discussion by the Council relating to the matter and does not have any voting rights.

Grant Humphries vacated the meeting at 6.22 p.m.

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) Recognise and support our volunteers, community organisations and their sustainability as they continue to be the foundation of the community.

Cr Perryman moved it be recommended:

- (a) Corporate and Community Services Report No. 64/2015 be received;
- (b) the \$70,000 allocated for distribution to the 2015/2016 Sport and Recreation Major Capital Works Program, be distributed as follows:

1. Apollo Soccer Club - Water Reduction Program	\$15,000
2. Mount Gambier Harness Racing Club - Lighting Upgrade \$20,000 on the condition that the remainder of the total anticipated cost of the project is funded from bank loans and/or grants from other sources by 30 th June, 2016	\$20,000
3. Mount Gambier and District Cricket Association - Sight Screens and Covers Upgrade	\$30,000
Total	<u>\$65,000</u>

- (c) All successful applicants be advised accordingly and a letter be sent to the Mount Gambier Golf Club explaining the reason for their unsuccessful application.

Cr Persello seconded Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 11 be adopted.

Cr Von Stanke seconded Carried

12. CORPORATE AND COMMUNITY SERVICES REPORT NO. 65/2015 - Appointment of Members on other Bodies and Organisations - Limestone Coast Zone Emergency Committee - AF11/854

Cr Mezinac moved it be recommended:

- (a) Corporate and Community Services Report No. 65/2015 be received.
- (b) For Council consideration.

Cr Persello seconded Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 12 be adopted.

The Deputy Mayor called for nominations for the vacant position on the Limestone Coast Zone Emergency Committee.

Cr Mutton nominated Cr Von Stanke. Cr Von Stanke accepted the nomination. There being no other nominations, the Deputy Mayor declared Cr Von Stanke for the position on the Limestone Coast Zone Emergency Committee.

- (a) Report be received;
- (b) The nomination from Cr Von Stanke be accepted for the vacant Limestone Coast Zone Emergency Committee position and Cr Von Stanke be endorsed as Council's nominee for consideration by the Limestone Coast Local Government Association

Cr Morello seconded

Carried

13. ORGANISATIONS AND ASSOCIATIONS - Local Government Association - Annual General Meeting - Ref. AF11/933

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.

Cr Perryman moved it be recommended:

- (a) the Mayor be appointed as the delegate to represent Council at the 2015 LGA Conference and Annual General Meeting of the Local Government Association of South Australia to be held in Adelaide on Thursday 29th October, 2015 and Friday 30th October, 2015. The Chief Executive Officer will be attending the meeting;
- (b) Cr Richardson be appointed proxy delegate to represent Council should the Mayor not be able to attend the General Meeting;
- (c) the Local Government Association be advised Council does not wish to submit any notice of motions;
- (d) the Mayor and the Chief Executive Officer be registered to attend the LGA Conference and AGM and Dinner on Thursday, 29th October, 2015 and Friday, 30th October, 2015, with all costs of registration, travel, accommodation and meals etc. met by Council;
- (e) other Councillors may wish to attend the LGA AGM and should express their interest with all costs of registration, travel, accommodation and meals etc. met by Council.

Cr Lovett seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 13 be adopted.

Cr Mutton seconded

Carried

14. **ORGANISATIONS AND ASSOCIATIONS - Local Government Finance Authority
Notice of Meeting - Ref. AF11/726**

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.

Cr Perryman moved it be recommended:

- (a) the Mayor or his sub delegate (Deputy Mayor Cr Richardson) be appointed as the delegate to represent Council at the 2015 Annual General Meeting of the Local Government Finance Authority to be held in Adelaide on Friday, 30th October 2015;
- (b) the Local Government Finance Authority be advised Council does not wish to:
 - (i) make a nomination for a Board Member;
 - (ii) submit any Notice of Motion to the above meeting.

Cr Mezinec seconded

Carried

Cr Perryman moved the recommendation of the Corporate and Community Services Committee as contained in item 14 be adopted.

Cr Mutton seconded

Carried

OPERATIONAL SERVICES COMMITTEE MINUTES – 8th September, 2015

Cr Von Stanke moved that the minutes of the meeting held 8th September, 2015 be received.

Cr Mutton seconded

Carried

1. **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>
• Railway Lands Paving Works	85%
• Caroline Landfill Cell 1 & 2 capping	on hold
• Lake Terrace East road reconstruction	5%
• Holder Street road reconstruction	30%
• Eagle Court drainage improvements	5%
• Commercial St West road reconstruction (kerbing works)	10%
• Pedestrian ramp program	50%

Cr Von Stanke moved the report be received.

Cr Richardson seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 1 be adopted.

Cr Mutton seconded

Carried

2. **COMMITTEES - City of Mount Gambier Building Fire Safety Committee - Minutes of Meeting held 26th August 2015 - Ref. AF14/336**

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

Cr Von Stanke moved it be recommended:

- (a) Minutes of the City of Mount Gambier Building Fire Safety Committee meeting held on Wednesday, 26th August 2015 be received;
- (b) the decisions made by the City of Mount Gambier Building Fire Safety Committee be noted.

Cr Mutton seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 2 be adopted.

Cr Mutton seconded

Carried

3. COMMITTEES - Environmental Sustainability Sub-Committee - Minutes of Meeting held 1st September, 2015 - Ref. AF12/377

Goal: Governance

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

Cr Von Stanke moved to be recommended:

(a) Minutes of the Environmental Sustainability Sub-Committee held on Tuesday, 1st September 2015 be received;

(b) the following recommendations (number 1 to 4) of the Environmental Sustainability Sub-Committee be adopted by Council:

1. RAIN GARDEN 500

- The report be received.
- Council write to Ian Hunter MLC, Minister for Sustainability, Environment & Conservation, and to Troy Bell MP, Member for Mount Gambier - requesting that the Rain Garden 500 program be expanded to include the rest of South Australia, especially the South East.

2. NATURAL STEP FOLLOW UP SESSION

- The report be received.

3. SALVAGE YARD EXPRESSIONS OF INTEREST

- The report be received.

4. REPORTS FOR INFORMATION

(a) Environmental Sustainability program 2015 - Project Progress

- The report be received;
- item (a) as above be received and noted for information.

Cr Richardson seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 3 be adopted.

Cr Lovett seconded

Carried

4. **COMMITTEES - Mount Gambier Cemetery Trust (Section 41) Committee - Minutes of Meeting held 21st August 2015 - Ref. AF11/1371**

Goal: Governance

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

Cr Von Stanke moved it be recommended:

- (a) Minutes of the Mount Gambier Cemetery Trust Committee meeting held on Friday, 21st August 2015 be received;
- (b) the following recommendations (number 1 to 6) of the Mount Gambier Cemetery Trust (Section 41) Committee be adopted by Council:
 1. INCOME AND EXPENDITURE AS AT 30TH JUNE 2015
 - The financial statement as at 30th June 2015 be received.
 2. BURIALS AND CREMATIONS - STATISTICS 2014/2015
 - The report be received.
 3. TERMS OF REFERENCE
 - The report be received.
 - The matter be left lie on the table until the next meeting.
 4. AUSTRALASIAN CEMETERIES AND CREMATORIA ASSOCIATION (ACCA) ANNUAL CONFERENCE 2015
 - The report be received.
 - The Secretary be registered to attend the 28th Annual ACCA Conference at Hobart from 18th to 21st October 2015, with costs to be borne by the Trust.
 5. APPLICATION TO PLACE MEMORIAL SEAT
 - The report be received.
 - The Trust decline the request to place a memorial seat on the family allotment in the Cypress Garden.
 - A replacement tree/shrub be planted where the previous tree has been removed.
 - Council be requested to remove two small trees in the Cypress Family Allotment area.

6. NEXT MEETING

- the next meeting of the Trust be held on Friday, 16th October 2015 at 12:15 p.m.

Cr Richardson seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 4 be adopted.

Cr Lovett seconded

Carried

5. **GOVERNANCE - Committees - City of Mount Gambier Building Fire Safety Committee - Terms of Reference - Ref. AF14/283, AF11/251**

Goal: Governance

*Strategic Objective: (i) Establish measures for Council's performance and continually compare against community expectations
(ii) Establish measures for Council's performance and continually compare against community expectations.*

The Director - Operational Services reported:

- (a) Council at its meeting held on Tuesday, 27th January 2015 resolved:

“Council or the relevant standing committee will review the Terms of Reference of all Committees and Sub-Committees by 31st August, 2015 to provide for the opportunity to alter or amend Terms of Reference to reflect Council's aims and objectives. This review does not preclude the winding up of any Committee or Sub-Committee.”;

- (b) the City of Mount Gambier Building Fire Safety Committee at its meeting held on Monday, 3rd August 2015 reviewed and re-adopted the existing Terms of Reference (with no recommended changes) for this Statutory Committee;
- (c) a copy of the Terms of Reference for the City of Mount Gambier Building Fire Safety Committee was attached to the Operational Services Committee agenda for Members perusal;
- (d) in accordance with Section 71 (18) of the Development Act 1993 the conduct of the business of the City of Mount Gambier Building Fire Safety Committee is as prescribed by regulation or as determined by the Panel.

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) the Terms of Reference (as attached to the Operational Services Committee agenda) for the City of Mount Gambier Building Fire Safety Committee be received and noted by Council.

Cr Mutton seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 5 be adopted.

Cr Perryman seconded

Carried

6. OPERATIONAL SERVICES REPORT NO. 18/2015 - Social, Cultural and Community Services - Review of Affordable Housing in the City of Mount Gambier - Ref. AF11/1591

Goal: Building Communities

Strategic Objective: (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

Goal: Diversity

Strategic Objective: (i) Engage with Federal and State Governments and other agencies to provide resources to meet the needs of diverse groups in our community

Cr Von Stanke moved it be recommended:

- (a) Operational Services Report No. 18/2015 be received;
- (b) Council report to Renewal SA every two years seeking information about any changes to the Affordable Housing scheme;
- (c) Council Officers report to Council when required, with a review of affordable housing stocks within the City of Mount Gambier and to report with recommendations, as to whether to implement the required 15% Affordable Housing for future residential land divisions;
- (d) Council remains committed to providing Affordable Housing through government initiatives, as stipulated in South Australia's Strategic Plan. Council Officers will support the provision for 15% Affordable Housing within the Residential Zone (as part of Council's Development Plan).

Cr Mutton seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 6 be adopted.

Cr Perryman seconded

Carried

7. TENDER - Supply and Delivery of Utility - AF15/401

The Presiding Member reported:

- (a) Council's Budget has an allocation of \$23,000 (excluding GST) to purchase a new utility (no trade). This vehicle will be shared between staff with responsibility for maintaining the Railway Lands;
- (b) quotations have been sought for a suitable vehicle and these are summarised in the following table. The pricing received is slightly higher than the budget allocation (mainly due to safety equipment associated with the tipping body) and hence is presented to Council for consideration:

Supplier	Make/Model	Cost (exc. GST)
Noel Barr Toyota	Hilux 4x2, Petrol, Manual	\$24,515.36
OGR Trucks	Isuzu IOR5002, 5x Manual	\$28,040.90
	Isuzu IOR5031, 5x Automatic	\$30,140.90

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) Council accept the quotation of Noel Barr Toyota to supply and deliver one only new Toyota Hilux 4x2 Single Cab Utility as per quotation AF15/401 at a GST exclusive price of \$24,515.36.

Cr Mutton seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 7 be adopted.

Cr Mutton seconded

Carried

RAILWAY LANDS DEVELOPMENT AND MANAGEMENT COMMITTEE

1. PROPERTY MANAGEMENT - Railway Lands - Update on Progress of Development Works - Ref. AF13/439

Goal: Building Communities

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

The Manager - Regulatory Services reported:

- (a) The following update on the progress of works is provided below:

TASK / ACTIVITY DESCRIPTION	TIMEFRAME
Approval to accept Department of Planning, Transport and Infrastructure's offer	Completed
Advertisement for Demolition and Remediation	Completed
Consider tenders for Demolition and Remediation and award contracts	Completed
Site demolition	Completed
Site remediation works	Completed
Construction of WSUD ponds and creek	Completed
Construct rail easement shared path	Completed
Irrigation bore and irrigation system	Completed
Rejuvenation of soil and planting of turf	Completed
Paths, sandpit, concrete plinths and mulch for nature play area	Completed
Refurbishment of railway heritage items including telegraph poles, fencing and construction of foot bridges by Rotary	In Progress
Reconstruct/extend platform and provide access ramps, stairs and balustrading	Completed
Artistic Balustrade panels	In Progress

Tree Planting	Completed
Construct Sunken Amphitheatre	Completed
Resurfacing existing platform	In Progress
Fencing to pond area	Completed
Supply & Install Solar Path and Plaza Lights	Completed
Supply & Install feature lighting	Completed
Install footpath pavers	In Progress, 80% complete
Install Plaza pavers and street furniture	Pavers 100% Furniture 50%
Signal Box redevelopment as public toilets	100% complete
Major Art Commission 'Tracks'	In Progress
Major Art Commission 'Signalling Change'	In Progress
Main entrance feature wall	In Progress
Construction of Labyrinth	In Progress

Cr Perryman moved it be recommended:

(a) The report be received and contents noted.

Cr Lynagh seconded

Carried

2. PROPERTY MANAGEMENT - Items referred to Railway Lands Activation Team – Ref. AF13/439

Goal: Building Communities

Strategic Objective: (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 Manager - Regulatory Services reported:

(a) Following the Workshop held with Peter Smith a number of items have now been referred to the Railway Lands Activation Team for follow up and management;

- (b) it is assumed these items will be presented to the Railway Lands Development and Management Committee for approval once outcomes are developed including possible costs if outside of the approved budget;
- (c) the following table outlines the works now referred to this Team for review, including any approved budgets if relevant:

Element	What could be done	Budget Allocation
Lake/Pond	Include fish, frogs etc	N/A
	Viewing Decks – one off Wehl Street South and one to the Pond	Nil
Nature Play Area	Playing apparatus – develop the suite and install	\$10,000
	Interpretive Signage	Nil
Signage	Interpretive (Railway former use Story telling)	Nil
	Heritage bollards	Nil - 3 Heritage bollards
Artwork	Public Murals	\$20,000
	Nature play sculptures	\$40,000
Landscaping	Edible plants	Nil

Cr Perryman moved it be recommended:

- (a) **The report be received;**
- (b) **the items listed in part (c) above be referred to the Railway Lands Activation Team for follow up. Once possible solutions are determined by the Team these are to be presented back to the Railway Lands Development and Management Committee for approval.**

Cr Von Stanke seconded

Carried

3. PROPERTY MANAGEMENT - Railway Lands Redevelopment Project - Activity Spaces - Ref. AF13/439

Goal: Building Communities

Strategic Objective: (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 Director - Operational Services reported:

- (a) Council at its meeting held on Tuesday, 18th August 2015 resolved:

“(a) The verbal report from Cr Meziniec be received;

(b) this matter be adjourned for further discussion at the next scheduled meeting of the Railway Lands Development and Management Committee.”

- (b) it is requested Council consider investigating the incorporation of a skate park and/or other activity spaces (e.g. rage cage sports facilities) into the Railway Lands Precinct;
- (c) investigations to include researching potential designs and costs with a view to preparing a project plan and budget for Councils 2016-2017 Budget deliberations.

Cr Perryman moved it be recommended:

- (a) The report be received;
- (b) this matter be referred to the Railway Lands Activation Team.

Cr Mutton seconded

AMENDMENT

Cr Morello moved:

- (a) The report be received;**

Cr Von Stanke seconded

The Amendment was put and

Carried

And as such became the Motion

The Motion was put and

Carried

4. PROPERTY MANAGEMENT - Railway Lands - Rail Trail Project - Ref. AF15/343

Goal: Building Communities

Strategic Objective: (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 Director - Operational Services reported:

- (a) Council has been negotiating with the Department for Planning, Transport and Infrastructure (DPTI) to gain a lease over the rail corridor between Pick Avenue and White Avenue for the purpose of constructing a shared footway/bicycle path which will connect to the Railway Lands project;
- (b) at this stage the negotiations are progressing very positively and it is likely DPTI will be in a position to grant a five (5) year lease in the coming weeks (unless there are any unforeseen circumstances);
- (c) Council staff have prepared an Environmental Management Plan and Technical Specification for the new path, both of which are presently with DPTI for review;

- (d) The total project is estimated at \$500,000 and Council has received \$300,000 in external funding (\$250,000 from the State Government under its Planning and Development (Open Space) program and \$50,000 from the State Black Spot funding program (announced this week). Council also has \$100,000 in its 2015/2016 budget, giving a total of \$400,000 immediately available. A further report will be presented to Council with regard to the remaining \$100,000;
- (e) It is highly likely the five (5) year lease from DPTI will include all the rail corridor, not just the area required for the shared path. This will require additional maintenance and this will need to be factored into future budgets. The risk for Council is that the State Government, may at any time, require the land to be made available for operational railway purposes in which case the investment in the rail trail will be lost (noting the bicycle track will be constructed on top of the existing main line - this has the advantage of "sealing" all the polluted materials under the railway line and leaving infrastructure in tact).

Cr Perryman moved it be recommended:

- (a) The report be received and contents noted;**
- (b) Council authorise the Mayor and Chief Executive Officer to execute lease documentation for the lease of the railway corridor from Pick Avenue to White Avenue (excluding Bay Road to Wehl Street South) when such documentation becomes available.**

Cr Von Stanke seconded

Carried

MOTION WITH NOTICE

1. SOCIAL, CULTURAL AND COMMUNITY SERVICES – Advice - Multicultural Advice and Information - Ref. AF11/1596

Cr Morello moved;

- (a) Council acknowledges the humanitarian disaster engulfing Syria is a world-wide responsibility;
- (b) Council invites the Federal Member for Barker, Mr Tony Pasin and a representative from the Limestone Coast Migrant Resource Centre to an informal meeting to discuss the potential for Mount Gambier to assist in resettling displaced refugees.

Cr Persello seconded

AMENDMENT

Cr Perryman moved:

- (a) Council acknowledges the humanitarian disaster engulfing Syria is a world-wide responsibility;
- (b) The City of Mount Gambier supports the Federal Government's commitment to assist the Global humanitarian situation out of Syria and the Middle East;
- (c) Council invites the Federal Member for Barker, Mr Tony Pasin and a representative from the Limestone Coast Migrant Resource Centre to an informal meeting to discuss the potential for Mount Gambier to assist in resettling displaced refugees.

Cr Mutton seconded

The Amendment was put and

Carried

And as such became the Motion

The Motion was put and

Carried

MOTIONS WITHOUT NOTICE

1. GOVERNANCE – Elected Member Training and Development - Ref. AF11/903

Goal:

To be recognised as a lifelong learning community.

Strategic Objective:

Promote the benefits of cooperative learning and the contribution learning makes to our enhanced quality of life.

The Chief Executive Officer reported that Cr Persello has sought permission of Council to attend the Suicide Prevention Annual Network of Networks being held in Adelaide on 9th October, 2015.

The event will celebrate the successes, share experiences, increase understanding, connect the networks and start the journey for new networks. As Council's representative on the Community Mental Health Network the Suicide Prevention Annual Network of Networks is considered a valuable event for Cr Persello to attend.

Cr Perryman moved it be recommended:

- (a) Cr Persello be authorised to attend the Suicide Prevention Annual Network of Networks in Adelaide on 9th October, 2015;**
- (b) all costs associated with attendance at the Seminar be met by Council – Acc. No. 6000.0105 (Members Training).**

Cr Persello seconded

Carried

CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Von Stanke moved that pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public (with the exception of other Council Members and Council Officers now present) be excluded from the meeting in order for the Motion Without Notice – Riddoch Art Gallery to be received, discussed and considered in confidence.

The Council is satisfied that the information to be received, discussed or considered in relation to this Agenda Item is information that pursuant to:

- **section 90(3)(b)** – 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,
 - and;
 - would prejudice the commercial position of the Council.

- **section 90(3)(d)** - is 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 received and discussed relates to the business of a 3rd party organisation with whom Council is considering to conduct business the disclosure of which would reasonably be expected to prejudice or confer advantage on the commercial positions of various stakeholders and the current operating activities of that organisation.

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 disclosure would prejudice the Council’s position in negotiating appropriate commercial and acceptable community outcomes with 3rd party stakeholders.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
Motion Without Notice		
2.	Riddoch Art Gallery- Ref. AF11/1615	(b) & (d)

Cr Morello seconded

Carried