

MINUTES OF THE MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 16TH DECEMBER, 2014 AT 6.00 P.M.

COUNCIL

PRESENT:

Mayor Andrew Lee

Cr Christian Greco
Cr Des Mutton
Cr Frank Morello
Cr Hanna Persello
Cr Ian Von Stanke
Cr Josh Lynagh
Cr Mark Lovett
Cr Penny Richardson
Cr Sonya Meziniec
Cr Steve Perryman

APOLOGY/IES:

Nil

COUNCIL OFFICERS:

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
Governance Officer	-	Mr M McCarthy
Engineering Manager	-	Mr D Morgan
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 Von Stanke moved the minutes of the previous meetings held on 21st October, 2014 and 25th November, 2014 be taken as read and confirmed.

Cr Morello seconded

Carried

MAYORAL REPORT - Ref. AF11/881

- Remembrance Day service at Vansittart Park
- Chamber of Commerce breakfast
- Opening of Annual Cross Border VIC Conference to welcome delegates
- Official declaration of Election results
- Mount Gambier Christmas Parade
- Afternoon tea to celebrate Mr Giovanni Bueti's Order of Australia Award
- Friendship Force afternoon tea and rose planning ceremony
- Affordable living and problem gambling forum
- Mayoral Christmas Appeal launch
- Members Briefing – Legislative regulatory framework
- Meet and greet with Dave Collier, Regional Commander MFS
- St Martins Lutheran College Valedictory Service
- Mock Council Meeting
- White Ribbon dinner
- Reidy Park Centre open day
- Special Olympics Limestone Coast
- Concert and Art Exhibition for disability services volunteer / activity centre
- Park and Stride Launch
- Mount Gambier Christmas Parade award presentation
- '50 things to do before you turn 13' launch
- Council Meeting
- Meet and greet with Steve Saffell and Anthony Peluso, Country Arts SA
- Junior Sports Assistance Fund Committee Meeting
- 10th Anniversary of Regional Food Bank
- Citizen of the Year Award selection meeting with Alison Brash and Shirley Underwood
- Pioneers Basketball break up
- Members Briefing - Decision Making Structure / Appointments
- Joint Council's Christmas Dinner
- Afternoon tea for 30th Anniversary of Blue Lake Golf Club
- Meeting with Scott Executives
- Presentation and Thanks from Rotary Club of Mount Gambier Lakes – Sponsorship of SA Power Networks Blue Lake Fun Run, presentation of Junior Sports Assistance Fund cheque for assistance to disadvantaged juniors.
- Official opening of International Day of People with Disabilities
- Presentation of Disability Awards for International Day of People with Disabilities
- New Council Induction bus tour of City
- Unveiling of first section of community Move It Learn to Ride Safe bike path
- Mayors Christmas Appeal morning tea for isolated elderly residents
- Welcome / Opening speech – Blue Lake Y Swim Club annual carnival
- 75th Anniversary of Compton CFS
- Presentation to Grant High Students – Leadership
- Rotary cheque presentation
- 60th Anniversary of Mount Gambier being declared a City morning tea

- Members Informal Workshop – Strategic Plans / Community Profile and Engagement
- St Martin’s Lutheran College end of year service
- SELGA meeting
- Official opening of Capital and Country exhibition
- Welcome speech 2014 Christmas Carols by Candle Light
- Meeting with Minister Mullighan and Troy Bell

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

<u>Member</u>	<u>Organisation</u>
Cr Richardson	SELGA meeting, Citizenship Ceremony; Tertiary Grants for Health Education; 60 th Anniversary of Mount Gambier being declared a City morning tea; Ladies Legacy afternoon tea.
Cr Persello	Unveiling of first section of community Move It Learn to Ride Safe bike path, Mount Gambier Christmas Parade award presentation; 60 th Anniversary of Mount Gambier being declared a City morning tea; Survivors of Suicide Memorial, White Ribbon cocktail evening, White Ribbon The Loudest Shout, White Ribbon / Soroptimist Walk the Talk event, Mayors Christmas Appeal launch.
Cr Greco	Reidy Park Association Open Day, John B OAM Celebration, Tertiary Health Education Grant Launch
Cr Mutton	60 th Anniversary of Mount Gambier being declared a City morning tea
Cr Morello	Official opening of Capital and Country exhibition

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 - Nil

PETITIONS: Nil

NOTICE OF MOTION TO RESCIND: Nil

OPERATIONAL SERVICES ITEMS

1. **GOVERNANCE - Projects to be undertaken by the Operational Services Department, Engineering Division, during month - Ref. AF11/866**

The Engineering Manager 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>
• Caroline Landfill (Cell construction only)	95%
• Railway Lands Paving Works	15%
• Commerce Place Redevelopment	60%

Completed Tasks

- Kennedy Avenue Footpath Construction
- Commercial Street Paving Project

Cr Von Stanke moved the report be received.

Cr Greco seconded

Carried

2. **DEVELOPMENT CONTROL - Mount Gambier Heritage Advisory Group - Restoration Fund Grant Program 2014/2015 - Ref. AF11/265**

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

The Senior Planner reported:

(a) The guidelines for the Heritage Restoration Fund are as follows:

1. all of the restoration fund is allocated by grants;
2. any property listed as a place of local heritage significance (excluding places owned by Local and / or State Government), is eligible for a grant;
3. the maximum amount of money available to each property is \$2000.00. Properties will only be eligible to receive a grant every third financial year; and
4. the criteria to successfully apply for a grant includes:
 - the grant is to be used for conservation work (e.g. painting, repairs, fencing, re-roofing), and/or professional design advice;

- the minimum value of work to be undertaken is \$2,000.00;
 - the works to be undertaken shall be reasonably documented, including drawings, specifications and/or colour schemes or similar;
 - the works shall be undertaken within six (6) months of approval of grant;
 - the grant shall be issued to a successful applicant retrospectively i.e. after work completed;
 - the successful applicant must submit to Council, an invoice or receipt of payment for the completed works, prior to the grant being issued.
- (b) the Mount Gambier Heritage Advisory Group met on Wednesday, 19th November 2014;
- (c) applications for the 2014/2015 Local Heritage Restoration Fund have been received;
- (d) the total amount available for the 2014/2015 Local Heritage Restoration fund is \$20,000 as allocated in the 2013/2014 Council budget.
- (e) please note three of the properties have been recommended to receive \$3,000, two properties have works costing less than \$2,000, one applicant has received funds last year and one application was late. Although these vary with the guidelines, the Heritage Advisory Group were of the view that the variance was acceptable as the applicants are carrying out adequate heritage restoration for the betterment of the Local Heritage Places.

Cr Perryman moved:

- (a) **The report be received;**
- (b) **Council allocate funding to the applicants listed below for the 2014/2015 Heritage Grants:**

APPLICANT	RECOMMENDED VALUE OF GRANT
Matthew Ray	\$3000
Trident Tyre Centre Pty Ltd	\$500
Craig & Cathy Marsh	\$3000
J A Hirschausen & G C & H J Kinmonth	\$1200
G W & T L Schloithe	\$1000
Catherine Rymill	\$2000
Michael Bailey	\$3000
Adrian & Tracy Koop	\$2000

- (c) Council advise all successful applicants of the grant and the conditions relating to claiming.

Cr Richardson seconded

Carried

3. **ENVIRONMENTAL MANAGEMENT - Compliance - Caroline Landfill Capital Construction - Purchase of Fuel Refilling Trailer**

Goal: *Environment*

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

Goal: *Governance*

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

The Engineering Manager reported:

- (a) Council has recently completed construction of Cell 3 at the Caroline Landfill and is in the process of Capping Cell 1 as part of the Capital Works for the Landfill;
- (b) as Cell 3 is located south of Cell 1 and 2 it is now difficult to refuel the landfill compactor without driving it out of the new cell and damaging the access roadway;
- (c) as the location of the overhead refuelling fuel tank is located adjacent to Cell 1 and 2 and in close proximity to the workshed, and cannot be relocated closer to Cell 3 without interfering with the construction of future cells, it is now necessary to purchase a portable refuelling tank (i.e. fuel tank on trailer);
- (d) normally plant purchases are identified as separate budget items but given the 2015/2016 budget is some months away and it is necessary to purchase this refuelling tank sooner rather than later to enable more efficiency in landfilling operations to occur (now that Cell 3 is being used for landfilling), it will be recommended that this purchase be made from the capital account set aside for the Landfill Construction/Capping;
- (e) estimates for the purchase of a refuelling trailer are in the range of \$10,000 and there are sufficient funds within the capital account to accommodate this purchase without impacting on the budget for unfinished works (i.e. Cell 1 capping).

Cr Von Stanke moved:

- (a) **The report be received;**
- (b) **Council authorise the Director - Operational Services to purchase a suitable refuelling trailer for the Caroline Landfill with costs to be booked against Account No. 7670.5701 (Caroline Landfill Cell Construction and Capping).**

Cr Mezinec seconded

Carried

4. **INFRASTRUCTURE - Drainage Easement - 21 Lake Terrace West - Approval to encroach over easement - AF11/2094**

Goal: Environment

Strategic Objective: (i) Support the preservation and enhancement of the City's unique natural and built heritage for future generations

The Engineering Manager reported:

- (a) Council has received a request from the property owners of 21 Lake Terrace West to gain approval to encroach (build) over part of the Council drainage easement that currently rests on the eastern boundary of their property;
- (b) a recent survey of the property undertaken by the property owner has confirmed the existence of the easement and that part of their existing dwelling currently encroaches into part of the easement (namely the pergola footings). The owner has informed Council of this and is now seeking permission to allow this to occur but to also allow future additions to partly encroach onto the easement;
- (c) Council's Asset Register does not indicate that there is any Council stormwater infrastructure located in this easement and stormwater from the street system is adequately disposed of via other pipe/pit systems;
- (d) it is likely that this easement may have been created for future stormwater purposes should the need arise. Whilst it is highly unlikely that the easement may be needed for future purposes, the process to remove an easement from a title is both time consuming and costly and has the potential to delay future building approvals should the Council agree to allow the property owner to encroach over the easement for any future building works;
- (e) given that the easement exists, Council may wish to keep the easement on the title but grant permission to the property owner to encroach over part of the easement so long as a portion of the easement is maintained free and unrestricted for any future stormwater purposes;
- (f) any future pipe work would likely be in the order of 300mm diameter and accordingly maintaining a clear space within the easement of 900mm would allow a pipe of this size to be installed at a future point in time should the need arise.

Cr Von Stanke moved:

- (a) The report be received;**
- (b) Council grant permission to the property owners of 21 Lake Terrace West to encroach over part of the drainage easement that exists on the property title subject to:**

1. a free and unrestricted width of 900mm be maintained within the easement;
2. any future costs associated with removing built infrastructure that exists or is built within the easement that interferes with Councils ability to lay a stormwater pipe within the clear 900mm area of the easement be relocated, removed and/or reinstated at the property owners expense.

Cr Greco seconded

Carried

5. **INFRASTRUCTURE - Street Tree Planting Program 2015 - Ref. AF11/1259**

Goal: *Environment*

Strategic Objective: (i) *Support initiatives that value and preserve our unique environment and contribute to environmental sustainability*
(ii) *Support the preservation and enhancement of the City's unique natural and built heritage for future generations*

The Engineering Technical Officer reported:

- (a) Council at its meeting held on Tuesday 19th August 2014 resolved to adopt the 2015 Street Tree Program;
- (b) Council on the 31st October 2014 notified SA Power Networks, SA Water, Telstra Corporation and the APA Group of the proposed 2015 street tree program, with all comments relating to the program being received up to and including Wednesday, 26th November 2014;
- (c) Council did not receive any correspondence from any of the above mentioned utilities in regards to the program, and therefore it can be reasonably assumed, that there are no objections by these authorities for the proposed species of trees selected for planting;
- (d) it is also Council's policy to give notification of a tree planting program to all property owners affected by the proposal, with all comments to be received up to three weeks from the date of issue. The responses received are summarised below;
- (e) from the correspondence sent out to all residents affected by the proposed tree plantings, there were a total of twenty two residents who made comment upon;
- (f) it should firstly be noted that six of the twenty two residents that responded to Council expressed their support for the upcoming street tree program. These responses were from 49 Lake Terrace West, 87 & 108 Lake Terrace East, 6 Jenkins Street, 6 Shelley Crescent, and 14 Houston Drive. The resident at 6 Jenkins Street does support the Street Tree Program, but had concerns with vision when driving out her driveway given Jenkins Street is hilly in nature. Although the proposed trees are a bottlebrush, they can still be uplifted as they mature to allow sufficient sight vision under the tree. Although the resident at 108 Lake Terrace East supports the program, she would like the existing New Zealand Christmas tree adjacent to her

property to remain. Given the tree is healthy and sound in structure there is no reason other than street uniformity that will be compromised;

- (g) sixteen of the residents that made comment upon wrote to council specifically asking that a tree not be planted adjacent to their property for various reasons. These properties include 2 Cardinia Street, 1, 6, 23, 28, 29 & 34 King Grove, 1 Krummel Street, 3 Shelley Crescent, 5 Shelley Place, 4 & 8 Heathfield Way, 4 Houston Drive, 27 Lake Terrace West, 1 Highland Drive and 1 Stuart Court. It is therefore recommended that a tree not be planted adjacent to the above listed properties;
- (h) finally, the resident from 29 Lake Terrace East wrote to Council stating that she would prefer a different flowering bottlebrush. The proposed Species of Bottlebrush selected has proven to grow well in Mount Gambier, and can be pruned to a good shape and structure;
- (i) Council has not received any other correspondence in regards to the program from any other residences as set out in the 2015 street tree program proposal; hence it can be reasonably assumed that there are no objections by the remainder of residents in regards to the program.

Cr Von Stanke moved:

- (a) **The report be received;**
- (b) **Council retains the New Zealand Christmas tree adjacent to 108 Lake Terrace East as requested by the residents;**
- (c) **Council, having considered all submissions in relation to the proposed street tree program for 2015 hereby adopts the following tree planting schedule with the exception of 2 Cardinia Street, 1, 6, 23, 28, 29 & 34 King Grove, 1 Krummel Street, 3 Shelley Crescent, 5 Shelley Place, 4 & 8 Heathfield Way, 4 Houston Drive, 27 Lake Terrace West, 1 Highland Drive and 1 Stuart Court.**

COMMON NAME	BOTANICAL NAME	STREET NAME	BEING RETAINED	PROPOSED REMOVALS	PROPOSED PLANTINGS	NET GAIN
Gawler Hybrid Bottlebrush	Callistemon Viminalis 'Harkness'	Jenkins Street	0	4	20	16
Gawler Hybrid Bottlebrush	Callistemon Viminalis 'Harkness'	Mark Street	2	2	25	23
Gawler Hybrid Bottlebrush	Callistemon Viminalis 'Harkness'	Shelley Crescent	1	4	58	54
Crepe Myrtle	<i>Lagerstroemia indica</i> x <i>L. Faurei</i> 'Natchez'	Krummel ST (WEST SIDE)	0	2	14	12
Purple Leaf Cherryplum	<i>Prunus cerasifera</i> 'Nigra'	Lake Terrace East (NORTH SIDE)	0	5	28	23
Purple Leaf Cherryplum 'Crimson Spire'	<i>Prunus cerasifera</i> 'Oakville Crimson Spire'	Lake Terrace East (SOUTH SIDE)	0	11	26	15
Southworth Dancer Pear	<i>Pyrus betufoia</i> 'Southworth Dancer'	Colonel Light Place	0	0	15	15

Southworth Dancer Pear	Pyrus betufoia 'Southworth Dancer'	Stuart Court	0	0	15	15
Southworth Dancer Pear	Pyrus betufoia 'Southworth Dancer'	Hill Crescent	0	0	14	14
Callery Pear	Pyrus calleryana " Glensform' Chanticleer	Heathfield Way	0	0	20	20
Callery Pear	Pyrus calleryana " Glensform' Chanticleer	Houston Drive	0	0	11	11
Callery Pear	Pyrus calleryana " Glensform' Chanticleer	King Grove	0	1	36	35
Callery Pear	Pyrus calleryana " Glensform' Chanticleer	Krummel ST (EAST SIDE)	0	0	12	12
Greenvase Japanese Elm	<i>Zelkova serrata</i> 'Greenvase'	Bodey Court	0	0	35	35
			3	29	330	300

Cr Meziniec seconded

Carried

6. TRAFFIC MANAGEMENT - Public Reaction - Request for No Parking Lines - McArthur Street to Stafford Street - Letter from R. Foley - Ref. AF11/1867

The Engineering Manager reported:

- (a) Council has received a request from a resident in Stafford Street (raising concerns regarding traffic safety) for Council to establish a no parking line on one side of McArthur Street and Stafford Street, in order to improve traffic safety;
- (b) Council Officers have inspected this site and made the following observations:
 - there is restricted sight distance when travelling along McArthur Street and Stafford Street due to the vertical and horizontal curves in the roadway;
 - on-street vehicle parking around the corner is likely to add to potential vehicle conflict;
 - whilst there is minimal demand for on-street parking, the removal of on-street parking at certain locations is likely to improve traffic safety, but Council needs to be mindful of the residents views regarding any plans to remove parking permanently;
- (c) as a result Council Officers have spoken verbally to the residents that live adjacent to the corner of McArthur Street and Stafford Street regarding traffic safety in this area and their views on possibly introducing a no stopping area on the inside corner adjacent to 34 McArthur Street (refer to attached plan);
- (d) all residents (including the property owner of 34 McArthur Street) voiced no objection to the creation of a no stopping area adjacent to 34 McArthur Street as indicated on the attached plan.

Cr Von Stanke moved:

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

- (b) The Traffic Impact Statement, related to the establishment of a no stopping area adjacent to 34 McArthur Street (from the vehicle crossover on the Stafford Street side, to the eastern property boundary on McArthur Street), attached to the agenda be endorsed by Council;
- (c) The City of Mount Gambier, pursuant to Ministerial delegation resolves the following:

Prohibited Area
1.1.502

No Stopping

MCARTHUR STREET / STAFFORD STREET - northern side of McArthur Street, adjacent to 34 McArthur Street, for a distance of 48 metres (from the vehicle crossover on the Stafford Street side to the eastern property boundary on McArthur Street.

to be effective upon the installation of appropriate signage

Cr Morello seconded

Carried

7. **COMMITTEES** - Mount Gambier Cemetery Trust (Section 41) Committee - Minutes of Meeting held 5th November 2014 - Ref. AF11/1371

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

Cr Von Stanke moved:

- (a) Minutes of the Mount Gambier Cemetery Trust Committee meeting held on Wednesday, 5th November 2014 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 2014**
 - the financial statement as at 30th June 2014 be received.
 2. **BUDGET ESTIMATES - 2014/15**
 - the Budget estimates for 2014/15 be adopted.
 3. **BURIAL AND CREMATIONS - STATISTICS FOR 2013/2014**
 - the statistical report for burials and cremations for 2013/2014 be received.

4. **MOUNT GAMBIER CREMATORIUM - SECONDARY EXIT**

- the report be received;
- the matter be left lie on the table pending discussions with the Director - Operational Services regarding other possible options.

5. **PASSING OF REV. BRIAN ASHWORTH AND JOE LEWIS**

- the Mount Gambier Cemetery Trust pay respects to the late Rev. Brian Ashworth and Joe Lewis, and acknowledge their contribution to the Trust.

6. **NEXT MEETING**

- the next meeting of the Trust be held on Friday, 16th January 2015 at 12.15 p.m.

Cr Perryman seconded

Carried

8. **OPERATIONAL SERVICES REPORT NO. 26/2014** - Environmental Management - External Committees - Dissolution of the Blue Lake Management Committee - Ref. AF11/366

Goal:

Governance

Strategic Objective:

(i) Demonstrate innovative and responsible organisational governance

Cr Morello moved:

- (a) Operational Services Report No. 26/2014 be received;
- (b) Council advise the South East Natural Resources Management Board that it is disappointed with it's decision to dissolve the Blue Lake Management Committee;
- (c) Council further advise the South East Natural Resources Management Board that it now seeks a full reimbursement of all unspent monies contributed to the Blue Lake Management Committee by the City of Mount Gambier;
- (d) Council authorise the Director - Operational Services to continue discussions regarding a future Blue Lake Management Committee and report the outcomes to Council.
- (e) Council writes to the Minister for Sustainability, Environment and Conservation, Honourable Ian Hunter to express:

- i) Council's deep concern and disappointment that the Blue Lake Management Committee has been dissolved;
- ii) The importance of the Blue Lake as an icon of the state and this City's most precious natural resource;
- iii) Council's willingness to work with government to reinstate this vitally important committee;
- iv) Our desire that government commits to a five year funding guarantee to employ a water care officer to continue the scientific work that is of major significance.

Cr Lovett seconded

Carried

9. **OPERATIONAL SERVICES REPORT NO. 27/2014 - Governance - Committees - Council Development Assessment Panel 2015 - Ref. AF14/430**

Goal: *Environment*

Strategic Objective: (i) *Support the preservation and enhancement of the City's unique natural and built heritage for future generations*

Goal: *Governance*

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

Cr Von Stanke moved

- (a) Operational Services Report No. 27/2014 be received;
- (b) the following Independent Persons be appointed to the Council Development Assessment Panel which shall commence for a two year term at the expiration of the current term in February, 2015:
 - Mrs Liz Travers;
 - Ms Emily Finnigan;
 - Mr Peter Seebohm; and
 - Mrs Margaret Trotter;
- (c) Mrs Liz Travers be appointed as the Presiding Member of the Council Development Assessment Panel;
- (d) Council appoint three (3) Council Members to the Council Development Assessment Panel which shall commence for a two year term at the expiration of the current term in February, 2015;
- (e) Council advise both the successful and unsuccessful applicants of the outcome of their Expression of Interest and thank them for their interest.

Cr Greco seconded

Carried

CORPORATE AND COMMUNITY SERVICES ITEMS

1. FINANCIAL STATEMENT – as at 30th November, 2014

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Mezinec moved it be recommended the financial statement as at 30th November, 2014 be received.

Cr Von Stanke seconded

Carried

2. FINANCIAL MANAGEMENT – Insurance – Policies and Renewals AF11/773

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

The Director – Corporate Services reported:

(a) As part of the annual insurance renewal process Local Government Risk Services have advised the following in relation to Workers Compensation, Mutual Liability and Asset Mutual Schemes:

(i) LGA Workers Compensation Scheme

- estimated savings of \$14.7 m during 2013/2014 compared to being registered with Workcover
- achieved a further 3 year renewal of its self insurer licence.
- gross contribution rate to remain at 4.25%
- continuation of rebate/bonus scheme based on performance
- provision of a Special Distribution (in addition to the annual bonus) - \$1.5m distributed amongst all Member Councils

(ii) LGA Mutual Liability Scheme

- continues to provide S A Councils with the most extensive liability protection in Australia
- celebrates 25 years of operation where it had achieved an accumulated surplus of \$26.86m as at 30th June, 2014
- average 2.2% premium increase but dependent on Council performance
- provision of a Special Distribution (in addition to the annual bonus) - of \$1.5m distributed amongst all Member Councils

(iii) LGA Asset Mutual Fund

- average net premium rates unchanged

- provision of a Special Distribution (in addition to the annual bonus) - of \$2m distributed amongst all Member Councils
- (b) Council's share of the overall \$5m is a total of \$65,327 with the encouragement that these allocations be applied to risk based projects that continue to improve the exposures that are protected by each of the Schemes.

Cr Perryman moved:

- (a) the letter from Local Government Risk Services be received;
- (b) Council congratulate Local Government Risk Services on their performance to date and authorise the Chief Executive Officer to respond to Local Government Risk Services on risk based projects that Council will apply the Special Distribution funds to.

Cr Morello seconded

Carried

3. GOVERNANCE – Committees – City of Mount Gambier Junior Sports Assistance Fund (Section 41) – Minutes of Meeting held 26th November, 2014 – Ref. AF11/725

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Von Stanke moved:

- (a) the minutes of the Junior Sports Assistance Fund Sub-Committee held on Wednesday 26th November, 2014 be received;
- (b) recommendations (numbered 1 to 11) of the Junior Sports Assistance Fund Sub-Committee held on Wednesday 26th November, 2014 be adopted by Council.

1. FINANCIAL STATEMENT AS AT 11TH NOVEMBER, 2014

The Financial Statement for the period to 11th November 2014 be received.

2. APPLICATIONS FOR FINANCIAL ASSISTANCE FOR JUNIORS

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

3. *There was no Item 3 on the Agenda inadvertently missed*

4. APPRECIATION'S - letters received/forwarded

The report be received.

5. **GENERAL INFORMATION** - Since 1st July 2013

The reports be received.

6. **NON RESIDENT APPLICATIONS**

The report be received.

7. **OTHER APPLICATIONS**

The report be received.

8. **RESIGNATION OF MEMBER ORGANISATION**

The report be received.

9. **COMMERCIAL CLUB EXCEPTIONAL JUNIOR AWARD** - Annual Grant Initiative

The report be received.

10. **COACHING CLINICS APPLICATIONS** - Annual Call for 2014/15

It be recommended to Council that:

(a) the report be received;

(b) the following application(s)/funding be made available in 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) Mount Gambier and District Baseball \$1,000

(ii) Basketball Mount Gambier \$1,000

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

11. **ROTARY CLUB OF MOUNT GAMBIER LAKES - DONATIONS TO FINANCIALLY DISADVANTAGED JUNIOR SPORTS PERSONS**

(a) the report be received;

(b) the following application(s)/funding be made available to the Member Organisations named below to assist the identified junior(s) to achieve their fullest participation with the specific purpose donation from the Rotary Club of Mount Gambier Lakes -

Donations to Financially Disadvantaged Junior Sportspersons initiative (funded from some of the proceeds from the 2013 SA Power Networks Blue Lake Fun Run) and to be used strictly in accordance with their respective confidential application:

(i) Special Olympics	\$1,500
(ii) Basketball Mount Gambier	\$600
(iii) Blue Lake Y Swim Club	\$300

Cr Perryman seconded

Carried

4. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 67/2014 - Grant Funding - Sport and Recreation Major Capital Works Program 2014/2015 Financial Year - Ref. AF14/54**

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 Von Stanke moved:

- (a) Corporate and Community Services Report No. 67/2014 be received;
- (b) the \$70,000 allocated for distribution to the 2014/2015 Sport and Recreation Major Capital Works Program, be distributed as follows:

1. West Gambier Football Club	\$10,000
2. East Gambier Sportsmens Club	\$20,000
3. North Gambier Football Club	\$8,000
4. Mount Gambier Little Athletics Centre	\$24,000
5. Blue Lake BMX Club	<u>\$8,000</u>
Total	<u>\$70,000</u>

- (c) All applicants be advised accordingly.

Cr Greco seconded

Carried

5. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 68/2014 - Budget Update as at 30th September, 2014 – Ref. AF13/457**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Von Stanke moved:

- (a) Corporate and Community Services Report No. 68/2014 be received;
- (b) the Budget Update as at 30th September, 2014 as presented with this Report be adopted by Council with all amendments to be made to the 2014/2015 Council Budget.

Cr Perryman seconded

Carried

6. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 69/2014 - Strategic Plan/Corporate Plan, Achievement of Key Performance Indicators Quarterly Report September 2014 – Ref. AF11/1790**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Meziniec moved

- (a) Corporate and Community Services Report No. 69/2014 and the September 2014 Quarterly Summary KPI report be received and endorsed by Council.

Cr Morello seconded

Carried

7. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 70/2014 - Council's Decision Making Structure - Ref. AF14/283**

Goal: Governance

Strategic Objective: Establish measures for Council's performance and continually compare against community expectations.
Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service deliver and performance.

Cr Perryman moved:

- (a) Corporate and Community Services Report No. 70/2014 be received;
- (b) The following decision making structure is endorsed by Council:

Membership of Operational Services and Corporate and Community Services to consist of five Councillors each with all Councillors serving on one Committee each.

Membership of the Standing Committees are:

Operational Services

**Cr Christian Greco
Cr Frank Morello
Cr Des Mutton
Cr Penny Richardson
Cr Ian von Stanke**

Corporate and Community Services

**Cr Mark Lovett
Cr Josh Lynagh
Cr Sonya Meziniec
Cr Steve Perryman
Cr Hanna Persello**

- (c) Commencing in January the two Section 41 (Standing) Committees being Operational Services and Corporate and Community Services shall meet in the week preceding the ordinary monthly Council Meeting. For the month of January the Operational Services Committee shall meet at 7.30 am on the preceding Tuesday and Corporate and Community Services Committee shall meet at 6.00 pm on the preceding Tuesday.**
- (d) At the January meeting of the Operational Services Committee and the Corporate and Community Services Committee, each Standing Committee shall consider an item on the scheduling of that respective committee's monthly meetings. In determining the scheduling of such meetings, members of the Operational Services Committee and Corporate and Community Services Committee will have regard to:**
- (i) the availability and convenience of members of the committee;**
 - (ii) regulatory time frames for issuing of meeting notices;**
 - (iii) preparation and distribution of agendas; and**
 - (iv) Committees not meet concurrently**
- e) In any case, committees will meet in the week preceding the ordinary monthly meeting of Council.**
- f) (i) Terms of Reference to be reviewed by each Committee by June 2015.**

- (ii) The Mayor has ex officio status on both Operational Services and Corporate and Community Services Standing Committees;
- (iii) Neither Standing Committee has any delegation to act with all recommendations of Operational Services and Corporate and Community Services Committees being considered by full Council for final decision and resolution;
- (iv) The following Statutory Committees have been re-established by Council on 25th November, 2014 as required under legislation;
 - Audit Committee
 - Development Assessment Panel
 - Building Fire Safety Committee
 - Strategic Planning and Development Committee
- (v) The following Section 41 Committees are to continue as resolved by Council on 25th November, 2014:
 - Junior Sports Assistance Fund – reporting to Corporate and Community Services
 - Cemetery Trust – reporting to Operational Services;
- (vi) The Chief Executive Officer Performance Development and Review Committee will continue and will report to full Council.

Cr Mutton seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 71/2014 - Withdrawal of Pensioner Concession Rebates on Council Rates - Ref. AF14/452

Cr Morello moved:

- (a) that Corporate and Community Services Report No. 71/2014 be received;
- (b) that Council:
 - (i) agrees to participate in the LGA's campaign to seek reinstatement of the concessions; and
 - (ii) agrees to insert a flyer in the next quarterly Council rates notice alerting ratepayers to the "Bill Shock" of the impact of pensioner concessions on rates; and
 - (iii) is in support of the LGA Boards position not to support Councils funding pensioner or self-funded retire concessions, previously provided by and now withdrawn by the South Australian Government, at this time.

Cr Von Stanke seconded

Carried

9. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 72/2014 - Nominations for Member Positions on Committees Advisory Groups and other bodies and organisations - Ref. AF14/452**

Cr Perryman moved

- (a) that Corporate and Community Services Report No. 72/2014 be received;
- (b) that nominations by Members to the various Committee and external positions as specified in the report be made to the Manager – Governance & Property by Friday 9th January 2015 and presented to the meeting of Council on 20th January 2015.
- (c) that Jeroen Zwijnenburg and Donald Currie be appointed as independent members of Council’s Audit Committee until November 2018 (or until such other time as Council resolves), with Jeroen Zwijnenburg to be appointed as Audit Committee Presiding Member.

Cr Meziniec seconded

Carried

MOTIONS WITH NOTICE - NIL

MOTIONS WITHOUT NOTICE

Cr Perryman moved:

Council expresses its condolences to the family and friends of Brian Johnston, Michelle Doyle, Josh Doyle, Jessica Doyle & Bev Khan who lost their lives in tragic circumstances, as a result of two separate fatal accidents which occurred on south east roads during December this year.

Cr Richardson seconded

Carried

CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Von Stanke moved that the following item 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 item 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:

- S.90(3)(a) - information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

The Council is satisfied that the information to be received, discussed or considered in relation to this item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person.

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 matter is of a personal nature.

<u>Item No.</u>	<u>Subject Matter</u>	<u>S90 (3) Grounds</u>
Operational Services		
10.	COMMITTEES - Mount Gambier Cemetery Trust (Section 41) Committee - Application to Alter Memorial Plaque (Item 8 - Minutes of Meeting held 5th November 2014)	(a)
	CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL	

Cr Morello seconded

Carried