MINUTES OF THE MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 19TH AUGUST, 2014 AT 6.04 P.M.

COUNCIL

PRESENT: Mayor SA Perryman

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

APOLOGIES: Cr Smith moved the apology received from Cr J Maher be accepted.

Cr Lee seconded — Carried

COUNCIL OFFICERS:

Chief Executive Officer	-	Mr M McShane
Director – Operational Services	-	Mr D Sexton
Director – Corporate Services	-	Mr G Humphries
Engineering Manager	-	Mr D Morgan
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: Cr Mutton moved the minutes of the previous meeting held on 15th July, 2014 be taken as read and confirmed.

Cr White seconded — Carried

MAYORAL REPORT - Ref. AF11/881

- Memorial Ceremony at Vansittart Soldiers Memorial to commemorate Vietnam Veterans Day and pay tribute to Australian Defence Force.
- Progress on display of Aboriginal and Torres Strait Islanders Flag in the Council Chamber – Ceremony for implementation of display following Special Council Meeting
- Last meeting prior to entering Caretaker Mode commencing on the 2nd September.

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

Member	Organisation
Cr Richardson	Meeting with Minister Piccolo to raise various issues including the Jail and Tenison Woods College speed limits
Cr Mutton	Civil Contractors Federation Earth Awards – Former Hospital Demolition entry.
Cr Persello	"Bringing it all together" – Art and Mental Health presentation and workshop. Celebrate Seniors Month planning meeting. Opening of dementia friendly communities forum. Judging Unleashed Outback event entries. Community Engagement and Social Inclusion sub-committee. Youth Advisory Group Meeting – Youth involvement in Council elections. Members Informal with Federal Member for Barker, Tony Pasin, MP. Christmas Parade Advisory Group meeting. Mental Health Network Group meeting. Suicide Prevention Network meeting – Out of the Shadows into the Light event; RUOK Bus tour visit; World Suicide Prevention Day; Menswatch Program community meeting.
Cr Lee	OPAL "Thank You and Goodbye" Morning Tea. Members Informal on Overview of OPAL Program. CEO Performance Development and Review Committee Meeting. NBN rollout – meeting with Community Affairs Manager. Members Informal on Regional Public Health Plan. Members Informal with Federal Member for Barker, Tony Pasin, MP. Members Informal with Member for Mount Gambier, Troy Bell, MP. CAS presentation by Professor John Martin. Science and Engineering competition at Activ8.
Cr Shearing	Members Informal on Overview of OPAL Program. Operational Services Committee meeting.

Cr Smith	Mens Shed Meeting. Members Informal on Overview of OPAL Program. Queen Elizabeth Park Trust board meeting. City Development Framework meeting. CAS presentation by Professor John Martin. Members Informal on Regional Public Health Plan. NBN rollout – meeting with Community Affairs Manager. Members Informal with Member for Mount Gambier, Troy Bell, MP. City Development Framework interview with ABC Radio. ac.care "Cost of Homelessness" morning tea. Queen Elizabeth Park Trust meeting. Members Informal with Federal Member for Barker, Tony Pasin, MP. Operational Services Committee meeting. Corporate and Communtiy Services Committee meeting. Viet Nam Veterans Day Ceremony at Vansittart Park. Onsite meeting with Mens Shed reps.

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

Cr Smith seconded **Carried**

QUESTIONS:

(a) With Notice – Nil submitted.

(b) Without Notice – Nil received.

PETITIONS: Nil.

NOTICE OF MOTION TO RESCIND: Nil.

ELECTED MEMBERS WORKSHOPS: Ref. AF11/2028

Four Elected Members Informal Workshops were conducted between 16th July, 2014 and 14th August, 2014.

Topics for discussion were:

Date	*Topic for Discussion*
22/07/2014	Overview of OPAL Program, operations and achievements over past 5 years
29/07/2014	Discussion and input into the Regional Public Health Plan
31/07/2014	Discussion on various issues with Member for Mount Gambier, Troy Bell, MP
11/08/2014	Discussion on various issues with Federal Member for Barker, Tony Pasin, MP

Records of Proceedings from the Workshops are attached.

Cr Von Stanke moved that the Record of Proceedings for the Elected Members Workshops on the Overview of OPAL Program, operations and achievements over past 5 years; Discussion and input into the Regional Public Health Plan; Discussion on various issues with Member for Mount Gambier, Troy Bell, MP; Discussion on various issues with Federal Member for Mount Gambier, Tony Pasin, MP be received and the contents noted.

Cr Smith seconded **Carried**

COMMITTEE MINUTES

PROCEDURE FOR VOTING EN BLOC:

(i) *The Presiding Member of the meeting will consider the list of agenda items before the 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);*
- *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 the meeting will enquire of Members at the 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 will enquire of the 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 – 12th August, 2014

Cr White moved that the minutes of the meeting held 12th August, 2014 be received.

Cr Smith seconded **Carried**

The consensus at the meeting was that the following items be considered En Bloc:

Item No's: 1 and 2.

RECOMMENDATIONS ADOPTED EN BLOC

Cr White moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **Carried**

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

Date of Motion	Subject Matter	Action Required	Responsibility	Status	Comments
CORPORATE AND COMMUNITY SERVICES					
20/11/2012	Establishment of City Development Framework	• Expressions of Interest Process • Council Report	Chief Executive Officer	In Progress	• City Development Framework Sub-Committee established December 2013 to oversee project. • Professor John Martin engaged by Council

					• Draft Futures Paper being prepared, Professor John Martin in Mount Gambier 12 - 16th May, 2014. • May/June 2014 - consultation to commence to develop strategies. Final Draft completed in July and desktop published for community consultation commencing 1st August - 29th August.
20/08/2013	Umpherston Sinkhole	• Expressions of Interest Process • Council Report	Governance Officer	In Progress	Negotiations continuing with potential operator.
17/09/2013	China Relationship	Further investigations/members workshop	Chief Executive Officer	In Progress	• Initial workshop held • Regional workshop scheduled on 5th December • Members Informal workshop on 6th December • Further workshop scheduled for 19th February 2014. • Council Report and resolution in March to proceed to further investigation. • Members Workshop with Sean Keenihan - 12th June, 2014
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	• Statement of Commitment presented to Council • Ongoing planning with Pangula Mannamurna, Burrandies, Aboriginal Corporation and Elders Group. • 1st September date fixed for Ceremony in Council Chamber.
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	• Project Group convened. • Lease document finalised. • Work to commence July pending 2014/ 2015 Budget.

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
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	Completed	No further action required by Council
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	Joint Funding Agreement Drafted - with SEAWL
17/06/2014	Civic Centre maintenance - external cladding	Release Expression of Interest (in conjunction with Country Arts SA)	Director - Operational Services	In Progress	Not started as yet
17/06/2014	Parking restrictions - Commerce Place Carpark	Arrange for rescission and installation of parking restrictions at Commerce Place Carpark	Team Leader - General Inspector	In Progress	Signage has been ordered
17/06/2014	Parking restrictions - Commercial Street East and West	Arrange for rescission and installation of parking restrictions on Commercial Street East and West	Team Leader - General Inspector	In Progress	Signage has been ordered
17/06/2014	Grant of easement - Calula Drive	Consent be given to the granting of easement	Governance Officer	Completed	No further action required by Council
08/07/2014	Establishment of bicycle lanes - Suttontown Road	Advise N.F. McDonnell and Sons of alterations to bicycle lanes on Suttontown Road	Engineering Manager	Completed	Letter sent on 16/07/2014
08/07/2014	Policy Review - C120 Cemeteries - Carinya Gardens and Lake Terrace Cemetery	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - C355 Council Land - Irrigation Policy	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - W125 Waste Management - Refuse Collection	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - T120 Tree Policy	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Tender - Supply and Delivery of Concrete Pavers for Railway Lands	Advise successful and unsuccessful tenderers	Engineering Manager	Completed	Correspondence issued on 16/07/2014
08/07/2014	Tender - Supply and Installation of Blue Lake Lighting	Set aside original Tender AF14/155 and retender by invitation (Tender AF14/277) to the tenderers who responded to AF14/155	Manager - Regulatory Services Environmental Sustainability Officer	In Progress	New tender process to commence 06/08/2014

Cr Mutton seconded Carried

Cr White moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

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:

Commenced Tasks	% Completed
• Caroline Landfill (Cell construction only)	on hold
• Streetscaping / Paving City Centre (Krummel Street to Compton Street)	80%
• O'Leary Road (Calula Drive to Wireless Road West) kerbing and widening	65%
• Bike lane linemarking	80%
• Ferrers Street streetscape upgrade	60%
• Kennedy Avenue concrete footpath construction	10%
• Commercial Street (Ferrers Street to Compton Street) protuberance kerbing works	5%
• Commerce Place Carpark Redevelopment	5%

Completed Tasks

- Sutton Avenue - Jubilee Highway West concrete footpath
- Valley Lake Carpark tree removal and replacement (stage 3)

Cr Richardson moved it be recommended the report be received.

Cr Mutton seconded Carried

Cr White moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **Carried**

3. <u>CELEBRATIONS AND FESTIVITIES</u> - 2014 Christmas Parade - Street Closure - Ref. A13/402, AF11/1850

Goal: *Building Communities*
Strategic Objective: *(i) Recognise and support our volunteers, community organisations and their sustainability as they continue to be the foundation of the community*

The Presiding Member reported:

(a) Since the introduction of the Australian Road Rules in late 1999, the power to close roads for special events is now contained within the Road Traffic Act 1961 (Section 33);

(b) the Minister for Transport has delegated the powers of Section 33 to Council, and Council should make an appropriate order to close Commercial Street for the Christmas Parade on 15th November 2014;

(c) the order should:

(i) close the required section of Commercial Street for the required period of the Christmas parade (including any adjacent or adjoining road); <u>and</u>

(ii) exempt the persons taking part in the parade on the closed portion of the road/s from a duty to observe an enactment, regulation or by-law prescribing a rule to be observed on roads by pedestrians or drivers of vehicles;

(d) Police Officers are given wide ranging powers by the order (as set out in Section 33 of the Road Traffic Act 1961) to ensure orderly conduct;

(e) a copy of the order is to be published in a local newspaper at least two (2) clear days prior to the event.

Cr Von Stanke moved it be recommended:

(a) the report be received;

(b) Council, being of the opinion that the 2014 Christmas Parade is an event to which Section 33 of the Road Traffic Act applies to, pass the following order in relation to road closures for the purpose of the 2014 Christmas Parade on Saturday, 15th November 2014.

ORDER

Council, pursuant to Section 33 of the Road Traffic Act 1961 and instrument of Delegation from the Minister of Transport makes the following order to close the following roads on Saturday, 15th November 2014:

(a) (i) COMMERCIAL STREET EAST - between East side of Davison Street and Bay Road/Penola Road
WATSON TERRACE - north south leg adjacent to Jens Hotel

Between the hours of 7.00am and 1:00pm.

With the exception of the Ferrers Street/Mitchell Street intersection, north/south traffic will be permitted to cross Commercial Street East until 8.30am.

The portion of Commercial Street East between Crouch Street and East side of Davison Street may remain open to 10:30am.

(b) COMMERCIAL STREET WEST - between Bay Road/Penola Road and Wehl Street
WATSON TERRACE - east west leg off Bay Road.

Between the hours of 8.30am and 1:00pm.

North/South bound vehicles will be permitted to access Commercial Street West intersection until 10:55am.

(c) CROUCH STREET SOUTH - between Commercial Street East and Sturt Street
WEHL STREET NORTH - between Commercial Street West and Wyatt Street/Eglington Terrace.
COMMERCIAL STREET WEST - between Wehl Street and Bertha Street

Between the hours of 10:50am and 1.00pm.

(d) WATSON TERRACE - north south leg adjacent to Jens Hotel/Cave Garden

Between the hours of 12:30pm and 5:00pm.

(e) COMMERCIAL STREET EAST - between Bay Road and Ferrers Street

Between the hours of 1:00pm and 3:00pm.

(f) COMMERCIAL STREET WEST - between Bay Road and Gray Street

Between the hours of 1:00pm and 3:00pm.

Council further orders that persons attending and taking part in the event are exempted from the following Road Rules when on roads (or section of road) closed pursuant to this Order:

1.	Rule 221	Using hazard warning lights
2.	Rule 230	Crossing a road – general
3.	Rule 231	Crossing a road at pedestrian lights
4.	Rule 232	Crossing a road at traffic lights
5.	Rule 234	Crossing a road on or near a crossing for pedestrians
6.	Rule 237	Getting on or into a moving vehicle
7.	Rule 238	Pedestrians travelling along a road (except in or on a wheeled recreational device or toy)
8.	Rule 250	Riding on a footpath or shared path
9.	Rule 264	Wearing of seat belts by drivers
10.	Rule 265	Wearing of seat belts by passengers 16 years old or older
11.	Rule 266	Wearing of seat belts by passengers under 16 years old
12.	Rule 268	How persons must travel in or on a motor vehicle
13.	Rule 269	Opening doors and getting out of a vehicle etc
14.	Rule 298	Driving with a person in a trailer

Conditions on Exemptions from Australian Road Rules

1.	Rule 237	Getting on or into a moving vehicle – provided the speed of the vehicle does not exceed 5km/h
2.	Rule 264	Wearing of seat belts by drivers – provided the speed of the vehicle does not exceed 25km/h
3.	Rule 265	Wearing of seat belts by passengers 16 years old or older – provided the speed of the vehicle does not exceed 25km/h
4.	Rule 266	Wearing of seat belts by passengers under 16 years old – provided the speed of the vehicle does not exceed 25km/h
5.	Rule 268	How persons must travel in or on a motor vehicle – provided the speed of the vehicle does not exceed 25km/h
6.	Rule 269	Opening doors and getting out of a vehicle etc – provided the speed of the vehicle does not exceed 5km/h
7.	Rule 298	Driving with a person in a trailer – provided the speed of the vehicle does not exceed 25km/h

Cr Mutton seconded Carried

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

Cr Mutton seconded **Carried**

4. <u>INFRASTRUCTURE</u> - Maintenance - Damaged Street Tree Maintenance and/or Removal 2014 - Letter from Donahue's Leisure - Ref. AF13/386

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

The Presiding Member reported:

(a) The tree in question is a healthy tree (as assessed by Council's Engineering Technical Officer) and therefore does not fall within the scope of delegated authority to authorise removal;

(b) this tree has lost some limbs over time but being a large Eucalypt it is not an ideal street tree and would not be planted in this location if a tree scheme was intended for the area;

(c) given the history and circumstances of the request, the removal of this tree is supported by staff.

Cr Von Stanke moved it be recommended:

(a) The report be received;

(b) Council grant approval for the removal of the street tree (Eucalypt) adjacent to Donehue's Leisure, 250 Jubilee Highway West, Mount Gambier.

Cr Mutton seconded <u>Carried</u>

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

Cr Von Stanke seconded <u>Carried</u>

5. <u>PROPERTY MANAGEMENT</u> - Arrangements - Temporary Closure of Valley Lake to Powered Water Craft - 2014 Carpathon Event - Ref. AF11/1880

Goal: *Building Communities*
Strategic Objective: *(i) Recognise and support our volunteers, community organisations and their sustainability as they continue to be the foundation of the community*

The Presiding Member reported:

(a) Council are again partnering with the Department of Environment, Water and Natural Resources (DEWNR) for Water Week 2014. One of the activities involves running the Carpathon at the Valley Lake on Sunday the 2nd of November 2014.

DEWNR have requested to have the Valley Lake closed to powered water craft during the period of the Carpathon, 9:00 a.m. to 3:00 p.m..

Cr Richardson moved it be recommended:

(a) The report be received;

(b) Council approve the closure of the Valley Lake to powered water craft on Sunday the 2nd of November 2014, 9:00 a.m. to 3:00 p.m.

Cr Shearing seconded Carried

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

Cr Von Stanke seconded Carried

6. TRAFFIC MANAGEMENT - Regulating - Request for alterations to On-Street Parking - Bailey 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 has received a letter from Courtney Jones (copy attached to the agenda) advising of concerns regarding traffic congestion around the kindergarten and school on Bailey Street;

(b) this report will recommend Council amend the current resolutions in place to extend the 'No Parking Zone' and minimise the '15 Minute Zone', to allow traffic to flow more freely;

(c) the proposed amended areas on Bailey Street 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 attached to the Operational Services Committee agenda be endorsed by Council;

(c) The City of Mount Gambier pursuant to Ministerial delegation resolves to amend the following:

Prohibited Area No Stopping
1.1.461

BAILEY STREET - northern half from 76.5 metres west of the intersection with Wimmera Street and following the kerb line of the cul-de-sac to 134 metres of the said intersection

Prohibited Area 15 Minute Parking
3.5.086

BAILEY STREET - northern half from 68.0 metres west of the intersection with Wimmera Street to 76.5 metres west of the said intersection

to apply between 8.00 a.m. and 4.00 p.m. on school days

to be effective on the installation of appropriate signage

Cr Shearing seconded Carried

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

Cr Mutton seconded Carried

7. TRAFFIC MANAGEMENT - Regulating - Request for alterations to On-Street Parking - Mitchell 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 has received a letter and a signed petition from all of the Mitchell Street businesses (copy is attached to the agenda) with a proposal to change the existing timed zones in Mitchell Street from '1 Hour Parking' to '15 Minute Parking', which will increase the turnover of parking spaces in the street;

(b) the proposed '15 Minute Parking' areas on Mitchell Street 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 attached to the Operational Services Committee agenda be endorsed by Council;

(c) Council rescinds resolution numbers 3.3.162 and 3.3.163;

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

Prohibited Area 15 Minute Parking
3.5.097

MITCHELL STREET - eastern half from 10.0 metres south of Percy Street to 26.2 metres south of Percy Street

Prohibited Area 15 Minute Parking
3.5.098

MITCHELL STREET - western half from 10.0 metres south of Percy Street to 33.3 metres south of Percy Street

to apply between 8.00 a.m. and 4.00 p.m. Monday to Friday and 8.00 a.m. to 12 noon Saturdays

to be effective on the installation of appropriate signage

Cr Von Stanke seconded

AMENDMENT

Cr Richardson moved it be recommended:

(a) The report be received;

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

(c) Council rescinds resolution numbers 3.3.162 and 3.3.163;

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

Prohibited Area 30 Minute Parking
3.5.097

MITCHELL STREET - eastern half from 10.0 metres south of Percy Street to 26.2 metres south of Percy Street

Prohibited Area 30 Minute Parking
3.5.098

MITCHELL STREET - western half from 10.0 metres south of Percy Street to 33.3 metres south of Percy Street

to apply between 8.00 a.m. and 4.00 p.m. Monday to Friday and 8.00 a.m. to 12 noon Saturdays

to be effective on the installation of appropriate signage

The amendment lapsed for want of a seconder

The motion was put and Carried

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

Cr Ian Von Stanke seconded

AMENDMENT:

Cr Richardson moved:

(a) The report be received;

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

(c) Council rescinds resolution numbers 3.3.162 and 3.3.163;

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

Prohibited Area 30 Minute Parking
3.5.097

MITCHELL STREET - eastern half from 10.0 metres south of Percy Street to 26.2 metres south of Percy Street

Prohibited Area 30 Minute Parking
3.5.098

MITCHELL STREET - western half from 10.0 metres south of Percy Street to 33.3 metres south of Percy Street

to apply between 8.00 a.m. and 4.00 p.m. Monday to Friday and 8.00 a.m. to 12 noon Saturdays

to be effective on the installation of appropriate signage

Cr Persello seconded **Lost**

The Motion was put and **Carried**

Cr Richardson requested a Division

The declaration of the result of the vote was set aside.

Voting by Division being:

Members Voting for the Motion	**Members Voting against the Motion**
Cr Von Stanke	**Cr Persello**
Cr Mutton	**Cr Richardson**
Cr White	**Cr Smith**
Cr Lee	
Cr Shearing	

5 for the Motion, 3 against

The Motion was declared **Carried**

8. OPERATIONAL SERVICES REPORT NO. 19/2014 - Property Leasing - Hastings Cunningham Reserve - Lake City Rod and Custom Club - Proposed Shed Extension - Ref. AF11/1442

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

Cr Von Stanke moved it be recommended:

(a) Operational Services Report No. 19/2014 be received;

(b) Council consent (as custodian) to the extension proposed by the Lake City Rod and Custom Club to its shed located at Hastings Cunningham Reserve, subject to:

1. the consent of the Crown Lands division of the Department of Environment, Water and Natural Resources (Landowner);
2. the granting of a Development Approval for the proposed shed extension;
3. Special Conditions to control the works being annexed to the Lake City Rod and Custom Club Licence documentation.

Cr Mutton seconded Carried

Cr White moved the recommendation of the Operational Services Committee as contained in item 8 be adopted.

Cr Mutton seconded **Carried**

9. <u>OPERATIONAL SERVICES REPORT NO. 20/2014</u> - Policy Review - A170 Advertising and Signage - Ref. AF11/1950

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

Cr Shearing moved it be recommended:

(a) Operational Services Report No. 20/2014 be received;

(b) Council hereby adopts new Council Policy A170 - Advertising and Signage as attached to this report;

(c) Council revoke existing Council Policies C325 Council Land - Advertising Signage and R250 Reserves - Sponsorship and Advertising Signs;

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

Cr Mutton seconded <u>Carried</u>

Cr White moved the recommendation of the Operational Services Committee as contained in item 9 be adopted.

Cr Mutton seconded <u>Carried</u>

<u>MATTERS TO BE CONSIDERED EN BLOC</u>

The Presiding Member will enquire of the 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.

The consensus at the meeting was that the following items be considered En Bloc:

<u>Item No's</u>: 10, 11, 12 and 13.

10. <u>OPERATIONAL SERVICES REPORT NO. 21/2014</u> - Policy Review - Footways and Crossovers - Ref. AF11/1950

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

Cr Von Stanke moved it be recommended:

(a) Operational Services Report No. 21/2014 be received;

(b) Council hereby adopts new Council Policy #### - Footways and Crossovers as attached to this report;

(c) Council revoke existing Council Policies F160 - Footways - Crossing Places, F165 - Footways - Maintenance of Flexible Seal Vehicle Crossovers, F170 - Footways - Landscaping by Residents and S150 - Streets - Procedures for New Invert/Crossovers;

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

Cr Mutton seconded Carried

Cr White moved that the recommendations as contained in items 10, 11, 12 and 13 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **Carried**

11. OPERATIONAL SERVICES REPORT NO. 22/2014 - Policy Review - D160 Inspection and Copying of Documents - Ref. AF11/1950

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

Cr Shearing moved it be recommended:

(a) Operational Services Report No. 22/2014 be received;

(b) Council hereby adopts new Council Policy D160 - Development Act - Inspection and Copying of Documents as attached to this report;

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

Cr Mutton seconded Carried

Cr White moved that the recommendations as contained in items 10, 11, 12 and 13 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **Carried**

12. <u>OPERATIONAL SERVICES REPORT NO. 23/2014</u> - Policy Review - Encroachments / Protection of Public During Building / Maintenance Work - Ref. AF11/1950

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

Cr Shearing moved it be recommended:

(a) Operational Services Report No. 23/2014 be received;

(b) Council hereby adopts new Council Policy #### - Encroachments / Protection of Public During Building/Maintenance Work over Public Places, as attached to this report;

(c) Council revoke existing Council Policies B120 - Buildings - Encroachments over Public Places, B160 - Building - Verandah Posts, F200 - Footways - Protection Of Public - Building Work and F210 - Footways - Protection of Public - Maintenance Works;

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

Cr Mutton seconded <u>Carried</u>

Cr White moved that the recommendations as contained in items 10, 11, 12 and 13 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **<u>Carried</u>**

13. <u>OPERATIONAL SERVICES REPORT NO. 24/2014</u> - Policy Review - Operational Services Policies - Ref. AF11/1950

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

Cr Shearing moved it be recommended:

(a) Operational Services Report No. 24/2014 be received;

(b) Council hereby adopts new Council Policies:

- E240 - Expiation Notice - Cancellation and Waiver as attached to this report;
- F110 - Fencing Costs - Contributions by Council as attached to this report;

- F190 - Footways - Requests for Paving - Works within the City Centre Zone as attached to this report;
- P135 - Planning - Entertainment Venues as attached to this report;
- R270 - Road Pavement - Excavation and Reinstatement of as attached to this report;
- S115 - Strategic Management - Engineering Works - Fencing of Stormwater Retention Basins as attached to this report;
- S120 - Street Signs - Directional, Tourist and Other Scenic Facility Signs as attached to this report;
- S135 - Streets - Naming of as attached to this report;
- W115 - Waste Management - Receival of Waste - Caroline Landfill as attached to this report;

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

Cr Mutton seconded Carried

Cr White moved that the recommendations as contained in items 10, 11, 12 and 13 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Operational Services Committee.

Cr Mutton seconded **Carried**

14. TENDER - Supply and Installation of a Lease-to-own Photovoltaic System on Roof of the Mount Gambier Library - Ref. AF14/129

CHAT Result (average): *73% "Good"*

Completed by: *Engineering Manager*
Environmental Sustainability Officer
Project Officer

Pursuant to Division 3 - Conflict of Interest, Sections 73 and 74 Part 4 of the Local Government Act 1999, Cr Mutton and Cr Smith disclosed an interest in Item 14 *(Cr Mutton's Grandson has a financial interest in Quark Consulting; and Cr Smith has a relative working in the industry)* and did not:-

(a) propose or second a motion relating to the matter; or

(b) take part in discussion by the Committee relating to that matter; or

(c) while such discussion is taking place, be in, or in the close vicinity of, the room in which or other place at which that matter is being discussed; or

(d) vote in relation to that matter.

Cr Mutton and Cr Smith vacated the meeting at 6.25pm

The Presiding Member reported:

(a) At the Council meeting held on 20th May 2014 Council resolved to release an open tender for a lease to own solar system for the Mount Gambier public library. The tender was released on Tuesday, 10th June 2014 and closed on Monday, 14th July 2014;

(b) Council received nine (9) submissions to the tender, from the following companies:

Tenderer	System Size (kW)	Total Cost (exGST & SAPN costs)	Final Cost (less STCs*)	Per kW Cost	Notes
Braemac Energy	59.67	$115,709	$77,019	$1,290	Live educational display inside Library not included.
Gambier Electronics	63.18	$141,700	$102,300	$1,619	Remote monitoring included.
Keppel Prince Engineering	57.5	$112,649	$73,148	$1,203	Live educational display inside Library included.
Keystones Solar Group	70	?	$133,300	$1,904	Live educational display inside Library not included.
Metro Solar	55.8	$137,642	$102,957	$1,845	Live educational display inside Library not included.
Nu Energy	86.4	?	$300,000	$3,472	Live educational display inside Library included, on existing screen.
Solar Depot	51	$109,606	$77,896	$1,527	Live educational display inside Library included.
Solgen Energy	52.5	$110,778	$75,791	$1,377	Live educational display inside Library included.
ZEN Energy	60	$131,003	$89,962	$1,499	Live educational display inside Library included.

**STCs "Small-scale technology certificates", are a tradeable commodity attached to eligible installations of renewable energy systems (including solar panels). These are generally assigned to the solar company, who sell them on the STC market.*

(c) the Assessment Criteria for Tender AF14/129 were listed in section three (3) of the Specification of the Tender document. The Assessment Criteria included the following:

- Experience in delivering similar installations
- The total price of the system
- The annual solar electricity production of the photovoltaic system
- Warranties, guarantees and life expectancy of the system
- Local content

(d) following the close of tenders the nine (9) submissions were assessed by members of an internal assessment panel. The submissions were also assessed by an independent solar expert at Quark Consulting. The internal assessment panel consisted of:

- Cr Ian Von Stanke
- Director Operational Services
- Manager Regulatory Services
- Manager Finance
- Environmental Sustainability Officer

(e) initially the submissions were assessed independently by each member of the panel against the assessment criteria. Following this, the assessment panel convened to discuss their results and select a preferred tenderer;

(f) this process, in conjunction with a recommendation from Quark Consulting, resulted in a unanimous decision to recommend Keppel Prince Engineering as the preferred tenderer. This solar system will supply approximately 23% of the Library's annual electricity usage. The entire available space on the sawtooth sections of roof will be covered with solar panels;

(g) Quark Consulting recommend Council to award the tender "Subject to appropriate approvals from SA Power Networks being obtained, and grid integration costs (e.g. Network Protection) not exceeding $20,000";

(h) given the cost effectiveness of the Keppel Prince submission (i.e. total contract cost of $73,148) it was the view of the panel that the 2014-2015 budget should be reviewed with a view to funding the installation internally. This could be done via an 'internal loan' (from CAD), whereby the savings in electricity costs from the Library pay off the internal loan over a period of five years, and this is clearly shown in the next budgets to ensure the value of the solar system is not lost.

Cr Von Stanke moved it be recommended:

(a) The report be received;

(b) Council accept Keppel Prince Engineering as the successful tenderer for Tender AF14/129 Supply and Installation of a Lease-to-Own Photovoltaic System - Roof of Mount Gambier Library at a total contract cost of $73,148, subject to appropriate approvals from SA Power Networks being obtained, and grid integration costs (e.g. Network Protection) not exceeding $20,000;

(c) review the 2014-2015 Council Budget, with a view to funding the installation internally.

Cr Richardson seconded Carried

Cr White moved the recommendation of the Operational Services Committee as contained in item 14 be adopted.

Cr Von Stanke seconded **Carried**

Cr Mutton and Cr Smith resumed the meeting at 6.28 pm

MATTERS TO BE CONSIDERED EN BLOC

The Presiding Member will enquire of the 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.

CORPORATE AND COMMUNITY SERVICES COMMITTEE MINUTES – 12th August, 2014

Cr White moved that the minutes of the meeting held 12th August, 2014 be received.

Cr Smith seconded **Carried**

The consensus at the meeting was that the following items be considered En Bloc:

Item No's: 1 and 2.

RECOMMENDATIONS ADOPTED EN BLOC

Cr Richardson moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Corporate and Community Services Committee.

Cr Smith seconded **Carried**

1. FINANCIAL STATEMENT – as at 31st July, 2014

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

Cr Smith moved it be recommended the financial statement as at 31st July, 2014 be received.

Cr Richardson seconded Carried

Cr Richardson moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Corporate and Community Services Committee.

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
CORPORATE AND COMMUNITY SERVICES					
20/11/2012	Establishment of City Development Framework		Chief Executive Officer	In Progress	• City Development Framework Sub-Committee established December 2013 to oversee project. • Professor John Martin engaged by Council • Draft Futures Paper being prepared, Professor John Martin in Mount Gambier 12 - 16th May, 2014. • May/June 2014 - consultation to commence to develop strategies. • Final Draft completed in July and desktop published for community consultation commencing 1st August - 29th August.
20/08/2013	Umpherston Sinkhole	• Expressions of Interest Process • Council Report	Governance Officer	In Progress	Negotiations continuing with potential operator.
17/09/2013	China Relationship	Further investigations/members workshop	Chief Executive Officer	In Progress	• Initial workshop held • Regional workshop scheduled on 5th December • Members Informal workshop on 6th December • Further workshop scheduled for 19th February 2014. • Council Report and resolution in March to proceed to further investigation.

					• Members Workshop with Sean Keenihan - 12th June, 2014
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	• Statement of Commitment presented to Council • Ongoing planning with Pangula Mannamurna, Burrandies, Aboriginal Corporation and Elders Group. • 1st September date fixed for Ceremony in Council Chamber.
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	• Project Group convened. • Lease document finalised. • Work to commence July pending 2014/ 2015 Budget.
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
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	Completed	No further action required by Council
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	Joint Funding Agreement Drafted - with SEAWL
17/06/2014	Civic Centre maintenance - external cladding	Release Expression of Interest (in conjunction with Country Arts SA)	Director - Operational Services	In Progress	Not started as yet
17/06/2014	Parking restrictions - Commerce Place Carpark	Arrange for rescission and installation of parking restrictions at Commerce Place Carpark	Team Leader - General Inspector	In Progress	Signage has been ordered
17/06/2014	Parking restrictions - Commercial Street East and West	Arrange for rescission and installation of parking restrictions on Commercial Street East and West	Team Leader - General Inspector	In Progress	Signage has been ordered
17/06/2014	Grant of easement - Calula Drive	Consent be given to the granting of easement	Governance Officer	Completed	No further action required by Council

08/07/2014	Establishment of bicycle lanes - Suttontown Road	Advise N.F. McDonnell and Sons of alterations to bicycle lanes on Suttontown Road	Engineering Manager	Completed	Letter sent on 16/07/2014
08/07/2014	Policy Review - C120 Cemeteries - Carinya Gardens and Lake Terrace Cemetery	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - C355 Council Land - Irrigation Policy	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - W125 Waste Management - Refuse Collection	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Policy Review - T120 Tree Policy	Adopt new Policy and make the necessary amendments to Council's Policy Manual Index	Planning Officer	Completed	Adopted Policy updated on Council's website
08/07/2014	Tender - Supply and Delivery of Concrete Pavers for Railway Lands	Advise successful and unsuccessful tenderers	Engineering Manager	Completed	Correspondence issued on 16/07/2014
08/07/2014	Tender - Supply and Installation of Blue Lake Lighting	Set aside original Tender AF14/155 and retender by invitation (Tender AF14/277) to the tenderers who responded to AF14/155	Manager - Regulatory Services Environmental Sustainability Officer	In Progress	New tender process to commence 06/08/2014

Cr Lee seconded Carried

Cr Richardson moved that the recommendations as contained in items 1 and 2 as detailed in this agenda and moved En Bloc be adopted as these identified agenda items can be dealt with En Bloc in compliance with Councils adopted Policy and Procedure for voting En Bloc and that the said recommendation be adopted as the recommendation of the Corporate and Community Services Committee.

Cr Smith seconded **Carried**

3. GOVERNANCE - Committees - Community Engagement and Social Inclusion Sub Committee - Minutes of Meeting held Monday 30th June, 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 30th June, 2014 be received;

(b) recommendations (numbered 1 to 7) of the Community Engagement and Social Inclusion Sub-Committee meeting held on Monday 30th June, 2014 be adopted by Council:

1. ABORIGINAL AND TORRES STRAIT ISLANDER FLAGS

   (a) the verbal report be received;

   (b) a follow up meeting be scheduled.

2. RECONCILIATION ACTION PLAN

   (a) the report be received;

   (b) administration staff research existing Reconciliation Action Plan models and prepare a report to be tabled at the next meeting.

3. TERMS OF REFERENCE

   (a) the report be received;

   (b) the amended objectives as discussed be put together in a draft format to be tabled for discussion at the next Meeting.

4. REVIEW OF THE COMMUNITY ENGAGEMENT TOOL KIT

   (a) the Community Engagement Toolkit be received;

   (b) Minor formatting adjustments be made. The IAP2 spectrum and Engagement Flowchart to appear at the front of the document.

5. DOMESTIC VIOLENCE POLICY

   The report be received.

6. ADVOCACY

   (a) the report be received;

   (b) Administration staff conduct further research into the specific issues identified;

   (c) an invitation be extended to Parliamentary Members to meet with Council and Sub-Committee Members.

7. STANDING ITEM: TERMS OF REFERENCE

   The standing item Terms of Reference table be received.

Cr Lee seconded Carried

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

Cr Lee seconded **Carried**

4. GOVERNANCE - Committees - Mount Gambier Lifelong Learning Sub-Committee - Minutes of Meeting held on 18th July, 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 18th July, 2014 be received;

(b) the following recommendations (numbered 1 to 2) of the Mount Gambier Lifelong Learning Sub-Committee meeting held on Friday, 18th July, 2014 be adopted by Council:

1. ST MARTINS LUTHERAN COLLEGE

   Dianne Eckermann be thanked for her attendance and presentation at the Mount Gambier Lifelong Learning Sub-Committee Meeting.

2. OPERATIONS OF SUB-COMMITTEE

   The amended Terms of Reference as presented be accepted.

Cr Lee seconded Carried

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

Cr Mutton seconded **Carried**

5. GOVERNANCE - Committees - Community Engagement and Social Inclusion Sub Committee - Minutes of Meeting held Monday 28th July, 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 28th July, 2014 be received;

(b) recommendations (numbered 1 to 6) of the Community Engagement and Social Inclusion Sub-Committee meeting held on Monday 28th July, 2014 be adopted by Council:

1. ATSI FLAGS

   (a) the report be received;

   (b) a special meeting of Council be held on the 1st September, 2014 to unfurl the flags and make the commitment to working with our Aboriginal and Torres Strait Islander community in the process of reconciliation.

2. RECONCILIATION ACTION PLAN

   (a) the report be received;

   (b) Members be encouraged to view the Reconciliation Australian Website to increase awareness of the Reconciliation Action Plan (RAP) development;

   (c) All Members encouraged to attend the meeting with Mark Waters from Reconciliation SA in late August (date and time to be considered).

3. ADVOCACY

   (a) the report be received;

   (b) Minister for Disabilities, Hon Tony Piccolo MP will send Council a full report in response to the questions raised in the meeting held 27th July, 2014;

   (c) Details on the meeting with Member for Barker, Mr Tony Pasin MP yet to be confirmed.

4. TERMS OF REFERENCE

   (a) The Terms of Reference for the Community Engagement and Social Inclusion Sub-Committee be received and recommended to Council.

5. STANDING ITEM: TERMS OF REFERENCE

The standing item Terms of Reference table as presented be received.

6. MEETING SCHEDULE

   (a) The final meeting of the Community Engagement and Social Inclusion Sub-Committee under the present Council will be 25th August, 2014;

   (b) A social gathering for all volunteer community members that have served on Council's Sub-Committees be arranged for September 2014.

Cr Lee seconded Carried

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

Cr Smith seconded **Carried**

6. 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 Lee moved it be recommended:

(a) the Mayor be appointed as the delegate to represent Council at the 2014 LGA Conference and Annual General Meeting of the Local Government Association of South Australia to be held in Adelaide on Friday, 31st October, 2014. 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 AGM on Friday, 31st October, 2014, 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 Smith seconded Carried

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

Cr Mutton seconded **Carried**

7. 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 Lee 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 2014 Annual General Meeting of the Local Government Finance Authority to be held in Adelaide on Friday, 31st October 2014;

(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 Smith seconded Carried

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

Cr Smith seconded **Carried**

8. PERSONNEL - Leave - Ref. PERS

Goal: *Governance*
Operational Activity: *Demonstrate innovative and responsible organisational governance.*

Cr Richardson moved it be recommended:

(a) Council note that the Chief Executive Officer will be on leave from Monday 8th September, 2014 to Friday 12th September, 2014 inclusive, and as a consequence;

(b) Director - Corporate Services, Mr Grant Humphries be appointed Acting Chief Executive Officer for the above period.

Cr Lee seconded Carried

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

Cr Smith seconded **Carried**

9. CORPORATE AND COMMUNITY SERVICES REPORT NO 50/2014 - Leasing - Frew Park - Ref: AF11/1426

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

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 50/2014 be received;

(b) a 6 month lease plus 6 month renewal be granted to St Johns over portion of the building it currently occupies at Frew Park, on terms to be negotiated by the Chief Executive Officer.

(c) The Chief Executive Officer and Mayor be authorised to affix the Council Seal to any documentation necessary to give effect to the lease authorised at resolution (b).

(d) Further discussions be undertaken with interested 3rd parties for the development of proposals for the future use and occupation of the buildings located at Frew Park, for subsequent presentation to Council for consideration.

Cr Lee seconded Carried

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

Cr Mutton seconded **Carried**

10. CORPORATE AND COMMUNITY SERVICES REPORT NO 51/2014 - Leasing - 18 Ferrers Street - Ref: AF11/1466

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

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 51/2014 be received;

(b) a 3 year lease be granted to Red Cross over the property at 18 Ferrers Street, on terms to be finalised by the Chief Executive Officer.

(c) The Chief Executive Officer and Mayor be authorised to affix the Council Seal to any documentation necessary to give effect to the lease authorised at resolution (b).

Cr Lee seconded Carried

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

Cr Von Stanke seconded **Lost**

AMENDMENT

Cr Richardson moved:

(a) Corporate and Community Services Report No 51/2014 be received;

(b) A 1 year lease be granted at an annual fee of $1 to be paid if called upon by Council with a right of renewal for a further two years upon the presentation of a satisfactory future plan from Red Cross for their operations post this lease;

(c) All minor repairs and maintenance as per the current lease be the responsibility of Red Cross;

(d) Council's lease preparation costs be recovered from Red Cross in accordance with the provisions of the Retail and Commercial Leases Act;

(e) The Chief Executive Officer and Mayor be authorised to affix the Council Seal to any documentation necessary to give effect to the lease authorised by this Resolution.

Cr Mutton seconded

The amendment was put and **Carried**

And as such become the Motion

Cr White requested a Division

The declaration of the result of the vote was set aside.

Voting by Division being:

Members Voting for the Motion	Members Voting against the Motion
Cr Mutton	Cr Lee
Cr Richardson	Cr White
Cr Persello	Cr Von Stanke
Cr Shearing	
Cr Smith	

5 for the Motion, 3 against

The Motion was declared **Carried**

11. <u>CORPORATE AND COMMUNITY SERVICES REPORT NO 52/2014</u> - Granting of New / Renewal of Leases and Licences - Ref: AF11/2366

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

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 52/2014 be received and the content noted.

Cr Lee seconded <u>Carried</u>

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

Cr Smith seconded **<u>Carried</u>**

12. <u>CORPORATE AND COMMUNITY SERVICES REPORT NO 53/2014</u> - Leasing - Umpherston Log Cabin Building - Ref: AF11/1474

Goal:	*Building Communities*
Strategic Objective:	*Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.*

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 53/2014 be received.

(b) The Chief Executive Officer and Mayor be authorised to affix the Common Seal to any documentation necessary to give effect to a 5 year lease/licence of the Umpherston log cabin/kiosk (and immediately surrounding area) for the operation of a tourism related business and any associated works/improvements.

Cr Richardson seconded <u>Carried</u>

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

Cr Mutton seconded **<u>Carried</u>**

13. <u>CORPORATE AND COMMUNITY SERVICES REPORT NO 54/2014</u> - Strategic Plan/ Corporate Plan, Achievement of Key Performance Indicators Quarterly Report - June 2014 - Ref: AF11/1790

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

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 54/2014 and the June 2014 Quarterly Summary KPI report be received and endorsed by Council.

Cr Lee seconded <u>Carried</u>

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

Cr Lee seconded **<u>Carried</u>**

OTHER COMMITTEE AND SUB-COMMITTEE MINUTES

1. CHIEF EXECUTIVE OFFICER INTERIM PERFORMANCE REVIEW – 5th August, 2014

Cr White moved that the minutes of the meeting held 5th August, 2014 be received.

Cr Smith seconded **Carried**

(Details of minutes In Confidence)

MOTIONS WITH NOTICE

1. CORPORATE AND COMMUNITY SERVICES REPORT NO. 55/2014 - Leasing - Queen Elizabeth Park Trust - Ref. AF11/1407

Goal:	*Governance*
Strategic Objective:	*Demonstrate innovative and responsive organisational governance.*
	Evaluate the effectiveness of all service delivery initiatives against the returns and/or benefits to the community.
Goal:	*Building Communities*
Strategic Objective:	*Recognise and support our volunteers, community organisations and their sustainability as they continue to be the foundation of the community.*
Goal:	*Securing Economic Prosperity*
Strategic Objective:	*Support the development of our local economy, our unique local experiences and our capacity to grow visitation to our City.*

Cr Smith moved it be recommended:

(a) Corporate and Community Services Report No. 55/2014 be received;

(b) having considered submissions received on the proposal to lease the Blue Lake Holiday (Caravan) Park (Lot 101 in CT5961/294) to the Queen Elizabeth Park Trust on 'community terms' for a period not exceeding 21 years, Council proceed with offering a grant of lease, upon such reasonable terms and conditions for the periodical upkeep and development of the leased land and associated areas as negotiated by the Chief Executive Officer, subject to any other necessary approvals for the lease of the land having been obtained.

(c) the Chief Executive Officer and Mayor be authorised to affix the Common Seal to any documentation necessary to give effect to a lease granted in accordance with resolution part (b).

Cr Shearing seconded **Carried**

MOTIONS WITHOUT NOTICE

1. GOVERNANCE – Committees – Mount Gambier Lifelong Learning Sub-Committee – Mount Gambier Charter for Children – Ref. AF12/375

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

Members will recall the previously endorsed for public consultation Mount Gambier Charter for Children (20th May, 2014, Ref. AF12/375).

Public consultation concluded in June, 2014 and did not materially alter the draft previously endorsed by Council.

Attached is the final Mount Gambier Charter for Children for endorsement by Council.

During August, September and October, the Sub-Committee and Council staff will prepare a schedule of meetings leading to the formal launch of the Mount Gambier Charter for Children, tentatively scheduled for 22nd October 2014.

Cr Von Stanke moved it be recommended:

(a) The report be received;

(b) Council formally endorse the Mount Gambier Charter for Children and the formal launch of the Charter on 22nd October 2014.

Cr Richardson seconded **Carried**

CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Shearing 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 the Chief Executive Officer in that details person to the Chief Executive Officer will be disclosed.

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 personal to the Chief Executive Officer.

Item No.	Subject Matter	S90 (3) Grounds
1.	CHIEF EXECUTIVE OFFICER INTERIM PERFORMANCE REVIEW – Discussion regarding Draft Report received from AME Recruitment – Ref. PERS	(a)

Cr Von Stanke seconded **Carried**

CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

Cr Smith moved that an order be made pursuant to Section 91 (7) of the Local Government Act, 1999 that the document in relation to item 1 which has been considered by the Council on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

Item No.	Subject Matter	Element To Be Kept Confidential	Duration
1.	CHIEF EXECUTIVE OFFICER INTERIM PERFORMANCE REVIEW – Discussion regarding Draft Report received from AME Recruitment – Ref. PERS	All details	12 months

Cr White seconded **Carried**

Cr Smith moved that the Meeting resume to an Open session.

Cr White seconded **Carried**

Meeting closed at 6.59 pm
TLG