

MINUTES OF ORDINARY COUNCIL MEETING

Minutes of Meeting held at the Council Chamber, Civic Centre, 10 Watson Terrace, Mount Gambier on Tuesday, 20 March 2018 at 6.00 p.m.

PRESENT

Mayor Andrew Lee
Cr Christian Greco
Cr Mark Lovett
Cr Josh Lynagh
Cr Frank Morello
Cr Des Mutton
Cr Steven Perryman
Cr Penny Richardson
Cr Ian Von Stanke

COUNCIL OFFICERS

Chief Executive Officer	-	Mr M McShane
General Manager Community Wellbeing	-	Ms B Cernovskis
General Manager Council Business Services	-	Mrs P Lee
General Manager City Growth	-	Dr J Nagy
General Manager City Infrastructure	-	Mr N Serle
Manager Governance and Property	-	Mr M McCarthy
Media and Communications Coordinator	-	Ms S McLean
Media and Communications Officer	-	Mrs A Watson
Administrative Officer Executive Support	-	Mrs F McGregor

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.

1. APOLOGY(IES)

Apologies received from Cr Sonya Mezinec and Cr Hanna Persello

That the apologies from Cr Sonya Mezinec and Cr Hanna Persello be received.

Moved: Cr Von Stanke

Seconded: Cr Greco

Carried

2. LEAVE OF ABSENCE

Nil

3. CONFIRMATION OF COUNCIL MINUTES

Ordinary Meeting held on 20 February, 2018



That the minutes of the Ordinary Council meeting held on 20 February, 2018 be confirmed as an accurate record of the proceedings of that meeting.

Moved: Cr Mutton

Seconded: Cr Greco

Carried

4. MAYORAL REPORT - Ref. AF11/881

- Excellence Rating Award Presentation – Mount Gambier Children’s Centre
- AFPA SA Branch Mount Gambier Candidate Debate
- 37th Annual Legacy Bowls Day
- Members Workshop Youth Engagement Strategy and Culture and Heritage Plan
- Business Leaders Luncheon
- Community Engagement and Social Inclusion Sub-Committee Meeting
- Members Strategy Review Sessions
- Limestone Coast Regional Growth Strategy Meeting with Regional Australia Institute
- Welcome Luncheon for Over 70’s English Cricket Team
- Joint Council Dinner Meeting, hosted by Glenelg Shire Council
- Meeting with representatives from Foodbank
- With CEO, dinner with South Australian Chinese Consul General
- Mayoral Welcome to South Australian Chinese Consul General with local members of the Chinese community
- Limestone Coast Opera, Festival of Voice and Lucca Italy Aria Awards
- Operational Standing Committee Meeting
- Strategic Standing Committee Meeting
- Civics and Citizenship Presentation to students at Glenburnie Primary School
- Meeting with Member for Barker re proposed Mount Gambier Sporting Facility
- Church of Jesus Christ of Latter Day Saints – Sacrament Service
- All British Car Club – Fly the Flag Tour Dinner

That the Mayoral report made on 20 March 2018 be received.

Moved: Cr Greco

Seconded: Cr Mutton

Carried

5. REPORTS FROM COUNCILLORS - Ref. AF11/882

Member

Cr Lynagh Pacing Gold Cup

Cr Morello Limestone Coast Opera, Pipe Dreams film about fracking.

That the reports made by Councillors on 20 March 2018 be received.

Moved: Cr Greco

Seconded: Cr Lovett

Carried



6. QUESTIONS

6.1. With Notice

Nil submitted.

6.2. Without Notice

Nil submitted.

7. PETITIONS

Nil

8. DEPUTATIONS

Nil

9. NOTICE OF MOTION TO RESCIND

Nil

10. ELECTED MEMBERS WORKSHOPS (INFORMAL GATHERINGS) - Ref. AF15/83

27/02/2018	Youth Engagement Strategy and Cultural Heritage Plan
06/03/2018	Fires-Clean Air Burning on Domestic and Non-Domestic Premises, Cats By-Law and Gig City and NVI Update

That the Record of Proceedings for the Youth Engagement Strategy and Cultural Heritage Plan and Fires-Clean Air Burning on Domestic and Non-Domestic Premises, Cats By-Law and Gig City and NVI Update Workshops held 27 February 2018 and 6 March 2018 be received and the contents noted.

Moved: Cr Lynagh

Seconded: Cr Von Stanke

Carried

11. ELECTED MEMBER TRAINING AND DEVELOPMENT - Ref. AF11/903

Nil submitted.

12. COUNCIL ACTION ITEMS - Ref. AF17/225, AF17/228

Items referred to the Council Meeting held 20 March 2018

That the Action Items referred to the Council Meeting held 20 March 2018 be received.

Moved: Cr Richardson

Seconded: Cr Greco

Carried



13. COMMITTEE MINUTES AND RECOMMENDATIONS

13.1. Minutes of Strategic Standing Committee – 13 March 2018

That the minutes of the Strategic Standing Committee meeting held 13 March 2018 be noted.

Moved: Cr Morello Seconded Cr Richardson Carried

Pursuant to Division 3 - Conflict of Interest, Section 73(1) of the Local Government Act 1999, Cr Steven Perryman informed the meeting of a perceived conflict of interest in Item: 13.2

“I own a business which has a swimming pool available to paying guests.”

Cr Perryman left the room at 6.08 p.m.

13.2. Policy Review - D150 - Building & Swimming Pool Inspection Policy - Report No. AR18/7326

- (a) That Strategic Standing Committee Report No. AR18/7326 titled ‘*Policy Review - D150 Building & Swimming Pool Inspection Policy*’ as presented to the Strategic Standing Committee on 13 March 2018 be noted.
- (b) That Council Policy ‘*D150 - Building & Swimming Pool Inspection Policy*’ as attached to Strategic Standing Committee Report No. AR18/7326 be adopted.

Moved: Cr Morello Seconded: Cr Greco Carried

Cr Perryman resumed the meeting at 6.10 p.m.

13.3. Policy Review - P135 Planning - Entertainment Venues – Report No. AR18/8300

- (a) That Strategic Standing Committee Report No. AR18/8300 titled ‘*Policy Review - P135 -Planning - Entertainment Venues*’ as presented to the Strategic Standing Committee on 12 March 2018 be noted.
- (b) That the updated Council Policy ‘*P135 - Planning - Entertainment Venues*’ as attached to the Strategic Standing Committee Report No. AR18/8300 be adopted.

Moved: Cr Morello Seconded: Cr Greco Carried



13.4. Policy Review - C120 Cemeteries – Carinya Gardens and Lake Terrace Cemetery - Report No. AR18/8017

- (a) That Strategic Standing Committee Report No. AR18/8107 titled '*Policy Review - C120 - Cemeteries - Carinya Gardens and Lake Terrace Cemetery*' as presented to the Strategic Standing Committee on 12 March 2018 be noted.
- (b) That the updated Council Policy '*C120 - Cemeteries - Carinya Gardens and Lake Terrace Cemetery*' as attached to the Strategic Standing Committee Report No. AR18/8107 be adopted.

Moved: Cr Morello

Seconded: Cr Greco

With the consent of the mover and seconder a variation was put:

- (a) That Strategic Standing Committee Report No. AR18/8107 titled '*Policy Review - C120 - Cemeteries - Carinya Gardens and Lake Terrace Cemetery*' as presented to the Strategic Standing Committee on 12 March 2018 be noted.
- (b) That the updated Council Policy '*C120 - Cemeteries - Carinya Gardens and Lake Terrace Cemetery*' as attached to the Strategic Standing Committee Report No. AR18/8107 be adopted with the following changes:
 - 2 a (ii) Licences/interment rights shall be in perpetuity (instead of 25 years).
 - b (ii) Licences/interment rights shall be in perpetuity (instead of twenty five (25) years).
 - 3 d (iii) Leases/interment rights shall be in perpetuity (instead of fifty (50) years).

Cr Mutton 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 Greco
Cr Richardson

Cr Mutton



Cr Morello
Cr Lovett
Cr Perryman
Cr Lynagh

7 for the Motion

1 Against the Motion

The Motion was put and

Carried

13.5. Request for Permission to Use City of Mount Gambier Coat of Arms – Report No. AR18/8857

- (a) That Strategic Standing Committee Report No. AR18/8857 titled '*Request for permission to use City of Mount Gambier Coat of Arms*' as presented to the Strategic Standing Committee on 13 March 2018 be noted.
- (b) That the request from Richard d'Apice of the Australian Heraldry Society to use the City of Mount Gambier Coat of Arms to illustrate a paper on the Marchant Family Arms be granted on the condition that the City of Mount Gambier be credited and provided with a copy of the published article.

Moved: Cr Morello

Seconded: Cr Mutton

Carried

13.6. Queen Elizabeth Park Trust Board Membership – Report No. AR18/8851

- (a) That Strategic Standing Committee Report No. AR18/8851 titled '*Queen Elizabeth Park Trust Board Membership*' as presented to the Strategic Standing Committee on 13 March 2018 be noted.
- (b) That the vacancy in the Queen Elizabeth Park Trust Board Membership be noted and action to seek further nominations be deferred until after the Local Government Election in November 2018.

Moved: Cr Morello

Seconded: Cr Greco

Carried

The Mayor sought the approval of at least two-thirds of the members present at the meeting to suspend meeting procedures:

Purpose of the Suspension: Proposed Indoor Recreation Centre Discussion

Carried by over two-thirds of the members present at the meeting.



Meeting Procedures were suspended at 6:17 p.m.

The Mayor determined that the period of suspension should be brought to an end.

Carried by over two-thirds of the members present at the meeting.

The Period of Suspension came to an end and Meeting Procedures resumed at 6:50 p.m.

13.7. Project Management - Proposed Indoor Recreation Centre – Ref. AF17/22

- (a) That Council allocates \$30,000 this financial year for the preparation of documentation for a proposed multifunctional indoor recreation and aquatics centre, including a feasibility study, concept plans including initial engagement with stakeholder groups, facility management options and a ratepayer impact report.
- (b) That documentation to be tabled at the Strategic Standing Committee meeting by or prior to July 2018.
- (c) That the documentation will form the basis of an extensive community and stakeholder engagement process to be determined after the completion of the above reports.
- (d) That council establish a working party comprising the Mayor, Councillors (to be determined at tonight's meeting), the Chief Executive Officer, the General Manager City Growth and other relevant stakeholders as determined by the working party, to develop an expression of interest for the Federal Government's Regional Growth Fund. The EOI will be further considered by Council ahead of potential lodgement by the 27th April.

Moved: Cr Morello

Seconded: Cr Mutton

Amendment

- (a) That Council allocates up to \$30,000 this financial year for the preparation of documentation for a proposed multifunctional indoor recreation and aquatics centre, including a feasibility study, concept plans including initial engagement with stakeholder groups, facility management options and a ratepayer impact report.
- (b) That documentation to be tabled at the Strategic Standing Committee meeting by or prior to July 2018.



- (c) That the documentation will form the basis of an extensive community and stakeholder engagement process to be determined after the completion of the above reports.
- (d) That council establish a working party comprising the Mayor, Councillors (to be determined at tonight's meeting), the Chief Executive Officer, the General Manager City Growth and other relevant stakeholders as determined by the working party, to develop an expression of interest for the Federal Government's Regional Growth Fund. The EOI will be further considered by Council ahead of potential lodgement by the 27th April.
- (e) Stakeholders be asked to contribute to the cost of the feasibility study.

Seconded: Cr Von Stanke

The Amendment was put and declared Tied vote

The Mayor exercised his right to a casting vote and voted against the Amendment.

The Amendment was declared 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 Greco
Cr Morello
Cr Mutton
Cr Perryman
Cr Lynagh

Cr Richardson
Cr Lovett

6 for the Motion

2 Against the Motion

The Motion was put and Carried

13.8. Minutes of Operational Standing Committee – 13 March 2018

That the minutes of the Operational Standing Committee meeting held 13 March 2018 be noted.



Moved: Cr Lovett Seconded Cr Greco Carried

13.9. Minutes of Community Engagement and Social Inclusion Sub-Committee - 1 March 2018

That the minutes of the Community Engagement and Social Inclusion Sub-Committee meeting held 1 March 2018 be noted.

Moved: Cr Lovett Seconded: Cr Mutton Carried

13.10. City of Mount Gambier Reconciliation Action Plan Yerkalapata - Leading the Way: Community Update - Report No. AR18/7309

(a) That Community Engagement and Social Inclusion Sub Committee Report No. AR18/7309 titled '*City of Mount Gambier Reconciliation Action Plan. Yerkalapata - Leading the Way: Community Update*' as presented to the Community Engagement and Social Inclusion on 1 March 2018 be noted.

Moved: Cr Mutton Seconded: Cr Morello Carried

13.11. Suicide Prevention Network Action Plan Report Card - Report No. AR18/4304

(a) That Community Engagement and Social Inclusion Sub-Committee Report No. AR18/4304 titled '*Suicide Prevention Network Action Plan Report Card*' as presented to the Community Engagement and Social Inclusion Sub-Committee on 1 March 2018 be noted.

Moved: Cr Lovett Seconded: Cr Richardson Carried

13.12. Minutes of Heritage Sub-Committee - 28 February 2018

That the minutes of the Heritage Sub-Committee meeting held 28 February 2018 be noted.

Moved: Cr Lovett Seconded: Cr Richardson Carried

13.13. Heritage Advisor Reports - December 2017 and January 2018 - Report No. AR18/6706

(a) That Heritage Sub-Committee Report No. AR18/6706 titled '*Heritage Advisor Reports - December 2017 and January 2018*' as presented to the Heritage Sub-Committee on 28 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Mutton

Carried

13.14. Rook Walk Celebrations - Proposed Plans - Report No. AR18/6716

- (a) That Heritage Sub-Committee Report No. AR18/6716 titled '*Rook Walk Celebrations - Proposed Plans*' as presented to the Heritage Sub-Committee on 28 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Greco

Carried

13.15. Heritage Committee - Further Development of Work Plan - Ref. AF17/294

- (a) The attached *Work Plan (AR18/8695)* be noted and Project Plans be prepared for prioritising to determine stages and budgets for presentation at Council.
- (b) Lynn Lowe and Brian Brooksby be included in the planning committee for the Rook Walk Celebration.

Moved: Cr Lovett

Seconded: Cr Greco

Carried

Cr Greco left the Chamber at 7.12 p.m.

13.16. Minutes of Audit Committee - 14 February 2018

That the minutes of the Audit Committee meeting held 14 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Mutton

Carried

Cr Perryman left the Chamber at 7.12 p.m.

13.17. Presiding Member Nomination - Report No. AR18/5041

- (a) That Audit Committee Report No. AR18/5041 titled '*Presiding Member Nomination*' as presented to the Audit Committee on 14 February 2018 be noted.
- (b) That the Meeting be open to nominations for Presiding Member of the Audit Committee.
- (c) That the Audit Committee recommend that Council appoint Cr Sonya Mezinec to the position of Presiding Member of the Audit Committee, effective from the date of Council approval or such date as the nominee is no longer eligible to be the Presiding Member.



Moved: Cr Lovett

Seconded: Cr Von Stanke

Carried

13.18. Control Track Implementation Update 2 - Report No. AR18/4747

(a) That Audit Committee Report No. AR18/4747 titled '*Control Track Implementation Update 2*' as presented to the Audit Committee on 14 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Mutton

Carried

13.19. LGAWCS and WHS/IM One System Model Framework - Report No. AR18/2353

(a) That Audit Committee Report No. AR18/2353 titled '*LGAWCS and WHS/IM One System Model Framework*' as presented to the Audit Committee on 14 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Morello

Carried

Cr Greco returned to the Chamber at 7.14 p.m.

13.20. Audit Committee Annual Work Program Update - Report No. AR18/2352

(a) That Audit Committee Report No. AR18/49264 titled '*Audit Committee Annual Work Program Update*' as presented to the Audit Committee on 14 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Mutton

Carried

13.21. Long Term Financial Plan 2018/2019 to 2027/2028 Progress Update - Report No. AR18/5008

(a) That Audit Committee Report No. AR18/5008 titled '*Long Term Financial Plan 2018/2019 to 2027/2028 Progress Update*' as presented to the Audit Committee on 14 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Greco

Carried



13.22. Works in Progress - City Infrastructure - Report No. AR18/7764

- (a) That Operational Standing Committee Report No. AR18/7764 titled '*Works in Progress - City Infrastructure*' as presented to the Operational Standing Committee on 13 March 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Greco

Carried

13.23. Cunningham Reserve Dog Park Shelters - Report No. AR18/6002

- (a) That Operational Standing Committee Report No. AR18/6002 titled '*Cunningham Reserve Dog Park Shelters*' as presented to the Operational Standing Committee on 13 March 2018 be noted.
- (b) That Council endorse the construction of two simple shade sail shelters at Cunningham Reserve Dog Park with associated costs booked to Parks and Gardens Reserve account.

Moved: Cr Lovett

Seconded: Cr Von Stanke

Carried

[Link to plan tabled at meeting associated with Item 13.23](#)

13.24. Planning and Development Fund Grant for Stage 3 Rail Trail Development - Report No. AR18/7767

- (a) That Operational Standing Committee Report No. AR18/7767 titled '*Planning and Development Fund Grant for Stage 3 Rail Trail Development*' as presented to the Operational Standing Committee on 13 March 2018 be noted.
- (b) That Council accept the \$250,000 funding offer made via the 2017/2018 planning and development fund grant and sign the deed agreement to make this effective.
- (c) That Council make an allocation of \$250,000 in the 2018/2019 budget as a matching contribution to the funds offered as required under the terms of the offer.

Moved: Cr Lovett

Seconded: Cr Mutton

Carried



13.25. Minutes of Council Assessment Panel – 15 February 2018

That the minutes of the Council Assessment Panel meeting held 15 February 2018 be noted.

Moved: Cr Lovett

Seconded: Cr Greco

Carried

14. COUNCIL REPORTS - Nil

Cr Perryman returned to the Chamber at 7.16 p.m.

15. MOTION(S) - With Notice

15.1. ECONOMIC DEVELOPMENT - Investment Attraction - Ref. AF15/400

Council has invested significantly in City Growth strategies that build opportunities for economic development. The strategies associated with an Innovation Hub, Gig City internet connectivity and Digital capacity building are in many ways complimentary and also provide this region with a competitive edge for business attraction.

- | |
|---|
| <p>(a) That Council investigates incentives that may be offered to attract technology based businesses to relocate to Mount Gambier.</p> <p>(b) That a project plan be developed to investigate, analyse and prepare a proposed direction for a business attraction package.</p> <p>(c) That the project plan be presented to Strategic Standing Committee meeting by or prior to May 2018.</p> |
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Moved: Cr Lovett

Seconded: Cr Greco

Carried

16. MOTION(S) - Without Notice

16.1. PROPERTY MANAGEMENT - Project Management - Proposed Indoor Recreation Centre – Ref. AF17/22

Councillor Membership of the Working Party for the Proposed Indoor Recreation Centre.

That the following Councillors nominate for the working party developing the expression of interest application to submit to the Federal Government Stronger Regions fund by the 27th of April 2018:

- Cr Morello
- Cr Greco



- Cr Perryman

Cr Lovett moved the Motion be put.

Cr Richardson seconded.

Carried

Meeting closed at 7.25 p.m.

AR18/11404

