

MINUTES OF MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY 20<sup>TH</sup> OF SEPTEMBER, 2016 AT 6.00 P.M.

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**COUNCIL**

**PRESENT:**

Mayor Andrew Lee

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

**APOLOGY/IES:**

Cr Perryman moved the apology received from Cr Hanna Persello be accepted.

Cr Von Stanke seconded

Carried

**COUNCIL OFFICERS:**

Chief Executive Officer	- Mr M McShane
Director - Corporate Services	- Mr G Humphries
Director – Operational Services	- Mr D Sexton
Manager Governance and Property	- Mr M McCarthy
Manager Community Services and Development	- Ms B Cernovskis
Manager Business and Strategic Planning	- Mrs T Tzioutziouklaris
Administrative Officer Executive Support	- Mrs T Nisbet

**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 Meziniec moved the minutes of the previous meeting held on 16<sup>th</sup> August, 2016 be taken as read and confirmed.

Cr Lovett seconded

Carried

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

- Vietnam Veterans Day – wreath laying at Vansittart Park
- Members Workshop – Digital Strategy with Explor Consulting
- Strategic Planning Sub-Committee Meeting
- RDA Meeting in Robe
- Chamber of Commerce Breakfast Meeting and AGM
- 2016 LGA Roads and Works Pre Conference Reception
- Official Welcome 2016 LGA Roads and Works Conference
- Dinner 2016 LGA Roads and Works Conference
- Members Workshop – Service Review
- Public Lecture by Prof Ian Olver Pro Vice Chancellor UniSA on the Future of Cancer Treatment
- Members Meeting – Digital Strategy with Explor Consulting
- Citizenship Ceremony
- Shandong Delegation and China Expo in Adelaide
- 30<sup>th</sup> Anniversary Gala Dinner – Shandong/South Australia Sister State Relationship
- Meetings with Consular Officials
- Corporate and Community Services Committee Meeting
- Operational Services Committee Meeting
- Members Workshop – Aquatic Centre, Landfill and Salvage Yard
- VIP/Launch Function at Library for Cheer-Up Hut
- Riddoch Art Gallery – Director Welcome and Staff Function
- Official Opening of RSL & District Bowling Club Season
- Informal Welcome Mount Gambier Bowls Club Opening Day

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

<u>Member</u>	<u>Organisation</u>
Cr Meziniec	Presented the City Council Jazz Award at the Mount Gambier Choral Society Showcase Final Concert Movie event – Chasing Asylum Out of the Shadows – Suicide Prevention Breakfast Opening of the Anzac Centenary Cheer Up Hut City of Mount Gambier staff gathering at the Riddoch 25 <sup>th</sup> Anniversary Dinner of Make a Wish Foundation KESAB Judging Day lunch
Cr Lynagh	Unleashed and Nexgen competition ceremony Out of the Shadows walk
Cr Richardson	Community Living Australia Launch
Cr Mutton	Bus SA workshop

Cr Morello City of Mount Gambier staff gathering at the Riddoch

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

**Cr Morello seconded**

**Carried**

**QUESTIONS:**

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

**PETITIONS:** Nil

**NOTICE OF MOTION TO RESCIND:** Nil

**ELECTED MEMBERS WORKSHOPS** - Ref. AF15/83

18/08//2016	Digital Strategy and Action Plan – Presentation by Explor Consulting
05/09/2016	Service Review Presentation
13/09/2016	Aquatic Centre, Waste Management Costs and Landfill Charges, Orana Salvage Yard Proposal

Records for these Workshops are attached.

**Cr Mezinac moved that the Records of Proceedings for the Presentation by Explor Consulting, the Service Review Presentation and Aquatic Centre, Waste Management Costs and Landfill Charges, Orana Salvage Yard Proposal be received and the contents noted.**

**Cr Von Stanke seconded**

**Carried**

**ELECTED MEMBER TRAINING AND DEVELOPMENT** – Governance – Ref. AF11/903

Nil submitted.

**COUNCIL ACTION ITEMS** - Corporate and Community Services Committee and Operational Services Committee referred to the Council Meeting held 16<sup>th</sup> August, 2016- Ref. AF11/1718, AF11/866

**Cr Richardson moved that the Council Action Items for the Corporate and Community Services Committee and the Operational Services Committee referred to the Council Meeting held 16<sup>th</sup> August, 2016 be received and the contents noted.**

**Cr Mutton seconded**

**Carried**

## **CORPORATE AND COMMUNITY SERVICES - 12<sup>th</sup> September, 2016**

**Cr Meziniec moved that the minutes of the meeting held 12<sup>th</sup> September, 2016 be received.**

**Cr Morello seconded**

**Carried**

### **1. FINANCIAL STATEMENT – as at 31<sup>st</sup> August, 2016**

Cr Meziniec moved it be recommended the financial statement as at 31<sup>st</sup> August, 2016 be received.

Cr Lovett seconded

**Carried**

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

**Cr Lynagh seconded**

**Carried**

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Perryman disclosed an actual conflict of interest in Item 2: *"I am the Chairperson of Tourism Mount Gambier, an industry organisation funded by the Council and referenced in the item/report."*

I intend to deal with the actual conflict of interest in the following transparent and accountable way: *"Stating at the meeting, the nature of the interest (as above) and note that there is no action required from Council to take in regard to Tourism Mount Gambier specifically, that the item is for receiving a report only."*

Cr Perryman participated in the meeting in relation to the matter.

### **2. ECONOMIC DEVELOPMENT - Progress Report - August 2016 – Ref. AF16/201**

Mount Gambier has a diverse and vibrant economy and is a city in transition. Our key businesses, services and industries provide a strong economic base upon which the City can continue to diversify, innovate and grow its economy to support long term sustainability and prosperity for its community.

We have the opportunity to be recognised as one of the State's and nations leading regional cities, this can be achieved by working together in:

- building our "City" story;
- creating a "state of the art" digital and cultural economy;
- creating wealth through increased tourism and delivering quality and innovative services;
- building a dynamic and responsive workforce; and
- building value add opportunities for our businesses and industries that are globally recognised.

There are opportunities to maximise our wonderful assets such as the James Morrison Academy, Generations in Jazz and Riddoch Art Gallery location and environment to attract investment, increase visitation and value add to our existing businesses and industries.

We need to initiate “on the ground” actions not talk about it but do it and consider initiatives such as business and innovation hubs, implementing youth internet cafes and precincts, improve tourism accommodation and products (farm and food experiences) and adoption of new digital technologies.

Council has endorsed the development of a “City Economic Development BluePrint” over the next 12 months with a proposed release date of 1 July 2017. The BluePrint will provide an opportunity to strengthen the City’s economy by taking a strategic rather than a reactive approach and contribute to wider regional, state and national goals.

During this 12 month period (July 2016-June 2017) a series of actions will occur including:

1. Working in collaboration with Tourism Mount Gambier, South Australian Tourism Commission and other relevant tourism bodies and stakeholders to deliver “*Changing the Tourism Culture Plan*”.
2. Attract new tourism investment and infrastructure.
3. Develop a City Vision Planning Framework (20 year vision) to include a City business audit (identifying business needs and potential expansion opportunities) and retail analysis.
4. Develop a “user friendly” economic and social scorecard including key economic performance indicators and have the ability to identify and monitor economic trends and challenges facing the City now and into the future.
5. Develop and implement a “business and community mentor” initiative and ongoing program.
6. Develop communication and investment tools (digital, social media and virtual investment prospectus).
7. Develop and implement a communication and events strategic and action plan.
8. Implement a whole of City brand, identity and awareness program.
9. Initiate a City business/industry employment needs forum (to include representatives from education and research organisations, skills and training providers.)
10. Build and establish relationships with key business, government and industry leaders regionally, nationally and internationally. Including conducting broader stakeholder engagement and consultation.

It is imperative that we adopt a long term vision, develop priorities and actions that will deliver “on the ground” outcomes for the community.

The following table provides a “work in progress” summary of actions as at August 2016.

<b><u>Priorities</u></b>	<b><u>Progress</u></b>	<b><u>Time Frame</u></b>
<p><b>Connected City - Digital Economy</b>  <i>Adoption of digital technology and utilising platforms will contribute to reshaping the City's economy to support long term economic, social and environmental development.</i></p>	<p>The City of Mount Gambier have sought the services of Explor Consulting to prepare a “Connected City Digital Strategy and Action Plan”. This Plan will provide the overarching framework, strategic direction and actions for delivering a “well connected city” with empowered communities, businesses and industries through the smart use of technology. The strategy will identify important digital outcomes for the city, assess capacity and capability of existing and new digital technologies (including NBN &amp; high speed fibre optics), outline strategies and proposed actions. Explor Consulting visited Mount Gambier on the 17-18 August for a round of key introductory meetings and will return to the City from 7-9 September for further meetings. The Digital Strategy and Action Plan will be finalised by 30 October 2016.</p>	<p>To be completed 30<sup>th</sup> October 2016</p>
<p><b>2017-2037</b>  <i>Develop a long term City Vision Planning Framework to provide a long term overarching vision and roadmap to deliver a “well connected and innovative city” and will form part of the City Economic BluePrint 2017-2037.</i></p>	<p>Consultant brief under development to engage the services of a consultant to prepare a “City Vision Planning Framework Plan 2017-2037”.</p> <p>The Plan provides a 20 year vision to re-establish the City as the regional centre of choice and will provide clear guidance on policy and investment direction over this timeframe. The Plan will achieve the vision of the city through a coordinated framework and the delivery of transformative projects and initiatives.</p> <p>It will identify the proposed demand for commercial, residential and hotel space in the City.</p>	<p>Plan to be finalised by February 2017</p>

	<p>This Plan will be a crucial input into the development of the Economic Development Blueprint</p> <p>The Plan will deliver a coordinated strategy to guide future development, transport and public space investments over the next 20 years to ensure our city heart is safe, attractive and a continued source of pride.</p> <p>A commercial and business audit and retail analysis to be undertaken as part of this process.</p> <p>The plan will consider Business, Cultural and Heritage hubs, Visitor experiences, Aged Care, Industrial and Housing availabilities and opportunities, Digital technologies, Green and Sustainable living and social initiatives and business opportunities.</p>	
<p><b>Economic Performance Scorecard and Future Modelling:</b></p> <p><i>Delivery of “user friendly” economic and social scorecards including key economic performance indicators, identify and monitor economic trends and challenges facing the City now and into the future.</i></p>	<p>Delivery of a “user friendly” economic and social scorecards including key economic performance indicators and have the ability to identify and monitor economic trends and challenges facing the City now and into the future.</p> <p>Commenced process with economic research specialist and will include investigation into economic impacts of tourism visitation (increased overnight stays and multiplying impact) and events such as Generation in Jazz and James Morrison Academy.</p> <p>Accessing RDA Profile ID data and other relevant economic data.</p>	<p>Adoption by Council of Economic tools and models, November 2016</p>

<p><b>Business/ Community Mentor Program</b></p> <p><i>Program identifying Business and Industry Mentors to work with businesses and community in capacity and capability.</i></p>	<p>Discussions underway with leading educators, service providers and business/industry to develop mentor program.</p>	<p>Program brief to be developed November 2016.</p>
<p><b>City Branding and identity</b></p> <p><i>City of Mount Gambier has the opportunity to embrace a dynamic creative approach to be recognised as one of the nation's leading regional cities.</i></p>	<p>City will need to compete and succeed in attracting visitors, new residents and private and public investment over the coming years as the momentum of national growth continues to move away from the capital cities.</p> <p>The City's 'Big Picture' vision will be well designed and written to tell a story. The story will be what Mount Gambier is and where the City wants to go into the future.</p> <p>The "Big Picture" will also map local, interstate and international connections to Mount Gambier and who we should be engaging with.</p> <p>It will celebrate what is great about Mount Gambier and promote why others would love living and working in this resilient City.</p> <p>Engaged marketing specialist, Peter Joy, to assist Council in undertaking preliminary findings. Peter recently visited Mount Gambier and meet with the Chamber of Commerce, Council and staff, Tourism Mount Gambier, community and business leaders.</p> <p>Further scoping underway to consider approach, engagement and products including community and business consultations.</p>	<p>Timeframe to be reviewed.</p>



<p><b>City Business Employment Forum</b></p> <p>Forum to build linkages between businesses, industry, employment and education providers to build an improved and skilled workforce now and into the future.</p>	<p>Discussions regarding a City Business Employment Forum took place with Business and Industry Leaders at the recent workshop on the 28<sup>th</sup> July 2016. It was widely supported and agreed to commence development of a forum framework.</p>	<p>First forum to be held late November 2016.</p>
<p><b>Communication and Events Plan and Tools</b></p> <p><i>Development of a City communication, and event plan including development and adoption of “state of art” social media and marketing tools.</i></p>	<p>Commenced scoping of a city communication and event plan including social media tools.</p>	<p>Timeframe to be reviewed</p>
<p><b>Investment Prospectus</b></p> <p>Attract investment opportunities to the City.</p>	<p>Commenced initial investigations into the development and content of virtual investment prospect. Require to identify city assets, products and services to attract investment opportunities. Identify and meet with potential investors (including equity investment companies).</p>	<p>Prospectus to be developed by March 2017.</p>
<p><b>Visitor Economy (Tourism)</b></p> <p><i>Visitor Economy: Tourist attraction, investment, increased visitation, &amp; experiences, infrastructure</i></p>	<p>A Council report (Tourism Plan Implementation) went to Council on the 19<sup>th</sup> July 2016 with several recommendations made based around Council endorsing a Tourism Plan (Changing the Tourism Culture – an industry plan to grow Mount Gambier’s Tourism Economy’) and also providing a budget for a tourism specialist to help deliver the plan. The report was deferred. A second report (Tourism Plan Implementation) went to Council on the 16<sup>th</sup> August 2016 and was moved as written which includes engaging a tourism specialist for a three year period. Job Advertisement and Position Description finalised and position to be advertised 27 August.</p>	<p>Engagement of a ‘Tourism Specialist’ by October 2016</p>

Cr Lynagh moved it be recommended the Economic Development Update for August 2016 be received.

Cr Lovett seconded Carried

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

**Cr Mutton seconded Carried**

Cr Perryman voted in favour of the motion.

**3. GOVERNANCE – Committees – Strategic Planning Sub-Committee – Minutes of Meeting held 19<sup>th</sup> August, 2016 – Ref. AF15/366**

Mayor Lee moved it be recommended:

- (a) the Minutes of the Strategic Planning Sub-Committee Meeting held on 19<sup>th</sup> August, 2016 be received;
- (b) the following recommendations of the Strategic Planning Sub-Committee be adopted by Council:
  1. BEST PEOPLE BEST COMMUNITY - Service Review - Strategic Planning Sub-Committee Report No. 5/2016 - Ref. AF16/185
    - (a) Strategic Planning Sub-Committee Report No. 5/2016 be received.
    - (b) Strategic Planning Sub-Committee Report No. 5/2016 be provided to the Corporate and Community Services Committee of Council and Council.
  2. BEST PEOPLE BEST COMMUNITY - Members Workshop - Ref. AF16/185
    - (a) The report be received and the Members Workshop scheduled for Monday 5<sup>th</sup> September, 2016 commencing at 5.30 p.m. in the Level 4 Committee Room be noted.
  3. DECISION MAKING STRUCTURE OF COUNCIL - Attachment 1 - Decision Making Structure - Ref. AF14/283
    - (a) The report be received and the updated decision making structure of Council be noted.
  4. STRATEGIC PLANNING SUB COMMITTEE – Next Meeting - Ref. AF15/2
    - (a) The report be received and the next meetings of the Strategic Planning Sub-Committee be noted.

Cr Lynagh seconded Carried

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

**Cr Meziniec seconded Carried**

4. **GOVERNANCE – Committees – Community Engagement and Social Inclusion Sub-Committee – Minutes of Meeting held 22<sup>nd</sup> August, 2016 – Ref. AF15/500**

Cr Perryman moved it be recommended;

(a) the Minutes of the Community Engagement and Social Inclusion Sub-Committee Meeting held on 22<sup>nd</sup> August, 2016 be received;

1. **GUEST SPEAKER** – Ms Robyn Campbell, Chief Executive Officer, Burrandies Incorporated

(a) Ms Robyn Campbell confirmed that this meeting was not able to be attended, and Ms Campbell would like to attend the September meeting instead;

(b) Ms Robyn Campbell's apology be accepted.

2. **RECONCILIATION ACTION PLAN** – Reconciliation Action Plan Progress Table

(a) the Reconciliation Action Plan progress table be received;

(b) Aboriginal Employment SA be invited to come to Mount Gambier to address Council, the business community and local and employment training agencies;

(c) City of Mount Gambier to participate in the Governor's Aboriginal Employment LGA industry cluster meeting in September;

(d) the initial training with Eugene Warrior be participated in by the Reconciliation Plan Focus Group members only.

3. **KEY FOCUS AREAS** – Key Focus Area Progress Table

(a) The Community Engagement & Social Inclusion Key Focus Area progress table be received and noted for information;

(b) The Community Engagement and Social Inclusion Sub-Committee receive from Alan Hollway an update on the status of the Domestic Violence Administrative Principle.

4. **LIMESTONE COAST COMMUNITY SERVICES ROUNDTABLE** – Update

(a) The report on the Limestone Coast Community Services Roundtable be received.

5. **MOUNT GAMBIER AND DISTRICT SUICIDE PREVENTION ACTION PLAN** – Report Card

(a) The Mount Gambier and District Suicide Prevention Action Plan Report Card be received.

Cr Lovett seconded

Carried

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

**Cr Richardson seconded**

**Carried**

**5. GOVERNANCE – Council/Committee Meeting Arrangements – Ref. AF11/2602**

The Director Corporate Services reported:

Christmas Day 2016 and New Year's Day 2017 both occur on a Sunday, meaning there will be 2 additional Declared Public Holidays during this period, being Monday 26<sup>th</sup> December, 2016 and Monday 2<sup>nd</sup> January, 2017. In line with previous years the Council Offices will be closed from 4.00 pm Friday 23<sup>rd</sup> December, 2016 and will re-open on Tuesday 3<sup>rd</sup> January, 2017.

Given the limited time for Agenda preparation following the Christmas/New Year break, it is recommended, as with last year, that there be no Standing Committee Meetings in January 2017, with all items prepared for the January Council Meeting, scheduled for Tuesday 17<sup>th</sup> January, 2017.

Cr Meziniec moved it be recommended:

- (a) the report be received;
- (b) the January 2017 meeting schedule be as follows:
  - No Standing Committee Meetings for January 2017
  - Agenda for January 2017 Council Meeting will close Friday 6<sup>th</sup> January, 2017
  - Council Meeting – Tuesday 17<sup>th</sup> January, 2017
- (c) the 2017 Meeting Calendar be prepared to reflect resolution (b).

Cr Lynagh seconded

**Carried**

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

**Cr Lovett seconded**

**Carried**

**6. GOVERNANCE – Strategic Planning Sub-Committee Report No. 5/2016 - Service Review - Ref. AF15/366**

The Manager – Business and Strategic Planning reported:

- (a) The Strategic Planning Sub Committee at its meeting held on Friday 19<sup>th</sup> August, 2016 determined:

*“ (a) Strategic Planning Sub-Committee Report No. 5/2016 be received.*

*(b) Strategic Planning Sub-Committee Report No. 5/2016 be provided to the Corporate and Community Services Committee of Council and Council.”*

- (b) Strategic Planning Sub-Committee Report No. 5/2016 provides an introduction and overview of Best People Best Community which is about the delivery of the Community Plan through a review of all services to identify Council’s strengths and ability to deliver services efficiently and effectively. Best People Best Community has been developed as a link between the strategic and operational goals, turning strategic into reality.

As outlined in the report a major feature of Best People Best Community is a focus on staff engagement, building the capacity of staff to think innovatively, to challenge the status quo and embed a culture of continuous improvement.

Cr Mezinec moved it be recommended:

- (a) Strategic Planning Sub-Committee Report No. 5/2016 be received and the contents noted.

Cr Perryman seconded

Carried

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

**Cr Von Stanke seconded**

Carried

**7. CORPORATE AND COMMUNITY SERVICES REPORT NO. 62/2016 - SA Grants Commission 'Database' Report - Ref. AF14/64**

Cr Mezinec moved it be recommended:

- (a) Corporate and Community Services Report No. 62/2016 be received;
- (b) Corporate and Community Services Report No. 62/2016 be referred to Council's Audit Committee for further review.

Cr Lynagh seconded

Carried

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

**Cr Lovett seconded**

Carried

8. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 63/2016 - Budget Update as at 30<sup>th</sup> June, 2016 - Ref. AF14/427**

Cr Mezinec moved it be recommended:

- (a) Corporate and Community Services Report No. 63/2016 be received;
- (b) the Budget Update as at 30<sup>th</sup> June, 2016 as presented with this Report be adopted by Council with all amendments to be made to the 2015/2016 Council Budget.

Cr Lovett seconded

Carried

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

**Cr Perryman seconded**

Carried

9. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 64/2016 - Financial Management - Local Government Finance Authority - Ref. AF11/784**

Cr Mezinec moved it be recommended:

- (a) Corporate and Community Services Report No. 64/2016 be received;
- (b) Council hereby determines that the two candidates Council wishes to vote for are:
  - John Frogley
  - Annette Martin
- (c) the Mayor, as Council delegate to Local Government Finance Authority AGM (or the Member presiding over the Council meeting), mark the ballot paper accordingly as referred to in the report.

Cr Perryman seconded

**AMENDMENT**

Mayor Lee moved an amendment:

- (a) Corporate and Community Services Report No. 64/2016 be received;
- (b) Council hereby determines that the two candidates Council wishes to vote for are:
  - John Frogley
  - Michael Rabbitt
- (c) the Mayor, as Council delegate to Local Government Finance Authority AGM (or the Member presiding over the Council meeting), mark the ballot paper accordingly as referred to in the report.

Cr Lovett seconded

The amendment was put and Carried

The amendment became the motion and was put and Carried

**Cr Mezinec moved it be recommended:**

**(b) Corporate and Community Services Report No. 64/2016 be received;**

**(b) Council hereby determines that the two candidates Council wishes to vote for are:**

- **John Frogley**
- **Annette Martin**

**(c) the Mayor, as Council delegate to Local Government Finance Authority AGM (or the Member presiding over the Council meeting), mark the ballot paper accordingly as referred to in the report.**

**Cr Mutton seconded Carried**

**10. CORPORATE AND COMMUNITY SERVICES REPORT NO. 65/2016 - Appointment of Independent Member of Council's Audit Committee - Ref. AF11/863**

Cr Mezinec moved it be recommended:

(a) the report be received;

(b) Council accept the nomination of Vanessa McDonald as an independent member of the City of Mount Gambier Audit Committee, effective from the date of this resolution;

Cr Perryman seconded Carried

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

**Cr Richardson seconded Carried**

## **OPERATIONAL SERVICES – 13<sup>th</sup> September, 2016**

**Cr Morello moved that the minutes of the meeting held 13<sup>th</sup> September, 2016 be received.**

**Cr Mutton seconded**

**Carried**

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

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

<u>Commenced Tasks</u>	<u>% Completed</u>
• Rail Trail - Pick Avenue to White Avenue	90%
• Carinya Gardens road extension	50%
• Gray Street (CBD renewal)	50%
• Harvie Street (concrete footpath construction)	15%

### Railway Lands

• Major art piece tracks (paving works)/signalling change	90%
• Heritage elements (fence and stobie poles)	80%

### Completed Tasks

- Davison Street - retention basin (fencing)
- Pine Tree removal - selective thinning
- CBD Renewal - Percy Street paving works

Cr Von Stanke moved the report be received.

Cr Greco seconded

**Carried**

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

**Cr Von Stanke seconded**

**Carried**

**2. ENVIRONMENTAL MANAGEMENT - Environmental Protection (Air Quality) Policy 2016 - Ref. AF15/257**

The Presiding Member reported:

- (a) Members will be aware that the Environment Protection (Air Quality) Policy 2016 came into effect on 23<sup>rd</sup> July 2016;



- (b) the policy reduces the impact of smoke and other air pollutants on communities across the state. The policy can be viewed at the following link (copy also attached to agenda):

[https://www.legislation.sa.gov.au/LZ/C/POL/ENVIRONMENT%20PROTECTION%20\(AIR%20QUALITY\)%20POLICY%202016/CURRENT/2016.-.UN.PDF](https://www.legislation.sa.gov.au/LZ/C/POL/ENVIRONMENT%20PROTECTION%20(AIR%20QUALITY)%20POLICY%202016/CURRENT/2016.-.UN.PDF)

- (c) the policy will have an immediate impact on the residents of Mount Gambier. These changes specifically relate to:

#### Outdoor burning within the City

Part 2, Division 1 - Burning offences, a person must not cause or permit the burning of matter by fire in the open on any land within a council area.

Exceptions to this are:

- burning agriculture or forestry waste for bushfire prevention;
- lighting or maintaining a fire using charcoal, dry wood or other dry matter for the purpose of preparing food and beverages; or
- burning charcoal (but not wood or other plant material) in a brazier, chiminea or fire pit for domestic heating.

Council, as the relevant authority, can issue a permit to carry out any 1 or more of the following burning activities outside of a fire danger season;

- burning agriculture or forestry waste; or
- Burning off vegetation for fire prevention control; or
- Burning vegetation for any other purpose.

#### The sale, installation or interference of solid fuel heaters

Part 2, Division 2 - A person must not sell a solid fuel heater unless it complies with the Australian Standard for emissions (AS/NZS 4013) and be installed in accordance with AS/NZS 2918.

A person must not alter or mark the structure, exhaust system or air inlet of a solid fuel heater in relation to which a certificate of compliance exists.

#### Operation of solid fuel heaters

The owner or occupier of a premises at which a solid fuel heater is used must not cause or permit excessive smoke to be emitted to the air from the heater. Smoke emitted to the air from a solid fuel heater will be taken to be excessive if;

- a visible plume of smoke extends into the air from a flue or chimney of the heater for a continuous period of not less than 10 minutes; and
- includes a period of not less than 30 seconds when the plume extends into the air at least 10m from the point at which the smoke is emitted from the flue or chimney.

### Sale of green fire wood

A person must not cause or permit the sale of firewood or other solid fuel for use in a solid fuel heater of the moisture content of the firewood or other solid fuel exceeds 25% dry weight.

A retailer of firewood may store firewood or solid fuel with a moisture content of greater than 25% dry weight on retail premises if it is kept in a separate area clearly marked by a sign stating it is not for retail sale.

It is an offence by a retailer if a selection of 10 or more pieces of firewood or other solid fuel with a moisture content of greater than 25% dry weight is available for retail sale on the retailers premises (includes any place or vehicle occupied by the retailer).

- (d) residents living within residential areas of the City will only be able to burn outdoors or use solid fuel heaters under the prescribed activities and anything beyond these regulations are considered a Category B offence under the EPA Act;
- (e) under Part 2, Division 3 - Council can declare that localised air quality objectives apply within a designated area of the State. It is suggested Council consider adopting an amendment to the policy that precludes the burning restrictions on land owners where their allotment is greater than 3,000m<sup>2</sup> in area. This will allow only a few outskirt land owners to burn in the open without a permit.

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) Council seek to have any allotments greater than 3,000m<sup>2</sup> with a permit fee of \$100 to apply for permit.

Motion lapsed for want of a seconder.

Cr Morello moved it be recommended:

- (a) The report be received;
- (b) Council seek to have any allotments greater than 3,000m<sup>2</sup> exempted from the Policy and where a permit is required to burn outdoors, a permit fee of \$40/permit to apply.

Mayor Lee seconded

Carried

**Cr Mutton moved it be recommended:**

- (a) The report be received;**
- (b) Council defer a decision on this matter pending further information.**

**Cr Von Stanke seconded**

**Carried**

3. **INFRASTRUCTURE - Public Reaction - Request to alter Town Hall Clock Chimes - Ref. AF11/1262**

The Presiding Member reported:

- (a) Council has received a request from Carolyn Flood (refer attached), who has recently moved into the upper floor of the Jens Annex building, to turn off the Town Hall clock chimes at night time;
- (b) the electronic “brain” that controls the clock mechanism can be configured not to chime during specified hours and Council has removed the half hourly chime from night time hours already;
- (c) the Town Hall clock has chimed for many, many years with very little complaint and is possibly considered to be a very “traditional” practice.

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council advise Carolyn Flood that her request is respectfully declined.

Mayor Lee seconded

Carried

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

**Cr Richardson seconded**

Carried

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Morello disclosed a perceived conflict of interest in Item 4: *“manage the Sir Robert Helpmann Theatre and Varcoe Foundry through my employment with Country Arts SA, co-owner of the Civic Centre building. City buses routinely park across the backstage driveway.”*

I intend to deal with the perceived conflict of interest in the following transparent and accountable way: *“The issue is about public safety and road rules. There is no material gain to me or my place of employment. I intend to participate in the discussion and vote.”*

Cr Morello participated in the meeting in relation to the matter.

4. **TRAFFIC MANAGEMENT - Regulating - Parking On-Street - Ferrers Street - Buslink SA - Ref. AF11/1880**

The Presiding Member reported:

- (a) Council, at its meeting held on 16<sup>th</sup> August 2016 resolved:

*“(b) Council contact Buslink SA Manager, Mr Michael Suto, to determine bus parking procedures at the Ferrers Street bus stop;*

*(c) undertake a safety review of the Ferrers Street bus stop and table the report at the October Operational Services Committee meeting.”*

- (b) a meeting was held on Tuesday, 30<sup>th</sup> August 2016 to discuss the matter of bus parking with:
- Mr Michael Suto, Buslink SA Manager
  - Mr Daryl Sexton, Director Operational Services
  - Mr Daryl Morgan, Engineering Manager
  - Mr Derek Ferguson, Team Leader General Inspector
- (c) the results of these discussions determined that there is a small period on each day where there are three buses at the Ferrers Street bus stop at the same time and that there is insufficient space in the current zones for the buses to park without blocking part of the driveway to the Varcoes building;
- (d) whilst it is acknowledged that this only occurs for a small period of time each day, it is however an inconvenience to any vehicle trying to enter or exit through the Varcoes building driveway;
- (e) given that Council has resolved to demolish the Red Cross building a very simple solution to this problem has now materialised, as the pending demolition will remove two driveways that connected the Red Cross building to Ferrers Street. As these driveways will no longer be required once the building is demolished this area (approximately 22 metres) can then be converted to bus parking which will alleviate the need for the third bus to stop in front of the Varcoes building driveway;
- (f) the conversion of the Red Cross building footprint to carparking will connect to the existing Sturt Street carpark and there will be no need for an additional driveway onto Ferrers Street. Accordingly the entire Ferrers Street frontage to the Red Cross building can now be converted to a bus stop;
- (g) the requested location for the bus zone is shown on the attached aerial map.

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) Council rescind resolution number 3.2.117;
- (d) The City of Mount Gambier pursuant to Ministerial delegation resolves the following:

Prohibited Area  
2.1.086

BUS ZONE

FERRERS STREET (WESTERN SIDE) - from 156.0 metres south of the intersection with Commercial Street East to 221.0 metres south of the said intersection, to apply between 8:00 a.m. to 5:30 p.m. Monday to Friday and 8:00 a.m. to 12:00 noon Saturday.

to be effective on the installation of appropriate signage.

Cr Greco seconded

Carried

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

**Cr Von Stanke seconded**

Carried

Cr Morello voted in favour of the motion.

**5. SOCIAL, CULTURAL AND COMMUNITY SERVICES - Recreation and Sport - Proposal for Disc Golf Park - Ref. AF11/1630**

The Presiding Member reported:

- (a) Mr Ryan Nicholson has approached Council with a proposal for a Disc Golf Park in the Brownes Lake area. Disc Golf is an emerging sport and recreation activity (see information attached to agenda) and is suitable for all people to participate in;
- (b) Mr Nicholson has produced a plan of an 18 hole course (indicative plan only) that indicates a quality course is certainly possible;
- (c) Members can find a reference to a Disc Golf Course in the August edition of Focus magazine (third last page) or refer to link <http://www.lgfocus.com.au/editions/2016-08/first-free-disc-golf-park-for-south-australia.php>;
- (d) the significant benefits of this sport are the relatively low cost for establishment (likely to be in the order of \$20,000), the course can be used by other users concurrently and requires no specific maintenance and most importantly the course can be played by almost anyone, irrespective of skill or fitness level. The activity provides for excellent exercise with the only financial outlay being for some suitable discs to throw;
- (e) the purpose of this report is to introduce the proposal to Council and to seek endorsement to further research and develop a more complete proposal, with accurate costings, for further discussion.

Cr Von Stanke moved it be recommended:

- (a) The report be received;

- (b) Council request the Director Operational Services to further research and develop the proposal for a Disc Golf facility at Brownes Lake and provide a further report to Council for consideration.

Cr Greco seconded

Carried

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

**Cr Perryman seconded**

Carried

**6. COMMITTEES - City of Mount Gambier Building Fire Safety Committee - Minutes of Meeting held 22<sup>nd</sup> August 2016 - Ref. AF15/571**

Cr Von Stanke moved it be recommended:

- (a) Minutes of the City of Mount Gambier Building Fire Safety Committee meeting held on Tuesday, 22<sup>nd</sup> August 2016 be received;
- (b) the decisions made by the City of Mount Gambier Building Fire Safety Committee be noted.

Cr Greco seconded

Carried

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

**Cr Von Stanke seconded**

Carried

**7. COMMITTEES - Council Development Assessment Panel - Minutes of Meeting held 18<sup>th</sup> August 2016 - Ref. AF15/554**

Cr Von Stanke moved it be recommended:

- (a) Minutes of the Council Development Assessment Panel meeting held on Thursday, 18<sup>th</sup> August 2016 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

Cr Greco seconded

Carried

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

**Cr Meziniec seconded**

Carried

**8. COMMITTEES - Environmental Sustainability Sub-Committee - Minutes of Meeting held 6<sup>th</sup> September 2016 - Ref. AF12/377**

Cr Von Stanke moved it be recommended:

(a) Minutes of the Environmental Sustainability Sub-Committee held on Tuesday, 6<sup>th</sup> September 2016 be received;

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

1. EDIBLE PLANTS IN COMMUNITY SPACES

- The report be received.
- Council continue the Edible Plants in Community Spaces program.

2. SPARK MEFL CONFERENCE SUMMARY REPORT 2016

- The report be received and contents noted.
- Environmental Sustainability Officers further investigate opportunities for transitioning the Council and community to a low carbon future.

3. NATURAL STEP FRAMEWORK AND THE COMMUNITY PLAN

- The report be received and contents noted.

4. REPORTS FOR INFORMATION

- The current table outlining projects for 2016 (as attached to the Environmental Sustainability Sub-Committee agenda) be received and noted for information.

Cr Greco seconded

Carried

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

Cr Von Stanke seconded

Carried

## **COUNCIL ITEM**

### **1. HEALTH MANAGEMENT – Advocating – Emergency Ophthalmology Services – Mount Gambier Hospital – Ref. AF16/250**

At the Council Meeting of 19<sup>th</sup> July 2016, Council resolved:

*“(b) Council correspond with the Health Minister, Hon. Jack Snelling to:*

- (i) ascertain if these reports are correct;*
- (ii) if so, an explanation be provided as to the rationale for this decision;*
- (iii) again if so, what are the alternatives for residents of this region who require emergency ophthalmology services.”*

A letter was sent to the Health Minister and a response has been received with a copy attached for information of Members.

**Cr Meziniec moved it be recommended:**

- (a) Council Item 1 and Minister’s letter be received.**

**Cr Von Stanke seconded**

**Carried**

## **MOTIONS WITH NOTICE** - Nil

## **MOTION(S) WITHOUT NOTICE** -

### **1. HEALTH MANAGEMENT – Advocating – Emergency Ophthalmology Services – Mount Gambier Hospital – Ref. AF16/250**

**Cr Morello moved it be recommended:**

- (a) Council write to Minister for Health the Honourable Jack Snelling, thanking him for his written response regarding the termination of emergency ophthalmology services at the Mount Gambier Hospital requesting him to clarify:**
  - (i) How existing demand for ophthalmology services in the Limestone Coast will be serviced following the imminent closure of the Mount Gambier Eye Centre, which had three ophthalmologists and facilitated 16,000 appointments and 750 cataract surgeries each year?**
  - (ii) How many ophthalmologists will service Mount Gambier under the new contractual arrangements?**



- (iii) If the closure of the purpose-built eye care centre is an acceptable outcome for patients, the community and the State Government?
- (iv) If the new consulting rooms are sufficiently equipped to service the needs of 16,000 patients?
- (v) If Mount Gambier will continue to be an attractive location for future residents and visiting ophthalmologists?

**Cr Greco seconded**

**Carried**

**CONSIDERATION FOR EXCLUSION OF PUBLIC**

Cr Von Stanke moved that the following item(s) 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 Council Members: Mayor Andrew Lee, Cr Christian Greco, Cr Mark Lovett, Cr Josh Lynagh, Cr Frank Morello, Cr Des Mutton, Cr Penny Richardson, Cr Ian Von Stanke and Council Officers: Mark McShane, Grant Humphries, Daryl Sexton, Barbara Cernovskis, Michael McCarthy, Tracy Tzioutziouklaris and Tracey Nisbet now present) be excluded from the meeting in order for the item(s) to be considered in confidence.

Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being Mr S Waye because it contains information within the definition of 'personal affairs' under section 90.

Council is satisfied that the principle that the meeting be conducted in place open to the public has been outweighed in the circumstances because it is necessary that the personal affairs information be received, discussed or considered to ensure informed decision making, and if conducted in a place open to the public would result in an unreasonable disclosure of information relating to the personal affairs of Mr S Waye.

ITEM NO.	SUBJECT MATTER	S90(3) GROUNDS
Corporate and Community Services Committee		
12.	<u>DEVELOPMENT CONTROL</u> - Development Applications - Environment Resources Development (ERD) Court Actions - Ref. AF12/246	(a)

Cr Mezinec seconded

Carried

**CONSIDERATION FOR EXCLUSION OF PUBLIC**

Cr Lovett moved that the following item(s) 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 Council Members: Mayor Andrew Lee, Cr Christian Greco, Cr Mark Lovett, Cr Josh Lynagh, Cr Frank Morello, Cr Des Mutton, Cr Penny Richardson, Cr Ian Von Stanke and Council Officers: Mark McShane, Grant Humphries, Daryl Sexton, Barbara Cernovskis, Michael McCarthy, Tracy Tzioutziouklaris and Tracey Nisbet now present) be excluded from the meeting in order for the item(s) to be considered in confidence.

The Council (or Committee) is satisfied that the item is a matter that can be considered in confidence pursuant to the grounds referenced in Section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), information regarding the financial and personal affairs of a ratepayer because the report proposes that Council consider the sale of property which has rates in arrears in excess of three years.

and

s90(3)(i) information to be received, discussed or considered in relation to the Agenda Items is information relating to actual litigation involving the Council being legal action to enforce the recovery of outstanding rates and sale of land for non-payment of rates.

and

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because disclosure of the information would involve an unreasonable disclosure of the financial and personal affairs of a ratepayer and which could compromise Council's position in relation to recovering the outstanding rates and in any associated litigation and sale of land.

ITEM NO.	SUBJECT MATTER	S90(3) GROUNDS
Corporate and Community Services Committee		
13.	<u>SALE OF LAND FOR NON PAYMENT OF RATES</u> - Notice of Intention to Sell Land for Non-Payment of Council Rates - Ref. AF15/491	(a) & (i)

Cr Von Stanke seconded

Carried