

MINUTES OF THE MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 20th MAY, 2014 AT 6.04 P.M.

COUNCIL

PRESENT: Mayor SA Perryman

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

APOLOGIES: Nil

COUNCIL OFFICERS:

Chief Executive Officer	-	Mr M McShane
Director – Operational Services	-	Mr D Sexton
Director – Corporate Services	-	Mr G Humphries
Manager Community Services and Development	-	Ms B Cernovskis
Governance Officer	-	Mr M McCarthy
Team Leader Executive Support	-	Mrs L Dowling
Administrative Officer Executive Support	-	Ms T Gritton

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

**CONFIRMATION
OF MINUTES:**

Cr Von Stanke moved the minutes of the previous meeting held on 15th April, 2014 be taken as read and confirmed.

Cr Smith seconded

Carried

MAYORAL REPORT - Ref. AF11/881

The Mayor advised Council has recently received two Awards. The first being the Recreation SA 2014 Innovation Award for the Mount Gambier Aquatic Centre Bio Mass Boiler. A Certificate and small Gourmet Gift Basket were presented to Council. The Certificate is to be displayed at the Aquatic Centre.

The second Award was for winning the Best Display Booth at the recent LGA Showcase and General Meeting in Adelaide. A small Gourmet Gift Basket was presented to Council.

The Mayor expressed his congratulations to all involved for their efforts in representing the City of Mount Gambier and the recognition Council has gained.

Due to the perishable nature of the contents of the Gift Baskets, the Mayor advised that he had authorised a \$2.00 raffle, with tickets to be sold amongst Council Members and Employees, with all proceeds to the 2014 Mayor's Christmas Appeal. \$70.00 was raised for the Appeal.

- Met with Minister Bignell, Minister for Tourism and Recreation and Sport, during his recent visit to the region.
- Minister Tony Piccolo, Minister for Disabilities, has advised that he will be visiting the region in July.
- Attended the Limestone Coast RDA Board meeting in Mount Gambier, with the Acting CEO. Given the opportunity to present to the meeting on Council's major projects and tourism.
- Opportunity to have meeting with the Vice Chancellor of UniSA David Lloyd. Attended the very successful UniSA graduation celebration.
- Attended the Chamber of Commerce Business Breakfast.
- Laid wreaths on behalf of Council at Anzac Day Observances.
- Launched Council's Community Education Hub. As facilitator Council provides the opportunity for people working in the Education and Learning fields to share their expertise and experiences.
- Welcomed Friendship Force Group from New Zealand and planted a new rose in the Friendship Force Garden.
- Participated in the opening of the North Gambier School Community Hub.
- Attended the Volunteer Morning Tea hosted by Council.

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

Cr White presented a Certificate to Council, acknowledging the City of Mount Gambier being awarded the 2014 South Australian Aquatic Innovation Award for the Mount Gambier Aquatic Centre Bio Mass Boiler.

Member

Organisation

Cr Lee	National Premier League Soccer Game. Members Workshop with SELGA, SAPOL and Chamber of Commerce. Visit to the Rail Lands Site. Opening Ceremony for Generations in Jazz. Show Jumping at Blue Lake Sports Park. Volunteer's Day Morning Tea. Official
--------	---

(b) Without Notice - Nil.

PETITIONS: Nil.

NOTICE OF MOTION TO RESCIND: Nil.

ELECTED MEMBERS WORKSHOPS: Ref. AF11/2028

One Elected Members Informal Workshop was conducted between 16th April, 2014 and 18th May, 2014.

Topics for discussion were:

<i>Date</i>	<i>Topic for Discussion</i>
29/04/2014	Rotary Markets, Members IT, Lease of Old Town Hall

Record of Proceedings from the Workshop is attached.

Cr Smith moved that the Record of Proceedings for the Elected Members Workshop on Rotary Markets, Members IT and Lease of Old Town Hall be received and the contents noted.

Cr Von Stanke seconded

Carried

COMMITTEE MINUTES

PROCEDURE FOR VOTING EN BLOC:

- (i) *The Presiding Member of each respective Committee will consider the list of agenda items before the Council 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);*
- *which are incapable of delegation in accordance with Section 44(3) of the Local Government Act 1999;*
- *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 each respective Committee will enquire of Members at the Council 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 of each respective Committee will enquire of the Council 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 – 13th May, 2014

Cr White moved that the minutes of the meeting held 13th May, 2014 be received.

Cr Shearing seconded

Carried

RECOMMENDATIONS ADOPTED EN BLOC

Cr White moved that the recommendations from the Operational Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke seconded

Carried

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

Item No's: 1 and 2

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 Mutton 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					
18/10/2011	Strategic Management Plan	Develop Operational Plans	Chief Executive Officer	In Progress	<ul style="list-style-type: none"> • Meeting with Presiding Member 2nd April 2013 with Chief Executive Officer and Senior Staff to progress the two matters being: <ol style="list-style-type: none"> 1) Improved Corporate reporting and review; and 2) Strategic Plan reflecting roles of Elected Members and Staff • Desktop analysis completed in April 2014.
20/11/2012	Establishment of City Development Framework		Chief Executive Officer	In Progress	<ul style="list-style-type: none"> • 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.
20/08/2013	Umpherston Sinkhole	<ul style="list-style-type: none"> • Expression 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	<ul style="list-style-type: none"> • 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.

17/09/2013	Smoke Free areas	Implementation of	Operational Services, Governance Officer, Manager Community Services and Development	In Progress	<ul style="list-style-type: none"> Event surveys underway and results to be presented in 2014
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	Ongoing planning with Pangula Mannamurna, Burrandies Aboriginal Corporation and Elders Group. Date to be confirmed for May 2014 Ceremony .
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 established and meetings commenced.

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
15/10/2013	Desktop Analysis of Strategic Plan	Relevant sections of Strategic Plan - Beyond 2013 and the Corporate Plan 2012 be provided to relevant Committees, Members and Staff (subject to reviewing the responsibility matrix)	Strategic Project Officer	In Progress	Review is progressing
11/02/2014	Installation of Loading Zone - Lady Nelson Carpark	Arrange installation of Loading Zone	Team Leader - General Inspector	In Progress	Signage installed, line marking to be completed (after the carpark is resealed)
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	In Progress	Awaiting registration of easements
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	Arrangements are being made
15/04/2014	Community Land Management Plans	Place draft Community Land Management Plans on public exhibition	Director - Operational Services	In Progress	To be advertised on 09/05/2014, submissions will close on 30/05/2014
15/04/2014	Installation of Pedestrian Crossing - Jubilee Highway West	Send letter to Department of Planning, Transport and Infrastructure to advise of Council's support	Engineering Manager	Completed	Letter emailed on 24/04/2014

15/04/2014	Declaration of B-double routes	Initiate proceedings to have Provenance Drive and Pinaceae Court declared as B-double routes	Engineering Manager	Completed	Letter emailed on 24/04/2014
15/04/2014	Playground construction - John Powell Drive Reserve	Proceed with the construction of major elements of this plan in accordance with budget allocation	Engineering Manager	In Progress	<ul style="list-style-type: none"> SMB civil have been engaged to commence the following works: <ul style="list-style-type: none"> Sand pit Perimeter path Concrete lined rock pools / water fall area Rotary are building a pedestrian bridge , meetings with Community groups to look at what works they can achieve.
15/04/2014	Blue Lake Public Lighting	Release a design and construct tender	Director - Operational Services	Completed	Tender has been released, submissions close on 16/06/2014
15/04/2014	Commerce Place Carpark Shade Structures	Release design and construct tender	Director - Operational Services	Completed	Tender has been released, submissions close on 30/05/2014
15/04/2014	Supply and delivery of motor vehicle (unit 113)	Advise successful (Barry Maney Ford) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Supply and delivery of tip truck	Advise successful (OGR Trucks) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Supply and delivery of concrete pavers for Ferrers Street	Advise successful (Build Pro) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Laying of concrete pavers to Ferrers Street	Re-advertise tender	Engineering Manager	Completed	Tender has been re-advertised, submissions close on 23/05/2014

Cr Von Stanke seconded

Carried

Cr White moved that the recommendations from the Operational Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke 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 Engineering Manager reported the following works are to be undertaken/are currently being undertaken by the Operational Services Department, Engineering Division, during the month:

<u>Commenced Tasks</u>	<u>% Completed</u>
• Road reconstruction program (various roads)	15%
• Caroline Landfill	70%
• Streetscaping / Paving City Centre (Crouch Street to Krummel Street)	5%
• Streetscaping / Paving City Centre (Ferrers Street to Compton Street) drainage works	25%
• O'Leary Road (Calula Drive to Wireless Road West) kerbing and widening	30%

Cr Von Stanke moved it be recommended the report be received.

Cr Shearing seconded Carried

Cr White moved that the recommendations from the Operational Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke seconded Carried

3. **ENVIRONMENTAL MANAGEMENT - Caroline Landfill Groundwater Monitoring Program 2013 - Ref. AF11/371**

Goal: Environment

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

Goal: Governance

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

The Presiding Member reported:

- (a) Consultants URS have now finished the 2013 Groundwater Monitoring Report for the Caroline Landfill. Attached to the Operational Service Committee agenda was a number of extracts from the report i.e. Executive Summary, Part 5 and Part 6. The remainder of the report is available for Members to peruse if they wish;

- (b) it appears that there is no evidence of groundwater being impacted by the Landfill operations and this is noted in the Executive Summary:

“In summary, assessment of the results from the May and October 2013 sampling events does not indicate adverse impacts on groundwater quality attributed to land filling operations at the site”.

- (c) a copy of the report has been referred to the Environment Protection Authority for their records.

Cr Von Stanke moved it be recommended:

- (a) The report be received and contents noted.

Cr Richardson seconded

Carried

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

Cr Mutton seconded

Carried

4. ENVIRONMENTAL MANAGEMENT - Caroline Landfill - Monitoring Proposal 2015/2017 - Ref. AF11/371

Goal: Environment

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

Goal: Governance

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

The Presiding Member reported:

- (a) Consultants URS have provided a service to Council for many years (commencing two (2) years prior to occupation of the Caroline Landfill site) in the provision of groundwater monitoring and reporting for the Caroline Landfill and the two (2) Orchard Road Landfill sites;
- (b) URS has been requested to provide a proposal for the continuation of this service for a three (3) year period (it was expected that a multi year agreement may lead to come cost efficiencies). The proposal was attached to the agenda;
- (c) Council can seek alternative prices from other suitably qualified organisations but this comes with risk. URS have a detailed knowledge of the Council sites and in instances where there has been issues raised (once at Caroline and once at Orchard Road) their knowledge has proven invaluable in working through problems

with the regulatory authorities. Possibly other companies could do the same but it would be expected they would seek to review all previous reports and this would be at Councils cost. This report supports the philosophy of continuation of services to ensure Council is protected at a future time if problems arise;

- (d) the URS proposal (attached to the Operational Services Committee agenda) is very detailed and the costs are set out on the second last page. The costs shown are the maximum costs Council will pay (assuming all things remain equal) and history indicates that the maximum project cost has never been reached. It should also be noted that landfill gas monitoring is now included in testing. The costs are very similar to those in the 2013/2014 Budget (Caroline Landfill - Groundwater and Landfill Gas Monitoring Report = \$93,000 - see Account No. 6410.0890).

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) the matter be left to lie on the table pending further investigation into costs for this function at similar sized landfills (e.g. Corangamite).

Cr Shearing seconded

Carried

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

Cr Mutton seconded

Carried

5. PROPERTY MANAGEMENT - Arrangements - Access over Council Reserve (Asset No. 533) - Hawkins Road - Roadside Screening Reserve - Ref. AF12/279, AF11/278

Goal: Building Communities

Strategic Objective: (i) Strive for an increase in services and facilities to ensure the community has equitable access and that the identified needs of the community are met

The Presiding Member reported:

- (a) Council, at its meeting held on Tuesday, 16th July 2013 resolved:

“(a) Operational Services Report No. 11/2013 be received;

(b) Council not support the creation of an easement over the Reserve for unrestricted access but Council allow infrequent access over the Council Reserve to the current owner, subject to the following:

- 1. The landowner provide written application to Council in request of accessing the Reserve on Hawkins Road, at each instance, and two weeks prior to accessing the Council Reserve;*

2. Council granting a permit for each occasion;
3. the permit to access the Council Screening Reserve is not transferable and is revocable at any time by Council.

(b) Council, at its meeting held on Tuesday, 15th October 2013 resolved:

“(a) The report be received;

(b) Council, following consideration of the further advices from the property owner of 2 Koenig Court, amend its previous resolution of 16 July 2013 such that Council allow the property owners of No. 2 Koenig Court using the access across Councils screening reserve adjacent to Hawkins Road up to 20 times per calendar year (unless the further approval of Council is sought);

(c) this arrangement is only applicable to the current property owners and will not automatically pass to subsequent owners unless specifically resolved by Council;

(d) the driveway area will not be of “constructed” form.”

(c) the Council Reserve is located on Hawkins Road and was approved as part of a land division in 2009 by the District Council of Grant;

(d) after further investigations the applicant is now writing to Council to request a long form easement which would be for a right of way with limitations. This ultimately means the applicant will have right of way over the Council Reserve, pending any limitations Council wishes to impose on the proposal which will then be forward to the Applicants Conveyancer to document officially.

Cr Richardson moved it be recommended:

(a) Council support a right of way with limitations over the existing Council Reserve subject to the following limitations being added and at no cost to Council;

- driveway to be gated at all times
- gate to be bolted closed at all times when not in use
- driveway not to be constructed and appearance to be returned as natural as possible
- entering and exiting the driveway to be conducted only during daylight hours and in a safe forward motion.

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. **PROPERTY MANAGEMENT - City Centre Urban Development Project - Petition - Loss of Car Parks on Commercial Street East - Ref. AF11/1567**

Goal: Building Communities
Strategic Objective: (i) The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans

Goal: Securing Economic Prosperity
Strategic Objective: (i) Support the development of our local economy, our unique local experiences and our capacity to grow visitation to our City
(ii) Provide infrastructure and facilities that contribute to Mount Gambier being able to enhance its economic base and quality of life

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

Goal: Governance
Strategic Objective: (i) Fully integrate long term asset and financial plans with the annual business plan and annual budget

The Presiding Member reported:

- (a) Council, at its meeting held on Tuesday, 15th April 2014 referred a petition regarding the loss of car parks in Commercial Street East to the Operational Services Committee for consideration;
- (b) Council has previously discussed this issue and has resolved for the works to proceed and in situ accommodation works have commenced (the most recent Council resolution in relation to this project was on the 18th March 2014);
- (c) the reasons put forward in this petition have been considered previously by Council and world wide evidence does not support the views expressed in the text of the petition.

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council receive the petition containing thirty (30) pages of signatures and titled "Loss of 8 Car Parks between Ferrers Street and Commercial Street" and note the contents.

Cr Shearing seconded

Carried

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

Cr Shearing seconded

Carried

7. **TRAFFIC MANAGEMENT** - Chamber of Commerce - Request for alteration to parking restrictions - Ref. AF11/1867

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) The Mount Gambier Chamber of Commerce has written to Council seeking Council to trial a number of suggested alternatives to parking restrictions. All of the suggestions have merit and are worthy of "trial";
- (b) to trial these suggested alterations will require a change to all signage and for Council to pass a suite of resolutions that will give affect to the changes. Before proposing all the resolutions required to be passed by Council (an extensive task) it is appropriate for Council to consider if it is agreeable to the suggestion in the first instance;
- (c) attached to the Operational Services Committee agenda was a plan of Commerce Place carpark indicating pictorially what the Chamber have requested;
- (d) correspondence also addresses the issues of the former Fidler & Webb building. A copy of the response by the Director - Operational Services to this letter was also attached to the Operational Services Committee agenda.

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) Council advise the Mount Gambier Chamber of Commerce that it is agreeable to trial the suggested parking restriction alterations as set out in its correspondence of 21st March 2014 and advise that it will consider formal resolutions to give legal affect to the changes at its June 2014 Council Meeting;
- (c) Council endorse the response by the Director - Operational Services to the Chamber of Commerce with respect to the former Fidler & Webb site (Council letter dated 10th April 2014).

Cr Mutton seconded

Carried

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

Cr Von Stanke seconded

Carried

8. COMMITTEES - Environmental Sustainability Sub-Committee - Minutes of Meeting held 29th April 2014 - Ref. AF12/377

Mayor foreshadowed a Conflict of Interest in Recommendation 4.

Goal: Governance

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

Cr Von Stanke moved it be recommended:

- (a) The minutes of the Environmental Sustainability Sub-Committee held on Tuesday, 29th April 2014 be received;
- (b) the following recommendations (number 1 to 4) of the Environmental Sustainability Sub-Committee be adopted by Council:

1. MOUNT GAMBIER LIBRARY SOLAR SYSTEM

- The report be received;
- Council proceed to release an open tender for a lease to own solar system for the Mount Gambier public library, and following the tender process a further report is to be presented to Council.

2. EXPRESSIONS OF INTEREST - SALVAGE YARD

- The report be received;
- Council appoint the following people to the assessment panel of the salvage yard Expression of Interest:
 - Presiding Member of the Environmental Sustainability Sub-Committee
 - Cr Des Mutton
 - Director - Operational Services
 - Governance Officer
 - Environmental Sustainability Officer
 - Zero Waste staff member
- invite Zero Waste SA to nominate a staff member to be on the assessment panel.

3. REPORTS FOR INFORMATION

Environmental Sustainability Program 2014 - Project Progress

The current table outlining projects for 2014 was attached to the Environmental Sustainability Sub-Committee agenda for Members information.

4. UNCONVENTIONAL GAS MINING

- The City of Mount Gambier opposes the possible unconventional gas exploration and operations within the South East region of South Australia;
- Council calls on the State Government to impose a two (2) year moratorium on unconventional gas exploration and mining (including hydraulic fracturing) in the South East to enable detailed analysis and community understanding of the issues involved, particularly:
 - Environmental risks for use and contamination of surface and underground water resources, and the use and application of harmful chemicals
 - Geological risks associated with hydraulic fracturing
 - Impact on land use, and potential impacts on agricultural industries and food security
 - Social and personal impacts (such as those already evident in Eastern states)
 - Potential impact on tourism and related industries
 - Potential impact on the Premier's Clean Green Food strategy which has been identified within the State Strategic Plan as one of the key economic drivers
 - The applicability of existing State Government regulations to the South East region
- Council calls on the State Government to recognise that there is a strong case for adopting different regulations regarding unconventional gas mining in the South East, respecting both community sentiment and the potential risks this technology poses for the region;
- Council calls on SELGA to adopt a clear stance on the matter supporting a moratorium to allow careful independent analysis and advice.

Cr Richardson seconded

Carried

The following recommendations (number 1 to 4) of the Environmental Sustainability Sub-Committee were considered individually by Council:

Cr White moved;

1. MOUNT GAMBIER LIBRARY SOLAR SYSTEM

- **The report be received;**

- Council proceed to release an open tender for a lease to own solar system for the Mount Gambier public library, and following the tender process a further report is to be presented to Council.

Cr Mutton seconded

Carried

Cr White moved;

2. EXPRESSIONS OF INTEREST - SALVAGE YARD

- The report be received;
- Council appoint the following people to the assessment panel of the salvage yard Expression of Interest:
 - Presiding Member of the Environmental Sustainability Sub-Committee
 - Cr Des Mutton
 - Director - Operational Services
 - Governance Officer
 - Environmental Sustainability Officer
 - Zero Waste staff member
- invite Zero Waste SA to nominate a staff member to be on the assessment panel.

Cr Von Stanke seconded

Carried

Cr White moved;

3. REPORTS FOR INFORMATION

Environmental Sustainability Program 2014 - Project Progress

The current table outlining projects for 2014 was attached to the Environmental Sustainability Sub-Committee agenda for Members information.

Cr Smith seconded

Carried

Pursuant to Division 3 - Conflict of Interest, Sections 73 and 74 Part 4 of the Local Government Act 1999, Mayor Perryman disclosed an interest in Recommendation 4 of Item 8 (*a company of which the Mayor is the owner has a commercial relationship with Beach Energy*) and did not:-

- propose or second a motion relating to the matter; or
- take part in discussion by the Committee relating to that matter; or
- 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.

Mayor Perryman vacated the meeting at 6.40 p.m.

Deputy Mayor Cr Richardson took the chair in the absence of the Mayor

Cr White moved;

4. UNCONVENTIONAL GAS MINING

- **The City of Mount Gambier opposes the possible unconventional gas exploration and operations within the South East region of South Australia;**
- **Council calls on the State Government to impose at least a two (2) year moratorium on unconventional gas exploration and mining (including hydraulic fracturing) in the South East to enable detailed analysis and community understanding of the issues involved, particularly:**
 - **Environmental risks for use and contamination of surface and underground water resources, and the use and application of harmful chemicals**
 - **Geological risks associated with hydraulic fracturing**
 - **Impact on land use, and potential impacts on agricultural industries and food security**
 - **Social and personal impacts (such as those already evident in Eastern states)**
 - **Potential impact on tourism and related industries**
 - **Potential impact on the Premier's Clean Green Food strategy which has been identified within the State Strategic Plan as one of the key economic drivers**
 - **The applicability of existing State Government regulations to the South East region**
- **Council calls on the State Government to recognise that there is a strong case for adopting different regulations regarding unconventional gas mining in the South East, respecting both community sentiment and the potential risks this technology poses for the region;**
- **Council calls on SELGA to adopt a clear stance on the matter supporting a moratorium to allow careful independent analysis and advice.**

Cr Shearing seconded

Carried

Mayor Perryman resumed the meeting at 6.55 p.m.

9. **GOVERNANCE - Council Development Assessment Panel - Minutes of Meeting held 17th April 2014 - Ref. AF13/399**

Goal: Governance

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

Cr Von Stanke moved it be recommended:

- (a) Minutes of the Council Development Assessment Panel meeting held on Thursday, 17th April 2014 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

Cr Mutton seconded

Carried

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

Cr Von Stanke seconded

Carried

10. **OPERATIONAL SERVICES REPORT NO. 12/2014 - Financial Management - Establishment of Bicycle Lanes - Suttontown Road, Wireless Road East, Crouch Street and Sturt Street - Ref. AF11/743, AF11/1860**

Goal: Building Communities

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

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) the matter be left to lie on the table pending further consultation with affected owners as indicated in Operational Services Report No. 12/2014

Cr Mutton seconded

The motion was put and

LOST

Cr Richardson moved it be recommended:

- (a) Operational Services Report No. 12/2014 be received;
- (b) Council, having regard to the feedback received as part of the consultation on the bicycle lanes implementation project for 2013/2014, implement the following adjusted bicycle lanes and associated linemarkings and implement as follows:

- Wireless Road East (Penola Road to Crouch Street)
 - 2 x 2.2 metre parking lanes
 - 2 x 1.5 metre bicycle lanes
 - 2 x 3.05 metre vehicle lanes
 - No loss of on street parking

- Sturt Street (Crouch Street South to Pick Avenue)
 - 2 x 2.2 metre parking lanes
 - 2 x 1.5 metre bicycle lanes
 - 2 x 3.0 metre vehicle lanes
 - No loss of on street parking

- Suttontown Road (Wireless Road West to Pinehall Avenue)
 - No change to original proposal, being no parking on left hand side (west side)
 - 2 x 3.4 metre vehicle lanes
 - 1 x 2.2 metre parking lane on right hand side (east side)
 - 2 x 1.5 metre bicycle lanes
 - On street parking to be removed from west side

- Crouch Street South (Lake Terrace East to Griffiths Street)
 - No change to original proposal, being no parking for right hand side (east side)
 - 2 x 3.8 metre vehicle lanes
 - 1 x 2.2 metre parking lane (west side)
 - 2 x 1.5 metre bicycle lanes
 - On street parking to be removed from east side

- Crouch Street South (Gwendoline Street to Sturt Street)
 - 2 x 2.2 metre parking lanes
 - 2 x 1.5 metre bicycle lanes
 - 2 x 3.2 metre vehicle lanes
 - No loss of on street parking

- Crouch Street South (Sturt Street to Commercial Street)
 - 2 x 2.2 metre parking lanes
 - 2 x 1.5 metre bicycle lanes
 - 2 x 3.0 metre vehicle lanes
 - No loss of on street parking

- Crouch Street North (Commercial Street to Jubilee Highway)
 - 1 x 2.2 metre parking lanes (west side)
 - 1 x 1.5 metre full time bicycle lane (west side)

1 x 3.2 metre vehicle lane (north bound)
1 x 3.85 metre vehicle lanes (south bound)
1 x 1.5 metre part time bicycle lane (7:30 a.m. to 9:00 a.m. and 4:30 p.m. to 6:00 p.m.)
Loss of on street parking only for east side, between the hours of 7:30 a.m. to 9:00 a.m. and 4:30 p.m. to 6:00 p.m.

- Crouch Street North (Jubilee Highway to North Terrace)

No parking on west side (as opposed to original east side)
2 x 3.55 metre vehicle lanes
2 x 1.5 metre bicycle lanes
1 x 2.2. metre parking lane (east side)
No on street parking on west side adjacent Lady Nelson Reserve

- (c) Council endorse the Traffic Impact Statement for the implementation of these bicycle lanes;
- (d) Council also install bicycle lanes on the newly constructed and widened section of Wireless Road East (from Kennedy Avenue to 500 metres west of Kennedy Avenue) where there is minimal demand for on street parking.

Cr Shearing seconded

Carried

Cr White moved the recommendation of the Operational Services Committee as contained in item 10 be adopted.

Cr Richardson seconded

Cr Lee requested a Division

The declaration of the result of the vote was set aside

Voting by Division being:

Members voting for the Motion

**Cr Richardson
Cr Persello
Cr White
Cr Maher
Cr Shearing
Cr Smith**

Members voting against the Motion

**Cr Lee
Cr Mutton
Cr Von Stanke**

The Mayor declared the Motion

Carried

11. TENDER - Supply and Delivery of Motor Vehicle - AF14/132

The Presiding Member reported:

- (a) Council's Budget, at Account No. 7300 has an allocation of \$40,000 (after GST) to replace the vehicle driven by the Director - Operational Services (Falcon XR6 Sedan). The budget also has an estimated trade in value of \$21,000 (after GST) for the existing unit, giving an estimated change over cost of \$19,000 (after GST);
- (b) quotations have been invited, and received, for the supply and delivery of a vehicle of similar size, quality and similarly equipped as the current vehicle and these are set out in the following table:

Supplier	Make/Model	Cost (excl. GST)	Trade in (after GST)	Change Over (after GST)	Notes
Carlin & Gazzard Subaru	MY14 Subaru Liberty Sedan (CVT auto) 4 cylinder	\$32,069.38	\$17,500.00	\$14,569.38	7.9 litres/100km CO ₂ 182 gm/km 5 Star ANCAP Made in Japan
Carlin & Gazzard Honda	Honda Acccord VTi-L 4 cylinder (auto)	\$34,819.97	\$17,500.00	\$17,319.97	7.9 litres/100km CO ₂ 187 gm/km Made in Thailand
Barry Maney Ford	FG Falcon XR6 6 cylinder (auto)	\$33,006.63	\$20,909.09	\$12,097.54	9.9 litres/100km CO ₂ 236 gm/km 5 Star ANCAP Made in Australia
	FG Falcon XR6T (Turbo) 6 cylinder (auto)	\$37,639.96	\$20,090.09	\$16,730.87	9.9 litres/100km CO ₂ 236 gm/km 5 Star ANCAP Made in Australia
	FG MKII G6E 6 cylinder (auto)	\$31,601.65	\$20,909.09	\$10,692.56	9.9 litres/100km CO ₂ 236 gm/km 5 Star ANCAP Made in Australia

Discussion

The quotation specification requires the vehicle to have a 6 cylinder engine and the Subaru and Honda both have 4 cylinder engines, and therefore are technically non-conforming.

Council Policy C375 indicates that the Directors have the choice of type and style of vehicle provided it is within the budget allocation. As always, the trade in value of the

vehicle should be considered as part of the total purchase and this is likely to be the last Falcon available.

The Director - Operational Services preferred vehicle is the Falcon XR6T and it is believed that this vehicle will attract a high re-sale value given it will be traded at about the same time the Falcon is discontinued.

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council accept the quotation of Barry Maney Ford to supply and deliver one (1) only new Falcon XR6T in accordance with quotation AF14/132 at a GST exclusive price of \$37,639.96, less trade in of \$20,909.09 (after GST) on existing vehicle (unit 123, Reg. No. FG Falcon XR6 Sedan (Reg. No. S556-ASJ).

Cr Shearing seconded

Carried

Cr White moved the recommendation of the Operational Services Committee as contained in item 11 be adopted.

Cr Richardson seconded

Carried

12. INFRASTRUCTURE - Footpath Construction - Sutton Avenue / Jubilee Highway West - Ref. AF11/1253

The Presiding Member reported:

- (a) Council's Budget, at Account No. 7830.1999/4 has an allocation of \$6,000 to seal the unmade footpath on the south east corner of Jubilee Highway West and Sutton Avenue (adjacent to K & S);
- (b) staff have now undertaken research into this project and found that there are two major pieces infrastructure below the surface - a Telstra pit and stormwater settlement pit;
- (c) both pits require alteration to rise them to the footpath height and the costs associated with the adjustments are:

1. Telstra	\$13,247.50
2. Stormwater	\$4,000
TOTAL	\$17,247.50

Based on these costs, the project costs will be \$6,000 + \$17,247.50 = \$23,247.50 (estimated).

- (d) in reality, if this area is to be ever sealed then these alterations will need to be done. Council receives frequent requests to seal this area.

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) Council, subject to appropriate budget adjustments, proceed with the sealing of the unmade footpath on the south east corner of Jubilee Highway West and Sutton Avenue at a revised estimated cost of \$23,300.

Cr Richardson seconded

Carried

Cr White moved the recommendation of the Operational Services Committee as contained in item 12 be adopted.

Cr Von Stanke seconded

Carried

CORPORATE AND COMMUNITY SERVICES COMMITTEE MINUTES – 13th May, 2014

Cr Lee moved that the minutes of the meeting held 13th May, 2014 be received.

Cr Smith seconded

Carried

RECOMMENDATIONS ADOPTED EN BLOC

Cr Maher moved that the recommendations from the Corporate and Community Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke seconded

Carried

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

Item No's: 1 and 2

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

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

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

Cr Smith seconded

Carried

Cr Maher moved that the recommendations from the Corporate and Community Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke 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 Smith 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					
18/10/2011	Strategic Management Plan	Develop Operational Plans	Chief Executive Officer	In Progress	<ul style="list-style-type: none"> • Meeting with Presiding Member 2nd April 2013 with Chief Executive Officer and Senior Staff to progress the two matters being: <ol style="list-style-type: none"> 1) Improved Corporate reporting and review; and 2) Strategic Plan reflecting roles of Elected Members and Staff • Desktop Analysis completed in April 2014.
20/11/2012	Establishment of City Development Framework		Chief Executive Officer	In Progress	<ul style="list-style-type: none"> • 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.
20/08/2013	Umpherston Sinkhole	<ul style="list-style-type: none"> • 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	<ul style="list-style-type: none"> • 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.

17/09/2013	Smoke Free areas	Implementation of	Operational Services, Governance Officer, Manager Community Services and Development	In Progress	Event surveys underway and results to be presented in 2014
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	Ongoing planning with Pangula Mannamurna, Burrardies Aboriginal Corporation and Elders Group. Date to be confirmed for May 2014 Ceremony
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 established and meetings commenced.
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
15/10/2013	Desktop Analysis of Strategic Plan	Relevant sections of Strategic Plan - Beyond 2013 and the Corporate Plan 2012 be provided to relevant Committees, Members and Staff (subject to reviewing the responsibility matrix)	Strategic Project Officer	In Progress	Review is progressing
11/02/2014	Installation of Loading Zone - Lady Nelson Carpark	Arrange installation of Loading Zone	Team Leader - General Inspector	In Progress	Signage installed, line marking to be completed (after the carpark is resealed)
11/02/2014	Grant of easement - Botanic Park	Consent be given to the granting of easements	Governance Officer	In Progress	Awaiting registration of easements
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	Arrangements are being made
15/04/2014	Community Land Management Plans	Place draft Community Land Management Plans on public exhibition	Director - Operational Services	In Progress	To be advertised on 09/05/2014, submissions will close on 30/05/2014
15/04/2014	Installation of Pedestrian Crossing - Jubilee Highway West	Send letter to Department of Planning, Transport and Infrastructure to advise of Council's support	Engineering Manager	Completed	Letter emailed on 24/04/2014

15/04/2014	Declaration of B-double routes	Initiate proceedings to have Provenance Drive and Pinaceae Court declared as B-double routes	Engineering Manager	Completed	Letter emailed on 24/04/2014
15/04/2014	Playground construction - John Powell Drive Reserve	Proceed with the construction of major elements of this plan in accordance with budget allocation	Engineering Manager	In Progress	<ul style="list-style-type: none"> • SMB civil have been engaged to commence the following works: <ul style="list-style-type: none"> - Sand pit - Perimeter path - Concrete lined rock pools / water fall area • Rotary are building a pedestrian bridge , meetings with Community groups to look at what works they can achieve.
15/04/2014	Blue Lake Public Lighting	Release a design and construct tender	Director - Operational Services	Completed	Tender has been released, submissions close on 16/06/2014
15/04/2014	Commerce Place Carpark Shade Structures	Release design and construct tender	Director - Operational Services	Completed	Tender has been released, submissions close on 30/05/2014
15/04/2014	Supply and delivery of motor vehicle (unit 113)	Advise successful (Barry Maney Ford) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Supply and delivery of tip truck	Advise successful (OGR Trucks) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Supply and delivery of concrete pavers for Ferrers Street	Advise successful (Build Pro) and unsuccessful tenderers	Director - Operational Services	Completed	All correspondence has been issued
15/04/2014	Laying of concrete pavers to Ferrers Street	Re-advertise tender	Engineering Manager	Completed	Tender has been re-advertised, submissions close on 23/05/2014

Cr Lee seconded

Carried

Cr Maher moved that the recommendations from the Corporate and Community Services Committee Meeting 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 as the resolutions of Council.

Cr Von Stanke seconded

Carried

3. **ELECTED MEMBERS - Training and Development - S A Tourism Industry Council Annual Conference - AF11/903**

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

The Director - Corporate Services reported:

- (a) at a recent meeting with the Minister for Tourism the importance to 'be at the table' and contribute strategically to tourism development of the City and region was highlighted;
- (b) during these discussions, in the absence of any other representative industry group, Mayor Perryman committed to act as a pro tempore member of the Minister's Regional Chairs Forum and to promote the establishment of a tourism industry group in Mount Gambier;
- (c) Mayor Perryman advised that he is currently involved in bringing together a group of people in the Mount Gambier area to form a Working Party with the aim of establishing a representative body for the Tourism Sector so that formal connections can be established between industry, RDA, SATC, SATIC, Council's, VIC's, Chambers of Commerce and other stakeholders.

Cr Lee moved it be recommended:

- (a) Mayor Perryman be authorised to attend the 2014 South Australian Tourism Industry Commission Annual Conference to be held in Adelaide on 29th May, 2014 (program: <http://satic.com.au/index.php/events/conference/program>);
- (b) all costs associated with attendance at the Conference be met by Council - Acc. No. 6000.0105 (Members Training).

Cr Smith seconded

Carried

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

Cr Smith seconded

Carried

Cr Persello vacated the chamber at 7.15 p.m.

Cr Persello resumed the meeting at 7.16 p.m.

4. **FINANCIAL MANAGEMENT - Internal Accounting Controls - AF11/714**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

The Director - Corporate Services reported:

(a) Council's existing 'petty cash' (including cash floats) limits are in need of review:

Description	Existing \$	Proposed \$	Reason
Civic Centre - petty cash	300	300	-
Civic Centre - cash float	1,200	1,300	OPS Counter
Lady Nelson - cash float	1,000	1,500	Bus Ticketing
Library - cash float	250	250	-
Main Corner - cash float	650	1,050	Da Vinci
Waste Transfer - cash float	400	400	-
Carinya Gardens - cash float	200	200	-
Travel Expenses - cash float	2,000	2,000	-
Total	\$6,000	\$7,000	

Maximum cash advance for any one transaction remains at \$150.

Cr Smith moved it be recommended:

- (a) the report be received;
- (b) Council authorise the following revised (increased) petty cash advance limits:
- Civic Centre - cash float \$1,300
 - Lady Nelson - cash float \$1,500
 - Main Corner - cash float \$1,050 (temporary to 30th June, 2014)
- (c) all other existing petty cash advance limits to remain unaltered;
- (d) the necessary amendments be authorised to be made to Council's Statutory Resolutions and Council Policy I105 - Internal Controls.

Cr Richardson seconded

Carried

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

Cr Smith seconded

Carried

5. **GOVERNANCE - Committees - Mount Gambier Lifelong Learning Sub-Committee - Minutes of Meeting held on 17th April, 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 17th April, 2014 be received;
- (b) the following recommendations (numbered 1 to 2) of the Mount Gambier Lifelong Learning Sub-Committee be adopted by Council:

1. **LIFELONG LEARNING**

- (a) the Presiding Member's report be received;
- (b) the Terms of Reference be amended as discussed and presented at next meeting for review;
- (c) the Children's Charter, as discussed and amended be endorsed for consultation release on 7th May, 2014.

2. **MATTERS OF INFORMATION**

- (a) the Manager Community Services and Development report be received;
- (b) provide advice of ongoing progress with design etc. for John Powell Reserve;
- (c) involvement with the RDA Learning Trails Project be suspended pending a report to next meeting;
- (d) the Lifelong Learning Sub-Committee strongly support the proposal from professor Scott Heyes, Canberra University seeking Council contribution to a paper submission of the Transects Project for the International Indigenous Development Research Conference 2014. Cr Maher and Community Development Officer to work with Professor Heyes;
- (e) the Lifelong Learning Sub-Committee endorse ongoing work with Professor John Halsey in principle, a report be provided at the next meeting for discussion;
- (f) the Lifelong Learning Sub-Committee seek information on the Melaleuca Park Early Learning Project and provide update at the next meeting;

- (g) a Family Fun Day Meeting with Community Engagement and Social Inclusion Sub-Committee be scheduled as soon as practicable.

Cr Lee seconded

Carried

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

Cr Shearing seconded

Carried

6. GOVERNANCE - Committees - Community Engagement and Social Inclusion Sub Committee - Minutes of Meeting held Monday 28th April, 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 April, 2014 be received;
- (b) recommendations (numbered 1 to 4) of the Community Engagement and Social Inclusion Sub-Committee meeting held on Monday 28th April, 2014 be adopted by Council.

1. BUSINESS ARISING

- (a) A draft document be developed based on Centacare model and presented to next meeting for discussion;
- (b) Both documents to be circulated to all of Community Engagement and Social Inclusion Sub-Committee Members for a decision to be made at a special meeting of Community Engagement and Social Inclusion Sub-Committee in the next fortnight.

2. MANAGER COMMUNITY SERVICES AND DEVELOPMENT REPORT

- (a) the Manager – Community Services and Development report be received;
- (b) amendments to the Community Engagement Tool Kit to be made and presented to the special sub-committee meeting

3. COMMUNITY DEVELOPMENT OFFICER REPORT

The Community Development Officer report be received.

4. STANDING ITEM: TERMS OF REFERENCE

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

Cr Smith seconded

Carried

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

Cr Richardson seconded

Carried

7. GOVERNMENT RELATIONS - Federal Member for Barker - Regular Meetings with Council - Ref. AF12/335

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.

The Director - Corporate Services reported:

- (a) Council has received a request from the Member for Barker to meet with Elected Members and senior staff on an informal half yearly basis;
- (b) Mayor Perryman has suggested informal meetings be initially scheduled in the months of March and July.

Cr Smith moved it be recommended:

- (a) the letter be received;
- (b) Council respond to the Member for Barker accepting the proposal to establish regular half yearly meetings on an informal basis;
- (c) Council propose that the initial informal meeting be held in July 2014 on a date and time mutually acceptable.

Cr Richardson seconded

Carried

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

Cr Von Stanke seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 28/2014 - SELGA - Executive Officer Works Plan and Administration Support Proposal - AF11/936

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 Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 28/2014 be received;
- (b) That Council support SELGA's proposal to engage a project administrator for a contract period of 2 years and inform SELGA of this resolution, pending 2014/2015 Budget approval;
- (c) The current draft budget for SELGA to support SERIC be reallocated to the project administrator's role resulting in no additional budget allocation to SELGA from Council's 2014-15 draft budget.

Cr Lee seconded

Carried

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

Cr Mutton seconded

Carried

9. CORPORATE AND COMMUNITY SERVICES REPORT NO. 29/2014 - South East Resource Information Centre (SERIC) Board Resolution - AF11/217

Goal: Governance

Operational Activity: Evaluate the effectiveness of all service delivery initiatives against the returns and/or benefits to the community.

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 29/2014 be received;
- (b) That Council inform SERIC (and SELGA) that the City of Mount Gambier will not provide funding to SERIC after 1 July 2014;
- (c) Council acknowledge SERIC's work and Terry Strickland's leadership in providing Geographical Information Services to SELGA Councils.

Cr Lee seconded

Carried

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

Cr White seconded

Carried

10. CORPORATE AND COMMUNITY SERVICES REPORT NO. 31/2014 - Riddoch Art Gallery - Request to Financially Support Business Planning Consultancy - AF11/1615

*Goal: Building Communities
Diversity
Learning*

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.

Consider the needs of all community groups in developing projects, services and infrastructure (public or privately owned).

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

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 31/2014 be received;
- (b) Council respectfully declines to provide financial support (in addition to current funding) to the Riddoch Art Gallery to conduct a business review;
- (c) Council arrange an informal roundtable discussion between the City of Mount Gambier and the Riddoch Art Gallery to further discuss the financial situation faced by the Riddoch Art Gallery.

Cr Richardson seconded

Carried

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

Cr Lee seconded

Carried

11. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 32/2014 - Lease - Dimjalla Park - AF11/2200**

Goal: Diversity
Strategic Objective: Recognise and respond to our collective responsibilities to provide ease of access to physical facilities and spaces (public & privately owned)

Cr Richardson moved it be recommended:

- (a) Corporate and Community Services Report No. 32/2014 be received;
- (b) The expiry of temporary occupancy arrangements on 30 June 2014, and requirement to vacate and make good the site, be noted;
- (c) A further report be presented to Council in the event that an agreement is reached on a further lease term and rental on similar terms to the expired lease.

Cr Lee seconded

Carried

The CEO provided a verbal update to the meeting.

Cr Maher moved;

- (a) Corporate and Community Services Report No. 32/2014 be received;**
- (b) The CEO's verbal report/update be received;**
- (c) The Mayor and Chief Executive Officer be authorised to finalise and affix the Common Seal to documents securing a 2 year lease for the Dimjalla Skate Park site (with 2 x 1 year rights of renewal) with a commencing rent of \$15,000+GST per annum (adjusted annually to CPI).**

Cr Mutton seconded

Carried

12. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 33/2014 - Policy Review - R200 - Community Land (Reserves) - AF11/1948**

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

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 33/2014 be received;
- (b) Council hereby adopts new Council Policy R200 Community Land (Reserves), as attached to this Report;

- (c) Council hereby deletes former Council Policies (now merged):
R210 Reserves - Lease Term/Fee
R240 Reserves - Rental Where Council Maintains
- (d) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Lee seconded Carried

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

Cr White seconded Carried

13. CORPORATE AND COMMUNITY SERVICES REPORT NO. 34/2014 - Policy Review - R130 - Rates General Matters - AF11/1952

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

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 34/2014 be received;
- (b) Council hereby adopts new Council Policy R130 Rates - General Matters, as attached to this Report;
- (c) Council hereby deletes former Council Policies (now merged):

R110 Rates - Appeals Against Assessments
R120 Rates - Fines on Unpaid Rates
R160 Rates - Outstanding

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

Cr Richardson seconded Carried

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

Cr Smith seconded Carried

14. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 35/2014 - Policy Review - P155 Privacy Policy - AF11/1948**

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

Cr Richardson moved it be recommended:

- (a) Corporate and Community Services Report No. 35/2014 be received;
- (b) Council hereby adopts new Council Policy P155 - Privacy Policy, as attached to this Report;
- (c) Council hereby deletes former Council Policies (now merged):
P160 Privacy
P185 Property - Provision of Related Information
- (d) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Smith seconded

Carried

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

Cr Lee seconded

Carried

15. **CORPORATE AND COMMUNITY SERVICES REPORT NO. 36/2014 - Leasing - Frew Park - SA Ambulance Service - AF11/1426**

Goal: Diversity
Strategic Objective: Consider the needs of all community groups in developing projects, services and infrastructure (public or privately owned).

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 36/2014 be received;
- (b) SA Ambulance Service request to 'holdover' on the Frew Park lease beyond 30 June 2014 be acknowledged and granted, subject to rent being paid on a monthly basis in advance;
- (c) An Elected Members Workshop be scheduled to enable further discussion on potential options for the future use/occupation of the Frew Park building.

Cr Richardson seconded

Carried

Cr Maher moved the recommendation of the Corporate and Community Services Committee as contained in item 15 be adopted.

Cr Von Stanke seconded

Carried

16. CORPORATE AND COMMUNITY SERVICES REPORT NO. 37/2014 - Local Area Network Computer Replacement Process - AF11/1828

Pursuant to Division 3 - Conflict of Interest, Sections 73 and 74 Part 4 of the Local Government Act 1999, Mayor Perryman disclosed an interest in Item 16 (*business that the Mayor is an owner of is a significant client of Green Triangle Electronics*) 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.

Mayor Perryman vacated the meeting at 7:40 p.m.

Deputy Mayor Cr Richardson took the chair in the absence of the Mayor

Goal: Governance

*Strategic Objective: (i) Develop and maintain a valued, adaptable, skills and motivated workplace.
(ii) Demonstrate innovative and responsive organisational governance.*

Cr Richardson moved it be recommended:

- (a) Corporate and Community Services Report No. 37/2014 be received;
- (b) Council authorise the Chief Executive Officer to enter into direct negotiations with Green Triangle Electronics for the supply, installation, integration training and ongoing support for the hardware, software and services associated with the upgrade/replacement of Councils local area network infrastructure;
- (c) Council fund the upgrade/replacement of the local area network infrastructure from the 2014/2015 Budget (pending approval) as follows:
 - hardware purchase/supply - Acc No. 6014.0330 (Computer Equipment lease fees)
 - application software purchase/supply; and
 - installation/configuration; and

- returns/freight etc. - Acc No. 7460.4407 (Capital Support Services, IT, costs)

Cr Smith seconded

Carried

Cr Maher moved the recommendation of the Corporate and Community Services Committee as contained in item 16 be adopted.

Cr Von Stanke seconded

Carried

Mayor Perryman resumed the meeting at 7.41 p.m.

17. CORPORATE AND COMMUNITY SERVICES REPORT NO. 38/2014 - Policy Review - R180 - Records Management Policy - AF11/1948

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Smith moved it be recommended:

- (a) Corporate and Community Services Report No. 38/2014 be received;
- (b) Council hereby adopts new Council Policy R180 - Records Management, as provided with this report;
- (c) Council makes the necessary amendments to Council's Policy Manual Index.

Cr Maher seconded

Carried

Cr Maher moved the recommendation of the Corporate and Community Services Committee as contained in item 17 be adopted.

Cr Smith seconded

Carried

OTHER COMMITTEE AND SUB-COMMITTEE MINUTES Nil.

MOTIONS WITH NOTICE Nil.

MOTIONS WITHOUT NOTICE

1. **COMMUNITY RELATIONS** – Event Management – Request for Event Funding 2014 Mount Gambier 100 Mile Cycling Classic– Ref. AF12/383

The Mayor reported;

The attached correspondence from the Mount Gambier Cycling Club details a request for event funding for the annual 100 Mile Classic. Councillors are aware of this annual event, its significant history and Council's regular funding, which for 2013/2014 was \$3,000.

As noted in the correspondence, the event timing has been altered by Cycling Australia from November to July and the Club's major sponsor is not funding the event in 2014/2015.

Due to these factors, the Mount Gambier Cycling Club is seeking event sponsorship of \$7,000 from the Council to enable the event to run in 2014/2015.

Confirmation of event funding is necessary as soon as possible to enable preparations for the event to occur.

The Club both at a meeting with the Council's CEO on 15th May, 2014 and in their letter note that this is a "once off" funding request and other funding strategies will be implemented in following years that should see Council's funding return to \$3,000.

RECOMMENDATION

Cr Smith moved;

- (a) the Report be received;
- (b) Council supports the application from the Mount Gambier Cycling Club for the Mount Gambier 100 Mile Cycling Classic and will provide event funding of \$7,000;
- (c) funding for this event is sourced from within the Donations and Local Sponsorship existing budget 6350.0804.

Cr Von Stanke seconded

Carried

2. **CITY DEVELOPMENT FRAMEWORK SUB-COMMITTEE – City Development Framework Project – Futures Paper - Ref. AF13/125**

Goal: Building Communities

Strategic Objective: Strive for an increase in services and facilities to ensure the community has equitable access and that the identified needs are met.

Encourage the empowerment of the community to lead and self manage their respective desires and aspirations.

Goal: Securing Economic Prosperity

Strategic Objective: Foster the expansion of commerce and industry in a sustainable manner, considering industry, employment and climate change impacts, and enhance our positioning as the major centre for the region.

The Mayor reported:

- (a) The draft Futures Papers have been prepared by Prof John Martin and upon finalisation will be ready to commence further consultation to develop strategies to achieve the aspirations identified as part of the previous consultation process.
- (b) There has been considerable discussion regarding the community engagement/consultation process for this project. At this time it has been determined that the community engagement/consultation process will be comprised of:

Stage One

Contact two participants from the previous workshops to analyse the draft Futures Paper and identify how their organisation's future plans support the various aspirations detailed in the draft.

Stage Two

Inviting others who participated in the workshops to a lunch time forum to be updated on the draft including examples of Mount Gambier organisations that have identified how they see their organisations contributing to the aspirations detailed in the draft Futures Paper.

The people invited to attend the lunch time forum (5th June to be confirmed) will involve people who have participated to date (25 representing a cross section of organisations and 15 individuals) selected by the City Development Framework Sub Committee. The aim of this forum is to motivate participants to take the draft back to their organisation and have a discussion around how their current work plans and future strategies address various aspirations across the four themes of our people, our location, our diverse economy and our natural resources, climate and heritage.

Stage Three

Finalisation of draft Futures Papers and commence community wide consultation/engagement.

Cr Maher moved it be recommended:

- (a) The report be received;
- (b) The City Development Framework Sub Committee be delegated the authority to undertake the community engagement/consultation process as proposed and/or amended by the Sub Committee to ensure the most appropriate forms of community engagement/consultation are conducted.

Cr Smith seconded

AMENDMENT

Cr Richardson moved;

- (a) The report be received;
- (b) the draft Futures Papers be referred back to the City Development Framework Sub Committee for further consultation with diverse sectors of the community;
- (c) the City Development Framework Sub Committee consult with stakeholders who expressed the view that the consultation process needs to be more inclusive as to how this can occur.

Cr Persello seconded

The Amendment was put and

LOST

Cr Richardson requested a Division

The declaration of the result of the vote was set aside

Voting by Division being:

Members voting for the Amendment

**Cr Richardson
Cr Persello**

Members voting against the Amendment

**Cr Smith
Cr Shearing
Cr Maher
Cr Lee
Cr White
Cr Mutton
Cr Von Stanke**

The Mayor declared the Amendment

LOST

The Motion was put and

Carried

3. **INDEPENDENT COMMISSIONER AGAINST CORRUPTION (ICAC) – Complaints Relating to Council Published Online – Ref. AF14/25**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

The Mayor reported:

The City of Mount Gambier is aware of complaints relating to Council that have been repeatedly published online.

Council confirms that a number of allegations/complaints have been made in relation to the conduct of the City of Mount Gambier in relation to the demolition of the old Mount Gambier Hospital and the tender and subsequent development of the Main Corner Project.

Those complaints were found not to have been substantiated after an Independent Commissioner Against Corruption (ICAC) investigation.

Council has sought and gained authorisation from the Independent Commissioner Against Corruption to make this statement through a Council Report.

RECOMMENDATION

Cr Von Stanke moved;

(a) The report be received;

Cr Richardson seconded

Carried

CONSIDERATION FOR EXCLUSION OF PUBLIC

Cr Smith moved that the following Items 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 items 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:

CCS18 (a) S.90(3)(m) - information to be considered in relation to this Agenda Item is information relating to an amendment under the Development Act 1993 before

a Development Plan Amendment report relating to the amendment is released for public consultation under that Act.

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 Development Plan amendment has not yet been finalised which could result in the public becoming inadvertently misinformed of the proposed changes.

- CCS18 (b) S.90(3)(d) - information to be considered in relation to this item is commercial information of a confidential nature (not being a trade secret) the disclosure of which:
- i. could reasonably be expected to confer a commercial advantage on a 3rd party; and
 - ii. would, on balance, be contrary to the public interest.

The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because it would be inappropriate to advantage a potential purchaser and/or disadvantage an owner/vendor.

<u>Item No.</u>	<u>Subject Matter</u>		<u>S90 (3) Grounds</u>
Corporate & Community Services Committee Minutes			
18.	<u>GOVERNANCE</u> - Review of In-Confidence Items		
	<i>Meeting Date</i>	<i>Subject</i>	
(a)	15/12/2009	<u>OPERATIONAL SERVICES REPORT NO. 44/2009</u> – Heritage - Local Heritage Development Plan Amendment - Ref. 225/1/10	(m)
(b)	17/7/2012	<u>SALE OF LAND FOR NON PAYMENT OF RATES</u> – Notice of Intention to Sell Land for Non-Payment of Council Rates	(d)

Cr Von Stanke seconded

Carried

Cr Lee and Cr Mutton vacated the Chamber at 8.04 p.m.

18. GOVERNANCE - REVIEW OF CONFIDENTIALITY ORDER - AF13/64

The Presiding Member reported:

The following items relate to matters and documents previously considered and retained “in-confidence” by Council that are due for review and recommended for revocation of the existing, or making of a new S91(7) in-confidence order. These matters are now considered on an ‘item by item’ basis.

(a)	Meeting Date	Source Meeting	Subject	S90(3) Grounds	Confidential Element	Duration	Recommendation	Recommended Duration
	15/12/2009	OPS	<u>OPERATIONAL SERVICES REPORT NO. 44/2009</u> - Heritage - Local Heritage Development Plan Amendment - Ref. 225/1/10	(m)	All Details	Until public consultation on DPA commences	All Details	Until public consultation on DPA commences

Commentary

Ministers Authorisation not yet granted. Review s90(3) grounds, appropriate grounds are (m) (*information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act*).

CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

Cr Smith moved that an order be made pursuant to Section 91 (7) and recorded in the publicly released version of the minutes in accordance with S91(9) of the Local Government Act, 1999 that the document in relation to item 18(a) which has been considered by the Corporate and Community Services Committee on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

Item No.	Meeting Date	Subject Matter	S90(3) Grounds	Elements to be kept confidential	Duration, Circumstances for Release
18(a)	15/12/2009	<u>OPERATIONAL SERVICES REPORT NO. 44/2009</u> - Heritage - Local Heritage Development Plan Amendment - Ref. 225/1/10	(m)	All Details	Until public consultation on DPA commences

Cr Von Stanke seconded

Carried

(b)

Meeting Date	Source Meeting	Subject	S90(3) Grounds	Confidential Element	Duration	Recommendation	Recommended Duration
17/07/2012	CCS	<u>SALE OF LAND FOR NON PAYMENT OF RATES</u> – Notice of Intention to Sell Land for Non-Payment of Council Rates	(d)	All Details	12 months or until resolution of matter	All Details	12 months or until resolution of matter

Commentary

Report contains details of properties proposed to be sold for non-payment of rates. Such information could reasonably be expected to confer a commercial advantage on a 3rd party purchaser and it is considered that the disclosure of such information would, on balance, be contrary to the public interest.

Cr Lee resumed the meeting at 8.05 p.m.

CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

Cr Von Stanke moved that an order be made pursuant to Section 91 (7) and recorded in the publicly released version of the minutes in accordance with S91(9) of the Local Government Act, 1999 that the document in relation to item 18(b) which has been considered by the Corporate and Community Services Committee on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

Item No.	Meeting Date	Subject Matter	S90(3) Grounds	Elements to be kept confidential	Duration, Circumstances for Release
18(b)	17/07/2012	<u>SALE OF LAND FOR NON PAYMENT OF RATES</u> – Notice of Intention to Sell Land for Non-Payment of Council Rates	(d)	All Details	12 months or until resolution of matter

Cr Smith seconded

Carried

Cr Mutton resumed the meeting at 8.06 p.m.

Cr Von Stanke moved that the Meeting resume to an Open session.

Cr Smith seconded

Carried

Meeting closed at 8.07 pm

LD