

MINUTES OF MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY 21ST OF JUNE, 2016 AT 6.00 P.M.

COUNCIL

PRESENT:

Deputy Mayor Cr Penny Richardson

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

APOLOGY/IES:

Cr Meziniec moved the apologies received from Mayor Andrew Lee and Cr Des Mutton be accepted.

Cr Greco seconded

Carried

COUNCIL OFFICERS:

Chief Executive Officer	- Mr M McShane
Director – Corporate Services	- Mr G Humphries
Director – Operational Services	- Mr D Sexton
Manager Community Services and Development	- Ms B Cernovskis
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.

The Deputy Mayor proposed a minutes silence in respect of the recent passing of Mr Barrie Hudson and Mr John Tremelling which was observed in the Chamber.

**CONFIRMATION
OF MINUTES:**

Cr Morello moved the minutes of the previous meeting held on 17th May, 2016 be taken as read and confirmed.

Cr Perryman seconded

Carried

MAYORAL REPORT - Ref. AF11/881

Nil

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

Member

Organisation

Cr Richardson

Special Riddoch Art Gallery Meeting
Jack Snelling, Minister for Health
Women in Business and Regional Development Networking Lunch
History Preservation Workshop
Liberate Through Learning Launch
Presentation Ceremony of Life Membership of the Australian Association of Social Workers – first South Australian and first Aboriginal person honoured
Dinner for Delegation from Lu'an
Health Advisory Committee Meeting
Limestone Coast Local Government Association meeting
Regional Youth Traineeship program lunch
Funeral of former Councillor Barrie Hudson
Equal Marriage Rights Walk
World Knitting in Public Day at the Library

Cr Persello

Road Safety Group meeting
Reconciliation Week
Launch – Pilot Program for Indigenous people (Literacy)
Lu'an Delegation Dinner
Suicide Prevention – acceptance and commitment therapy training

Cr Lynagh

Lions Youth Group meeting
Community Iftar – Muslim Group of Mount Gambier

Cr Mezinac

Lu'an Delegation welcome and farewell dinners
Tenison Woods College Debutante Ball
Chamber of Commerce Dinner with John Wagner, owner of the Wellcamp Airport
Bernard Salt – Futurist and demographer presentation
Regional Summit

Cr Morello

Lu'an Delegation presentation
Equal Marriage Rights Walk

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

Cr Lovett seconded

Carried

QUESTIONS:

(a) With Notice – Nil submitted.

(b) Without Notice –

PETITIONS: Nil

NOTICE OF MOTION TO RESCIND: Nil

ELECTED MEMBERS WORKSHOPS - Ref. AF15/83

<i>Date</i>	<i>Topic for Discussion</i>
01/06/2016	Elector Representation Review and South East Animal Welfare League
06/06/2016	Code of Conduct and Social Media

Cr Von Stanke moved that the Record of Proceedings for Elector Representation Review and South East Animal Welfare League and Code of Conduct and Social Media be received and the contents noted.

Records for these Workshops are attached.

Cr Mezinec 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 17th May, 2016 - Ref. AF11/1718, AF11/866

Cr Morello moved that the Council Action Items for the Corporate and Community Services Committee and the Operational Services Committee referred to the Council Meeting held 17th May, 2016 be received and the contents noted.

Cr Von Stanke seconded

Carried

CORPORATE AND COMMUNITY SERVICES - 13th June, 2016

Cr Mezinec moved that the minutes of the meeting held 13th June, 2016 be received.

Cr Lynagh seconded

Carried

1. FINANCIAL STATEMENT – as at 31st May, 2016

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended the financial statement as at 31st May, 2016 be received.

Cr Lynagh seconded

Carried

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

Cr Lovett seconded

Carried

2. GOVERNANCE – Committees – Lifelong Learning Sub-Committee – Minutes of Meeting held 20th May, 2016 – Ref. AF15/501

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

(a) the Minutes of the Lifelong Learning Sub-Committee Meeting held on 20th May, 2016 be received;

(b) the following recommendations of the Lifelong Learning Sub-Committee be adopted by Council;

1. KEY FOCUS AREA – Wellbeing and Resilience

(a) The progress report on the Regional Wellbeing & Resilience Collaboration provided by the Manager Community Services & Development be received.

2. KEY FOCUS AREA – Wellbeing and Resilience

(a) The progress report on a Wellbeing Workforce/Positive Organisation project provided by the Manager Community Services & Development report be received.

3. KEY FOCUS AREA – Wellbeing and Resilience integration with STEM

- (a) the report on the integration of the Wellbeing and Resilience Program with the STEM, South East Strategy and Action Plan 2015 – 2018 provided by the Manager Community Services & Development report be received;
- (b) the implementation of the STEM, South East Strategy and Action Plan 2015 - 2018 remain a Key Focus area for the Lifelong Learning Sub-Committee.

Cr Lynagh seconded

Carried

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

Cr Persello seconded

Carried

3. **GOVERNANCE – Committees – Community Engagement and Social Inclusion Sub-Committee – Amended Minutes of Meeting held 22nd March, 2016 – Ref. AF15/500**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

- (a) the amended Minutes of the Community Engagement and Social Inclusion Sub-Committee Meeting held on 22nd March, 2016 be received;
- (b) the following recommendations of the Community Engagement and Social Inclusion Sub-Committee be adopted by Council:
 - 1. GUEST SPEAKER – Mr Alan March, Families SA and Mr David Copley, Pangula Mannamurna Inc
 - (a) Mr Alan March, Families SA and Mr David Copley, Pangula Mannamurna Inc be thanked for their presentation.
 - 2. RECONCILIATION ACTION PLAN – Reconciliation Action Plan Progress Table
 - (a) The Reconciliation Action Plan progress table be received.
 - 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.

Cr Lovett seconded

Carried

Cr Persello 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 23rd May, 2016 – Ref. AF15/500

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Meziniec moved it be recommended:

- (a) the minutes of the Community Engagement and Social Inclusion Sub-Committee Meeting held on 23rd May, 2016 be received;
- (b) the following recommendations of the Community Engagement and Social Inclusion Sub-Committee be adopted by Council:
 - 1. RECONCILIATION ACTION PLAN – Reconciliation Action Plan Progress Table Ref. - AF15/341
 - (a) The Reconciliation Action Plan progress table be received.
 - 2. KEY FOCUS AREAS – Key Focus Area Progress Table Ref. - AF15/500
 - (a) The Community Engagement & Social Inclusion Key Focus Area progress table be received and noted for information;
 - 3. LIMESTONE COAST COMMUNITY SERVICES ROUNDTABLE – Update Ref. - AF15/469
 - (a) The report on the Limestone Coast Community Services Roundtable Planning Day be received.

Cr Lynagh seconded

Carried

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

Cr Lovett seconded

Carried

5. **GOVERNANCE – Committees – Audit Committee – Minutes of Meeting held 31st May, 2016 – Ref. AF11/863**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

- (a) the minutes of the City of Mount Gambier Audit Committee meeting held on 31st May, 2016 be received;
- (b) the following recommendations of the Audit Committee meeting held on Tuesday, 31st May, 2016 be adopted by Council.

1. **REPORTS FOR INFORMATION**

The report be received.

2. **AUDIT WORK PROGRAM 2014 - 2018 - Ref. AF11/863**

The report be received.

3. **EXTERNAL AUDITOR - Ref. AF12/227**

- (a) the report be received;
- (b) the Finance Managers report (attached) on improvements to stock control processes at 'The Lady Nelson' including the actions referenced therein be endorsed by the Audit Committee;
- (c) the outstanding Audit findings continue to be monitored by the Audit Committee.

4. **EXTERNAL AUDITOR - Financial Controls Review - Ref. AF11/714**

- (a) the External Auditor's Financial Controls Review Management Letter be received;
- (b) the External Auditor be advised of Council Management's response;
- (c) the Audit findings continue to be monitored by the Audit Committee.

5. **EXTERNAL AUDIT SERVICES**

The report be received for information.

6. **FINANCIAL INTERNAL CONTROLS - Internal Audit Program - Ref. AF16/164**

- (a) the report be received;

(b) Financial Internal Controls report No 2/2016 be endorsed by Council.

7. 2016/2017 ANNUAL BUSINESS PLAN AND BUDGET PROGRAM -
Ref. AF15/461

The report be received.

Cr Perryman seconded

Carried

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

Cr Lynagh seconded

Carried

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Persello disclosed a perceived conflict of interest in Item 6: *"My children play for North Gambier Junior Football Club which is a member organisation and I volunteer there. I am the Presiding Member of the Junior Sports Assistance Fund Committee."*

Cr Persello dealt with the perceived conflict of interest in the following transparent and following way: *"I intend to remain and conduct business as usual."*

In accordance with section 75A(2)(b) Cr Persello participated in the meeting in relation to the matter.

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Perryman disclosed a perceived conflict of interest in Item 6: *"Myself – Member of East Gambier Sportsman's Club, East Gambier Netball Club. Children – Members of East Gambier Netball Club, Basketball Mount Gambier. They are affiliated with Western Border Netball Association. These organisations may be members of the Junior Sports Fund."*

Cr Perryman dealt with the perceived conflict of interest in the following transparent and following way: *"Declare the potential conflict only and explain that me, nor my children were nominees / recipients of any funds."*

In accordance with section 75A(2)(b) Cr Perryman participated in the meeting in relation to the matter.

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Lovett disclosed a perceived conflict of interest in Item 6: *"Son plays football, step daughter plays netball for East Gambier and son plays basketball at the Mount Gambier Basketball Club."*

Cr Lovett dealt with the perceived conflict of interest in the following transparent and following way: *"I will stay and vote in item 6 Junior Sports Assistance Fund."*

In accordance with section 75A(2)(b) Cr Lovett participated in the meeting in relation to the matter.

6. **GOVERNANCE - Committees - Junior Sports Assistance Fund - Minutes of Meeting held 8th June, 2016 - Ref. AF11/725**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

(a) the minutes of the City of Mount Gambier Junior Sports Assistance Fund General Meeting held on 8th June, 2016 be received;

(b) the following recommendations of the City of Mount Gambier Junior Sports Assistance Fund held on 8th June, 2016 be adopted by Council:

1. FINANCIAL STATEMENT AS AT 3RD JUNE, 2016

The financial statement as at 3rd June, 2016 be received noting a cash balance of \$70,985.

2. APPLICATIONS FOR FINANCIAL ASSISTANCE FOR JUNIORS FROM 21ST MARCH, 2016 TO 3RD JUNE, 2016

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

3. APPRECIATIONS - letters received/forwarded

The report be received.

4. GENERAL INFORMATION - Since 1st July 2015

The reports be received.

5. OTHER APPLICATIONS

The report be received.

6. MEMBER CONTRIBUTIONS - Unpaid Membership 2015/2016

(a) the report be received;

(b) if the Blue Lake BMX Club submit an application to rejoin the Fund for the 2016/2017 financial year and pay their respective membership, no other penalties be enforced.

(c) acknowledgement be made that the fees for 2015/2016 be waived.

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

- (a) the report be received;
- (b) the following application(s)/funding be made available to the Member Organisations named below to assist the identified junior(s) to achieve their fullest participation with the specific purpose donation from the Rotary Club of Mount Gambier Lakes - Donations to Financially Disadvantaged Junior Sportsperson's initiative (funded from some of the proceeds from the 2014 SA Power Networks Blue Lake Fun Run) and to be used strictly in accordance with their respective confidential application:
 - (i) Limestone Coast Football Association - Nominee One \$300

Cr Perryman seconded

Carried

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

Cr Lovett seconded

Carried

Cr Persello voted in favour of the motion
Cr Perryman voted in favour of the motion
Cr Lovett voted in favour of the motion

7. PROPERTY MANAGEMENT - Railway Lands Activation Team update - Ref. AF15/398

Goal: Building Communities

Strategic Objective:

- (i) *Encourage the empowerment of the community to lead and self manage their respective desires and aspirations.*
- (ii) *Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.*

The Manager – Community Services and Development reported:

During May 2016 the Railway Lands Activation Team continued to plan and facilitate activities at the site such as #STEMfun16, Winter @ the Rail, the Leaders Celebration and oversee the installation of the public art works.

The artwork of Diana Wiseman has been well received by the community and the installation of the Ben Brumby piece is another exciting example of the calibre of local artists we have in our community.

Continuing in the realm of arts development, the Activation Team hosted Illuminart technician, Craig Laurendet in Mount Gambier and conducted an audit of public spaces throughout the City that would be suitable for a projection art project. This audit was followed by a webinar with the Principal of Illuminart, Cindi Drennan that was attended by a cohort of local visual artists. The outcome from this work will be a report that will provide guidance to the types of projects possible and a development program that could produce quality projection artwork locally.

The Railway Lands came to life with a full program of scientific fun on Sunday 29th May, 2016 as part of the first ever regional STEM summit. This initiative attracted in the vicinity of 2,000 people – mostly families - and initial feedback received includes consistent enquiry into ‘the next event like this’.

The Railway Lands Activation Team are finalising a full evaluation of the test and trial phase of the site activation and have continued to progress temporary, low cost activations including the following initiatives:

Commercial/Community integration	
Railway Building	No further activity
Site	Short term hospitality option has been discussed for site – awaiting submission.

Arts/Cultural/Music Activities	
Public Art @ The Rail Public Murals	<i>First Stop Public Art @ the Rail</i> The works by Diana Wiseman and Ben Brumby have both been installed.
Nature Play Sculptures	Ivo Tadic has commenced the on site carvings and all other sculptures are under construction.
Illuminart	Activation Team and a cohort of visual artists attended a workshop/webinar with Cindi Drennan and Craig Laurendet of Illuminart.

Events	
#STEMfun16	This was a very successful family event that attracted in the vicinity of 2,000 people. This activity was part of a regional first STEM program that was incredibly well received by the community.

Evaluation	
Evaluation consultations have been completed and a final report is being prepared.	

Confirmed future events for the Railway Lands:

June
<u>Winter @ the Rail – Winter Sessions Pt 1</u> <u>Studebaker Display</u> <u>Leaders Celebration</u>

Cr Lynagh moved it be recommended:

(a) the progress report on the Railway Lands Activation Team be received.

Cr Perryman seconded

Carried

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

Cr Lynagh seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 40/2016 - Policy Review - R155 - Rate Rebate Policy - Ref. AF11/1952, AF11/823, AF11/824

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

(a) Corporate and Community Services Report No. 40/2016 be received;

(b) Council hereby adopts amended Council Policy R155 - Rate Rebate Policy, as provided with this report.

Cr Lynagh seconded

Carried

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

Cr Greco seconded

Carried

9. CORPORATE AND COMMUNITY SERVICES REPORT NO. 41/2016 - Policy Review - R105 - Rating Policy - Ref. AF11/1952

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance

Cr Mezinec moved it be recommended:

(a) Corporate and Community Services Report No. 41/2016 be received;

(b) Council hereby adopts amended Council Policy R105 - Rating Policy, as provided with this report.

Cr Lovett seconded

Carried

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

Cr Von Stanke seconded

Carried

10. CORPORATE AND COMMUNITY SERVICES REPORT NO. 42/2016 - Nominations - Community Engagement and Social Inclusion Sub-Committee - Ref. AF15/500

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service delivery and performance.

Goal: Diversity

Strategic Objective: Develop the capacity of Council to effectively communicate and engage with our communities, other agencies and service providers.

Cr Mezinec moved it be recommended:

- (a) Corporate and Community Services Report No. 42/2016 be received;
- (b) The report be referred back to the next Community Engagement and Social Inclusion Sub-Committee for discussion of the nominations received.

Cr Lovett seconded

Carried

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

Cr Lovett seconded

Carried

11. CORPORATE AND COMMUNITY SERVICES REPORT NO. 43/2016 - LCLGA - Audit Committee Exemption - Ref. 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 Mezinec moved it be recommended:

- (a) Corporate and Community Services Report No. 43/2016 be received;
- (b) The Limestone Coast Local Government Association (LCLGA) be supported in seeking an exemption from the requirement to have an Audit Committee based on the following;
 - i. the LCLGA Board has in place relevant internal control policies and procedures and these are periodically reviewed and updated;

- ii. the LCLGA Board's external auditor has provided an audit opinion that its internal controls are sufficient to provide a reasonable assurance that its financial transactions are being conducted properly and lawfully;
- iii. all reports by the auditor are (and will be in the future) circulated to each constituent council (i.e. by way of the Annual Report and at a Board Meeting);
- iv. no evidence has come to light which strongly suggests that the LCLGA Board is not complying with its obligations under the Local Government Act 1999 and associated Regulations in all material respects;
- v. The value of assets owned by the LCLGA Board does not appear unduly high for one not subject to audit committee requirements;
- vi. the level of annual operating expenses of the LCLGA Board does not appear unduly high for one not subject to audit committee requirements; and
- vii. The predominant source of income of the LCLGA Board does not involve rates or charges levied directly on Council ratepayers.

Cr Lynagh seconded

Carried

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

Cr Morello seconded

Carried

12. CORPORATE AND COMMUNITY SERVICES REPORT NO. 44/2016 - Elector Representation Review – Options Paper - Ref. AF15/624

Goal: Diversity
Strategic Objective: Understand our community profile

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

Establish measures for Council's performance and continually compare against community expectations.

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 44/2016 be received.
- (b) The Elector Representation Review – Options Paper and questionnaire attached to Corporate and Community Services Report No. 44/2016 be received and endorsed for public consultation purposes.
- (c) Public Consultation on the Elector Representation Review - Options Paper be conducted in accordance with the requirements of the Local Government Act and any resultant questionnaires/submissions be the subject of a further report to Council for consideration.

Cr Perryman seconded

Carried

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

Cr Von Stanke seconded

Carried

13. CORPORATE AND COMMUNITY SERVICES REPORT NO. 45/2016 - Provincial Cities Association – Audited Statement of Financial Position - Ref. AF11/935

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Meziniec moved it be recommended:

- (a) Corporate and Community Services Report No. 45/2016 and the final Audited Statement of Financial Position of the Provincial Cities Association of South Australia as at 30th April 2016 be received;
- (b) Acceptance of the final Audited Statement of Financial Position of the Provincial Cities Association as at 30th April 2016 be acknowledged to the Auditor Mr John Ewen of John Ewen & Associates;
- (c) In accordance with the provisions of the Local Government Act and Regulations, the relevant components of the final Audited Statement of Financial Position of the Provincial Cities Association as at 30th April 2016 be endorsed for publication in Council's 2015/16 Annual Report;
- (d) The former Executive Officer of the Provincial Cities Association, Mr Ian McSparran, his support staff, and the other constituent Council's comprising the Provincial Cities Association be thanked for their efforts over its period of operation.

Cr Lovett seconded

Carried

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

Cr Morello seconded

Carried

14. GOVERNMENT RELATIONS - Limestone Coast Local Government Association - LCLGA Business Plan and Budget 2016/2017 – Ref. AF15/451

Goal: Governance

Strategic Objective: Demonstrate innovative and response organisational governance

The Director – Corporate Services reported:

- (a) LCLGA has reported to Member Councils its Draft Business Plan for the forthcoming 2016/17 financial year for review and feedback prior to adoption by the LCLGA Board (refer attached);

- (b) In respect of the proposed contributions to the overall LCLGA Budget, the following comparison between this years actual contribution and next year's draft Budget contributions are provided;

ITEM	15/16	16/17
LCLGA SUBSCRIPTION	73 072	72,985
RDA LIMESTONE COAST	23 077	23,090
TOURISM INDUSTRY DEVELOPMENT	31 284	29,194
HERITAGE SERVICES	22 611	24,702
REGIONAL RECREATION AND SPORT	13 235	13,270
REGIONAL WASTE MANAGEMENT	15 207	15,128
REGIONAL TRAILS PROJECT	3 318	-
REGIONAL PLANNING ALLIANCE	6 635	-
REGIONAL ATTRACTION/RETENTION SUPPLY	6 635	-
TOTAL CONTRIBUTION	\$195,074	\$178,369

Cr Lynagh moved it be recommended:

- (a) the report be received;
- (b) the draft 2016/2017 LCLGA Business Plan and Budget be accepted and provision be made in Council's 2016/2017 Business Plan and Budget for the said allocations;
- (c) LCLGA be advised of Council's acceptance of the draft 2016/2017 LCLGA Business Plan and Budget.

Cr Lovett seconded

Carried

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

Cr Lovett seconded

Carried

OPERATIONAL SERVICES - 14th June, 2016

Cr Von Stanke moved that the minutes of the meeting held 14th June, 2016 be received.

Cr Morell 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**

Goal: Building Communities

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

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>
• Old Hospital landscaping works (paths and culdesac)	80%
• Gordon Street footpath construction	80%
• Boandik Terrace blowhole drainage project (tree removal works)	5%
• Davison Street retention basin (fencing)	5%
• Rail Trail - Pick Avenue to White Avenue	25%

Railway Lands

• Major art piece tracks (paving works)/signalling change	10%
• Heritage elements (fence and stobie poles)	20%

Completed Tasks

- Suttontown Road / Wireless Road (roundabout works)
- Eagle Court drainage improvements
- Yeates Street / Locke Street roundabout (asphalt works)
- Livingston Street / Davison Street drainage upgrade

Cr Richardson moved the report be received.

Cr Von Stanke seconded

Carried

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

Cr Greco seconded

Carried

2. **ANIMAL MANAGEMENT - Dog Control and Care Facilities - Ref. AF11/124**

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 of the community are met.
Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.

Goal: Governance
Strategic Objective: Evaluate the effectiveness of all service delivery initiatives against the returns and/or benefits to the community.

The Presiding Member reported:

(a) Council, at its meeting of 15th March 2016 resolved:

“Director - Operational Services to prepare report regarding Dog and Cat Management minimum supply and support by Council, also including the cost and implication of Council running the South East Animal Welfare League facility.”

- (b) at this time, Council only administers dogs, but any discussion regarding owning and operating its own facility should at least have consideration to the likelihood of cat administration becoming a legal requirement;
- (c) attached to the Operational Services Committee agenda was a simple concept plan for a suitable facility. Assuming Council has suitable land (e.g. Eucalypt Drive), the cost to establish the site is estimated at \$250,000. If Council needs to buy land, this will substantially increase the cost. The estimated cost to operate this facility (using paid staff) is estimated at \$170,000 per annum;
- (d) cost sharing with the District Council of Grant and/or the use of volunteers may assist with cost reductions but at this time it is not possible to quantify any likely financial impact of one or both of these alternatives;
- (e) Council’s resolution also addresses the issue of Council “running the South East Animal Welfare League (SEAWL) facility”. Obviously the costs (annual operating) will be in excess of the \$170,000 for a stand alone dog care facility, but the likely cost will depend on the level of service to be provided (e.g. opening hours, type of animals to be catered for, any special needs for certain types of animals etc.) and further work is required by Council to enable this cost to be established with any degree of confidence.

Cr Von Stanke moved it be recommended:

(a) The report be received and contents noted.

Cr Mutton seconded

Carried

Cr Von Stanke moved the recommendation of the Operational Services Committee as contained in item 2 be adopted.

Cr Lovett seconded

Carried

3. ANIMAL MANAGEMENT - South East Animal Welfare League - Request for Contribution to Capital Upgrade - Ref. AF11/126

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 of the community are met.

Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.

Goal: Governance

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

The Presiding Member reported:

The South East Animal Welfare League (SEAWL) made a presentation to the Elected Members Workshop on 1st June 2016 and have requested Council contribute \$350,000 towards the significant upgrade to their Riddoch Highway Property. The estimated cost of the complete upgrade is \$1.7 million;

- (a) Council has also been presented with a report that details the estimated cost for Council to provide and operate its own stand alone dog pound facility (refer item 2 of the Operational Services Committee minutes);
- (b) the SEAWL have a very long history of providing care for animals in the district and they have provided impounding services to Council for a very long time;
- (c) the Leagues upgrade plans are very ambitious and they are to be commended on their vision and efforts to date to realise this vision;
- (d) this report will recommend that Council endeavour to meet their funding requests (paid over two financial years being 2017/2018 and 2018/2019) together with a requirement that the SEAWL enter into a long term agreement with Council to continue to provide impounding services (in line with the current agreement), which is due to expire in 2019;

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council commend the South East Animal Welfare League (SEAWL) on their vision for the upgrade to the Riddoch Highway facility;
- (c) Council refer an amount of \$175,000 to the 2017/2018 budget for consideration as its first contribution to the upgrade program noting that such funding will need to come from rates raised;
- (d) Council advise the SEAWL of this resolution and also advise the League that any funds provided will only be available if:
 - approved by Council in the 2017/2018 and 2018/2019 budgets, noting that the requests will be treated independently;
 - the works have substantially commenced;
 - the SEAWL have entered into an agreement with Council to provide impound services (in line with the current agreement) for a minimum 10 year period.

Cr Von Stanke seconded

Carried

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

Cr Lovett seconded

Carried

4. INFRASTRUCTURE - Maintenance - Request for Removal of Street Tree – 11 Sherbrook Close - Ref. AF15/546

Goal: Environment

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

The Presiding Member reported:

- (a) Roger Cutting of 11 Sherbrook Close has contacted Council requesting the removal of the two large Plane trees located on the Conroe Drive side of his property;
- (b) Mr Cutting has expressed his concerns over the extent of damage the tree roots are causing to his property;
- (c) upon inspection it was found that the trees in question are located approximately 4.5 metres south of the house. The tree root zone consists mainly of open grass area with a concrete footpath 1.5 metres south of the trunk of the trees. The trees structure is good with no evidence of visible structural flaws, whilst the trees health was unable to be verified as they are deciduous and the foliage has fallen from them. There was no evidence of pest activity at the time of the inspection;

- (d) from the inspection it was evident that the trees are causing damage to the paved areas around the house. The tree roots have grown under the fence at a number of random locations uplifting the pavers along the rear of the house. One major root has grown almost the full length along the front of the property uplifting the path as it has grown. Council has also replaced two sections of concrete footpath south of where the trees are located due to tree roots uplifting the path. Given the trees will double in size, it is evident that their location is unsuitable;
- (e) it should be noted that the tree roots under the concrete footpath were pruned as there was no other way of replacing the concrete path due to their size. Given the number of roots that would be required to be pruned to remove the nuisance to the property, the trees health and stability would be dramatically compromised. The likelihood of impact to a target should the tree fail due to extensive root pruning is high, however without pruning the trees roots the problems to the property cannot be removed and will persist as the trees grow.

Cr Mutton moved it be recommended

- (a) The report be received;
- (b) Council authorise the removal of the two Plane trees adjacent to 11 Sherbrook Close.

Cr Von Stanke seconded

Carried

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

Cr Greco seconded

Carried

5. INFRASTRUCTURE - Maintenance - Request for Removal of Street Tree - Helloworld - James Street Car Park - Ref. AF15/546

Goal: Environment

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

The Presiding Member reported:

- (a) Mr Grant Horrigan of Helloworld has written to Council expressing his concerns over the native trees located near the James street toilet carpark owned by Council;

- (b) Mr Horrigan's main concern are the large Eucalypt trees which he believes constantly drop large limbs, bark and gum nuts making the area dangerous and untidy;
- (c) an on-site inspection of the trees in the area was conducted and it was found that four trees are currently located in the median island that belongs to Council. Of the four trees, two were small Melaleuca species, a Eucalyptus botryoides and a Eucalyptus Viminalis;
- (d) the southernmost Melaleuca tree has good tree health as indicated by the dense foliage and colour; however it has poor structure as indicated by a minor split developing in the truncal area near the point of divergence of the three main branches, one of which has been removed in the past. The second Melaleuca tree is in poor health as indicated by the poor foliage density. The trees structure is also poor, as indicated by the number of tree wounds located throughout the tree, an indication that it has lost a number of limbs in the past. The main contributing factor to the trees poor health and structure is that the tree has been planted near the large Eucalyptus botryoides tree which is overshadowing the smaller trees space. It should also be noted that both of these trees are uplifting and causing damage to the surrounding kerbing;
- (e) the Eucalyptus botryoides is a large tree also located within the small median island and is clearly too big for its location. As a result, the kerbing is being uplifting by the extensive root system associated with a large tree. The tree health is considered poor as indicated by the foliage density and the yellowing of the leaves throughout the tree. The tree is also infested with pests as indicated by frass under the bark of the trunk and major branches. It should be noted that pest and disease within trees are generally associated with trees that are stressed such as this one;
- (f) the Eucalyptus viminalis is also located in the median island, and as a result the tree roots are also uplifting the kerbing and causing some minor cracking to the pavement. It is evident that the tree is too large for its current location. It should be noted that the tree's health is good as indicated by the dense foliage and colour with no evidence of pest or decay at the time of the inspection. The trees structure is also sound with no obvious notable flaws. There is some minor twiggy dieback which can be associated with some of the minor branches being shed, but this is part of the habit for this type of tree. The tree is also renowned for short fibrous bark throughout the stems which shed in long ribbons causing continual litter problems along with the gum nuts, both of which are not ideal in carpark areas.

Cr Mutton moved it be recommended

- (a) The report be received;
- (b) Council authorise the removal of the southernmost Melaleuca tree given it has started to split;

- (c) Council authorise the removal and replacement of the remaining three trees as part of the 2016/2017 City Centre Redevelopment Project which includes the upgrade of the James Street carpark;
- (d) Council undertake the required routine pruning to the remaining trees and remove all existing deadwood and twiggy dieback to help ensure the trees are maintained in a safe manner until the carpark upgrade commences.

Cr Von Stanke seconded

Carried

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

Cr Greco seconded

Carried

Pursuant to Division 3 - Conflict of Interest, Section 74 of the Local Government Act 1999, Cr Greco disclosed a perceived conflict of interest in Item 6: *“Tree planting on a street I own a property.”*

Cr Greco dealt with the perceived conflict of interest in the following transparent and following way: *“I intend to deal with business as usual.”*

In accordance with section 75A(2)(b) Cr Greco participated in the meeting in relation to the matter.

6. INFRASTRUCTURE - Street Tree Planting Program 2017 - Ref. AF16/212

Goal: Environment

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

The Presiding Member reported:

- (a) In order for Council to receive specific tree species and cultivars for the 2017 Street Tree Program, it is necessary to reserve selected trees in advance. Without pre-ordering specific trees, there is no guarantee from nurseries that specific species, varieties or cultivars will be available in their preferred size and numbers when required;
- (b) it should be noted that a new species of tree not currently listed on Council's preferred list of street tree plantings has been selected to trial in the 2017 Street Tree Program. By measuring tree performance and correlating data to various site conditions we can examine which tree species are suitable to certain sites. This in turn will help build on the diversity of our current Street Tree listing which has now grown to 48 listed trees for selection;

- (c) the Designer Cherry, (*Prunus fruticosa* 'Globasa') is an attractive flowering cherry propagated onto a 'Standard'. This cultivar is used in a wide range of areas from small parks to narrow streets and median strips. It is not listed under SA Power Networks tree planting guide for plantings under powerlines, but given it grows to a mature height of approximately 5 metres it is more than suitable for planting under powerlines. The tree is listed under schedule 1 of the SA Water guide which allows trees to be planted in a street but not closer than two metres to any sewer or connection without written approval from SA Water. It should be noted that all utilities as well as residents are notified by Council prior to any plantings in relation to the Street Tree Program and asked to comment upon;
- (d) Section 2.1 of Councils Street Tree Policy, outlines that Council has currently adopted to plant streets with the same species of tree, but tree species may vary from one side of the street to another. As a result of this, the removal of some trees may be necessary to gain street uniformity;
- (e) it is proposed to remove a total number of fourteen existing street trees as part of the 2017 Street Tree Program. It is proposed that four Melaleuca trees be removed from Somerset Close, as the trees will not be uniform with the trees selected for the new plantings. The three Prunus trees proposed for removal along Mahoney Avenue have passed their useful life expectancy and are showing signs of stress and decay. The Eucalypt tree adjacent to 14 Pearce Crescent is located under powerlines and is being lopped whilst the bottlebrush tree adjacent to 12 Mugford Street is structurally unsound. There are 5 Eucalypt trees located within the swale drain along Saint Martin's Drive. It should be noted that two had fallen over last year due to the high winds and constant wet ground typical of a swale drain during winter. The residents who live adjacent to the reserve approached Council at the time of the cleanup requesting that the trees be removed and replaced with a more suitable species away from the swale drain. This would be a good opportunity to remove the existing trees and replace them with the Japanese Zelkova which is located on the northern side so street uniformity is met.

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council approves the proposed schedule of trees that have been selected for removal to allow for uniformity in the 2017 Street Tree Program as outlined in Policy T120;
- (c) Council notifies all residents and utilities affected by the plantings, and invite comment on same (in accordance with Councils Public Consultation Policy);
- (d) Council adopts the following program for the 2017 Street Tree Program so that the proposed species of trees selected may be pre-ordered:

COMMON NAME	BOTANICAL NAME	STREET NAME	TREES BEING RETAINED	PROPOSED REMOVALS	PROPOSED PLANTINGS	NET GAIN
Blackwood	<i>Acacia melanoxylon</i>	Pearce Crescent (South Side)	0	1	15	14
Blackwood	<i>Acacia melanoxylon</i>	Paull Street (East Side)	0	0	3	3
Blackwood	<i>Acacia melanoxylon</i>	Mugford Street (North Side)	0	0	5	5
Capital Pear	<i>Pyrus calleryana 'Capital'</i>	Ayers Street (East Side)	0	0	12	12
Designer Cherry	<i>Prunus fruticosa 'Globasa'</i>	Ayers Street (West Side)	0	0	10	10
Designer Cherry	<i>Prunus fruticosa 'Globasa'</i>	West Street	0	0	33	33
Edgewood Pear	<i>Pyrus calleryana x betulaefolia 'Edgewood'</i>	Grange Place	0	0	18	18
Edgewood Pear	<i>Pyrus calleryana x betulaefolia 'Edgewood'</i>	Skyline Place	0	0	16	16
Edgewood Pear	<i>Pyrus calleryana x betulaefolia 'Edgewood'</i>	Ridgeview Court	0	0	16	16
Gawler Hybrid Bottlebrush	<i>Callistemon viminalis 'Harkness'</i>	Pearce Crescent (North Side)	0	0	18	18
Gawler Hybrid Bottlebrush	<i>Callistemon viminalis 'Harkness'</i>	Paull Street (West Side)	0	0	3	3
Gawler Hybrid Bottlebrush	<i>Callistemon viminalis 'Harkness'</i>	Mugford Street (South Side)	0	1	6	5
Korean Sun	<i>Pyrus fauriei 'Westwood'</i>	Mahoney Street (East Side)	0	1	13	12
Southworth Dancer Pear	<i>Pyrus betulaefolia 'Southworth Dancer'</i>	Emerald Drive	0	0	52	52
Southworth Dancer Pear	<i>Pyrus betulaefolia 'Southworth Dancer'</i>	Longmire Terrace	0	0	25	25
Southworth Dancer Pear	<i>Pyrus betulaefolia 'Southworth Dancer'</i>	Mahoney Street (West Side)	0	2	12	10
Southworth Dancer Pear	<i>Pyrus betulaefolia 'Southworth Dancer'</i>	Silverbrook Drive	0	0	25	25
Southworth Dancer Pear	<i>Pyrus betulaefolia 'Southworth Dancer'</i>	Somerset Close	0	4	22	18
Japanese Zelkova	<i>Zelkova Serrata 'Greenvase'</i>	St Martins Drive	0	5	19	14
			0	14	323	309

Cr Richardson seconded

Carried

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

Cr Meziniec seconded

Carried

Cr Greco voted in favour of the motion

7. **TRAFFIC MANAGEMENT - Regulating - Parking On-Street - Grant High School - Request for Extension of Bus Zone - Newsham Avenue (Northern Side) - Ref. AF11/1880**

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 of the community are met.

The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans.

The Presiding Member reported:

- (a) Council is in receipt of a letter from Grant High School regarding a number of issues. The first one being a request to extend the existing bus zone on the northern side of Newsham Avenue (by approximately 30 metres) towards Hosking Avenue. This request makes sense and will only displace 4-5 car parks;
- (b) Council Officers have prepared a Parking Resolution and Traffic Impact Statement (attached to the Operational Services Committee agenda) in support of this suggested change;
- (c) the second issue raised in the letter is that of traffic congestion along Newsham Avenue, whereby on-street parking (both sides of the road) is apparently causing congestion during pick up and drop off times. The author of the letter is suggesting a simple solution to this problem by removing on-street parking on one side of the road during certain times of the day or to consider making Newsham Avenue a one way street;
- (d) firstly, the suggestion to make Newsham Avenue one way is not supported by the Engineering Manager as this is likely to shift the problem elsewhere and cause more problems than it would solve. In addition, if Council was willing to consider one way streets in the vicinity of Grant High School, then it would require a more detailed study into traffic movements and likely congestion effects etc. At this stage there is no justification to warrant such a study;
- (e) the matter of removing parking on one side of Newsham Avenue also needs further consideration. If Council was going to consider this, matters such as:
 - likely shift of parking elsewhere (to other side streets of similar width);
 - effect of loss of parking for residents;
 - effect of further congestion on other side streets that will receive this overflow parking.
- (f) comments from Engineering Manager:
 - the parking issues/congestion that is being experienced on Newsham Avenue/Hosking Avenue is nothing new and has occurred for many years;

- there is no history of accidents along this section of roadway and whilst the road may become congested at certain times, this congestion actually helps control (reduces) traffic speed (i.e. the more congestion, the slower the traffic speeds);
- on-street parking around schools is a perceived problem by parents/motorists at all schools yet the accident statistics do not support the comments Council tends to receive on these matters;
- unfortunately, Council cannot control the number of people who drive school children to and from school however Council is being proactive in this space by offering alternative modes of transport such as bike lanes, footpaths, Park & Stride and an extension to the existing bus zone;
- by extending the bus zone by approximately 30 metres this will, by default, lessen the effect from parking congestion.

Cr Richardson moved it be recommended:

- (a) The report be received;
- (b) further correspondence received from Pauline Judd, Business Manager of Grant High School dated 8th June 2016 be received;
- (c) Council take no further action at this point in time with respect to removal of on-street parking on Newsham Avenue or consideration for Newsham Avenue to become one way;
- (d) Council Officers prepare a design and estimate for a car park extension to the Hosking Avenue carpark with the view to referring this matter to Council for consideration for inclusion in the 2017/2018 budget;
- (e) the Traffic Impact Statement to extend the bus zone on Newsham Avenue (as attached to the Operational Services Committee agenda) be endorsed by Council;
- (f) Council rescind the previous bus zone resolution on Newsham Avenue;
- (g) the City of Mount Gambier, pursuant to Ministerial delegation resolves the following:

Prohibited Area
2.1.085

BUS ZONE

NEWSHAM AVENUE (northern side) - from 10.0 metres east of the intersection with Hosking Avenue to 62.0 metres east of the said intersection, to apply at all times

To be effective on the installation of appropriate signage.

Cr Morello seconded

Carried

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

Cr Greco seconded

Carried

8. **COMMITTEES - City of Mount Gambier Building Fire Safety Committee - Minutes of Meeting held 11th May 2016 - Ref. AF15/571**

Goal: Governance

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

Cr Mutton moved it be recommended:

- (a) Minutes of the City of Mount Gambier Building Fire Safety Committee meeting held on Wednesday, 11th May 2016 be received;
- (b) the decisions made by the City of Mount Gambier Building Fire Safety Committee be noted.

Cr Von Stanke seconded

Carried

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

Cr Greco seconded

Carried

9. **COMMITTEES - Council Development Assessment Panel - Minutes of Meeting held 19th May 2016 - Ref. AF15/554**

Goal: Governance

Strategic Objective: 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, 19th May 2016 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

Cr Morello seconded

Carried

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

Cr Lovett seconded

Carried

10. **COMMITTEES - Environmental Sustainability Sub-Committee - Minutes of Meeting held 7th June 2016 - Ref. AF12/377**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsible organisational governance.

Cr Mutton moved it be recommended:

- (a) Minutes of the Environmental Sustainability Sub-Committee held on Tuesday, 7th June 2016 be received;
- (b) the following recommendations (number 1 to 5) of the Environmental Sustainability Sub-Committee be adopted by Council:
 1. LOCAL GOVERNMENT ACT 1999 LEGISLATION AND REGULATIONS
 - The report be received and noted for information.
 2. ENVIRONMENTAL SUSTAINABILITY FILM CLUB
 - The report be received and contents noted.
 3. SOLAR PHOTOVOLTAIC SYSTEM UPDATE
 - The report be received.
 4. ORGANICS ATTITUDES AND PRACTICES SURVEY
 - The report be received.
 5. 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 Von Stanke seconded

Carried

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

Cr Meziniec seconded

Carried

MOUNT GAMBIER CEMETERY TRUST – 14th June, 2016

Cr Greco moved that the minutes of the meeting held 14th June, 2016 be received.

Cr Lynagh seconded

Carried

1. FINANCIAL STATEMENT – Statement of Trading Activity – Ref. AF11/1371

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Lovett moved the Statement of Trading Activity as at 30th April 2016 be received.

Mr Ware seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 1 be adopted.

Cr Greco seconded

Carried

2. BUDGET ESTIMATES – 2015/16 – Ref. AF11/1371

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

The Secretary reported:

- (a) the 2015/16 Budget has an allocation of \$40,000 for the replacement of the machinery shed at Carinya Gardens Cemetery;
- (b) it appears this project will be significantly more expensive than initially budgeted for, including the installation of a new electricity service to the new shed.

Mr Ware moved:

- (a) the report be received;
- (b) the 2015/16 budget be amended to include an amount of \$100,000 for the replacement of the machinery shed at Carinya Gardens Cemetery.

Cr Lovett seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 2 be adopted.

Cr Lovett seconded

Carried

3. **GOVERNMENT RELATIONS – Local Government Act 1999 Legislation and Regulations – Ref. AF11/1309**

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

The Secretary reported:

- (a) The commencement date for the Accountability and Governance amendments to the Local Government Act 1999 was proclaimed in the SA Government Gazette on 31st March 2016;
- (b) provisions that directly affect Members include:
- Conflict of Interest/Disclosure provisions
 - Informal Workshops
 - Register of Interest/Ordinary Return provisions
- (c) Corporate and Community Services Report 24/2016 was provided at the Council Meeting on 20th April 2016 which outlined the above provisions and the effect on Members.

Cr Lovett moved the report be received and noted for information.

Mr Ware seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 3 be adopted.

Cr Morello seconded

Carried

4. **CEMETERIES – Carinya Gardens/Lake Terrace Cemetery – Scale of Fees – Ref. AF11/1734, AF11/1735**

Goal: Governance

Strategic Objective: Fully integrate long term asset and financial plans with the annual business plan and annual budget.

The Secretary reported:

- (a) The Trust on 16th February 2001 resolved "*the review of the Trust's fees for Carinya Gardens and the Trust's section at the Lake Terrace Cemetery (vault section and burial section) be made early in each calendar year and any increase in fees commence from 1st July, in each year*";
- (b) the fees were last increased on 1st July 2015 for Carinya Gardens Cemetery, 'H' (vault) section and 'J' (burial) section at the Lake Terrace Cemetery;

- (c) it should be noted that Arrow Bronze have advised of a price increase of 1.9% from 1st July 2016.

Mr Bolton moved:

- (a) *the* report be received;
- (b) the City of Mount Gambier be requested, pursuant to the provisions of Section 188 of the Local Government Act 1999, to approve the following fees for Carinya Gardens Cemetery, such fees to apply from 1st July 2016:

CARINYA GARDENS CEMETERY

BURIALS	Current Fee inc GST	2016/17 Fee inc GST
NOTE: In this Schedule - "single depth" means a depth of 1.67 metres "double depth" means a depth of 2.13 metres "triple depth" means a depth of 3.05 metres		
Single Depth Burial	1600	1630
Double Depth Burial	1650	1680
Triple Depth Burial	1750	1780
Exhumation - when authorised	2300	2350
Oversize coffins and caskets NOTE: A surcharge of \$150 will apply if notification of an oversize coffin or casket is received after the grave has been excavated	Nil	Nil
Children under twelve (12) years of age in Children's Garden	600	620

BURIAL LEASES	Current Fee inc GST	2016/17 Fee inc GST
Lease fees are payable in addition to Burial Fees All burial leases for a period of seventy five (75) years from date lease is issued.		
All burial sites, excluding family allotments and children's gardens (Boronia & Willow)	1900	1940
Children's Burial Gardens (Willow Garden & Boronia Garden)	800	820
Family allotments 3.66 metres x 3.66 metres	7600	7750
CREMATION Basic Cremation Fee (Monday to Friday)	Current inc GST	2016/17 Fee inc GST
Adults	970	990
Children under twelve (12) years of age	480	490
Infant under two (2) year of age	260	270
Infants under one year of age (if undertaken on day when other cremations are taking place – otherwise fee to be as per Infant under two (2) years of age)	Nil	Nil
Witnessing charging of coffin in to cremator:		
• No Chapel Service - Additional	125	125
• Chapel Service	Nil	Nil

OTHER CHARGES	Current Fee inc GST	2016/17 Fee inc GST
Use of Chapel - 9.00 a.m. to 3.30 p.m. (excluding weekends & public holidays)	280	285
Saturday Fee - Extra	600	620
Sundays and Public Holidays - Extra	940	960
Monday to Friday (bookings 3.00 p.m. or after) - Extra	410	435
Delivery of cremated remains, including administration, postage and packaging: In Australia	135	140
Overseas - to be advised		
Cremated Remains interred in existing grave	435	445
Brass Flower Vase	40	40
Works on Memorial Plaques – Licence	40	40

- (c) the City of Mount Gambier be requested, pursuant to the provisions of Section 188 of the Local Government Act 1999, to approve the following fees for the burial section (Section J) of the Lake Terrace Cemetery, such fees to apply from 1st July 2016:

**LAKE TERRACE CEMETERY
SECTION J**

BURIALS	Current Fee inc GST	2016/17 Fee inc GST
NOTE: In this Schedule - “single depth” means a depth of 1.67 metres “double depth” means a depth of 2.13 metres “triple depth” means a depth of 3.05 metres		
Single Depth Burial	1600	1630
Double Depth Burial	1650	1680
Triple Depth Burial	1750	1780
Exhumation - when authorised	2300	2350
Oversize coffins and caskets NOTE: A surcharge of \$150 plus GST will apply if notification of an oversize coffin or casket is received after the grave has been excavated	Nil	Nil

BURIAL LEASES	Current Fee inc GST	2016/17 Fee inc GST
Lease fees are payable in addition to Burial Fees All burial leases for a period of fifty (50) years from date lease is issued.		
Lease fee for all burial sites	1900	1940
OTHER CHARGES	Current Fee inc GST	2016/17 Fee inc GST
Saturday Fee - Extra	600	620
Sundays and Public Holidays - Extra	940	960
Monday to Friday (bookings 3.30 p.m. or after) - Extra	410	435

Cremated Remains interred in existing grave	435	445
Monument Licence Fee:		
• Single	420	430
• Double	640	650
• Each Additional Inscription	80	85

- (d) the City of Mount Gambier be requested, pursuant to the provisions of Section 188 of the Local Government Act 1999, to approve the following fees for the vault section (Section H) of the Lake Terrace Cemetery, such fees to apply from 1st July 2016:

**LAKE TERRACE CEMETERY
SECTION H**

VAULTS	Current Fee inc GST	2016/17 Fee inc GST
Each vault can accommodate two interments Lease fees are payable in addition to Burial Fees All burial leases for a period of fifty (50) years from date lease is issued.		
Concrete Vault Lease	11600	11800
Opening of Vault:		
• First opening without headstone	550	600
• First opening with headstone	850	900
• Second opening without headstone	550	600
• Second opening with headstone	850	900

OTHER CHARGES	Current Fee inc GST	2016/17 Fee inc GST
Saturday Fee - Extra	600	620
Sundays and Public Holidays - Extra	900	960
Monday to Friday (bookings 3.00 p.m. or after) – Extra	410	435
Monument Licence Fee:		
• Single	420	430
• Double	640	650
• Each Additional Inscription	80	85
Extensions for an additional five (5) years for leases to the concrete burial vaults be made available after five (5) years of the original lease has expired, on payment of a prescribed fee as determined by the Trust.		
Note fees may change if installation of further concrete vaults occurs.		

- (e) the City of Mount Gambier be requested, pursuant to the provisions of Section 188 of the Local Government Act 1999, to approve the following fees for the interment of cremated remains and installation of bronze memorial plaques, such fees to apply from 1st July 2016:

GRANITE MEMORIALS

WATERFALL AREA – GARDENS 1,2 & 3

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	900	920
Plaque 6 Lines	505	525
Lasting Memories Plaque	1,300	1350
Life's Memories Plaque	1,365	1420
2 nd Interment Reservation	450	460

Cross Area, Boronia Garden

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	650	660
Plaque 6 Lines	505	525
Lasting Memories Plaque	1,300	1350
Life's Memories Plaque	1,365	1420
2 nd Interment Reservation	325	330

Rotunda Memorial

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	900	920
Plaque 6 Lines	505	525
Lasting Memories Plaque	1,300	1350
Life's Memories Plaque	1,365	1420
2 nd Interment Reservation	450	460

PLINTH MEMORIALS

WATERFALL AREA – GARDEN 1

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	700	720
Plaque 6 Lines	420	440
2 nd Interment Reservation	350	360

CROSS AREA, ROSE GARDENS 1,2,3 & 4

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	600	620
Plaque 6 Lines	420	440
2 nd Interment Reservation	300	310

NICHE WALL MEMORIALS

RUSTIC (GRANITE) WALL

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	480	490
Single Plaque 6 Lines	410	425
Dual Conversion Plaque	630	650
Detachable Plate	275	285

BLOCK WALL

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Licence Fee (25 years)	420	430
Single Plaque 6 Lines	390	405

BURIAL AREA

BURIAL LAWNS

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Single Plaque 6 Lines (including 2 brass vases)	680	700
Single Plaque 6 Lines	610	630
Dual Conversion Plaque	790	810
Detachable Plate	290	300
Family Allotment Plaque including Granite	620	645
Family Allotment Nameplate	370	385
Lasting Memories Plaque includes 3 photos and a maximum of 75 letters	1700	1740
Life's Memories Plaque	1630	1670

MISCELLANEOUS

ITEM	Current Fee inc GST	2016/17 Fee inc GST
Memorial Seat Plaque	390	410
Extra Lines on Plaques	35	40
Plaque Cleaner	30	30
Plaque Refurbishment - Single Plaque	150	160
- Dual Conversion Plaque	175	185
Photograph 5x7cm - 'True to Life'	340	340
- Ceramic	100	120
Standard Emblem	75	80
Additional Proof	50	55

Mr Ware seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 4 be adopted.

Cr Meziniec seconded

Carried

5. ORGANISATIONS AND ASSOCIATIONS – Australasian Cemeteries and Crematoria Association (ACCA) 29th Annual Conference 2016 – Ref. AF11/1483

Goal: Governance

Strategic Objective: Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Council's service delivery and performance.

The Secretary reported the 2016 annual ACCA conference is to be held at Perth from 25th to 28th September.

Mr Ware moved:

- (a) the report be received;
- (b) the Secretary be registered to attend the 29th Annual ACCA Conference at Perth from 25th to 28th September 2016, with costs to be borne by the Trust.

Mr Bolton seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 5 be adopted.

Cr Lovett seconded

Carried

6. NEXT MEETING

Cr Lovett moved the next meeting of the Trust be held on Friday 27th August 2016 at 12.15 p.m.

Mr Bolton seconded

Carried

Cr Von Stanke moved the recommendation of the Mount Gambier Cemetery Trust as contained in item 6 be adopted.

Cr Greco seconded

Carried

MOTIONS WITH NOTICE

1. DRAFT 2016/2017 BUSINESS PLAN AND BUDGET PROGRAM - Ref. AF15/461

The Director - Corporate Services reported that the following Business Plan and Budget program has been endorsed by Council;

Date (2016)	Description	Status
March	Member's Budget Workshops/Briefing(s) Wednesday 2 nd March - Wednesday 9 th March	Completed
29 th March	Draft Business Plan and Budget released for public comment.	Completed
29 th April	Public submissions on draft Business Plan and Budget close.	Completed
Wednesday 11 th May	First Special (public) Meeting to hear any public submissions and to discuss the draft Business Plan and Budget.	Completed
Wednesday 24 th May	Second Special (public) Meeting to be held to discuss/finalise the draft Business Plan and Budget (if required).	Not Required
Tuesday 7 th June	Special Council meeting to be held to finalise and endorse draft Business Plan and Budget (if required).	Deferred
8 th July	Last date for finalisation/distribution of first quarterly rate notice and distribution of summary Annual Business Plan.	
9 th September	First quarterly rate installment final payment date.	

Cr Von Stanke moved the report be received.

Cr Greco seconded

Carried

2. DRAFT 2016/2017 BUSINESS PLAN AND BUDGET OVERVIEW - Ref. AF15/461

The Director - Corporate Services reported:

(a) The draft 2016/2017 Business Plan and Budget issued for public consultation provides for the following estimates of income and expenditure:

	Draft \$ '000's	Revised '000's
Required Rates	18,764,000	18,764,000
Operating Revenue	7,158,000	7,158,000
Less Operating Expenditure	<u>26,001,000</u>	<u>26,001,000</u>
Operating Surplus / (-Deficit)	(79,000)	(79,000)
Plus Non-Operating Revenue	7,623,000	6,923,000
Less Non-Operating Expenditure	680,000	680,000
Less Capital Expenditure	7,361,000	6,661,000
Capital Revenue	<u>439,000</u>	<u>439,000</u>
Budget Cash Surplus / (-Deficit) as at 30th June 2017	(58,000)	(58,000)

Increase in gross rate revenue of 4.5% (including growth) would be required.

Cr Meziniec moved that the report be received.

Cr Von Stanke seconded

Carried

3. **ADOPTION OF 2016/17 ANNUAL BUSINESS PLAN** - Ref. AF15/461

Cr Lovett moved that pursuant to the provisions of 123(6) of the Local Government Act, 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011, Council;

- (a) having considered submissions made during the public consultation period and having regard to all relevant information in the possession of the Council, hereby adopts for the year ending 30th June, 2017 the Annual Business Plan, and;
- (b) the Chief Executive Officer be authorised to make any necessary alterations and amendments to the text of the Annual Business Plan (principally accommodating amendments made at Budget meetings) prior to formal publication.

Cr Meziniec seconded

Carried

4. **ADOPTION OF 2016/17 BUDGET** - Ref. AF15/461

Cr Meziniec moved:

- (a) Council adopt the following estimates of income and expenditure as provided for in the 2016/2017 Business Plan and Budget incorporating an overall increase in rate revenue of 4.5%:

	\$
Required Rates	18,764,000
Operating Revenue	7,158,000
Less Operating Expenditure	<u>26,001,000</u>
Operating Surplus / (-Deficit)	(79,000)
Plus Non-Operating Revenue	6,923,000
Less Non-Operating Expenditure	680,000
Less Capital Expenditure	6,661,000
	<u>439,000</u>
Budget Cash Surplus / (-Deficit) as at 30 th June 2017	(\$58,000)

- (b) Council adopts the Budget for the 2016/17 financial year, which includes the following documents pursuant to Section 123(7) of the Local Government Act 1999 and Regulation 7 of the Local Government (Financial Management) Regulations 2011.

- (i) Budgeted Operating Statement/Budgeted Income Statement
- (ii) Budgeted Statement of Financial Position

- (iii) Budgeted Statement of Changes in Equity
- (iv) Budgeted Statement of Cash Flows
- (v) Budgeted Balance Sheet

Cr Greco seconded

Carried

5. ADOPTION OF CAPITAL VALUATIONS - Ref. AF16/106

Cr Lovett moved that pursuant to Section 167(2) of the Local Government Act, 1999 the Council adopts for rating purposes for the 2016/2017 financial year, the Valuer General's most recent valuations of the CAPITAL VALUES applicable to land within the area of the Council, totalling \$3,471,333,840 and that the date of adoption of the valuations is the 21st day of June 2016.

Cr Meziniec seconded

Carried

6. DECLARATION OF THE ATTRIBUTION OF LAND USES AND CODES - Ref. AF16/106

Cr Lovett moved that in exercise of the powers contained in Chapter 10 of the Local Government Act 1999, the attribution of the land uses in the Assessment Record for the 2016/2017 financial year will be in accordance with the categories of land use prescribed by Regulation 14 of the Local Government (General) Regulations 2013.

Cr Meziniec seconded

Carried

7. DECLARATION OF RATES – Ref. AF16/106

Cr Morello moved that pursuant to Sections 152(1)(c), 153(1)(b) and 156(1)(a) of the Local Government Act 1999 and in order to raise rates in the amount of \$18,764,000 the Council hereby declares that differential general rates will apply and will vary according to the use of the land and declares the differential general rates for rateable land within the Council area for the 2016/17 financial year will be as follows:

1. .23637 of a cent per dollar of assessed capital value on rateable land of category (a) (Residential) category (g) Primary Production, and category (i) (Other) use;
2. .638199 of a cent per dollar of assessed capital value on rateable land of category (b) (Commercial-Shop) category (c) (Commercial-Office), category (d) (Commercial-Other) category (e) (Industry-Light), category (f) (Industry-Other) and category (h) (Vacant Land) use;

Cr Meziniec seconded

Carried

8. **DECLARATION OF A FIXED CHARGE – Ref. AF16/106**

Cr Lovett moved that pursuant to Section 152(1)(c)(ii) of the Local Government Act, 1999 the Council declares in respect of the 2016/17 financial year a fixed charge on rateable land within the Council area in the sum of \$606.90.

Cr Von Stanke seconded

Carried

9. **DECLARATION OF SEPARATE RATE - Ref. AF16/106**

Cr Von Stanke moved that in exercise of the powers contained in Section 95 of the Natural Resources Management Act, 2004 and Section 154 of the Local Government Act, 1999 and regulation 4B of the Natural Resources Management (Financial Provisions) Regulations 2005 in order to reimburse to the Council the amount contributed to the South East Natural Resources Management Board being a net \$1,041,246 (after write offs), differential separate rates based on a fixed charge of an amount that depends upon the use of the land on all rateable land in the Councils area and in the area of the said Board for the 2016/17 financial year as follows:

1. \$69.00 per assessment on rateable land of category (a) (Residential), category (h) (Vacant Land) and category (i) (Other) use;
2. \$127.00 per assessment on rateable land of category (b) (Commercial-Shop) category (c) (Commercial-Office), category (d) (Commercial-Other) use;
3. \$156.00 per assessment on rateable land of category (e) (Industry-Light) and category (f) (Industry-Other) use;
4. \$290.00 per assessment on rateable land of category (g) (Primary Production) use;

Cr Meziniec seconded

Carried

10. **DECLARATION OF RESIDENTIAL GENERAL RATE CAP - Ref. AF16/106**

Cr Lovett moved that pursuant to section 153(3) of the Local Government Act 1999 and for the financial year ending 30th June 2017 but subject to the criteria set out in the Annual Business Plan 2016/2017 being met, the Council fixes a maximum increase to the general rate of 15% in respect of any rateable land that constitutes the principal place of residence of a principal ratepayer and determines that any amount in excess of the 15% be remitted.

Cr Morello seconded

Carried

11. **PAYMENT OF COUNCIL RATES - Quarterly Billing - Ref. AF16/106**

Cr Von Stanke moved that that pursuant to Section 181(2) of the Local Government Act, 1999 the Council declares that quarterly payment of rates and charges in respect of the 2016/17 financial year be payable on or before:

- Friday, 9th September 2016

- Friday, 9th December 2016
- Friday, 10th March 2017
- Friday, 9th June 2017

Cr Meziniec seconded

Carried

MOTION(S) WITHOUT NOTICE – Nil received

**CHIEF EXECUTIVE OFFICER PERFORMANCE DEVELOPMENT AND REVIEW COMMITTEE –
3rd June, 2016**

Cr Meziniec moved that the minutes of the meeting held 3rd June, 2016 be received.

Cr Lovett seconded

Carried

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Cr Lovett moved that the following item be received, discussed and considered in confidence by excluding the public pursuant to Section 90 (2) of the Local Government Act 1999, and an order be made that the public (with the exception of other Council Members and Council Officers now present) be excluded from the meeting in order for the item to be considered in confidence as the Council is satisfied that the item is a matter that can be considered in confidence pursuant to the grounds referenced in Section 90 (3) of the said Act as follows:

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

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

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances as the matter is personal to the Chief Executive Officer.

ITEM NO.	SUBJECT MATTER	S90 (3) GROUNDS
1.	<u>CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW</u> – Discussion regarding Chief Executive Officer KPI's – Ref. PERS	(a)

Cr Von Stanke seconded

Carried

IN CONFIDENCE

1. **PERSONNEL – Chief Executive Officer Performance Review – Discussion regarding Chief Executive Officer KPI's – Ref. PERS**

Goal: Governance

Strategic Objective: Develop and maintain a valued, adaptable, skilled and motivated work force.

The Presiding Member reported:

Attached is a copy of the CEO's KPI Report to 31st March, 2016, extracted from the Performance Manager Program and a further brief summary of achievements.

RECOMMENDATION

Cr Mutton moved:

(a) the CEO's KPI Report to 31st March, 2016 be received and noted.

Cr Meziniec seconded

Carried

Cr Meziniec moved the recommendation of the Chief Executive Officer Performance Review as contained in item 1 be adopted

Cr Morello seconded

Carried

Resume Open Session

Meeting closed at 6.52pm

TLG