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I hereby give notice that an Economic and Environment Committee Meeting will be held on:

Date: Monday, 13 January 2020
Time: 5.30 p.m.
Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier

AGENDA

Economic and Environment Committee Meeting 13 January 2020

Barbara Cernovskis
Acting Chief Executive Officer

8 January 2020

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1 ACKNOWLEDGEMENT OF COUNTRY

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.

2 APOLOGY(IES)

Cr Sonya Mezinec and Cr Paul Jenner

3 CONFIRMATION OF MINUTES

[Economic and Environment Committee Meeting - 4 November 2019](#)

RECOMMENDATION

That the minutes of the Economic and Environment Committee meeting held on 4 November 2019 be confirmed as an accurate record of the proceedings of the meeting.

4 QUESTIONS WITHOUT NOTICE



5 REPORTS

5.1 REQUEST FOR COMMUNITY PARTNERSHIP - PIONEERS BASKETBALL CLUB – REPORT NO. AR19/67142

Committee:	Economic and Environment Committee
Meeting Date:	13 January 2020
Report No.:	AR19/67142
CM9 Reference:	AF19/329
Author:	Barbara Cernovskis, General Manager Community Wellbeing
Authoriser:	Andrew Meddle, Chief Executive Officer
Summary:	This report seeks Council to consider providing financial support as a Community Partner to the Mount Gambier Pioneers Basketball Club in the Basketball Victoria NBL1 competition for the 2020 and 2021 season.
Community Plan Reference:	Goal 1: Our People Goal 2: Our Location Goal 3: Our Diverse Economy Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage

REPORT RECOMMENDATION

1. That Economic and Environment Committee Report No. AR19/67142 titled 'Request for Community Partnership - Pioneers Basketball Club' as presented on 13 January 2020 be noted.
2. That Council financially support the Pioneers Basketball Club in the Basketball Victoria NBL1 competition as a Community Partner at \$25,000 p.a. for the 2020 and 2021 seasons to be paid as follows:
 - (a) a \$25,000 budget adjustment be made at Budget Review 3 for the 2020 season,
 - (b) an allocation of \$25,000 to GL6126.38.70 be included in 2020/21 budget for the 2021 season.
3. Council give delegation to the Chief Executive Officer, in consultation with the Mayor, for distribution of the tickets.



BACKGROUND

The Pioneers Basketball Club has been faced with a number of challenges in recent times. Whilst they were granted a one year licence to play in the Adelaide Premier League for 2019, their future beyond that season remained uncertain. Despite these challenges, the Pioneers have remained focused on growth and securing their future and during the 2019 season they expanded their program to include a women's team to compete in the Adelaide Premier League.

The benefit of this decision coupled with their success during the 2019 season has culminated in the Pioneers Basketball Club being granted entry into Basketball Victoria's NBL1 competition for the 2020 season representing Mount Gambier in a semi-professional, national level competition.

DISCUSSION

The Pioneers entry in the Basketball Victoria NBL1 competition will necessitate additional costs associated with license fees and interstate team travel.

Council has recently received correspondence from Tom Kosch, President of the Pioneers Basketball Club (**Attachment 1**) providing an update on the Club, the competition and including an ongoing sponsorship proposal (**Attachment 2**) for Council to be a Community Partner to the Mount Gambier Pioneers Basketball Club in the Basketball Victoria NBL1 competition for the 2020 and 2021 season.

The Pioneers continue to be a very successful club winning premierships and attracting significant crowds to the Ice House during their ten home games per year. Their success has cemented the Pioneers as a fixture in Mount Gambier, highlighting the region and its sporting focus.

The Pioneers are also active within the community and conduct annual school basketball clinics over several months with approximately two schools per week as well as junior training programs for the Mount Gambier and Districts Basketball Association. The Pioneers community involvement also includes supporting and raising money for Lifeline, Stand Like Stone and the Lifechanger program providing life skills workshops for youth.

CONCLUSION

The community return on Council's decision to sponsor the Pioneers for the 2019 season and the formation of a women's team is evidenced with entry into Basketball Victoria's NBL1 competition. The Pioneers have successfully represented Mount Gambier in the South East Australian Basketball League (SEABL) over many years. Now, with the additional success of the 2019 Adelaide Premier League season and introduction of a strong women's team, the Pioneers are able to provide a legitimate, semi-professional pathway for players to the NBL1 competition and continue their role as ambassadors for Mount Gambier.

ATTACHMENTS

1. Pioneers President email [↓](#)
2. Pioneers Basketball Club Community Partner package 2020 - 2021 for City of Mount Gambier [↓](#)



Dear Mayor Martin, Councillors & Barbara,

Thank you to council for your support throughout 2019 as the Pioneers Basketball Club expanded their program to include a women's team competing within the South Australian Premier League.

In November 2019 Mount Gambier were granted entry into Basketball Victoria's 'NBL1' competition for season 2020, with our entry reinstating the towns representation within Australia's premier winter basketball competition. The Pioneers will travel and represent the town when travelling to Tasmania, Albury Wodonga, regional Victoria, Metropolitan and suburban Melbourne to compete within an 18 team women's and men's competition against some of the strongest basketball associations in the country.

In its second year the competition has seen unforeseen growth and the competition being marketed like no other semi-professional competition with the country. All 'NBL1' games throughout the 2020 season will be livestreamed and the club will play host 11 home games throughout season 2020 at the Ice House.

Mount Gambier's acceptance into 'NBL1' is what our board have worked tirelessly for over 12 months as our club fought hard to guarantee the clubs long term future. The process has been costly with substantial costs incurred in preserving the club due to our future becoming unknown at the end of the 2018 season. In 2020 and beyond the Pioneers have been encumbered the cost of assisting opposition teams to travel to Mount Gambier, this cost will be a requirement of Mount Gambier's NBL1 licenses on going.

Whilst the above are challenges for the club, we are confident that by being reinstated into the countries premier winter competition provides the club with a point of difference that is sustainable long term. Our club is hugely excited for the challenge both on and off the court and look forward to the season starting in April 2020.

Please find attached a proposal for consideration of council to be our 'Community Partner' for a two year term including the 2020 & 2021 seasons as we enter Basketball Victoria's 'NBL1' in season 2020. The two year term would fit towards the clubs move to hosting home games at the recreational hub for season 2022.

The above proposal features the addition of our Partners being recognised at our season launch that would be open to the public for a family fun day. This would replace the season launch dinner that the club has hosted in previous years which has been attended mostly by sponsors and members. The opportunity to bring the season launch into the centre of town at the railway lands will be a unique opportunity for the public to have access to our coaches and players in what will mark the start of the 2020 Pioneers season as Mount Gambier's team.

Once again thank you for your support and the consideration of ongoing Partnership with our basketball club.

If you have any questions please do not hesitate to let me know.

I look forward to speaking with you soon.

Pioneer Passion!

Tom Kosch
President

Mob: + 61 438 838 186
Email: tom@pioneersbasketball.com.au







The Pioneers. Our Commitment to your Community Club.

VISION:
Building a legacy of excellence through community, professionalism, leadership and passion!

MISSION:
Setting the standard in a National Basketball competition, with a commitment to outstanding performance, in everything we do.

We do this by providing:

- An inclusive family environment
- A dynamic entertainment experience
- Leadership within the community, promoting participation, collaboration and education
- Best practice in governance, risk management and sustainability
- Ongoing player development and growth.



Tom Kosch
President



Richard Hill
Men's Coach



Matt Sutton
Women's Coach

PIONEERS
BASKETBALL CLUB

Pioneers Basketball Club is a NOT for profit Organisation



Equidistant between Melbourne and Adelaide, MOUNT GAMBIER is the major business and industrial centre serving the South East of South Australia and Western Victoria. A broad economical base and supporting infrastructure accounts for a higher population destiny than is normally associated with the rural sector, secures MOUNT GAMBIER'S future as the centre of commerce and industry in the South East and Western Victoria regions.

During all media coverage, club functions, **the CITY of MOUNT GAMBIER** will be promoted as a **COMMUNITY FOCUSED PARTNER**.

Television, Print, Radio, Electronic & Social Media in all regions below

- Limestone Coast & Mount Gambier
- Riverland South Australia / Victoria
- Melbourne
- Hobart, Launceston & Regional Tasmania
- Regional Victoria incl. Geelong, Ballarat, Bendigo, Gippsland regions
- Southern NSW
- Sydney / Canberra / ACT



SUPPORT - LEADERSHIP - COMMUNITY - COMMITMENT



COMMUNITY SUPPORT from PIONEERS BASKETBALL CLUB

Stand Like Stone Foundation
Local Breast Cancer Awareness Group Fundraising & Promotion
Lifeline Fundraising & Awareness
NAIDOC week with Burrandies Aboriginal Corporation Awareness Program
School Education Development Program in conjunction with Basketball Mt Gambier


Focus On:

- Participation
- Education
- Local Environment
- Healthy Lifestyle
- Respect & Honesty
- Making Good Choices
- Enjoyment & Achievement

Hospital Visits
Community Events & Game Night Features
Community Basketball Clinics
Mount Gambier, Naracoorte, Lucindale, Kingston, Millicent, Portland

- Participation, Education, Healthy Lifestyle, Respect & Honesty,
- Making Good Choices, Enjoyment & Achievement

Business Network Functions



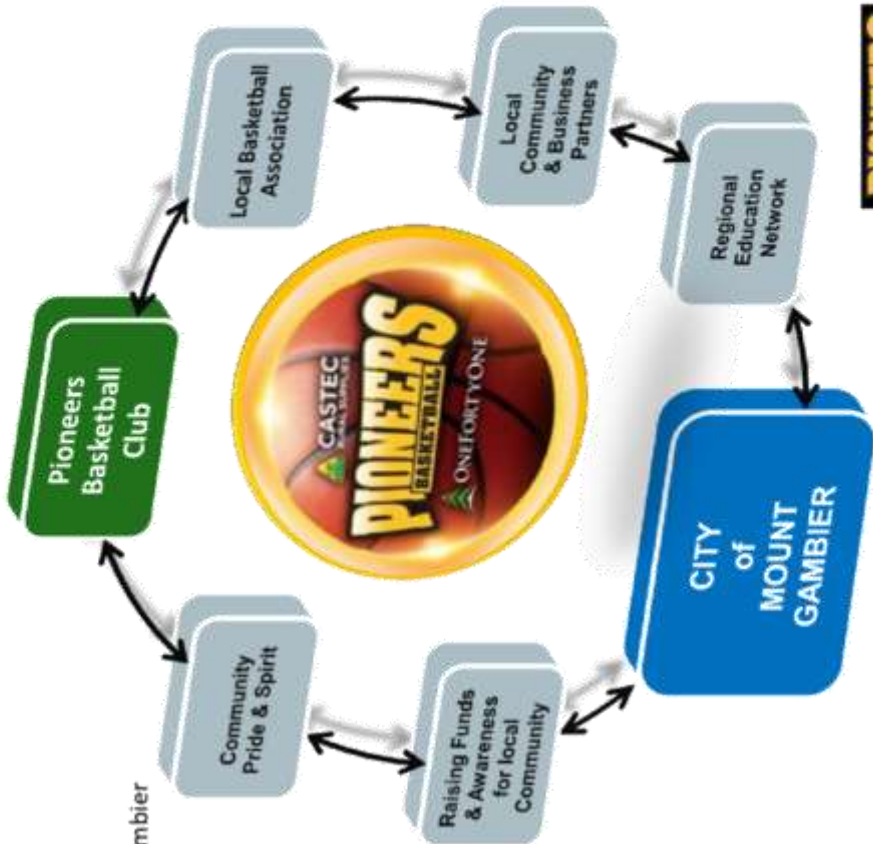
Pioneers Partnership Managers


Darryl Starick – Pioneers Basketball Club Board Member
Tel: 0428 291 800 board@pioneersbasketball.com.au

Tom Kosch – Pioneers Basketball Club Board Member
Tel: 0438 838 186 board@pioneersbasketball.com.au

COMMUNITY INVESTMENT

Community Investment Model





IN OUR COMMUNITY

Your Mount Gambier Pioneers are out working in the community.


Whether it's coaching basketball, helping kid's with special needs or teaching our youth the importance of a good education, living a healthy lifestyle and treating people with Respect, the Mount Gambier Pioneers have a strong message and are working to make our community better.

PIONEERS


SUPPORT | LEADERSHIP | COMMUNITY | COMMITMENT




VALUES & STRATEGIES



City of
Mount Gambier





STRATEGIC GOALS

These goals provide a long-term framework for the development of the sport.

- (1) To strengthen the quality of basketball at community and elite levels (the sport of basketball)
- (2) To improve basketball's positioning as an attractive option in a competitive sport, entertainment and leisure market (the marketing of basketball)
- (3) To invest in the people and infrastructure necessary to deliver a high quality program representing this region
- (4) To improve the management and operation of the Pioneers Basketball Club & Basketball Mount Gambier.
- (5) To provide local junior players with the opportunities and pathway to play basketball at a higher level and create a culture that embraces pride and passion.

WHAT DO WE WANT TO ACHIEVE

The Pioneers Basketball Club & Basketball Mount Gambier have a clear view about the results it wants to achieve. To reach towards our strategic goals, we have set ourselves the following Key Objectives:

- (1) Provide leadership, vision, professional management and direction to it's constituents and the basketball sporting community in its entirety.
- (2) Develop partnerships and programs to assist in increasing the involvement and development of players, coaches, officials and administrators.
- (3) Successfully manage our Basketball programs.
- (4) Maintenance of effective governance and management to ensure that Basketball Mount Gambier and the Pioneers Basketball Club remain sustainable organisations.
- (5) Develop and manage business opportunities within the sport that will enhance services provided to our constituents.
- (6) Provide sound financial management thus ensuring we operate within budget and achieve both short term and long-term financial targets.
- (7) Market, attract resources and promote the sport and ourselves as a progressive, innovative and dependable sports organisation to its constituents including members, other key stakeholders, the media, local government, the corporate sector and the public.
- (8) Develop a program, assist local associations and create opportunities for local junior development within the region for players for the sports future.

SUPPORT

Support filters throughout all successful organisations. In order for our sport to achieve great results we must support the ideas and plans that are set in place.

LEADERSHIP


Leaders not only say, they do. Leadership is important for any collective group who have common goal. It is also vital for a leader to set a good example and be willing to display control, respect, dignity and professionalism, plus encourage others to demonstrate the same qualities.


COMMUNITY

A community encompasses many families. It is important for us to be a focal point of professionalism and success in the community. While maintaining that focus we also must be accessible, well presented and visible to those who are not in our immediate family group. We must give back to the community, not just take. We don't want to be a team from the community, we want to be known as a team for the community.

COMMITMENT

Commitment to the common goal or purpose is what all clubs and teams need to succeed. Hard working, committed people don't want the recognition, they do it for the common goal. Putting your own wants and needs aside, giving up your time and you life to a cause, is commitment.







INVESTMENT

Partner Package – 2020
OPTION for 2021 Continuation at same price.
City of Mount Gambier

	Total
Naming Rights Women's Team Package	\$25,000.00 PER YEAR
Additional Signage/Requirements	\$ To be Negotiated

(1) Payment terms are subject to agreement containing to both parties
(2) Invoices will be issued by the Pioneers Basketball Club
Values are GST exclusive





Game Night Experience!
Hottest ticket in town!

Watching the game is one thing but hearing from the coaching staff prior to Tip-Off whilst enjoying refreshments in the **Pioneers Championship Lounge** will take your experience to a whole new level. Whether it be our **Championship Club Courtside Seats or Corporate Box Partnerships**, you'll not only view the game from a **Premium Courtside Location**, you will enjoy mid game refreshments and have access to meet and greet players and coaches at our after-match function.





RETURN INVESTMENT SUMMARY

SPONSOR BENEFITS

- Inclusions
- Exclusive entry into the "Ice House" with Access to the Pioneers Championship Lounge one hour before Tip-Off.
- Access to Men's and Women's Pre game function and enjoy refreshments prior to and during the matches
- School visits throughout the region including Mt Gambier, Penola, Naracoorte, Millicent, Lucindale, Kingston
- Use of Pioneers players for TWO promotional exercises during the season. (To be approved by Pioneers Basketball Club)
- Half page Advert in the Home Game Program.
- Link and Acknowledgement on Pioneers website.
- Promotion throughout Pioneers Social Media.
- Access for giveaways/promotions at home games (to be approved by club).

TICKETS FOR 4 ADULTS TO BELOW OFFICIAL CLUB FUNCTIONS




- Pioneers Season Launch
- Pioneers Fundraising Auction
- Pioneers MVP Dinner "Serle-Scott Medal"


CORPORATE SEATS, STADIUM SIGNAGE, UNIFORMS, CLOTHING & ADVERTISING

- 8 SEAT CORPORATE BOX IN PRIME POSITION FOR ALL PIONEERS MEN'S & WOMEN'S HOME GAMES (Including Finals)
- MEN'S & WOMEN'S HOME PLAYING STRIP – Advertising on Uniform (to be agreed between Pioneers Board and Sponsor)
- MEN'S & WOMEN'S AWAY PLAYING STRIP – Advertising on Uniform (to be agreed between Pioneers Board and Sponsor)
- KEY ADVERTISING ON NBL-ONE Pioneers Men's & Women's Game Promotions
- KEY SIGNAGE - FRONT OF CORPORATE BOX

OTHER BENEFITS ATTACHED

- ELECTRONIC / SOCIAL MEDIA BENEFITS
- WEBSITE ADVERTISING & LINKS
- FACEBOOK / TWITTER & INSTAGRAM ADVERTISING/PROMOTIONS
- TELEVISION MEDIA BENEFITS including GAME-NIGHT LIVESTREAMING ADVERTISING
- RADIO MEDIA BENEFITS STAR-FM / MMM Limestone Coast / SSE
- PRINT MEDIA BENEFITS – The Border Watch / Penola Pennant / SE Times
- PROMOTION OF SPONSOR THROUGH SCHOOL NEWSLETTERS





PIONEERS

BASKETBALL

SEASON LAUNCH & FAMILY FUN DAY

FAMILY FUN DAY AT MOUNT GAMBIER RAILWAY-LANDS

2020 Pioneers Season Launch Inclusions

- Pioneers Players and Officials to attend
- Representatives from City Council to Attend and Promote City
- Opportunity to continue promotion of new Recreational HUB
- Team and Coaches Introduction and Speeches
- MAJOR Sponsor Introductions
- Food and Refreshments provided
- Fun Activities with Players and Plenty of Giveaways
- Pioneers Merchandise Booth
- 2020 Membership Launch
- Percy the Penguin in Attendance



RETURN INVESTMENT SUMMARY








IN THE COMMUNITY

COMMUNITY EVENTS

- Pioneers Players & Officials are involved in many local charity and fundraising activities
- Supporting other sporting codes and organisations within our region
- The Pioneers have a long history of supporting community events.
- We pride ourselves on providing a safe, enjoyable family environment.
- A strong focus is made on participation and respect.



SCHOOL VISITS

- Two School Visits per week (Four Players) Representing Pioneers and Basketball Mount Gambier throughout the season (March – August)
- All local & regional schools invited
- Participation in Physical Activities with students
- Promotion of Sponsors/Partners & Sport (flyers, promotional items or events)
- Group discussion on Education importance
- Group Discussion on Healthy Lifestyle
- Group Discussion of making good choices in life





HOLIDAY CAMPS

- Held During July School Holidays in conjunction with Basketball Mt Gambier
- Specialist Coaching at various levels
- Fun Activities
- Strict Supervision of all participants
- Promotion of Sponsor & Sport (flyers, promotional items or events)
- Group discussion on Education importance
- Group Discussion on Healthy Lifestyle
- Group Discussion of making good choices in life



PROMOTIONAL OPPORTUNITIES / BENEFITS

Promotional Opportunities

- As a Key Partner One Forty One will be seen on local Television News, Radio & Print media & Emedia in Reports & Interviews, not just locally but throughout Metropolitan & Regional Victoria, New South Wales, & Tasmania plus in Photos in the Print Media at all times throughout the year as well as Pioneer's TV.
- We will provide a link to your business Websites from our Pioneer's Basketball Club Website.
- We provide Game Night Sponsorship Advertising where you will be able to promote your business with Advertising for the night, FREE Media Advertising during game week, promotional giveaways and prizes.
- We acknowledge our Partners on our stationery, media releases.
- Assist in developing relationships within the Business Sector of the Limestone Coast Region...
- Nationally acknowledged SPORTS STARS will be available to promote your business in TV commercials, Radio ads and "Appear Live" at your business for promotional engagements.
- A corporate package is one of the best ways to reward your customers/employees by inviting them to join you to watch a game.
- You can use your home game tickets to reward your staff for the great job or results they have achieved. We can provide our facilities for Social Club events, business promotions, Sponsor events, etc.
- Your signage is seen by THOUSAND's of potential customers not only on home game night but during local basketball throughout the year.
- You can promote the fact that you are the Sponsor of the Major Sporting Team's in the Limestone Coast Region.
- We can play your Business "Advertisements"™ during home games to further promote your business.

Benefits from the Partnership

- High community exposure to Sponsor's product and services
- Extensive National Media Coverage including TV, Radio, Print Media
- Home Game Crowds Of Up To 1000 People
- Use of High Profile and international Players to Promote your Business and Products
- Major Sporting Team's in the Limestone Coast Region
- Networking opportunities for business leaders and staff in V.I.P. lounge

Benefits from the Partnership

- The Pioneer's Basketball Club have up to 100 Corporate Sponsors
- Unlimited use of Corporate seats for all home games
- Sponsor positioned on all outgoing club correspondence
- Prominent internet presence via club website and links to all sponsors sites
- Prominent media presence with electronic/web media advertisements



LIVESTREAMING

PIONEERS TV

Pioneer's Passion

ONE FORTY ONE

ambroto

CMU

brui

CASTEC

PIONEERS

BROUGHT TO YOU BY

NBL ONE

VideoLive
PRODUCTION & STREAMING

PIONEERS



IN THE COMMUNITY

2019 Promotion of Junior Basketball with Basketball Mount Gambier

The Pioneers will be looking to support Mount Gambier Junior Basketball competition's throughout the 2020 season.

Pioneers Players and Coaches will visit the participating schools throughout the year and conduct a coaching clinic as well as encouraging students to participate in the local Basketball Association.

The benefits from this program are significant and it can open plenty of doors to capture new business opportunities.

The Pioneers Visit all of the local schools on a weekly basis throughout the season, representing the Pioneers and Basketball Mount Gambier.

Pioneers players are also involved in coaching local junior teams



Pioneers School Development Program

The Pioneers conduct a School Development Program throughout the year, with the focus being on both Basketball and life-skills Development.

Pioneers player's spend time in the local schools mentoring students and sharing experience and knowledge in the areas of:

- The Importance of:
- Education
 - Healthy lifestyle
 - Respect & Honesty
 - Enjoyment
 - Achievement
- City Of Mt Gambier and Pioneers Basketball Helping our Community make GOOD CHOICES**

Pioneers in Pink

Pioneers in Pink was a new initiative introduced in 2011, Proudly supported by the LOCAL Breast Cancer Group, The town goes "PIONEERS IN PINK" at the Icehouse ... Raising money for Breast Cancer awareness within the South East, the event was very successful, including a substantial donation to the local Breast Cancer group. A FULL Stadium on game night, Brilliant publicity and great passion made the event one to remember.



2014 NAIDOC WEEK Celebrations



The Pioneer's Basketball Club together with Burrendies Aboriginal Corporation Joined Forces to help educate our community about NAIDOC week and the importance in our community of our local Aboriginal culture.

Several events were held and the week was a huge success.

This is an ongoing project between the two organisations.



Pioneers Community Support

STAND LIKE STONE FOUNDATION

With our Women's Team Major Partner One Forty One being a key supporter of the STAND LIKE STONE FOUNDATION, the Pioneers have a game night to create awareness and fundraising for the Mount Gambier Foodbank and other charities and services that the STAND LIKE STONE FOUNDATION supports in our community.




LIFELINE

The Pioneers will continue to support our Men's Team Major Partner Castec Rural Supplies in educating the community about LIFELINE. Each year we hold a theme game with the focus on making our community aware of the services that LIFELINE AUSTRALIA provide. Fundraising is also a focus in providing the LIFELINE Volunteers the right support needed to SAVE LIVES....






PIONEERS
BASKETBALL

Mount Gambier Pioneers

Mount Gambier Pioneers
@pioneers_ball

pioneersbasketball

www.pioneersbasketball.com.au

SOCIAL MEDIA

Mount Gambier Pioneers

Outstanding season
Like Reply 1w

Jenny Grigg Congratulations to you all
Great work Emily Winter
Like Reply 1w

View 2 more comments

Mount Gambier Pioneers
August 20 at 12:45 PM

SERLE-SCOTT MEDAL, | Your 2019 BETH SERLE OAM Medal winner is
Amanda Frost #PioneerPassion!

ONE FORTY ONE
BETH SERLE OAM MEDAL
2019 MVP
Amanda Frost

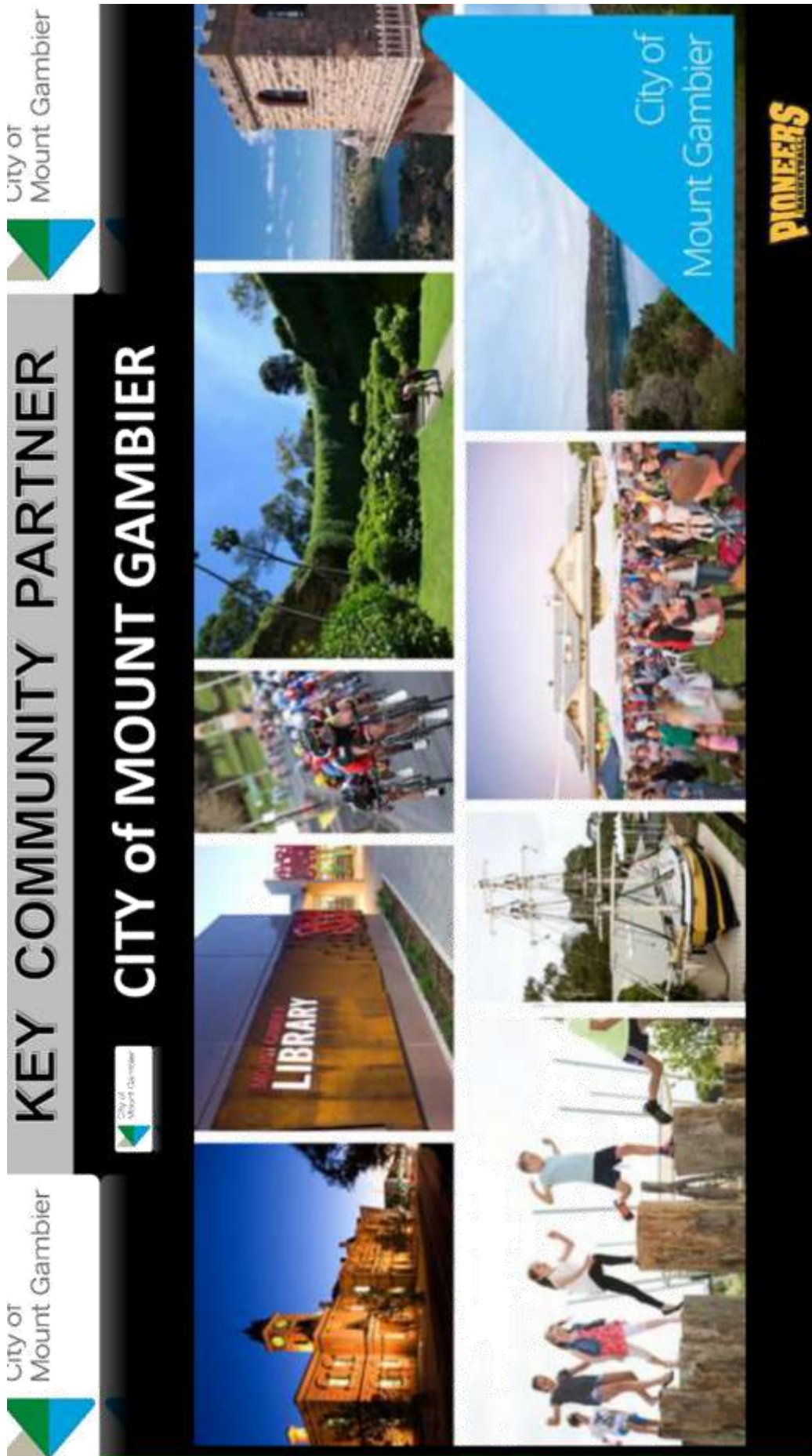
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- South East Animal We...

Chat (10)









MAJOR PARTNER'S

PLATINUM PARTNER'S
Commodore on the Park
City of Mount Gambier

GOLD PARTNER'S
Hello Friday
Carlin & Gazzard
A1 Distribution
Squashbrook Fitness & Leisure
WIN TV
Ray Scott Group
Noel Barr Toyota
McDonald's Mt Gambier, Naracoorte & Portland





5.2 FRINGE FESTIVAL 2020 - TEMPORARY ROAD CLOSURES – REPORT NO. AR19/68758

Committee: Economic and Environment Committee
Meeting Date: 13 January 2020
Report No.: AR19/68758
CM9 Reference: AF19/329
Author: Xarnia Keding, Community Events Officer
Authoriser: Nick Serle, General Manager City Infrastructure
Summary: This report is to request approval for temporary road closures as part of the Fringe Festival 2020.
Community Plan Reference: Goal 1: Our People
Goal 2: Our Location
Goal 3: Our Diverse Economy
Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage

REPORT RECOMMENDATION

1. That Economic and Environment Committee Report No. AR19/68758 titled 'Fringe Festival 2020 - Temporary Road Closures' as presented on 13 January 2020 be noted.



BACKGROUND

Council representatives have been involved in the planning and delivery of the 2020 Fringe Festival event to support the cultural development of local artists.

DISCUSSION

The Fringe Festival event is scheduled to be held in the Cave Garden precinct on Friday, 20 March 2020, Saturday, 21 March 2020 and 22 March 2020.

To assist in the success of this event the following road closures are proposed:

Location	From	To
Commercial Street East, between Bay Road and Ferrers Street	7:00am, Friday, 20 March 2020	7:00am, Saturday 21 March 2020
Watson Terrace (east west end) off Bay Road	7:00am, Saturday 21 March 2020	12:00 midnight, Saturday 21 March 2020
Watson Terrace (north south end) off Commercial Street East	7:00am, Friday, 20 March 2020	12:00 noon, Sunday 22 March 2020

An order to close the above roads can be made by the Mayor, under Section 59 of the Summary Offences Act 1953.

CONCLUSION

That the Council be aware of the proposed temporary road closures associated with the 2020 Fringe Festival.

ATTACHMENTS

Nil



5.3	SMALL – REPORT NO. AR19/69249	BUSINESS	FRIENDLY	COUNCIL	INITIATIVE
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Committee: Economic and Environment Committee
Meeting Date: 13 January 2020
Report No.: AR19/69249
CM9 Reference: AF19/329
Author: Andrew Meddle, Chief Executive Officer
Authoriser: Andrew Meddle, Chief Executive Officer
Summary: A report seeking a decision of Council on whether to join the Small Business Friendly Council initiative.
Community Plan Reference: Goal 1: Our People
Goal 2: Our Location
Goal 3: Our Diverse Economy
Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage

REPORT RECOMMENDATION

1. That Economic and Environment Committee Report No. AR19/69249 titled 'Small Business Friendly Council Initiative' as presented on 13 January 2020 be noted.
2. That Council agreed to join the Small Business Friendly Council Initiative and that the Chief Executive Officer be authorised to complete the Charter between the Council and the Small Business Commissioner.



BACKGROUND

The Small Business Commissioner met with the Chief Executive Officer to discuss initiatives to support economic development in the City of Mount Gambier and Limestone Coast region. As a result of that meeting, the Commissioner subsequently sent through further information on the Small Business Friendly Council Initiative, which has engaged many councils throughout South Australia.

The Commissioner initially wrote to all councils across the state in September 2017, but the City of Mount Gambier has not joined at this time. There is no direct cost for membership and many of the elements of being part of the initiative are either already undertaken, good practice or practice towards which the council is or should aspire.

Information relating to the initiative, including the Charter, can be found as **Attachment 1**. As part of the agreement, the Council agrees to report to the Small Business Commissioner and a template for this report, demonstrating that this not an onerous requirement, can be found as **Attachment 2**.

The following councils have already signed up to the Small Business Friendly Council initiative:

- City of Whyalla
- District Council of Franklin Harbour
- The Flinders Ranges Council
- City of Holdfast Bay
- Municipal Council of Roxby Downs
- District Council of Orroroo/Carrieton
- District Council of Tumby Bay
- Wudinna District Council
- Rural City of Murray Bridge
- City of Onkaparinga
- City of Port Adelaide Enfield
- District Council of Coober Pedy
- District Council of Ceduna
- Town of Gawler
- Port Pirie Regional Council
- City of Salisbury
- City of Victor Harbor
- City of Tea Tree Gully



- City of Unley
- Mount Barker District Council
- District Council of Elliston
- City of Adelaide
- Berri Barmera Council
- City of Charles Sturt
- Adelaide Plains Council
- City of Port Lincoln
- City of Norwood, Payneham and St Peters
- City of Prospect
- Renmark Paringa Council
- District Council of Loxton Waikerie Council
- Copper Coast Council



CONCLUSION

That Council should endorse the signing of the Small Business Friendly Council Initiative Charter, noting the limited impact on existing resources, but the potential for significant small business benefits.

ATTACHMENTS

1. Attachment 1: Unsolicited Offer of Products and Services - Small Business Friendly Council Initiative [↓](#)
2. Attachment 2: Small Business Council Reporting Template [↓](#)



SBC201907434




**Small Business
Commissioner**
SOUTH AUSTRALIA

Mr Andrew Meddle
Chief Executive Officer
City of Mount Gambier
PO Box 56
MOUNT GAMBIER SA 5290

T 08 8303 2026
Toll Free 1800 072 722
F 08 8303 0943
E sasbc@sa.gov.au

GPO Box 1264,
Adelaide SA 5001
ABN 34 643 517 562
www.sasbc.sa.gov.au

Dear Mr Meddle 

Small Business Friendly Council Initiative

Thank you for the opportunity to meet with you on 5 November 2019.

As discussed, the Small Business Friendly Council (SBFC) Initiative provides Council with a framework which will support and assist small business in your local community.

I have previously discussed the program at the Limestone Coast LGA meeting held on 8 February 2019.

I enclose the following documents for your information:

- Initial letter sent to Mayors and CEOs of councils in South Australia dated 27 September 2017;
- SBFC Initiative Brochure;
- SBFC Initiative Charter for signing.

Participating councils are required to work towards meeting the five required initiatives listed at paragraphs 4 to 8 in the Charter, as well as three additional initiatives as set out under paragraph 9 of the Charter.

There is no cost to Council for signing up to the SBFC Initiative.

Please do not hesitate to contact Ms Stephanie Burke, Project Manager & Policy Analyst, on 8303 2037 or stephanie.burke@sa.gov.au if you have any queries in relation to the SBFC Initiative.

I hope that the City of Mount Gambier will consider becoming a signatory to this worthwhile initiative.

Yours sincerely


John Gnapman
Small Business Commissioner
17th November 2019

INFORM | MEDiate | ADVOCATE



SBC201704666

«Title» «Firstname» «Surname»
«Position» «Organisation»
«PostalAddressLineOne»
«PostalSuburbAndState» «PC»

Dear «Salutation»

On 30 August 2017, the Office of the Small Business Commissioner (OSBC) in conjunction with the Member for Giles, Mr Eddie Hughes MP, launched the Small Business Friendly Council (SBFC) Initiative.

I would now like to personally invite the «Organisation» to participate in this Initiative. Please find enclosed an Information Brochure and Charter Agreement for your consideration.

The SBFC Initiative has been developed with the support of the Local Government Association of South Australia to enhance engagement between Councils and small businesses across South Australia, and to simplify interactions between them. The role of Council is critical to ensuring a friendly and supportive environment for small business across its local community.

Similar initiatives have been successfully established in New South Wales and Western Australia.

The benefits of being small business friendly and supporting the growth of small business include:

- supporting Council's local economic area, including providing job opportunities;
- meeting the needs of ratepayers through the provision of local goods and services;
and
- creating the right environment to establish and grow a business.

By participating in the SBFC Initiative, Council will receive:

- practical tools to improve Council's engagement with small business;
- opportunities to adopt new initiatives at minimal cost and resourcing to strengthen Council's engagement with the small business sector, making it simpler and easier to do business;
- opportunities to attend peer-to-peer sessions, which have been highly regarded interstate, for sharing ideas and knowledge; and
- the SBFC Initiative logo to use as a promotional tool to demonstrate Council's support for small business.



2

In order to participate in the SBFC Initiative, Council is asked to sign the enclosed Charter Agreement which contains a number of principles. The Charter Agreement sets out five required initiatives that Council agrees to meet, as well as additional initiatives designed to foster and support small business in its area.

The five required initiatives are as follows:

- implementing activities to improve the operating environment for small business within Council's area;
- establishing a business advisory group (if one does not already exist) to assist Council's understanding of small business needs in its local area;
- implementing a procurement policy which recognises and supports local small businesses wherever possible;
- paying undisputed invoices from small business suppliers within 30 days; and
- implementing a timely and cost effective dispute resolution process to manage disputes.

Once those initiatives have been met, we ask Council to:

- identify and implement three additional initiatives per year to support local small business. These may include initiatives already being implemented by Council; and
- provide biannual progress reports outlining the results achieved and case studies to communicate Council's success in meeting its identified initiatives.

We will contact you shortly to discuss this Initiative. In the meantime, if you have any queries, please do not hesitate to contact the SBFC Initiative Project Manager, Stephanie Burke, on 8303 2037 or stephanie.burke@sa.gov.au.

For your information, I have sent similar correspondence to the «Organisation»'s Mayor.

I look forward to discussing the SBFC Initiative with you.

Yours sincerely

John Chapman
Small Business Commissioner
27 September 2017

Encl. SBFC Initiative Information Brochure
SBFC Initiative Charter Agreement
Media Release of the Minister for Small Business dated 30 August 2017





Small Business Friendly Council Initiative Charter

Commitment to this Charter is a requirement for participation in the Small Business Friendly Council (SBFC) Initiative, and outlines what Council agrees to do to support small business in its area.

Part A: Commitment

1. Commitment to small business and economic development

Council agrees to:

- a. recognise that the small business community is an important stakeholder and will undertake regular and targeted consultation with this group;
- b. work towards understanding how its local small business community operates and its needs, goals, and key challenges;
- c. provide networking and other development opportunities for its local small business community;
- d. actively engage, where appropriate, with the Office of the Small Business Commissioner (OSBC) on matters affecting small business; and
- e. progress additional initiatives to support small business as set out in section 9 of Part C below.

2. Commitment to customer service

Council agrees to:

- a. maintain open lines of communication with small businesses through both formal and informal approaches;
- b. provide clear advice and guidance to small businesses to assist them to understand and meet their regulatory obligations, and to work with them to achieve compliance;
- c. publish clear and concise service standards which set out what small business can expect from Council;
- d. consider the needs of local small business owners for whom English is not a first language; and
- e. publish a link on its website to take small business owners to resources available on the OSBC and other relevant Government or Business/Industry Association websites.

3. Commitment to simplifying administration and regulation

Council agrees to:

- a. take reasonable action to limit unnecessary administrative burdens on small business by:
 - i. only asking for information that is absolutely necessary;
 - ii. not asking for the same information twice; and
 - iii. working collaboratively with other councils.
- b. undertake regular policy reviews to limit policy impact on small business, and to test new policies and procedures for '*small business friendliness*'; and
- c. ensure that Council officers have the necessary knowledge and skills to apply plans and regulations in a consistent manner.

Part B: Required Initiatives

4. Local government activities to support small business

Council agrees to implement activities to improve the operating environment for small business within its area. Details of these activities are to be included in Council's operational plans and strategies.

5. Business advisory group

Council agrees to establish a business advisory group (if one does not already exist) to assist its understanding of small business needs in its local area. The group should include local small business operators and members of their representative bodies.

6. Procurement

Council agrees to implement a procurement policy which recognises that local small business is a significant contributor to economic development in its area, and should be provided with a fair opportunity to provide goods and services to Council wherever possible.

7. On-time payment policy

Council agrees to work towards ensuring all undisputed invoices from small business suppliers are paid within 30 days.

8. Dispute resolution

Council agrees to implement (if it does not already have one) a timely and cost-effective process to manage any disputes it may have with small business. The process may include the referral of disputes to an independent dispute resolution service (such as that offered by the OSBC).



Part C: Additional Initiatives

9. Additional initiatives to support small business

In addition to the required initiatives set out in sections 4 to 8 of Part B above, Council agrees to implement at least three additional initiatives per year to improve the operating environment for small business within its authority as outlined in section 1(e) of Part A above.

Council may:

- a. choose its own initiatives, which may include, but are not limited to:
 - i. surveying local small businesses to assess their needs;
 - ii. accepting online payments;
 - iii. introducing deemed approvals;
 - iv. simplifying processes and forms;
 - v. providing more small business information on Council's website;
 - vi. improving communication and customer service for small business;
 - vii. encouraging 'buy local' shopping campaigns;
 - viii. supporting business incubators or start-up spaces;
 - ix. offering contracts to small business suppliers;
 - x. introducing an economic development team;
 - xi. facilitating small business forums and events.
- b. adopt initiatives within the areas recommended by the Local Government Association of South Australia as follows:
 - i. China Engagement;
 - ii. Tourism Economy;
 - iii. Minerals and Energy Development;
 - iv. Planning;
 - v. Innovation and Entrepreneurship; and
 - vi. Skilled Workforce.
- c. include its own Key Performance Indicators (KPIs) per additional initiative.

Part D: Administration

10. Progress reports

Council agrees to:

- a. provide the OSBC with annual progress reports outlining the results achieved in relation to its small business friendly activities, which will include details of both the required and additional initiatives; and
- b. forward success stories and case studies to the OSBC in relation to the SBFC Initiative for publication when requested.



11. Promotion and marketing of the SBFC Initiative

Council:

- a. agrees that its Mayor and Chief Executive Officer will make a public statement in relation to its commitment to the SBFC Initiative on its website;
- b. will be provided with a logo which it agrees to use in accordance with the SBFC Initiative Style Guide (as supplied by the OSBC); and
- c. is encouraged to promote the SBFC Initiative by displaying the approved logo on its online and printed marketing and communication materials.

12. Contact details

Council agrees:

- a. that the primary contact for the SBFC Initiative will be the Chief Executive Officer, and that a secondary contact will be nominated as the day-to-day contact.
- b. to provide the OSBC with direct contact details for the nominated contacts.

	Primary Contact	Secondary Contact
Name	Andrew Meddle	
Position	Chief Executive Officer	
Phone No		
Email		
Address	PO Box 56 MOUNT GAMBIER SA 5290	

13. Acceptance

On behalf of the City of Mount Gambier, we agree to the terms outlined in this Charter and agree to implement the SBFC Initiative.

Name	Andrew Meddle
Position	Chief Executive Officer, City of Mount Gambier
Signature	
Date	/ /

Name	John Chapman
Position	Small Business Commissioner
Signature	
Date	/ /





SMALL BUSINESS FRIENDLY COUNCIL INITIATIVE



Small business owners and operators create local employment, provide essential goods and services and help create attractive, liveable communities.

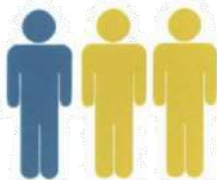
The right mix of small businesses can create a sense of vibrancy and attract people to live, work and visit.

Councils can have a significant influence over how attractive their area is for businesses to set up, and established enterprises to grow. They also play a key role in the lifecycle of a small business. Most of the interactions business owners have with government are at a local level.

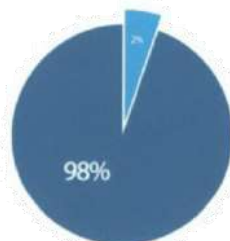
To help build stronger, more productive relationships between small business and council, the Office of the Small Business Commissioner (OSBC) has developed the Small Business Friendly Council Initiative. The Initiative aims to recognise councils that are working to support their small business communities.

Taking part in the initiative means your council has committed through the Charter Agreement to work with, and support, small businesses by adopting five required initiatives and three additional initiatives (which suit your particular council and community).

IN SOUTH AUSTRALIA...



1/3 OF THE WORKFORCE ARE EMPLOYED BY SMALL BUSINESS



98% OF BUSINESSES EMPLOY FEWER THAN 20 STAFF



68 LOCAL COUNCILS IN SOUTH AUSTRALIA

Accounting for 98% of all businesses in South Australia, small business has a significant impact on our economy. Small business is big business!



To participate in the initiative, we ask you to sign a Charter Agreement to formally commit to the initiative and your small business community.

- COMMITMENT TO SMALL BUSINESS AND ECONOMIC DEVELOPMENT
- COMMITMENT TO CUSTOMER SERVICE
- COMMITMENT TO SIMPLIFYING ADMINISTRATION AND REGULATION

REQUIRED INITIATIVES

In response to some of the most common issues small business owners face in dealing with their Council, the Initiative involves engaging in required initiatives that include:

- implementing activities to improve the operating environment for small business within its area
- Establishing a business advisory group to assist council's understanding of small business needs in its local area
- implementing a procurement policy which recognises that local small business is a significant contributor to economic development and should be provided with fair opportunity to service council wherever possible
- adopting a policy to pay invoices from small business suppliers within 30 days
- introducing and promoting a timely and cost effective process to manage any disputes arising between your organisation and small business clients

PROMOTING

After committing to the Initiative, it's your opportunity to let everyone know that you are 'small business friendly'. You will be able to use the Small Business Friendly Council logo on your print and online publications, and display a one page overview of the Charter, personalised for your council. We will also list your council on our website and in other marketing material associated with the Initiative.

REPORTING

We understand there are many demands on your time, so reporting involves nothing more onerous than completing a simple report card twice a year.

ADDITIONAL INITIATIVES

We understand that each Council area differs in size, demographics and geography, so you can choose three additional initiatives that best suit your circumstances. These may include, but are not limited to:

- surveying local small businesses to assess their needs
- accepting online payments
- introducing deemed approvals
- simplifying processes and forms
- providing more small business information on your website
- improving communication and customer service
- encouraging 'buy local' shopping campaigns
- supporting business incubators or start-up spaces
- offering contracts to local small business suppliers
- introducing an economic development team
- facilitating small business forums and events

Your selected initiatives need not necessarily impose an additional burden on your resources. We can help you to develop ideas that will work best for your council.



**THERE ARE MORE THAN 143,000
SMALL BUSINESSES**



COUNCIL AND BUSINESS
WORKING TOGETHER

WHY YOU NEED TO BE INVOLVED

Being small business friendly can bring many benefits for your council and your community, including:

- creating a desirable location to live and to establish a business
- supporting your local economy, including providing employment opportunities
- building vibrancy in your community
- meeting the needs of ratepayers for local goods and services
- collaborating and sharing with other small business friendly councils

YOUR NEXT STEPS

Our Small Business Friendly Council Project Manager can help you sign up to the Small Business Friendly Council Initiative and answer any questions.

Stephanie Burke
Project Manager
Phone: 08 8303 2037
Email: stephanie.burke@sa.gov.au



AN INITIATIVE OF THE SOUTH AUSTRALIAN OFFICE OF
THE SMALL BUSINESS COMMISSIONER



“A key role of the South Australian Office of the Small Business Commissioner is advocating on behalf of small business to all tiers of government. We value our relationship with SA Councils and we are keen to strengthen our engagement with this important sector.”

John Chapman
Small Business Commissioner



December 2018

SBC201902997

Small Business Friendly Council Reporting Template



The Small Business Friendly Council (SBFC) Initiative is an important way of connecting with small business in your local area.

Information is requested as part of the reporting process, which will assist the Office of the Small Business Commissioner to identify best practice examples that can be shared with other participating councils.

Your progress report will cover the period from 1 June to 31 May of the following year, with the annual report being due on 30 June.

REPORTS ARE DUE TO BE SUBMITTED BY 30 JUNE

Your contact details

Name: _____
Position Title: _____
Phone: _____
Email: _____
Council: _____

Required Initiatives

Please provide a short summary of how your Council has met each required initiative over the past year.

Local government activities to support small business

Council agrees to implement activities to improve the operating environment for small business within its area. Details of these activities are to be included in Council's operational plans and strategies.

Business advisory group

Council agrees to establish a business advisory group (if one does not already exist) to assist its understanding of small business needs in its local area. The group should include local small business operators and members of their representative bodies.



SBC201902997

Procurement

Council agrees to implement a procurement policy which recognises that local small business is a significant contributor to economic development in its area and should be provided with a fair opportunity to provide goods and services to Council wherever possible.

On-time payment policy

Council agrees to work towards ensuring all undisputed invoices from small business suppliers are paid within 30 days.

Dispute resolution

Council agrees to implement (if it does not already have one) a timely and cost-effective process to manage any disputes it may have with small business. The process may include the referral of disputes to an independent dispute resolution service (such as that offered by the OSBC).



SBC201902997

Additional Initiatives

Please provide the title and progress for three additional initiatives

Additional Initiative 1 Title

Additional Initiative 1 Update

Additional Initiative 2 Title

Additional Initiative 2 Update

Additional Initiative 3 Title

Additional Initiative 3 Update



SBC201902997

Any other information (optional)

Is there any other information you would like to provide? Please provide any other documents to support your report in the file upload below.

Attachments can be emailed along with this document.

Completed forms with their attachments can be forwarded to:

Stephanie Burke
Project Manager
Phone: 08 8303 2037
Email: stephanie.burke@sa.gov.au



5.4 BLUE LAKE GOLF CLUB - REQUEST - PATHS AROUND THE LAKES – REPORT NO. AR19/70149

Committee: Economic and Environment Committee
Meeting Date: 13 January 2020
Report No.: AR19/70149
CM9 Reference: AF19/329
Author: Nick Serle, General Manager City Infrastructure
Authoriser: Barbara Cernovskis, General Manager Community Wellbeing
Summary: Council has received a request from the Blue Lake Golf Club seeking advice and assistance on a pathways linkage project within the Crater Lakes Precinct.
Community Plan Reference: Goal 1: Our People
Goal 2: Our Location
Goal 3: Our Diverse Economy
Goal 4: Our Climate, Natural Resources, Arts, Culture and Heritage

REPORT RECOMMENDATION

1. That Economic and Environment Committee Report No. AR19/70149 titled 'Blue Lake Golf Club - Request - Paths around the Lakes' as presented on 13 January 2020 be noted.
2. That the proposal for the pathways linkage project be referred to an activation of the Crater Lakes strategic workshop for consideration in the broader context of the Crater Lakes Conservation Management Plan.



BACKGROUND

Council has received correspondence from the Blue Lake Golf Club seeking advice and assistance on a pathways linkage project within the Crater Lakes Precinct.

DISCUSSION

The proposal (Attachment 1) outlines the concept for a series of accessible pathways to link the Valley Lake, the Blue Lake Holiday Park and the Blue Lake Golf Course in order to facilitate an overall experience for tourists and visitors alike within the State Heritage area.

Council have identified activation of the Crater Lakes precinct as a strategic area of interest. It is the recommendation that this proposal be considered in the context of the broader objectives for the Crater Lakes precinct including those outlined in the Crater Lakes Conservation Management Plan, rather than in isolation.

CONCLUSION

Notwithstanding the merits of the proposal it is the recommendation of this report that the request be referred to a strategic workshop focussed on activation of the Crater Lakes precinct as identified in Councils strategic plans and that any subsequent actions or resourcing be prioritised by Council and referred to the budget process for the relevant year/s.

ATTACHMENTS

1. Blue Lake Golf Club - Request Letter for Paths Around Lakes [↓](#)





Grant Avenue
Mount Gambier SA 5290

18 November 2019

Reference: BLGC 002/2019/21

Mr. A Meddle
Chief Executive Officer
City of Mount Gambier
10 Watson Terrace
MOUNT GAMBIER SA 5290

Dear Sir,

Request for Support for Infrastructure Project to Install Pathways through Crater Lakes Area in Mount Gambier

References: A. Crater Lakes Area (Volcanic Complex) Conservation Management Plan
Dated 24th May 2004

We are writing to the Council to seek both advice, and assistance on a potential Council project within the Crater Lakes Precinct.

The proposal involves the creation of accessible pathways to link in the three main areas of the State Heritage area; with those main areas being the Valley Lake, the Blue Lake Holiday Park, and the Blue Lake Golf Course.

Currently these three areas are identified as separate areas, without any direct linkage, and do not facilitate an overall experience for our tourists and visitors to our great city.

It is envisaged that the creation of these pathways would also provide better and easier access to both our volcanic features (Refer Reference A. Figure 5.1 on page 20) and historical features (Refer Reference A. Figure 5.2 on page 42.) throughout the overall area.

The advantages of creating these linkages include:

1. Provision of acceptable inclusive access to all areas of the Crater Lakes State Heritage Area where viable,
2. Provide a longer and more enjoyable experience for visitors and tourists to our region

3. Currently "patrons" use vehicles to go from one area to the other without really knowing or appreciating opportunities available within our State Heritage area. Aspects such as the unique biodiversity and flora. These aspects are only just a couple of reasons.
4. Provide "one stop access" to accommodation, dining and activities whilst at the same time promoting fitness and health within our community
5. Assist in the promotion of our city for aspects involving tourism, nature walks
6. Create opportunities for local businesses to value add to the proposal with hiring of bikes and the like being made available in at least two locations for our visitors and tourists

Apart from our current main attractions, which include the Blue Lake, Englebrecht Cave, Umpherston Cave, and No. 1 Bay Road, anecdotal evidence would suggest that there is very little within our area to sustain longer stays for our tourist and visitor community. Indeed; this could also be said of people within our community.

With the opening up of one of our most precious resources it is expected that great interest will be created with tourists and visitors spending more time in our great city, which in turn will result in economic benefit. In addition; there are a number of local community members who trek over the existing areas; and by expanding the existing arrangements it would provide the opportunity for a larger proportion of our community to access this area in its entirety.

Given the nature of the area it is believed that it would be prudent to firstly conduct a feasibility study of the proposal to include for:

1. Cultural diversity
2. Economical benefit to the region
3. Community health and well being,
4. Possibility of upgrading of existing path structures to enhance access
5. Impact on the built environment and biodiversity
6. Whether other activities could be incorporated into the "plan"
7. Appropriate signage
8. Conduct of a cost benefit analysis

A natural spin off for the feasibility would be other community projects which could include the upgrade of the existing wildlife park at the valley lake. This upgrade could, but not necessarily be limited to:

1. Given the current arrangement of elevated platforms; then there is an opportunity to create unobtrusive aviary arrangements for local birds with appropriate entrance and exits.
2. Increase native "compatible" animal numbers
3. Installation of a "Fee as you enter structure" which is expected to be an automatic arrangement with, for example; gold coin entrance fee.
4. Increase in native habitat and flora

This type of project (Wildlife Park) is ideally suited to local community groups, and is expected to be at minimal cost with respect to regional benefit and increased maintenance.

The above ideas are described in general only, and if proceeded with, would form the basis of a feasibility audit/costing study.

With regards to stakeholders We have liaised with Mr. Ben Deering, from the Centenary Tower, and Mr. Tim Rowett from the caravan park; and both have expressed their support for this type of



endeavor; and subject to further discussions would have no hesitation in providing letters of support.

As stated in earlier paragraphs we see this as a whole of community project, and therefore under the control of Council with respect to planning, implementation and budgetary aspects. We further strongly recommend that this project, if only for feasibility purposes, be allocated funding within the 2020/2021 Council budget program for capital works expenditure.

Should there be any queries regarding the above please do not hesitate to let me know.

Yours Faithfully

Stephen Smith

Stephen Smith
Blue Lake Golf Club



5.5 COUNCIL ASSESSMENT PANEL - REVIEW OF TERMS OF REFERENCE – REPORT NO. AR20/22

Committee:	Economic and Environment Committee
Meeting Date:	13 January 2020
Report No.:	AR20/22
CM9 Reference:	AF19/329
Author:	Tracy Tzioutziouklaris, Manager Development Services
Authoriser:	Andrew Meddle, Chief Executive Officer
Summary:	Review of the allowance paid to Council Assessment Panel Members in consideration of accreditation and training costs.
Community Plan Reference:	Goal 1: Our People Goal 3: Our Diverse Economy

REPORT RECOMMENDATION

1. That Economic and Environment Committee Report No. AR20/22 titled 'Council Assessment Panel - Review of Terms of Reference' as presented on 13 January 2020 be noted.
2. The City of Mount Gambier Assessment Panel, Terms of Reference be amended as shown in **Attachment 1**.
3. The fees be amended as follows:
 - (a) The sitting fees for the ordinary meetings of the CAP be increased to:

i. Independent Presiding Member	\$350.00
ii. Other Independent Members	\$300.00
iii. Council Member appointees	\$300.00
iv. Council Officer appointees	Nil
 - (b) The sitting fees for a special meeting of the CAP or a meeting held by phone link be increased to:

i. Independent Presiding Member	\$100.00
ii. Other Independent Members	\$80.00
iii. Council Member appointees	\$80.00
iv. Council Officer appointees	Nil
 - (c) The travel reimbursement available to a member of the Council Development Assessment Panel who is not a resident of either the City of Mount Gambier or the District Council of Grant be as per the travel reimbursement rate as specified by the Australian Taxation Office.



BACKGROUND

Under Section 83 of the Planning, Development and Infrastructure Act 2016, Council must establish a Council Assessment Panel (CAP).

The role of the CAP is to make decisions on planning applications delegated to it and to advise Council on development assessment trends and issues as they arise.

Council determines the remuneration of the Members of the Council Assessment Panel for the reasonable time and costs incurred by CAP Members in attending CAP meetings. Council has not changed the sitting fees for the CAP, since sitting fees were first introduced in 2007.

The current sitting fees for the formal ordinary meetings are:

- Independent Presiding Member \$250.00
- Other Independent Members \$200.00
- Council Member appointees \$200.00
- Council Officer appointees Nil

The sitting fees for a special meeting of the CAP or a meeting held by phone link are:

- Independent Presiding Member \$60.00
- Other Independent Members \$50.00
- Council Member appointees \$50.00
- Council Officer appointees Nil

Travel reimbursement of 57.8 cents per kilometre may be available upon application to Council should a Member of the Council Development Assessment Panel not be a resident within the City of Mount Gambier and the District Council of Grant.

DISCUSSION

The Planning, Development and Infrastructure Act 2016 introduces an accreditation scheme for all those people involved in making development decisions. Members of Council Assessment Panels will require accreditation as an Accredited Professional – Planning Level 2.

To meet this level of accreditation, the Independent CAP Members must:

- Have a relevant planning qualification and a minimum 2 years full time appropriate experience; or
- Have a qualification in a planning related field (e.g. architecture, engineering, environmental management, law, construction management, land surveyor) and membership of an allied industry body together with 2 years full time experience.

It is important to highlight that an Elected Member of Council, who sits on a Council or Joint Planning Board Assessment Panel, is excluded from the professional accreditation requirements.

The fees for accreditation for the Independent Members of CAP is currently set at \$270.00.

To maintain accreditation as an Accredited Professional – Planning Level 2, CAP Members must undertake 10 CPD (Continuing Professional Development) Units every year and must include:

- 1 Unit – Performance Based Planning in Design;
- 1 Unit – Decision Making in Development Assessment;
- 1 Unit – Governance; and
- 1 Unit – Ethics in Planning.



It has been increasingly more difficult for Council to attract people to be appointed to the Council Assessment Panel who meet the minimum accreditation requirements as specified within the Planning, Development and Infrastructure Act 2016. It is also now recognised that the cost for the CAP Members to obtain and maintain their accreditation to undertake the role as a CAP Member has also significantly increased, and now outweighs any benefit obtained through the sitting fees.

The sitting fees as currently paid by Council were considered to be appropriate to cover the CAP Members privately incurred expenses to:

- View all of the sites to be considered as part of the items on the agenda (and related travel costs);
- Review of the agenda for each meeting;
- Assessment of the applications against the provisions of the Development Plan;
- Attendance at every Panel meeting; and
- Discussions with Council Officers, at the CAP meeting, regarding alternate recommendations or queries in relation to agenda items.

Council should also note that recruitment is underway to the current vacancy (via the LGA), which will close on 20th January 2020.

The Terms of Reference are based upon the guidance issued by the State Government. The changes proposed are shown with text removed as struckthrough (~~text~~) and new text underlined (text). A separate review of the meeting procedures will also be undertaken, to bring these up to date with the new legislative requirements and contemporary practice. The proposed new Terms of Reference can be found as **Attachment 1**.

CONCLUSION

It has become increasingly difficult for Council to attract suitable candidates for appointment to the Council Assessment Panel who meet the minimum accreditation requirements as specified within the Planning, Development and Infrastructure Act 2016.

The accreditation requirements pursuant to the Planning, Development and Infrastructure Act 2016 and the associated cost for the CAP Members to obtain and maintain their accreditation in order to perform in the role as a CAP Member is a new expense not previously required of a CAP Member.

Therefore, it is recommended that the current Terms of Reference be amended to align with best practice appointment and process, and that commensurate sitting fees be set in order to attract and retain quality, suitably qualified candidates.

ATTACHMENTS

1. CAP Terms of Reference [↓](#)





City of Mount Gambier Council Assessment Panel

TERM OF REFERENCE

Adopted by the City of Mount Gambier at its meeting held on
~~19th September, 2017~~ [Correct date to be inserted].



**City of Mount Gambier Council Assessment Panel
Terms of Reference
Applicable from ~~1 October 2017~~ [Correct date to be
inserted]**

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1. BACKGROUND

- 1.1 The City of Mount Gambier Assessment Panel (**CAP**) was appointed as a relevant authority under Section 82 and 83 of the *Planning, Development and Infrastructure Act 2016 (Act)* by resolution of the City of Mount Gambier (**the Council**) on 19 September 2017 insert correct date.
- 1.2 The CAP is a relevant authority under the Act and, during transition to the Act, will act as a delegate of the Council for the purpose of the Development Act 1993.

2. MEMBERSHIP OF CAP

Appointment of Members

- 2.1 The CAP will be constituted of 5 Members (**CAP Members**), to be appointed by the Council, comprising:
 - 2.1.1 one Member of the Council (**Council Member**);
 - 2.1.2 4 Independent Members (**Independent Members**), not being Members of the Council or State Parliament.
- 2.2 The Council may determine that the CAP will be constituted by a different number of members for different classes of development, in which case the relevant details will be specified by the Council.
- 2.3 When appointing CAP Members, the Council may have regard to the following:
 - 2.3.1 the candidate's knowledge of the operation and requirements of the Act and, and during transition to the Act, the requirements of the Development Act;
 - 2.3.2 in relation to Independent Members, the candidate's qualifications or experience in a field that is relevant to the activities of the CAP;
 - 2.3.3 in relation to the Council Member, the candidate's experience in local government;
 - 2.3.4 that a balance of qualifications and experience among CAP Members is desirable;
 - 2.3.5 that gender diversity among CAP Members is desirable;
 - 2.3.6 such other matters as the Council considers relevant.

Appointment of Deputy Members

- 2.4 The Council may appoint at least one Deputy Member to the CAP for the purpose of filling in for a CAP Member who is unable to attend a CAP meeting or part of a CAP meeting.
- 2.5 Subject to clause 2.6, a Deputy Member must not be a Member of the Council or State Parliament.



- 2.6 Where a Deputy Member appointed for the Council Member is also a member of the Council, that person may not act as a deputy for any other CAP Member (whereas a Deputy Member who is not a member of the Council may act as a deputy for any CAP Member).
- 2.7 Where more than one Deputy Member is appointed, the Council must specify the circumstances in which each Deputy Members (or any one or more of them) will be invited to attend a CAP meeting.
- 2.8 In appointing a Deputy Member, the Council may have regard to the matters in clause 2.3, as well as to the qualifications and experience of the CAP Member or CAP Members to whom the candidate will be a deputy.
- 2.9 Unless the context otherwise requires, a reference to a CAP Member in this document includes a Deputy Member.

Expression of Interest

- 2.10 The Council will call for expressions of interest for appointment of CAP Members.

Presiding Member and Acting Presiding Member

- 2.11 The Council will appoint an Independent Member to be the Presiding Member of the CAP for such term and on such conditions as determined by the Council.
- 2.12 The Presiding Member will preside at any CAP meeting at which he or she is present.
- 2.13 In the event that the Presiding Member is not present at a meeting (or part thereof) an Acting Presiding Member will be appointed by those CAP Members who are present at the meeting.
- 2.14 A Presiding Member is eligible to be reappointed as the Presiding Member at the expiry of his or her term of office as Presiding Member.
- 2.15 In the event that the Presiding Member resigns or is removed from office, the Council will appoint an Independent Member to be the Presiding Member for such term and on such conditions as determined by the Council.

Term of Appointment

- 2.16 Subject to clause 5, Independent Members will be appointed for a term of up to 2 years and on such other conditions as determined by the Council.
- 2.17 Subject to clause 5, the Council Member will be appointed for a term of up to 2 years and on such other conditions as determined by the Council.
- 2.18 Deputy Members will be appointed for a term of up to 2 years and on such other conditions as determined by the Council.
- 2.19 A CAP Member is eligible for reappointment for a further term, or further terms, upon the expiry of his or her current term.



2.20 A CAP Member whose term of office has expired may nevertheless continue to act as a Member until the vacancy is filled or for a period of six months from the expiry of the Member's term of office, whichever occurs first.

3. VACANCY IN MEMBERSHIP

3.1 In the event of a vacancy arising in the office of a CAP Member, the Council may appoint a person to be a CAP Member for the balance of the original CAP Member's term of office as soon as is reasonably practicable in the same manner as the original CAP Member was appointed.

3.2 The CAP Member appointed to fill a vacancy may be a Deputy Member in which case that person will automatically cease to be a Deputy Member.

3.3 In appointing a CAP Member pursuant to clause 3.1, the Council may have regard to the matters in clause 2.2 or 2.8 as the case requires.

3.4 A vacancy in the membership of the CAP will not invalidate any decisions of the CAP, provided a quorum is maintained during meetings.

4. CONDITIONS OF APPOINTMENT

4.1 At all times, CAP Members must act honestly, lawfully, in good faith, and in accordance with any code of conduct applicable to CAP Members.

4.2 CAP Members may be remunerated as determined by the Council for the reasonable time and costs incurred by CAP Members in attending CAP meetings.

4.3 Different levels of remuneration may be fixed by the Council for Independent Members, the Council Member, the Presiding Member and Deputy Members.

4.3.1 ~~Sitting fees (including GST):~~

• Independent Presiding Member	_____	\$250
• Other Independent Members	_____	\$200
• Council Member appointees	_____	\$200
• Council Officer appointees	_____	NIL*

~~(the above sitting fees are for formal ordinary meetings of a Panel which are likely to be monthly when a substantial majority of the CAP business will be conducted)~~

4.3.2 ~~Should it be necessary to convene formal special meetings of a Panel then the likely sitting fees will be as follows on the basis of the lesser number of items on the agenda:~~

• Independent Presiding Member	_____	\$60
• Other Independent Members	_____	\$50
• Council Member appointees	_____	\$50
• Council Officer appointees	_____	NIL*

4.3.3 ~~Where the meeting does not require the attendance of Members in person and can be undertaken by phone link up due to a small agenda~~



~~and the minor nature of items for discussion and no site inspection is necessary the sitting fees be as follows:~~

- ~~• Independent Presiding Member \$60~~
- ~~• Other Independent Members \$50~~
- ~~• Council Member appointees \$50~~
- ~~• Council Officer appointees NIL*~~

~~***Special Note: It is not the intention of the Council to appoint any Council Officers to any Panel.**~~

~~4.3.4 Travel reimbursement of 57.8 cents per kilometer may be available upon application to Council should a member of the Council Development Assessment Panel not be a resident within the City of Mount Gambier and the District Council of Grant.~~

~~4.3.5 A review of the sitting fees and expenses etc. will be undertaken within 6 months of the formation of the new Panel.~~

~~4.3.6 Invoices seeking payment for attendance at a meeting of the Council Development Assessment Panel shall be submitted regularly, on a monthly basis, after the meeting of the Council Development Assessment Panel for that month.~~

~~4.3.7 It is the view of the Councils that the sitting fees referred to above are sufficient to be inclusive of:~~

- ~~(a) view of all sites to be considered (and related travel costs);~~
- ~~(b) review of the agenda for each meeting;~~
- ~~(c) assessment of the applications against the provisions of the Development Plan;~~
- ~~(d) attendance at every Panel meeting;~~
- ~~(e) discussions with Council Officers, at the DAP meeting, regarding alternate recommendations or queries in relation to agenda items.~~

4.4 Upon the commencement of Section 83(1)(c) of the Act:

4.4.1 CAP Members, excluding a Member who is a Member or former Member of the Council, must be accredited professionals under the Act;

4.4.2 CAP Members who are Members or former Members of the Council must have sufficient experience in local government to satisfy the Council that they are appropriately qualified to act as a Member of the CAP.

4.5. The annual accreditation fee paid to the Department for Planning, Transport and Infrastructure for the Independent Members of the CAP be reimbursed by Council, providing that the City of Mount Gambier Council Assessment Panel is the only Panel on which the Member sits. In the event of the Member sitting on more than one Panel, the fee will be *pro rata*.

4.6 The fee associated with any formal training to obtain the minimum CPD units to maintain the required accreditation to undertake the duties as a Member of the CAP be reimbursed by Council, with the Member of the CAP to cover their travel



expenditure and time required to attend the training/course, noting that the Council will seek to provide in-house training.

5. REMOVAL FROM OFFICE

- 5.1 A CAP Member will automatically lose office where:
- 5.1.1 the CAP Member has become bankrupt or has applied to take the benefit of a law for the relief of insolvent debtors;
 - 5.1.2 the CAP Member has been convicted of an indictable offence punishable by imprisonment;
 - 5.1.3 in the case of a Council Member, the Member ceases to be a member of the Council.
- 5.2 Subject to Clause 5.4, the Council may by resolution remove a CAP Member from office where, in the opinion of the Council, the behaviour of the CAP Member amounts to:
- 5.2.1 a breach of a condition of his or her appointment as a CAP Member;
 - 5.2.2 misconduct;
 - 5.2.3 a breach of any legislative obligation or duty of a CAP Member;
 - 5.2.4 neglect of duty in attending to role and responsibilities as a CAP Member;
 - 5.2.5 a failure to carry out satisfactorily the duties of his or her office;
 - 5.2.6 a breach of fiduciary duty that arises by virtue of his or her office;
 - 5.2.7 inability to carry out satisfactorily the duties of his or her office.
 - 5.2.8 except in relation to Deputy Members, a failure without reasonable excuse to attend three consecutive CAP meetings without the CAP previously having resolved to grant a leave of absence to the CAP Member;
 - 5.2.9 in relation to a Deputy Member, a failure without reasonable excuse on three consecutive occasions to attend a meeting of the CAP when requested to do so;
 - 5.2.10 for any other reason the Council considers appropriate.
- 5.3 The removal of the CAP Member pursuant to clause 5.2 will take effect upon the Council passing a resolution to remove the CAP Member from office (unless the Council resolves otherwise), and such resolution will be confirmed in writing to the CAP Member within 7 days of being passed.
- 5.4 Prior to resolving to remove a CAP Member from office pursuant to clause 5.2, the Council must:
- 5.4.1 give written notice to the CAP Member of:



- 5.4.1.1 its intention to remove the CAP Member from office pursuant to clause 5.2;
- 5.4.1.2 the alleged behaviour of the CAP Member falling within clause 5.2.1 or reason the Council considers it appropriate to remove the CAP Member,

not less than 7 days before the meeting of the Council at which the matter is to be considered.
- 5.4.2 give the CAP Member an opportunity to make submissions to the Council on its intention to remove the CAP Member from office either orally at the Council meeting at which the matter is to be considered, or in writing by such date as the Council reasonably determines;
- 5.4.3 have due regard to the CAP Member's submission in determining whether to remove the CAP Member from office.

13 November, 2018
Ref-AR18/47206
Updated date and file reference to be inserted



6 URGENT MOTIONS WITHOUT NOTICE

7 MEETING CLOSE



**MINUTES OF CITY OF MOUNT GAMBIER
ECONOMIC AND ENVIRONMENT COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE,
MOUNT GAMBIER ON MONDAY, 4 NOVEMBER 2019 AT 6.32 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Christian Greco, Cr Kate Amoroso, Cr Max Bruins, Cr Ben Hood, Cr Paul Jenner, Cr Sonya Mezinec, Cr Frank Morello, Cr Steven Perryman

OFFICERS IN ATTENDANCE:	Chief Executive Officer	- Mr A Meddle
	General Manager Community Wellbeing	- Ms B Cernovskis
	General Manager City Infrastructure	- Mr N Serle
	Manager Development Services	- Mrs T Tzioutziouklaris
	Executive Administration Officer	- Mrs M Telford
		Mrs E Solly

1 ACKNOWLEDGEMENT OF COUNTRY

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.

2 APOLOGY(IES)

Nil

3 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Cr Sonya Mezinec

That the minutes of the Economic and Environment Committee meeting held on 2 September 2019 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

4 QUESTIONS WITHOUT NOTICE

Nil



5 REPORTS

5.1 CAROLINE LANDFILL GAS COLLECTION AND UTILISATION

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Ben Hood

1. That Economic and Environment Committee Report No. AR19/48837 titled 'Caroline Landfill Gas Collection and Utilisation' as presented on 04 November 2019 be noted.
2. That the Chief Executive Officer, or his delegates, be authorised to enter into negotiations and subsequently a contract with Tenderer 1 in relation to gas collection and utilisation at Caroline Landfill.

CARRIED

5.2 REVIEW OF CAROLINE LANDFILL GATE AND WASTE TRANSFER STATION FEES

COMMITTEE RESOLUTION

Moved: Cr Steven Perryman

Seconded: Cr Max Bruins

1. That Economic and Environment Committee Report No. AR19/48869 titled 'Review of Caroline Landfill Gate and Waste Transfer Station Fees' as presented on 04 November 2019 be noted.
2. That Council adopt recommended gate price for Caroline Landfill of \$190 effective from 1 January 2020 and authorise administration to:
 - (a) Notify all known regular users of the facility; and
 - (b) Update the fees and charges register.
3. That Council adopt an increase to Waste Transfer Station fees that result in waste being entombed at Caroline Landfill of the same percentage increase that results from the change in gate price per Recommendation 2 of this report, effective from 1 January 2020 and authorise administration to:
 - (a) Notify the public who may use the facility; and
 - (b) Update the fees and charges register.
4. A further report be written for Council's consideration on implementing a separation of waste charge on Council's rate notices for 2020/2021.

CARRIED



5.3 STREET TREE PROGRAM OVERVIEW

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Mayor Lynette Martin

1. That Economic and Environment Committee Report No. AR19/48845 titled 'Street Tree Program Overview' as presented on 04 November 2019 be noted.
2. That Council approve the annual planting of 150 advanced mature street trees instead of the current 300 standard sized street trees.
3. That Council allow the implementation of a rolling street tree planting program instead of the current street methodology to allow Council Officers the flexibility of meeting an annual gain of 150 mature sized street trees on an annual basis.
4. That Council update its Land Division Policy (L130) to include a standard condition that a street tree be planted adjacent to each vacant lot as part of that development and that the Policy be returned to Council for endorsement.

CARRIED

5.4 COUNCIL PRIORITISATION OF WORKS TO DPTI ROADS AND PLEC UPDATE

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Mayor Lynette Martin

1. That Economic and Environment Committee Report No. AR19/55582 titled 'Council Prioritisation of Works to DPTI Roads and PLEC Update' as presented on 04 November 2019 be noted.
2. That Council note the list of priorities for interventions on DPTI roads and agrees equal priority for them and that the Chief Executive Officer write to DPTI to this effect.
3. That Council note the PLEC update and consider this as part of a future budget setting process.

CARRIED

Cr Steven Perryman vacated the meeting at 7:28 pm and did not return.

5.5 REMOVAL OF PARKING SPACES AND INSTALLATION OF NO STOPPING AREAS ON FERRERS STREET AND COMPTON STREET

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Cr Max Bruins

1. That Economic and Environment Committee Report No. AR19/56020 titled 'Removal of parking spaces and installation of No Stopping areas on Ferrers Street and Compton Street' as presented on 04 November 2019 be noted.
2. The Traffic Impact Statement attached to the Economic and Environment Committee Report be endorsed by Council.

3. That the following parking restrictions become effective upon the installation of appropriate signage;
- (a) The City of Mount Gambier, pursuant to Ministerial delegation resolves the following:
Prohibited area NO STOPPING
1.1.505
- (b) FERRERS STREET (Western Side) – From 44 metres to 75 metres south of the intersection with Commercial Street East- to apply at all times.
Prohibited area NO STOPPING
1.1.506
- (c) FERRERS STREET (Eastern Side) - From 71 metres to 82 metres south of the intersection with Commercial Street East-to apply at all times.
Prohibited area NO STOPPING
1.1.507
- (d) COMPTON STREET (Western Side) - From 97metres to 152 metres south of the intersection with Commercial Street East-to apply at all times.

CARRIED

5.6 RED BULL WORLD CUP QUALIFIER EVENT

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Ben Hood

1. That Economic and Environment Committee Report No. AR19/57120 titled 'Red Bull World Cup Qualifier Event' as presented on 04 November 2019 be noted.
2. That Council support the Red Bull World Cup qualifier event to be hosted in Mount Gambier to the value of \$18,000 cash and up to the value of \$5,000 in kind.
3. That endorsed fund allocation be presented as a variation in the next budget review.
4. That an evaluation report be provided to Council.

CARRIED

6 URGENT MOTIONS WITHOUT NOTICE

Nil



7 CONFIDENTIAL ITEMS

7.1 REVIEW OF COUNCIL KERBSIDE WASTE SERVICE – REPORT NO. AR19/48838

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Economic and Environment Committee orders that all members of the public, except Mayor L Martin, Councillors C Greco, K Amoroso, M Bruins, B Hood, P Jenner, S Mezinec and F Morello and Council Officers A Meddle, B Cernovskis, N Serle, T Tzioutziouklaris, M Telford and E Solly be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.1 AR19/48838 Review of Council kerbside waste service.

The Economic and Environment Committee is satisfied that, pursuant to section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

The Economic and Environment Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because To ensure that information that would prejudice the ability of the Council to make a future commercial decision is not released prematurely.

CARRIED

COMMITTEE RECOMMENDATION

Moved: Cr Sonya Mezinec
Seconded: Cr Kate Amoroso

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the costs contained in the report to Council having been considered by the Council in confidence under Section 90(2) & (3) (b) be kept confidential and not available for public inspection until 30 June 2021.
2. Further that Council delegates the power to review, revoke, but not extension of the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.



AMENDMENT

COMMITTEE RECOMMENDATION

Moved: Cr Paul Jenner

That all details be released to the public.

The amendment lapsed for want of a seconder.

MOTION

COMMITTEE RESOLUTION

Moved: Cr Sonya Mezinec

Seconded: Cr Kate Amoroso

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the costs contained in the report to Council having been considered by the Council in confidence under Section 90(2) & (3) (b) be kept confidential and not available for public inspection until 30 June 2021.
2. Further that Council delegates the power to review, revoke, but not extension of the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

7.2 CONDITION AND USE OF THE PROPERTY – REPORT NO. AR19/56339

COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Frank Morello

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Economic and Environment Committee orders that all members of the public, except Mayor L Martin, Councillors C Greco, K Amoroso, M Bruins, B Hood, P Jenner, S Mezinec and F Morello and Council Officers A Meddle, B Cernovskis, N Serle, T Tzioutziouklaris, M Telford and E Solly be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.2 AR19/56339 Condition and use of the Property.

The Economic and Environment Committee is satisfied that, pursuant to section 90(3) (g), (h) and (i) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information concerning matters that must be considered in confidence in order to ensure that the Council does not:
 - breach any law, order or direction of a court or tribunal constituted by law,



- breach any duty of confidence, or
- breach any other legal obligation or duty
- legal advice
- information relating to:
 - actual litigation, or
 - litigation that the Council or Council committee believes on reasonable grounds will take place,
 - involving the Council or an employee of the Council

The Economic and Environment Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because This matter may result in legal action before the Environment, Resources and Development Court.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Max Bruins

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 7.2 AR19/56339 Condition and use of the Property and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (g), (h) and (i) be kept confidential and not available for public inspection until At the satisfactory resolution of the matter.
2. Further that Council delegates the power to review, revoke, but not extension of the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

7.3 APPEAL TO THE ENVIRONMENT RESOURCES AND DEVELOPMENT COURT - DEVELOPMENT APPLICATION 381/053/2019 116 JUBILEE HIGHWAY WEST, MOUNT GAMBIER – REPORT NO. AR19/56264

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Sonya Mezinec

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Economic and Environment Committee orders that all members of the public, except Mayor L Martin, Councillors C Greco, K Amoroso, M Bruins, B Hood, P Jenner, S Mezinec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, N Serle, J Nagy, J Zwijnenburg, T Tzioutziouklaris, A Izzard, M Telford

and E Solly be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.3 AR19/56264 Appeal to the Environment Resources and Development Court - Development Application 381/053/2019 116 Jubilee Highway West, Mount Gambier.

The Economic and Environment Committee is satisfied that, pursuant to section 90(3) (i) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information relating to:
 - actual litigation, or
 - litigation that the Council or Council committee believes on reasonable grounds will take place,
 - involving the Council or an employee of the Council

The Economic and Environment Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because impending legal action.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Christian Greco

Seconded: Cr Frank Morello

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 7.3 AR19/56264 Appeal to the Environment Resources and Development Court - Development Application 381/053/2019 116 Jubilee Highway West, Mount Gambier and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (i) be kept confidential and not available for public inspection until 20 October 2020.
2. Further that Council delegates the power to review, revoke, but not extension of the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

8 Meeting Close

The Meeting closed at 8.30 p.m.

The minutes of this meeting were confirmed at the Economic and Environment Committee held on 25 December 2019.

.....
PRESIDING MEMBER

