

**MINUTES OF CITY OF MOUNT GAMBIER  
REGIONAL SPORT AND RECREATION CENTRE COMMITTEE MEETING  
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT  
GAMBIER  
ON TUESDAY, 12 NOVEMBER 2019 AT 5.32 P.M.**

**PRESENT:** Mayor Lynette Martin (OAM), Cr Max Bruins, Cr Christian Greco, Cr Paul Jenner, Cr Sonya Meziniec, Cr Frank Morello, Cr Steven Perryman

<b>OFFICERS IN ATTENDANCE:</b>	Chief Executive Officer	- Mr A Meddle
	General Manager Community Wellbeing	- Ms B Cernovskis
	General Manager City Growth	- Dr J Nagy
	General Manager City Infrastructure	- Mr N Serle
	Acting General Manager Council Business Services	- Mr J Zwijnenburg
	Community Development and Engagement Officer	- Mrs H Gajic

**NOMINATION OF ACTING PRESIDING MEMBER**

**COMMITTEE RESOLUTION**

Moved: Cr Max Bruins  
Seconded: Cr Christian Greco

Mayor Lynette Martin be appointed as Acting Presiding Member for the meeting in the absence of Cr Ben Hood.

**CARRIED**

**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)**

**COMMITTEE RESOLUTION**

Moved: Cr Steven Perryman  
Seconded: Cr Frank Morello

That the apology(ies) from Cr Ben Hood be received.

**CARRIED**

**3 CONFIRMATION OF MINUTES**

**COMMITTEE RESOLUTION**



Moved: Cr Steven Perryman  
Seconded: Cr Sonya Meziniec

That the minutes of the Regional Sport and Recreation Centre Committee meeting held on 10 September 2019 be confirmed as an accurate record of the proceedings of the meeting.

**CARRIED**

#### **4 QUESTIONS WITHOUT NOTICE**

Nil

#### **5 REPORTS**

##### **5.1 COMMUNITY AND RECREATION HUB TENANCIES - GIRL GUIDES RELOCATION**

###### **COMMITTEE RESOLUTION**

Moved: Cr Frank Morello  
Seconded: Cr Sonya Meziniec

1. That Regional Sport and Recreation Centre Committee Report No. AR19/54195 titled 'Community and Recreation Hub Tenancies - Girl Guides Relocation' as presented on 12 November 2019 be noted.
2. That an amount of up to \$37,000 be allocated as a capital works variation in the 2019/2020 Budget to accommodate the Girl Guides in the former ParaQuad Clubrooms at Hastings Cunningham Reserve.
3. That the expenditure determined in resolution (2) be conditional upon the Girl Guides relocation to clubrooms at Hastings Cunningham Reserve, which occupancy may commence on the execution of an agreement to surrender the Girl Guides Hall on O'Halloran Terrace in January 2020.
4. That rental for the Girl Guides initial term in the Hastings Cunningham Reserve facility be waived in accordance with Council Policy R200 in light of the exceptional circumstances associated with the relocation for a period of 2 years from execution.
5. That the Girl Guides be granted salvage rights to any fixtures and fittings located within the O'Halloran Terrace Hall for re-use in the clubrooms at Hastings Cunningham Reserve.

**CARRIED**

#### **6 URGENT MOTIONS WITHOUT NOTICE**

Nil



## **7 CONFIDENTIAL ITEMS**

### **7.1 SCOPE AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE COMMUNITY AND RECREATION HUB PROJECT. – REPORT NO. AR19/54112**

#### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

#### **CONSIDERATION FOR EXCLUSION OF THE PUBLIC**

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.1 AR19/54112 Scope and Specifications for the construction of the Community and Recreation Hub project.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
  - supply of goods, or
  - the provision of services, or
  - the carrying out of works

The Regional Sport and Recreation Centre 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 information provides the detail, which if released in advance, would adversely impact on the Council's ability manage the next stages in the tender process..

**CARRIED**

#### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Steven Perryman

#### **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 7.1 AR19/54112 Scope and Specifications for the construction of the Community and Recreation Hub project. 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) (b) and (k) be kept confidential and not available for public inspection until 2 December 2019.

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 SUMMARY OF COSTING VARIATIONS – REPORT NO. AR19/56846

### COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

### CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.2 AR19/56846 Summary of Costing Variations.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- tenders for the:
  - supply of goods, or
  - the provision of services, or
  - the carrying out of works

The Regional Sport and Recreation Centre 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 Confidential Item relating to tender.

**CARRIED**

### COMMITTEE RESOLUTION

Moved: Cr Max Bruins

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 7.2 AR19/56846 Summary of Costing Variations 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) (k) be kept confidential and not available for public inspection until 31 December 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**



### 7.3 OPERATING MODEL SCENARIOS – REPORT NO. AR19/60159

#### COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

#### CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.3 AR19/60159 Operating Model Scenarios.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (d) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected:
  - to prejudice the commercial position of the person who supplied the information, or
  - to confer a commercial advantage on a third party

The Regional Sport and Recreation Centre 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 Information has been supplied on a confidential basis by a third party..

**CARRIED**

#### COMMITTEE RESOLUTION

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

#### 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 AR19/60159 Operating Model Scenarios 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) (d) be kept confidential and not available for public inspection until 31 December 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**



#### **7.4 GOVERNANCE STRUCTURE AND FINANCIAL DELEGATIONS FOR THE COMMUNITY AND RECREATION HUB PROJECT – REPORT NO. AR19/54107**

##### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Steven Perryman

##### **CONSIDERATION FOR EXCLUSION OF THE PUBLIC**

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.4 AR19/54107 Governance Structure and Financial Delegations for the Community and Recreation Hub Project.

The Regional Sport and Recreation Centre 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 Regional Sport and Recreation Centre Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances to ensure that the commercial position of the Council is not disadvantaged by third parties understanding the scale of financial delegations relating to this project..

**CARRIED**

##### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

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 7.4 AR19/54107 Governance Structure and Financial Delegations for the Community and Recreation Hub Project 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) (b) be kept confidential and not available for public inspection until 31 December 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**



**7.5 UPDATE ON EXPRESSIONS OF INTEREST AND SELECT TENDER PROCESSES FOR THE CONSTRUCTION OF THE COMMUNITY AND RECREATION HUB – REPORT NO. AR19/54110**

**COMMITTEE RESOLUTION**

Moved: Cr Sonya Meziniec  
Seconded: Cr Max Bruins

**CONSIDERATION FOR EXCLUSION OF THE PUBLIC**

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.5 AR19/54110 Update on Expressions of Interest and Select Tender processes for the construction of the Community and Recreation Hub.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- tenders for the:
  - supply of goods, or
  - the provision of services, or
  - the carrying out of works

The Regional Sport and Recreation Centre 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 The information provided relates to an on-going two-stage procurement process, for which all who have participated to date are expected to continue their involvement..

**CARRIED**

**COMMITTEE RESOLUTION**

Moved: Cr Max Bruins  
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 7.5 AR19/54110 Update on Expressions of Interest and Select Tender processes for the construction of the Community and Recreation Hub 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) (k) be kept confidential and not available for public inspection until On the completion of the contract.
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**





## **7.6 UPDATE ON THE COMMUNITY AND RECREATION HUB DEVELOPMENT APPLICATION – REPORT NO. AR19/56713**

### **COMMITTEE RESOLUTION**

Moved: Cr Sonya Meziniec

Seconded: Cr Max Bruins

### **CONSIDERATION FOR EXCLUSION OF THE PUBLIC**

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.6 AR19/56713 Update on the Community and Recreation Hub Development Application.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- tenders for the:
  - supply of goods, or
  - the provision of services, or
  - the carrying out of works

The Regional Sport and Recreation Centre 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 Confidential Item relating to tender.

**CARRIED**

### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Paul Jenner

### **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 7.6 AR19/56713 Update on the Community and Recreation Hub Development Application 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) (k) be kept confidential and not available for public inspection until 31 December 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**



## **7.7 PUBLIC WORKS COMMITTEE REPORT - STATE GOVERNMENT FUNDING FOR THE COMMUNITY AND RECREATION HUB – REPORT NO. AR19/56700**

### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

### **CONSIDERATION FOR EXCLUSION OF THE PUBLIC**

Pursuant to section 90(2) of the *Local Government Act 1999* the Regional Sport and Recreation Centre Committee orders that all members of the public, except Mayor L Martin, Councillors K Amoroso, M Bruins, C Greco, P Jenner, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, J Nagy, N Serle, J Zwijnenburg and H Gajic be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 7.7 AR19/56700 Public Works Committee Report - State Government Funding for the Community and Recreation Hub.

The Regional Sport and Recreation Centre Committee is satisfied that, pursuant to section 90(3) (k) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- tenders for the:
  - supply of goods, or
  - the provision of services, or
  - the carrying out of works

The Regional Sport and Recreation Centre 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 Information relating to confidential information.

**CARRIED**

### **COMMITTEE RESOLUTION**

Moved: Cr Max Bruins

Seconded: Cr Paul Jenner

### **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 7.7 AR19/56700 Public Works Committee Report - State Government Funding for the Community and Recreation Hub 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) (k) be kept confidential and not available for public inspection until 6 November 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 7.05 p.m..**

**The minutes of this meeting were confirmed at the Regional Sport and Recreation Centre Committee held on 10 December 2019.**

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**PRESIDING MEMBER**

