

MINUTES OF ORDINARY COUNCIL MEETING

Meeting held at the Council Chamber, Civic Centre, 10 Watson Terrace, Mount Gambier
on Tuesday, 21 August 2018 at 6.00 p.m.

PRESENT Mayor Andrew Lee

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

COUNCIL OFFICERS	Chief Executive Officer	- Mr M McShane
	General Manager Community Wellbeing	- Ms B Cernovskis
	General Manager Council Business Services	- Mrs P Lee
	General Manager City Growth	- Dr J Nagy
	Manager Executive Administration	- Mr M McCarthy
	Manager Business and Strategic Planning	- Mrs T Tzioutziouklaris
	Media and Communications Coordinator	- Ms S McLean
	Customer Service Officer	- Ms S Moretti

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.

1. APOLOGY(IES)

Nil

2. LEAVE OF ABSENCE

Nil



3. CONFIRMATION OF COUNCIL MINUTES

Ordinary Meeting held on 17 July 2018

That the minutes of the Ordinary Council meeting held on 17 July 2018 as previously circulated be confirmed as an accurate record of the proceedings of that meeting.

Moved: Cr Mezinec

Seconded: Cr Von Stanke

Carried

4. MAYORAL REPORT - Ref. AF11/881

That the Mayoral report made on 21 August 2018 be received.

- Indoor Sport and Recreation Facility - Community Reference Group Meeting
- Media Briefing – Indoor Sport and Recreation Facility
- With Acting CEO Meetings in Adelaide with Peak State Sporting Bodies – Netball SA, Basketball SA, Swimming SA, Tennis SA
- With Acting CEO Meetings in Adelaide with representatives from Country Health SA and with Minister David Pisoni, Minister for Industry and Skills
- Boandik Community Partnership Program Launch
- Installation Service – Incoming Principal St Martins Lutheran College
- Welcome Reception – Japanese and Italian Exchange Students Mount Gambier High School
- Members Workshop SEAWL, Major and Cultural Events
- Citizenship Ceremony
- Members Workshop – Waste Management Presentation
- Regional Sport and Recreation Centre Committee Meeting
- Sustainable Forest Certification Information Session
- Members Strategic Planning Day
- Mount Gambier Cancer Support Group Luncheon
- Strategic Standing Committee Meeting
- Operational Standing Committee Meeting
- Starter Gun at Tour of Great South Coast Bike Race
- LC Regional Investment Showcase
- Caribou Legends/Sponsor Dinner – Tour of the Great South Coast
- Vietnam Veterans Day – Wreath Laying

Moved: Cr Richardson

Seconded: Cr Persello

Carried



5. REPORTS FROM COUNCILLORS - Ref. AF11/882

Cr Mezinec	Women in Business & Regional Development Gala Dinner, Regional Sport and Recreation Centre Community Reference Group
Cr Morello	Regional Sport and Recreation Centre Community Reference Group, Members Strategic Planning Day
Cr Persello	Regional Sport and Recreation Centre Community Reference Group, Western Border Football League White Ribbon Round, Limestone Coast Family Violence Action Group Meeting, Women in Business & Regional Development Gala Dinner, Members Strategic Planning Day, LCLGA General Meeting

That the reports made by Councillors on 21 August 2018 be received.

Moved: Cr Von Stanke

Seconded: Cr Lovett

Carried

6. QUESTIONS

6.1. With Notice

Nil submitted.

6.2. Without Notice

Nil recorded.

7. PETITIONS

Nil

8. DEPUTATIONS

Nil

9. NOTICE OF MOTION TO RESCIND

Nil



10. ELECTED MEMBERS WORKSHOPS (INFORMAL GATHERINGS) - Ref. AF15/83

18/07/2018	Mount Gambier Regional Sport and Recreation Centre Community Reference Group Briefing
30/07/2018	Mount Gambier Public Art Strategy
31/07/2018	SEAWL Funding Request and Major and Cultural Events
06/08/2018	Waste Management
07/08/2018	Architectural Meeting with Mount Gambier Regional Sport and Recreation Centre Committee
07/08/2018	Architectural Meeting with Mount Gambier Regional Sport and Recreation Centre Community Reference Group
08/08/2018	Mount Gambier Regional Sport and Recreation Centre General Discussions

Records of proceedings are attached.

That the Records of Proceedings be received and the contents noted.

Moved: Cr Morello

Seconded: Cr Mezinec

Carried

11. ELECTED MEMBER TRAINING AND DEVELOPMENT - Ref. AF11/903

Nil submitted.

12. COUNCIL ACTION ITEMS - Ref. AF17/225, AF17/228

Items referred to the Council Meeting held 17 July 2018

That the Action Items referred to the Council Meeting held 17 July 2018 be received.

Moved: Cr Lovett

Seconded: Cr Persello

Carried

13. COMMITTEE MINUTES AND RECOMMENDATIONS

13.1. Minutes of Strategic Standing Committee - 13 August 2018

That the minutes of the Strategic Standing Committee meeting held 13 August 2018 as previously circulated be noted.

Moved: Cr Morello

Seconded: Cr Mezinec

Carried



13.2. Policy Review - P420 Procurement & Disposal of Land and Assets - Report No. AR18/31419

- (a) That Strategic Standing Committee Report No. AR18/31419 titled '*Policy Review – P420 Procurement & Disposal of Land and Assets*' as presented to the Strategic Standing Committee on 13 August 2018 be noted.
- (b) That the updated Policy - P420 Procurement & Disposal of Land and Assets as attached to Strategic Standing Committee Report No. AR18/31419 be adopted.

Moved: Cr Morello

Seconded: Cr Mezinec

Carried

13.3. Internal Review of Council Actions - Report No. AR18/29829

- (a) That Strategic Standing Committee Report No. AR18/29829 titled '*Internal Review of Council Actions*' as presented to the Strategic Standing Committee on 13 August 2018 be noted.
- (b) That the background and discussion material contained in Strategic Standing Committee Report No. AR18/29829 relating only to Section 270 of the Local Government Act 1999 be included in Council's 2017/2018 Annual Report.

Moved: Cr Morello

Seconded: Cr Lovett

Carried

13.4. Community Land Revocation/Transfer - 25 Alexander Street 5GTR-FM - Report No. AR18/30034

- (a) That Strategic Standing Committee Report No. AR18/30034 titled '*Community Land Revocation/Transfer - 25 Alexander Street 5GTR-FM*' as presented to the Strategic Standing Committee on 13 August 2018 be noted.
- (b) That, in accordance with Section 194(3)(b) of the Local Government Act 1999, the Community Land classification of the land identified as 25 Alexander Street, Mount Gambier being Allotment 102 within Deposited Plan 240, Certificate of Title 5180, Folio 718 be revoked.
- (c) That, the classification as community land being revoked, the property at 25 Alexander Street, Mount Gambier being Allotment 102 within Deposited Plan 240, Certificate of Title 5180, Folio 718 be transferred to South East Community Access Radio Incorporated for nil consideration consistent with Council's earlier 2001 and 2011 resolutions.



- (d) The Chief Executive Officer and Mayor be authorised to affix the Common Seal of the Council to any documentation necessary to give effect to resolutions (b) and (c).
- (e) That Council write to the board of management of 5GTR-FM and congratulate them on this achievement.

Moved: Cr Morello

Seconded: Cr Perryman

Carried

13.5. Mount Gambier Public Arts Strategy - AR18/30827

- (a) That Strategic Standing Committee Report No. AR18/30827 titled '*Mount Gambier Public Art Strategy*' as presented to the Strategic Standing Committee on 13 August 2018 be noted and endorsed.

Moved: Cr Morello

Seconded: Cr Lynagh

Carried

13.6. Minutes of Operational Standing Committee - 14 August 2018

That the minutes of the Operational Standing Committee meeting held 14 August 2018 as previously circulated be noted.

Moved: Cr Greco

Seconded: Cr Richardson

Carried

13.7. Minutes of Heritage Sub-Committee - 25 July 2018

That the minutes of the Heritage Sub-Committee meeting held 25 July 2018 as previously circulated be noted.

Moved: Cr Greco

Seconded: Cr Richardson

Carried

13.8. Commemorating 150 years since first burial at the Lake Terrace Cemetery - Report No. AR18/27189

- (a) That Heritage Sub-Committee Report No. AR18/27189 titled '*Commemorating 150 years since the first burial at the Lake Terrace Cemetery*' as presented to the Heritage Sub-Committee on 25 July 2018 be noted.



(b) The wording on the plaque be:

Commemorating 150 years of burials since 1868 A record of our past

(c) The locality of the sign ('Sextons Cottage') and plaque be located together as per Richard Woods plan/sketch/comments at the entrance to the Old Cemetery off Lake Terrace East.

Moved: Cr Greco

Seconded: Cr Richardson

Carried

13.9. Heritage Adviser Report - June 2018 - Report No. AR18/27880

(a) That Heritage Sub-Committee Report No. AR18/27880 titled '*Heritage Adviser Report - June 2018*' as presented to the Heritage Sub-Committee on 25 July 2018 be noted.

Moved: Cr Greco

Seconded: Cr Perryman

Carried

13.10. Roundhouse Update - Report No. AR18/26576

(a) That Heritage Sub-Committee Report No. AR18/26576 titled '*Roundhouse Update*' as presented to the Heritage Sub-Committee on 25 July 2018 be noted.

Moved: Cr Greco

Seconded: Cr Lovett

Carried

13.11. Rook Walk Centenary Event - Heritage Trust of South Australia - Report No. AR18/28098

(a) That Heritage Sub-Committee Report No. AR18/28098 titled '*Rook Walk Centenary Event – Heritage Trust of South Australia Grant*' as presented to the Heritage Sub-Committee on 25 July 2018 be noted.

(b) The Heritage Sub-Committee endorse the preparation and submission of the Rook Walk Centenary Event – Heritage Trust of South Australia Grant by the due date of 10th August 2018.

(c) That the time capsule and plaque be positioned as recommended at ground level below the existing plaque.

Moved: Cr Greco

Seconded: Cr Lynagh

Carried



13.12. Local Heritage Restoration Fund Guidelines Review - Report No. AR18/28266

- (a) That Heritage Sub-Committee Report No. AR18/28266 titled '*Local Heritage Restoration Fund Guidelines Review*' as presented to the Heritage Sub-Committee on 25 July 2018 be noted.
- (b) The Heritage Sub-Committee consider the current Local Heritage Restoration Fund Guidelines and present any recommended changes to Council for consideration.

Moved: Cr Greco

Seconded: Cr Lovett

Carried

13.13. Community Plan - Quarterly Summary KPI Report - June 2018 - Report No. AR18/29771

- (a) That Operational Standing Committee Report No. AR18/29771 titled '*Community Plan Summary KPI Report - June 2018*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) The June 2018 Quarterly Summary KPI report be received and endorsed by Council.

Moved: Cr Greco

Seconded: Cr Lovett

Carried

13.14. Joint Boundary Roads Advisory Group - Five Year Work Plan - Report No. AR18/29888

- (a) That Operational Standing Committee Report No. AR18/29888 titled '*Joint Boundary Roads Advisory Group - Five Year Work Plan*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) That Council adopt the five year works program and proceed, with the concurrence of the District Council of Grant, with the following projects in 2018/2019 to be funded out of carry over funds and budgeted 2018/2019 boundary roads contributions of \$30,000 from each of District Council of Grant and City of Mount Gambier;

- Tollner Road (reseal)	\$18,000
- Hawkins Road (reseal)	\$10,000



- McCormick Road (reseal)	\$39,000
- Pinehall Avenue (reseal)	\$11,000
- Kennedy Avenue / Bishop Road staggered T junction (surveying, land acquisition, fencing)	\$50,000

Moved: Cr Greco

Seconded: Cr Von Stanke

Carried

13.15. Hastings Cunningham Reserve - Blue Lake Obedience Dog Club - Additions to an existing building - Report No. AR18/30290

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| <p>(a) That Operational Standing Committee Report No. AR18/30290 titled '<i>Hastings Cunningham Reserve - Blue Lake Obedience Dog Club - Additions to an existing building</i>' as presented to the Operational Standing Committee on 14 August 2018 be noted.</p> <p>(b) Council not oppose the proposed extension/addition to the existing shed currently occupied by the Blue Lake Obedience Dog Club.</p> <p>(c) Council grant pre-approval for the addition to the existing building as exceptional circumstances for the additions have been identified.</p> <p>(d) The Blue Lake Obedience Dog Club be advised of (b) and (c) as above.</p> |
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Moved: Cr Greco

Seconded: Cr Mutton

Carried

13.16. Reserves Proposal by Mr Vince Versace - Report No. AR18/30646

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| <p>(a) That Operational Standing Committee Report No. AR18/30646 titled '<i>Reserves Proposal by Mr Vince Versace</i>' as presented to the Operational Standing Committee on 14 August 2018 be noted.</p> <p>(b) Council support and agree in principal to the transfer of land associated with the two reserves as proposed by Cameron Lock Surveying on behalf of Mr Vince Versace with all costs associated with the processing of such a request be borne by the Applicant.</p> <p>(c) Council's support and agreement to the transfer of the land is subject to further negotiations in relation to the value of the land to be transferred and the cost to Council of undertaking the transfer of land, with suitable</p> |
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compensation being paid to Council.

- (d) The revocation of Community Land classification process commence at the conclusion of the 2018 Local Government Election process after caretaker mode.

Moved: Cr Greco

Seconded: Cr Von Stanke

Carried

13.17. Works in Progress – City Infrastructure - Report No. AR18/30161

- (a) That Operational Standing Committee Report No. AR18/30161 titled '*Works in Progress - City Infrastructure*' as presented to the Operational Standing Committee on 14 August 2018 be noted.

Moved: Cr Greco

Seconded: Cr Lynagh

Carried

13.18. 2018 Christmas Parade - Street Closures - Report No. AR18/31124

- (a) That Operational Standing Committee Report No. AR18/31124 titled '*2018 Christmas Parade - Street Closures*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) That Council, being of the opinion that the 2018 Christmas Parade is an event to which Section 33 of the Road Traffic Act applies to, pass the following order in relation to road closures for the purpose of the 2018 Christmas Parade on Saturday, 17 November 2018.

ORDER

Council, pursuant to Section 33 of the Road Traffic Act 1961 and instrument of Delegation from the Minister of Transport makes the following order to close the following roads on Saturday, 17 November 2018:

- (a) COMMERCIAL STREET EAST - between East side of Davison Street and Bay Road/Penola Road

Between the hours of 7.00am and 1:00pm.

With the exception of the Ferrers Street/Mitchell Street intersection, north/south traffic will be permitted to cross Commercial Street East until 8.30am.



The portion of Commercial Street East between Crouch Street and East side of Davison Street may remain open to 10:30am.

- (b) COMMERCIAL STREET WEST - between Bay Road/Penola Road and Wehl Street.

Between the hours of 8.30am and 1:00pm.

North/South bound vehicles will be permitted to access Commercial Street West intersection until 10:55am.

- (c) CROUCH STREET SOUTH - between Commercial Street East and Sturt Street
WEHL STREET NORTH - between Commercial Street West and Wyatt Street/Eglington Terrace.

COMMERCIAL STREET WEST - between Wehl Street and Bertha Street

Between the hours of 10:50am and 1.00pm.

- (d) WATSON TERRACE - north south leg adjacent to Jens Hotel/Cave Garden

Between the hours of 6:30am and 5:00pm.

Notice is hereby given pursuant to Section 59 of the Summary Offences Act 1953 that the following portion of street will be closed to all vehicular traffic on Saturday 17th November, 2018 between approximately 7.00am and 1.00pm, as follows:

- (a) VICTORIA TERRACE – being the section of road between Park Street and Jubilee Highway West.

Between the hours of 7.00am to 1.00pm

The temporary road closure is to allow for the safety of float vehicles exiting the Vansittart Park grounds at the completion of the 2018 Christmas Parade.

The parking of vehicles in this portion of street during the temporary street closure is prohibited.

Council further orders that persons attending and taking part in the event are exempted from the following Road Rules when on roads (or section of road) closed pursuant to this Order:



1. Rule 221 Using hazard warning lights
2. Rule 230 Crossing a road – general
3. Rule 231 Crossing a road at pedestrian lights
4. Rule 232 Crossing a road at traffic lights
5. Rule 234 Crossing a road on or near a crossing for pedestrians
6. Rule 237 Getting on or into a moving vehicle
7. Rule 238 Pedestrians travelling along a road (except in or on a wheeled recreational device or toy)

8. Rule 250 Riding on a footpath or shared path
9. Rule 264 Wearing of seat belts by drivers
10. Rule 265 Wearing of seat belts by passengers 16 years old or older
11. Rule 266 Wearing of seat belts by passengers under 16 years old
12. Rule 268 How persons must travel in or on a motor vehicle
13. Rule 269 Opening doors and getting out of a vehicle etc.
14. Rule 298 Driving with a person in a trailer

Conditions on Exemptions from Australian Road Rules

1. Rule 237 Getting on or into a moving vehicle – provided the speed of the vehicle does not exceed 5km/h
2. Rule 264 Wearing of seat belts by drivers – provided the speed of the vehicle does not exceed 25km/h
3. Rule 265 Wearing of seat belts by passengers 16 years old or older – provided the speed of the vehicle does not exceed 25km/h
4. Rule 266 Wearing of seat belts by passengers under 16 years old – provided the speed of the vehicle does not exceed 25km/h
5. Rule 268 How persons must travel in or on a motor vehicle – provided the speed of the vehicle does not exceed 25km/h
6. Rule 269 Opening doors and getting out of a vehicle etc. – provided the speed of the vehicle does not exceed 5km/h
7. Rule 298 Driving with a person in a trailer – provided the speed of the vehicle does not exceed 25km/h

Moved: Cr Greco

Seconded: Cr Meziniec

Carried



13.19. CBD Footpath Sweeping Options - Report No. AR18/31449

- (a) That Operational Standing Committee Report No. AR18/31449 titled '*CBD Footpath Sweeping Options*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) Extend footpath sweeping to Commercial Street from Ferrers Street to Krummel St twice per week and the footpath sweeping program be monitored subject to review in 6 months.

Moved: Cr Greco

Seconded: Cr Von Stanke

Carried

13.20. 2019 Mount Gambier Fringe Festival - Report No. AR18/30818

- (a) That Operational Standing Committee Report No. AR18/30818 titled '*2019 Mount Gambier Fringe Festival*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) That Council write to the relevant State Government Minister seeking a \$20,000 funding commitment as a matter of urgency to support the Mount Gambier Fringe Festival in 2019.

Moved: Cr Greco

Seconded: Cr Lynagh

Amendment

Cr Morello moved:

- (a) That Operational Standing Committee Report No. AR18/30818 titled '*2019 Mount Gambier Fringe Festival*' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) That Council write to the relevant State Government Minister seeking a \$20,000 funding commitment as a matter of urgency to support the Mount Gambier Fringe Festival in 2019.
- (c) That council contribute an additional \$15,000 to the 2019 Mount Gambier Fringe Festival.

Cr Meziniec seconded

The amendment was put and

Tied Vote

The Mayor used his casting vote in favor of the Amendment

Carried



Further Amendment

Cr Perryman moved:

- (a) That Operational Standing Committee Report No. AR18/30818 titled '2019 Mount Gambier Fringe Festival' as presented to the Operational Standing Committee on 14 August 2018 be noted.
- (b) That Council write to the relevant State Government Minister seeking a \$20,000 funding commitment as a matter of urgency to support the Mount Gambier Fringe Festival in 2019.
- (c) The Council contribute an additional \$15,000 to the 2019 Mount Gambier Fringe Festival subject to the State Government confirming a financial commitment of \$20,000.

Cr Lovett seconded

The amendment was put and

Carried

And as the Motion was put and

Carried

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Perryman informed the meeting of a perceived conflict of interest in Item 13.21:

"I am a Board member of Basketball Mount Gambier Inc. an organisation which is a stakeholder in the Regional Sport & Recreation Centre project".

Cr Perryman informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

"I intend to remain in the Chamber, debate and vote."

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

13.21. Minutes of Regional Sport and Recreation Centre Committee - 7 August 2018

That the minutes of the Regional Sport and Recreation Centre Committee meeting held 7 August 2018 be noted.

Moved: Cr Von Stanke

Seconded: Cr Meziniec

Carried



Having participated in the meeting in relation to the matter Cr Perryman voted in favour of Item 13.21.

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Perryman informed the meeting of a perceived conflict of interest in Item 13.22:

"I am a Board member of Basketball Mount Gambier Inc. an organisation which is a stakeholder in the Regional Sport & Recreation Centre project".

Cr Perryman informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

"I intend to remain in the Chamber, debate and vote."

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

13.22. SA Aquatic and Leisure Centre Site Visit - Report No. AR18/30168

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| <p>(a) That Regional Sport and Recreation Centre Committee Report No. AR18/30168 titled 'SA Aquatic and Leisure Centre Site Visit' as presented to the Regional Sport and Recreation Centre Committee on 7 August 2018 be noted.</p> |
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Moved: Cr Von Stanke

Seconded: Cr Lovett

Carried

Having participated in the meeting in relation to the matter Cr Perryman voted in favour of Item 13.22

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Perryman informed the meeting of a perceived conflict of interest in Item 13.23:

"I am a Board member of Basketball Mount Gambier Inc. an organisation which is a stakeholder in the Regional Sport & Recreation Centre project."

Cr Perryman informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

"I intend to remain in the Chamber, debate and vote."

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



13.23. Peak Sporting Body Engagement - Report No. AR18/30409

(a) That Regional Sport and Recreation Centre Committee Report No. AR18/30409 titled '*Peak Sporting Body Engagement*' as presented to the Regional Sport and Recreation Centre Committee on 7 August 2018 be noted.

Moved: Cr Von Stanke

Seconded: Cr Lovett

Carried

Having participated in the meeting in relation to the matter Cr Perryman voted in favour of Item 13.23.

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Perryman informed the meeting of a perceived conflict of interest in Item 13.24:

"I am a Board member of Basketball Mount Gambier Inc. an organisation which is a stakeholder in the Regional Sport & Recreation Centre project".

Cr Perryman informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

"I intend to remain in the Chamber, debate and vote."

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

13.24. Architect Preliminary Project Program - Report No. AR18/30392

(a) That Regional Sport and Recreation Centre Committee Report No. AR18/30392 titled '*Architect Preliminary Project Program*' as presented to the Regional Sport and Recreation Centre Committee on 7 August 2018 be noted.

Moved: Cr Von Stanke

Seconded: Cr Perryman

Carried

Having participated in the meeting in relation to the matter Cr Perryman voted in favour of Item 13.24.

13.25. Minutes of Council Assessment Panel - 19 July 2018

That the minutes of the Council Assessment Panel meeting held 19 July 2018 as previously circulated be noted.

Moved: Cr Greco

Seconded: Cr Meziniec

Carried



13.26. Minutes of Community Engagement and Social Inclusion Sub-Committee - 16 August 2018

That the minutes of the Community Engagement and Social Inclusion Sub-Committee meeting held 16 August 2018 be noted.

Moved: Cr Persello

Seconded: Cr Lynagh

Carried

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Mutton informed the meeting of a perceived conflict of interest in Item 13.21:

“Dr Sue Mutton is my wife”.

Cr Mutton informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

“I intend to leave the Chamber.”

In accordance with section 75A Cr Mutton did not participate in the meeting and left the chamber at 6:50 p.m.

13.27. Governance - Community Engagement and Social Inclusion Sub-Committee - Resignation - Dr Sue Mutton - Ref. AF17/432

- (a) the report be received;
- (b) Dr Mutton’s resignation be received and she be thanked for her services to the Community Engagement and Social Inclusion Sub-Committee.

Moved: Cr Persello

Seconded: Cr Meziniec

Carried

Cr Mutton resumed the meeting at 6:52 p.m.

13.28. Yerkalapata - Leading the Way: City of Mount Gambier Reconciliation Action Plan Update - Report No. AR18/31482

- (a) That Community Engagement and Social Inclusion Sub-Committee Report No. AR18/31482 titled ‘*Yerkalapata – Leading the Way: City of Mount Gambier Reconciliation Action Plan*’ as presented to the Community Engagement and Social Inclusion Sub-Committee meeting on 16 August 2018 be noted.

Moved: Cr Persello

Seconded: Cr Lovett

Carried



13.29. Vulnerable Families - Youth Engagement - Ref. AR18/32038

- (a) That Community Engagement and Social Inclusion Sub-Committee Report No. AR18/32038 titled '*Vulnerable Families - Youth Engagement*' as presented to the Community Engagement and Social Inclusion Sub-Committee on 19 July 2017 be noted.

Moved: Cr Persello

Seconded: Cr Mezinec

Carried

13.30. Mount Gambier Changing Places Location Engagement - Ref. AR18/31991

- (a) That Community Engagement and Social Inclusion Sub-Committee Report No. AR18/31991 titled '*Mount Gambier Changing Places Location Engagement*' as presented to the Community Engagement and Social Inclusion Sub-Committee on 16 August 2018 be noted.
- (b) That Council endorse finalising contractual arrangements with Department of Communities and Social Inclusion to progress the installation of a Changing Places facility for the community of Mount Gambier at the James Street location.

Moved: Cr Persello

Seconded: Cr Lovett

Carried

14. COUNCIL REPORTS

14.1. Election Caretaker Period - Report No. AR18/32748

- (a) That Council Report No. AR18/32748 titled '*Election Caretaker Period*' as presented to the Council on 21 August 2018 be noted.
- (b) That all Elected Members attend a Caretaker Awareness Session as scheduled for 27th and 28th August 2018.
- (c) That the restrictions on certain activities being undertaken during the election period from 4 September to 16 November 2018 as set out in Council's Caretaker Policy C305 be noted.
- (d) That certain practices with regard to Council's social media activities as set out in Council Report No. AR18/32748 be put in place for the duration of the election period including the referral of followers to Have Your Say for the



provision of comments/feedback and the deferral of any reporting to Council on feedback received using these medium during the period until after the election.

Moved: Cr Lovett

Seconded: Cr Morello

Carried

Pursuant to Division 3 - Conflict of Interest, Section 75A of the Local Government Act 1999, Cr Perryman informed the meeting of a perceived conflict of interest in Item 14.2:

"I am a Board member of Basketball Mount Gambier Inc. an organisation which is a stakeholder in the Regional Sport & Recreation Centre project".

Cr Perryman informed the meeting of the manner in which they intend to deal with the perceived conflict of interest as follows:

"I intend to remain in the Chamber, debate and vote."

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

14.2. Mount Gambier Regional Sport and Recreation Centre - Report No. AR18/32703

- (a) That Council Report No. AR18/32703 titled '*Mount Gambier Regional Sport and Recreation Centre*' as presented to the Council on 21 August 2018 be noted.
- (b) Council notes that the Election Caretaker Period which commences on 4 September 2018 and continues throughout the election period is governed by the Local Government Elections Act. Council's Caretaker Policy C305 provides direction regarding certain activities that should not occur during caretaker period unless otherwise formally resolved by Council due to particular circumstances.
- (c) Council Administration will continue to develop the concept plans for the Mount Gambier Regional Sport and Recreation Centre including documentation, financial analysis and cost estimation required to progress community consultation, preparation of a community survey and preparation of a full grant application to the Regional Growth Fund should Council's EOI be accepted by the Federal Government.
- (d) The CEO be authorised to prepare a community survey including the engagement of external specialist support as necessary to enable the survey for the Mount Gambier Regional Sport and Recreation Centre to be conducted as soon as practicable following the November 2018 Council elections.

- (e) To meet the requirements of a comprehensive elector survey seeking feedback from the Mount Gambier community an estimated budget of \$65,000 is required and the CEO is authorised to expend up to this amount with adjustments in the 2018/19 budget being made from the operating surplus at Budget Review Number 3.
- (f) The wording and content of the community survey question/s not be finalised until such time as the Council is satisfied that sufficient information has been obtained to construct an appropriate survey and the community has been informed, as much as practicable, of the Centre proposal.
- (g) Proceeding with the full grant funding submission to both Federal and State Government agencies will be dependent on Council's confirmation of the project's readiness, business case, and the majority of community support as determined by the community survey. Alternatively Council may consider applying for any subsequent rounds of Federal (and State) funding.
- (h) Council acknowledges the ongoing support of the Community Reference Group (CRG) and members of the community who have provided input into the proposed Mount Gambier Regional Sport and Recreation Centre. The CRG be placed in recess for the duration of the election period.
- (i) That the Mayor and CEO be authorised to provide a closed briefing session to the District Council of Grant to discuss the issue of capital funding support for this regional facility.

Moved: Cr Von Stanke

Seconded: Cr Lovett

Carried

Having participated in the meeting in relation to the matter Cr Perryman voted against Item 14.2.

15. MOTION(S) - With Notice

Nil submitted.



16. MOTION(S) - Without Notice

16.1. Attendance at 2018 LGA Conference and Annual General Meeting - AF11/933

- (a) The report from the Chief Executive Officer be noted;
- (b) That the Mayor be appointed as the delegate to represent Council at the 2018 LGA Conference, Annual General Meeting and Dinner to be held in Adelaide on Thursday 25 October 2018 and Friday 26 October 2018 at the Adelaide Entertainment Centre, 98 Port Road, Hindmarsh, accompanied by the CEO, with all associated costs be met by Council.
- (c) Deputy Mayor Cr Hanna Persello be appointed proxy delegate to represent Council should the Mayor not be able to attend.
- (d) The Local Government Association be advised Council does not wish to submit any notice of motions.
- (e) Councillors Hanna Persello, Ian Von Stanke, Josh Lynagh and Des Mutton be registered to attend the 2018 LGA Conference and Annual General Meeting.

Moved: Cr Lovett

Seconded: Cr Mezinec

Carried

16.2. Call by the LGA for Nominations for LGA President - Ref. AF11/950

- (a) The report from the Chief Executive Officer be noted;

Moved: Cr Lovett

Seconded: Cr Von Stanke

Carried



17. CONFIDENTIAL ITEMS

17.1. Consideration for Exclusion of the Public

Item 17.2

The following Agenda Item be received, discussed and considered in confidence by excluding the public pursuant to Section 90(2) of the Local Government Act 1999, and an order be made that the public (with the exception of Mayor A Lee, Councillors - C Greco, M Lovett, J Lynagh, S Mezinec, F Morello, S Perryman, H Persello, P Richardson and I Von Stanke and Council Officers - M McShane, B Cernovskis, P Lee, J Nagy, M McCarthy, S McLean and S Moretti) be excluded from the meeting in order for the Agenda Item 17.2 Mount Gambier Aquatic Centre 2018-19 Business Plan to be considered in confidence.

The Council is satisfied that, pursuant to section 90(3)(g) of the Act the information to be received, discussed or considered in relation to the Agenda Item is information the disclosure of which are:

- 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, any duty of confidence, or other legal obligation or duty.

The Management Agreement between the City of Mount Gambier and Innovative Leisure Management states that documents that include information such that is contained in the Business Plan are confidential and cannot be released without prior consent.

Item No.	Subject Matter	S90(3) Grounds
17.2	Mount Gambier Aquatic Centre 2018-19 Business Plan - Report No. AR18/30233	(g)

Moved: Cr Greco

Seconded: Cr Lovett

Carried



17.3 Consideration for keeping Items Confidential

That an order be made pursuant to Section 91(7) and recorded in the publicly released version of the minutes in accordance with Section 91(9) of the Local Government Act, 1999 that the document in relation to Item 17.2 which has been considered by the Council on a confidential basis pursuant to Section 90(3)(g) be kept confidential.

Item No.	Subject Matter	S90(3) Grounds	Element To Be Kept Confidential	Duration
17.2	Mount Gambier Aquatic Centre 2018-19 Business Plan - Report No. AR18/30233	(g)	All details	Until permission is obtained from Innovative Leisure Management as per 18.2 of the Management Agreement.

Moved: Cr Greco

Seconded: Cr Persello

Carried

Meeting closed at 7.16 p.m.

AR18/34185

