

MINUTES OF THE MEETING OF THE CITY OF MOUNT GAMBIER HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 27TH JANUARY, 2015 AT 6.03 P.M.

COUNCIL

PRESENT:

Mayor Andrew Lee

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

APOLOGY/IES:

Nil

COUNCIL OFFICERS:

Chief Executive Officer	-	Mr M McShane
Director – Corporate Services	-	Mr G Humphries
Director – Operational Services	-	Mr D Sexton
Manager Community Services and Development	-	Ms B Cernovskis
Manager Governance and Property	-	Mr M McCarthy
Manager Human Resources	-	Ms S Holder
Administrative Officer Executive Support	-	Ms T Gritton

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

CONFIRMATION OF MINUTES:

Cr Perryman moved the minutes of the previous meeting held on 16th December, 2014 be taken as read and confirmed.

Cr Von Stanke seconded

Carried

MAYORAL REPORT - Ref. AF11/881

- Local Media Presentation – release of Telstra 4G Mobile Service in Mount Gambier
- Morning Tea for Australia Day Citizens of the Year Recipients
- Library Volunteers Christmas Thank You Lunch
- With other Members assistance with serving of Christmas Dinner to Sunset Kitchen
- Radio Interview at ABC
- Meeting with Member for Barker, Tony Pasin MP
- Meeting with SAPOL to discuss ICE Issue
- Christmas function at The South East Junction, with volunteers and attendees
- Drawing of Raffle for Parents and Friends of COMREC Mount Gambier
- Acceptance of cheque for Mayor's Christmas Appeal from Soroptimist International
- Meeting with CEO with Jayne Downs and Paul Bullen at Mount Gambier Hospital
- Karen New Year Day Celebrations at North School Gymnasium
- Inauguration Service United International Church
- Meeting with James and Judi Morrison re Music Academy
- Handover at the Library from Libby Furner from Red Cross of Melanie Oppenheimer's Book, "The Power of Humanity – 100 Years of Australian Red Cross 1914 – 2014"
- Welcome at Corporate Function for 2015 Telstra SA Country Swimming Championships
- Opening Ceremony for 2015 Telstra SA Country Swimming Championships
- Private Citizenship Ceremonies
- Sod Turning Ceremony at UniSA
- SELGA meeting with Minister Tom Koutsantonis - Minister for Mineral Resources and Energy - Unconventional Gas in the South East
- Limestone Coast Attraction and Retention Strategy
- Operational Services Committee Meeting
- Corporate and Community Services Committee Meeting
- Meeting with Mount Gambier Show Society
- Members Workshop - SIMPLE Presentation on Website
- 2015 Naval Club Annual Dinner
- Australia Day Breakfast and Awards Ceremony

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

<u>Member</u>	<u>Organisation</u>
Cr Persello	Suicide Prevention Network and Mental Health Network – Suicide Prevention Action Plan Report Card; Language Guide; 'SALT' Mouse Mats; Menswatch; Standby Response Service; Pangula Mannamurna Treasuring Life Initiatives.
Cr Von Stanke	State Swimming Championships; Expert Panel on Planning Reform; Australia Day Breakfast and Awards Ceremony; Sunset Kitchen
Cr Lynagh	Australia Day Breakfast and Awards Ceremony
Cr Meziniec	Australia Day Breakfast Awards Ceremony; 2015 Naval Club Dinner

Cr Morello	Liberty Church Service for victims of the Sydney Siege; Australia Day Breakfast Awards Ceremony
Cr Richardson	Christmas Function at the Junction; Sunset Community Kitchen; Members Workshop - SIMPLE Presentation on Website
Cr Lovett	Riddoch Art Gallery; Sunset Community Kitchen; Rodeo; Animal Welfare League

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

Cr Greco seconded

Carried

QUESTIONS:

- (a) With Notice – Nil submitted.
- (b) Without Notice –

Cr Perryman requested that the questions asked regarding the Rail Lands Project be recorded in the minutes.

Cr Richardson seconded

Carried

- (1) Question:
Please explain the situation regarding drainage at the eastern end of the site.
Is it true that excavation works revealed numerous Margaret Street properties which had been incorrectly connected many years ago?

Answer:

Yes, most properties backing onto the railway lands from Margaret Street have stormwater pipes discharging into the railway lands. They used to discharge into the existing stormwater system (so not noticeable) but this infrastructure has now been mostly removed.

- (2) Question:
Is Council now in the process of correcting those past mistakes, if so how?

Answer:

Yes, we are picking up these downpipes and diverting the stormwater to Bay Road via an underground pipe.

- (3) Question:
Will this address the current flooding that is occurring in the vicinity of the rear of the Charlick's Bazaar building?

Answer:

Yes, that is the plan.

(4) Question:
What is the anticipated time frame for completion of current Stage 1 & 2 works at the Rail Lands?

Answer:
Completion date anticipated 30th June 2015

(5) Question:
What major elements remain to be completed of Stage 1 & 2 works at the Rail Lands?

Answer:

- Completion of extended platform, balustrade, ramps and stairs.
- Paving
- Installation of heritage items (fencing/telegraph poles)
- Fence surrounding pond
- Completion of sunken amphitheatre
- Installation of solar path lighting and feature lighting to palms
- Installation of street furniture (seats/tables/bbqs) to shelters and pathways
- Signal box redevelopment as public toilet facility

(6) Question:
What is the total budget for Stage 1 & Stage 2 works at the Rail Land, and what amount is funded by the State Government?

Answer:
\$4.248M.
South Australian Government Funding - \$2M

(7) Question:
What is the acquittal date for the State Government funds?

Answer:
Stage One: 31st December, 2013; Stage Two: 31st August, 2015

(8) Question:
What are the major Stage 3 (or 4) elements referenced in concept plans (i.e. Pedestrian link to Margaret Street, amphitheatre etc.)

Answer:

- Sound Shell – outdoor performance space
- Refurbish railway station building
- North South pedestrian link through to Margaret Street

PETITIONS: Nil

NOTICE OF MOTION TO RESCIND: Nil

ELECTED MEMBERS WORKSHOPS: Ref. AF11/2028

No Elected Members Informal Workshops were conducted between 16th December, 2014 and 21st January, 2015.

OPERATIONAL SERVICES COMMITTEE MINUTES – 20th January, 2015

Cr Von Stanke moved that the minutes of the meeting held 20th January, 2015 be received.

Cr Greco seconded

Carried

1. OPERATIONAL SERVICES REPORT NO. 1/2015 - Election of Operational Services Standing Committee Presiding Member - Ref. AF11/858

Goal: Governance

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

Cr Richardson moved it be recommended:

- (a) Operational Services Report No. 1/2015 be received;
- (b) the term of office for the position of Operational Services Presiding Member for the City of Mount Gambier Council be 1 year commencing 20th January, 2015;
- (c) Council determines that the method of choosing a Presiding Member be by an election process undertaken by secret ballot;
- (d) the successful candidate will be the candidate with the highest number of votes;
- (e) where two of more candidates have an equal number of votes one of those candidates will be determined as successful from a drawing of lots by the Returning Officer;
- (f) the Chief Executive Officer be appointed Returning Officer for the election;
- (g) upon the completion of the election, the Returning Officer be authorised to declare the successful candidate elected to the position of Operational Services Presiding Member;
- (h) upon the declaration of the Returning Officer the candidate is appointed to the position of Operational Services Presiding Member for the term of office determined by this resolution;
- (i) Nominations for the position of Operational Services Presiding Member:

The following nomination was received:

- (i) Cr Mutton nominated Cr Von Stanke to be Operational Services Presiding Member.

Cr Von Stanke indicated that he accepts the nomination for the position of Operational Services Presiding Member.

There being only one candidate the Returning Officer declared Cr Von Stanke to be elected to the position as Operational Services Presiding Member.

- (j) move a motion to endorse the result of the ballot that Cr Von Stanke has been appointed Operational Services Presiding Member.

Cr Mutton seconded

Carried

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

Cr Mutton seconded

Carried

2. OPERATIONAL SERVICES REPORT NO. 2/2015 - Scheduling of Operational Services Committee Meetings - Ref. AF14/283

Goal: *Building Communities*

- Strategic Objective:
- (i) *Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc*
 - (ii) *The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

Cr Mutton moved it be recommended:

- (a) Operational Services Report No. 2/2015 be received for the Committee to determine its meeting schedule;
- (b) the Operational Services Committee to meet at 7:30 a.m. on the second Tuesday of each month (being the week preceding the Council Meeting week).

Cr Greco seconded

Carried

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

Cr Mutton seconded

Carried

3. OPERATIONAL SERVICES REPORT NO. 3/2015 - Operational Services Terms of Reference - Ref. AF14/283

Goal: *Governance*

- Strategic Objective:
- (i) *Establish measures for Council's performance and continually compare against community expectations*

- (ii) *Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service deliver and performance*

Cr Mutton moved it be recommended:

- (a) Report on the development of Terms of Reference for Operational Services Standing Committee be received;
- (b) this matter be referred to an Elected Members Workshop.

Cr Richardson seconded

Carried

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

Cr Mutton seconded

Carried

4. COMMITTEES - Internal - Operational Services Committee - re Projects to be undertaken by the Operational Services Department, Engineering Division, during month - Ref. AF11/866

The Presiding Member reported the following works are to be undertaken/are currently being undertaken by the Operational Services Department, Engineering Division, during the month:

Commenced Tasks % Completed

- | | |
|--------------------------------|-----|
| • Railway Lands Paving Works | 15% |
| • Commerce Place Redevelopment | 95% |

Completed Tasks

- Caroline Landfill (Cell construction only)

Cr Von Stanke moved the report be received.

Cr Richardson seconded

Carried

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

Cr Greco seconded

Carried

5. GOVERNANCE - Council Development Assessment Panel - Minutes of Meeting held 18th December 2014 - Ref. AF13/399

Goal:

Governance

Strategic Objective:

- (i) *Demonstrate innovative and responsible organisational governance*

Cr Mutton moved it be recommended:

- (a) Minutes of the Council Development Assessment Panel meeting held on Thursday, 18th December 2014 be received;
- (b) the decisions made by the Council Development Assessment Panel be noted.

Cr Greco seconded

Carried

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

Cr Mutton seconded

Carried

6. PROPERTY MANAGEMENT - Railway Lands Redevelopment Project - Selection of Shortlisted Artists for Major Public Art Commission - AF14/484

Goal: Building Communities

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

The Presiding Member reported:

- (a) On the 28th November 2014, Members were made aware via a memo published in the Friday Edition that Officers were initiating a process to select a shortlist of artists to design a piece of Major Public Art at the Railway Lands;
- (b) the process was initiated with the assistance of officials from Arts SA and follows closely their guidelines in order to position ourselves for possible partial funding of the artwork in April 2015;
- (c) an Expression of Interest (EOI) phase commenced in late November calling for SA based artists to register an interest. This process closed on 24th December 2014 and we had eleven (11) artists apply which is an outstanding response. The following is a table of those who registered an interest;

Artist	Location	Specific Style commonly used
ABC – D'art	Port Elliot, SA	Steel
Ant's Redgum Gallery	Millicent, SA	Wood
Exhibition Studios	Edwardstown, SA	Steel
Gerry McMahon	Prospect, SA	Steel
Greg Johns	Eden Hills, SA	Steel
Groundplay	Thebarton, SA	Steel
Ivo Tadic	Mount Gambier, SA	Limestone
Nicholas Uhlmann	Scott Creek, SA	Steel
Rick Clise	Linden Park, SA	Steel
Trevor Wren & Danica Gacesa McLean	Rosewater, SA	Steel
Wesley Harrop	Kensington Gardens, SA	Steel

(d) given the very tight timeframes for this project a Project Advisory Panel was assembled and consisted of:

- Mayor Andrew Lee
- Mr Simon Klose (Riddoch Art Gallery)
- Ms Jacqui Porter (Riddoch Art Gallery)
- Michael Silvy, Manager of Regulatory Services (as the Chair)
- Alison Brash, Community Development Officer

Mr Steve Dunn (Local Heritage Committee), Merilyn de Nys (Country Arts SA) and Marijana Tadic (Arts SA representative) were all asked to be involved but declined due to the timing.

(e) the EOI's submitted by each artist were reviewed by the panel in a meeting held on 9th January 2015 in the Council offices. Each panel member used the evaluation form provided as a template by Arts SA and the meeting took two (2) hours to complete.

The Panel used the following criteria for assessment of the artist's EOI's:

- Artistic merit as evidenced in the visual material provided
- Demonstrated ability to work on significant projects within timelines and budget
- Ability to develop concepts and communicate ideas
- Demonstrated ability to create work that engages with the broader public

(f) based on the content of the EOI's and each artists' response to the brief, the following three (3) artists were selected by the Panel to undertake the concept design phase as outlined in the brief:

- Exhibition Studios
- Greg Johns
- Trevor Wren & Danica Gacesa McLean

(g) in accordance with the Project Brief, the selected shortlisted artist's have been formally engaged to carry out the concept design phase. This process will be undertaken at a cost of \$4,000 per artist and will include travel to Mount Gambier for a site visit and presentation of the concept design to a designated Project Advisory Panel in February 2015. The budget for the fabrication of the final product is approximately \$100,000.

Cr Richardson moved it be recommended:

- (a) The report be received;
- (b) Council defers the installation of art work at the Railway Lands site;
- (c) Council take no further action in regard to art projects for the Railway Lands project at this point in time;
- (d) the Project Advisory Panel be advised of (b) and (c) above and be thanked for their involvement;

- (e) Council immediately re-establish a Railway Lands Project Committee to review the status of works under the existing plan and to oversee the remainder of the project. The Railway Lands Project Committee to consist of Mayor Andrew Lee (ex-officio), the Presiding Member of Council's two (2) Standing Committees and the two (2) existing Elected Members involved with the previous Railway Lands Sub-Committee;
- (f) The Railway Lands Project Committee will report direct to Council;
- (g) Council ask the Railway Lands Project Committee to investigate and provide recommendations back to Council on the state of repair of the former rail station building, possible future use(s) of the old rail station and costs to restore same;
- (h) Council to determine at a future time how the amount budgeted for the art project will be re-allocated.

Cr Mutton seconded

Carried

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

Cr Richardson seconded

AMENDMENT

Cr Perryman tabled a proposed Terms of Reference (attached) for a "Rail Lands Development and Management Committee and moved:

- (a) The report be received;
- (b) Council establishes the Rail Lands Development and Management Committee and adopt the Terms of Reference for the Committee as tabled;
- (c) Council appoint a full new Committee with all nominations to be called tonight;
- (d) The project advisory panel to review the concept designs of each short listed artist and refer its preferred submission to Council for further consideration and final approval;
- (e) The Committee convene a Members Workshop to discuss ideas to activate the railway lands as an intergenerational public space that is attractive to residents and visitors;
- (f) The Committee be asked to conduct a public consultation and community engagement process on the matters in (e) above.

Cr Persello seconded

The amendment was put and

Carried

And as such became the Motion and being put was

Carried

7. **SOCIAL, CULTURAL AND COMMUNITY SERVICES** - Programme Management -
CCTV Cameras - Ref. AF11/1696

Goal: *Building Communities*

Strategic Objective: (i) *Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc*
(ii) *The identified needs of the community are met, through implementing Long Term Asset Management Plans and Infrastructure Plans*

The Presiding Member reported:

- (a) Council has a network of CCTV cameras within the City Centre which are controlled and monitored by SAPOL. Over the years the cameras have proved successful in identifying anti-social behaviour and allowing Police to respond quickly;
- (b) the equipment in place is quite old (well in excess of 10 years) and has limited capacity to pick up fine detail (e.g. facial recognition);
- (c) the State Government has announced a CCTV Grants Program (\$20,000 to \$100,000, matched dollar for dollar) and this provides an excellent opportunity to firstly replace existing camera stock and secondly expand the network of cameras;
- (d) equipment costs are substantially cheaper than when the system was first installed and the equipment is substantially better;
- (e) this report will recommend that Council apply for an \$80,000 project (\$40,000 from Council, \$40,000 from the State Government) and the outcome will be to replace all existing cameras and to further expand the network (in consultation with SAPOL with regard to location and type of cameras). A further outcome could be for Council to have a monitor (even a recording system) installed at the Civic Centre so we can monitor traffic, people movements etc for the purpose of traffic management (not for anti-social behaviour issues);
- (f) if Council is successful with a grant it is anticipated that all expenditure will occur in the 2015/2016 financial year (projects to be delivered within 12 months);
- (g) SAPOL support an application by Council for this project.

Cr Von Stanke moved it be recommended:

- (a) The report be received;
- (b) Council submit an application under the CCTV Grants Program for an \$80,000 project as outlined in this report and Council refer \$40,000 to the 2015/2016 Budget to meet its share of the project costs.

Cr Mutton seconded

Carried

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

Cr Greco seconded

Carried

8. **TRAFFIC MANAGEMENT - Regulating - Parking On-Street - Bay Road Taxi Stand - Proposed Traffic Management Scheme - Department of Planning, Transport and Infrastructure - Ref. AF11/1853**

Goal: Building Communities

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

The Presiding Member reported:

- (a) Council has received a letter from the Department of Planning Transport and Infrastructure (copy attached to the Operational Services Committee agenda) to request Council implement changes to traffic management on Bay Road (with the introduction of bicycle lanes). The proposal is to reduce the existing four (4) vehicle Taxi Stand to two (2) vehicles and increase the existing one (1) hour parking spaces to four (4) spaces;
- (b) the proposed changes to the parking zones are shown on the aerial map attached to the Traffic Impact Statement.

Cr Richardson moved it be recommended:

- (a) The report be received;
- (b) The Traffic Impact Statement attached to the Operational Services Committee agenda be endorsed by Council;
- (c) The City of Mount Gambier, pursuant to Ministerial delegation, resolves to amend existing resolution numbers 3.3.180 and 2.5.051 as follows:

Prohibited Area
3.3.180

1 HOUR PARKING

BAY ROAD - western half from 10.0 metres north of the intersection with James Street to 35.50 metres north of the said intersection, to apply from 6.00 a.m. to 10.00 p.m. on all days

Prohibited area
2.5.051

TAXI ZONE

BAY ROAD - western half from 35.50 metres north of the intersection with James Street to 47.50 metres of the said intersection, to apply at all times

to be effective on the installation of appropriate signage

Cr Greco seconded

Carried

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

Cr Richardson seconded

Carried

9. TRAFFIC MANAGEMENT - Regulating - Parking On-Street - Watson Terrace Taxi Stand - Proposed Traffic Management Scheme - Department of Planning, Transport and Infrastructure - Ref. AF11/1853

Goal: Building Communities

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

The Presiding Member reported:

- (a) Council has received a letter from the Department of Planning Transport and Infrastructure (copy attached to the Operational Services Committee agenda) to request Council establish a new full time Taxi Stand on Watson Terrace (southern side), adjacent to the Elders Building. Consultation has been undertaken with Taxi operators and Elders Real Estate staff and all parties endorse the proposal;
- (b) the proposed Taxi Zone is shown on the aerial map attached to the Traffic Impact Statement.

Cr Richardson moved it be recommended:

- (a) The report be received;
- (b) The Traffic Impact Statement attached to the Operational Services Committee agenda be endorsed by Council;
- (c) Council rescinds existing resolution number 3.3.171;
- (d) The City of Mount Gambier pursuant to Ministerial delegation resolves the following:

Prohibited Area
2.5.057

TAXI ZONE

WATSON TERRACE - southern half from 10.0 metres east of the intersection with Bay Road to 22.0 metres east of the said intersection, to apply at all times

to be effective on the installation of appropriate signage

Cr Greco seconded

Carried

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

Cr Morello seconded

Carried

10. OPERATIONAL SERVICES REPORT NO. 4/2015 - Animal Management - Project Management - Enclosed Off-Leash Dog Park - Ref. AF11/138

Goal: *Building Communities*

Strategic Objective:

- (i) *Strive for an increase in services and facilities to ensure the community has equitable access and that the identified needs of the community are met*
- (ii) *Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.*

Cr Mutton moved it be recommended:

- (a) Operational Services Report No. 4/2015 be received;
- (b) Council endorse in principle the project to establish an enclosed off-leash dog park at Hastings Cunningham Reserve and now proceed to public consultation on the project in line with the Public Consultation Policy.

Cr Greco seconded

Carried

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

Cr Mutton seconded

Carried

11. TENDER - Asbestos Removal - Wehl Street Classroom - Ref. AF14/471

The Presiding Member reported:

- (a) Council's Budget, at Account No. 7640.5402-2 has an allocation of \$50,000 to remove asbestos (and make good) from the Wehl Street Classroom (on building immediately east of the Wehl Street Theatre on James Street);
- (b) Council has invited tenders for this project and only one (1) tender was received from Steplen Constructions Pty Ltd for \$58,252.73 (plus GST). This tender amount is above the estimated cost as indicated in the budget but nevertheless the project should still proceed.

Cr Mutton moved it be recommended:

- (a) The report be received;
- (b) Council accept the tender of Steplen Constructions Pty Ltd for the removal of asbestos (and make good) from the Wehl Street Classroom as per Tender Specification AF14/471 at a GST exclusive price of \$58,252.73.

Cr Richardson seconded

Carried

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

Cr Perryman seconded

Carried

CORPORATE AND COMMUNITY SERVICES COMMITTEE MINUTES – 20th January, 2015

Cr Perryman moved that the minutes of the meeting held 20th January, 2015 be received.

Cr Meziniec seconded

Carried

1. CORPORATE AND COMMUNITY SERVICES REPORT NO. 1/2015 – Election of Corporate and Community Services Standing Committee Presiding Member – Ref. AF11/858

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

Cr Persello moved it be recommended:

- (a) Corporate and Community Services Report No. 1/2015 be received;
- (b) the term of office for the position of Corporate and Community Services Presiding Member for the City of Mount Gambier Council be 1 year commencing 20th January, 2015.
- (c) Council determines that the method of choosing a Presiding Member be by an election process undertaken by secret ballot.
- (d) the successful candidate will be the candidate with the highest number of votes.
- (e) where two or more candidates have an equal number of votes one of those candidates will be determined as successful from a drawing of lots by the Returning Officer.
- (f) the Chief Executive Officer be appointed Returning Officer for the election.
- (g) upon the completion of the election, the Returning Officer be authorised to declare the successful candidate elected to the position of Corporate and Community Services Presiding Member.
- (h) upon the declaration of the Returning Officer the candidate is appointed to the position of Corporate and Community Services Presiding Member for the term of office determined by this resolution.
- (i) Nominations for the position of Corporate and Community Services Presiding Member:

The following nominations were received:

- (i) Cr Meziniec nominated Cr Perryman to be Corporate and Community Services Presiding Member.
- (ii) Cr Lynagh nominated Cr Persello to be Corporate and Community Services Presiding Member.

Cr Perryman and Cr Persello indicated that they accept their nomination for the position of Corporate and Community Services Presiding Member.

The Returning Officer conducted the secret ballot.

The Returning Officer declared the successful candidate with the highest number of votes as Cr Perryman to be elected as Corporate and Community Services Presiding Member.

- (j) move a motion to endorse the result of the ballot that Cr Perryman has been appointed Corporate and Community Services Presiding Member.

Mayor Lee seconded

Carried

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

Cr Meziniec seconded

Carried

2. CORPORATE AND COMMUNITY SERVICES REPORT NO. 2/2015 - Scheduling of Corporate and Community Services Committee Meetings - Ref: AF14/283

Goal: Governance

*Strategic Objective: Establish measures for Council's performance and continually compare against community expectations.
Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service deliver and performance.*

Cr Perryman moved it be recommended:

- (c) Corporate and Community Services Report No. 2/2015 be received for the Committee to determine its meeting schedule.
- (d) The Corporate and Community Services Standing Committee change the meeting day and time to the second Monday of every month at 5.30 p.m.
- (e) When a public holiday falls on the second Monday of the month, the Corporate and Community Services Standing Committee will meet on the Tuesday following (second Tuesday of the month).

Cr Persello seconded

Carried

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

Cr Lynagh seconded

Carried

3. CORPORATE AND COMMUNITY SERVICES REPORT NO. 3/2015 - Corporate and Community Services Terms of Reference - Ref: AF14/283

Goal: Governance

*Strategic Objective: Establish measures for Council's performance and continually compare against community expectations.
Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service deliver and performance.*

Cr Persello moved it be recommended:

- (a) Report on the development of Terms of Reference for Corporate and Community Services Committee be received;
- (b) Terms of Reference for the Corporate and Community Services Standing Committee be referred to an Elected Members Workshop.

Cr Lovett seconded

Carried

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

Cr Lovett seconded

Carried

4. FINANCIAL STATEMENTS – as at 30th November, 2014 and 31st December, 2014

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Mezinec moved it be recommended the financial statement as at 30th November, 2014 and 31st December, 2014 be received.

Cr Persello seconded

Carried

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

Cr Von Stanke seconded

Carried

5. GOVERNANCE – Elected Member Training and Development – Ref. AF11/903

Goal: To be recognised as a lifelong learning community.
Strategic Objective: Promote the benefits of cooperative learning and the contribution learning makes to our enhanced quality of life.

The Director - Corporate Services reported that Cr Meziniec has sought permission of Council to attend the Australian Local Government Women's Association 2015 National Biennial Conference being held in the Barossa Valley from 25th to 28th March, 2015. (The Biennial Conference is hosted in different states of Australia and advantageously is in South Australia in 2015).

The Australian Local Government Women's Association is a collaborative body which seeks to strengthen networking, mentoring and innovative opportunities that encourage and support women in local government and attendance would be a valuable learning opportunity for Cr Meziniec as a newly Elected Member.

Cr Persello moved it be recommended:

- (a) Cr Meziniec be authorised to attend the Australian Local Government Women's Association 2015 National Biennial Conference in the Barossa Valley from 25th to 28th March, 2015;
- (b) all costs associated with attendance at the Conference be met by Council – Acc. No. 6000.0106 (Members Training).

Cr Lynagh seconded Carried

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

Cr Morello seconded Carried

6. CORPORATE AND COMMUNITY SERVICES REPORT NO. 5/2015 - National Stronger Regions Fund - Ref: AF14/267

Goal: Building Communities
Strategic Objective: Encourage the development of community facilities and infrastructure, community events, and active and safe community spaces through direct support, seeking funding, facilitation etc.

Goal: Securing Economic Prosperity
Strategic Objective: Provide infrastructure and facilities that contribute to Mount Gambier being able to enhance its economic base and quality of life.

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

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

Cr Perryman moved it be recommended:

- (a) Corporate and Community Services Report No. 5/2015 be received.
- (b) to support in principle an application to the National Stronger Regions Fund for a 'Regional Community Recreation Centre' of a kind as described in the report;
- (c) The Chief Executive Officer be authorised to commence preparation for lodging of grant application;
- (d) Prior to the February Council Meeting, Members be briefed on the Indoor Aquatic Centre Report from August 2013, Council's current Long Term Financial Plan and elements of the Strategic Management Plan and the City Development Framework which relate to the funding application;
- (e) Council will make no commitment to lodgement of the funding application until Members have had an opportunity to review and discuss items at resolution (d) above.

Cr Persello seconded

Carried

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

Cr Lovett seconded

AMENDMENT

Cr Morello moved:

- (a) the report be received**
- (b) support in principle a Regional Community Recreation Centre;**
- (c) an informal workshop be held in February to discuss the specific nature of the proposed community recreation centre;**
- (d) Council administration to prepare a report including provisional costing, potential funding models and partners and the rate impact of the Regional Community Recreation Centre;**
- (e) prior to the February Council Meeting, Members be briefed on the Indoor Aquatic Centre Report from August 2013, Council's current Long Term**

Financial Plan and elements of the Strategic Management Plan and the City Development Framework which relate to the funding application;

Cr Persello seconded

The amendment was put and

Carried

And as such became the Motion and being put was

Carried

7. CORPORATE AND COMMUNITY SERVICES REPORT NO. 6/2015 - Policy Review – Investment Policy - Ref: AF11/1952

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Persello moved it be recommended:

(a) Corporate and Community Services Report No. 6/2015 be received;

(b) Council hereby adopts replacement Council Policy A130 - Investment Policy, as attached to this Report;

Cr Lovett seconded

Carried

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

Cr Meziniec seconded

Carried

8. CORPORATE AND COMMUNITY SERVICES REPORT NO. 7/2015 - Policy Review – S140 Street Numbering - Ref: AF11/1948

Goal: Governance

Strategic Objective: Demonstrate innovative and responsive organisational governance.

Cr Meziniec moved it be recommended:

(a) Corporate and Community Services Report No. 7/2015 be received;

(b) Council hereby adopts replacement Council Policy S140 Street Numbering Policy, as attached to this Report;

Cr Perryman seconded

Carried

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

Cr Greco seconded

Carried

9. **GOVERNMENT RELATIONS – LIAISON – South East Drainage Network Community Panel – Ref. AF11/936**

The extensive South East Drainage System established over the past 150 years incorporates significant amounts of infrastructure including bridges. State Government funding for this infrastructure is insufficient to meet infrastructure deterioration and the State has confirmed it will not add further resources.

The Minister for Sustainability, Environment and Conservation has engaged “New Democracy” to conduct a Citizen’s Jury (Community Panel) to consider options and recommendations for sustainable funding.

Proposal for Citizen’s Jury

The State Government will commit \$2.2 million per annum.

Do we want to spend more than that and if so, how do we fairly share this cost across the region?

Written submissions are being sought by the Community Panel and the City of Mount Gambier submission should reinforce the matters as detailed in the Motion With Notice.

Cr Perryman moved:

- (a) that the report on the South East Drainage Network Community Panel be received;
- (b) that the Council’s submission to the New Democracy Citizen’s Jury, examining funding models for the South East Drainage Scheme and associated infrastructure reinforces that the City of Mount Gambier does not support its community being part of additional levy/s to raise funds to maintain South East drainage infrastructure. That Council believes its community is already paying more than its share for existing State Government natural resource management activities and any further burden such as funding South East drainage scheme infrastructure maintenance and related activities, all of which are located outside of the City of Mount Gambier’s boundaries, would be inequitable and unfair.

Cr Mezinec seconded

Carried

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

Cr Lovett seconded

Carried

CORPORATE AND COMMUNITY SERVICES REPORT NO. 4/2015 – Appointment of Members on Committees and Other Bodies & Organisations – Ref: AF11/854

Goal: Governance
Strategy: Demonstrate innovative and responsive organisational governance.
Strategic Objective: Engage with national, state, regional and local forums and partnerships to provide solutions and options to continually improve Councils service delivery and performance.

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

Cr Mezinac moved it be recommended:

- (a) Corporate and Community Services Report No. 4/2015 be received.
- (b) there being no other nominations received the following Members are nominated / appointed uncontested to the following positions:

Council Building Fire Safety Committee

- i. Cr Von Stanke be appointed as a member of to the Council Building Fire Safety Committee

Australia Day Celebrations Advisory Group

- ii. Cr Lynagh is endorsed as Councillor representative on the Australia Day Celebrations Advisory Group

Mount Gambier Christmas Parade Advisory Group

- iii. Cr Persello is endorsed as Councillor representative on the Mount Gambier Christmas Parade Advisory Group.

Seniors Month Advisory Group

- iv. Cr Mezinac is endorsed as Councillor representative on the Seniors Month Advisory Group.

Joint Boundary Roads (with DC Grant) Advisory Group

- v. Cr Greco is endorsed as Councillor representative on the Joint Boundary Roads (with DC Grant) Advisory Group.

Mount Gambier Heritage Advisory Group

- vi. Cr Richardson is endorsed as Councillor representative on the Mount Gambier Heritage Advisory Group.

Roads & Transport Working Group

- vii. Cr Von Stanke is endorsed as Council's nominee for the SELGA Roads & Transport Working Group

Regional Waste Management Steering Committee

- viii. Cr Mutton is endorsed as Council's nominee for the SELGA Regional Waste Management Steering Committee

Development Assessment Panel Working Party

- ix. Cr Von Stanke is endorsed as Council's nominee for the SELGA Development Assessment Panel Working Party

Limestone Coast and Coorong Coastal Management Committee

- x. Cr Mutton is endorsed as Council's nominee for the SELGA Limestone Coast and Coorong Coastal Management Committee

South East Zone Emergency Management Committee

- xi. Cr Meziniec is endorsed as Council's nominee (via SELGA) for the South East Zone Emergency Management Committee

Green Triangle Freight Action Plan – Implementation Management Group

- xii. Cr Von Stanke is endorsed as Council's nominee (via SELGA) for the Green Triangle Freight Action Plan – Implementation Management Group

Group Training Employment

- xiii. Cr Von Stanke is endorsed as Council's nominee (via SELGA) for the Group Training Employment

Greater Green Triangle University Department of Rural Health

- xiv. Cr Morello is endorsed as Council's nominee (via SELGA) for the Greater Green Triangle University Department of Rural Health

Local Government Association Board

- xv. Mayor Lee is endorsed as Council's nominee (via SELGA) for the Local Government Association Board

- (c) that a secret ballot election process be conducted in accordance with i – v to determine which candidates listed in Schedule 2 of the report be nominated / appointed for the following positions:

- Audit Committee
- Council Development Assessment Panel
- Mount Gambier Junior Sports Assistance Committee
- Australia Day Awards Selection Panel Advisory Group

- Garden Square Advisory Group
- Mayor's Christmas Appeal Advisory Group
- Mount Gambier Youth (YAG) Advisory Group
- Mount Gambier Aquatic Centre Advisory Group
- Mount Gambier & District Road Safety Group - Advisory Group
- Queen Elizabeth Park Trust (QEPT)
- Riddoch Art Gallery (RAG) Board
- Mount Gambier and Districts Airport (DC Grant s41 Committee)
- Community Mental Health Network
- Mount Gambier & District Health Advisory Council
- SELGA Limestone Coast Economic Diversification Group
- Limestone Coast Strategic Youth Coalition
- Mount Gambier Cemetery Trust
- Limestone Coast Community Services Round Table

- i. the successful candidate(s) will be the candidate(s) with the highest number of votes.
- ii. where two or more candidates have an equal number of votes one of those candidates will be determined as successful from a drawing of lots by the Returning Officer. The first name drawn shall be the successful candidate.
- iii. the Chief Executive Officer be appointed Returning Officer for the election.
- iv. upon the completion of the election, the Returning Officer be authorised to declare the successful candidate elected to the position of Corporate and Community Services Presiding Member.
- v. upon the declaration of the Returning Officer each of the candidates named be appointed to/nominated for the relevant position(s).

(d) The expiry or term of any appointment made at resolution (b) and (c) shall be as provided within the relevant (Council) Committee Terms of Reference or as otherwise determined by the external appointing body or Council, but shall not extend beyond the date of the next general or periodic City of Mount Gambier election except to give effect to legislative provisions or where a fixed term appointment has been made by the external appointing body in accordance with its own governing rules.

Cr Mutton seconded

Carried

CONDUCT OF BALLOTS

Audit Committee

The Returning Officer conducted the secret ballot for the Audit Committee position.

Candidates: Cr Mezinec
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Mezinec to be appointed to the Audit Committee Presiding Member position.

Council Development Assessment Panel (3 positions)

The Returning Officer conducted the secret ballot for the Council Development Assessment Panel positions.

Candidates: Cr Von Stanke
 Cr Richardson
 Cr Morello
 Cr Mutton
 Cr Greco
 Cr Lovett

The Returning Officer declared the candidates with the highest numbers of votes as Cr Greco and Cr Lovett to be appointed to the Council Development Assessment Panel positions.

Cr Richardson, Cr Morello and Cr Von Stanke each having an equal number of votes, the Returning Officer drew a lot and declared the candidate being the first name drawn as Cr Von Stanke to be appointed to the Council Development Assessment Panel position.

Mount Gambier Junior Sports Assistance Committee

The Returning Officer conducted the secret ballot for the Mount Gambier Junior Sports Assistance Committee position.

Candidates: Cr Persello
 Cr Greco

The Returning Officer declared the candidate with the highest number of votes as Cr Persello to be appointed to the Mount Gambier Junior Sports Assistance Committee Presiding Member position.

Australia Day Awards Selection Panel Advisory Group

The Returning Officer conducted the secret ballot for the Australia Day Awards Selection Panel Advisory Group Councillor representative.

Candidates: Cr Greco
 Cr Lynagh

The Returning Officer declared the candidate with the highest number of votes as Cr Lynagh to be the Australia Day Awards Selection Panel Advisory Group Councillor representative.

Garden Square Advisory Group

The Returning Officer conducted the secret ballot for the Garden Square Advisory Group Councillor representative.

Candidates: Cr Lynagh
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Lovett to be the Garden Square Advisory Group Councillor representative.

Mayor's Christmas Appeal Advisory Group

The Returning Officer conducted the secret ballot for the Mayor's Christmas Appeal Advisory Group Councillor representative.

Candidates: Cr Greco
 Cr Lovett
 Cr Persello

The Returning Officer declared the candidate with the highest number of votes as Cr Greco to be the Mayor's Christmas Appeal Advisory Group Councillor representative.

Mount Gambier Youth (YAG) Advisory Group

The Returning Officer conducted the secret ballot for the Mount Gambier Youth (YAG) Advisory Group Councillor representative.

Candidates: Cr Lynagh
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Lynagh to be the Mount Gambier Youth (YAG) Advisory Group Councillor representative.

Mount Gambier Aquatic Centre Advisory Group

The Returning Officer conducted the secret ballot for the Mount Gambier Aquatic Centre Advisory Group Councillor representative.

Candidates: Cr Von Stanke
 Cr Greco
 Cr Lovett

Cr Greco and Cr Lovett each having an equal highest number of votes, the Returning Officer drew a lot and declared the candidate being the first name drawn

as Cr Lovett to be the Mount Gambier Aquatic Centre Advisory Group Councillor representative.

Mount Gambier & District Road Safety Group - Advisory Group

The Returning Officer conducted the secret ballot for the Mount Gambier & District Road Safety Group - Advisory Group Councillor representative.

Candidates: Cr Lovett
 Cr Persello

The Returning Officer declared the candidate with the highest number of votes as Cr Persello to be the Mount Gambier & District Road Safety Group - Advisory Group Councillor representative.

Queen Elizabeth Park Trust (QEPT) (3 positions)

The Returning Officer conducted the secret ballot for the Queen Elizabeth Park Trust (QEPT) positions.

Candidates: Cr Von Stanke
 Cr Morello
 Cr Mutton
 Cr Greco

The Returning Officer declared the candidate(s) with the highest number of votes as Cr Morello, Cr Mutton and Cr Greco to be the Council board members of the Queen Elizabeth Park Trust (QEPT).

Riddoch Art Gallery (RAG) Board (2 positions– inc proxy)

The Returning Officer conducted the secret ballot for the Riddoch Art Gallery Board/proxy positions.

Candidates: Cr Von Stanke
 Cr Richardson
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Richardson to be nominee for the City of Mount Gambier position on the Riddoch Art Gallery Board.

AND

The Returning Officer declared the candidate with the next highest number of votes as Cr Von Stanke to be nominee as proxy for the City of Mount Gambier position on the Riddoch Art Gallery Board.

Mount Gambier and Districts Airport – DC Grant s41

The Returning Officer conducted the secret ballot for the Mount Gambier and Districts Airport (DC Grant s41) committee position.

Candidates: Cr Von Stanke
 Cr Mutton
 Cr Greco

The Returning Officer declared the candidate with the highest number of votes as Cr Mutton to be nominated for the City of Mount Gambier position on the Mount Gambier and Districts Airport (DC Grant s41) Committee.

Community Mental Health Network

Cr Lovett withdrew his nomination for the Community Mental Health Network position.

Candidates: Cr Persello

The Returning Officer declared Cr Persello to be the uncontested nominee for the Community Mental Health Network position.

Mount Gambier & District Health Advisory Council (1 position – with DC Grant)

The Returning Officer conducted the secret ballot for the Mount Gambier & District Health Advisory Council position.

Candidates: Cr Persello
 Cr Richardson
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Richardson to be nominee for the Mount Gambier & District Health Advisory Council position.

SELGA Limestone Coast Economic Diversification Group

Cr Mutton and Cr Lovett withdrew their nominations for the SELGA Limestone Coast Economic Diversification Group position.

Nominees: Cr Perryman

The Returning Officer declared Cr Perryman to be the uncontested nominee for the SELGA Limestone Coast Economic Diversification Group position.

Limestone Coast Strategic Youth Coalition

The Returning Officer conducted the secret ballot for the Limestone Coast Strategic Youth Coalition position.

Nominees: Cr Lynagh
 Cr Lovett

The Returning Officer declared the candidate with the highest number of votes as Cr Lovett to be nominee for the position on the Limestone Coast Strategic Youth Coalition.

Mount Gambier Cemetery Trust (2 positions)

Cr Richardson withdrew her nomination for the Mount Gambier Cemetery Trust positions.

Nominees: Cr Von Stanke
 Cr Lovett

The Returning Officer declared Cr Von Stanke and Cr Lovett to be the uncontested nominees for the Mount Gambier Cemetery Trust positions.

Limestone Coast Community Services Round Table

Cr Richardson withdrew her nomination for the Limestone Coast Community Services Round Table position.

Nominees: Cr Persello

The Returning Officer declared Cr Persello to be the uncontested nominee for the Limestone Coast Community Services Round Table position.

MOTIONS WITH NOTICE - NIL

MOTIONS WITHOUT NOTICE

1. APPOINTMENT TO FURTHER UNCONTESTED POSITIONS

There being a late nomination and withdrawal of nominations for the following positions:

Cr Richardson moved:

SELGA Building Fire Safety Committee

Accept the late nomination from Cr Von Stanke and that Cr Von Stanke be endorsed as Council's nominee for the SELGA Building Fire Safety Committee.

Mount Gambier Cemetery Trust

Accept the withdrawal of nomination by Cr Richardson and that Cr Von Stanke and Cr Lovett be appointed to the Mount Gambier Cemetery Trust positions.

Limestone Coast Community Services Roundtable

Accept the withdrawal of nomination by Cr Richardson and that Cr Persello be endorsed as Council's nominees for the positions on the Limestone Coast Community Services Roundtable.

Limestone Coast Economic Diversification Group

Accept the withdrawal of nomination by Cr Mutton and Cr Lovett and that Cr Perryman be endorsed as Council's nominee for the position on the Limestone Coast Economic Diversification Group.

Community Mental Health Network

Accept the withdrawal of nomination by Cr Lovett and that Cr Persello be endorsed as Council's nominee for the Community Mental Health Network position.

Cr Mutton seconded

Carried

2. RAIL LANDS DEVELOPMENT AND MANAGEMENT COMMITTEE (5 positions)

In accordance with Operational Services Committee Item 6 resolution (c), nominations were called for positions on the Rail Lands Development and Management Committee.

Cr Von Stanke moved:

Accept the nominations from:

Cr Greco
Cr Morello
Cr Mezinec
Cr Perryman
Cr Lovett

for the positions on the Rail Lands Development and Management Committee.

There being no other nominations received, the nominees are appointed to the Rail Lands Development and Management Committee.

Cr Morello seconded

Carried

3. REPORT ON STATUS OF COUNCIL COMMITTEES AND SUB-COMMITTEES

Cr Perryman tabled a report (attached) entitled "Report on status of Council Committees and Sub-Committees"

Cr Perryman moved:

(a) the report be received

Cr Richardson seconded

Carried

Cr Perryman moved:

- (b) Council acknowledges the following committees of Council and Sub-Committees and endorses the continuation of same under their existing Terms of Reference

Corporate and Community Services Committee:

- Lifelong Learning Sub-Committee
- Community Engagement and Social Inclusion Sub-Committee
- City Development Framework Sub-Committee

Operational Services Committee:

- Environmental Sustainability Sub-Committee
- Former Hospital Redevelopment Sub-Committee

Cr Mutton seconded

Carried

Cr Perryman moved:

- (c) Given that the 2014 Local Government General Elections has resulted in a number of Councillor vacancies on these Committees / Sub-Committees, Council initiates the expression of interest process as per Policy C410 – Conduct of Meetings to fill those vacancies.

Item (c) lapsed for want of a seconder

Cr Perryman moved that the nominations and voting for vacancies on each of the Committees and Sub-Committees be put immediately:

Cr Von Stanke seconded

Carried

- (d) Council or the relevant standing committee will review the Terms of Reference of all Committees and Sub-Committees by 31st August, 2015 to provide for the opportunity to alter or amend Terms of Reference to Reflect Council's aims and objectives. This review does not preclude the winding up of any Committee or Sub-Committee.

Cr Mutton seconded

Carried

In accordance with resolution (c), nominations were called for positions on the following Sub-Committees:

Lifelong Learning Sub-Committee (3 Positions)

Nominations were received for the positions on the Lifelong Learning Sub-Committee.

Nominees: Cr Richardson
 Cr Mezinac
 Cr Persello

Community Engagement and Social Inclusion Sub-Committee (3 Positions)

Nominations were received for the positions on the Community Engagement and Social Inclusion Sub-Committee.

Nominees: Cr Richardson
 Cr Lovett
 Cr Persello

Environmental Sustainability Sub-Committee (4 Positions)

Nominations were received for the positions on the Environmental Sustainability Sub-Committee.

Nominees: Cr Von Stanke
 Cr Mutton
 Cr Mezinec
 Cr Richardson

Former Hospital Redevelopment Sub-Committee (4 Positions)

Nominations were received for the positions on the Former Hospital Redevelopment Sub-Committee.

Nominees: Cr Greco
 Cr Mutton
 Cr Von Stanke
 Cr Morello

City Development Framework Sub-Committee (4 Positions)

Nominations were received for the positions on the City Development Framework Sub-Committee.

Nominees: Cr Richardson
 Cr Morello
 Cr Perryman
 Cr Lovett

Cr Von Stanke moved:

That nominations be accepted and the nominee appointments to Sub-Committee positions be endorsed.

Cr Mutton seconded

Carried

Cr Richardson moved:

The community members for Community Engagement and Social Inclusion Sub-Committee and Lifelong Learning Sub-Committee be endorsed for the remainder of their terms:

Community Engagement Social Inclusion Sub-Committee:

**Caroline Hill
Rob Foggo
Emma Hay
John Amoroso**

Lifelong Learning Sub-Committee:

**David Mezinec
Sarah Pellen
Alex Nicholson
Cr Julie Reiss**

Cr Lovett seconded

Carried

4. GOVERNANCE – Elected Member Training and Development – Ref. AF11/903

Goal: To be recognised as a lifelong learning community.

Strategic Objective: Promote the benefits of cooperative learning and the contribution learning makes to our enhanced quality of life.

Noting the recent Councillor appointment to the Board of the Riddoch Art Gallery, this report seeks Council's authorisation for the Councillor Representative to attend the Fifth National Public Galleries Summit in Bendigo, Victoria, on 4th and 5th February, 2015.

Ongoing discussions with the Riddoch and more recent correspondence from the Gallery reinforces the need for Council to have knowledge of the operation of Regional Art Galleries to assist Council's involvement with the Riddoch. Having up to date understanding about the future of regional galleries will assist our decision making in this regard.

The Conference has a focus on regional and public galleries and their response to change, challenges and opportunities, as well as arts led regional, social and economic development, leadership, advocacy and collaboration.

The CEO and Manager Community Services and Development will be attending, as well as the Chair and Curator from the Riddoch.

There is adequate budget (Member Training and Development) for attendance and the registration cost is reasonable.

Cr Mezinec moved it be recommended:

- (a) Council's representatives on the Board of the Riddoch Art Gallery, Councillor Cr Richardson and Cr Von Stanke be authorised to attend the Fifth National Public Galleries Summit in Bendigo, Victoria, on 4th and 5th February, 2015;**

- (b) all costs associated with attendance at the Summit be met by Council – Acc. No. 6000.0106 (Members Training).

Cr Morello seconded

Carried

5. **STRATEGIC MANAGEMENT** - Publication - Council Website Maintenance and Updates AF11/1827

Goal: *Securing Economic Prosperity*
Strategic Objective: *Support the development of our local economy, our unique local experiences and our capacity to grow visitation to our City.*

The Director – Corporate Services reported that a Members Informal Workshop was held on Thursday, 22nd January 2015 (Records of Proceedings attached) where a presentation by the design firm 'SIMPLE' was received in regard to the ongoing re-development of Council's web presence and branding.

Cr Von Stanke moved:

- (a) the presentation held on January 22nd 2015 in regard to web design be received;
- (b) Council endorse the directions provided in the presentation in regard to the ongoing re-development of Council web presence and branding.

Cr Meziniec seconded

Carried

6. **COMMUNITY RELATIONS** - Liaison - Order of Australia Awards Ref. AF11/222

Goal: *Building Communities*
Strategic Objective: *Recognise and support our volunteers, community organisations and their sustainability as they continue to be the foundation of the community.*

Cr Perryman moved:

- (a) the City of Mount Gambier formally record its congratulations to Australia Day Honours Recipients Pam O'Connor (AM) and Claire Welch (OAM);
- (b) congratulatory letters on the Awards be sent to each of the recipients on behalf of Council.

Cr Mutton seconded

Carried

CONSIDERATION FOR EXCLUSION OF PUBLIC

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

- **S.90(3)(a) - information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); and**
- **S.90(3)(i) - 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 Council is satisfied that the information to be received, discussed or considered in relation to this item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person. The information that is to be received, discussed or considered in relation to this item relates to the commencement of prosecution proceedings pursuant to the Development Act 1993.

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

Item No.	Subject Matter	S90 (3) Grounds
1.	DEVELOPMENT CONTROL - Illegal Development - Demolition of a Contributory Place - Ref. AF11/304	(a) (i)
	CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL	

Cr Von Stanke seconded

Carried

CONSIDERATION FOR KEEPING MATTERS CONFIDENTIAL

Cr Greco moved that an order be made pursuant to Section 91 (7) of the Local Government Act 1999 that the documents in relation to the following items, which have been considered by Council on a confidential basis pursuant to Section 90 (3) be kept confidential as follows:

<u>Item No.</u>	<u>Subject Matter</u>	<u>Element To Be Kept Confidential</u>	<u>Duration</u>
1.	<u>DEVELOPMENT CONTROL – Illegal Development - Demolition of a Contributory Place - Ref. AF11/304</u>	All details	12 months or until matter has been finalised

Cr Lovett seconded

Carried

Meeting closed at 8.15 pm
TLG

CONFIRMED THIS DAY OF 2015.

.....
MAYOR

Railway Lands Development & Management Committee

TERMS OF REFERENCE

A Committee of Council Established pursuant to the provisions of Section 41 of the Local Government Act 1999.

Terms of Reference for the conduct of the business of the Council Committee were approved and adopted by the City of Mount Gambier at its meeting held on XXXXXXXXXX.

Railway Lands Development & Management Committee

The Railway Lands Development & Management Committee has been established to:

- Oversee the development of the final vision for the Railway Lands property.
- Oversee the construction of the Railway Lands property having regard to environmental, heritage and financial aspects of the development.
- Review and make recommendations to the Council on any public feedback received or directed towards the Railway Lands project, which may include approaches from or to adjoining property owners.
- Be the first point of call for any potential land users who may seek to occupy part of the site and make recommendations to the Council accordingly.
- Provide feedback and recommendations to the Council and the design team on any design and/or construction related issue (which may involve an amendment to the agreed vision) that may arise during the implementation and construction stages of the capital works project.
- Implementing changes and amendments to the project that may from time to time be directed by resolution of Council.
- Commence investigations into the extension of the linear park concept of which the current Rail Land forms the hub using other parts of the existing rail corridor not owned by Council noting that such investigations may include public consultation and liaising with relevant State Government departments.
- Act under any delegated authority that Council may from time to time extend to the committee.
- Lead the ongoing development and use of the site of the Rail Lands including but not limited to:
 - Future stages of development.
 - Additional recreational facilities and amenities.
 - Develop, review and provide recommendations to Council on policies and procedures for:
 - handling requests by individuals and organisations to use the space (or parts thereof) for special events; and
 - for granting of any 'license to occupy'.

Railway Lands Development & Management Committee

CONTENTS

1. Name	4.
2. Interpretation	4.
Definition	4.
Defined Terms	4.
Local Government Act	4.
Notices	4.
3. Establishment	5.
4. Objectives	5.
5. Membership	5.
6. Casual Vacancies and Replacement of Representatives	5.
7. No Proxy	5.
8. Resignation of Representatives	5.
9. Quorum	6.
10. Meeting of the Committee	6.
11. Procedures at Meetings	6.
12. Liability of the Committee	6.
13. Minutes of the Committee	6.
14. Amendments to these Terms of Reference	7.
15. Interpretation of these Terms of Reference	7.
16. Winding Up	7.

1. NAME

The name of the Council Committee shall be the Railway Lands Development & Management Committee (in these Terms of Reference referred to as “the Committee”).

2. INTERPRETATION

For the purpose of these Terms of Reference, unless inconsistent with the subject matter or context:

2.1 Definition

2.1.1 “Act” means the Local Government Act 1999 and includes all Regulations and Schedules.

2.1.2 “Committee” means the Committee of Council established pursuant to 3.0.

2.1.3 “Committee Member” means the person appointed by resolution of Council.

2.1.4 “Commencement Date” means the date on which the Committee is established and becomes operative pursuant to 3.2.

2.1.5 “Council” means the City of Mount Gambier.

2.1.6 “Presiding Member of the Committee of Council” means the person appointed to that position pursuant to 5.3.

2.1.7 “Observers” means those persons attending any meeting of the Committee of Council, but not having a vote on any matter to be determined by the Committee and not having been appointed as Members.

2.1.8 “Singular” includes a reference to the “plural”.

2.2 Defined Terms

Any words, phrases or terms used in these Terms of Reference that are defined in the Act shall have the same meaning as are given in the Act.

2.3 Local Government Act

These Terms of Reference shall be interpreted in line with the provisions of the Act.

2.4 Notices

All communication to be given to the Committee shall be addressed to: -

Presiding Member
Railway Lands Development & Management Committee
PO Box 56
MOUNT GAMBIER SA 5290
Email: city@mountgambier.sa.gov.au

3. ESTABLISHMENT

3.1 The Committee is established under Section 41 of the Local Government Act 1999.

3.2 The Committee will be established and become operative from the time a resolution of the Council is passed.

4. OBJECTIVES

4.1 The Committee is created for the purposes of:

- assisting the Council to oversee the construction of the Railway Lands Redevelopment Project consistent with Stage 1 & Stage 2 plans up to the Budget limits set by Council (LGAct S41(7)).
- Providing oversight for Council of co-ordination and administration of ongoing management of the site including and possible future activities and uses on the site.
- Furthering the concept of creating a linear park utilising other parts of the rail corridor within the Council boundary.

5. MEMBERSHIP

5.1 Membership will be as determined by resolution of Council.

5.2 Membership of the Committee may comprise Elected Members and Community Members.

5.3 The Mayor has Ex-Officio membership on this Committee.

5.4 The Council reserves the right from time to time to remove any Member of the Committee and appoint another Member in their stead. All Members hold office at the pleasure of the Council.

5.5 The Committee will appoint a Presiding Member.

6 CASUAL VACANCIES AND REPLACEMENT REPRESENTATIVES

6.1 The Council may replace any Member on the Committee or fill any casual vacancies, by notifying the Committee the identity of the person proposed to replace the representative or fill the casual vacancy.

7 NO PROXY

7.1 The appointment of a person as proxy for any Member on the Committee is not permissible.

8 RESIGNATION OF REPRESENTATIVES

8.1 Any Committee Member may resign from the Committee, but such resignation shall not be effective until the Presiding Member has received written notice to that effect.

9 QUORUM

9.1 At all Meetings of the Committee a quorum must be present.

9.2 A quorum will be determined by dividing by 2 the number of Members formally appointed to the Committee ignoring any fraction and adding 1 (excluding Mayor as ex-officio).

10 MEETINGS OF THE COMMITTEE

10.1 The Committee shall meet as and when determined by the Presiding Member.

10.2 The CEO or his appointee shall give notice to each Committee Member at least five clear days prior to any meeting.

10.3 The CEO or his appointee must, at the request of the Presiding Member or three other Members, call a special meeting of the Committee.

10.4 All notices of meetings shall be issued under the hand of the CEO or his appointee.

10.5 No business shall be transacted at any meeting of the Committee unless a quorum of Members is present.

10.6 Each Member of the Committee including the Presiding Member present at any meeting of the Committee must vote on any matter requiring determination and all decisions shall be decided on a simple majority of votes cast.

10.7 Each Member of the Committee including the Presiding Member present at any meeting of the Committee shall have one deliberate vote only.

11 PROCEDURES AT MEETINGS

The procedure to be observed in relation to the conduct of meetings of the Committee is in accordance with Local Government (Procedures at Meetings) Regulations 2000.

12 LIABILITY OF THE COMMITTEE

12.1 A liability incurred by the Committee rests against Council.

12.2 No liability attaches to a Member of the Committee for an honest act or omission by that Member of the Committee in the performance or discharge, or purported performance or discharge, of the Member's or the Committee's functions or duties.

13 MINUTES OF THE COMMITTEE

13.1 Administration

13.1.1 The CEO or his appointee must cause minutes to be kept of the proceedings of the Committee.

13.1.2 Minutes of the Committee shall be available to all Members of the Committee, Council and the public.

13.1.3 The Minutes of the proceedings of a meeting must include:

13.1.3.1 the names of the Members present and the time at which they entered or left the meeting;

13.1.3.2 the names of observers or visitors to any meetings;

13.1.3.3 every motion or amendment and the names of the mover and seconder;

13.1.3.4 any disclosure of interest declared by a Member;

13.1.3.5 whether the motion or amendment is carried, lost or lapsed;

13.1.3.6 Minutes of the Committee Meeting shall be distributed within 5 days of the meeting;

13.1.3.7 Minutes of the Committee Meeting shall be submitted for confirmation at the next meeting of the Committee and if confirmed, shall be signed by the Presiding Member or other person presiding at the subsequent meeting.

14 AMENDMENTS TO THESE TERMS OF REFERENCE

14.1 It will be lawful for the Council by resolution to revoke, vary or add to any of the provisions of these Terms of Reference at its own discretion within the parameters of the Local Government Act and other relevant legislation.

14.2 Notwithstanding 14.1 hereof before the Council resolves to revoke, vary or add to any of the provisions of these Terms of Reference the opinion of the Committee shall be obtained.

15 INTERPRETATION OF THESE TERMS OF REFERENCE

15.1 Should there be any dispute as to the definition and/or interpretation of these Terms of Reference, or any part thereof or any irregularities whatsoever, then the Council shall determine the dispute and the decision of the Council shall be final and binding.

16 WINDING UP

16.1 The Council may cease the operation of the Committee and the Committee may make such recommendation to the Council on the completion of its function.

REPORT on status of Council Committees & Sub-Committees

Committees and sub-committees are used by council (and standing committees) to assist council in its work. It has been custom and practice for many years, not only for this council but councils across South Australia to use these structures. The Local Government Act 1999 has provisions under which such groups can be established and conducted.

There are a number of benefits of committees and sub-committees, some of which include:

- Section 41 allows for appointment of persons to the committee who are not elected members of council so it allows council to co-opt people with expertise and experience relevant to the project/activity/investigation;
- Unless they are specifically given delegated authority by council the committees/sub-committees have no decision making powers. They only provide recommendations to council and council makes the decisions.
- Because they are smaller in membership chorum is easier to achieve, meetings easier to arrange at short notice. This means they are better suited to responding to/progressing matters, particularly construction projects where issues can arise unexpectedly. Much more so than council or standing committees which are pretty much locked into a monthly schedule.
- As it is a smaller group the members of the committee/subcommittee have a closer knowledge of the detail so forming recommendations is easier and more efficient. A project team of 4 or 5 is much easier to manage than a project team of 10 or 11.

My preference is generally for committees reporting direct to council rather than sub-committees. Committees reporting direct to council have clear lines of communication, whereas sub-committees coming via a standing committee then to council have a few degrees of separation and information exchange can become fragmented.

There are 3 other sub-committees and 2 committees which have been active for a number of years, being:

Lifelong Learning Sub-Committee (of Corporate & Community Services)

Community Engagement Social Inclusion Sub Committee (of Corporate & Community Services)

City Development Framework Sub-Committee (of Corporate & Community Services)

Environmental Sustainability (Committee of Council)

Former Hospital (Committee of Council)

Documentation presented to Councillors during the induction process listed these committees/sub-committees as 'Previous Committees and Sub-Committees' but as neither Council or either standing committee has resolved to disband them, I submit that they are current and operational under their existing Terms of Reference. Whilst some of the committees/sub-committees may require winding up or review and possible amendment of their Terms of Reference to more closely reflect the aims of council, others are engaged in important ongoing work with the community and should be continuing with minimal interruption.

Councillor appointments to these groups lapse at the conclusion of a council term, therefore all council positions have become vacant and should be filled as soon as possible to allow the work of council elected members and their structures to continue. As per their respective Terms of Reference the vacancies are:

- Lifelong Learning Sub-Committee (3 positions)
- Community Engagement Social Inclusion Sub Committee (3 positions)
- Railway Lands Sub-Committee (5 positions)
- Environmental Sustainability (4 positions)
- Former Hospital (4 positions)
- City Development Framework Sub-Committee (4 positions)

Steven Perryman
Councillor

Moved:

- A. The report be received.
- B. Council acknowledges the following committees of council and sub-committees of council committees and endorses the continuation of same under their existing Terms of Reference.
 - Lifelong Learning Sub-Committee (of Corporate & Community Services)
 - Community Engagement Social Inclusion Sub Committee (of Corporate & Community Services)
 - City Development Framework Sub-Committee (of Corporate & Community Services)
 - Environmental Sustainability Committee (Committee of Council)
 - Former Hospital Committee (Committee of Council)
- C. Given that the 2014 Local Government General Elections has resulted in a number of councillor vacancies on these committees/sub-committees, Council initiates the expression of interest process as per Policy ??? to fill those vacancies.
- D. Council or the relevant standing committee will review the Terms of Reference of all committees and sub-committees by 31st August 2015 to provide for the opportunity to alter or amend Terms of Reference to reflect Council's aims and objectives. This review does not preclude the winding up of any committee or sub-committee.

Steven Perryman

Councillor

27/01/15

**MEMBERS INFORMAL WORKSHOP
THURSDAY, 22ND JANUARY 2015**

Presentation

Subject: Council Web Presence and Branding

Presentation: Design Firm SIMPLE
Mr David Stocker
Mr Pat Parisi

RECORD OF PROCEEDINGS
Thursday 22nd January, 2015 at 5.30 p.m.
Committee Room, Level 4
Civic Centre
10 Watson Terrace, Mount Gambier

MEMBERS PRESENT:-

Mayor Lee
Cr Richardson
Cr Von Stanke
Cr Greco
Cr Perryman
Cr Lynagh
Cr Meziniec
Cr Mutton

STAFF PRESENT:-

Mark McShane, Chief Executive Officer
Grant Humphries, Director Corporate Services
Barbara Cernovskis, Manager Community Services and Development

MEMBERS APOLOGIES:-

Cr Persello
Cr Lovett
Cr Morello

LEAVE OF ABSENCE:-

Workshop concluded at 7.04 p.m.