19 January 2023

Contact for Apologies: Katie Common
Phone: (08) 8551 0506
Email: localgov@victor.sa.gov.au

Dear Member

NOTICE OF MEETING

Notice is hereby given pursuant to Section **83(1)** of the *Local Government Act 1999*, as amended that a meeting for the **Ordinary Council** has been called for:-

DATE: **23 JANUARY 2023**

TIME: **5:30pm**

PLACE: **Council Chambers, 1 Bay Road, Victor Harbor**

Please find enclosed a copy of the Agenda for the meeting.

Yours faithfully



Victoria MacKirdy
CHIEF EXECUTIVE OFFICER

Please be advised that filming, photography, audio recording and live-streaming may take place at this meeting when the public and media are not lawfully excluded under Section 90 of the Local Government Act 1999.

Councillors are reminded of the requirements of disclosure by Members of material or general conflict of interest in items listed for consideration on the agenda.

Section 74, 75, 75A, 75B and 75C of the *Local Government Act 1999* requires that Councillors declare any interest and provide full and accurate details of the relevant interest to the Council prior to consideration of that item on the Agenda.

Index

1. PRESENT 3

2. ACKNOWLEDGEMENT OF COUNTRY, DIVERSITY COMMITMENT, SERVICE ACKNOWLEDGEMENT AND PRAYER 3

3. APOLOGIES AND LEAVE OF ABSENCE 3

4. ITEMS ADJOURNED AND/OR LYING ON THE TABLE 4

4.1 Adjourned Item - Discretionary Council Rate Rebate Application - Christian Friendship Centre 4

4.2 Adjourned Item - Motion on Notice - Reducing Operational Risk in the 2022/23 Business Plan - Cr Andrew Robertson 25

5. MINUTES OF THE PREVIOUS MEETING 37

5.1 Minutes of the Previous Meeting - 12 December 2022 37

6. DEPUTATIONS 39

6.1 Bronwyn Lewis – Project using waste matter as a circular economy and housing infrastructure initiative 39

6.2 Ian Pearce – Safety Concerns – Intersection of Acraman and Hill Street, Victor Harbor 39

7. QUESTIONS FROM THE GALLERY 39

8. PETITIONS 40

8.1 Petition - Encounter Bay Foreshore Protection 40

9. OFFICE OF CHIEF EXECUTIVE OFFICER 46

9.1 Outstanding Resolutions - January 2023 46

9.2 Mayoral Report - October to December 2022 58

9.3 Nomination - South Australian Public Health Council 61

10. COMMUNITY AND DEVELOPMENT 63

10.1 Youth Development Grants Program 2022/23 63

11. CORPORATE AND CUSTOMER SERVICES 74

12. ENVIRONMENT AND INFRASTRUCTURE 75

12.1 Revocation of Community Land Classification - Lot 99 Hindmarsh Road, McCracken 75

12.2 Flinders Parade and Esplanade Pedestrian Crossing Concepts and Cost Estimates 92

12.3 Victor Harbor Cricket Club - Seed Funding 110

12.4 Armstrong Road and Crozier Road Intersection Speed Limit Review 114

12.5 Victor Harbor Biodiversity and Natural Assets Management Plan 2023-2028 - Communications and Engagement Plan 119

12.6 Submission to Department for Infrastructure and Transport - Victor Harbor Road Safety Improvements 130

13. MINUTES OF COUNCIL COMMITTEE MEETINGS 149

13.1 Fleurieu Region Community Services Advisory Committee minutes - 10 January 2023 149

14. SUBSIDIARIES AND REPRESENTATIVE REPORTS 156

14.1 Fleurieu Regional Aquatic Centre Authority - Budget Review Quarter 1 2022/23 156

15. MATTERS OF URGENCY 159

16. QUESTIONS ON NOTICE 159

17. QUESTIONS WITHOUT NOTICE 159

18. MOTIONS ON NOTICE 160

18.1 Motion on Notice - Soft Plastics Recycling Trial - Cr Marilyn Henderson 160

18.2 Motion on Notice - Planning and Development of a Stand Alone Four Indoor Basketball Court Stadium - Cr Carlos Quaremba 164

18.3 Motion on Notice - Community Garden Land - Cr Marilyn Henderson 171

19. MOTIONS WITHOUT NOTICE 179

20. CONFIDENTIAL ITEMS 180

20.1 CONFIDENTIAL - Proposed new lease - Shop 4, 37-41 Ocean Street Victor Harbor 180

20.2 CONFIDENTIAL - Land acquisition and Open Space Grant Program 2022/23 182

21. CLOSURE 184

1. PRESENT

2. ACKNOWLEDGEMENT OF COUNTRY, DIVERSITY COMMITMENT, SERVICE ACKNOWLEDGEMENT AND PRAYER

Acknowledge of Country
The City of Victor Harbor acknowledges the Ramindjeri and Ngarrindjeri people, the Traditional Custodians of the land and surrounding waters where we live and work. We acknowledge their deep connection to Country and pay our respects to Elders past, present and emerging. This respect is extended to Aboriginal and Torres Strait Islander people across Australia.

Diversity Commitment
The City of Victor Harbor is committed to diversity, equity and inclusion. We respect people of all ages, abilities, genders, sexualities, religions, cultures and backgrounds.

Service Acknowledgement
We recognise the brave individuals who have served, and continue to serve, our nation. We remember those who have lost their lives and paid the ultimate sacrifice to our country.

Prayer
Almighty God, we ask you to bless this council and allow it to be an agent of change to the people of this City and beyond. Direct and prosper its deliberations to the honouring of Your name and the welfare of the people whom it serves. Amen

3. APOLOGIES AND LEAVE OF ABSENCE

4. ITEMS ADJOURNED AND/OR LYING ON THE TABLE

4.1 Adjourned Item - Discretionary Council Rate Rebate Application - Christian Friendship Centre

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Suzannah Sheldon
File Reference	FM7.69.007

RECOMMENDATION

CURRENT MOTION BEFORE COUNCIL

OC4312022 Moved: Cr Marilyn Henderson
Seconded: Cr Andrew Robertson

That Council deny the discretionary 100% rebate application from the Christian Friendship Centre Incorporated pursuant to Section 166 of the Local Government Act 1999 for the 2022/23 financial year for A5682 and A5680 - 2 and 4/46-52 Ocean Street Victor Harbor SA 5211

INFORMATION

Adjourned Business
At the Ordinary Council Meeting on the 24 October 2022, Council resolved:

OC4302022 Moved: Cr Andrew Robertson
Seconded: Cr Carol Schofield

That Council received and note the Discretionary Rebate Application - Christian Friendship Centre Incorporated report.

CARRIED

OC4312022 Moved: Cr Marilyn Henderson
Seconded: Cr Andrew Robertson

The Council deny the discretionary 100% rebate application from the Christian Friendship Centre Incorporated pursuant to Section 166 of the Local Government Act 1999 for the 2022/23 financial year for A5682 and A5680 – 2 and 4/46-52 Ocean Street Victor Harbor SA 5211

6:03pm
FORMAL MOTION

OC4322022 Moved: Cr David Kemp
Seconded: CR Andrew Robertson

That Council adjourn the item until the January 2023 meeting.

CARRIED

Commentary Subsequent to Adjournment
In meeting the requirements of the adjournment (OC4322022) this report is presented to Council for consideration. At the time of adjournment Council was in Caretaker period in accordance with Section 91A of the *Local Government (Elections) Act 1999*. The intent of the adjournment was to allow newly elected Council Members to be inducted prior to deliberation of the recommendation.

Organisations currently receiving discretionary rebates under this section include organisations such as Rotary and Lions Clubs, Meals on Wheels and Riding for the Disabled. There are no retail facilities (shops) currently receiving a rebate.

Should Council resolve contrary to the recommendation, an increase to the operating budget of $3,700 will be required.

On Tuesday, 17 January 2023, Council received correspondence from the Christian Friendship Centre, requesting Council give due consideration to their rebate application. A copy of the correspondence is provided at Attachment B.

The original report presented to the Ordinary Council meeting held 24 October 2022 is provided below for Members' information.

Purpose
The purpose of this report is for Council to consider a 100% Discretionary Rebate application from Christian Friendship Centre Incorporated.

Background
The *Local Government Act 1999* (the Act) provides for mandatory and discretionary rebates of council rates in prescribed circumstances, with section 166 applicable to discretionary rebates. Discretionary rebates can be granted for any amount up to 100%.

Council currently provides discretionary rebates under the following:
- Section 166 (1)(b) – where the rebate is desirable for the purpose of assisting or supporting a business in the area.
- Section 166 (1)(c) – where the rebate will conduce to the preservation of buildings or places of historical significance.
- Section 166 (1)(j) – where the land is being used by an organisation which, in the opinion of the council, provides a benefit or service to the local community.

Assessment of the application must also consider the following:

(1a) A council must, in deciding whether to grant a rebate of rates or charges under subsection (1)(d), (e), (f), (g), (h), (i) or (j), take into account—

(a) the nature and extent of council services provided in respect of the land for which the rebate is sought in comparison to similar services provided elsewhere in its area; and

(b) the community need that is being met by activities carried out on the land for which the rebate is sought; and 6.1.2022—Local Government Act 1999 Rates and charges—Chapter 10 Rates and charges on land—Part 1 Rebates of rates—Division 5 Published under the Legislation Revision and Publication Act 2002 19

(c) the extent to which activities carried out on the land for which the rebate is sought provides assistance or relief to disadvantaged persons,

and may take into account other matters considered relevant by the council.

Commentary

Council has received an application for a rate rebate from Christian Friendship Centre Incorporated for consideration. The application was received on 23 May 2022 with supportive documentation and has been made under the following clauses of Section 166 of the Act:

"(b) the rebate is desirable for the purpose of assisting or supporting a business in its area;"

"(j) where the land is being used by an organisation which in the opinion of the council, provides a benefit or service to the local community;"

The land subject to the rebate application is owned by the applicant whom, as stated in the application, operates as a non-profit organisation that offers low-cost refreshments and sales of Christian books, bibles and other items with profits going toward school chaplaincy programs in local public schools.

Whilst the funds are raised to support the school chaplaincy program, the land itself is not used for the provision of the school chaplaincy program. The land is used for the purpose of running a shop, regardless of where the profits may be divested. The business is also not dissimilar to other not-for profit / charity undertakings within the council area.

A rebate for the centre being used for religious purposes, would require the land to meet the mandatory rebate criteria at Section 162 of the act as follows:

162—Rebate of rates—religious purposes

The rates on land containing a church or other building used for public worship (and any grounds), or land solely used for religious purposes, will be rebated at 100 per cent.

It is therefore recommended that Council deny the application (which would equate to approximately $3,650).

Should Council choose not to go with the recommendation of administration, the matter should be adjourned for the incoming Council to consider, as the decision to is considered to be a Major Policy decision under the Caretaker Policy, due to insufficient funds in the budget.

A copy of the application is provided at Attachment A.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Given that there are currently no retail facilities receiving a discretionary rebate, it is unlikely that there would be negative community or media impact. This risk is assessed as ***low***.

Financial Management – There are no financial implications in denying the application. However, should Council provide a rebate, it is likely that there will be further applications from other retail establishments that will result in an increase to the budget if successful. This risk is assessed as ***medium***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well-governed organisation

- Strategies - Manage council's finances and resources sustainably
  Priority – Ensure the application of rates is fair and equitable and considers rating sustainability over time.

- Strategies: How we will achieve our aspirations over the next 10 years
  Manage council's finances and resources sustainably

Other references used:

- 2022/23 City of Victor Harbor Annual Business Plan
  Rating Policy

- Local Government (Elections) Act 1999
  Section 91A – Conduct of Council during election period

- Local Government Act 1999
  Section 161 – Rebate of Rates – community services
  Section 162 – Rebate of Rates – religious purpose
  Section 166 – Discretionary rebates of rates

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in the preparation of the report or endorsement of the recommendations as presented.

No additional funds are required.

CONSULTATION

Group Manager Governance and Finance – Kellie Knight-Stacey

Team Leader Management Accounting – Stephanie Juhas

Attachment A

2021/2022 – FM7.69.007

Rate Rebate Application Form

Please complete this form in **BLOCK LETTERS** and return by:

- **Post:** PO Box 11, Victor Harbor SA 5211
- **Email:** localgov@victor.sa.gov.au
- **In person:**1 Bay Road, Victor Harbor

P 08 8551 0500
F 08 8551 0501
E localgov@victor.sa.gov.au
www.victor.sa.gov.au

Applicant Details

Name MR PAUL MCLACHLAN

Company CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

Address P.O. BOX [redacted] VICTOR HARBOR S.A. 5211

Email [redacted] Phone [redacted]

Property Details

Assessment Number A5860 Valuation Number 4510156054

Address 4/46-52 OCEAN STREET VICTOR HARBOR S.A. 5211

Owner CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

Note: If the application for a rate rebate is for multiple properties, each assessment must be separately identified (a separate listing can be attached if necessary)

Categories of rebate

Please tick the category of rebate under which you are seeking a rebate (section numbers quoted refer to the Local Government Act 1999

Mandatory 100% rebate

- ☐ **Health Service (Section 160) –** land being predominantly used for service delivery or administration by a hospital or health centre incorporated under the South Australia Health Commission Act 1976
- ☐ **Religious Purposes (Section 162)** - land containing a church or other building used for public worship (and any grounds), or land solely used for religious purposes
- ☐ **Public Cemeteries (Section 163)** - land being used for the purposes of a public cemetery
- ☐ **Royal Zoological Society of SA (Section 164)** - land (other than land used as domestic premises) owned by, or under the care, control and management of, the Royal Zoological Society of South Australia Incorporated

Mandatory 75%

- ☐ **Educational Purposes (section 165) –** land that is
  - ☐ Occupied by a Government school under lease or licence and being used for educational purposes, or
  - ☐ Occupied by a Non-government school registered under the Educational and Early Childhood Services (Registration and Standards) Act 2011 and being used for educational purposes, or
  - ☐ Used by a university or university college to provide accommodation and other forms of support to students on a not-for-profit basis
- ☐ **Community Services (Section 161)** - land being predominantly used for service delivery and/or administration by a community services organisation

To qualify as a Community Service Organisation you must meet the following criteria;

(a) Is incorporated on a not for profit basis for the benefit of the public, **AND**

(b) Provides community services without charge or for a charge that is below the cost to the body of providing the services, **AND**

(c) does not restrict its services to persons who are members of the body

Which of the following services does your organisation provide from the property?

- ☐ Emergency accommodation
- ☐ Food or clothing for disadvantaged persons
- ☐ Supported accommodation (select at least one of the following)
  - ☐ Residential care facility that is approved for Commonwealth funding under the Aged Care Act 1997(Cwlth)
  - ☐ Accommodation for persons with mental health difficulties, intellectual or physical difficulties or other difficulties who require support in order to live an independent life
  - ☐ Accommodation provided by a community housing provider registered under the Community Housing Providers National Law that is incorporated on a not-for-profit basis for the benefit of the public
- ☐ Essential services or employment support for persons with mental health difficulties or with intellectual or physical disabilities
- ☐ Legal services for disadvantaged persons
- ☐ Drug or alcohol rehabilitation services
- ☐ Research into or community education about disease or illness, or palliative care to persons who suffer from disease or illness

Note: Disadvantaged persons are disadvantaged by reasons of poverty, illness, frailty or mental, intellectual or physical disability.

Are you seeking an increase to the Mandatory 75% rebate? **Yes** **No**

If you have answered yes, please indicate the amount of rebate you are applying for and the reasons to justify your request; _____ %

_____

_____

_____

_____

_____

_____

Discretionary Rebate (Section 166)

Council may grant a rebate of rates at it's discretion in any of the following cases. Please indicate which of the following cases is applicable to your application;

- ☐ (a) the rebate is desirable for the purpose of securing the proper development of the area (or a part of the area)
- ☑ (b) the rebate is desirable for the purpose of assisting or supporting a business in its area
- ☐ (c) the rebate will be conducive to the preservation of buildings or places of historic significance
- ☐ (d) the land is being used for educational purposes
- ☐ (e) the land is being used for agricultural, horticultural or floricultural exhibitions
- ☐ (f) the land is being used for a hospital or health centre
- ☐ (g) the land is being used to provide facilities or services for children or young persons
- ☐ (h) the land is being used to provide accommodation for the aged or disabled
- ☐ (i) the land is being used for a residential aged care facility that is approved for Commonwealth funding under the Aged Care Act 1997 (Commonwealth) or a day therapy centre
- ☑ (j) the land is being used by an organisation which provides a benefit or service to the local community
- ☐ (k) the rebate relates to common property or land vested in a community corporation under the Community Titles Act 1996 over which the public has a free and unrestricted right of access and enjoyment
- ☐ (l) the rebate is appropriate to provide relief against what would otherwise amount to a substantial change in rates payable due to:
  - ☐ a redistribution of the rates burden within the community arising from a change to the basis or structure of the council's rates, or
  - ☐ a change to the basis on which land is valued for the purpose of rating, rapid changes in valuations, or anomalies in valuations
- ☐ (m) where the rebate is appropriate to provide relief in order to avoid what would otherwise constitute:
  - ☐ a liability to pay a rate or charge that is inconsistent with the liabilities that were anticipated by the council in its annual business plan, or
  - ☐ a liability that is unfair or unreasonable
- ☐ (n) where the rebate is to give effect to a review of a decision of the council under chapter 13 part 2 of the Act (Internal Review of Council actions)
- ☐ (o) where the rebate is contemplated under another provision of this Act

Please specify the amount of discretionary rebate you are applying for 100 %

Please specify why you believe the Council should grant a rebate of rates for the applicant property.

SEE ATTACHED DOCUMENTATION

Supporting Documentation
The Council requires you to attach the following information to this application:

- Evidence that the land is being predominately used for the purpose for which the rebate is being sought

Community Services Rebate

- Evidence that the land is being used for service delivery and/or administration
- A copy of the organisation's Constitution and/or other documentation establishing that it is incorporated on a not-for-profit basis
- A copy of the organisation's latest Annual Report
- Evidence that the service is provided free of charge or below cost
- Evidence that the service is provided to persons other then members
- Evidence (if any) of receipt of State or Commonwealth Government funding

Discretionary Rebates

- The nature and extent of council services provided to the land in comparison to similar services provided elsewhere in the council area
- The community need (if any) that is being met by the activities carried out on the land
- The extent (if any) to which the activities carried out on the land provides assistance or relief to disadvantaged persons
- The extent of financial assistance (if any) being provided by Commonwealth or State Government, or other community grants (including from the City of Victor Harbor)

Please note: Additional information may be requested after receipt of your application. It is the responsibility of the applicant to establish their claim for entitlement to a rebate and supply all the information required to substantiate this claim. Where insufficient information or evidence is supplied, applications may be denied.

Important Information and Declaration
It is an offence for a person or body to make a false or misleading statement or representation in an application or to provide false or misleading information or evidence in support of an application made (or purporting to be made) under the Act.
The maximum penalty for this offence is $5,000.00 (Section 159 (2) of the Local Government Act 1999).

The Council may grant a rebate of rates or charges on such conditions as the Council thinks fit.

If a person or body has the benefit of a rebate of rates and the grounds on which the rebate has been granted cease to exist, the person or body must immediately inform the Council of that fact and (whether or not the Council is so informed) the entitlement to a rebate ceases.
If a person or body fails to notify the Council that person or body is guilty of an offence and liable to a maximum penalty of $5,000.00 (Section 159 (7) and (8) of the Local Government Act 1999).

The Council may, for proper cause, determine that an entitlement to a rebate of rates under the Act no longer applies.

Where an entitlement to a rebate of rates ceases or no longer applies during the course of a financial year, the Council is entitled to recover rates, or rates at the increased level (as the case may be), proportionate to the remaining part of the financial year.

I declare that the information I have provided on and attached to this application form is true and correct.

Print Full Name PAUL HUGH MCLACHLAN Date 21ST JULY 2022

Signature P H Mclachlan

2021/2022 – FM7.69.007

Rate Rebate Application Form

Please complete this form in **BLOCK LETTERS** and return by:

- **Post:** PO Box 11, Victor Harbor SA 5211
- **Email:** localgov@victor.sa.gov.au
- **In person:**1 Bay Road, Victor Harbor

P 08 8551 0500
F 08 8551 0501
E localgov@victor.sa.gov.au
www.victor.sa.gov.au

Applicant Details

Name MR PAUL MCLACHLAN

Company CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

Address P.O. BOX [redacted] VICTOR HARBOR S.A. 5211

Email [redacted] Phone [redacted]

Property Details

Assessment Number A5862 Valuation Number 4510157153

Address 2/46-52 OCEAN STREET VICTOR HARBOR S.A. 5211

Owner CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

Note: If the application for a rate rebate is for multiple properties, each assessment must be separately identified (a separate listing can be attached if necessary)

Categories of rebate

Please tick the category of rebate under which you are seeking a rebate (section numbers quoted refer to the Local Government Act 1999

Mandatory 100% rebate

- ☐ **Health Service (Section 160) –** land being predominantly used for service delivery or administration by a hospital or health centre incorporated under the South Australia Health Commission Act 1976
- ☐ **Religious Purposes (Section 162)** - land containing a church or other building used for public worship (and any grounds), or land solely used for religious purposes
- ☐ **Public Cemeteries (Section 163)** - land being used for the purposes of a public cemetery
- ☐ **Royal Zoological Society of SA (Section 164)** - land (other than land used as domestic premises) owned by, or under the care, control and management of, the Royal Zoological Society of South Australia Incorporated

Mandatory 75%

- ☐ **Educational Purposes (section 165) –** land that is
  - ☐ Occupied by a Government school under lease or licence and being used for educational purposes, or
  - ☐ Occupied by a Non-government school registered under the Educational and Early Childhood Services (Registration and Standards) Act 2011 and being used for educational purposes, or
  - ☐ Used by a university or university college to provide accommodation and other forms of support to students on a not-for-profit basis
- ☐ **Community Services (Section 161)** - land being predominantly used for service delivery and/or administration by a community services organisation

To qualify as a Community Service Organisation you must meet the following criteria;

(a) Is incorporated on a not for profit basis for the benefit of the public, **AND**

(b) Provides community services without charge or for a charge that is below the cost to the body of providing the services, **AND**

(c) does not restrict its services to persons who are members of the body

Which of the following services does your organisation provide from the property?

- ☐ Emergency accommodation
- ☐ Food or clothing for disadvantaged persons
- ☐ Supported accommodation (select at least one of the following)
  - ☐ Residential care facility that is approved for Commonwealth funding under the Aged Care Act 1997(Cwlth)
  - ☐ Accommodation for persons with mental health difficulties, intellectual or physical difficulties or other difficulties who require support in order to live an independent life
  - ☐ Accommodation provided by a community housing provider registered under the Community Housing Providers National Law that is incorporated on a not-for-profit basis for the benefit of the public
- ☐ Essential services or employment support for persons with mental health difficulties or with intellectual or physical disabilities
- ☐ Legal services for disadvantaged persons
- ☐ Drug or alcohol rehabilitation services
- ☐ Research into or community education about disease or illness, or palliative care to persons who suffer from disease or illness

Note: Disadvantaged persons are disadvantaged by reasons of poverty, illness, frailty or mental, intellectual or physical disability.

Are you seeking an increase to the Mandatory 75% rebate? **Yes** **No**

If you have answered yes, please indicate the amount of rebate you are applying for and the reasons to justify your request; _____ %

_____

_____

_____

_____

_____

_____

Discretionary Rebate (Section 166)

Council may grant a rebate of rates at it's discretion in any of the following cases. Please indicate which of the following cases is applicable to your application;

- ☐ (a) the rebate is desirable for the purpose of securing the proper development of the area (or a part of the area)
- ☑ (b) the rebate is desirable for the purpose of assisting or supporting a business in its area
- ☐ (c) the rebate will be conducive to the preservation of buildings or places of historic significance
- ☐ (d) the land is being used for educational purposes
- ☐ (e) the land is being used for agricultural, horticultural or floricultural exhibitions
- ☐ (f) the land is being used for a hospital or health centre
- ☐ (g) the land is being used to provide facilities or services for children or young persons
- ☐ (h) the land is being used to provide accommodation for the aged or disabled
- ☐ (i) the land is being used for a residential aged care facility that is approved for Commonwealth funding under the Aged Care Act 1997 (Commonwealth) or a day therapy centre
- ☑ (j) the land is being used by an organisation which provides a benefit or service to the local community
- ☐ (k) the rebate relates to common property or land vested in a community corporation under the Community Titles Act 1996 over which the public has a free and unrestricted right of access and enjoyment
- ☐ (l) the rebate is appropriate to provide relief against what would otherwise amount to a substantial change in rates payable due to:
  - ☐ a redistribution of the rates burden within the community arising from a change to the basis or structure of the council's rates, or
  - ☐ a change to the basis on which land is valued for the purpose of rating, rapid changes in valuations, or anomalies in valuations
- ☐ (m) where the rebate is appropriate to provide relief in order to avoid what would otherwise constitute:
  - ☐ a liability to pay a rate or charge that is inconsistent with the liabilities that were anticipated by the council in its annual business plan, or
  - ☐ a liability that is unfair or unreasonable
- ☐ (n) where the rebate is to give effect to a review of a decision of the council under chapter 13 part 2 of the Act (Internal Review of Council actions)
- ☐ (o) where the rebate is contemplated under another provision of this Act

Please specify the amount of discretionary rebate you are applying for 100 %

Please specify why you believe the Council should grant a rebate of rates for the applicant property.

SEE ATTACHED DOCUMENTATION

Supporting Documentation
The Council requires you to attach the following information to this application:

- Evidence that the land is being predominately used for the purpose for which the rebate is being sought

Community Services Rebate

- Evidence that the land is being used for service delivery and/or administration
- A copy of the organisation's Constitution and/or other documentation establishing that it is incorporated on a not-for-profit basis
- A copy of the organisation's latest Annual Report
- Evidence that the service is provided free of charge or below cost
- Evidence that the service is provided to persons other then members
- Evidence (if any) of receipt of State or Commonwealth Government funding

Discretionary Rebates

- The nature and extent of council services provided to the land in comparison to similar services provided elsewhere in the council area
- The community need (if any) that is being met by the activities carried out on the land
- The extent (if any) to which the activities carried out on the land provides assistance or relief to disadvantaged persons
- The extent of financial assistance (if any) being provided by Commonwealth or State Government, or other community grants (including from the City of Victor Harbor)

Please note: Additional information may be requested after receipt of your application. It is the responsibility of the applicant to establish their claim for entitlement to a rebate and supply all the information required to substantiate this claim. Where insufficient information or evidence is supplied, applications may be denied.

Important Information and Declaration
It is an offence for a person or body to make a false or misleading statement or representation in an application or to provide false or misleading information or evidence in support of an application made (or purporting to be made) under the Act.
The maximum penalty for this offence is $5,000.00 (Section 159 (2) of the Local Government Act 1999).

The Council may grant a rebate of rates or charges on such conditions as the Council thinks fit.

If a person or body has the benefit of a rebate of rates and the grounds on which the rebate has been granted cease to exist, the person or body must immediately inform the Council of that fact and (whether or not the Council is so informed) the entitlement to a rebate ceases.
If a person or body fails to notify the Council that person or body is guilty of an offence and liable to a maximum penalty of $5,000.00 (Section 159 (7) and (8) of the Local Government Act 1999).

The Council may, for proper cause, determine that an entitlement to a rebate of rates under the Act no longer applies.

Where an entitlement to a rebate of rates ceases or no longer applies during the course of a financial year, the Council is entitled to recover rates, or rates at the increased level (as the case may be), proportionate to the remaining part of the financial year.

I declare that the information I have provided on and attached to this application form is true and correct.

Print Full Name PAUL HUGH MCLACHLAN Date 21ST JULY 2022

Signature P H Mclachlan

Christian Friendship Centre Inc.
A.B.N. 42 852 800 506

P.O. Box [redacted]

VICTOR HARBOR S.A. 5211

23rd May 2022

Assessment Number(s) : A5680 and A5682

RE : COUNCIL RATE REBATE

The Christian Friendship Centre is used solely for religious purposes. It is a not for profit organisation staffed by a team of volunteers from local churches. and a paid part time manager. The christian friendship centre is overseen by a committee, who are all volunteers. The property is used to offer low cost refreshments and sales of christian books, bibles and other items from which profits go towards the school chapliancy program in local schools. It has been appreciated by the lonely and troubled people who also rely on our low cost refreshments for a nourishing meal during the day. It can also be noted that Councillor Nicholas Hayes is a current member of our committee.

Mr John Hutchinson
Chairman
Christian Friendship Centre Inc.

No. of Association

4714

SOUTH *AUSTRALIA*

ASSOCIATIONS INCORPORATION ACT, 1956-1965

CERTIFICATE OF INCORPORATION OF AN ASSOCIATION

I Hereby Certify that

CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

is incorporated under the provisions of the Associations Incorporation Act, 1956-1965

Given under my hand and seal at Adelaide, in the State of South Australia,

this 30th day of June 1975.

Assistant Registrar of Companies

Certified Copy

Christian Friendship Centre Incorporated
CONSTITUTION AND RULES

1. NAME
The name of the Association shall be the CHRISTIAN FRIENDSHIP CENTRE INCORPORATED

2. MEMBERSHIP
Membership of the Association shall comprise of people from local churches who subscribe to the Objects of the Association.
New members may be invited to membership at any meeting, provided a motion notifying the names of proposed new members is set out in the notice of such meeting and forwarded to all members. A majority vote of all members shall be required for the admission of such members. There is no membership fee.

3. POWERSOF THE ASSOCIATION
The Association shall have all the powers conferred by section 25 of the Act

4. OBJECTS
The Objects of the Association are to spread the knowledge of the Gospel of the Lord Jesus Christ as declared in His Holy Word, the Bible, and through the opportunity to share in a friendly, comfortable atmosphere and to provide light refreshment.

5. POLICY
The Association shall be a Not-For-Profit Association in accord with the provisions of the Associations Incorporations Act 1985. The policy shall be to provide Christian Resources and to distribute proceeds to Christian Outreach and/or Missions as may be desired from time to time. Volunteer staff will usually be sourced from local Christian churches.

6 MANAGEMENT
The Management of the Association shall be vested in
6.1 The personnel of the Association
6.2 The Chairman, Secretary and Treasurer, shall be elected annually at the Annual General Meeting
6.3 The Executive Committee will comprise the Chairman, Secretary, Treasurer and will be responsible to the Association and oversee the Shop Manager's role.
6.4 A Public Officer shall be appointed from the Executive Committee members at the AGM.
6.5 A Shop Manager may be employed and shall be responsible to the Executive Committee for

- Daily operations of the Christian Friendship Centre
- The engagement and oversight of all volunteer staff
- Working together with the Executive Committee on approved programs of the Association.
- Authorized expenditure and negotiation of sales and purchases, orders and supplies for the approved programs of the Association.

7. AUDITOR
An Auditor shall be appointed at the Annual Meeting, to audit all books of account. The Auditor shall not be a member of the Association

JUSTICE OF THE PEACE FOR SOUTH AUSTRALIA
I certify this to be a true & correct copy of the original as sighted by me at Victor Harbor
19/8/2021.
Christopher PROCTER JP ID # 30789

J.P.# 30789
19/08/2021.

Certified Copy

8. ALTERATION TO RULES

Alterations to this Constitution and Rules shall be only at any Annual General Meeting, or a special meeting of members, called for that purpose, providing that such alteration is set out in the Notice of such meeting forwarded to all members at least fourteen days before such meeting.

9. MEETINGS

All meetings of the Association and the Executive Committee shall be presided over by the Chair or in his/her absence, by a Chair appointed for that purpose. Business shall be conducted by majority vote of members present.
The Chair of any meeting shall have a deliberative and a casting vote.
Meetings of the Association Members will be held quarterly unless otherwise determined.

10. COMMONSEAL

The Common Seal of the Association shall be held by the Public Officer, and used to seal contracts and documents for the execution of the programs of the Association.

11. FINANCE

The first financial year of the association shall be the period ending on the next 30 June following incorporation, and thereafter a period of 12 months commencing on 1 July and ending on 30 June each year.

The association shall keep and retain such accounting records as are necessary to correctly record and explain the financial transactions and financial position of the association in accordance with the Act.

It shall be the policy of the Association to distribute any profits and/or donations, for the furtherance of the Objects of the Association. The Treasurer shall be responsible for the keeping of all monies, which shall be banked regularly in an account in the name of the Association. The Association bank account shall be operated by the signature of any two of three persons comprising Chairman, Treasurer and Shop Manager, or in the event of an electronic transfer, by the lodgment of authorizations of any two of the same three office holders.
Audited statements of all Accounts shall be presented to the Annual General Meeting.
Full financial statements presented to quarterly Association meetings

12. DISSOLUTION

If at any time the Executive Committee or other members of the Association considers that the Association should be dissolved, it shall present its reasons to a special general meeting of the Association. If a resolution for dissolution is carried by a three quarters majority of voting members present, the real and personal property of the Association shall be sold and disposed of by private treaty or by auction as determined and the moneys arising from such sale and disposition, after payment of all incidental expenses and debts and liabilities of the Association, shall be distributed to such other charitable institutions and in such proportions and in such manner as the Association may determine provided the institutions are approved by the Commissioner of Taxation for the purpose of Section 78 (1) (A) or passed in substitution thereof.

JUSTICE OF THE PEACE FOR SOUTH AUSTRALIA
I certify this to be a true & correct copy of the original as sighted by me at Victor Harbor 2/3
19/8/2021
Christopher PROCTER JP ID # 30789

J.P.# 30789.
19/08/2021.

Certified Copy

13. ASSOCIATIONS INCORPORATION ACT

Notwithstanding anything in these Rules, the Association shall, after the issue of a Certificate of Incorporation, be subject to the Association Incorporation Act 1985 and as amended from time to time, and to the Regulations made under that Act.

This CONSTITUTION AND RULES document

Amended and Adopted 9TH FEBRUARY 2021 date

Chairman J.N. Hutchison Secretary

JUSTICE OF THE PEACE FOR SOUTH AUSTRALIA
I certify this to be a true & correct copy of the original as sighted by me at Victor Harbor 3/3
19/8/2021
Christopher PROCTER JP ID # 30789

S.P. #30789.
19/08/2021.

Attachment B

From: .Paul .McLachlan
To: City of Victor Harbor
Subject: IREC32084123 - FM7.69.007 - Re: OREC17056322 - FM7.69.007 - RE: IREC30095422 - FM7.69.007 - Rate Rebate Application
Date: Tuesday, 17 January 2023 7:30:59 AM
Attachments: Letter to coulcil (5).docx

Good Morning

I am of the understanding that our application for a rates rebate will be discussed at the next council meeting on the 23rd January..

Can I please add the attached letter to the discussion.

With much appreciation.

Paul McLachlan
Christian Friendship Centre

> ------ Original Message ------
> From: "City of Victor Harbor"
> To: "'.Paul .McLachlan'"
> Sent: Monday, 29 Aug, 2022 At 2:33 PM
> Subject: OREC17056322 - FM7.69.007 - RE: IREC30095422 - FM7.69.007 - Rate Rebate Application
>
> Good afternoon
>
> Thank you for your application.
>
> The application has not been completed, as you have not identified which section of the act you are applying under.
>
> If you believe you are entitled to a rebate, please complete the application in full.
>
> Kind regards

Heather Winter | Senior Rates Officer

City of Victor Harbor

1 Bay Road, Victor Harbor SA 5211

Phone: 08 8551 0500

Email: localgov@victor.sa.gov.au

www.victor.sa.gov.au



The information on this e-mail may be confidential and/or legally privileged. It is intended solely for the addressee. Access to this e-mail by anyone else is unauthorised. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you believe you have received this email by mistake please contact the City of Victor Harbor immediately on +61 8 8551 0500 or email localgov@victor.sa.gov.au. For further information on video calls please visit the City of Victor Harbor's website http://www.victor.sa.gov.au/page.aspx?u=1942

From: .Paul .McLachlan
Sent: Thursday, 21 July 2022 8:21 AM
To: City of Victor Harbor <localgov@victor.sa.gov.au> **Subject:** IREC30095422 - FM7.69.007 - Rate Rebate Application

Please find attached application for a rate rebate.

To the City of Victor Harbor:

Further to our application for exemption of Council Rates we would like the Council to be aware of the commencement and progress of the Christian Friendship Centre in Victor Harbor.

In July of this year it celebrates its fiftieth Anniversary. The Centre was established largely by an initiative of the Adare Church in Victor Harbor as a drop in Centre for young people. For some years it was common to see it filled in the evenings with teenagers.

When the age for drinking at hotel bars was lowered to 18 fewer frequented the CFC. The Centre then continued on daily place of friendship operated by volunteer staff from local churches. It served refreshments and sold Christian books, Bibles, cards and other merchandise with all profits going towards church approved charities and missions.

An opportunity arose for it to purchase the adjoining shop which gave it access to Ocean Street. This was achieved through donations, low and no interest loans from the Christian public. The additional space has proved invaluable and enabled us to keep the initial premises mainly for refreshments.

More recently it has suffered a downturn in revenue largely due to Covid but is still able to be a major contributor towards the work of school chaplains in our area.

It is staffed by volunteers and is solely a Christian institution and charity and we feel that it is eligible for rate exemptions in the same way as other Christian institutions.

Trust our application will receive due consideration.

4.2 Adjourned Item - Motion on Notice - Reducing Operational Risk in the 2022/23 Business Plan - Cr Andrew Robertson

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Kellie Knight-Stacey
File Reference	FM7.11.026

RECOMMENDATION

CURRENT MOTION BEFORE COUNCIL

OC4222022 Moved: Cr Andrew Robertson
Seconded: Cr David Kemp

That Council approve a reduction in the activities and expenditure in the 2022/23 Business Plan and Budget of $1.5m capital expenditure and $0.7m of operating budget, to substantially mitigate the operational risk, eliminate works in progress carryover to 2023/24 and give a boost to the Corporate Systems Implementation Project. Project activity and budget reduction to be focused on business units facing the most severe staffing constraints.

INFORMATION

Adjourned Business
At the Ordinary Council Meeting on the 26 September 2022, Council resolved:

OC4212022 Moved: Cr Andrew Robertson
Seconded: Cr Tim Glazbrook
That Council receive and note the Motion on Notice - Reducing Operational Risk in the 2022/23 Business Plan - Cr Andrew Robertson report.

CARRIED

OC4222022 Moved: Cr Andrew Robertson
Seconded: Cr David Kemp
That Council approve a reduction in the activities and expenditure in the 2022/23 Business Plan and Budget of $1.5m of capital expenditure and $0.7m of operating budget, to substantially mitigate the operational risk, eliminate works in progress carryover to 2023/24, and give a boost to the Corporate Systems Implementation Project. Project activity and budget reduction to be focused on business units facing the most severe staffing constraints.

7.43pm
FORMAL MOTION
OC4232022 Moved: Cr David Kemp
Seconded: Cr Nick Hayles
That the item be adjourned until the January 2023 Council Meeting.

CARRIED

Commentary Subsequent to Adjournment

In meeting the requirements of the adjournment (OC4232022) this report is presented to Council for consideration. At the time of the adjournment, Council was in caretaker period in accordance with Section 91A of the *Local Government (Elections) Act 1999*. The Acting Chief Executive Officer determined that the proposed Motion on Notice met the definition of a '*Significant Decision'* as per Council's Caretaker Policy.

Council considered the report to assess whether the decision should be deferred and subsequently resolved to adjourn the item.

Council adopted the 2022/23 Annual Business Plan and Budget on 13 July 2022. The budget allowed for net capital expenditure of $11,765,500 and an operating deficit of $1,092,700.

The first budget review as at 30 September 2022 was presented to Council on 12 December 2022 and provided net capital expenditure of $12,124,300 and an operating deficit of $1,139,500.

The December budget review is currently being collated and is due to be presented to the Audit Committee and Council in February 2023. The completion of the 2021/22 Financial Statements and in particular the impact of asset revaluations and change in accounting treatment for the Corporate System Project will result in an increase to the operating budget.

Should Council approve a reduction in capital and operating expenditure as per the Motion of Notice, there will need to be a significant reduction in services and/or service levels. This may require workshops, stakeholder engagement, community impact and risk assessments to be conducted, putting further pressure on resourcing and delaying the Corporate System Project.

It is recommended that Council do not support the Motion on Notice, noting that the December Budget Review will be presented in February for consideration and that administration will continue to work on reducing the operating deficit as the year progresses.

In addition to the risks presented in the original report, the following risk assessments are provided:

Reputation – Should Council endorse the Motion on Notice as presented, it is likely that service and/or service level reductions will be required. This risk is assessed as ***high***.

Financial Management – Should Council endorse the Motion on Notice as presented, it is likely that Finance staff will need to undertake the analysis and identification of service and/or service level reductions. This will delay the Corporate System Project and will likely result in considerable increases to costs due to contractual arrangements and rescheduling of works. This risk is assessed as ***high***.

The original report presented to the Ordinary Council meeting held 26 September 2022 is provided below for Members information.

Purpose

The purpose of this report is to provide, for consideration, a Motion submitted by Cr Andrew Robertson pursuant to Regulation 12(1) of the *Local Government (Procedures at Meetings) Regulations 2013* in relation reducing the operational risk in the 2022/23 Annual Business Plan and Budget.

A copy of Cr Andrew Robertson's written submission and preamble is provided at Attachment A.

Council Member Commentary

Essentially the motion is a proposal to reduce the risk to staff welfare, non-completion of the 2022/23 Business Plan, and especially to give focus, and impetus, to implementation of the Corporate Systems Implementation Project (CSIP) in 2022/23.

The Council is facing a "perfect storm" of conditions that put the ambitious 2022/23 Business Plan in jeopardy.

1. *In addition to an ambitious $11m programme of new, 2022/23 capital works, the CVH is still fully occupied completing a $5m programme of "works in progress" from 2021/22, notably the Visitor and Whale Centre, and Main Street Stage 4.*

2. *The Administration has been particularly constrained in 2022 by issues of senior staff medical leave and a spate of absence due to Covid infection. This has required a lot of "doubling up" of duties which has in some cases lasted for many months, exhausting most staff.*

3. *The Corporate System Implementation Project (CSIP) made significant strides during 2022 in the implementation of the project and especially staff training in the use of the new software. However the project places considerable stress on staff as they learn new corporate culture and practices.*

4. *Skilled staff losses through resignation are very difficult to replace with private sector packages becoming much more attractive and shortages of skilled and experienced staff being hard to find.*

5. *2022 Council Election. Council decision making and monitoring capability is very limited in the five months of September to January. From September the Council is in Caretaker mode. A new Council will be elected in mid-November with the November and December Council meetings being almost back-to-back and activities being focused on orientation, training and formation. The first really fully involved Council meeting will be at the end of January.*

Senior Management proposed seven immediate actions to "mitigate organisational risk" to the August Council, which were approved. These seven actions essentially reduced customer service obligations, put off the review of strategic policies, and placed emphasis on quarterly rather than monthly reporting.

The seven actions did not, however, address the crux of the operational risk issue; ambitious

project and activity targets, and workload, in the face of inadequate staffing resources.

The Council went out to public consultation in May with a 2022/23 Budget that proposed a Capital budget of $15m and an Operating deficit of $0.6m. The high levels of expenditure received significant community criticism. The final approved 2022/23 budget had a capital spend of $16.5m and an operating deficit of $1.2m.

In essence it is proposed that 2022/23 Budget be reduced as follows;

1. *Capital budget from $16.5m to $15m*

2. *Operating Deficit be reduced from $1.2m to $0.5m*

It is important to note that the activity and budget trimming being proposed, may be reinstated, in part or whole, should staffing, material and economic circumstances change for the better, in 2023.

The issue of mitigating operational risk is "scheduled for determination by the incoming Council" that effectively means the matter won't be dealt with till the end of January. The extreme project risks in the current Business Plan are a child of this Council and should not be left to languish for five months.

Motion

That Council approve a reduction in the activities and expenditure in the 2022/23 Business Plan and Budget of $1.5m of capital expenditure and $0.7m of operating budget, to substantially mitigate the operational risk, eliminate works in progress carryover to 2023/24, and give a boost to the Corporate Systems Implementation Project. Project activity and budget reduction to be focused on business units facing the most severe staffing constraints.

Officer Commentary
Council's Caretaker Policy (the Policy) defines a Significant Decision as follows:

Significant Decision *means any major policy or other decision which will significantly affect the Council area or community or will bind the incoming Council.*

The Policy then defines the following as a Major Policy decision:

Major Policy *decision includes any decision (not being a Designated Decision):*
a) to spend unbudgeted monies;
b) to conduct unplanned public consultation;
c) to endorse a new policy;
d) to dispose of Council land;
e) to approve community grants;
f) to progress any matter which has been identified as an election issue; and
g) any other issue that is considered a major policy decision by the Chief Executive Officer.

In accordance with the above Policy definitions, and in consultation with the Mayor, the Acting Chief Executive Officer has determined the proposed Motion on Notice is a Significant

Decision. The Acting Chief Executive Officer (CEO) is required to report this determination to the Council. The Policy requires that any Significant Decision within the Caretaker Period is treated in a specific manner, as follows:

6.2 Treatment of Significant Decision

So far as is reasonably practicable, the Chief Executive Officer should avoid scheduling significant decisions (including major policy decisions) for consideration during an Election Period and ensure that such decisions:

- *are considered by Council prior to the Election Period; or*
- *are scheduled for determination by the incoming Council.*

Where the Chief Executive Officer has determined that a decision is significant, but circumstances arise that require the decision to be made during the Election Period, the Chief Executive Officer will report this to the Council.

The aim of the Chief Executive Officer's report is to assist Council Members assess whether the decision should be deferred for consideration by the incoming Council.

The Chief Executive Officer's report to Council will address the following issues (where relevant):

- *why the matter is considered significant;*
- *why the matter is considered urgent;*
- *what are the financial and other consequences of postponing the matter until after the election, both on the current Council and the incoming Council;*
- *whether deciding the matter will significantly limit options for the incoming Council;*
- *whether the matter requires the expenditure of unbudgeted funds;*
- *whether the matter is the completion of an activity already commenced and previously endorsed by Council;*
- *whether the matter requires community engagement;*
- *any relevant statutory obligations or timeframes; and*
- *whether dealing with the matter in the Election Period is in the best interests of the Council area and community.*

Council will consider the Chief Executive Officer's report and determine whether or not to make the decision.

6.2.1 Role of the Chief Executive Officer

The determination as to whether a major policy or any other decision is significant will be made by the Chief Executive Officer, after consultation with the Mayor or Chairperson (as relevant).

The Chief Executive Officer must keep a record of all such determinations made and make this list available to candidates upon request.

The contents of this report have been prepared to assist Council Members to assess

whether the decision should be deferred, for consideration by the incoming Council. Council must consider the report and accordingly, determine whether or not to make the decision. The following questions/statements are taken from the Caretaker Policy, with responses provided to guide Council's decision in this regard.

Why is the matter considered significant?
The matter is considered significant because it is an election issue and the Acting CEO has determined that it is a major policy decision.

Why is the matter considered urgent?
The matter is not considered urgent. It will also not impact Council rates which have already been determined for the financial year. Changes to budget will occur across the financial year and will be determined and reported through regular budget review processes based on information available at that time.

What are the financial and other consequences of postponing the matter until after the election, both on the current Council and the incoming Council?

Resolving according to the Motion on Notice may have the impact of impeding staff in the delivery of capital projects and operational activities in the current dynamic environment. Flexibility in budgets and projects in this environment is key to ensuring that staff have the ability to move between projects and activities in response to material and/or contractor shortages.

The capital program has been determined via a series of six Elected Member workshops, taking into account Asset Management and Long Term Financial plans, strategic priorities, capacity to deliver and market dynamics. Each of the projects has been assessed against a multi-variable evaluation matrix to determine priority. Ultimately, the scale and mix of projects was endorsed by Council as having a reasonable chance of being achieved. Whilst it is acknowledged that the current market dynamics will undoubtedly play a role in delivery,

Administration is well underway in the delivery of the capital program. Of the $16.9m approved capital budget, 65% is made up of just five major projects/investments: $8.15m for the Mainstreet project (currently on schedule and on budget), $1.3m for the Corporate Systems project (a multi-year project, currently tracking on schedule and on budget), $0.5m for plant and machinery (procurement for all but four items has been completed); $0.5m for the Victor Harbor Horse Tram Authority's stables and VIP building (design/ procurement underway); and $0.4m for replacement of the channel markers (procurement completed, detailed design underway). The remaining $6m is largely accounted for by replacement works which, as far as possible, have been programmed according to the 10-year maintenance/ replacement program. It is also noted that the $16.9m capital budget is offset by $5.2m in grant funding.

Delivery of the capital portfolio will ultimately still depend on staff/contractor/material availability and it is possible that there will be some capital projects assigned to Work In Progress (WIP) and necessarily carried forward into the 2023/24 budget. However, at this stage, we are progressing well toward achieving our 2022/23 capital program.

It is likely that due to an inability to quickly fill vacant positions, savings in the Operating

budget may naturally evolve, with the effect of achieving operational savings at the end of financial year. A reduction of Operating budget at this stage in the financial year may challenge the ability to recruit the necessary positions that will be essential in supporting the organisation to deliver services and projects for the community. In particular, this may negatively impact delivery of Council's Corporate Systems Implementation Project which relies heavily upon an ability to backfill subject matter experts engaged to work within the project.

Putting this in terms of Risk Management, resolving the way of the Motion on Notice would not have the intended effect of mitigating risk. Rather, reducing the Operating budget may in fact have the opposite effect and the unintended consequence of increasing service and compliance risks to outside of tolerable levels. Mitigating these risks has been the focus of the organisation.

Whether deciding the matter will significantly limit options for the incoming Council.
As described above, there is likely to be some WIP for capital projects that will require the incoming Council to set aside funds for project completion in 2023/24. This was a decision made at the time of budget endorsement by Council, with the knowledge that WIP was a reasonable possibility in the current dynamic environment. This was weighed up against the need to provide some flexibility for staff to respond to changing market conditions whist ensuring sufficient capital for staff.

A decision to delay making a decision on this Motion until the new Council has commenced will not have the effect of significantly limiting their options.

Whether the matter requires the expenditure of unbudgeted funds.
Funds for completion of Capital works and operations are all within the endorsed 2022/23 budget. Where a project cannot be achieved within the endorsed budget, it would require a further decision of Council, and this would occur outside of the Caretaker Period, if required.

Whether the matter is the completion of an activity already commenced and previously endorsed by Council.
The projects and operating activities are previously endorsed by the Council, and hence, many have already commenced planning, implementation, design or construction.

Whether the matter requires community engagement.
Council consulted regarding its 2022/23 draft budget prior to adoption, in line with statutory consultation requirements. A decision to alter the endorsed budget would not necessarily trigger requirements for further community engagement.

Any relevant statutory obligations or timeframes
There are no statutory obligations or timeframes relevant to this decision and as such, it would be suitable for the incoming Council to determine any changes to the budget as they see fit. Caretaker Policy requirements are, however, a consideration.

Whether dealing with the matter in the Election Period is in the best interest of the Council area and community.
Council has previously considered and endorsed the 2022/23 budget. There is no reason to make a further decision to alter the 2022/23 budget during the Election Period. A decision to

cut the budget at this point may impede efficient and effective delivering of the endorsed Annual Business Plan.

Having prepared the required information for the report to Council, it is recommended to the Council that a decision is not made in relation to this Motion on Notice at this time, in acknowledgement of the Caretaker Policy and that Significant Decisions should be avoided where possible.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – A Motion on Notice received within the required timeline must lawfully be presented to Council with the agenda. Though with Caretaker period now commenced, Council's Caretaker Policy outlines certain requirements for the treatment of decisions determined to be Significant in accordance with the Policy. Making Significant Decisions is discouraged during the Caretaker period unless the decision is urgent and required to be made. Council, having considered information presented by the Acting Chief Executive Officer, may determine to make a Significant Decision, as it is not strictly prohibited (whereas Designated Decisions are strictly prohibited). The report has been prepared in accordance with requirements of both Council's Code of Practice for Meeting Procedures and Caretaker Policy requirements. This risk is considered ***low***.

Financial Management – The Motion on Notice seeks to reduce both the endorsed capital and operating budgets for 2022/23 by $1.5million and $700,000 respectively. This risk is considered low. Service Delivery – Reductions in the endorsed Capital and Operating budgets for 2022/23 would increase service delivery risks. In particular, flexibility is required in delivery of the Capital works program given current constraints in relation to materials and contractors, to ensure that employed project management and field based staff are able to continue delivery of projects across the full year. Reducing the Operating budget may impede recruitment of staff and the delivery of key activities and projects, including the Corporate Systems Implementation Project which is essential in the future delivery of more efficient and effective Council operations This risk is assessed as ***high***.

Employee and Public Safety – Recruitment of staff to relieve pressures on the current workforce is essential given the current shortages and absences that have been impacting on staff wellbeing in recent times. Reducing the Operating budget will impede the ability to backfill/recruit much needed positions to relieve workload impacts on staff. This risk is assessed as ***high***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration - We are a financially sustainable and well-governed organisation

Other references used:

- Local Government (Meeting at Procedures) Regulations 2013
  Regulation 12 – Motion

- Caretaker Policy
  Clause – 6.2 – Treatment of Significant Decision
  Clause 6.2.1 – Role of the Chief Executive Officer

- Local Government (Elections) Act 1999
  Section 91A – Conduct of council during election period

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in the preparation of this report.

Should Council support the Motion on Notice, there will need to be further works to assess both the financial and community impact.

CONSULTATION

Chief Executive Officer – Victoria MacKirdy

Team Leader Management Accounting – Stephanie Juhas

Finance Consultant – Mark Threadgold

Attachment A

From: Andrew Robertson
To: Karen Rokicinski
Cc: Andrew Robertson; David Kemp
Subject: Notice of Motions - Council Meet 26 Sept 2022
Date: Monday, 12 September 2022 1:27:16 AM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png

Good morning Karen,

File Reference GOV9.24.003
Dated 11 September, 2022

I wish to give notice of my intention to move the following two motions at the next meeting of Council scheduled for 26 September, 2022:

Motion 1. Prohibition of dogs on Granite Island

Council Member Commentary.

Foxes, which continue to inhabit the dunes along the foreshore of Victor Harbor, and particularly around kiosks and cafes where there is food scrap to be scavenged, present the single most important predatory threat to the Penguin Colony on Granite Island.

The new Causeway includes new gates that hinder foxes crossing onto Granite Island. It is essential to the conservation of the native fauna species on Granite Island, and especially the remnant Little Penguin colony, that domestic dogs are prohibited from entry to Granite Island.

Dogs leave "scent trails" excreted through their paws, and foxes follow those trails.

Earlier this year permission was given to the Flinders University supervised - Penguin Monitoring Group to place an educational (sandwich-board style) signboard, on Council land, at the entrance to the Causeway, appealing to the public not take their dogs onto the Causeway, and explaining the reasons.

The **signboard has been extraordinarily effective in limiting the entry of dogs,** and foxes, onto Granite Island.

Both DEW and DIT have proposed new signage (outlined in elected member update of Friday 9 September) to address the issue of prohibiting dogs on Granite Island. Unfortunately the signage will be ineffective in keeping dogs off the island as;

1. The sign/symbol prohibiting dogs is a circular decal extremely difficult to read because of its very small size
2. The signage has no educational element

It is important that Council, which is responsible for dog control on Council land, and the control of feral pests such as foxes, and also for conservation of native fauna species takes steps to alert people to the prohibition of dogs on the causeway and granite island well before they step onto the Causeway.

It is critical to note that the Penguin colony on Granite Island was the major night time, winter to Easter, tourist attraction for Victor Harbor. The present population is on the verge of extinction, and every effort must be made to preserve, and grow, the colony.

Motion

That Council approve the permanent erection, on Council land nearest to the causeway entrance, of the present sign (in sandwich-board format) which was funded by the Save the

Penguins of Granite Island and the Penguin Monitoring Groups.
++++++++++++++++++++++++++++++

Motion 2. Reducing Operational Risk in the 2022/23 Business Plan
Council Member Commentary.

Essentially the motion is a proposal to reduce the risk to staff welfare, non-completion of the 2022/23 Business Plan, and especially to give focus, and impetus, to implementation of the Corporate Systems Implementation Project (CSIP) in 2022/23.
The Council is facing a "perfect storm" of conditions that put the ambitious 2022/23 Business Plan in jeopardy.

1. In addition to an ambitious $11m programme of new, 2022/23 capital works, the CVH is still fully occupied completing a $5m programme of "works in progress" from 2021/22, notably the Visitor and Whale Centre, and Main Street Stage 4.
2. The Administration has been particularly constrained in 2022 by issues of senior staff medical leave and a spate of absence due to Covid infection. This has required a lot of "doubling up" of duties which has in some cases lasted for many months, exhausting most staff.
3. The Corporate System Implementation Project (CSIP) made significant strides during 2022 in the implementation of the project and especially staff training in the use of the new software. However the project places considerable stress on staff as they learn new corporate culture and practices.
4. Skilled staff losses through resignation are very difficult to replace with private sector packages becoming much more attractive and shortages of skilled and experienced staff being hard to find.
5. 2022 Council Election. Council decision making and monitoring capability is very limited in the five months of September to January. From September the Council is in Caretaker mode. A new Council will be elected in mid-November with the November and December Council meetings being almost back-to-back and activities being focused on orientation, training and formation. The first really fully involved Council meeting will be at the end of January.

Senior Management proposed seven immediate actions to "mitigate organisational risk" to the August Council, which were approved. These seven actions essentially reduced customer service obligations, put off the review of strategic policies, and placed emphasis on quarterly rather than monthly reporting.
The seven actions did not, however, address the crux of the operational risk issue; ambitious project and activity targets, and workload, in the face of inadequate staffing resources.
The Council went out to public consultation in May with a 2022/23 Budget that proposed a Capital budget of $15m and an Operating deficit of $0.6m. The high levels of expenditure received significant community criticism. The final approved 2022/23 budget had a capital spend of $16.5m and an operating deficit of $1.2m.

In essence it is proposed that 2022/23 Budget be reduced as follows;

1. Capital budget from $16.5m to $15m
2. Operating Deficit be reduced from $1.2m to $0.5m

It is important to note that the activity and budget trimming being proposed, may be reinstated, in part or whole, should staffing, material and economic circumstances change for the better, in

2023.
The issue of mitigating operational risk is "scheduled for determination by the incoming Council" that effectively means the matter won't be dealt with till the end of January. The extreme project risks in the current Business Plan are a child of this Council and should not be left to languish for five months.

Motion
That Council approve a reduction in the activities and expenditure in the 2022/23 Business Plan and Budget of $1.5m of capital expenditure and $0.7m of operating budget, to substantially mitigate the operational risk, eliminate works in progress carryover to 2023/24, and give a boost to the Corporate Systems Implementation Project. Project activity and budget reduction to be focused on business units facing the most severe staffing constraints.

Best regards

Cr Andrew Robertson

City of Victor Harbor
1 Bay Road, Victor Harbor SA 5211

Phone: 0416 396 663
Email: andrew.robertson@victor.sa.gov.au
www.victor.sa.gov.au



The information on this e-mail may be confidential and/or legally privileged. It is intended solely for the addressee. Access to this e-mail by anyone else is unauthorised. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you believe you have received this email by mistake please contact the City of Victor Harbor immediately on +61 8 8551 0500 or email localgov@victor.sa.gov.au.

5. MINUTES OF THE PREVIOUS MEETING

5.1 Minutes of the Previous Meeting - 12 December 2022

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Katie Common
File Reference	GOV9.24.001

RECOMMENDATION

That the minutes of the Ordinary Meeting of Council held 12 December 2022 be confirmed as true and accurate.

INFORMATION

Purpose
The purpose of this report is to confirm the Minutes of the previous meeting in accordance with Regulation 8(1) of the *Local Government (Meeting Procedures) Regulations 2013*.

Information
The minutes of the Ordinary Meeting of Council held 12 December 2022 have been distributed to Council Members.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – Preparation and reporting for the endorsement of the minutes can be managed through routine activities and have a negligible impact. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well–governed organisation

Other references used:

- Local Government (Meeting Procedures) Regulations 2013
  Regulation 8(1) – Minutes

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications from preparation of this report or endorsement of the minutes.

No additional funds are required.

CONSULTATION

Council Members

Chief Executive Officer – Victoria MacKirdy

6. DEPUTATIONS

6.1 Bronwyn Lewis – Project using waste matter as a circular economy and housing infrastructure initiative

6.2 Ian Pearce – Safety Concerns – Intersection of Acraman and Hill Street, Victor Harbor

7. QUESTIONS FROM THE GALLERY

8. PETITIONS

8.1 Petition - Encounter Bay Foreshore Protection

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Chelsie Butler
File Reference	EM5.64.007

RECOMMENDATION

That Council receive and note the Petition - Encounter Bay Foreshore Protection report.

INFORMATION

Purpose
The purpose of this report is for members to give consideration to petitions received pursuant to Regulation 10 of the *Local Government (Procedures at Meetings) Regulations 2013*.

Background
In accordance with the *Local Government (Procedures at Meetings) Regulations 2013*, a petition to Council:

- must be legibly written, or typed or printed, and
- clearly set out the request or submission of the petitioners; and
- include the name and address of each person who signed or endorsed the petition; and
- be addressed to the Council and delivered to the principal office of the Council.

The Encounter Bay Foreshore Protection petition meets the legislative requirements.

Commentary
Petitions allow the community to bring matters of concern to the attention of Council. Council can receive petitions for any matter that falls under its jurisdiction.

On Friday, 6 January 2023 a petition was received as follows: *to, as a matter of urgency, investigate and commence appropriate defense of the Encounter Bay Foreshore and Road, with the use of Councils own workforce.*

The petition contains 38 signatures and meets the legislative requirements of a petition. A copy of the petition is provided at Attachment A.

Officer Commentary
In 2021 Council undertook an extensive study of its coastline, from the Alexandrina Council

border to the Bluff. Subsequently, Council endorsed its Coastal Adaptation Study and Strategy in December 2021. A prioritised list of actions is included in the Strategy, one of which is a formal coastal monitoring program, which will commence in 2023. Further, Council was successful in attracting a grant of $518,000 from the Australian Governments Coastal and Estuarine Risk Mitigation Program to design and construct and engineered revetment along the Franklin Parade foreshore, between Fell and Charles streets. The detailed design of the revetment is included in the 2022/23 annual budget, with construction programmed for 2023/24, subject to budget endorsement.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – The petition has been completed and submitted in line with legislative requirements. The risk is assessed as ***low***.

Reputation – Not going ahead with the requested petition request may result in disappointment from signatories to the petition. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well-governed organisation.

Other references used:

- Local Government (Procedures at Meetings) Regulations 2013
  Regulation 10 – Petitions

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in receiving and noting the Encounter Bay Foreshore Protection Report.

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure – Kathy Hayter

Team Leader Environment and Recreation Strategy – Bronson Symmonds

Attachment A

6 January 2023

C. E. O. City of Victor Harbor Council

1 Bay Road,

Victor Harbor SA 5211

Submission of a petition for foreshore protection

Please find the attached petition for consideration by Council.

The subject of the petition is of concern, not only to residents and rate-payers, but also to visitors who note evidence of beach retreat/erosion.

It is understood that Council has a budget allocation for work to protect the fore-shore at Yilki, which is applauded, but the beaches generally are in distress.

Anecdotally, work by Council's work force at Policeman's Point in the past has been successful in retaining a sandy beach. Council might review that project and consider similar treatment elsewhere.

Thank you in anticipation of Council's study and implementation of a plan of action.

Yours faithfully,

John Milner, B.E. (Civil), B. Ec., M. Eng. Sc., F.I.E.Aust. (Ret.)

Head Petitioner

City of Victor Harbor
Council Meeting Procedures

We, the residents/ratepayers or (identify specific Group FORESHORE PROTECTION **) of Victor Harbor, request the City of Victor Harbor (Council):**

to, as a matter of urgency, investigate and commence appropriate defense of the Encounter Bay Foreshore and Road, with the use of Council's own workforce.

Name	Address	Signature
Andrew King	Durham Tce Royal Pk	
Olivia Kathigiotis	18 Harbour View	
Cameron Nicholls	15 Second Ave Jetty Rock	
Emma Duncan	15 Collins St, Hahndorf	
R & D Spears	U3, 2 Hutton St, PT	Elliot Kinsley
JAR KRANBAEN	9/6 STUART ST VH	
J. Wood	92 Hay Rd Aldinga	
A CAWOOD	M7 Comp 165	
N. GIANNONI	48 PLYMPTON	
J. Giannoni	PLYMPTON	
A. Busato	433 YANKA VALE RD SURREY DOWNS	
C PHILLIS	72 Stonefield Dr Bay	
P Dancher	13 Breeze Street, Port	
L WARK	" "	
M. Hamnett	28 George Main Rd	
S. Hamnett	" "	
W Moore	9 Flaxman St Callington	
S. Butcher	21 Cheeder Ave Condover	
L Dalley	21 Litchfield Pl Thurgona	
K WILLIAMS	15 KINROSS RD ARDROSSAN	
A. Draxler	26 Curzon ST	
W Jones	Victor Harbor	
P Woodward	Victor Harbour	
A Andrejeff	Victor harbour	
D Dickinson	Vict Harbor	
K.S. Warren	Berri	

City of Victor Harbor
Council Meeting Procedures

We, the residents/ratepayers or (identify specific Group FORESHORE PROTECTION**) of Victor Harbor, request the City of Victor Harbor (Council):**

to, as a matter of urgency, investigate and commence appropriate defense of the Encounter Bay Foreshore and Road, with the use of Council's own workforce.

Name	Address	Signature
[illegible]	[illegible]	
[illegible]	23 Kingfisher Cr, Encounter Bay	
[illegible]	43 Arer Ave [illegible]	
[illegible]	43 [illegible]	
GABBY MARSHAK	MOUNT GAMBIER	
[illegible]	52 PIX Rd 5113	
Natalie Langford	c/o Hallett Cove	
Caitlin Daymac	c/o Hallett Cove	
Libby Coughs	North Adle	
Steve Cross	[illegible]	
John Milner	45 Jaggard Rd Enc Bay	

City of Victor Harbor
Council Meeting Procedures

We, the residents/ratepayers or (identify specific Group Foreshore Protection) of Victor Harbor, request the City of Victor Harbor (Council):

to, as a matter of urgency, investigate and commence appropriate defense of the Encounter Bay Foreshore and Road, with the use of Council's own workforce.

Name	Address	Signature
JERRY ANDREWS	8 WATTLEBIRD ROAD	

9. OFFICE OF CHIEF EXECUTIVE OFFICER

9.1 Outstanding Resolutions - January 2023

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Katie Common
File Reference	GOV9.24.007

RECOMMENDATION

That the Council receive and note the Outstanding Resolutions for January 2023 report.

INFORMATION

Purpose
The purpose of this report is to provide Council with an up-to-date listing of the outstanding resolutions of Council as at the time of the Agenda preparation.

Background
A register of resolutions for the term of Council is maintained and a report included in each Ordinary Council meeting.

The register is presented as an attachment to the report and shows items completed since the last Council meeting and outstanding resolutions that still require action.

Commentary
The Outstanding Resolutions Register provided at Attachment A details items still to be actioned and those completed since the Ordinary Council meeting held Monday, 12 December 2022.

Summary action comments are provided for each item to advise Council of progress to date.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – Preparation and reporting for the endorsement of the Outstanding Resolutions Report can be managed through routine activities and have a negligible impact. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well–governed organisation

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications from the preparation or receipt of the Outstanding Resolutions report.

No additional funds are required.

CONSULTATION

Chief Executive Officer – Victoria MacKirdy

Relevant Staff

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	**MEETING DATE**	**SUBJECT**	**RECOMMENDATION**	**OFFICER**	**DEPARTMENT**	**FOLLOW UP ACTION**
COMPLETED RESOLUTIONS						
OC1312022	28/03/2022	Coral Street Art Space Business Development	That Council approve the introduction of a dedicated exhibition area in the Coral Street Art Space for curation by representatives of the Ramindjeri / Ngarrindjeri community and waive the introduction of fix charges for the use of the space until 30 June 2023.	Mia Stocks	CITY ACTIVATION	Exhibition area completed. COMPLETE - January 2023
OC4222022	26/09/2022	Motion on Notice - Reducing Operational Risk in the 2022/23 Business Plan - Cr Andrew Robertson	That Council approve a reduction in the activities and expenditure in the 2022/23 Business Plan and Budget of $1.5m of capital expenditure and $0.7m of operating budget to substantially mitigate the operational risk eliminate works in progress carryover to 2023/24 and give a boost to the Corporate Systems Implementation Project. Project activity and budget reduction to be focused on business units facing the most severe staffing constraints. Adjourned - OC4232022 That the item be adjourned until the January 2023 Council Meeting.	KELLIE KNIGHT-STACEY	GOVERNANCE AND FINANCE	Included in January 2023 Agenda COMPLETE - January 2023
OC4312022	24/10/2022	Discretionary Rebate Application - Christian Friendship Centre Incorporated	That Council deny the discretionary 100% rebate application from the Christian Friendship Centre Incorporated pursuant to Section 166 of the Local Government Act 1999 for the 2022/23 financial year for A5682 and A5680 - 2 and 4/46-52 Ocean Street Victor Harbor SA 52118 Adjourned - OC432022 That Council adjourn the item until the January 2023 meeting.	Suzannah Sheldon	GOVERNANCE AND FINANCE	Included in January 2023 Agenda COMPLETE - January 2023
OC4422022	24/10/2022	Motions without Notice - Investigate proposed sale of Openlight (formerly Toc H) site with no financial committment - Cr David Kemp	That Council direct the Acting CEO to investigate the expression of interest in relation to the proposed sale of a large portion of the Openlight (formerly Toc H) site with no financial commitment.	GRAHAM PATHUIS	COMMUNITY AND DEVELOPMENT	Included in January 2023 Agenda COMPLETE - January 2023
OC4572022	23/11/2022	Training and Development Policy and Plan for Council Members	That Council adopt the reviewed Council Member Training and Development Policy and Plan as provided at Attachment B with a change to reflect that mandatory training sessions be held either on weekend dates or no earlier than 5.30pm on weekdays.	KYLA WALKER	GOVERNANCE AND FINANCE	Training sessions have been rescheduled COMPLETE - January 2023
SC902022	28/11/2022	Renewal - Official Town Crier Appointment Report	That Council re-appoint Mr Mike Willett as the City of Victor Harbor Town Crier for a further two year period commencing on 10 December 2022 and concluding on 9 December 2024 in accordance with the terms of the Honorary Position of Town Crier Position Description and Protocols as presented in the report adding that at clause 3 the town crier also attends and contributes to State and National Gazetted events and that clause 14 is altered to reflect that variations to terms and conditions is by mutual agreement.	GRAHAM PATHUIS	COMMUNITY AND DEVELOPMENT	Agreement has been altered in accordance with resolution and executed by both parties. COMPLETE - January 2023
OC4762022	12/12/2022	Section 41 Committees	That Council pursuant to Section 41 of the Local Government Act 1999 re-establishes the CEO Performance Review Committee and adopts the reviewed Terms of Reference as provided under separate cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated and published on website COMPLETE - January 2023
OC4782022	12/12/2022	Section 41 Committees	That Council appoints Mayor Jenkins Cr Schofield Cr Mann and Cr Quinton to the position of Council Member Representative to the CEO Performance Review Committee for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC4792022	12/12/2022	Section 41 Committees	That the Council pursuant to Section 41 of the Local Government Act 1999 re-establishes the Disability Access and Inclusion Advisory Committee and adopts the reviewed Terms of Reference as provided under separate cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated and published on website COMPLETE - January 2023
OC4812022	12/12/2022	Section 41 Committees	That Council appoints Cr Schiller to the position of Chairperson and Cr Henderson to the position of Council Member Representative to the Disability Access and Inclusion Advisory Committee for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4822022	12/12/2022	Section 41 Committees	That Council calls for nominations for the Disability Access and Inclusion Advisory Committee for the following positions: i. two community members; and ii. two community members with expertise in disability	KYLA WALKER	GOVERNANCE AND FINANCE	Call for nominations occurred on 5 January 2023 - public notice, website etc COMPLETE - January 2023
OC4832022	12/12/2022	Section 41 Committees	That the Council pursuant to Section 41 of the Local Government Act 1999 re-establishes the Fleurieu Region Community Services Advisory Committee and adopts the reviewed Terms of Reference as provided under separate cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated and published on the website COMPLETE - January 2023
OC4842022	12/12/2022	Section 41 Committees	That Council appoints Cr Henderson to the position of Chairperson and Cr Schiller to the position of Council Member Representative to the Fleurieu Region Community Services Advisory Committee for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4852022	12/12/2022	Section 41 Committees	That Council supports Manager Community Wellbeing to be the second Council representative on the Fleurieu Region Community Services Advisory Committee for a four-year period commencing on 13 December 2022 and concluding in December 2026.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4862022	12/12/2022	Section 41 Committees	That the Council pursuant to Section 41 of the Local Government Act 1999 re-establishes the Recreation Centre Management Committee and adopts the reviewed Terms of Reference as provided under separate cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC4872022	12/12/2022	Section 41 Committees	That Council appoints Cr Kemp to the position of Chairperson and Cr McKenzie to the position of Council Member Representative to the Recreation Centre Management Committee for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4892022	12/12/2022	Section 41 Committees	That the Council pursuant to Section 41 of the Local Government Act 1999 re-establishes the Southern Communities Transport Scheme Committee and adopts the reviewed Terms of Reference as provided under separate cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated and published on the website COMPLETE - January 2023
OC4902022	12/12/2022	Section 41 Committees	That Council appoints Cr Henderson to the position of Chairperson to the Southern Communities Transport Scheme Committee for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4912022	12/12/2022	Section 41 Committees	That Council appoints the Manager Community Wellbeing to the Council employee position of the Southern Communities Transport Scheme Committee for a four-year period commencing on 13 December 2022 and concluding in December 2026.	KYLA WALKER	GOVERNANCE AND FINANCE	Email group, templates and membership schedule updated COMPLETE - January 2023
OC4922022	12/12/2022	Section 41 Committees	That Council call for nominations for the Southern Communities Transport Scheme Advisory Committee for the following positions: i. Up to three representatives of volunteers from SCOTS ii. Up to two interested service users or community members	KYLA WALKER	GOVERNANCE AND FINANCE	Call for nominations occurred on 5 January 2023 - public notice, website etc COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC4932022	12/12/2022	Section 41 Committees	That Council pursuant to Section 157 of the Planning Development and Infrastructure Act 2016 re-establishes the Building Fire Safety Committee adopts the reviewed Terms of Reference and notes the membership of the Committee as provided under separate Cover.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC4942022	12/12/2022	Advisory and Working Groups	That Council: i. endorse a comprehensive review to be undertaken of Council's Advisory and Working Group Structure; and ii. approve the review process as outlined in the report; including a report be presented to an Ordinary Council Meeting prior to December 2023 providing the outcome and proposed recommendations.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC4952022	12/12/2022	Advisory and Working Groups	That Council: i. re-establishes the Agribusiness Working Group and adopt the reviewed Terms of Reference as provided under separate cover; and ii. extend the terms of the following members for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023: Primary Production Beryl Price (Chair) Primary Production Gino Pacitti Primary Production Ike Ashby Primary Production Brenton Lush (subject to confirmation) Primary Production Sandy Knott (subject to confirmation) Primary Production Rob Mulhern Added Value Primary Production Derek Walter (subject to confirmation) Agribusiness Services and Supplies Alice Morley	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated - emailed members of extending membership term for a further one year - NREC18077422 COMPLETE - January 2023
OC4962022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Schofield to the position of Council Member Representative to the Agribusiness Working Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC4972022	12/12/2022	Advisory and Working Groups	that the Council: i. re-establishes the Arts and Culture Advisory Group and adopt the reviewed Terms of Reference as provided under separate cover; and ii. extend the terms of the following members for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023: Community Member - Margaret Worth Community Member - Julie Kelly Community Member - Zoe Crichton Community Member - Jan Foreman Community Member - John Crompton Community Member - Maria Ellers Community Member - Christopher Pine	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated - emailed members of extending membership term for a further one year - NREC18077522 COMPLETE - January 2023
OC4982022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Henderson to the position of Chairperson and Mayor Jenkins to the position of Council Member Representative to the Arts and Culture Advisory Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC4992022	12/12/2022	Advisory and Working Groups	That the Council: i. re-establishes the Boating Facilities Working Group and adopt the reviewed Terms of Reference as provided under separate cover; and ii. extend the terms of the following members for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023: Community Representative - Brian Hockney Community Representative - Michael Veenstra Community Representative - Rodney Ness Victor Harbor Sea Rescue - Graeme Bedggood Victor Harbor Yacht Club - Tim Telfer	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated - emailed members of extending membership term for a further one year - NREC18077622 COMPLETE - January 2023
OC5002022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Burns to the position of Chairperson and Cr Quaremba to the position of Council Member Representative to the Boating Facilities Working Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC5012022	12/12/2022	Advisory and Working Groups	That the Council suspends the Encounter Bay Future Recreation Sports and Infrastructure Working Group until a comprehensive review has been undertaken of Council's Advisory and Working Group Structure.	KYLA WALKER	GOVERNANCE AND FINANCE	COMPLETE - JANUARY 2023
OC5022022	12/12/2022	Advisory and Working Groups	That the Council: i. re-establishes the Heritage Advisory Group and adopt the reviewed Terms of Reference as provided under separate cover; and ii. extend the term of the following members for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023: National Trust (Victor Harbor Branch) - Pat Uphill Community Representative - Tracey Treloar Community Representative - Anne Wygood Community Representative - John Crompton	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated - emailed members of extending membership term for a further one year - NREC18077722 COMPLETE - January 2023
OC5032022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Burns to the position of Chairperson and Cr Quaremba to the position of Council Member Representative to the Heritage Advisory Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC5042022	12/12/2022	Advisory and Working Groups	That the Council: i. re-establishes the Recreation and Sport Grant Working Group and adopt the reviewed Terms of Reference as provided at under separate cover; and ii. note that the membership of the Recreation and Sport Grant Working Group remains unchanged.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC5052022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Kemp to the position of Chairperson and Cr Quinton to the position of Council Member Representative to the Recreation and Sport Working Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC5062022	12/12/2022	Advisory and Working Groups	That the Council suspends the Renewable Energy Advisory Group until a comprehensive review has been undertaken of Councils Advisory and Working Group Structure.	KYLA WALKER	GOVERNANCE AND FINANCE	COMPLETE - JANUARY 2023
OC5072022	12/12/2022	Advisory and Working Groups	That the Council: i. re-establishes the Victor Harbor Oval Planning Group and adopt the reviewed Terms of Reference as provided under separate cover; and ii. note that the membership of the Victor Harbor Oval Planning Group remains unchanged.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC5082022	12/12/2022	Advisory and Working Groups	That Council appoints Cr Schofield to the position of Chairperson and Cr Burns to the position of Council Member Representative to the Victor Harbor Oval Planning Group for a one-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting in December 2023.	KYLA WALKER	GOVERNANCE AND FINANCE	Terms of Reference updated COMPLETE - January 2023
OC5092022	12/12/2022	Advisory and Working Groups	That Council reestablishes the Youth Advisory Group and notes the Youth Development Officer provides quarterly reports to the Fleurieu Region Community Services Advisory Committee on the establishment of this Youth Advisory Group and other activities.	KYLA WALKER	GOVERNANCE AND FINANCE	COMPLETE - JANUARY 2023
OC5102022	12/12/2022	External Committees - Council Member Appointments	That Council nominates Mayor Jenkins and Cr Henderson to be considered for appointment under Clause 22 of the Southern Fleurieu Health Advisory Council Constitution.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Southern Fleurieu Health Advisory Council Inc - nomination form and CV -NREC18203023 COMPLETE - January 2023
OC5112022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Quinton to the position of Council Member representative to the Victor Harbor Coastcare for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Victor Harbor Coastcare on 14 December 2022 - OREC17649122 COMPLETE - January 2023
OC5122022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Kemp to the position of Council Member representative and Manager Community Wellbeing to the Carrickalinga Board of Management for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Carrickalinga Board of Management on 14 December 2022 - OREC17648922 COMPLETE - January 2023
OC5132022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Henderson to the position of Council Member representative to the Victor Harbor High School Governing Council for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Victor Harbor High School on 15 December 2022 - OREC17649322 COMPLETE - January 2023
OC5142022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Burns to the position of Council Member representative to the Victor Harbor R-6 Primary School Governing Council for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Victor Harbor R-6 Primary School on 14 December 2022 - OREC17649422 COMPLETE - January 2023
OC5152022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Schofield to the position of Council Member representative to the Inman River Catchment Landcare Group for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Inman River Catchment Group on 14 December 2022 - OREC17649522 COMPLETE - January 2023
OC5162022	12/12/2022	External Committees - Council Member Appointments	That Council appoints Cr Henderson to the position of Council Member representative to the Management Committee of the Friends of Victor Harbor Library Inc for a two-year period commencing on 13 December 2022 and concluding at the Ordinary Council meeting to be held in November 2024.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Inman River Catchment Group on 14 December 2022 - OREC17649822 COMPLETE - January 2023
OC5182022	12/12/2022	Native Vegetation Council - Call for Nominations	That Council supports Cr Marilyn Hendersons nomination for the Local Government Association position on the Native Vegetation Council as provided at Attachment A.	KYLA WALKER	GOVERNANCE AND FINANCE	Emailed Local Government Association - Cr Marilyn Henderson Nomination on 14 December 2022 - OREC17648622 COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC5192022	12/12/2022	Council Member Allowance and Benefits Policy - Amendment to Include Benefit of Mobile Phone Devices	That Council: i. endorses the reviewed Council Member Allowance and Benefits Policy as provided at Attachment A which has been amended to include an additional benefit of mobile phone devices for all Council Members; and ii. approves a transfer of $1656 from Job #72646 (IT Devices Capital) to #70935 (ElMem Computer/IT Capital) to support the purchase of up to nine mobile phones.	KYLA WALKER	GOVERNANCE AND FINANCE	Reviewed Policy updated and published on website, Council Member Channels COMPLETE - January 2023
OC5212022	12/12/2022	Stuart Lovell Carpark - Timed Parking	That Council remove timed parking at the Stuart Lovell Car Park.	GRAHAM PATHUIS	COMMUNITY AND DEVELOPMENT	Signage has been removed. No time limit applies for Stuart Lovell Car Park COMPLETE - January 2023
OC5222022	12/12/2022	2022/23 Festivals and Events Sponsorship Program - Assessment Panel	That Council appoints Cr Mann Cr Henderson and Cr Quaremba to the Festival and Events Sponsorship Assessment Panel to assess the 2022/23 Festival and Events sponsorship applications and to make subsequent recommendations to Council.	MARK PRZIBILLA	PLANNING AND ACTIVATION	COMPLETE - January 2023
OC5232022	12/12/2022	Lot 99 Hindmarsh Road McCracken - Licence - Wohlers Property Pty Ltd	That Council proceed with public consultation on the draft Licence with Wohlers Property Pty Ltd in respect to the retaining wall portion of Lot 99 Hindmarsh Road McCracken. 2. If there are no objections or recommendations received at the conclusion of public consultation that require Council consideration that the Chief Executive Officer be authorised to sign the Licence.	MICHELLE GRIFFITHS	PROPERTY ENVIRONMENT AND RECRE	COMPLETE - January 2023
OC5242022	12/12/2022	Landowner Consent - Encounter Bay Football Club - New Electronic Scoreboard	That Council provides Landowner Consent subject to development approval to the Encounter Bay Football Club to erect an electronic scoreboard at the Encounter Bay Sporting Precinct 50 metres east of the current scoreboard site.	MICHELLE GRIFFITHS	PROPERTY ENVIRONMENT AND RECRE	The club has been informed of the decision and will organsie the installation of the new scorebord early 2023 COMPLETE - January 2023
OC5292022	12/12/2022	Victor Harbor Horse Tram Authority Re-appointment to Audit Committee	That Council endorses John Morgan to be re-appointed as an Independent Member to the Victor Harbor Horse Tram Authority Audit Committee for a second term for a period of one year.	KELLIE KNIGHT-STACEY	GOVERNANCE AND FINANCE	VHHTA GM advised COMPLETE - January 2023
OC5302022	12/12/2022	Victor Harbor Horse Tram Authority Re-appointment to Audit Committee	That Council endorses John Morgan to retain his position of Chair of the Audit Committee for a period of one year.	KELLIE KNIGHT-STACEY	GOVERNANCE AND FINANCE	VHHTA GM advised COMPLETE - January 2023
OC5312022	12/12/2022	Victor Harbor Horse Tram Authority Re-appointment to Audit Committee	That Council endorses Katherine Christ to be re-appointed as an Independent Member to the Victor Harbor Horse Tram Authority Audit Committee for a second term for a period of one year. That Council endorses Authority Board Member Rachel Kennedy to be re-appointed to the Victor Harbor Horse Tram Authority Audit Committee for a period of one year.	KELLIE KNIGHT-STACEY	GOVERNANCE AND FINANCE	VHHTA GM advised COMPLETE - January 2023
OC5332022	12/12/2022	Fleurieu Regional Waste Authority Financial Performance Report and First Budget Review 2022/23	That Council endorse the Fleurieu Regional Waste Authority Financial Performance Report and First Budget Review 2022/23.	CHELSIE BUTLER	ENVIRONMENT AND INFRASTRUCTURE	Fleurieu Regional Waste Authority Executive Officer advised of resolution. COMPLETE – January 2023
OC5342022	12/12/2022	Motion on Notice - Victor Harbor Road/Hindmarsh Tiers Road/ Virgin Road Intersection - Cr David Kemp	That the City of Victor Harbor strongly advocate to the Minister for Local Government Hon Geoff Brock and the Department of Infrastructure and Transport (DIT) on behalf of the Victor Harbor Community and the travelling public of South Australia to fast track the construction of the safety solutions to the Adelaide/Victor Harbor Hindmarsh Tiers and Virgin Road Intersection and the intersection of Squires and Mont Rosa Roads at Hindmarsh Valley.	CHELSIE BUTLER	ENVIRONMENT AND INFRASTRUCTURE	Letter sent to Minister Brock, CC to Minister Koutsantonis & Jon Whealan 4 Jan 2023 - OREC17707923 COMPLETE - January 2023
OC5362022	12/12/2022	Motion without Notice - Briefing Session to upskill new Council Members - Cr David Kemp	That the Chief Executive Officer runs an information and briefing session as early as possible in January 2023 to upskill the knowledge of the new Council Members.	Karen Rokicinski	CORPORATE AND CUSTOMER SERVICE	Information and Briefing session was held 9 Jan 2023 COMPLETE - January 2023

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	**MEETING DATE**	**SUBJECT**	**RECOMMENDATION**	**OFFICER**	**DEPARTMENT**	**FOLLOW UP ACTION**
OC4052022	26/09/2022	Regional Development Australia - Draft Regional Strategic Plan Feedback	That the Council extend an invitation to Regional Development Australia Adelaide Hills Fleurieu and Kangaroo Island Chair Mr James Sexton and the Chief Executive Mr Damian Cooke to present to the Council on the recent achievements of the RDA as it relates to Victor Harbor and how it intends to work with the Council on its Plan going forward.	MARK PRZIBILLA	CITY ACTIVATION	Invitation has been extended to RDA - AHFKI COMPLETE - January 2023
OUTSTANDING RESOLUTIONS						
OC382020	28/01/2020	Encounter Bay Recreation Ground Pedestrian Access	That administration staff liaise with the club representatives at the Encounter Bay Recreation Ground Investigator College staff and staff at the Victor Harbor High School to determine the need and best route for a shared path connection between these sites.	JODI ROBERTS	PROPERTY ENVIRONMENT AND RECREATION	This will be considered as part of the Lot 202 development.
OC4252020	24/08/2020	Request to Rename Kent Reserve to Muwerang	That the Administration consult with the Ngarrindjeri Aboriginal Corporation and Council's Heritage Advisory Group to determine whether they support: a name change for Kent Reserve to Muwerang; dual naming of this Reserve; and the inclusion of an option for dual naming of public places in Council's Road and Public Place Naming Policy.	JODI ROBERTS	INFRASTRUCTURE	Ngarrindjeri Aboriginal Corporation (NAC) has been consulted and attended the Informal Gathering on 12 October 2020. Further discussions are required with Ngarrindjeri Aboriginal Corporation to determine if the proposed name change is supported. The CEO has written to the NAC further seeking NAC's position in relation to this matter. Further email has been sent to Ngarrindjeri Aboriginal Corporation on 09 March 2022 seeking response to outstanding matters OREC16090122. Follow up email sent 21 March. NAC have agreed to meeting to discuss. Meeting scheduled for July 2022 was cancelled due to illness - we are waiting for meeting to be rescheduled. Follow up request sent on 26 July 2022.
OC4262020	24/08/2020	Request to Rename Kent Reserve to Muwerang	That following consultation with the Ngarrindjeri Aboriginal Corporation and Council's Heritage Advisory Group the Administration review the Road and Public Place Naming Policy and hold a workshop with the City Activation and Strategic Planning Advisory Committee to consider consultation feedback and recommended Policy changes to Council.	JODI ROBERTS	INFRASTRUCTURE	The Road and Place Naming Policy will be placed on the agenda for an Informal Gathering following further discussions with Ngarrindjeri Aboriginal Corporation. The CEO has written to the NAC further seeking NAC's position in relation to this matter. Further email has been sent to Ngarrindjeri Aboriginal Corporation on 09 March 2022 seeking response to outstanding matters OREC16090122. Follow up email sent 21 March. NAC have agreed to meeting to discuss. Meeting scheduled for July 2022 was cancelled due to illness - we are waiting for meeting to be rescheduled. Follow up request sent on 26 July 2022.
OC4272020	24/08/2020	Request to Rename Kent Reserve to Muwerang	That a further report be provided to Council to consider changes recommended by the City Activation and Strategic Planning Advisory Committee to the Road and Public Place Naming Policy and to make a decision regarding the name of the public place currently known as Kent Reserve.	JODI ROBERTS	INFRASTRUCTURE	The CEO has written to the NAC further seeking NAC's position in relation to this matter. A report will be presented to Council after consultation with Ngarrindjeri Aboriginal Corporation is complete. The CEO has written to the NAC further seeking NAC's position in relation to this matter. Further email has been sent to Ngarrindjeri Aboriginal Corporation on 09 March 2022 seeking response to outstanding matters OREC16090122. Follow up email sent 21 March. NAC have agreed to meeting to discuss. Meeting scheduled for July 2022 was cancelled due to illness - we are waiting for meeting to be rescheduled. Follow up request sent on 26 July 2022.

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	MEETING DATE	SUBJECT	RECOMMENDATION	OFFICER	DEPARTMENT	FOLLOW UP ACTION
OC4932020	28/09/2020	Bridge Renaming - Back Valley Bridge (1) to Pioneer Bridge	That Council endorse the installation of a plaque or sign dedicated to the memory of the three pioneers who worked hard to make the soils of Back Valley highly productive and include the name of the Creek on the plaque or sign.	JODI ROBERTS	INFRASTRUCTURE	A draft sign has been prepared and has been reviewed by the Heritage Advisory Committee Members. Review by Ngarrindjeri Aboriginal Corporation is required. The CEO has written to the NAC further seeking NAC's position in relation to this matter. Further email sent to Ngarrindjeri Aboriginal Corporation on 16 December 2021 seeking response to outstanding matters OREC15635221. Follow up email sent 21 March. NAC have agreed to meeting to discuss. Meeting scheduled for July 2022 was cancelled due to illness - we are waiting for meeting to be rescheduled. Follow up request sent on 26 July 2022.
OC2802021	28/06/2021	Victor Dragon Inc. - Lease Proposal - Encounter Bay Recreation Ground - Public Consultation Feedback Summary	That Council: decline to support the granting of a Lease to Victor Dragons Inc at the proposed location adjacent to the netball courts within the Encounter Bay Recreation Grounds; and continue to liaise with Victor Dragons Inc. to identify a suitable site for Victor Dragons Inc. to construct a storage and maintenance shed; and when a suitable site is identified a further report be brought back to Council.	Kathy Hayter	INFRASTRUCTURE	A home for the Dragons is being considered as part of Lot 202 concept deveopment, and will be progressed as part of the community and stakeholder consultation. Matter is ongoing.
OC3322021	26/07/2021	Mainstreet Stage 5 - Community Engagement	That Council receive and note the Mainstreet Stage 5 Community Engagement report. That Council note the Outstanding issues list as tabled within the report and proceed with investigating resolutions and refined design options to be presented to the Council for consideration.	DAVID READ	CITY ACTIVATION	Ongoing. With Stage 4 delivery now complete, the design team led by Oxigen, are working on a revised package with a series of options addressing the matters identified in the report. It is expected this will be ready for further workshopping with Members in early 2023.
OC4092021	23/08/2021	Motion without Notice - Hook Line and Thinker - Cr Marilyn Henderson	That Council revisit the Hook Line and Thinker program utilising more sturdy stainless steel receptacles for discarded fishing tackle.	Kathy Hayter	ENVIRONMENT AND INFRASTRUCTURE	The Rotary Club of Victor Harbor and Council will undertake a trial of the Hook, Line and Thinker program at the Bluff boat ramp and Bluff Jetty. Bins, signage and stickers have been ordered and are currently awaiting delivery. The program is ready to roll out on receipt of the materials.
OC5632021	22/11/2021	City Activation and Strategic Planning Advisory Committee Minutes - 2 November 2021	1. That the Council request the Fleurieu Regional Waste Management Authority to provide the City of Victor Harbor with a cost estimate of each option. 2. That the Council or the Fleurieu Regional Waste Management Authority explore models to partner with service organisations for hard waste collection and provide costs associated with these models.	Kathy Hayter	ENVIRONMENT AND INFRASTRUCTURE	Fleurieu Regional Waste Authority Executive Officer has advised that a report detailing hard waste collection modelling will be presented to constituent councils for consideration on 4 April 2023.
OC5962021	13/12/2021	Proposed Road Closure - Unmade Road Reserve - Hindmarsh Valley National Park	That subject to a successful application to close the unmade road Council approves a waiver from the Disposal of Land and other Assets Policy and agrees to transfer ownership of the subject land to the Minister for Environment and Water for a nil consideration subject to the inclusion of the land into the adjoining National Park.	MICHELLE GRIFFITHS	PROPERTY ENVIRONMENT AND RECRE	Road Process Order signed by CEO and Mayor. New Plan lodged with Land Services . Waiting for issue of new Crown Record to complete the transfer of the land from Council to Department for Environment and Water.
OC1302022	28/03/2022	Coral Street Art Space Business Development	That Council approve the introduction of hired Studio Spaces for local artisans and artists at the Coral Street Art Space as outlined within the report with the introduction of the following fees and charges: Up to one month hire - $75 per week Up to three months hire - $65 per week	Mia Stocks	CITY ACTIVATION	Installation of studio pods has been postponed until next year due to the Muwerang Mosaic Project needing to move into the art space.

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	**MEETING DATE**	**SUBJECT**	**RECOMMENDATION**	**OFFICER**	**DEPARTMENT**	**FOLLOW UP ACTION**
OC1682022	26/04/2022	Time Limited Street Parking - Whalers Restaurant - Public Consultation	That the item be adjourned and be brought back to the July Ordinary Council Meeting	Graham Pathuis	PUBLIC SAFETY AND REGULATION	ADJOURNED - OC1682022 MasterPlan has requested more time to research documentation - FOI application has been received and is currently being processed.
OC2062022	23/05/2022	Petition - Armstrong Road Speed Limit Reduction - Victor Harbor Men's Shed	That Elected Members and the head petitioner be advised of the outcome of the Department for Infrastructure and Transports speed limit review of Armstrong Road.	JODI ROBERTS	ENVIRONMENT AND INFRASTRUCTURE	Administration has written to the Department for Infrastructure and Transport requesting speed limit review to take place. Subsequently DIT has recommended Council undertake an independent Traffic Impact Statement (TIS) to outline the speed limit proposal and justifications. Administration has sought quotes for a traffic engineer to complete the TIS, however, the project was put on hold until after Caretaker period. A report will be presented to Council for consideration in January 2023 describing the budget implications and seeking direction.
OC2192022	23/05/2022	2022/23 Draft Fees and Charges Register	That Council Administration investigate opportunities to reduce the costs to the local theatre groups that utilize the Town Hall.	STEPHANIE JUHAS	GOVERNANCE AND FINANCE	Programmed to be undertaken during the development of the 2023/24 Fees and Charges Register
OC2202022	23/05/2022	Community Satisfaction Survey - Analysis Report	That Council receive and note the Community Satisfaction Survey Analysis Report as presented under separate cover. That Council notes an Action Plan will be developed following further analysis and internal stakeholder consultation and returned to Council for endorsement.	Vicki Hutchinson	CORPORATE AND CUSTOMER SERVICE	Working party being formed to develop action plan in consideration of both survey results and broader customer service delivery
OC2372022	23/05/2022	Motions without Notice - Volunteer Video - Cr Marilyn Henderson	That the Administration investigate budget implications of a volunteer video to encourage increased volunteering in the City of Victor Harbor	Cathy McEnroe	CORPORATE AND CUSTOMER SERVICE	To be undertaken during the development of the 2023/24 Budget and presented as a budget bid
OC2552022	27/06/2022	Reserve Furniture Fee Waiver Request - Application for Park and Street Furniture and Memorial Plaque	That Council receive and note the Reserve Furniture Fee Waiver Request - Application for Park and Street Furniture and Memorial Plaque report That Council endorses the requested fee waiver of $2798 for an existing bench seat at Encounter Waters to enable a bronze plaque to be affixed by the applicant to memorialise Alan Martin. That Council review the Street Furniture Donation and Memorial Plaque Policy to align with the decision to waive the fees for existing bench seats.	Karen Kenny	INFRASTRUCTURE	Administration has advised the applicant of Council's resolution to endorse the fee waiver of $2798 for an existing bench seat to enable the bronze plaque to be affixed by the applicant. The Park and Street Furniture Donation and Memorial Plaque Policy will be reviewed by Administration and presented to Council Members at a briefing session, tentatively scheduled for April 2023.
OC2642022	27/06/2022	City Activation and Strategic Planning Advisory Committee Minutes - 7 June 2022	That Council proceed with a development application (for Planning Consent) for the McKinlay Street Carpark proposal and that it be prepared and lodged through the PlanSA Portal.	GRAHAM PATHUIS	COMMUNITY AND DEVELOPMENT	Staff have engaged a traffic consultant who is preparing a traffic impact assessment that will be submitted with the development application (DA) for the McKinlay Street Car park.
OC3432022	22/08/2022	Major Event Application - 2022 Schoolies Festival	That following the 2022 Schoolies Festival Council administration commence discussions with Encounter Youth and affiliated stakeholders on potential relocation of future Schoolies Festivals from the existing site to alternative sites within Victor Harbor and that options be presented to the Council for consideration ahead of the 2023 event.	Stacey Richardson	CITY ACTIVATION	A meeting was held with Business Victor Harbor, Encounter Youth, City of Victor Harbor and Emergency Services stakeholders on Wednesday 14 December with discussion on the potential relocation of Schoolies Festival. Further information will be presented for consideration by Council as the matter proceeds.

RESOLUTIONS - JANUARY 2023						
MINUTE NUMBER	**MEETING DATE**	**SUBJECT**	**RECOMMENDATION**	**OFFICER**	**DEPARTMENT**	**FOLLOW UP ACTION**
OC3492022	22/08/2022	Regional Community Sport and Recreation Precinct - Draft Concept Design and Phase 2 Consultation	That Council endorse the draft Concept Design for the Regional Community Sport and Recreation Precinct as provided under separate cover for the purpose of public consultation as guided by the communications and engagement strategy provided at Attachment A. That a report be brought back to Council following the completion of Phase Two consultation outlining the engagement findings modelling and economic analysis and including presentation of a revised Concept Design for adoption.	Bronson Symmonds	ENVIRONMENT AND INFRASTRUCTURE	The draft Regional Community Sport and Recreation Precinct concept design was endorsed at the August Ordinary Council meeting. A Council Member Briefing was held on 9 January 2023 to provide further background and detail about the project. Stage Two community engagement is scheduled to commence the week begininng 16 January 2023.
OC3732022	22/08/2022	Flinders Parade and Esplanade Pedestrian Crossing Investigation	That Council receive and note the Flinders Parade and Esplanade Pedestrian Crossing Investigation report. That having considered the Options Analysis Report Council endorse progressing to concept design and cost estimates for Location A at Flinders Parade and Location C at the Esplanade.	Jodi Roberts	INFRASTRUCTURE	Concept plans and costings have been received from consultant and are currently being reviewed. A report will be presented to Council for consideration in the new year.
OC3752022	22/08/2022	The Bluff Master Plan - Draft Master Plan and Phase 2 Consultation	That Council receive and note The Bluff Master Plan Draft Master Plan and Phase Two Consultation report. That Council endorse the draft Master Plan as provided under separate cover for the purpose of public consultation (phase two) and proceed to public consultation as guided by the communications and engagement strategy provided at Attachment A. That a report be brought back to Council following the completion of Phase Two consultation outlining the engagement findings and including presentation of a revised Master Plan for adoption.	MICHELLE JAMES	GOVERNANCE AND FINANCE	The draft Bluff Master Plan was endorsed at the August Ordinary Council meeting. Stakeholder consultation has continued through Caretaker Period, and broader community consultation commeced on 9 January 2023. A project briefing for Council Members was held on 5 December 2022.
OC3952022	26/09/2022	Motion on Notice - Prohibition of Dogs on Granite Island - Cr Andrew Robertson	That Council approve the permanent erection on Council land nearest to the causeway entrance of the present sign (in sandwich-board format).	Graham Pathuis	COMMUNITY AND DEVELOPMENT	Compound fencing has now been removed and works request has been raised for installation of sign.
SC922022	28/11/2022	Renewal - Official Town Crier Appointment Report	That Council direct the CEO to prepare guidelines for informing the circumstances under which the services provided by the Town Crier might be called upon to give better effect to the Position Description and Protocols document and bring back the guidelines to the Chamber for endorsement.	GRAHAM PATHUIS	COMMUNITY AND DEVELOPMENT	To be programmed
SC942022	28/11/2022	Victor Harbor Sport Recreation and Open Space Strategy	That Council proceed with stakeholder and community engagement to inform the development of the Victor Harbor Sport Recreation and Open Space Strategy as guided by the program set out in Attachment A. That a report be presented to Council following the first phase of stakeholder and community engagement on the Victor Harbor Sport Recreation and Open Space Strategy outlining the findings and next steps for the project.	MICHELLE JAMES	GOVERNANCE AND FINANCE	Broad community consultation was undertaken throughout December to seek insight into how the community use sport and recreation facilities and open spaces in the Council area. Direct stakeholder engagement will be undertaken throughout January, specifically seeking information from local sport and recreation groups. All of the information gathered will be analysed and presented to a future Council meeting for Council Members to consider in the context of the broader strategy development.

9.2 Mayoral Report - October to December 2022

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Katie Common
File Reference	GOV9.33.011

RECOMMENDATION

That Council receive and note the Mayoral Report for October to December 2022.

INFORMATION

Purpose
The purpose of this report is to provide an update to Council in relation to Mayoral appointments for the period of October to December 2022.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – Preparation and reporting for the endorsement of the Mayoral Report can be managed through routine activities and have a negligible impact. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well–governed organisation

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications from preparation of this report or receipt of the Mayoral Report.

No additional funds are required.

CONSULTATION

Mayor Moira Jenkins

Mayoral Report

Information

The following is a listing of functions and meetings at which the Mayor represented Council for the period October to December 2022.

For the period of October to 22 November, Caretaker was in place and as such, has not been included.

November 2022	Activity
23/11	Inaugural Council Meeting
24/11	IPP Showcase – Victor Harbor High School
28/11	Annual General Meeting and Launch of Reconciliation Action Plan – Junction Australia Aged Rights Advocacy Services Board Meeting Audit Committee Meeting Ordinary Council Meeting
30/11	Bendigo Bank Annual General Meeting – Connect Victor

December 2022	Activity
1/12	New Local Government Association Board Induction Workshop Local Government Association Board of Directors Meeting Brewster Brother Documentary Screening – Victa Cinema
2/12	Opening of Stage Four of the Victor Harbor Mainstreet Precinct Victor Returned and Services League Christmas Function
4/12	Victor Half Marathon – Prize giving
5/12	Senior Management Team Agenda Review Briefing Session – Key Strategic Matters
7/12	Photo at Visitor Centre – Railway Goods Shed Victor Harbor Coastcare – Christmas Lunch Victor Harbor High School Awards Presentation
8/12	Unveiling of the Community Quilt – Research Centre – Victor Harbor High School Mayors Christmas Message – Filming Investigator College Speech Day and Awards Volunteer Appreciation Evening – Civic Centre Foyer

9/12	Southern and Hills Local Government Association Board Meeting
10/12	Rotary Victor Harbor Christmas Pageant
12/12	Rotary BBQ at Horseshoe Bay Ordinary Council Meeting
13/12	Mayor and Cr Schofield Meeting
14/12	Official Opening – Visitor Centre Mayor and Cr Henderson
15/12	City of Victor Harbor End of Year Celebration
19/12	South Australian Regional Organisation of Councils Induction Meeting Constituent Meeting regarding Park Bench Constituent Meeting Mandatory Training – Part 3 Legal
20/12	Constituent Meeting Inman Valley Christmas Party
21/12	Constituent Meeting Constituent Meeting Victor Dragon Boats Carols
29/12	Constituent Meeting

Mayor Moira Jenkins

9.3 Nomination - South Australian Public Health Council

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Victoria Mackirdy
File Reference	GOV9.85.001

RECOMMENDATION

That Council support the nomination of Mayor Moira Jenkins to the South Australian Public Health Council.

INFORMATION

Purpose
The purpose of this report is to seek Council endorsement for the nomination of Mayor Moira Jenkins to the South Australian Public Health Council.

Background
The Local Government Association (LGA) is seeking nominations for the South Australian Public Health Council for a three-year term.

Following the 2022 local government elections, the incumbents are no longer eligible for reappointment.

Commentary
The South Australian Public Health Act requires the LGA to provide a shortlist of five nominees. The Minister will select the appointee from this list.

In accordance with section 42 of the *Legislation Interpretation Act 2021* the panel of nominees must include at least two men and two women.

The South Australian Public Health Council (SAPHC) is established by the *South Australian Public Health Act 2011* (the Act). The SAPHC's primary functions are to assist and advise the Chief Public Health Officer in relation to:

1. protection and promotion of public health,
2. the development and maintenance of a system of strategic planning for public health at the local, regional and State-wide levels,
3. the development of health plans,
4. strategies to ensure that a sufficiently trained and skilled workforce is in place,
5. programs to promote public health research in the State,
6. the preparation of the biennial report,
7. setting standards and qualifications for authorised officers.

Members must attend four meetings per year generally at the SA Health head office, Hindmarsh Square, Adelaide and sitting fees are $206 per session.

Applications close 5.00pm Friday 10 February 2023.

Mayor Jenkins has a background in health and has expressed an interest in this position. A resolution of Council supporting the nomination is required to be submitted with the nomination to the LGA.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – There will be minimal impact on Council supporting this nomination for the Local Government Member on the South Australian Public Health Council. This risk is assessed as ***low.***

Finance Management – There is no financial impact on Council's budget, as the sitting fees are paid by the South Australian Public Health Council. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 1 – We are a caring, connected and active community

- Strategy – Improve the health and well-being of our community.

Other references used:

- Legislation Interpretation Act 2021
  Section 42 – Gender balance in nomination of persons for appointment to statutory bodies

- South Australian Public Health Act 2011

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in supporting this nomination to the South Australian Public Health Council.

No additional funds are required.

CONSULTATION

Mayor – Moira Jenkins

10. COMMUNITY AND DEVELOPMENT

10.1 Youth Development Grants Program 2022/23

Committee Victor Harbor Council

Meeting Held 23/01/2023

From Daniel Western

File Reference FM7.41.059

RECOMMENDATION

1. That Council endorse the Youth Developments Grants Program inclusive of the 2022/23 Guidelines and Application Form.

2. That a panel comprising of a Council Member, Director Community and Development Graham Pathuis, Manager of Community Wellbeing Leann Symonds, Youth Development Officer Daniel Western, and a Youth Advisory Committee Member be appointed to assess applications received under the Youth Development Grants Program 2022/23; and that the Chief Executive Officer be authorised to award grants in accordance with the guidelines.

In accordance with the Nomination and Appointment to Internal and External Positions on page 27 and 28 of the Code of Practice for Meeting Procedures, with the consent of two thirds of the members, the Mayor will call for a suspension in meeting procedures in order to seek nominees for the Council Member representative position on the panel.

If two or more members nominate for the position, then:
- *the Mayor will allow up to three minutes for each of those members to explain why they are the most appropriate nominee; and*
- *recommendation 4 should follow, but is otherwise not required.*

3. That Council appoint the Chief Executive Officer as the returning officer for the purpose of a secret ballot to determine the Council Member representative for the Panel and that on completion of the ballot, be authorised to declare the successful Council Member representative for the Youth Development Grants Program 2022/23 Panel.

4. That Council appoints Cr……, as the Council Member representative for the Youth Development Grants 2022/23 Program Panel.

INFORMATION

Purpose
The purpose of this report is for Council to consider the Victor Harbor Youth Development

Grants Program 2022/23 for implementation in the current financial year.

Background
The City of Victor Harbor Youth Development Grants Program 2022/23 has been developed with an intent to assist community groups, organisations and individuals in the coordination, delivery and evaluation of youth development initiatives for young people. Implemented in 2021, it is relatively new within Council's suite of community grants.

The 2021/22 Youth Development Grants program was awarded to Mission Australia for a series of activities and programs that supported young people, with a focus on social connections, mentoring and life skills.

A copy of the guidelines and the application form are included at Attachment A, and have been modelled on Council's other grant programs

Commentary
It is proposed that applications for the Youth Development Grants Program will open on 6 February 2023.

The guidelines provide that, to be eligible for funding, applicants must be community groups, youth agencies, or organisations based within the Southern Fleurieu. Organisations situated outside of the Southern Fleurieu are eligible to apply but must be able to demonstrate that the project will primarily impact upon residents in Victor Harbor. Priority will be given to organisations that did not receive funding in the previous round.

If the grant represents only part of the total funding required for a project, details of how the balance is to be raised must be provided. The balance could include fundraising, other grants, donations, existing funds, volunteer or in-kind support.

Priority will be given to projects that:

- demonstrate partnership with other organisations and agencies
- are innovative and promote positive impact and contribution of young people
- encourage participation from a diverse range of young people – socio-economic status, culture and different abilities
- prioritise environmental issues

It is recommended that applications be assessed by a panel consisting of an Elected Member, Director Community and Development Graham Pathuis, Manager of Community Wellbeing Leann Symonds, Youth Development Officer Daniel Western and a Youth Advisory Committee Member; and that the Chief Executive Officer be authorised to award the grants.

Successful applicants will be notified in April 2023. The grant funds must be expended by the end of June 2024. The successful applicants will be required to submit a statement of expenditure within 3 months of the conclusion of the project.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – There is a risk that grant recipients do not use the funds for the approved purpose. This risk is reduced as applicants are required to sign a Declaration and Undertaking declaring that they have read and understood the guidelines, and the information they have supplied is to the best of their knowledge accurate and complete. The Declaration and Undertaking also includes conditions relating to the use of grant funds and reporting requirements. Applications are assessed against criteria stated in the guidelines for the program. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 1 – We are a caring, connected and active community.

- Strategy – Encourage initiatives that facilitate social interaction and connection with the community.
- Strategy – Improve the health and well-being of our community.

Other references used:

- 2022/23 Victor Harbor Community Grants Program Guidelines and Application Form

BUDGET IMPLICATION

There are sufficient funds in Job Number 38746 Youth Other Projects for provision of the grants program at a cost of up to $30,000.

Current Budget	=	$30,000
Less Expenditure to date	=	$ 0
Less Report Expenditure	=	$30,000
Budget Remaining	**=**	**$ 0**

No additional funds are required

CONSULTATION

Director Community and Development – Graham Pathuis

Manager Community Wellbeing – Leann Symonds

Attachment A

city of Victor Harbor

Youth Development Grants Program

2022/23 Guidelines and Application Form

Youth Development Grants Program Guidelines

AIM OF THE PROGRAM

The City of Victor Harbor Youth Development Grants Program is funded by Council to assist community groups, organisations and individuals in the coordination, delivery and evaluation of youth development initiatives for young people by:

- Increasing opportunities for youth leadership and engagement within the community
- Empowering young people to be resilient and resourceful, and actively participate in the community
- Inspiring and resourcing young people to achieve their potential.

For 2022/23, a total amount of $30,000 has been allocated. Larger projects of up to $30,000 with strategic and stated outcomes for young people aged 12-25 are highly recommended. Projects requiring less funding will also be considered , dependent on the number of applicants.

ELIGIBILITY

To be eligible for funding applicants must be community groups, youth agencies, or organisations based within the Southern Fleurieu. Funding applicants need to meet all standardised compliance requirements including Working with Children Check clearances.

Organisations situated outside of Victor Harbor are eligible to apply but must be able to demonstrate that the project will primarily impact upon residents in Victor Harbor.

ASSESSMENT OF APPLICATIONS

Priority will be given to projects that:

- Have lasting benefits for young people
- demonstrate partnership with other organisations or agencies.
- are innovative and promote the positive impact and contribution of young people.
- encourage participation of young people from a range of socio-economic and cultural backgrounds, and different abilities.
- prioritise environmental issues
- have not received a City of Victor Harbor Youth Development Grant in the previous grant allocation

Additional areas that will be considered:

- working with First Nations people
- have a youth disability focus
- mental health
- have an intergenerational focus

Grants will **not** normally be given for:

- projects for which there is a more appropriate funding source
- fundraising purposes
- reimbursement of money already spent.

Examples of the type of activities could include but not limited to:

- Cultural and Theatre
- Film Making
- Outreach or drop in services
- Outdoor Education
- Activities for young people with disability
- Activities for gender diverse or LGBTIQ+ young people
- Music and Arts
- Programs that meet identified community need

POINTS TO NOTE

If the requested grant represents only part of the total funding required for the project, details of how the balance is to be raised must be provided. The balance could include fundraising, other grants, donations, existing funds, volunteer or in-kind support etc.

It is expected that projects will be completed by June 2024.

Appropriate acknowledgment of the support of the Council should be given in promotional materials and reports. At the end of the project an evaluation report and expenditure statement must be provided.

APPLICATION PROCEDURE

All applications should be on the standard application form. The application form is available within these guidelines or can be downloaded online at www.victor.sa.gov.au/grants or collected in hard copy from the council office (1 Bay Road, Victor Harbor).

Applicants are encouraged to discuss their project ideas prior to preparing an application for funding. Any essential additional information and supporting documents should be attached to the application, **however please keep the number of attachments to a minimum, and preferably in a form that allows for easy photocopying.**

Applications will open on 6 February 2023.
Closing date for applications is 5pm on 10 March 2023.
Successful applicants will be notified in April 2023.

All applications are to be forwarded to the City of Victor Harbor (Youth Development Grants Program):

- **By post:**
  PO Box 11
  Victor Harbor SA 5211

- **By email:**
  localgov@victor.sa.gov.au
- **By fax:**
  (08) 8551 0501
- **In person:**
  Civic Centre, 1 Bay Road
  Victor Harbor

FURTHER INFORMATION

Further information is available by phoning Council's Community Wellbeing Manager on 8551 0540 or the Youth Development Officer on 8551 0586.

Application Form

INSTRUCTIONS

- Please read the funding guidelines before completing this application form.
- Please attach any essential additional information and supporting documents to the application form **(Please keep the number of attachments to a minimum and ideally in a format that allows for easy photocopying.)**
- Keep a copy of your application for your records.

1. Project Title

2. Details of Organisation

Name of Organisation:
Contact Person:
Position:
Telephone:
Postal Address:
Email Address:

3. Summary of your project (i.e. in a couple of sentences say what the funds going to be used for and what you expect to achieve?)



4. Amount of grant requested

$

5. Project description (i.e. **what** you want to do and **why** you want to do it. Also indicate **when** you expect the project to be completed and **how** you intend evaluating the project.)



5. Project budget (Please indicate sources of funding for your project and how you intend spending funds. If you do not have exact figures please provide best estimates)

Income	
Youth Development Grant (i.e. grant requested)	_____
Applicant (i.e. indicate your contribution to the project)	
(in-kind or dollar amount)	_____
Other Sources of funding for the project	_____
(Please indicate whether or not this funding has been secured)	
Total Income	_____
Expenditure (Please provide itemised details)	
Total Project Expenditure	_____
(Should equal Total Income)	

7. **Is your group incorporated?** (Please circle) **YES / NO**
8. **When was your group established?**
9. **Do you have an Australian Business Number (ABN)?**



If yes, please state:

10. Are you registered for GST? (Please circle) **YES / NO**

11. EFT details for successful grant applicants:

BSB:

Account Number:

Account Name:

Email address for EFT Remittance Advice:

Declaration and undertaking by applicant

We the persons making this application declare that:

We have read and understand the guidelines for the City of Victor Harbor Community Grants Program. The information supplied in this application is to the best of our knowledge accurate and complete.

In the event that funding assistance is offered for the project, which is the subject of this application, we undertake to observe the following conditions:

- To use the grant only for the purpose outlined in the application.
- To seek approval from the Council for any significant changes to the budget.
- To seek prior approval for any significant changes to the project.
- To acknowledge the Council's assistance in any material relating to the project.
- To spend grant monies within the stated period, except with prior approval of the Council.
- To submit a statement of expenditure within three (3) months of the conclusion of the project.

Signature: _____ Name: _____

(Project contact person) (Please print clearly)

Signature: _____ Name: _____

(Committee member or Representative of organisation) (Please print clearly)

On behalf of: _____

(Administering organisation)

Date: _____

Project title: _____

OFFICE USE ONLY:

Project No:

Date Received:

Funding Requested:

Funding Approved:

Application acknowledged:

Offer of funding:

Project Report:

11. CORPORATE AND CUSTOMER SERVICES

No reports for Council decision.

12. ENVIRONMENT AND INFRASTRUCTURE

12.1 Revocation of Community Land Classification - Lot 99 Hindmarsh Road, McCracken

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Michelle Griffiths
File Reference	PM16.16.007

RECOMMENDATION

1. That Council endorse commencement of the process for the revocation of community land classification for the whole land parcel identified as Lot 99 Hindmarsh Road, McCracken, Certificate of Title 6220/605 including public consultation for the proposed Revocation of Community Land Classification Public Consultation Report as required under Section 194 of the *Local Government Act 1999*.

2. In the event that there are no submissions received at the conclusion of public consultation that require Council consideration, that Council authorise Administration to submit the appropriate revocation documentation to the Minister for consideration.

INFORMATION

Purpose

The purpose of this report is to seek Council endorsement to commence public consultation for the revocation of the community land classification for the whole land identified as Lot 99 Hindmarsh Road, McCracken. The reason for the revocation is to allow Council to complete the sale of the portion of land on which the existing retaining wall encroaches onto Lot 99 (205 square metres) to the adjoining property owner, Wohlers Properties Pty Ltd.

Background

Council Acquisition of Lot 99

Lot 99 (the whole land) Hindmarsh Road McCracken is a parcel of land gifted to Council from the Coles/Bunnings development for the use for drainage purposes. At the meeting held on the 29 January 2019, a report was presented to Council to accept the parcel of land and to exclude that land from the classification of community land. Council resolved the following:

OC7352018	*Moved:*	*Cr Tim Glazbrook*
	Seconded:	*Cr Carol Schofield*

That Council accept the offer from Coles Supermarket Australia for the transfer to the City of Victor Harbor of Reserve (Lot) 99 (to be created by land division 453/D024/16 and located at

1-15 Adelaide Road McCracken) which will encompass the stormwater basin and shared path.

CARRIED

OC12019 *Moved:* *Cr Peter Charles*
Seconded: *Cr Carol Schofield*

That pursuant to Section 193(4)(a) of the Local Government Act 1999, that the land referred to as Reserve (Lot) 99 and to be created via land division 453/D024/16 be excluded from the classification of Community Land.

CARRIED

Interim Licence to Allow Time to Formalise the Status of the Land

The recommendation for this current report follows a previous Council report on the 12 December 2022 regarding the establishment of an interim Licence to formalise the occupation of the portion of the retaining wall that encroaches onto Lot 99 until the sale of that portion of land can be finalised. The portion of Lot 99 held under interim Licence and then to be sold to Wohlers measures approximately 160 metres in length, 1.3 metres in width for a total of 205 square metres.

At the meeting on the 12 December 2022, Council resolved the following:

OC5232022 *Moved:* *Cr Carol Schofield*
Seconded: *Cr Marilyn Henderson*

1. *That Council proceed with public consultation on the draft Licence with Wohlers Property Pty Ltd in respect to the retaining wall portion of Lot 99 Hindmarsh Road, McCracken.*

2. *If there are no objections or recommendations received at the conclusion of public consultation that require Council consideration, that the Chief Executive Officer be authorised to sign the Licence.*

CARRIED

Formalising the Status of the Land

Before the 205 square metre portion of land may be disposed of, Land Services SA require Council to complete a formal community land revocation process to enable the removal of the reserve (dedication) status from the Certificate of Title. This process as prescribed through Section 194 of the *Local Government Act 1999* is shown below:

1. Council resolves to commence the revocation of community land classification process
2. A Revocation of Community Land Classification Public Consultation Report on the proposal is prepared and presented for public consultation
3. At the conclusion of public consultation the Report including council resolutions, and all feedback received to be sent to the Minister for Local Government for consideration
4. If the Minister approves the proposal, Council must pass a resolution for the revocation

to take effect

5. The Registrar-General to be notified of the revocation and the reserve status to be removed from the certificate of title.

This process may take from 3 to 6 months dependent on time taken for Ministerial consideration. Item 1 to 3 form part of this report. Item 4 will require a further report to be presented to Council for endorsement, prior to Item 5 being complete.

Commentary

Implementation of Interim Licence

Public consultation was conducted for the implementation of the interim Licence from the 15 December 2022 to 6 January 2023. Six submissions were received and are provided at Attachment A. Two submissions questioned the provision of the Licence for a peppercorn rental, however, as the Licence is only an interim measure until the revocation process can be completed and subsequently the portion of land sold to Wohlers, the Licence was signed under delegation by the Chief Executive Officer.

Revocation of Community Land Classification Report

The Revocation of Community Land Classification Public Consultation Report details Council's proposal for the land and is provided at Attachment B. This document will be included as part of the public consultation process and as part of the feedback sent to the Minister for consideration at the conclusion of public consultation.

If the Minister approves the proposal, a further report will be presented to Council for endorsement prior to the revocation taking effect.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance - Council has previously endorsed excluding the land from the Community Land Classification at acquisition of the land. The recommendation of this report is at the request of Land Services SA to enable the removal of the reserve (dedication) status from the Certificate of Title to complete the sale of 205 square metres of land to Wohlers. Therefore, the risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 3 - We manage growth and change responsibly.

- Strategy – Promote and support local business development and employment opportunities

Aspiration 6 – We are a financially sustainable and well-governed organisation.

- Strategy – Engage and involve our community in decision making.

Other references used:

- Local Government Act 1999
  Section 193 - Classification
  Section 194 – Revocation of classification of land as community land

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in endorsing the recommendations of this report.

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure – Kathy Hayter

Manager Engineering and Infrastructure - Jodi Roberts

Team Leader Property – Chris Bowey

Attachment A

Survey Responses

10 December 2022 - 09 January 2023

Proposed Licence – Wohlers Properties Pty Ltd

Your Say Victor Harbor

Project: Proposed Licence – Wohlers Properties Pty Ltd

BANG THE TABLE engagementHQ

VISITORS	
10	

CONTRIBUTORS			RESPONSES		
6			6		
0 Registered	0 Unverified	6 Anonymous	0 Registered	0 Unverified	6 Anonymous

Respondent No:	1	**Responded At:**	Dec 15, 2022 17:28:02 pm
Login:	Anonymous	**Last Seen:**	Dec 15, 2022 17:28:02 pm
Email:	n/a	**IP Address:**	n/a

Q1.	**Your Name**	Lorraine Carbins
Q2.	**Your Address**	[redacted]
Q3.	**Your Email**	[redacted]
Q4.	**Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	not answered
Q5.	**What best describes you?**	Ratepayer in the City of Victor Harbor area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

I'm in favour of the proposal, as hopefully that area will be beautified whilst still maintaining its purpose.

Respondent No: 2
Login: Anonymous
Email: n/a

Responded At: Dec 16, 2022 20:45:43 pm
Last Seen: Dec 16, 2022 20:45:43 pm
IP Address: n/a

Q1.	**Your Name**	not answered
Q2.	**Your Address**	not answered
Q3.	**Your Email**	not answered
Q4.	**Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	not answered
Q5.	**What best describes you?**	Resident in the City of Victor Harbor area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

Presents a dangerous precedent for council - does that mean I can build a retaining wall on council land in front of my house, and if it looks nice, council will leave it there for $1 peppercorn rent?

Respondent No:	3	**Responded At:**	Dec 17, 2022 15:27:02 pm
Login:	Anonymous	**Last Seen:**	Dec 17, 2022 15:27:02 pm
Email:	n/a	**IP Address:**	n/a

Q1.	**Your Name**	Tim Prance
Q2.	**Your Address**	[redacted]
Q3.	**Your Email**	[redacted]
Q4.	**Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	Yes
Q5.	**What best describes you?**	Resident in the City of Victor Harbor area Ratepayer in the City of Victor Harbor area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

Does the area to be licensed, then subsequently sold to Wohlers, include the current foot path adjacent to the gabion? If so, will there be room for a new footpath and who will pay for this? Also, will the power lines running alongside this area be placed underground?

Respondent No: 4
Login: Anonymous
Email: n/a

Responded At: Dec 19, 2022 13:21:17 pm
Last Seen: Dec 19, 2022 13:21:17 pm
IP Address: n/a

Q1.	**Your Name**	Leroy uren
Q2.	**Your Address**	[redacted]
Q3.	**Your Email**	[redacted]
Q4.	**Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	not answered
Q5.	**What best describes you?**	Resident or ratepayer in neighbouring Council area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

Good to see businesses such as wholers coming to town and every assistance should be given to them to get and keep them here

Respondent No:	5	**Responded At:**	Dec 28, 2022 20:22:48 pm
Login:	Anonymous	**Last Seen:**	Dec 28, 2022 20:22:48 pm
Email:	n/a	**IP Address:**	n/a

Q1.	**Your Name**	Rob Leitch
Q2.	**Your Address**	[redacted]
Q3.	**Your Email**	[redacted]
Q4.	**Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	Yes
Q5.	**What best describes you?**	Resident in the City of Victor Harbor area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

Good idea. Wohlers have a licenced Cafe at Richmond and it works well.

Respondent No: 6
Login: Anonymous
Email: n/a

Responded At: Jan 03, 2023 07:15:09 am
Last Seen: Jan 03, 2023 07:15:09 am
IP Address: n/a

Q1. **Your Name**	Michael Monaghan
Q2. **Your Address**	[redacted]
Q3. **Your Email**	not answered
Q4. **Add your email address to the Victor Viewpoint mailing list, Council's monthly e-newsletter?**	not answered
Q5. **What best describes you?**	Resident in the City of Victor Harbor area

Q6. **Please share your feedback on the proposed licence agreement with Wohlers Property Pty Ltd below.**

No objections to this except $1 peppercorn rental fee proposed is insufficient and they should be charged a full commercial rental rate not a token rental amount

Revocation of Community Land Classification Public Consultation Report

Attachment B

Lot 99 Hindmarsh Road, McCracken 5211

Figure 1



January 2023

City of Victor Harbor
PO Box 11
1 Bay Road, Victor Harbor SA 5211

P 08 8551 0500
F 08 8551 0501
localgov@victor.sa.gov.au

Introduction

The *Local Government Act 1999* (the Act) establishes a framework for the classification of land as 'community land' as a default of all land that is owned by Council or under Council's care, control and management. The community land framework aims to ensure a strategic approach to the management of the land, with the objective of protecting the community's current and future interests in the land. The classification of community land occurs by default under the Act when Council acquires land unless resolved by Council to exclude at the time of acquisition.

Whenever Council proposes to revoke the community land status over such land, Council is required to prepare a report for public consultation/consideration and provision to the Minister for Local Government. This report is a *'Revocation of Community Land Classification Public Consultation Report*', for the land identified below, pursuant to Section 194 of the Act.

Subject Land

The subject parcel of land (the Land) borders Hindmarsh Road and Down Street, McCracken. The Land adjoins the newly constructed Wohlers Homeware and Furniture retail shop in the Coles/Bunning shopping precinct.

The Land was created through the land division process for the Coles/Bunnings development and acquired by Council for drainage purposes. At the time of acquisition, Council resolved to exclude the Land from the classification of community land under Section 193(4)(a) of the Act. However, Land Services SA have also directed Council to conduct a formal community land revocation process to enable the removal of the reserve (dedication) status from the lands Certificate of Title.

The subject Land is shown on ***Figure 1*** of this report.

The area of the whole Land is approximately 4032 square metres and consists of the following Title:

Certificate of Title - Volume 6220, Folio 605
Deposited Plan - 120595, Allotment 99

A copy of the Title for the Land is attached as ***Appendix A***.
A copy of the Deposited Plan is attached as ***Appendix B***.

Purpose for the Proposal

The purpose of this report is to revoke the classification of community land on the **whole** Land known as Lot 99 Hindmarsh Road, McCracken as shown in ***Figure 1*** of this report.

The reason for the revocation is to allow Council to formalise the occupancy of a narrow portion of the subject Land, to the adjoining property owner, Wohlers Properties Pty Ltd (Wohlers) on which the existing retaining wall encroaches onto lot 99. The land to which the retaining wall encroaches is approximately 160 metres in length, 1.3 metres in width for a total of 205 square metres in area and shown highlighted in yellow in ***Figure 2*** of this report. Council intends to sell the 205 square metres of land associated with the encroachment to Wohlers through a boundary realignment. This process consistent with Council's *Disposal of Land and other Assets Policy*:

- 6.3.7.5 – By negotiation – with the owners of the land adjoining the land or others with a pre-existing interest in the land; and

- 6.3.8 – Council will seek to dispose of the land at or above the current market valuation whichever method is likely to provide Council with a maximum return. Unless there are reasons for the Council to accept a lessor return which is consistent with the Council's overall strategic direction.

Before Council is able to dispose of any land, its classification of community land must first be revoked.

The gabion retaining wall has been architecturally designed to be aesthetically pleasing in the highly visible location. Vegetation will also be added to complement the stepped design of the gabion wall.

The proposal from the Wohlers is for 205 square metres of Lot 99 only, with the remainder of the Land to continue its function for drainage purposes. Any change to this purpose or potential disposal of the remaining Land requires separate proposals and resolutions from the Council.

The area and location of the proposed 205 square metre boundary realignment and impact on the size of the whole Land is highlighted in yellow and shown in ***Figure 2***.

Figure 2



Dedication, Reservation or Trust

The whole Land of lot 99, is affected by a dedication as 'reserve' on the Certificate of Title as part of the original land division for the Coles/Bunning development. On revocation of the classification of community land, the Council will give notice of the revocation to the Registrar-General to amend the Certificate of Title.

Revocation and Financials

The revocation of the classification of community land proposal is to allow for 205 square metres of Land as shown highlighted in yellow in ***Figure 2*** to be sold to the owners of the Wohlers. The agreed market value purchase amount of $36,980.00 ex gst received will be allocated to Capital revenue for general use.

Community Impact from Proposal

As the Land was acquired by Council for drainage purposes, removing the community land status will have no perceived impact upon community recreation. The existing pedestrian walking path will remain as a walking path and is not affected by this proposal.

The proposed portion of land for disposal to Wohlers, averaging 1.3 metres in width having minimal impact to the size, purpose or future use of the whole Land.

Council proposes to upgrade the stormwater outlet and potentially fill the stormwater basin on lot 99. This will provide greater opportunity for the future use of the land which may include disposal of the land. This is subject to future Council considerations and resolutions.

Owner of the Land

The Land (Lot 99 of DP 120595) is owned by the City of Victor Harbor.

Public Consultation

This public consultation report for the revocation of the classification of community land for the whole land known as lot 99, forms part of the consultation requirement in accordance with the City of Victor Harbor 's Public Consultation Policy and Section 194 of Local Government Act 1999, which includes:

- Minimum 21 days public consultation period. Consultation
- Notice of community land revocation to be placed in the local newspaper 'The Fleurieu Sun'.
- Community Land Consultation Report and information made available on Council's website (www.yoursay.victor.sa.gov.au) and at the Civic Centre during the consultation period.
- Council to receive written submissions from the public on the proposed revocation and land transfer up until 5pm on the final day of public consultation.

Written submissions should be addressed to the Chief Executive Officer (Community Land Consultation) and sent via:

- Post: City of Victor Harbor, PO Box 11, Victor Harbor SA 5211
- Email: localgov@victor.sa.gov.au
- Web: Complete the online submission form www.yoursay.victor.sa.gov.au

Further information contact: Property Team - Phone: 8551 0500

Email: localgov@victor.sa.gov.au

Appendix A

LAND SERVICES SA

Product	Register Search (CT 6220/605)
Date/Time	05/03/2019 04:15PM
Customer Reference	
Order ID	20190305009883

The Registrar-General certifies that this Title Register Search displays the records maintained in the Register Book and other notations at the time of searching.

Certificate of Title - Volume 6220 Folio 605

Parent Title(s)	CT 5422/89				
Creating Dealing(s)	RTC 13066348				
Title Issued	05/03/2019	**Edition**	2	**Edition Issued**	05/03/2019

Estate Type

FEE SIMPLE (RESERVE)

Registered Proprietor

CITY OF VICTOR HARBOR
OF PO BOX 11 VICTOR HARBOR SA 5211

Description of Land

ALLOTMENT (RESERVE) 99 DEPOSITED PLAN 120595
IN THE AREA NAMED MCCRACKEN
HUNDRED OF GOOLWA

Easements

TOGETHER WITH EASEMENT(S) OVER THE LAND MARKED B ON D120595 FOR DRAINAGE PURPOSES (RTC 13066348)

Schedule of Dealings

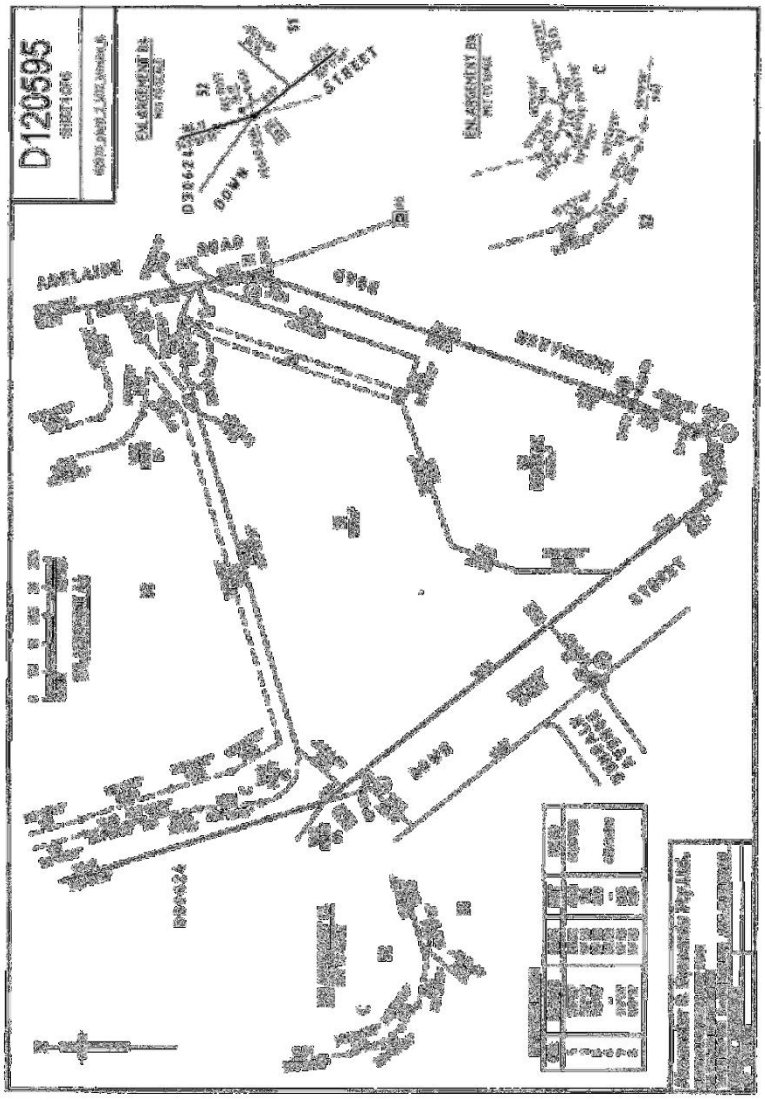
NIL

Notations

Dealings Affecting Title	NIL
Priority Notices	NIL
Registrar-General's Notes	NIL
Administrative Interests	NIL

Land Services SA
Copyright Privacy Terms of Use. Copyright / Privacy / Terms of Use
Page 1 of 1

Appendix B



12.2 Flinders Parade and Esplanade Pedestrian Crossing Concepts and Cost Estimates

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Jodi Roberts
File Reference	TM20.36.001

RECOMMENDATION

That having considered the Flinders Parade and Esplanade Pedestrian Crossing Concepts and Cost Estimates report, Council endorse the inclusion of $400,000 in the 2023/24 draft capital budget for detailed design and construction, to be prioritised against other capital projects.

INFORMATION

Purpose
The purpose of this report is to provide Council with the concept plans and cost estimates for pedestrian crossings at Flinders Parade and the Esplanade for consideration of inclusion in the draft 2023/24 capital budget.

Background
At the Ordinary Council Meeting of 28 February 2022 Mayor Moira Jenkins put a Motion without Notice regarding pedestrian crossings at Flinders Parade and the Esplanade. Council resolved the following:

OC1052022 Moved: Mayor Moira Jenkins
Seconded: Cr Nick Hayles

That the council administration investigate the placing of a zebra crossing, or pedestrian crossing on the Flinders Parade / Esplanade and another crossing on Esplanade opposite the beachside markets, and that a report be bought back to the April Council meeting.

Investigations to include but are not limited to;

- *Liaising with DIT to assess their appetite for such a crossing/s*
- *Ascertaining the budget required to place a zebra (or alternative crossing) opposite the Causeway and also separately opposite Soldiers Memorial Gardens*
- *Potential funding contribution from the State Government for one or both crossings*

CARRIED UNANIMOUSLY

The investigation report, including options analysis for multiple locations, was presented at

the Ordinary Council Meeting of 22 August 2022. Council resolved the following:

OC3732022 Moved: Cr Carol Schofield
Seconded: Cr Marilyn Henderson

1. *That Council receive and note the Flinders Parade and Esplanade Pedestrian Crossing Investigation report.*

2. *That having considered the Options Analysis Report, Council endorse progressing to concept design and cost estimates for Location A at Flinders Parade and Location C at the Esplanade.*

CARRIED

8.34pm
A division was called
The Deputy Mayor declared the vote be set aside

FOR: Cr Mann, Cr Littlely, Cr Schofield, Cr Henderson
AGAINST: Cr Glazbrook, Cr Kemp, Cr Robertson

THE DEPUTY MAYOR DECLARED THE VOTE CARRIED

Commentary
HDS Australia was engaged to prepare the concept plans, traffic impact statements and cost estimates for the preferred locations. The concept plans and traffic impact statements are provided at Attachment A and B.

Cost estimates are provided under separate cover as they are considered commercially-in-confidence and would be subject to a future tender process. The disclosure of this information could reasonably be expected to confer a commercial advantage on a person or company with whom the Council is proposing to conduct business.

The Traffic Impact Statements identified the following impacts:

- The proposed upgrade will have a positive impact on pedestrian safety, accessibility and travel times through this area, providing a clearly defined priority crossing point, in a location which experiences a high level of pedestrian activity, particularly during holiday periods.
- A positive impact for all road users (motorists, cyclists, pedestrians) through improved definition of priority through the intersection (currently this is ambiguous, with pedestrians regularly (incorrectly) assuming they have right of way.
- Minor delays may be experienced by road users due to the change in priority, however through traffic at this specific location is expected to be very minor (esplanade location with alternative parallel routes).

The outcome of these pedestrian crossings would be improved pedestrian safety and priority in a location of high pedestrian activity and reduced vehicle speeds at a pedestrian / vehicle conflict point. Noting that the design of these crossings should be such that the crossings can be removable if required to accommodate special events, for example the Tour Down Under.

The estimated cost of completing the detailed design and undertaking construction in both locations is approximately $400,000 (in total).

It is recommended that Council Members consider the detailed design and construction of these pedestrian crossings as part of the 2023/24 budget process, such that they can be assessed and prioritised against other new capital projects already identified in the Long-Term Financial Plan.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Employee and Public Safety – There have been several concerns raised by the community regarding pedestrian safety at Flinders Parade and The Esplanade. Although there have been no pedestrian-related crashes reported at either site these are high use areas for both pedestrians and road users and like all roads there is a possibility of an incident resulting in an injury. This risk is assessed as ***medium*****.**

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 5 - we have services and infrastructure that meet our community's needs

- Strategy – Provide key community infrastructure
- Priority – Create and maintain safe road and footpath networks

Other references used:

- City of Victor Harbor Long Term Financial Plan 2021/22 to 2031/32

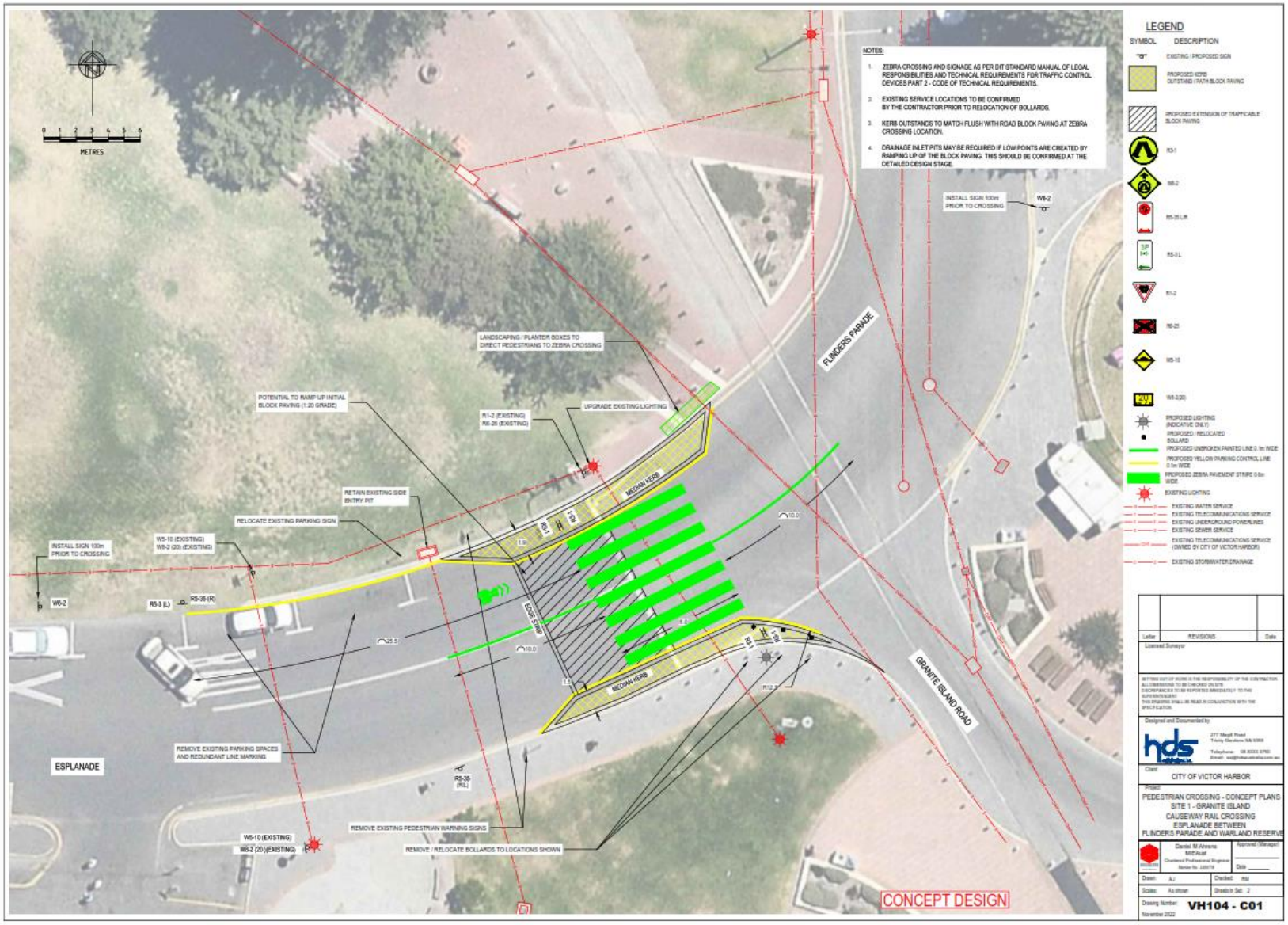
BUDGET IMPLICATION

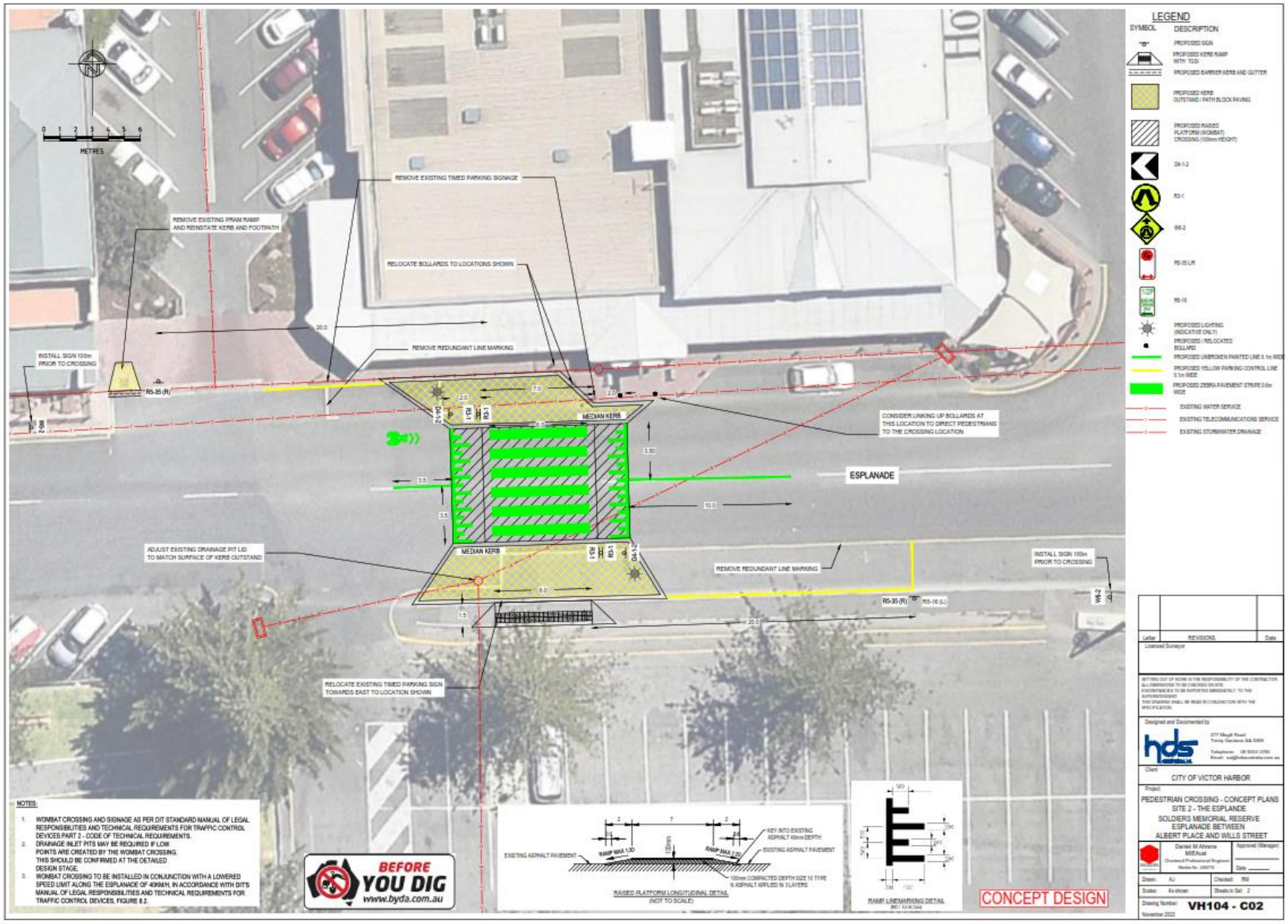
Excluding endorsed budgeted staff resources there are no 2022/23 budget implications in the consideration of inclusion in the draft 2023/24 capital budget.

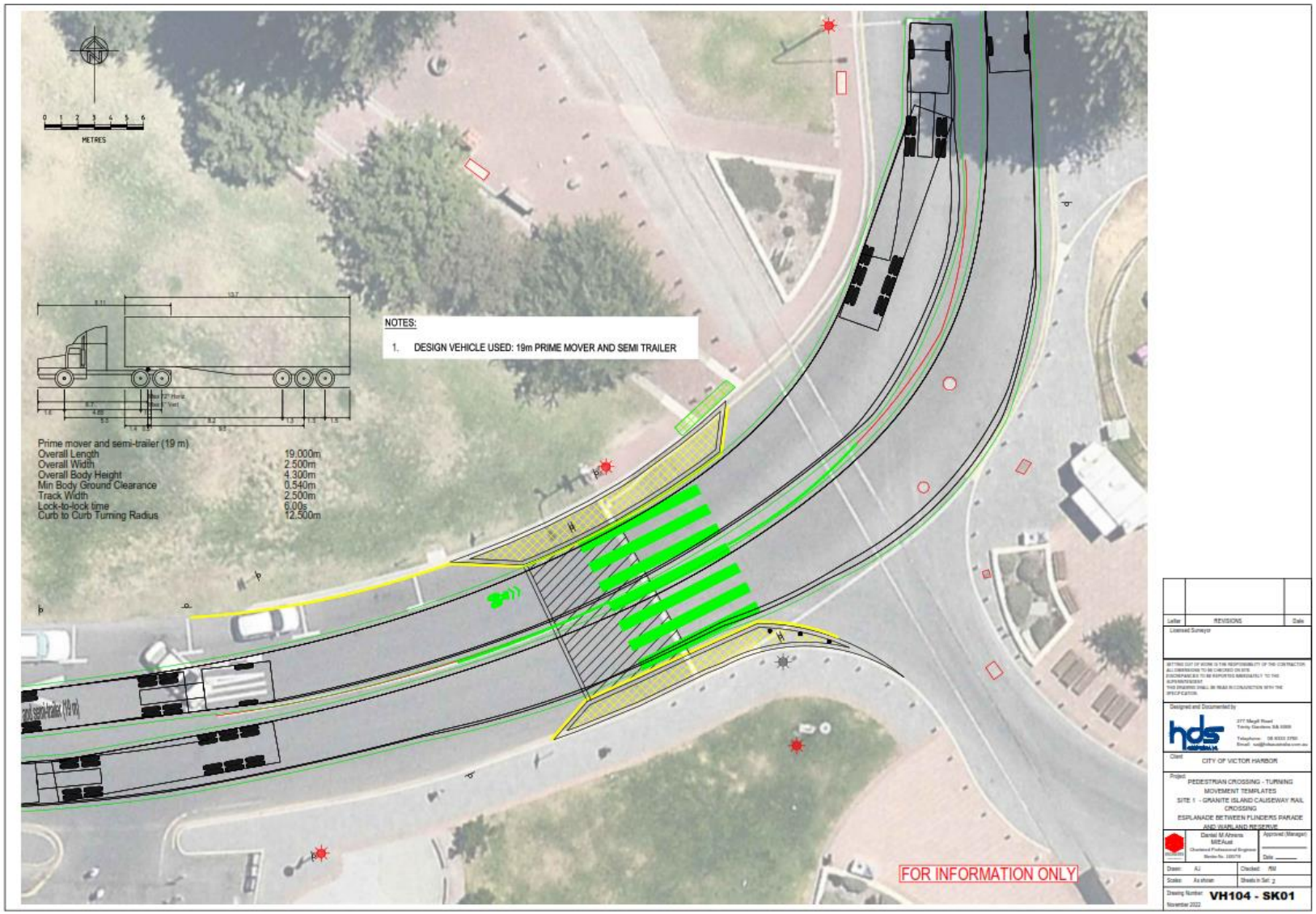
No additional funds are required in the 2022/23 budget.

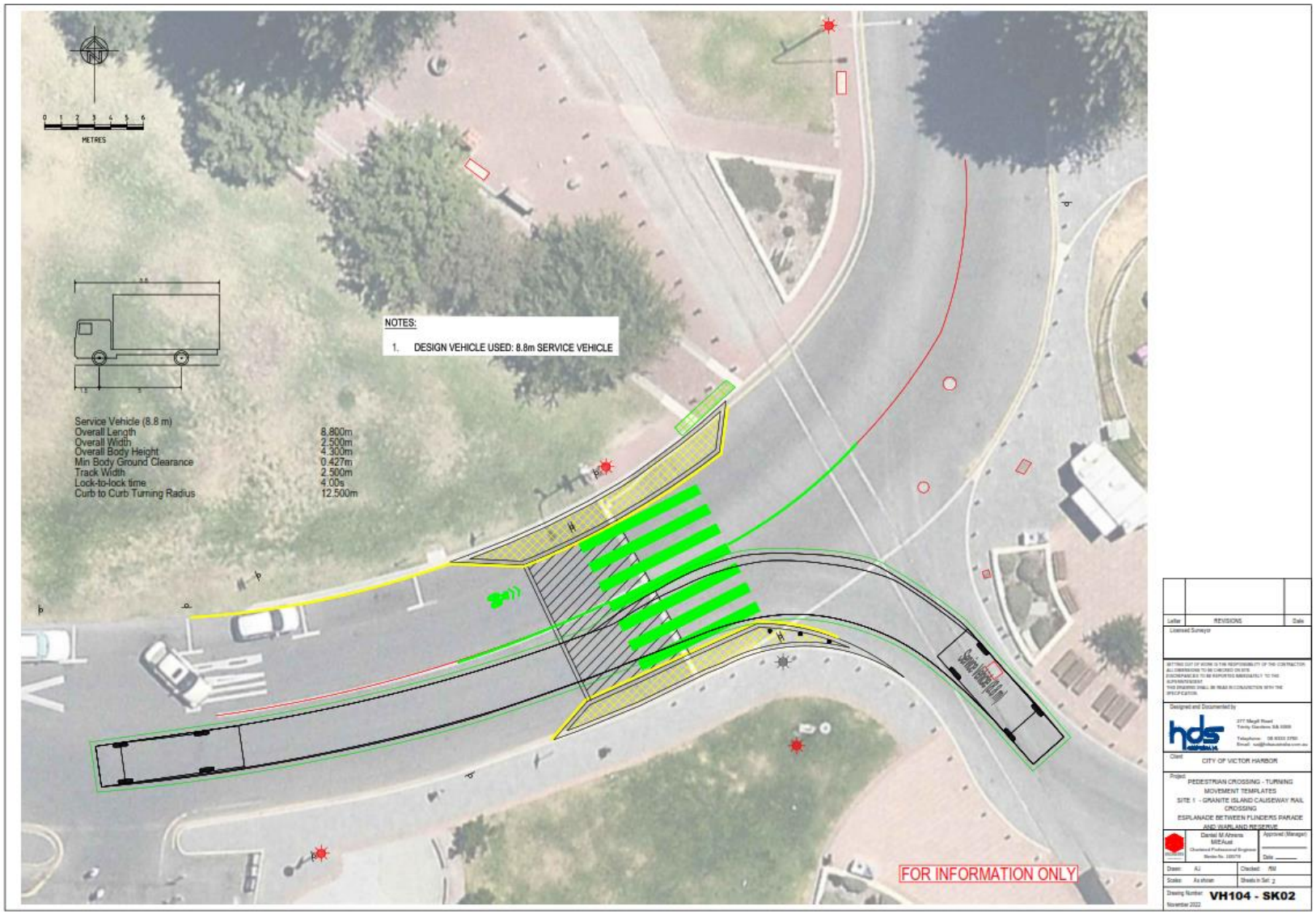
CONSULTATION

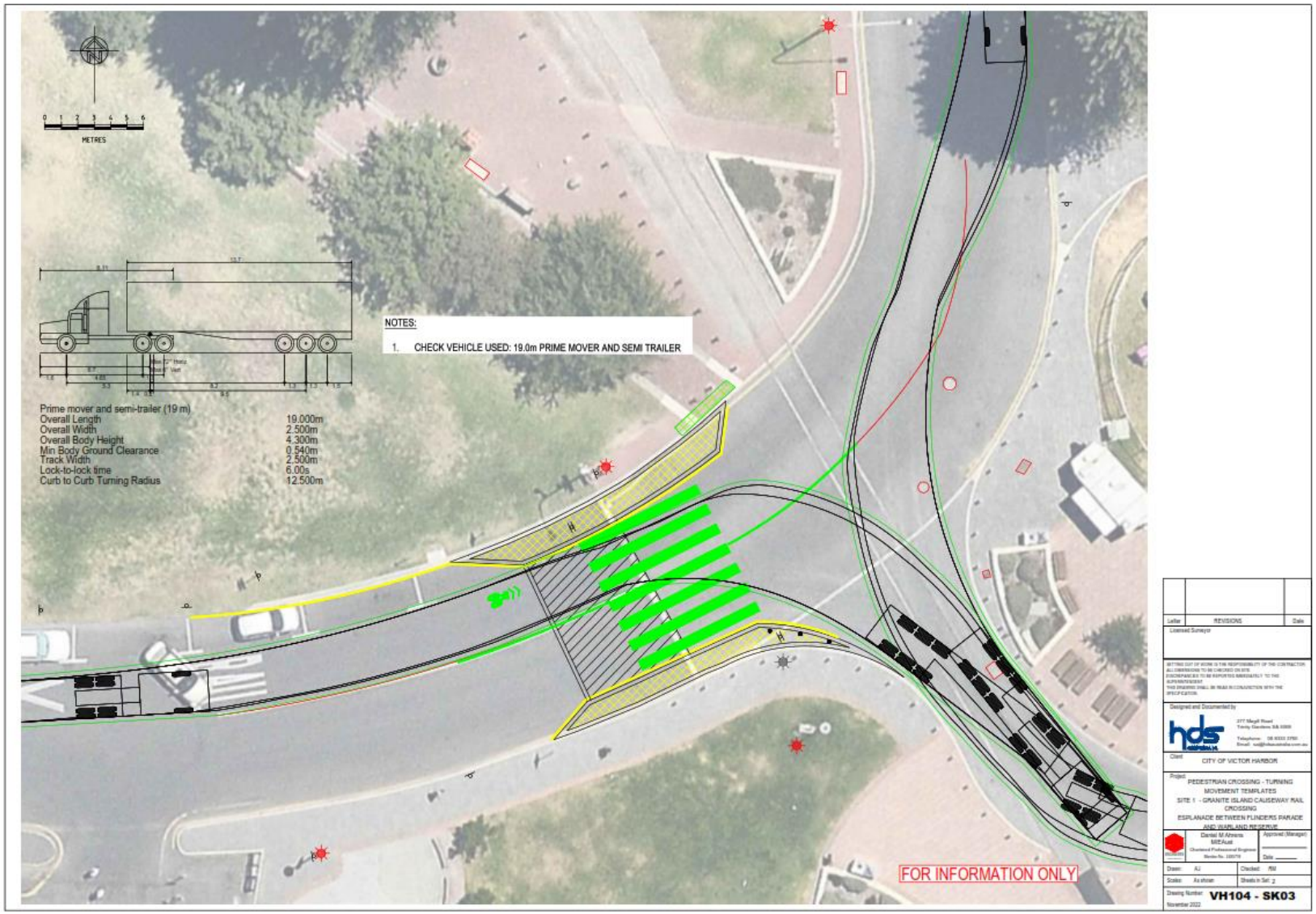
Director Environment and Infrastructure – Kathy Hayter

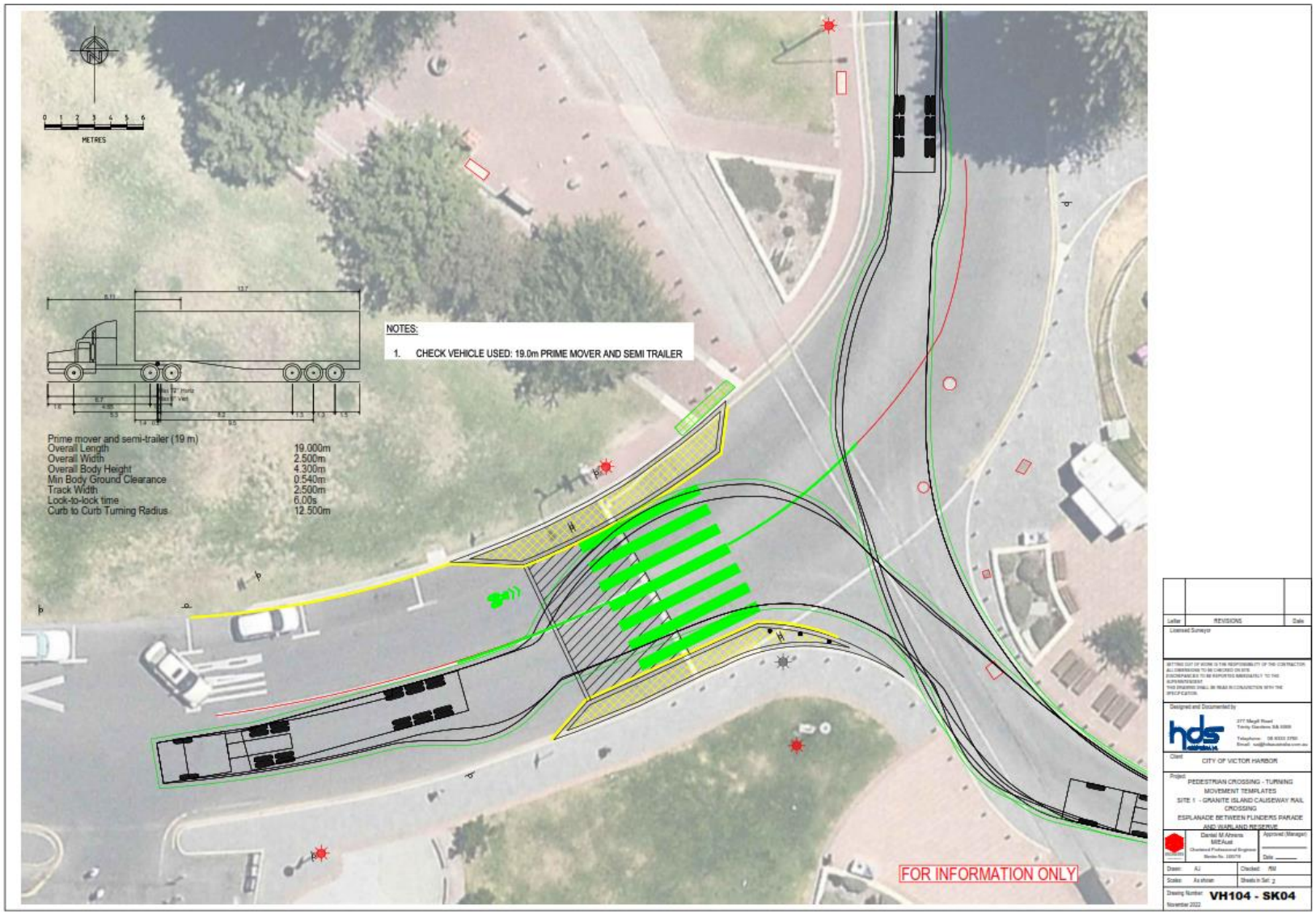

NOTES:
1. ZEBRA CROSSING AND SIGNAGE AS PER DIT STANDARD MANUAL OF LEGAL RESPONSIBILITIES AND TECHNICAL REQUIREMENTS FOR TRAFFIC CONTROL DEVICES PART 2 - CODE OF TECHNICAL REQUIREMENTS.
2. EXISTING SERVICE LOCATIONS TO BE CONFIRMED BY THE CONTRACTOR PRIOR TO RELOCATION OF BOLLARDS.
3. KERB OUTSTANDS TO MATCH FLUSH WITH ROAD BLOCK PAVING AT ZEBRA CROSSING LOCATION.
4. DRAINAGE INLET PITS MAY BE REQUIRED IF LOW POINTS ARE CREATED BY RAMPING UP OF THE BLOCK PAVING. THIS SHOULD BE CONFIRMED AT THE DETAILED DESIGN STAGE.
LEGEND
SYMBOL
DESCRIPTION
METRES
FLINDERS PARADE
GRANITE ISLAND ROAD
ESPLANADE
LANDSCAPING / PLANTER BOXES TO DIRECT PEDESTRIANS TO ZEBRA CROSSING
POTENTIAL TO RAMP UP INITIAL BLOCK PAVING (1:20 GRADE)
UPGRADE EXISTING LIGHTING
RETAIN EXISTING SIDE ENTRY PIT
RELOCATE EXISTING PARKING SIGN
INSTALL SIGN 100m PRIOR TO CROSSING
REMOVE EXISTING PARKING SPACES AND REDUNDANT LINE MARKING
REMOVE EXISTING PEDESTRIAN WARNING SIGNS
REMOVE / RELOCATE BOLLARDS TO LOCATIONS SHOWN
MEDIAN KERB
CONCEPT DESIGN
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - CONCEPT PLANS
SITE 1 - GRANITE ISLAND
CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN
FLINDERS PARADE AND WARLAND RESERVE
VH104 - C01

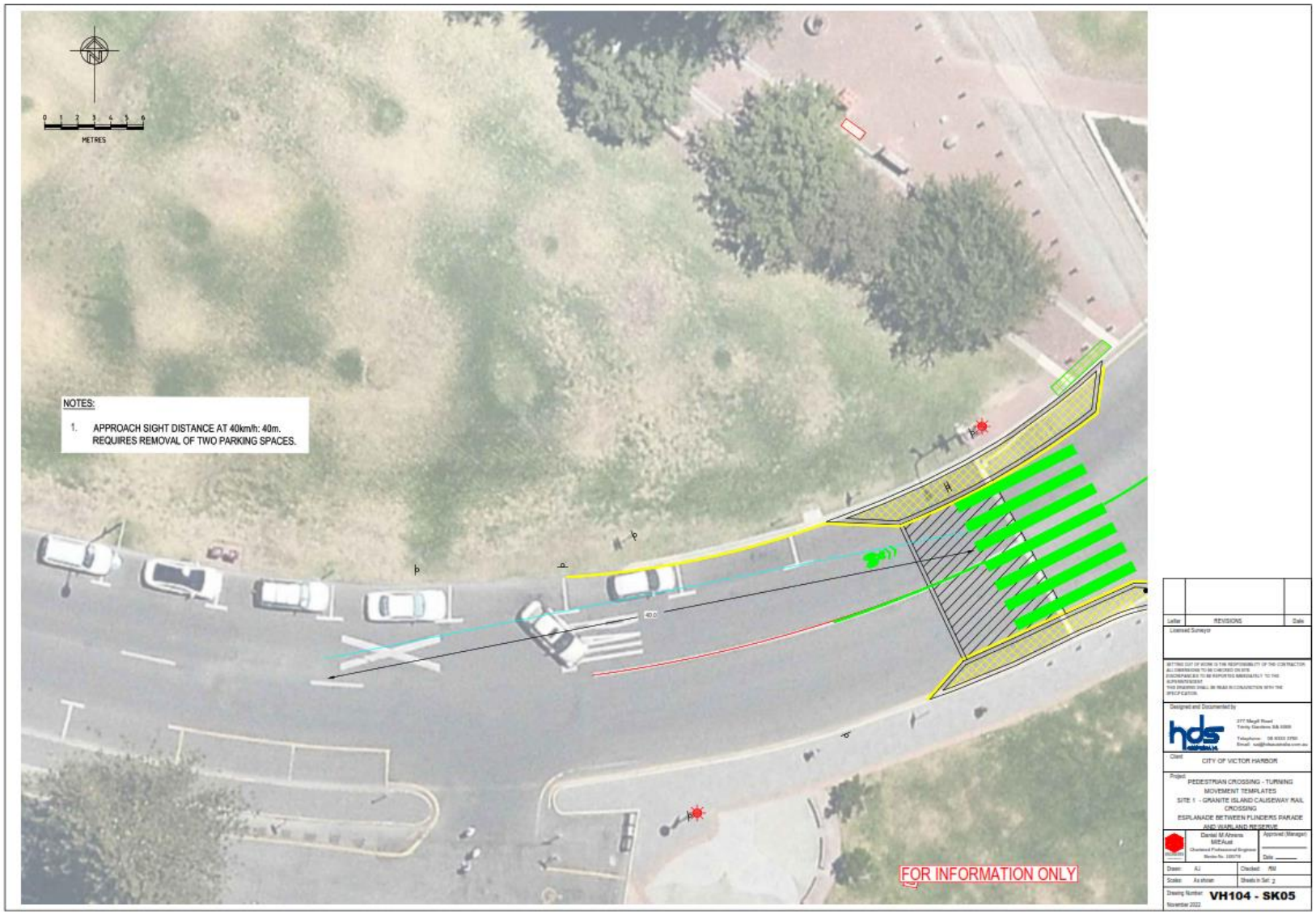

LEGEND
SYMBOL
DESCRIPTION
METRES
REMOVE EXISTING TIMED PARKING SIGNAGE
REMOVE EXISTING PRAM RAMP AND REINSTATE KERB AND FOOTPATH
RELOCATE BOLLARDS TO LOCATIONS SHOWN
REMOVE REDUNDANT LINE MARKING
INSTALL SIGN 100m PRIOR TO CROSSING
R5-35 (R)
MEDIAN KERB
CONSIDER LINKING UP BOLLARDS AT THIS LOCATION TO DIRECT PEDESTRIANS TO THE CROSSING LOCATION
ESPLANADE
ADJUST EXISTING DRAINAGE PIT LID TO MATCH SURFACE OF KERB OUTSTAND
RELOCATE EXISTING TIMED PARKING SIGN TOWARDS EAST TO LOCATION SHOWN
NOTES:
1. WOMBAT CROSSING AND SIGNAGE AS PER DIT STANDARD MANUAL OF LEGAL RESPONSIBILITIES AND TECHNICAL REQUIREMENTS FOR TRAFFIC CONTROL DEVICES PART 3 - CODE OF TECHNICAL REQUIREMENTS.
2. DRAINAGE INLET PITS MAY BE REQUIRED IF LOW POINTS ARE CREATED BY THE WOMBAT CROSSING. THIS SHOULD BE CONFIRMED AT THE DETAILED DESIGN STAGE.
3. WOMBAT CROSSING TO BE INSTALLED IN CONJUNCTION WITH A LOWERED SPEED LIMIT ALONG THE ESPLANADE OF 40KM/H, IN ACCORDANCE WITH DIT'S MANUAL OF LEGAL RESPONSIBILITIES AND TECHNICAL REQUIREMENTS FOR TRAFFIC CONTROL DEVICES, FIGURE 8.2.
BEFORE YOU DIG
www.byda.com.au
RAISED PLATFORM LONGITUDINAL DETAIL
(NOT TO SCALE)
RAMP LINEMARKING DETAIL
CONCEPT DESIGN
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - CONCEPT PLANS
SITE 2 - THE ESPLANDE
SOLDIERS MEMORIAL RESERVE
ESPLANADE BETWEEN
ALBERT PLACE AND WILLS STREET
VH104 - C02


METRES
NOTES:
1. DESIGN VEHICLE USED: 19m PRIME MOVER AND SEMI TRAILER
Prime mover and semi-trailer (19 m)
Overall Length 19.000m
Overall Width 2.500m
Overall Body Height 4.300m
Min Body Ground Clearance 0.540m
Track Width 2.500m
Lock-to-lock time 6.00s
Curb to Curb Turning Radius 12.500m
FOR INFORMATION ONLY
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - TURNING MOVEMENT TEMPLATES
SITE 1 - GRANITE ISLAND CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN FLINDERS PARADE AND WARLAND RESERVE
VH104 - SK01


METRES
NOTES:
1. DESIGN VEHICLE USED: 8.8m SERVICE VEHICLE
Service Vehicle (8.8 m)
Overall Length 8.800m
Overall Width 2.500m
Overall Body Height 4.300m
Min Body Ground Clearance 0.427m
Track Width 2.500m
Lock-to-lock time 4.00s
Curb to Curb Turning Radius 12.500m
FOR INFORMATION ONLY
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - TURNING MOVEMENT TEMPLATES
SITE 1 - GRANITE ISLAND CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN FLINDERS PARADE AND WARLAND RESERVE
VH104 - SK02


METRES
NOTES:
1. CHECK VEHICLE USED: 19.0m PRIME MOVER AND SEMI TRAILER
Prime mover and semi-trailer (19 m)
Overall Length 19.000m
Overall Width 2.500m
Overall Body Height 4.300m
Min Body Ground Clearance 0.540m
Track Width 2.500m
Lock-to-lock time 6.00s
Curb to Curb Turning Radius 12.500m
FOR INFORMATION ONLY
REVISIONS
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - TURNING MOVEMENT TEMPLATES
SITE 1 - GRANITE ISLAND CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN FLINDERS PARADE AND WARLAND RESERVE
VH104 - SK03


METRES
NOTES:
1. CHECK VEHICLE USED: 19.0m PRIME MOVER AND SEMI TRAILER
Prime mover and semi-trailer (19 m)
Overall Length 19.000m
Overall Width 2.500m
Overall Body Height 4.300m
Min Body Ground Clearance 0.540m
Track Width 2.500m
Lock-to-lock time 6.00s
Curb to Curb Turning Radius 12.500m
FOR INFORMATION ONLY
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - TURNING MOVEMENT TEMPLATES
SITE 1 - GRANITE ISLAND CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN FLINDERS PARADE AND WARLAND RESERVE
VH104 - SK04


METRES
NOTES:
1. APPROACH SIGHT DISTANCE AT 40km/h: 40m.
REQUIRES REMOVAL OF TWO PARKING SPACES.
FOR INFORMATION ONLY
CITY OF VICTOR HARBOR
PEDESTRIAN CROSSING - TURNING MOVEMENT TEMPLATES
SITE 1 - GRANITE ISLAND CAUSEWAY RAIL CROSSING
ESPLANADE BETWEEN FLINDERS PARADE AND WARLAND RESERVE
VH104 - SK05

Attachment B

TRAFFIC IMPACT STATEMENT AND ENDORSEMENT

PROJECT: Proposed Zebra Crossing at the intersection of the Esplanade / Flinders Parade and Granite Island Road, Victor Harbor

DRAWINGS / ATTACHMENTS: Drawing VH104 – C01, Turning templates VH104 – SK01 to SK05

COUNCIL: City of Victor Harbor

ROAD AUTHORITY: City of Victor Harbor

LOCATION: Esplanade, Granite Island Road and Flinders Parade intersection, Victor Harbor.

-35.556828, 138.624634

BACKGROUND

The existing intersection of the Esplanade, Granite Island Road and Flinders Parade is a raised, block paved intersection, with a rail line running through the intersection for a horse-drawn tram that takes passengers to Granite Island.

Note that this rail crossing is only used at the beginning and end of the day to take the trams in / out of the storage facility located to the north of the intersection, and that during the day the trams only operate across the Granite Island causeway to a tram stop south of the intersection, not through the intersection.

As the main access to Granite Island, this location has a high volume of pedestrians. The existing intersection contains a pedestrian warning sign however there is no official pedestrian crossing, hence vehicles currently have right of way. The absence of a pedestrian priority crossing in a high pedestrian volume zone may lead to increased risk of crashes, and there is currently some ambiguity over whether pedestrians or vehicles have priority at this location.

Council is proposing to improve safety and prioritise pedestrian movements at the intersection by installing a zebra crossing.

PROPOSAL

Council is proposing to improve safety and prioritise pedestrian movements at the intersection by installing a zebra crossing. Kerb outstands and realigned bollards are also being proposed to narrow the road width at this location to minimise the conflict area and slow traffic at this location. Street lighting will be assessed, and likely upgraded to adequately illuminate the pedestrian crossing.

The location of the zebra crossing is chosen to provide an adequate offset to the rail lines and Granite Island Road intersection to the east, whilst minimising loss of parking and retention of existing drainage infrastructure to the west, and accommodate pedestrian desire lines from the causeway and Victor Harbor CBD.

It is proposed that the existing block paving be extended west to cover the zebra crossing location. This extension can potentially be ramped to further slow vehicle speeds for vehicles approaching from the west.

Alternate locations were considered for this crossing, including on Flinders Parade to the north of the rail crossing. The proposed location was chosen as it aligns better with pedestrian desire lines to / from Granite Island and maximised sight lines to crossing pedestrians.

TRAFFIC CONTROL DEVICES

This proposal includes the following traffic control devices to be installed, altered or removed:

Devices included under Council's Instrument of General Approval

- 4x R3-1 (pedestrian crossing) signs to be installed
- 2x W6-2 (pedestrian crossing ahead) signs to be installed
- 2x R5-35 (no stopping) signs to be installed

- 1x R5-3 (timed parking) sign to be relocated
- 1x Bicycle sharrow pavement marking to be relocated
- 600mm wide stripe zebra crossing pavement marking (one crossing)
- 100mm wide pavement centre line marking to be installed
- 100mm wide yellow parking control line marking to be extended
- 100mm wide parking space edge lines to be removed (two parking spaces removed)

Installation, alteration or removal of these devices meets Council's responsibilities under its *Instrument of General Approval and Delegation from the Minister for Transport and Infrastructure* (the 'Instrument'). Separate approval from the Commissioner of Highways or authorised delegate is not required.

Devices requiring separate approval from the Commissioner of Highways

Listed traffic control devices in Appendix A of the Code

- None.

Approval from the Commissioner of Highways or authorised delegate is required.

Non-standard traffic control devices

- None.

Approval from the Commissioner of Highways or authorised delegate is required for devices that are non-standard, or are not used in accordance with the Australian Standards, Austroads Guides, DIT's *Code of Technical Requirements* and DIT's *Operational Instructions*.

IMPACTS

- The proposed upgrade will have a positive impact on pedestrian safety, accessibility and travel times through this area, providing a clearly defined priority crossing point, in a location which experiences a high level of pedestrian activity, particularly during holiday periods.
- A positive impact for all road users (motorists, cyclists, pedestrians) through improved definition of priority through the intersection (currently this is ambiguous, with pedestrians regularly (incorrectly) assuming they have right of way.
- Minor delays may be experienced by road users due to the change in priority, however through traffic at this specific location is expected to be very minor (esplanade location with alternative parallel routes).

OUTCOME

Improved pedestrian safety and priority in a location of high pedestrian activity, reduced vehicle speeds at a pedestrian / vehicle conflict point.

CONSULTATION

Provide details of any consultation, and any agreed decisions on the proposal that have occurred, including when and with whom. Consultation may include:

☒ DIT – Network Management Services
DIT feedback sought on an options analysis report prepared by consultant. DIT feedback incorporated into the development of a concept design. Consultation was via Daniel Thian (Senior Asset Engineer, DIT) and a comment register (knet # 18896087) was received 18/07/2022.

☐ DIT – Public Transport Operations and Planning
☐ Adjacent Council: Enter name of Council(s) and details of consultation if applicable
☐ Residents
☐ Commercial business
☐ SAPOL
☐ Emergency services
☐ any other stakeholders as required

ENDORSEMENT

In accordance with the Minister for Transport and Infrastructure's *Instrument of General Approval and Delegation to Council*, this Traffic Impact Statement has been prepared by a person the Council deems to be an experienced traffic engineering practitioner, and endorsed by a person authorised by Council.

PREPARED BY: (Experienced Traffic Engineering Practitioner) Signed: 	Name: Richard Medhurst	Date: 14/11/2022
	Position: Senior Civil Engineer	
ENDORSED: (Person authorised by Council) Signed:	Name:	Date:
	Position:	

NOTE: If this proposal only contains devices that meet Council's *Instrument*, approval from the Commissioner of Highways is **not** required. Otherwise continue below.

APPROVAL FROM THE COMMISSIONER OF HIGHWAYS or authorised delegate is required for devices not conforming to the requirements of, or used in accordance with, the Australian Standards or DIT's *Code of Technical Requirements* ('the Code'), or for devices listed in Appendix A of the Code as requiring a separate approval.

Applications for approval shall be addressed to:

Commissioner of Highways
% Manager, Traffic Services
Department for Infrastructure and Transport
GPO Box 1533
Adelaide SA 5001
Email: DIT.TASSAdminSupport@sa.gov.au

and must include this traffic impact statement, any plans and relevant supporting documentation.

APPROVAL FROM COMMISSIONER OF HIGHWAYS (or authorised delegate) – DPTI USE ONLY		
TECHNICAL ENDORSEMENT (Recognised Traffic Engineering Practitioner) Signed:	Name:	Date:
	Position:	
APPROVED (Authorised delegate in accordance with OI 18.3) Signed:	Name:	Date:
	Position:	
File No:	KNet Ref:	

CONDITIONS
(Additional conditions may be added to this list)

Approval to install, alter or remove those traffic control devices listed as requiring separate approval from the Commissioner of Highways that are proposed in this traffic impact statement and its attachments is granted subject to the following:

- Devices shall be installed, altered or removed in accordance with the *Manual of Legal Responsibilities and Technical Requirements for Traffic Control Devices* where there is no

conflict with this traffic impact statement and its attachments, and the conditions of this approval, and

- Devices shall be installed by a council employee or contractor with experience in the placement of traffic control devices, and
- Council must keep records of the times and dates the devices are installed, altered or removed, and
- For speed limit and end speed limit signs, the Department will notify the Commissioner of Police of the approval before signs are installed, altered or removed, and
- For speed limit and end speed limit signs, the temporary 'Speed Limit Changed' (T1-SA109) sign shall accompany the new speed limit for a period of up to 2 months, in accordance with the *Speed Limit Guideline for South Australia*, and
- For speed limit and end speed limit signs, Council must notify the Commissioner of Police of the date of installation, alteration or removal within 20 working days of installation, alteration or removal.

TRAFFIC IMPACT STATEMENT AND ENDORSEMENT

PROJECT: Proposed Wombat Crossing at No. 3 Esplanade, Victor Harbor

DRAWINGS / ATTACHMENTS: Drawing VH104 – C02

COUNCIL: City of Victor Harbor

ROAD AUTHORITY: City of Victor Harbor

LOCATION: Outside Property No. 3 Esplanade, Victor Harbor.
-35.556717, 138.622699

BACKGROUND

Esplanade is a highly pedestrianised area, with off-street parking, public toilets, the Soldiers Memorial Reserve, Lions Park Playground and foreshore on the southern side of Esplanade, and the Victor Harbor CBD (including the Hotel Victor directly adjacent) on the northern side of the Esplanade.

In addition, a Sunday market is run within the Soldiers Memorial Reserve, which results in increased pedestrian movements across Esplanade between Albert Place and Wills Street.

There is currently very limited pedestrian crossing infrastructure at this location, with only two existing pedestrian ramps, one on the northern side of Esplanade which leads pedestrians into angled, on-street parking on the southern side of the road (no ramp at this location), and one on the southern side of Esplanade 40m to the east, which leads pedestrians to parallel on-street parking on the northern side of the road (no ramp at this location).

Council is proposing to improve safety and prioritise pedestrian movements at this location by installing a wombat crossing.

PROPOSAL

Council is proposing to improve safety and prioritise pedestrian movements at this location by installing a wombat crossing. Kerb outstands and realigned bollards are also being proposed to narrow the road width at this location to minimise the conflict area and slow traffic at this location. Street lighting will also be required to adequately illuminate the ramps and pedestrian crossing.

Multiple locations for the crossing point were considered as part of an options analysis, with the proposed location selected as it provides the greatest benefit in terms of pedestrian desire lines, sight lines to crossing pedestrians, minimised impacts to existing infrastructure including parking and side accesses.

It is assumed that the wombat crossing will be installed in conjunction with a lowered speed limit along the Esplanade to 40km/h.

TRAFFIC CONTROL DEVICES

This proposal includes the following traffic control devices to be installed, altered or removed:

Devices included under Council's Instrument of General Approval

- 4x R3-1 (pedestrian crossing) signs to be installed
- 2x W6-2 (pedestrian crossing ahead) signs to be installed
- 2x R5-35 (no stopping) signs to be installed
- 1x R5-16 (timed parking) sign to be relocated
- 1x R5-15 (timed parking) sign to be removed
- 1x Bicycle sharrow pavement marking to be relocated
- 600mm wide stripe zebra crossing pavement marking (one crossing)
- 'Piano key' ramp pavement marking at two ramp locations
- 1x raised safety platform to be installed (coinciding with the zebra and piano key pavement marking i.e. wombat crossing)

- 100mm wide pavement centre line marking to be installed
- 100mm wide yellow parking control line marking to be extended

Installation, alteration or removal of these devices meets Council's responsibilities under its *Instrument of General Approval and Delegation from the Minister for Transport and Infrastructure* (the 'Instrument'). Separate approval from the Commissioner of Highways or authorised delegate is not required.

Devices requiring separate approval from the Commissioner of Highways

Listed traffic control devices in Appendix A of the Code

- None.

Approval from the Commissioner of Highways or authorised delegate is required.

Non-standard traffic control devices

- None.

Approval from the Commissioner of Highways or authorised delegate is required for devices that are non-standard, or are not used in accordance with the Australian Standards, Austroads Guides, DIT's *Code of Technical Requirements* and DIT's *Operational Instructions*.

IMPACTS

- The proposed upgrade will have a positive impact on pedestrian safety, accessibility and travel times through this area, providing a clearly defined priority crossing point, in a location which experiences a high level of pedestrian activity, particularly during holiday periods.
- Minor delays may be experienced by road users due to the change in priority, however through traffic at this specific location is expected to be very minor (esplanade location with alternative parallel routes).

OUTCOME

Improved pedestrian safety and priority in a location of high pedestrian activity, reduced vehicle speeds at a pedestrian / vehicle conflict point.

CONSULTATION

Provide details of any consultation, and any agreed decisions on the proposal that have occurred, including when and with whom. Consultation may include:

☒ DIT – Network Management Services
DIT feedback sought on an options analysis report prepared by consultant. DIT feedback incorporated into the development of a concept design. Consultation was via Daniel Thian (Senior Asset Engineer, DIT) and a comment register (knet # 18896087) was received 18/07/2022.

☐ DIT – Public Transport Operations and Planning
☐ Adjacent Council: Enter name of Council(s) and details of consultation if applicable
☐ Residents
☐ Commercial business
☐ SAPOL
☐ Emergency services
☐ any other stakeholders as required

ENDORSEMENT

In accordance with the Minister for Transport and Infrastructure's *Instrument of General Approval and Delegation to Council*, this Traffic Impact Statement has been prepared by a person the Council deems to be an experienced traffic engineering practitioner, and endorsed by a person authorised by Council.

PREPARED BY: (Experienced Traffic Engineering Practitioner) Signed: 	Name: Richard Medhurst	Date: 14/11/2022
	Position: Senior Civil Engineer	
ENDORSED: (Person authorised by Council) Signed:	Name:	Date:
	Position:	

NOTE: If this proposal only contains devices that meet Council's *Instrument*, approval from the Commissioner of Highways is **not** required. Otherwise continue below.

APPROVAL FROM THE COMMISSIONER OF HIGHWAYS or authorised delegate is required for devices not conforming to the requirements of, or used in accordance with, the Australian Standards or DIT's *Code of Technical Requirements* ('the Code'), or for devices listed in Appendix A of the Code as requiring a separate approval.

Applications for approval shall be addressed to:

Commissioner of Highways
% Manager, Traffic Services
Department for Infrastructure and Transport
GPO Box 1533
Adelaide SA 5001
Email: DIT.TASSAdminSupport@sa.gov.au

and must include this traffic impact statement, any plans and relevant supporting documentation.

APPROVAL FROM COMMISSIONER OF HIGHWAYS (or authorised delegate) – DPTI USE ONLY		
TECHNICAL ENDORSEMENT (Recognised Traffic Engineering Practitioner) Signed:	Name:	Date:
	Position:	
APPROVED (Authorised delegate in accordance with OI 18.3) Signed:	Name:	Date:
	Position:	
File No:	KNet Ref:	

CONDITIONS
(Additional conditions may be added to this list)

Approval to install, alter or remove those traffic control devices listed as requiring separate approval from the Commissioner of Highways that are proposed in this traffic impact statement and its attachments is granted subject to the following:

- Devices shall be installed, altered or removed in accordance with the *Manual of Legal Responsibilities and Technical Requirements for Traffic Control Devices* where there is no conflict with this traffic impact statement and its attachments, and the conditions of this approval, and
- Devices shall be installed by a council employee or contractor with experience in the placement of traffic control devices, and

- Council must keep records of the times and dates the devices are installed, altered or removed, and
- For speed limit and end speed limit signs, the Department will notify the Commissioner of Police of the approval before signs are installed, altered or removed, and
- For speed limit and end speed limit signs, the temporary 'Speed Limit Changed' (T1-SA109) sign shall accompany the new speed limit for a period of up to 2 months, in accordance with the *Speed Limit Guideline for South Australia*, and
- For speed limit and end speed limit signs, Council must notify the Commissioner of Police of the date of installation, alteration or removal within 20 working days of installation, alteration or removal.

12.3 Victor Harbor Cricket Club - Seed Funding

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Michelle Griffiths
File Reference	PM16.36.004

RECOMMENDATION

That Council supports the Victor Harbor Cricket Club to rebuild the Club's finances and membership through the provision of a one-off seed funding contribution of $3,600 and that Council endorse an increase in the operating budget of $3,600.

INFORMATION

Purpose
The purpose of this report is for Council to consider a request received from the Victor Harbor Cricket Club for a one-off financial contribution of $3,600 to support the Club as it transitions through a rebuilding stage of seeking new membership and increasing its sponsorship list.

Background
The Victor Harbor Cricket Club (Club) is one of the oldest clubs on the Fleurieu Peninsula and boasts a rich and proud history since it was first established in 1867. The Club provides a welcoming environment for players of all genders, ages and skill levels. In addition to the competition sides, the Club hosts a Woolworths Cricket Blast program for kids who wish to try cricket for the first time.

The Club holds a Licence with Council for the use of the Victor Oval, located at 1 George Main Road, for six months each year during the cricket season and they hire the grandstand room and changerooms from the Roo's Club.

During the summer of 2021/22, at the joint request from the Roo's and Cricket clubs, a turf cricket pitch was installed to replace the concrete pitch. Council contributed $35,000 towards the turf pitch and $2,200 to provide a concrete slab in a new storage shed that is shared by both clubs. The reasoning behind the pitch upgrade was to provide opportunity for both the cricket and football clubs to attract and host higher level clubs for competition, practice and exhibition games.

Commentary
Over the last 20 years, the Cricket Club has experienced reduced player numbers with the last A grade side fielded in 2000/2001 and Senior Colts (Under 16s) team in the 2013/14.

With the redevelopment of the Victor Oval facility (Roo's Club), including the new turf pitch,

the Club has regrouped and is rebuilding the Club to once again field all sides in the competition (including all female team/s) and to provide a family friendly atmosphere that will encourage new membership and sponsorship opportunities.

The Club has already seen positive changes with a small increase in player numbers over the last few years. This increase is shown below:

- 2020/21 Season - 24 full time seniors (+12 "fill ins" who played a game or two when short of players), approximately 10 juniors (2 or 3 female).
- 2021/22 Season - 26 full time seniors (+6 fill ins), 14 juniors (4 female)
- 2022/23 Season (current) - 26 full time seniors (+1 fill in), 19 juniors (3 female) + approximately 20 Woolworth Cricket Blast participants (2 female).

To continue the growth, the Club's future goals include:

- Building the player base up to a skill level to return to the A Grade competition
- Broadly, maintain the current player base and increase the number of players both with external recruitment and junior pathways as to reintroduce a Senior Colts (Under 16s) team while maintaining a Junior Colts (Under 14s) team
- Building a new practice net facility, to improve the safety of the bowlers runup area and reduce the risk of vehicles being hit by cricket balls
- To host neutral matches for higher level teams, such as Southern Districts Cricket Club (or other Premier Cricket clubs), South Australia and Adelaide Strikers, either for official matches or practice games
- To increase the number of finals and representative (e.g. Meyer Shield) matches hosted;
- Closer collaboration with the football club, such as improving sponsorship and signage usage around the oval, and installing facilities, e.g. an electronic scoreboard, that can be utilised by both clubs
- Increase exposure and reach of the Club both to amplify the current sponsors list and attract new sponsors.

Financial Assistance Request

A number of factors impeded the Victor Harbor Cricket Club's ability to raise funds during the 2021/22 season. Some of these included limited membership/volunteers to fundraise and inability to receive a profit from bar sales during the 2021/22 season while located at the Investigator College oval during the turf pitch construction. Combined with the initial set up cost of the turf wicket (approximately $12,000) and adjusting to the regular costs around the maintenance of the turf pitch, the Club has reached out to Council for one-off financial assistance.

Some of the costs incurred by the Club in the purchase of new equipment to maintain the new turf pitch include:

- a new roller at a cost of $5,000
- pitch mower at a cost of $1,500
- pitch covers at a cost of $3,500
- maintenance shed (to house the new equipment)

- storage shed (excluding the slab), shared with the Football Club, fifty percent cost.

These costs, already borne by the Club, have reduced the Club's ability to cover the ongoing operating costs, such as the hire of the Roo's facilities. The seed funding from Council will enable the committee members to concentrate on rebuilding the Club while they seek other funding opportunities.

The amount requested of $3,600 is equivalent to the Club's contribution towards the cost of watering the oval for two years. A 'water waiver' per se is not recommended, considering equity across other sporting clubs who also pay for water. However, it is important that Council acknowledge the Club's genuine and tangible efforts at rebuilding and in consideration of this, it is recommended that Council support the Club with one-off seed funding.

Council must consider the viability of the Club in offering this contribution. In this case, the Club has already increased membership, sourced new sponsorship and fundraising opportunities by establishing realistic future goals and joining with the RSL (who also have limited volunteers) for Bunnings sausage sizzles, providing volunteers for Roo's Club functions etc.

Other Council Grants such as the Sport and Recreation Grant Program are project/program based and not available for operational costs or assets already purchased by a club.

Under the City of Victor Harbor's Donation Policy, the Chief Executive Officer has the delegated authority to approve eligible requests for financial or in-kind donations that meet the Policy criteria, to the value of $500. Whilst this seed funding request does meet the purpose of the Donations Policy for *the development/benefit of the community or to encourage community participation,* it exceeds the $500 maximum. Requests that do not meet Donations Policy criteria, or where values exceed Policy criteria, can only be approved through a decision of Council.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Financial Management – The Victor Harbor Cricket Club committed to rebuilding their Club two years ago. Their determination has already demonstrated an increase in their membership and financial capability to purchase the equipment to professionally maintain the new turf pitch. The amount of the financial assistance requested can be considered by Council as minor but will provide the Club support to concentrate on obtaining new sponsors and attracting new members. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 1 - We are a caring, connected and active community

- Strategy – Encourage initiatives that facilitates social interaction and connection with the community
- Strategy – Provide a variety of open space recreation opportunities
- Priority – Support the growth of local and regional sporting clubs and facilities

Other References used:

- City of Victor Harbor Donations Policy

BUDGET IMPLICATION

There are insufficient funds in Job # 71164 (Org Donations / Contributions) to support the one-off seed funding for the Victor Harbor Cricket Club to the value of $3,600.

Current Budget	=	$11,000
Less Expenditure to date	=	$11,100
Less Report Expenditure	=	$ 3,600
Budget Remaining	**=**	**($ 3,700)**

No budget offset has been identified.

There will be an increase, subject to Council approval, to the operating expenses of $3,600.

CONSULTATION

Director Environment and Infrastructure – Kathy Hayter

Group Manager Governance and Finance – Kellie Knight Stacey

Manager Engineering and Infrastructure – Jodi Roberts

Team Leader Property – Chris Bowey

Acting Team Leader Environment and Recreation Strategy – Bronson Symmonds

Victor Harbor Cricket Club – Kelvin Norris and Cameron Jones (Committee Members)

12.4 Armstrong Road and Crozier Road Intersection Speed Limit Review

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Jodi Roberts
File Reference	TM20.67.002

RECOMMENDATION

That Council increase the 2022/23 operating budget by $3,200 to prepare the Traffic Impact Statement as by the Department for Transport and Infrastructure to complete the Armstrong Road and Crozier Road intersection speed limit review.

INFORMATION

Purpose
The purpose of this report is for Council to consider increasing the operating budget for preparation of a traffic impact statement for the speed limit review on Armstrong Road.

Background
At the Ordinary Council Meeting held 23 May 2022, a petition with 38 signatures was received by Council requesting that Council reduce the speed on Armstrong Road from 100km to 80km per hour to cover the Crozier Road junction as several accidents have occurred at this intersection and we (the petitioners) believe a reduction in speed will help.

The report to Council included the following commentary:

Armstrong Road (the Ring Road) is a sealed rural road, and a western bypass of the Victor Harbor Town Centre area. Figure 1 below shows the current posted speed limits on Armstrong Road.

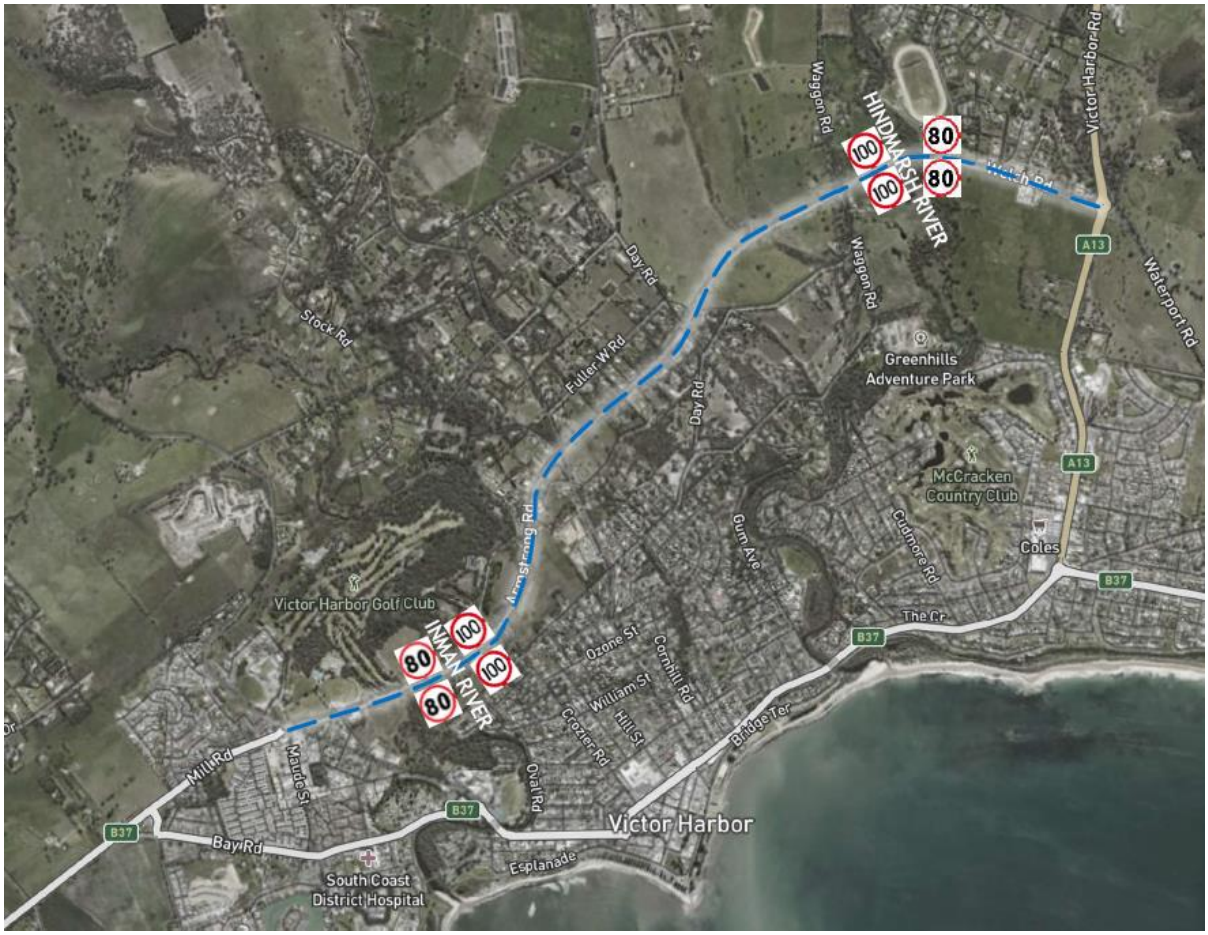


Figure 1: Posted speed limits on Armstrong Road

Armstrong Road is under the care and control of the City of Victor Harbor; however, speed limit setting and reviews are controlled by the Department for Infrastructure and Transport (DIT), and guided by the Speed Limit Guidelines for South Australia. Therefore, only DIT has the delegated authority to approve speed limit changes.

The section of Armstrong Road between the Hindmarsh River and the Inman River is posted at 100km/h. It is six kilometres in length with four road intersections (Waggon Road, Greenhills Road, Henderson Road and Crozier Road).

In accordance with the Speed Limit Guidelines, this section of Armstrong Road is suitable for a posted speed of 100km/h. This is supported by the Australian Standard AS 1742.4 Speed Controls, where the road surroundings are classed as “undeveloped” with the number of access points less than five per kilometres This was supported by a speed limit review undertaken by BE Engineering Solutions in December 2020 (discussed further below).

The Armstrong Road / Crozier Road intersection has a giveway sign for vehicles entering Armstrong Road from Crozier Road, and an auxiliary left turn lane on the main road for left turning vehicles to stay away from the through traffic and slow down before entering the minor road. Figure 2 below shows an aerial image of the intersection.



Figure 2: Armstrong Road/Crozier Road intersection

In December 2020, BE Engineering, an external traffic engineering consultant, was engaged to conduct a Road Safety Audit (RSA) and speed limit review of Armstrong Road. The findings of this audit also determined that the posted speed at the Armstrong Road / Crozier Road intersection is suitable, as supported by Australian Standard AS 1742.4 Speed Controls (detailed above). The 2020 audit also provided a number of recommendations to improve safety along the 100km/h section of Armstrong Road, including linemarking, signage improvements, stabilisation of guard railing and regular road sweeping. All of these recommendations have since been implemented.

In 2015 the Department of Planning, Transport and Infrastructure, now Department for Infrastructure and Transport (DIT) undertook a full assessment of Armstrong Road as requested by Council. The findings of DIT's assessment concluded that the posted 100km/h was considered appropriate and in accordance with AS1742.4 Speed Controls.

In consideration of the above, it is anticipated that a new speed limit review would produce the same outcome as those that have been undertaken previously. However, given it has been seven years since DIT completed a formal speed limit review of Armstrong Road, it was recommended that Administration liaise with DIT and request that a further speed limit review of Armstrong Road be completed, to reflect its current condition and use.

Council resolved the following:

OC2052022 Moved: Cr Bryan Littlely
Seconded: Cr Tim Glazbrook

The Council instruct Administration to write to the Department for Infrastructure and Transport to request that a formal review be undertaken to reduce the speed limit from 100 to 80 kilometers per hour on Armstrong Road, at the approach to the intersection of Crozier Road.

CARRIED

Commentary
As per the Council resolution, Administration wrote to DIT in June 2022 formally requesting that a speed limit review be undertaken. The following response was received:

> *Thank you for contacting the Department for Infrastructure and Transport regarding the speed limit on Armstrong Road, Victor Harbor (your ref: OREC16678422 – TM20.67.002).*
>
> *The Department approves speed limits in accordance with the Speed Limit Guidelines for South Australia (the Guide), which takes into consideration factors such as road function, abutting roadside development and road and traffic characteristics. It is noted that the roadside development on Armstrong Road is undeveloped in nature, and consistent with a 100km/h speed limit in accordance with the Guide.*
>
> *However, as Armstrong Road is a Council road, any speed limit assessments should be undertaken by Council in the first instance. Should Council support changes to the current speed limit, Council is encouraged to produce a Traffic Impact Statement (TIS), which outlines the speed limit proposal and justifications.*
>
> *The TIS must be prepared by a person, who in Council's opinion is an experienced traffic engineering practitioner, and endorsed by a person authorised by Council, 'for and on behalf of the Council'. The TIS and any supporting information must then be forwarded for review by Departmental officers.*

A fee proposal was received from HDS Australia to undertake a traffic impact statement, exceeding the endorsed operating budget.

Council may now reconsider the need for the speed limit review or endorse an increase in the operating budget for preparation of a Traffic Impact Statement for the speed limit review on Armstrong Road.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Not going ahead with the requested speed limit review and reduction may result in disappointment from signatories to the petition. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 5 – We have services and infrastructure that meet our community's needs

- Strategy – Provide key community infrastructure
- Priority – Create and maintain safe road and footpath networks

BUDGET IMPLICATION

There are insufficient funds in Job # 61371 (Traffic Rural Roads Safety Audit Expenses) for the purposes of preparing a Traffic Impact Statement for the speed limit review at an expected cost of $3,200.

Current Budget	=	$ 3,400
Less Expenditure to date	=	$ 3,391
Less Report Expenditure	=	$ 3,200
Budget Remaining	**=**	**($ 3,191)**

There will be an increase, subject to Council approval, to operating expenses of $3,200.

CONSULTATION

Director Environment and Infrastructure – Kathy Hayter

Team Leader Infrastructure and Capital Project – Vera Lukic

12.5 Victor Harbor Biodiversity and Natural Assets Management Plan 2023-2028 - Communications and Engagement Plan

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Lee Jeffery
File Reference	EM5.63.004

RECOMMENDATION

1. That Council proceed with stakeholder and community consultation to inform the development of the City of Victor Harbor Biodiversity and Natural Assets Management Plan 2023-2028 as guided by the Communications and Engagement Plan.

2. That a report is brought back to Council once broad community consultation on the draft Biodiversity and Natural Assets Management Plan 2023-2028 is completed.

INFORMATION

Purpose
The purpose of this report is to seek endorsement from Council to proceed with stakeholder and community engagement to inform the development of the Biodiversity and Natural Assets Management Plan 2023-2028 (the Plan).

Background
Victor Harbor sits within the Mount Lofty Ranges, an area rich in native plant and animal diversity. The City of Victor Harbor's Environmental Management Plan 2019-2024 identifies the need for a field review of natural assets within relevant Council owned and managed land to guide the development of a Biodiversity and Natural Assets Plan.

Field reviews were undertaken between 2020 and 2022, with 256 assessments done over 69 reserves and 69 Roadside Vegetation Marker sites. The surveys recorded habitat values and identified over 300 weed species and over 500 native plant species within the sites, including six nationally threatened plant species. These surveys have provided Council with a 'score' for each site which will be used to develop priorities for conservation management.

The City of Victor Harbor has a significant amount of native vegetation within Council-owned and managed land including reserves and roadsides. Over many years, the City of Victor Harbor has fostered strong partnerships with government and non-government agencies to work collaboratively to protect and restore natural assets within the region. While government agencies, such as the Department for Environment and Water and Landscapes Hills and Fleurieu, have strategic plans for threatened species and regional plans, there is a need for a more localised maintenance plan to specifically cover Council owned and managed land.

There is a growing interest in the natural environment from community, including the desire to contribute in a volunteer capacity. With this, there is a need to identify Council's priorities, and forward-plan on-ground works. Sharing this with the community will demonstrate a commitment from Council to preserving and restoring biodiversity and natural assets for future generations.

Commentary
The Biodiversity and Natural Assets Management Plan will fulfil Action 3.1.1 from the City of Victor Harbor's Environmental Management Plan 2019-2024 and will demonstrate Council's commitment to protecting and enhancing biodiversity and natural assets within Council owned and managed land. The Plan will provide an overview of biodiversity and natural assets within the City of Victor Harbor area. It will articulate priorities, implementation, monitoring and budget implications.

Community and stakeholder engagement is a critical step in informing the development of the Plan. A copy of the Community Consultation and Engagement Plan is provided at Attachment A.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Council is taking a proactive approach to protecting and restoring biodiversity and natural assets. The Plan will be developed based on key stakeholder engagement and expert advice in conjunction with comprehensive community engagement. This risk is assessed as ***low***.

Financial Management – There is 2022/-23 operating budget allocated for the development of the Plan. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 4 – We protect our environment

- Strategy - Adapt to the impacts of climate change
- Strategy - Enhance the health and biodiversity of our natural environment
- Strategy - Educate the community to enhance awareness of environmental issues
- Priority - Plant more trees to green City of Victor Harbor urban areas
- Priority - Implement actions from the Victor Harbor Environmental Management Plan
- Priority - Implement conservation strategies that look to increase the population and species of native fauna
- Priority - Protect and rehabilitate our beaches, waterways and conservation reserves

Other references used:

- Environmental Management Plan 2019 – 2024
  Action 3.1.1: *Biodiversity and Natural Assets Plan – Undertake a field review to categorise the conservation significance of Council reserves and determine priorities for rehabilitation, revegetation and bushfire management*

- City of Victor Harbor Coastal Management Strategy
  Task: *Design and implement a program to consolidate and vegetate the dune system from the Inman River to the causeway*

BUDGET IMPLICATION

There are sufficient funds in Job #55195 (*Environmental Climate Change Expenses*) for the purpose of undertaking community and stakeholder engagement for the Biodiversity and Natural Assets Management Plan estimated at a cost of estimated cost of $2,000 in the 2022/23 budget.

Current budget	=	$20,000
Less expenditure to date	=	$ 0
Less Report Expenditure	=	$ 2,000
Budget Remaining	**=**	**$18,000**

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure – Kathy Hayter

Team Leader Environment and Recreation – Bronson Symmonds

Group Leader Open Space – Andrew Comas

Attachment A

Victor Harbor Biodiversity and Natural Assets Management Plan 2023 - 2028 Communications and Engagement Plan

Introduction

Victor Harbor sits within the biodiversity hotspot of the Mount Lofty Ranges on the Fleurieu Peninsula. Victor Harbor is not only agriculturally productive, but also contains a wide range of natural habitats, flora and fauna. These assets are highly valued by the community and businesses that reside in the area and visitors who enjoy these natural environments.

The City of Victor Harbor is looking to develop a Biodiversity and Natural Assets Management Plan 2023 - 2028 (the Plan) to identify flora and fauna of conservation significance in Council-owned and managed land, and guide prioritisation, planning and actions within Council-owned and -managed land containing natural assets. It will include a schedule and estimated budget implications for management actions.

There will be direct engagement with key stakeholders to inform the development of the Plan, identify biodiversity and natural values in the region, and to workshop priorities and actions for best outcomes. Environmental groups and individuals will be invited to a workshop to contribute.

Following key stakeholder engagement, and once the Plan has been drafted, both the broader community and key stakeholders will be invited to share feedback. Feedback received as part of this broad community engagement will help to inform a final Plan.

Purpose of community engagement

The aim of this communication and engagement plan is to:

- **Identify and understand** our community's values relevant to biodiversity and natural assets,
- **Encourage community participation and feedback** on proposed priorities and actions for biodiversity and natural assets within Council-managed land,
- **Strengthen partnerships** with key stakeholders in this context,
- **Reinforce** Council's commitment to achieving a best practice management approach to biodiversity and natural assets.

Engagement Principles

The City of Victor Harbor has a set of five principles which guide our approach to engagement.

1. Community Participation – We are committed to including, informing and involving our community in local decision making from project planning through to delivery.

2. Open and Accountable – We will provide clear and easy to understand information that will inform our community and encourage meaningful engagement.

3. Accessibility – Our community will be able to access information in a variety of ways.

4. Careful Planning and Evaluation – We will carefully plan community engagement activities and evaluate all feedback to meet the needs of our community.

5. Closing the Loop – We will inform our community of our decisions and outline how feedback was considered.

Consultation methodology

Initial engagement with key stakeholders and experts will involve a facilitated workshop is also planned for environmental volunteers to contribute. Their insight will be used to gather information and develop a draft Biodiversity and Natural Assets Plan.

Once the draft Biodiversity and Natural Assets Plan has been prepared, broad community consultation will occur.

During this period the City of Victor Harbor will collect the ideas and views of the community through a number of different methods including:

- **Online survey** – available on Your Say website
- **Hard copy survey** – available from Civic Centre, provided to listening post attendees
- **Workshop** – for environmental volunteer groups in Victor Harbor
- **Community listening post** – to be conducted during May 2022

To ensure everyone has the opportunity to provide their insight and ideas, the consultation will be promoted in the following ways:

- Direct emails to key stakeholders
- Social media
- Posters
- Council's Victor Viewpoint newsletter
- Council website
- Council engagement website (Your Say Victor Harbor)
- Community Radio

Level of Engagement

There will be direct engagement with key stakeholders early in the Plan development process, to identify biodiversity and natural values in the region, and workshop priorities and actions for best outcomes. Environmental volunteer groups and individuals will be invited to a workshop to contribute. Once the Plan is drafted and released, both the broader community and key stakeholders will be invited to provide feedback and participate in local listening posts. The results of this engagement will help inform the final Plan.

In addition to the five engagement principles, Council has adopted the following levels of participation (adopted from the International Association for Public Participation's engagement spectrum):

- **Informing** – one-way communication providing balanced and objective information to assist understanding about something that is going to happen or has happened.
- **Consulting** – two-way communication designed to obtain public feedback on a proposal, initiative or issue to inform Council decision making.
- **Active Participation** – Ongoing communication, where community members and Council are working together to ensure concerns and aspirations are understood. While the decision ultimately rests with Council, the community is involved in identifying alternatives and preferred solutions. This may also include involving the community in the development of proposals and options.

	Inform
✓	**Consult**
✓	**Active Participation**

Community Engagement Scope

Data collected on City of Victor Harbor's natural asset values between 2020 and 2022 and key stakeholder engagement will help identify significant biodiversity and natural assets, and help prioritise actions and develop the draft Plan.

Through community engagement for the Bluff Master Plan, we have seen that the community greatly values the local natural environment and therefore anticipate there may be valuable feedback to help inform the Final Plan. The broader community will be invited to provide feedback on the draft Plan to identify any issues or concerns that have been missed in the initial key stakeholder discussion.

In Scope

- The Plan will include Council-owned and -managed land where natural assets are present as a major component



- Key stakeholders to inform and help develop the draft Plan
- Broad community feedback on the draft Plan

Out of Scope

- The Plan will not include marine and aquatic environments
- Broad community engagement for developing the draft Plan
- Broad community engagement to set priority actions

Risks

Risk *What might go wrong?*	***Probability*** *How likely is this to happen?*	***Mitigation Strategy*** *How will we prevent this happening?*
Key information is missed	Low	Research relevant documents. Include relevant internal and external data. Engage with a wide range of local and broader experts and key stakeholders to gather as much information as possible.
Conflicting opinions	Medium	Incorporate expert advice, evidence and data, and explain rationale for decision-making.
Managing community expectations	Low	The Plan will be guided by expert knowledge and community feedback, and will provide a clear framework for management actions.

Community Engagement Deliverables

By the end of this project, the following actions will have been delivered:

- Engagement with key stakeholders
- Workshop with environmental volunteers
- Notified the community of the project and opportunities to participate
- Provided information and related material for community reference
- Community consultation undertaken via community listening posts, your say website, feedback forms
- Summary of engagement findings delivered to Council

Key Messages

- The Victor Harbor region is not only agriculturally productive, but also contains a wide range of natural habitats, flora and fauna. These assets are highly valued by the



community and businesses that reside in the area and visitors who enjoy these natural environments.

- Acknowledging the importance of our natural surrounds, the City of Victor Harbor is developing a Biodiversity and Natural Assets Plan that will:
    - Identify and highlight key biodiversity and natural values and issues in our region
    - Present a snapshot of biodiversity and natural asset values in City of Victor Harbor-managed reserves and roadsides from the 2020 – 2022 surveys, which will enable tracking of changes in biodiversity and natural assets in Council-owned and -managed land
    - Strengthen partnerships with key stakeholders
    - Provide Council with prioritised actions, based on biodiversity and natural values, for best long-term outcomes
- The community is invited to learn more about this project and share feedback.

Key Stakeholders

For development of the draft Plan:

- Hills and Fleurieu Landscapes
- Department for Environment and Water
- Green Adelaide
- Native Vegetation Council
- SA Seed Conservation Centre
- State Herbarium of South Australia
- Key City of Victor Harbor staff
- National Parks and Wildlife/Marine Parks
- Ngarrindjeri Aboriginal Corporation
- Butterfly Conservation SA/ Ento Search
- Birdlife Australia
- Nature Conservation Society SA
- Nature Foundation
- Threatened Plant Action Group
- Key experts/ecologists
- Key environmental community groups

For volunteer workshop:

- Victor Harbor Coastcare
- Bush for Life
- Friends of the Hooded Plover
- Friends of Hindmarsh River Estuary
- Friends of Inman Valley Cemetery Scrub
- Wildlife Welfare Organisation
- Victor Harbor Youth Environment Group (TBC)
- Encounter Bay Rotary Club



For feedback on the draft Plan:

- Community individuals and groups
- Key stakeholders

How will we engage?

- **Direct engagement with key stakeholders** - workshops
- **Face to face community engagement** – listening posts
- **Survey** – available online at Your Say Victor Harbor (www.yoursay.victor.sa.gov.au) or in hard copy
- **Social media** – leveraging Council's Facebook page to encourage community participation
- **Radio** – community radio to raise awareness

Communications and Engagement Matrix

	Local experts / key stakeholders	Key Council Staff	Environmental Volunteer groups and individuals	Government Agencies	City of Victor Harbor staff	Elected Members	General Community
Direct email / Letter	x	x	x	x			
Workshop			x				
Staff /Elected Member newsletter					x	x	
Fact sheet			x				x
Posters for display							x
Victor Viewpoint			x				x
Media Releases	x		x		x	x	x
City of Victor Harbor Website	x		x		x	x	x
Feedback form	x		x		x	x	x
Your Say Victor Harbor webpage	x		x		x	x	x
Social media			x				x
Radio							x

Key Dates / Timeline

Date	Action / Milestone
January 2023	Communication and Engagement Plan presented to Ordinary Council Meeting
January - February 2023	**Key stakeholder engagement commences**
February 2023	Volunteer workshops with invited groups such as Victor Harbor Coastcare, Bush for Life, Friends of the Hooded Plover, Friends of Hindmarsh River Estuary, Friends of Inman Valley Cemetery Scrub, Wildlife Welfare Organisation.
April 2023	**Key stakeholder engagement for draft Plan concludes**
February to April 2023	Development of Draft Biodiversity and Natural Assets Plan
April 2023	Draft Biodiversity and Natural Assets Plan to Ordinary Council meeting for endorsement to commence broad community consultation
May 2023	**Broad community consultation commences** on Draft Biodiversity and Natural Assets Plan
May 2023	Community listening post
June 2023	**Broad community consultation ends (survey closes)**
June 2023	Final Biodiversity & Natural Assets Plan presented to Ordinary Council Meeting

Measurement and Evaluation

The success of this communications and engagement plan can be measured in the following ways:

- Number of key stakeholders engaging in discussions
- Number of people attending face-to-face events
- Social media reach including likes, shares and hashtag usage
- Number of feedback forms completed
- Visits to Your Say Victor Harbor website

12.6 Submission to Department for Infrastructure and Transport - Victor Harbor Road Safety Improvements

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Kathy Hayter
File Reference	INFR14.85.004

RECOMMENDATION

That Council endorses the submission to the Department of Infrastructure and Transport relating to the proposed Victor Harbor Road safety upgrades, and in doing so, requests a detailed briefing from the Department about the proposed design and implementation of upgrades.

INFORMATION

Purpose

The purpose of this report is for Council to endorse a submission to the Department for Infrastructure and Transport (DIT) in response to DIT's current community consultation in relation to the proposed Victor Harbor Road Safety Improvements. The submission advocates for DIT to take immediate action to improve safety of Victor Harbor Road, and requests a detailed briefing on the holistic planning for safety upgrades along Victor Harbor Road. A copy of the submission is provided at Attachment A.

Background

The Australian and South Australian governments have committed $155 million in funding for the South Australian Rural Roads Package to improve safety on regional roads. Included in this package, safety upgrades are proposed for the section of Victor Harbor Road running through Hindmarsh Valley. Broadly, the proposed safety improvements include an overtaking lane and an upgrade of the Victor Harbor/ Hindmarsh Tiers/ Virgin Road intersection. In relation to these, high level concept designs have been developed and released by DIT for community consultation. The consultation materials are provided at Attachment B.

In short, DIT's proposal states that between Crows Nest Road and Hindmarsh Tiers Road, there were 45 crashes resulting in five serious injuries and two fatalities between 2017 to 2021. To address safety issues, an overtaking lane is proposed. The proposed treatments for the overtaking lane include:

- wide centre median;
- installation of wire rope safety barrier;
- two u-turn locations to facilitate local access;
- pavement rehabilitation, including wider lanes and sealed shoulders;
- new line marking, including audio tactile line marking; and

- vegetation management and removal, where required to improve sight distances and allow for increased road width.

The Hindmarsh Tiers Road and Virgin Road intersection has been identified for safety improvement due to a high number of right-angle crashes. From 2017 to 2021 there have been 11 crashes resulting in one fatality and one serious injury at this intersection.

The proposed upgrade of the Hindmarsh Tiers Road and Virgin Road intersection includes:

- the construction of a dedicated right turn lane into Hindmarsh Tiers Road from Victor Harbor Road;
- the construction of a dedicated right turn lane into Virgin Road from Victor Harbor Road;
- re-profiling of the intersection to improve sight distance;
- pavement construction and surfacing; and
- new surfacing and line markings.

Following the current round of community consultation, DIT is proposing to finalise the design for road upgrades and share the final plans with community in mid-2023. Construction is anticipated to commence in late 2023.

Commentary

Victor Harbor Road is a major rural arterial corridor under the care and control of the Department for Infrastructure and Transport. As the primary route between Victor Harbor and Adelaide, it is of huge importance to our community and visitors, and to business and industry. The Royal Automobile Association of South Australia (RAA) estimated that average daily volumes, as at 2021, were approximately 6,700 vehicles per day between Mt Compass and Victor Harbor.

Further, in its 2021 *Risky Roads* report, the RAA highlighted the ongoing inclusion of Victor Harbor Road in its nominations for both its 'riskiest regional road' category (ranked #4) and the 'riskiest intersection' category (Victor Harbor/ Hindmarsh Tiers Road ranked #3).

Community and Council have long been advocating for much-needed safety upgrades to Victor Harbor Road. Most recently, at its meeting of 12 December 2022, Council supported a Motion from Cr Kemp to advocate to Minister Brock for safety improvements on Victor Harbor Road. For reference, a copy of the Motion and the subsequent letter to Minister Brock is provided at Attachment C.

To date, little has been done to improve safety despite many years of lobbying successive governments. However, the State and Australian governments have now recognised the need for safety improvements and have proposed a works program for late 2023. It should be noted that in January 2022, the (then) relevant ministers and DIT announced that safety upgrade works on Victor Harbor Road would be completed by early 2023. The Victor Harbor community has eagerly anticipated the delivery of these upgrades.

As Council Members would be aware, on 7 January 2023 a fatal accident occurred on Victor Harbor Road (near Bambrick Road) that sadly, directly impacted on our local community. Further, a second (non-fatal) accident occurred on 17 January 2023 when a truck carrying large concrete slabs tipped further north on Victor Harbor Road, near Crows Nest Road.

Regrettably, these are not isolated incidents. The statistics clearly demonstrate safety improvements are justified and, it could be reasonably argued, long overdue.

In meeting with a group of around 20 residents on 16 January 2023 (including first responders to the fatality), the Mayor and Crs Kemp and Schiller heard first-hand the trauma and personal toll on residents living along Victor Harbor Road. Many described 'close calls' where they themselves came close to being involved in accidents along Victor Harbor Road, whilst others shared their grief at responding to accidents. These residents called for immediate action, including reducing the speed limit to 80kms along Victor Harbor Road – some suggesting from Squires Road, others suggesting further north from Sneyd Road, through to the Urimbirra roundabout. To note, social media feeds after the most recent accidents have indicated that community is divided in calling for speed limit changes, with some arguing that speed may not be the issue but rather "most accidents are due to inattention or impatience".

Whilst Council acknowledges the intent of DIT to undertake safety improvements, it questions whether a holistic approach that includes a rigorous safety review has been undertaken to inform the design of the currently proposed works. Council has not been provided with design documentation other than what is publicly available through the current community consultation. Nor has Council had the opportunity to discuss these plans in detail with DIT. A diligent consultation process clearly informs good decision making, and it is evident that this has not occurred on this occasion. Council, as a key stakeholder, should have been consulted. As DIT has announced that plans are still in concept stage, there remains time for this to occur before the plans are finalised.

It is therefore recommended that Council present a submission to DIT articulating unwavering support for safety improvements generally, and more specifically, strongly urging appropriate consultation with CVH so that we might provide detailed and considered comment on the proposed design and ensure that feedback received from our community is given due consideration by DIT in finalizing the safety improvements. Further, the submission to DIT will urge the State to make every effort to employ temporary safety measures (such as appropriate speed restrictions and signage) to mitigate the risk to road users until construction of the permanent safety improvements is completed.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Community looks to Council for advocacy in representing its views. The risk of causing reputational damage with our community by endorsing this recommendation is assessed as ***low*****.**

Employee and Public Safety – Victor Harbor Road continues to be a serious regional safety concern, evidenced over many years, and most recently by the occurrence of another fatality on the road. If DIT does not prioritise safety upgrades for this road, it is possible that further death or serious injury will occur. This risk is assessed as ***high*****.**

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 5 – we have services and infrastructure that meet our community's needs

- Strategy – advocate for improved local and regional transport networks

Other references used:

- Royal Automobile Association of South Australia 2021 Risky Roads report

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in providing a submission to DIT in relation to the safety of Victor Harbor Road.

No additional budget is required.

CONSULTATION

Chief Executive Officer – Victoria MacKirdy

Manager Infrastructure - Jodi Roberts

Attachment A

city of Victor Harbor

Submission to the Department for Infrastructure and Transport in relation to the *Victor Harbor Road Safety Improvements*

To: dit.engagement@sa.gov.au

The City of Victor Harbor strongly supports safety upgrades on Victor Harbor Road and provides the following comments in relation to the current round of community consultation being undertaken by the Department for Infrastructure and Transport:

1. **The Proposed Safety Improvements**

In summary:
Council acknowledges the stated intent of the Victor Harbor Road Safety Improvements project and thanks the Australian and South Australian governments for their funding commitment in pursuit of safety improvements. However, without the benefit of a full briefing on the planned project, it is very difficult to determine whether the proposal for an overtaking lane at one of three locations and the upgrade of one intersection have been considered as part of a rigorous and holistic plan to address safety concerns. As such, Council requests a detailed briefing from DIT representatives as soon as possible to understand the extent of research and planning that has been undertaken by DIT to develop these improvements.

The context:
The need for safety improvements on Victor Harbor Road is undeniable. Council and community have been advocating for safety improvements for many years and to successive governments.

The RAA's 2021 Risky Roads report concluded that *almost half of casualty crashes on Victor Harbor Road between 2016 and 2020 occurred between Mount Compass and Victor Harbor, which gives it the highest crash rate per vehicle kilometre travelled* (along the length of Hindmarsh Road), despite carrying *about 25% of the volume between Old Noarlunga and McLaren Vale.*

Further, the report summarised:

> *Victor Harbor Road is notorious for serious crashes, despite being built to a higher standard than most other roads in the Fleurieu Peninsula. Due to having significantly higher traffic volumes than other roads in the area, the likelihood of being involved in a serious crash involving another vehicle is much higher. This is highlighted by crash statistics that show almost 70% of crashes on Victor Harbor Road involve multiple vehicles, compared to 40% for the rest of the Fleurieu Peninsula region.*

Victor Harbor Road is an arterial road that enables the movement of a growing population of residents and ratepayers and an increasing number of visitors to and from the southern Fleurieu region. It is also and an extremely important business/agriculture/primary production route and

a primary route on which large plant and machinery frequently travel. It is used by heavy vehicles transporting livestock, goods and materials to and from the region. The mix of traffic is a particularly pertinent consideration in relation to the safety of Victor Harbor Road.

While an overtaking lane and an upgrade to one intersection are welcome and it is acknowledged that they may address some of the issues around bypassing slow vehicles, or mitigating localized risk at the Hindmarsh Tiers Road intersection, they do not by any means, holistically consider safety associated with (for example) speed, turning traffic/lanes, site lines, traffic flow, other intersections, inadequate line marking, signage and maintenance. Quite simply, neither Council nor community, in reviewing the publicly released concept plans, can take any confidence that safety upgrades have been considered as part of a rigorous and holistic strategy aimed at improving the overall safety of this arterial road. A more comprehensive explanation is required. Only then can considered and constructive feedback be provided.

2. The Concept Plans

In summary:
Whilst Council acknowledges the need for at least one overtaking lane on the southern stretch of Victor Harbor Road in addition to the urgent need to improve intersections, it is extremely disappointing that these improvements are, on the face of it, being proposed in isolation from other much-needed safety improvements. Council strongly encourages the State Government to revisit its concept designs to include all available safety interventions, traffic devices and maintenance routines to improve the full extent of Victor Harbor Road. Further, that whilst the redesign occurs, Council implores the State Government to take whatever immediate and/or temporary action is available to it to mitigate safety risks, including where appropriate, reducing speed limits and improving signage.

The context:
Victor Harbor Road is no stranger to serious and fatal accidents – sadly, the most recent fatality occurring just two weeks ago. And, only last week, another serious accident with a truck carrying large slabs of concrete rolling on Victor Harbor Road near Crows Nest Road. These are not isolated events. The statistics provide a very sombre picture, albeit painted in very impassive numbers, about injury and death on this road. However, one just has to speak with our community and in particular, family and friends of those involved in accidents, our first responders and residents living on Victor Harbor Road to understand the indisputable hidden cost of an unsafe road is in the tragedy that befalls the community as they deal with the loss of lives and livelihoods, and the aftermath of repeated accidents. Hence, whilst we acknowledge that the evidence base and road safety standards will, and should, necessarily guide the *design* on which safety improvements will be made, it is the human impact that we hope will drive the *expediency* with which these improvements are implemented.

Council and our community have been lobbying successive state governments for safety upgrades to Victor Harbor Road for many years. What price a life? It is time for immediate action.

city of Victor Harbor

Submission to the Department for Infrastructure and Transport in relation to the *Victor Harbor Road Safety Improvements*

3. The Consultation Process

***In summary*:**
Council expresses its disappointment at the lack of consultation and respectfully requests that DIT meaningfully consult with Council and provide adequate opportunity for considered discussion and feedback on projects within its borders. This is especially so for the Victor Harbor Road project noting that Council had expressly raised concerns relating to safety over many years, and has made continued enquiries during the planning phase about reviewing concept plans for the proposed upgrades.

The context:
Council has provided feedback through various channels over many years, including through regular meetings with DIT representatives about safety concerns associated with Victor Harbor Road, and has been assured that plans detailing the overtaking lane would be shared with Council for comment. However, Council has not had the benefit of receiving the plans for review, or the opportunity to discuss the plans in detail with DIT representatives. Rather, after again sharing safety concerns about Victor Road with DIT in November 2022, Council was assured that "following finalisation of the full Victor Harbor Road Safety Upgrade program of works, concept design will be released to Council and the Community for review and comment. Further information and concept designs are expected to be released in the coming months." Contrary to this advice, Council has not received a copy of the plans for consideration and instead on 5 December was afforded just four days' notice that community meeting was planned and then two days following the meeting was provided with a link to the project website for our information. Council has now downloaded copies of the publicly available plans via the community consultation portal. It was only at this time that Council became aware that Hindmarsh Tiers Road was now included in the overtaking lane project. Given this high-profile project falls within Council's boundary, and coupled with our previously stated concerns, we would have expected appropriate consultation would have occurred prior to the public consultation, and indeed would have been beneficial.

cc The Honourable Geoff Brock MP - Minister for Local Government
via: Minister.Brock@sa.oov.au

The Honourable Tom Koutsantonis MP - Minister for Infrastructure, Transport, Energy & Mining
via: Minister.Koutsantonis@sa.gov.au

Jon Whelan - Chief Executive, Department for Infrastructure and Transport

Vegetation

Typical for rural properties, most of the vegetation in the area has already been removed for farming. The remaining vegetation is located mainly along the road, on both sides of the carriageway. The road corridor in this location is surrounded by agricultural land.

Vegetation removal is an unfortunate consequence of infrastructure projects. All efforts are continuously made to reduce impacts, including through the detailed design process. Any required removals will be managed and offset in accordance with legislation and the Department's Environment and Heritage Technical Manual.

The Native Vegetation Council is responsible for assessing and approving native vegetation impacts associated with the road upgrade. The Native Vegetation Council has approved native vegetation removal and pruning associated with the overtaking lane.

Removal of vegetation will be carefully supervised by a fauna specialist and an arborist. All trees will be inspected prior to removal and if animals are found, they will be relocated by appropriately qualified professionals.

The Department, in conjunction with Fleurieu Connection Alliance, is investigating opportunities to reuse the limbs, hollows, logs, foliage and mulch within the new Hindmarsh Valley National Park and to assist with the Department for Environment and Water's Re-snagging the River Murray Project.

In addition, material will be provided to local Traditional Owners for cultural heritage use.

Retention and reuse of hollows for habitat will play an important role in minimising the impacts of tree removal.

The project will also include an offset planting campaign in the immediate and broader vicinity.

As one of the lead agencies in the South Australian Government Climate Change Action Plan 2021-2025, the Department is committed to addressing climate change. The Department has recently released a Green Infrastructure Commitment, which sets out the Department's objectives and approach to delivering increased urban canopy cover, liveability, water sensitive urban design and biodiversity sensitive urban design. The Green Infrastructure Commitment can be found on the Department's website at: dit.sa.gov.au/greeninfrastructurecommitment

Heritage values

The Department has commissioned an Aboriginal heritage assessment of the area and will be commissioning an Aboriginal heritage survey with the Traditional Owners shortly.

Next steps

Have your say on the proposed Victor Harbor Road Safety Improvements.

Feedback on the proposed concept designs can be provided until 01 February 2023.

All feedback provided will be being collated and considered to help inform the final design. We look forward to showing you the finalised design in mid - 2023.

We look forward to hearing your views.

Feedback and more information

To provide feedback please:

Visit the website dit.sa.gov.au/VHRsafetyimprovements

Complete an online feedback form on the project website dit.sa.gov.au/ VHRsafetyimprovements ;

Email us at dit.engagement@sa.gov.au ; or

Call us on 1300 794 880

To register updates please visit : dit.sa.gov.au/VHRsafetyimprovements

Attachment B

COMMUNITY UPDATE · December 2022

VICTOR HARBOR ROAD
SAFETY IMPROVEMENTS

- Hindmarsh Valley overtaking lane
- Hindmarsh Tiers Road and Virgin Road intersection upgrade

The Australian and South Australian governments are funding a $155 million South Australian Rural Roads Package to improve safety on regional roads in South Australia. As part of this focus on rural road safety, funding has been allocated for construction of an overtaking lane on Victor Harbor Road, Hindmarsh Valley.

This package aims to improve road safety through this section of road, by reducing the risk and severity of road crashes by the inclusion of sealed road shoulders and road centreline treatments. The combination of safety treatments being adopted under this project provides safer outcomes for motorists using this road.

In addition, as part of the $15 million Victor Harbor Road Safety Upgrade Project jointly funded by the Australian and South Australian governments, an upgrade of the Hindmarsh Tiers Road and Virgin Road intersection with Victor Harbor Road, has been identified as a priority.

Please read on for more information and concept plans for both projects.

Need for the projects

Victor Harbor Road is an important road that connects Adelaide to Victor Harbor and the wider Fleurieu Peninsula. The road is highly utilised on weekends and holidays due to the popularity of the Fleurieu Peninsula as a holiday or day-trip destination. The road is winding, with undulating terrain and the aim is to improve safety in these sections. Between Crows Nest Road to Hindmarsh Tiers Road, there have been 45 crashes resulting in five serious injuries and two fatalities from 2017 to 2021.

The **Hindmarsh Tiers Road and Virgin Road intersection** has been identified for safety improvement due to a high number of right-angle crashes.

From 2017 to 2021 there have been 11 crashes resulting in one fatality and one serious injury at the intersection.

LOCALITY MAP



Overview map of VRH showing HTV intersection and OTL HTV and HVOTL

dit.sa.gov.au

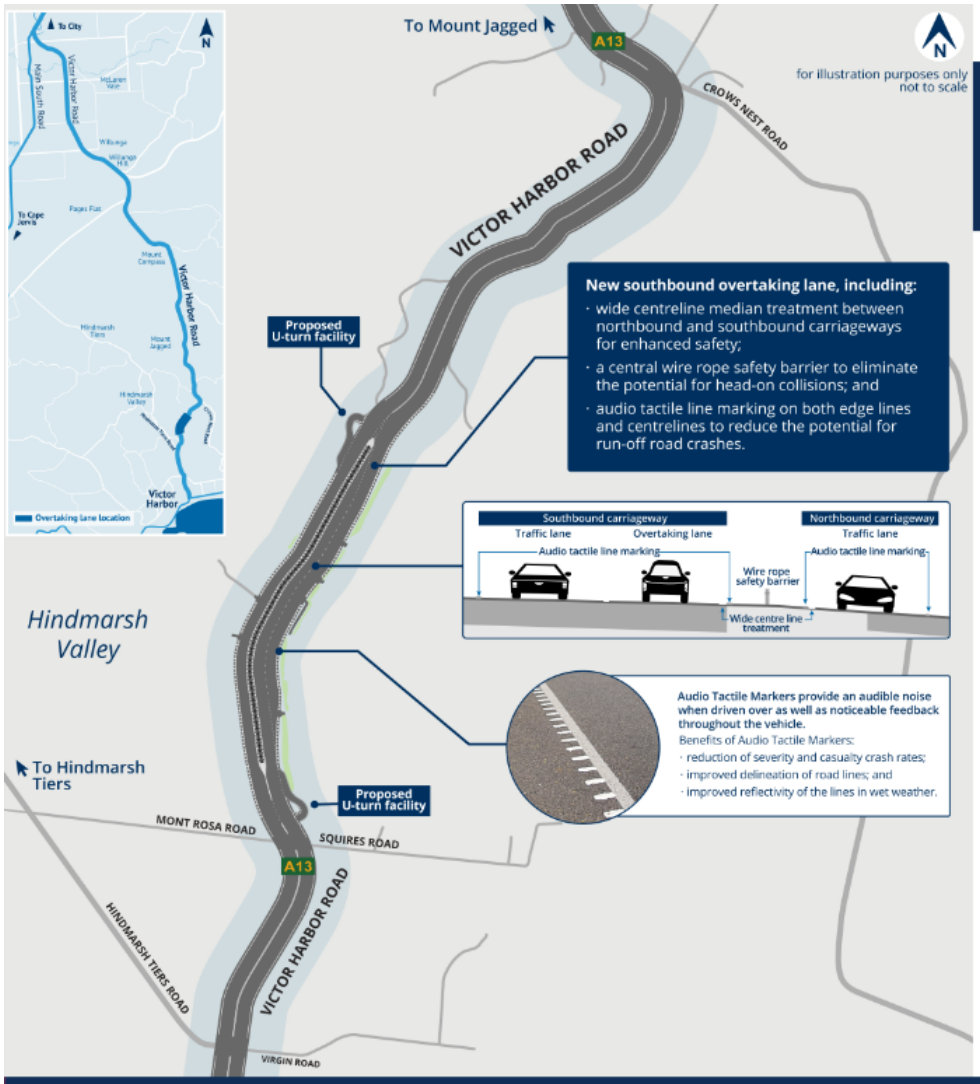
Australian Government

Government of South Australia
Department for Infrastructure and Transport

dit.sa.gov.au

Australian Government

Government of South Australia
Department for Infrastructure and Transport



Victor Harbor Road overtaking lane, Hindmarsh Valley

Benefits of the project

A review of Victor Harbor Road identified an approximate 10km section, between Crows Nest Road and Waterport Road, that has very limited southbound overtaking opportunities.

The proposed Victor Harbor Road overtaking lane at Hindmarsh Valley will improve safety and traffic efficiency by providing an opportunity to safely overtake slower moving vehicles on a section Victor Harbor Road that is within hilly and windy terrain.

Overtaking lanes are one of a number of treatments for improving safety and reducing crashes.

The proposed treatments include:

- wide centre median;
- installation of wire rope safety barrier;
- two u-turn locations to facilitate local access;
- pavement rehabilitation, including wider lanes and sealed shoulders;
- new line marking, including audio tactile line marking; and
- vegetation management and removal, where required to improve sight distances and allow for increased road width.

Changed access arrangements and wire rope barrier

The installation of a wire rope barrier at this location is an important road safety component of the project to address head on and cross centreline crashes. A risk assessment has been completed, in accordance with Austroads Guidelines, to determine the need to upgrade this section of road to reduce the risk of head on crashes. Based on this assessment, a wire rope barrier treatment is considered highly desirable.

National and international research identifies that wire rope barriers are extremely effective in reducing crashes.

U-turn facilities are proposed to maintain access to local properties. The location of the u-turn facilities have been identified to minimise any additional native vegetation impacts and disturbance to the land.

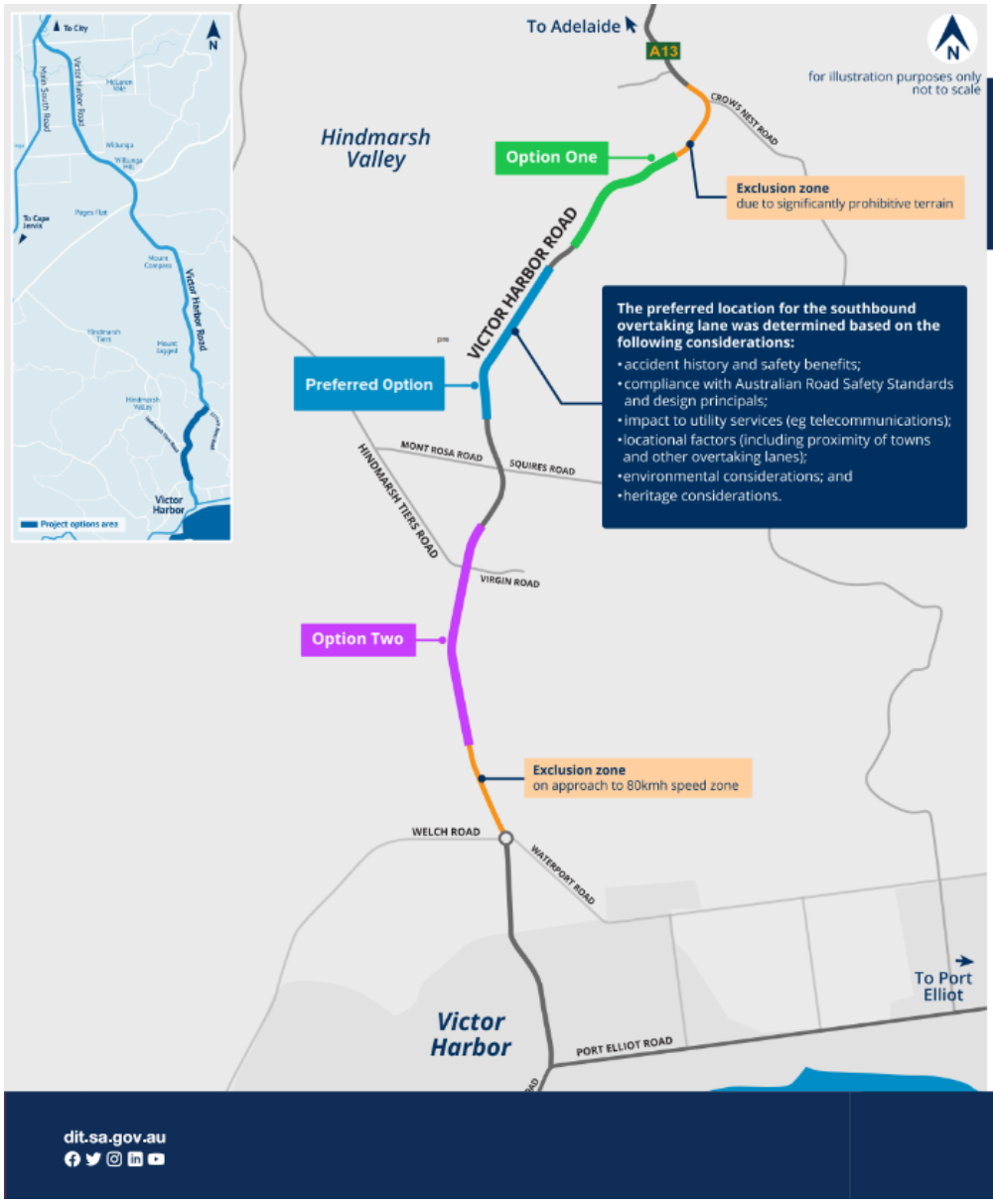
Expected timeline

Following this stage of engagement, we will be coming back to the community to share the final design in mid-2023, with construction anticipated to commence in late 2023.

dit.sa.gov.au

Australian Government

Government of South Australia
Department for Infrastructure and Transport



Alternative design options considered

Prior to finalising the preferred design, the Department investigated a range of options for the location of the overtaking lane.

The preferred location for the southbound overtaking lane was determined based on the following considerations:

- accident history and safety benefits;
- compliance with Australian Road Safety Standards and design principles;
- locational factors (including proximity of towns and other overtaking lanes);
- environmental considerations; and
- heritage considerations.

Other options considered:

Planning identified three locations as potential locations for an overtaking lane between Crows Nest Road and Waterport Road. These were all comprehensively explored.

Option 1 - a location south of Crows Nest Road was not recommended as it:

- has tight horizontal curves and reverse curves which limits sight distance and the speed of overtaking vehicles and reduces the effectiveness of the overtaking lane; and
- requires significant earthworks and rock excavation.

Option 2 - a location south of Mont Rosa Road was not recommended as it:

- is located within 3 km from Victor Harbor township and therefore has limited benefit for overtaking vehicles; and
- is located through a four-way intersection, requiring Virgin Road to be converted to a left in left out only and more extensive widening is needed to accommodate turn lanes.

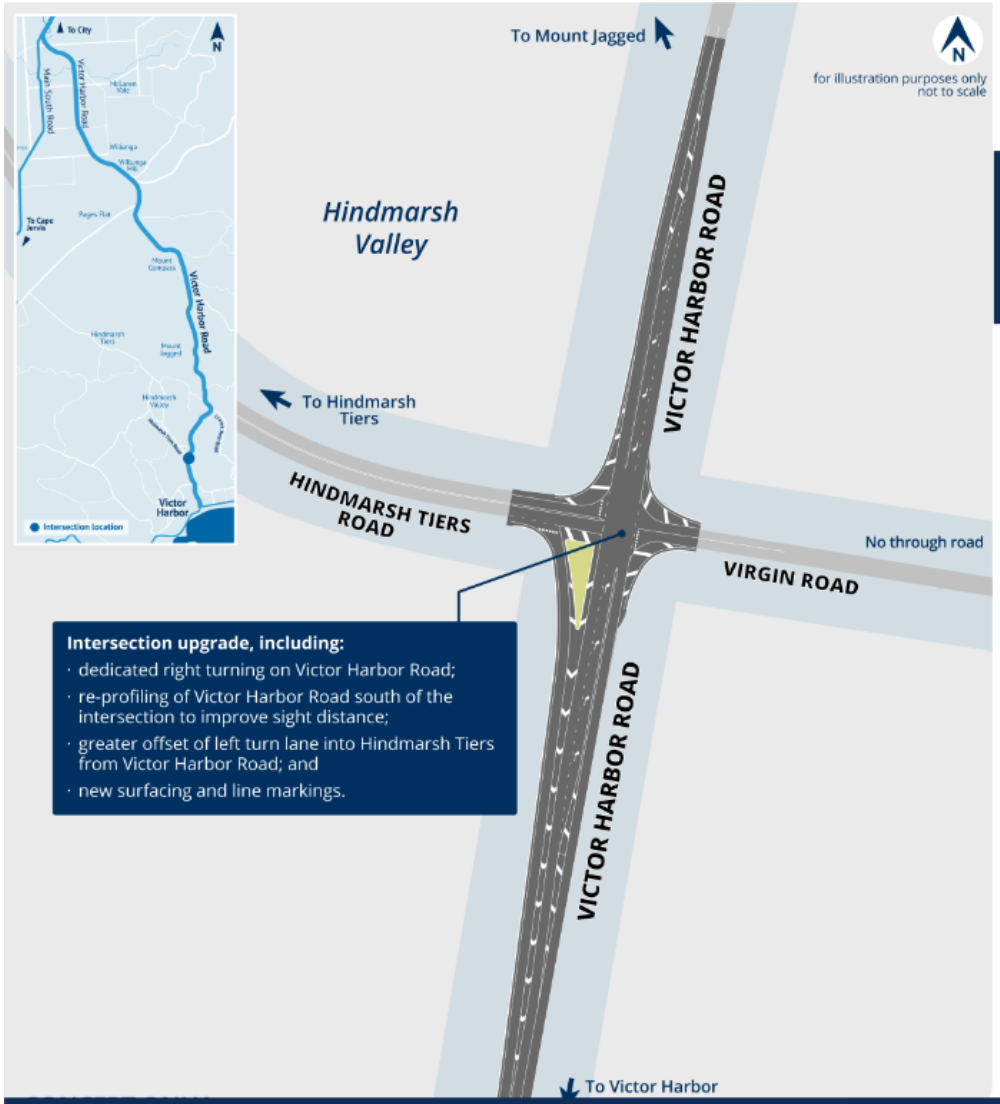
To avoid vegetation removal duplication was considered, in lieu of an overtaking lane, that would go around the impacted vegetation. Initial investigations showed that this option would have greater impacts on:

- land acquisition, the current design uses the existing road reserve as much as possible;
- earthworks, the current design optimises use of existing road pavement;
- level of impact to dams and water courses; and
- vegetation removal at lane merging locations.

dit.sa.gov.au

Australian Government

Government of South Australia
Department for Infrastructure and Transport



Hindmarsh Tiers Road and Virgin Road intersection

Benefits of the project

The upgrade of the Hindmarsh Tiers Road and Virgin Road intersection will improve safety for all road users. It includes dedicated right turning lanes for traffic which will allow unobstructed through movement of traffic on Victor Harbor Road and avoid rear end collisions.

Upgrading the intersection will also provide motorists turning out of Hindmarsh Tiers Road and Virgin Road improved visibility of vehicles travelling on Victor Harbor Road, allowing for safer turn movements.

The proposed treatments include:

- dedicated right turn lane into Hindmarsh Tiers Road from Victor Harbor Road;
- dedicated right turn lane into Virgin Road from Victor Harbor Road;
- re-profiling of the intersection to improve sight distance;
- pavement construction and surfacing; and
- new surfacing and line markings.

Expected timeline

Following this stage of engagement, we will be coming back to the community to share the final design in mid-2023. Construction is anticipated to commence in late 2023.

dit.sa.gov.au

Australian Government

Government of South Australia
Department for Infrastructure and Transport

Attachment C

Kathy Hayter

From: David Kemp
Sent: Monday, 28 November 2022 12:12 PM
To: Karen Rokicinski
Cc: Katie Common; Graham Pathuis; Kellie Knight-Stacey; Kathy Hayter; _Council Members
Subject: Hi Karen
Attachments: AdelaideVictor Harbor Virgin Rd Intersection.docx

Categories: EM enquiry for follow-up

I have attached a Motion on Notice for the 12 December 2022 Ordinary Council meeting.

Regards

Cr David Kemp

City of Victor Harbor
1 Bay Road, Victor Harbor SA 5211

Phone: 0448 801 521
Email: david.kemp@victor.sa.gov.au
www.victor.sa.gov.au



The information on this e-mail may be confidential and/or legally privileged. It is intended solely for the addressee. Access to this e-mail by anyone else is unauthorised. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you believe you have received this email by mistake please contact the City of Victor Harbor immediately on +61 8 8551 0500 or email localgov@victor.sa.gov.au.

1

Motion on Notice
I move that the City of Victor Harbor strongly advocate to the Minister for Local Government Hon Geoff Brock and the Department of Infrastructure and Transport (DIT) on behalf of the Victor Harbor Community and the travelling public of South Australia, to find safety solutions to the Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Road, Intersection at Hindmarsh Valley.

Commentary
This is a dangerous road for all road users. The residents of Virgin Road Hindmarsh Valley have had enough in risking their lives in trying to leave or enter the Adelaide/Victor Harbor Road which is a 100km/h zone.
I believe this issue is of very high importance to the Victor Harbor community.
The intersection has significant implications to road safety, the intersection is located on a busy road corridor and is important to tourism and industry in the region, as identified in the *RAA 2021 Risky Roads* campaign.

The *RAA 2021 Risky Roads* campaign identified roads and intersections found to be confusing, difficult to negotiate or unsafe.
The Victor Harbor/Adelaide Road was listed number 4 out of the top 10 regional and metropolitan roads.
The Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Roads Intersection at Hindmarsh Valley was listed number 3 out of the top 10 regional and metropolitan intersections.
The intersection is notorious for road crashes and fatalities and is known to relevant authorities.
This has been recognised by the Australian and South Australian Governments by committing $15 million for Safety upgrade works on the Victor Harbor Road.

Unfortunately, the South Australian Government has paused works on the proposed Victor Harbor Road overtaking lane at Hindmarsh Valley until further stakeholder and community consultation can occur.
Even though as part of this upgrade, safety improvements to the intersection of Hindmarsh Tiers and Virgin Roads were also being considered as a high priority and also has now been paused.

I have listed some solutions but not limited to:

- Install a roundabout.
- Extend 80kph speed limit from Urimbirra to Mosquito Hill Road
- Update intersection warnings signs, i.e. change Give Way signs to Stop signs, dangerous intersection sinage, slow down signs, Black Spot intersection signage, flashing light warning sign prior to intersection
- Additional Slip lanes for turning right or left

It has been reported to me just recently another near miss has occurred. Unfortunately this is a frequent event.
The intersection is especially dangerous when drivers wish to turn into Virgin Road from the south side. The driver turning right must slow down, very often to a stop, and sometimes wait several seconds for a break in oncoming traffic, which is travelling at 100km/h.
There is a slip lane for traffic turning left onto the Hindmarsh Tiers Road, there is no such lane for Virgin Road.
Local residents problems continues when they exit Virgin Road to turn left toward Victor Harbor. They can only see traffic approaching from the right if it is within 200 metres.
They have to pull out on to the main road where vehicles are travelling at 100km/h.
Exiting Hindmarsh Tiers Road left or righ at this intersection create problems for drivers as I believe the most recent fatality at the intersection has been linked to this issue.

18.1 Motion on Notice - Victor Harbor Road/Hindmarsh Tiers Road/ Virgin Road Intersection - Cr David Kemp

Committee	Victor Harbor Council
Meeting Held	12/12/2022
From	Chelsie Butler
File Reference	GOV9.24.002

RECOMMENDATION

(Cr David Kemp to propose his motion)
That the City of Victor Harbor strongly advocate to the Minister for Local Government Hon Geoff Brock and the Department of Infrastructure and Transport (DIT) on behalf of the Victor Harbor Community and the travelling public of South Australia, to find safety solutions to the Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Road, Intersection at Hindmarsh Valley.

INFORMATION

Purpose
The purpose of this report is to provide information to allow for the consideration of a Motion submitted by Cr David Kemp pursuant to Regulation 12(1) of the *Local Government (Procedures at Meetings) Regulations 2013* in relation to the Victor Harbor Road/Hindmarsh Tiers Road/Virgin Road intersection in Hindmarsh Valley.

Council Member Commentary
This is a dangerous road for all road users. The residents of Virgin Road Hindmarsh Valley have had enough in risking their lives in trying to leave or enter the Adelaide/Victor Harbor Road which is a 100km/h zone.

I believe this issue is of very high importance to the Victor Harbor community.

The intersection has significant implications to road safety, the intersection is located on a busy road corridor and is important to tourism and industry in the region, as identified in the RAA 2021 Risky Roads campaign.

The RAA 2021 Risky Roads campaign identified roads and intersections found to be confusing, difficult to negotiate or unsafe.

The Victor Harbor/Adelaide Road was listed number 4 out of the top 10 regional and metropolitan roads.

The Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Roads Intersection at Hindmarsh Valley was listed number 3 out of the top 10 regional and metropolitan intersections.

The intersection is notorious for road crashes and fatalities and is known to relevant authorities.

This has been recognised by the Australian and South Australian Governments by committing $15 million for Safety upgrade works on the Victor Harbor Road.

Unfortunately, the South Australian Government has paused works on the proposed Victor Harbor

Road overtaking lane at Hindmarsh Valley until further stakeholder and community consultation can occur.

Even though as part of this upgrade, safety improvements to the intersection of Hindmarsh Tiers and Virgin Roads were also being considered as a high priority and also has now been paused.

I have listed some solutions but not limited to:

- *Install a roundabout.*
- *Extend 80kph speed limit from Urimbirra to Mosquito Hill Road*
- *Update intersection warnings signs, i.e. change Give Way signs to Stop signs, dangerous intersection sinage, slow down signs, Black Spot intersection signage, flashing light warning sign prior to intersection*
- *Additional Slip lanes for turning right or left*

It has been reported to me just recently another near miss has occurred. Unfortunately this is a frequent event.

The intersection is especially dangerous when drivers wish to turn into Virgin Road from the south side. The driver turning right must slow down, very often to a stop, and sometimes wait several seconds for a break in oncoming traffic, which is travelling at 100km/h.

There is a slip lane for traffic turning left onto the Hindmarsh Tiers Road, there is no such lane for Virgin Road.

Local residents problems continues when they exit Virgin Road to turn left toward Victor Harbor. They can only see traffic approaching from the right if it is within 200 metres.

They have to pull out on to the main road where vehicles are travelling at 100km/h.

Exiting Hindmarsh Tiers Road left or right at this intersection create problems for drivers as I believe the most recent fatality at the intersection has been linked to this issue.

Officer Commentary
As Council Members are aware, Victor Harbor Road and Hindmarsh Tiers Road are under the care, control and management of the Department for Infrastructure and Transport (DIT) and therefore any upgrade of this intersection would be DIT's responsibility.

Administration has liaised with DIT's Regional South Zone 2 Asset Manager who has advised "an upgrade of the Hindmarsh Tiers Road and Virgin Road intersection is a high priority and will be delivered under the Australian and South Australian Government $15 million Victor Harbor Road Safety Upgrade Program. Following finalisation of the Victor Harbor Road Safety Upgrade program of works, a concept design will be released to Council and the Community for review and comment. Further information and concept designs are expected to be released in the coming months".

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Employee and Public Safety – The Victor Harbor Road/Hindmarsh Tiers Road/ Virgin Road intersection is under the care, control and management of the Department for Infrastructure and Transport (DIT). Subsequently, safety responsibility rests with DIT. This risk is assessed as ***high***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 5 - we have services and infrastructure that meet our community's needs

- Strategy – Advocate for improved local and regional transport networks

Other references used:

- Local Government (Procedures at Meetings) Regulations 2013
  Regulation 12 – Motions

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in receiving and noting Councilor Kemp's Victor Harbor Road/Hindmarsh Tiers Road/ Virgin Road Intersection Motion on Notice.

No additional funds are required.

CONSULTATION

Acting Chief Executive Officer – Karen Rokicinski

Director Environment and Infrastructure – Kathy Hayter

Department for Infrastructure and Transport – Victor Ling (Asset Manager, Regional South Zone 2)

18.1 Motion on Notice - Victor Harbor Road/Hindmarsh Tiers Road/ Virgin Road Intersection - Cr David Kemp

OC5342022 Moved: Cr David Kemp
Seconded: Cr Stewart Burns

That the City of Victor Harbor strongly advocate to the Minister for Local Government Hon Geoff Brock and the Department of Infrastructure and Transport (DIT) on behalf of the Victor Harbor Community and the travelling public of South Australia, to fast track the construction of the safety solutions to the Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Road, Intersection and the intersection of Squires and Mont Rosa Roads at Hindmarsh Valley.

CARRIED

city of Victor Harbor

4 January 2023

The Honourable Geoff Brock MP
Minister for Local Government
via: Minister.Brock@sa.gov.au

File No: GOV9.24.002
Out No: OREC17707923

Dear Minister Brock

Re: Safety concerns with State-controlled roads in Hindmarsh Valley

I write to raise safety concerns relating to the Victor Harbor, Hindmarsh Tiers and Virgin roads intersection, and the Squires and Mont Rosa roads intersection, both of which are located at Hindmarsh Valley.

At the Ordinary Meeting of Council held 12 December 2022, Council Member David Kemp moved a Motion on Notice regarding safety concerns associated with the abovementioned intersections. Councillor Kemp described these intersections as dangerous for all road users. A copy of Councillor Kemp's Motion on Notice and accompanying rationale is enclosed with this letter, noting that at the meeting the Motion was moved with amended wording to include the Squires and Mont Rosa roads intersection.

As a result of this Motion, Council resolved that the City of Victor Harbor strongly advocate to you and the Department of Infrastructure and Transport on behalf of the Victor Harbor community and the travelling public of South Australia, for the fast tracking of safety upgrades at these intersections.

These intersections do indeed present real and unresolved ongoing safety concerns, as evidenced in the RAA's *2021 Risky Roads* assessment. Local Government cannot take on the challenge of rectifying these safety issues as these major intersections are under the jurisdiction and responsibility of State Government. As such, the City of Victor Harbor urges the State Government to take urgent action.

We seek your support to address the safety concerns, not just for our community, but for all users of these intersections. We respectfully request that the construction of safety improvements at these intersections are actioned as a priority.

Thank you in advance for your consideration. I look forward to your response.

Yours sincerely

Karen Rokicinski
Acting Chief Executive Officer

CC - The Hon. Tom Koutsantonis MP – Minister for Infrastructure, Transport, Energy & Mining
Via: Minister.Koutsantonis@sa.gov.au
CC - Jon Whelan – Chief Executive, Department for Infrastructure and Transport

PO Box 11
1 Bay Road
Victor Harbor SA 5211

www.victor.sa.gov.au

P 08 8551 0500
F 08 8551 0501
E localgov@victor.sa.gov.au

Encl. Motion on Notice, Councillor David Kemp, City of Victor Harbor Council, 12 December 2022

Motion on Notice

I move that the City of Victor Harbor strongly advocate to the Minister for Local Government Hon Geoff Brock and the Department of Infrastructure and Transport (DIT) on behalf of the Victor Harbor Community and the travelling public of South Australia, to find safety solutions to the Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Road, Intersection at Hindmarsh Valley.

Commentary

This is a dangerous road for all road users. The residents of Virgin Road Hindmarsh Valley have had enough in risking their lives in trying to leave or enter the Adelaide/Victor Harbor Road which is a 100km/h zone.
I believe this issue is of very high importance to the Victor Harbor community.
The intersection has significant implications to road safety, the intersection is located on a busy road corridor and is important to tourism and industry in the region, as identified in the *RAA 2021 Risky Roads* campaign.

The *RAA 2021 Risky Roads* campaign identified roads and intersections found to be confusing, difficult to negotiate or unsafe.
The Victor Harbor/Adelaide Road was listed number 4 out of the top 10 regional and metropolitan roads.
The Adelaide/Victor Harbor, Hindmarsh Tiers and Virgin Roads Intersection at Hindmarsh Valley was listed number 3 out of the top 10 regional and metropolitan intersections.
The intersection is notorious for road crashes and fatalities and is known to relevant authorities.
This has been recognised by the Australian and South Australian Governments by committing $15 million for Safety upgrade works on the Victor Harbor Road.

Unfortunately, the South Australian Government has paused works on the proposed Victor Harbor Road overtaking lane at Hindmarsh Valley until further stakeholder and community consultation can occur.
Even though as part of this upgrade, safety improvements to the intersection of Hindmarsh Tiers and Virgin Roads were also being considered as a high priority and also has now been paused.

I have listed some solutions but not limited to:

- Install a roundabout.
- Extend 80kph speed limit from Urimbirra to Mosquito Hill Road
- Update intersection warnings signs, i.e. change Give Way signs to Stop signs, dangerous intersection sinage, slow down signs, Black Spot intersection signage, flashing light warning sign prior to intersection
- Additional Slip lanes for turning right or left

It has been reported to me just recently another near miss has occurred. Unfortunately this is a frequent event.
The intersection is especially dangerous when drivers wish to turn into Virgin Road from the south side. The driver turning right must slow down, very often to a stop, and sometimes wait several seconds for a break in oncoming traffic, which is travelling at 100km/h.
There is a slip lane for traffic turning left onto the Hindmarsh Tiers Road, there is no such lane for Virgin Road.
Local residents problems continues when they exit Virgin Road to turn left toward Victor Harbor. They can only see traffic approaching from the right if it is within 200 metres.
They have to pull out on to the main road where vehicles are travelling at 100km/h.
Exiting Hindmarsh Tiers Road left or righ at this intersection create problems for drivers as I believe the most recent fatality at the intersection has been linked to this issue.

13. MINUTES OF COUNCIL COMMITTEE MEETINGS

13.1 Fleurieu Region Community Services Advisory Committee minutes - 10 January 2023

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Joanne Daniels
File Reference	GOV9.14.021

RECOMMENDATION

That Council receive and note the minutes of the Fleurieu Region Community Services Advisory Committee – 10 January 2023

INFORMATION

Purpose
The purpose of this report is to present the minutes of the Fleurieu Region Community Services Advisory Committee (the Committee) meeting held on 10 January 2023.

Background
The Committee is constituted pursuant to the provisions of Section 41 of the *Local Government Act 1999*.

The Committee is established for the purpose of assisting to improve the quality of life, independence, and well-being of communities by supporting a regional approach between the City of Victor Harbor and the District Council of Yankalilla to the planning, development, and co-ordination of community services that respond to current and emerging regional community service needs, and local needs of regional significance.

Commentary
The minutes of the Committee held on 10 January 2023 have been distributed to members are provided at attachment A to this report.

Item 7.1 in the minutes relates to renewal of a funding agreement for Fleurieu Families. The renewal includes additional funding to meet the increasing service demands. Information relating to the successful renewal of the funding was distributed to Council via the Council Members Update on 13 January 2023. Under Council's Delegations the Chief Executive Officer is authorised to execute the funding agreement.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance – It is unlikely that there is a negative impact to receiving and noting Committee minutes. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 6 – We are a financially sustainable and well-governed organisation

Other references used:

- Local Government Act 1999
  Section 41 - Committees

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in the preparation of the minutes of the Committee for receiving and noting by Council.

No additional funds are required.

CONSULTATION

Fleurieu Region Community Services Advisory Committee Members

MINUTES

Committee	Fleurieu Region Community Services Advisory Committee
Meeting Held	10 January 2023 at 10am
Location	Encounter Room, Victor Harbor Civic Centre, 1 Bay Road, Victor Harbor

1. PRESENT 2
2. ACKNOWLEDGEMENT OF COUNTRY 2
3. APOLOGIES 2
4. REQUIREMENT FOR DISCLOSURE OF CONFLICTS OF INTEREST 2
5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING 2
5.1 Minutes of the Previous Meeting - 8 November 2022 2
6. BUSINESS ARISING 3
6.1 Business arising and action list 3
7. GENERAL BUSINESS 4
7.1 Strong Families, Strong Communities Program - Successful Tender Application 4
7.2 Older Persons Serious Incident Response Policy 4
8. RECURRING REPORTS 4
8.1 Country SA Primary Health Network 4
9. OTHER BUSINESS 4
10. NEXT MEETING 5
11. CLOSURE 5

City of Victor Harbor

1. PRESENT

Dr Marilyn Henderson (Chair) – City of Victor Harbor
Cr Angela Schiller – City of Victor Harbor
Mike McRae – Health Advisory Committee (Proxy)
Claire Taylor – District Council of Yankalilla
Leann Symonds - Manager Community Wellbeing, City of Victor Harbor

2. ACKNOWLEDGEMENT OF COUNTRY

The City of Victor Harbor acknowledges the Ramindjeri and Ngarrindjeri people, the Traditional Custodians of the land and surrounding waters where we live and work. We acknowledge their deep connection to country and pay our respects to Elders past, present and emerging. This respect is extended to Aboriginal and Torres Strait Islander people across Australia.

3. APOLOGIES

Mayor Moira Jenkins
Cr Bill Verway – District Council of Yankalilla
Cr Tim Moffat – District Council of Yankalilla
Brenton Chappell – Country SA PHN
Elspeth Radford - Flinders University Rural School

4. REQUIREMENT FOR DISCLOSURE OF CONFLICTS OF INTEREST

Members are required to disclose material, actual or perceived conflicts of interest in items listed for consideration on the agenda. Sections 73, 74, 75 75A and 75B of the Local Government Act 1999 require that members declare any interest and provide full and accurate details of the relevant interest to the advisory committee prior to consideration of that item on the agenda.

Chair Cr Marilyn Henderson declared a possible conflict of interest in regard to her position on the South Coast Private Hospital Board.

5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

5.1 Minutes of the Previous Meeting - 8 November 2022

FRCS12023 Moved: C Taylor
Seconded: Cr M Henderson

That the Fleurieu Region Community Services Advisory Committee endorse the minutes of

City of Victor Harbor

the previous meeting held 8 November 2022 as a true and accurate record of the meeting.

CARRIED

6. BUSINESS ARISING

6.1 Business arising and action list.

The following table contains actions and status of items from previous meetings:

8 November 2022	Item 7.3	DHS – Tender for Fleurieu Families Grant	Report in General Business
8 November 2022	Item 7.4	Youth Development Report – Yankalilla Tia Russell	Ongoing, Report to be tabled at the 14 March 2023 Meeting
8 November 2022	Item 10	Meeting Dates and Venues to be set for 2023	Ongoing Discussion to be held in Other Business

FRCS22023 Moved: Cr A Schiller
Seconded: C Taylor

That the business arising and action list for the meeting of the Fleurieu Region Community Services Advisory Committee held 10 January 2023 be received.

CARRIED

City of Victor Harbor

7. GENERAL BUSINESS

7.1 Strong Families, Strong Communities Program - Successful Tender Application

Manager of Community Wellbeing, Leann Symonds, provided a report on the successful winning of the grant with the program funding to begin 1 July 2023, conditional on the signing by both parties.

FRCS32023 Moved: Cr A Schiller
Seconded: C Taylor

That the Fleurieu Region Community Services Advisory Committee recommend the Chief Executive Officer sign the Strong Families, Strong Communities Program Grant Agreement for Fleurieu Families to continue Early Intervention Family Services until 30 June 2025.

CARRIED

7.2 Older Persons Serious Incident Response Policy

Manager of Community Wellbeing, Leann Symonds, provided the committee with an overview of the Federal Government requirements in regard to meeting the reformed aged care standards, including the development of an Older Persons Serious Incident Response Policy.

FRCS42023 Moved: Cr A Schiller
Seconded: M McRae

That the Fleurieu Region Community Services Advisory Committee receive and note the report on the Older Persons Serious Incident Response Policy.

CARRIED

8. RECURRING REPORTS

8.1 Country SA Primary Health Network

No report was received.

9. OTHER BUSINESS

9.1 Community Wellbeing Grants

Youth Development Grants – Open on 1 Feb 2023 – Close on 3 April – Budget of $30000

Volunteer Week Grants – Open on 1 Feb 2023 – Close on 3 March 2023 – Budget of $6000

Community Wellbeing Grants – Open on 1 Feb 2023 – Close on 3 April 2023 – Budget of $5000

City of Victor Harbor

9.2 Confirmation of dates and locations for Committee meetings

10 January 2023 – City of Victor Harbor

14 March 2023 - Yankalilla

9 May 2023 – City of Victor Harbor

11 July 2023 - Yankalilla

12 September 2023- City of Victor Harbor

14 November 2023 – City of Victor Harbor

9.3 Advanced Care Directives

Committee member Mike McRae reported that the Advanced Care Directives Project is on track at this stage and further reports will be provided on progress.

9.4 Masonic Lodge Grant Opportunities

Committee member Mike McRae reported that last year he applied for a grant for a Bus to support Cancer patients, this application was not successful due to the high volume of applications. Mr McRae was encouraged to re submit his application in the next funding round which closes later this financial year.

10. NEXT MEETING

The next meeting of the Fleurieu Region Community Services Advisory Committee will be held at 10.00am on Tuesday 14 March 2023, District Council of Yankalilla, 1 Charles Street, Yankalilla.

11. CLOSURE

The chair closed the meeting at 11.19am

Signed: _____ Date: _____

14. SUBSIDIARIES AND REPRESENTATIVE REPORTS

14.1 Fleurieu Regional Aquatic Centre Authority - Budget Review Quarter 1 2022/23

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Karen Rokicinski
File Reference	PM16.14.004

RECOMMENDATION

That Council receive the Fleurieu Regional Aquatic Centre Authority Quarter 1 Budget Review 2022/23, noting that there are no changes to constituent Council contributions.

INFORMATION

Purpose
The purpose of this report is to present the first quarter budget review for the Fleurieu Regional Aquatic Centre Authority (the 'Authority') to Council.

Background
The Authority is required to review its budget in in line with the requirements of the *Local Government (Financial Management) Regulations 2011.*

In accordance with the Authority Charter, quarterly reports summarising the financial position and performance of the Authority against the Budget must be prepared and presented to the Board who may, with the approval of the Constituent Councils, amend its budget for a financial year at any time before the year ends.

Commentary
The quarterly budget review provides a projection of the Fleurieu Regional Aquatic Centre Authority budget for 2022/23 identifying any variations sought from Constituent Councils to the Authority's original budget and the cumulative financial implications.

Regulation 9(1)(b) and 9(2) of the *Local Government (Financial Management) Regulations 2011* requires a budget review to include a revised forecast of the Authority's operating and capital investment activities compared with estimates set out in the budget.

The budget review for the first quarter, incorporating the Uniform Presentation of Finances, was considered by the Authority Board at their meeting on Friday 16 December 2022 with the following resolution:

Motion: *FRACA00565*
Moved: *Vicki Tomlinson*
Seconded: *Mark Easton*

The Authority Board:

- *for the period ending 30 September 2022 adopt a Budget Review with an operating deficit of $742,083 and estimated cash at end of reporting period of $627,635; and*
- *recommend the Budget Review as at 30 September 2022 to Constituent Councils with no amendment to Council contributions at this stage, noting that an increase in electricity prices will be included in the mid-year budget review with the impact on contributions to be quantified.*

CARRIED

The Constituent Councils Communication provided at Attachment A includes the Uniform Presentation of Finances, as considered by the Authority Board and thereby submitted to Constituent Councils. No amendment to Council contributions is required at this stage.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Legal and Compliance - The Authority Budget Review and Uniform Presentation of Finances has been prepared in accordance with legislation and has been reviewed by the Authority's Audit Committee and Board prior to presentation to the Council. This risk is assessed as ***low***.

Financial Management – No changes to Council contributions are requested at this stage. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 5 – We have services and infrastructure that meet our community's needs.

- Strategy – Facilitate access to health, education and community services.

Aspiration 6 – Manage Council's finances and resources sustainably

- Strategy – Encourage and support council subsidiaries to develop and expand income streams

Other references used:

- Fleurieu Regional Aquatic Centre Authority Charter
- Local Government Act 1999

Schedule 2 Part 2 – Regional subsidiaries established by two or more Councils

- Local Government (Financial Management) Regulations 2011
  Regulation 9 – Review of Budgets

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources, there are no budget implications in receiving this budget review for the Fleurieu Regional Aquatic Centre Authority, as Council contributions remain unchanged.

No additional funds are required.

CONSULTATION

Fleurieu Regional Aquatic Centre Authority – Andrew Baker (Executive Officer)

15. MATTERS OF URGENCY

16. QUESTIONS ON NOTICE

Nil

17. QUESTIONS WITHOUT NOTICE

18. MOTIONS ON NOTICE

18.1 Motion on Notice - Soft Plastics Recycling Trial - Cr Marilyn Henderson

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Michelle James
File Reference	GOV9.24.003

RECOMMENDATION

(Cr Marilyn Henderson to propose her motion)
That Council request the Fleurieu Regional Waste Authority to investigate the possibility of providing a Soft Plastics Recycling Trial.

(Alternative recommendation proposed by administration)
That Council receive and note the Motion on Notice - Soft Plastics Recycling Trial - Cr Marilyn Henderson and accompanying report and that administration monitor ongoing soft plastics recycling trials.

INFORMATION

Purpose
The purpose of this report is to provide information to allow for the consideration of a Motion submitted by Cr Marilyn Henderson pursuant to Regulation 12(1) of the *Local Government (Procedures at Meetings) Regulations 2013* in relation to the introduction of a soft plastics recycling trial.

Council Member Commentary
Approximately 85% of soft plastics still end up in landfill. Only 22% of Australians realise you can recycle soft plastics. Australians throw away 3.5 million tonnes of soft plastic each year but only 9.4% makes its way into a recycling facility.

To address this problem, three Adelaide Councils are taking part in a soft plastics recycling trial to test the feasibility of soft plastics recycling via kerb-side bins. It is an easy and convenient way to recycle targeted materials from home.

The trial is a collaboration between the Central Adelaide Waste Recycling Authority (CAWRA), the Australian Food & Grocery Council, City of Port Adelaide/Enfield, City of Charles Sturt, City of Adelaide and Curby. The information gathered through the trial will help inform the design of a scalable model for large-scale 'bag-in-bin' kerbside collection. This will enable the creation of a sustainable, efficient and advanced recycling industry for soft plastics across Australia.

Each of the three councils involved are testing a slightly different approach, to help understand the level of public support. The 3 councils are also testing different types of bags. The trial will test alternative collection models to keep soft plastics out of landfill and give them a new life using Curby recycling bags for soft plastics that will be sent to the PAE Material Recovery Facility operated by CAWRA.

The Curby soft plastics program, has been successfully operating in many Australian East Coast council areas since mid-2021.

This should be part of our commitment to help our community to recycle more.

Officer Commentary
Administration has liaised with the Fleurieu Regional Waste Authority's (FRWA) Executive Officer – Simon Grenfell regarding this motion, Simon advised the following: *FRWA works with the Southern Region Waste Resource Authority (SRWRA) to process the contents of yellow bins. SRWRA is monitoring the Curby Trial that is currently being undertaken by the Central Adelaide Waste Recycling Authority. However, at this stage SRWRA has no intention of undertaking the collection of soft plastics through its system, due to the lack of demand for aggregated soft plastics. The Curby Trial was committed to prior to the suspension of the RedCycle soft plastics recycling program.*

FRWA recognises the community's desire to continue to recycle soft plastics. Recycling soft plastics is complex with a wide range of variables including quality of recycled products, market prices for recycled products and raw products, economics and legislation. Therefore, it may be some time before a sustainable system is implemented.

In order to create a sustainable recycling system, the community needs to purchase more products that are made from recycled material or contain high levels of recycled content, and manufacturers need to produce them. In the meantime, FRWA encourages the community to reduce its use of soft plastics and dispose of them through their general waste bin once they have been reused as many times as possible.

Notwithstanding the above, the South Australian Government is aware of the issues that plastics have on our environment, and in September 2020 the South Australian Parliament passed the Single-use and Other Plastic Products (Waste Avoidance) Act 2020. This legislation is the first of its kind in Australia and a positive step towards avoiding waste. This legislation has led to the banning of a wide range of single use plastics including plastic straws, cutlery, coffee cups, plastic bags and expanded polystyrene cups, bowls, plates and clamshell containers. The South Australian Government has a plan to continue phasing out unnecessary single use plastic items over the next three years.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Several members of the community have an expectation that Council, in collaboration with the Fleurieu Regional Waste Authority, should provide a soft plastic recycling service. Not providing this service, or investigating the possibility, may result in a

number of community complaints. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 4 - We protect our environment

- Strategy – provide for sustainable waste management
- Priority – undertake environmental education projects in partnership with the Hills and Fleurieu Regional Landscape Board, Fleurieu Regional Waste Authority, South Australian Whale Centre and other environmental groups

Other references used:

- Local Government (Procedures at Meetings) Regulations 2013
  Regulation 12 – Motions

- Single-use and Other Plastic Products (Waste Avoidance) Act 2020

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications relating to Councilor Henderson's soft plastics recycling trial Motion on Notice.

No additional funds are required.

CONSULTATION

Chief Executive Officer – Victoria MacKirdy

Director Environment and Infrastructure – Kathy Hayter

Fleurieu Regional Waste Authority – Simon Grenfell (Executive Officer)

Attachment A

Motion on Notice

That Council request the Fleurieu Region Waste Authority to Investigate the possibility of providing a Soft Plastics Recycling Trial

Marilyn Henderson

Background

Approximately 85% of soft plastics still end up in landfill.
Only 22% of Australians realize you can recycle soft plastics.
Australians throw away 3.5 million tonnes of soft plastic each year but only 9.4% makes it's way into a recycling facility.

To address this problem, three Adelaide Councils are taking part in a soft plastics recycling trial to test the feasibility of soft plastics recycling via kerb-side bins. It is an easy and convenient way to recycle targeted materials from home.

The trial is a collaboration between the Central Adelaide Waste Recycling Authority (CAWRA), the Australian Food & Grocery Council, City of Port Adelaide/Enfield, City of Charles Sturt, City of Adelaide and Curby.The information gathered through the trial will help inform the design of a scalable model for large-scale 'bag-in-bin' kerbside collection. This will enable the creation of a sustainable, efficient and advanced recycling industry for soft plastics across Australia.

Each of the three councils involved are testing a slightly different approach, to help understand the level of public support. The 3 councils are also testing different types of bags.
The trial will test alternative collection models to keep soft plastics out of landfill and give them a new life using Curby reccling bags for soft plastics that will be sent o the PAE Material Recovery Facitity operated by CAWRA.

The Curby soft plstics program, has been successfully operating in many Australian East Coast council areas since mid-2021.

This should be part of our commitment to help our community to recycle more.

18.2 Motion on Notice - Planning and Development of a Stand Alone Four Indoor Basketball Court Stadium - Cr Carlos Quaremba

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Michelle James
File Reference	GOV9.24.003

RECOMMENDATION

(Cr Carlos Quaremba to propose his motion)
That the City of Victor Harbor proceed as soon as possible with the planning and development of a stand-alone four indoor basketball court stadium as a priority, along with associated carparking facilities and essential amenities (toilets etc.), with a view to planning for additional facilities when the economic environment is better, and the council is in a financial position to afford them.

INFORMATION

Purpose
The purpose of this report is to provide information to allow for the consideration of a Motion submitted by Cr Carlos Quaremba pursuant to Regulation 12(1) of the *Local Government (Procedures at Meetings) Regulations 2013* in relation to the planning and development of a standalone four indoor basketball court stadium..

Council Member Commentary
No Council Member commentary provided.

Officer Commentary
The City of Victor Harbor is currently planning for a Regional Community, Sport and Recreation Precinct (The Precinct) to meet the growing indoor sport and recreation needs while also providing a welcoming and inclusive space for community. The development of a medium-scale, multi-use community, sport and recreation precinct is included in Council's endorsed Long Term Financial Plan and 2022/23 Annual Business Plan and Budget.

The project has a long history, and expectation from the community is palpable. The Precinct project has been identified as a priority with a specific question included within the Council's 2022 Community Satisfaction Survey, which was delivered by an independent market research firm. The community was asked to rate the importance of five key projects including the Arts and Culture Centre, McKinlay Street Car Park, Library redevelopment, multi-purpose boating facilities and The Precinct. Seven out of 10 (or 70%) of community members support Council developing a precinct dedicated to community, sport and recreation, the highest level of support for any of our major projects.

In recognition of the community's desire, supported by evidence of need, the Council has been progressing the project in line with a widely accepted major project delivery framework that can be briefly summarised into three key stages – initiation, design and delivery.

Following broad community and stakeholder engagement undertaken during April / May 2022, coupled with a range of other investigations and research, Council resolved to proceed with the development of a concept plan for a multi-purpose community facility at Lot 202 Armstrong Road Victor Harbor:

SC292022 *Moved: Cr Carol Schofield*
Seconded: Cr Marilyn Henderson

That Council approve the development of a draft concept design for the Regional Community, Sport and Recreation Precinct to be located on Lot 202.

CARRIED UNANIMOUSLY

SC302022 *Moved: Cr Nick Hayles*
Seconded: Cr Marilyn Henderson

That the draft concept design be presented to Council for consideration prior to a second phase of community consultation being undertaken.

CARRIED UNAMINOUSLY

The draft concept design was considered by Council at a workshop held on 29 June 2022 and 8 August 2022, before being adopted for the purposes of stakeholder and community engagement at the August 2022 Ordinary Council meeting:

OC3492022 *Moved: Cr Bryan Littlely*
Seconded: Cr Marilyn Henderson

That Council endorse the draft Concept Design for the Regional Community, Sport and Recreation Precinct, as provided under separate cover, for the purpose of public consultation as guided by the communications and engagement strategy provided at Attachment A.

That a report be brought back to Council following the completion of Phase Two consultation outlining the engagement findings, modelling and economic analysis and including presentation of a revised Concept Design for adoption.

CARRIED

While some direct stakeholder engagement has been undertaken since the concept design was adopted for consultation purposes, the broader community consultation was scheduled to January and February 2023, enabling for the Local Government Election to be completed and for new Council Members to be appropriately briefed.

Consequently, Council Member workshops were held on 5 December 2022 and 9 January

2023, and broad community engagement will commence on Thursday, 19 January 2023.

As discussed with Council Members at the December 2022 and January 2023 briefings, to give Council the best chance of securing external funding to contribute to construction costs and reduce the burden on ratepayers, the precinct needs to:

- Be multi-use with a broad community focus
- Serve a regional catchment area
- Be fit-for-purpose and future proofed
- Include climate ready and universal design principles
- Provide economic and social opportunities

There are time and cost implications associated with Council proceeding “as soon as possible with the planning and development of a stand-alone four indoor basketball court stadium as a priority”. For consideration, these would include negotiations to honour existing contracts with consultants, undertaking a procurement process for a concept design with revised scope, consultation on the new scope with community and stakeholders, restarting financial and economic modelling, and increasing the project planning budget to account for this change in scope.

Narrowing the project scope to solely include indoor courts with no accompanying community spaces will inhibit the Council's ability to attract the significant grant funding required to deliver this project. In addition to this, it will be a missed opportunity to provide a much-needed community hub.

From the outset of re-igniting this project, the Council has been clear in its message that The Precinct is for community. While meeting the needs of growing indoor sports is a key driver for the project, in order for the facility to be sustainable into the future it needs to cater for the broader community. For example, informal recreation activities, social connection opportunities, education and cultural learning.

The success of the facility and its potential to achieve far-reaching community wellbeing outcomes is underpinned by how it can be activated, not only in the evenings when most organised sport takes place, but during the day and on weekends. The more uses and users that we cater for, the greater the activation and the more likely we are to achieve a financially sustainable model.

Regardless of the scale of the project, Council is still required to progress through standard project development stages including:

- Concept development
- Community and stakeholder engagement
- Due diligence
- Detailed design
- Securing funding.

The first three stages outlined above are significantly progressed for the current draft concept design which is now out for community and stakeholder feedback. This concept design has the potential to be staged, should Council choose to do so. Though it should be

noted that staging the construction will have cost implications that are yet to be fully understood.

Further exploration of staging options is already planned to be undertaken following the community and stakeholder engagement period and finalisation of the operations, management and investment modelling is currently being undertaken by an external consultant.

Once Council has all of the information it needs to make an informed decision, it has the option of:

- Proceeding with the current scope;
- Proceeding with a reduced scope;
- Delaying or pausing the project until full funding is secured; or,
- Abandoning the project.

Administration continues to progress through the design and due diligence phases to enable Council to make this decision. Changing the scope at this stage would be premature, and it is therefore recommended that this Motion is not supported.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – Council is currently seeking community feedback on a draft concept design for a Regional Community, Sport and Recreation Precinct. Changing the scope of this project at this stage will undermine the consultation process and potentially contribute to heightened community frustration about the planning for this project. This risk is assessed as ***high.***

Financial Management – commencing planning and development of a stand-alone, four court basketball stadium (as described in the proposed motion) will require an additional budget allocation to enable re-engagement of a contractor to deliver a new concept, additional community engagement and compiling of revised operations, management and investment modelling. This risk is assessed as ***medium****.*

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 1 – We are a caring, connected and active community

- Strategy – Provide a variety of open space and recreation opportunities
- Priority – Support the growth of local and regional sporting clubs and facilities

Other references used:

- Local Government (Procedures at Meetings) Regulations 2013
  Regulation 12 – Motions

BUDGET IMPLICATION

Should Council endorse Cr Quaremba's Motion on Notice, the budget and delivery impacts will need to be investigated and presented back to Council.

CONSULTATION

Chief Executive Officer – Victoria MacKirdy

Director Environment and Infrastructure – Kathy Hayter

Team Leader Environment and Recreation Strategy – Bronson Symmonds

From: Carlos Quaremba
To: Council Member Request; Victoria MacKirdy
Subject: NREC18218323 - GOV9.24.003 - Motion on notice
Date: Thursday, 12 January 2023 9:23:02 PM
Attachments: motion on notice.odt

Hi Victoria and Elected members,

In light of Mondays briefing session, I would like to put forward the following Motion on notice.

Regards Carlos Quaremba

Motion on notice

I move:

...that the City of Victor Harbor proceed as soon as possible with the planning and development of a stand-alone four indoor basketball court stadium as a priority, along with associated carparking facilities and essential amenities (toilets etc), with a view to planning for additional facilities when the economic environment is better, and the council is in a financial position to afford them.

18.3 Motion on Notice - Community Garden Land - Cr Marilyn Henderson

Committee	Victor Harbor Council
Meeting Held	23/01/2023
From	Louise Hampel
File Reference	GOV9.24.003

RECOMMENDATION

(Cr Marilyn Henderson to propose her motion)

1. That Council identify suitable parcels of Council-owned land on which to establish Community Gardens.

2. That Council allocate a budget, in the 2023/24 Budget, appropriate for installing water and solar power to the sites.

(Alternative recommendation for Recommendation 2 proposed by administration)

3. That Council considers a budget allocation for the establishment of a Community Garden in the 2023/24 budget.

INFORMATION

Purpose

The purpose of this report is to provide for the consideration of a Motion submitted by Cr Marilyn Henderson pursuant to Regulation 12(1) of the *Local Government (Procedures at Meetings) Regulations 2013* in relation to community gardens.

Council Member Commentary

Requirements

Ideally, the sites would be relatively flat, should get at least six to eight hours of sunlight each day, already has soil and isn't covered with trees, garbage or building materials.

The plot should also be large enough to contain the potential garden, and it must have access to water.

Above all, the location should be close to everyone involved -- preferably within walking distance and at most no more than a short drive. The shorter the travel time, the more likely people are to stay involved with the garden's maintenance.

Background

A community garden is a single piece of land gardened collectively by a group of people. Community gardens utilize either individual or shared plots on private or public land while producing fruit, vegetables, and/or plants grown for their attractive appearance.

Around the world the community gardens can fulfill a variety of purposes such as aesthetic and community improvement, physical or mental wellbeing, community connectedness or land conservation. (Wikipedia

"Community gardens are places where people come together to grow food, foster good health, green urban environments, support life long learning and cultivate vibrant communities.
Community gardens are being recognized as an innovative way to grow food and improve health. They bring together people from all walks of life, backgrounds and ages to foster a lively and connected community. Whilst gardening is the focus, community gardens are generally community hubs for a range of activities –learning and education, playgroups, arts and creative activities, preparing and sharing food, community events, celebrations and social enterprise.

Gardens are usually located on vacant public land, which can be donated by local councils or other organizations under various lease arrangements. They can be sited in schools, universities, parks, cul-de-sacs, vacant lots, roof tops, verges or nature strips or retirement homes, indeed anywhere there is a large enough space with good access, adequate sun and a water supply."

http://www.foodwise.com.au/the-community-gardening-movement/

Community food production offers new pathways to food security and convivial towns, cities and neighbourhoods.

Australian City Farms and Community Gardens Network has a Map Directory that is Australia's most ambitious attempt to provide up-to-date contacts and locations for all community gardens in Australia.

http://directory.communitygarden.org.au/

Benefits of Community Gardens
Community gardens:

- *Help improve air and soil quality*
- *Increase biodiversity of plants and animals*
- *Reduce "food miles" that are required to transport nutritious food*
- *Can replace impervious structures and improve water infiltration]*
- *Can reduce neighbourhood waste through composting*
- *Positively impact the urban micro-climate*

Poor nutrition and obesity are both challenges to low-income neighbourhoods. Low accessibility to nutritious foods can cause health problems to residents located in food deserts. The addition of gardens to these areas may improve nutrition and increase the consumption of fruits and vegetables.

Community gardens:

- *Increase access to fresh foods*
- *Improve food security*
- *Increase physical activity through garden maintenance activities*
- *Improve dietary habits through education*
- *Increase fruit and vegetable intake*
- *Reduce risk of obesity and obesity-related diseases*
- *Improve mental health and promote relaxation*

Social ties are important to the wellbeing of people in a community since they can bring positive health effects and community involvement. Community gardens allow for the creation of social ties and build a greater feeling of community. These connections help reduce crime, empower residents and allow residents to feel safe in their neighbourhoods.

- *Gardens in urban areas are positively correlated with decreased crime rates*
- *Vacant lands can lead to crime which can detrimentally impact the health of residents*
- *Residents in areas with high crime rates may experience cardiovascular disease and mental health disorders*
- *The consequences of vacant lands are decreased property values, drug use, and the illegal dumping of litter*
- *Gardens can improve economic opportunities by training volunteers and selling food at farmers' markets*
- *Urban agriculture can teach residents useful skills in planning, food production and business.*

https://greenleafcommunities.org/the-many-benefits-of-community-gardens/

Officer Commentary
Council staff have previously conducted some preliminary investigations into potential sites for community gardens. Building on this work it is anticipated that an additional two to three days will be required of a Project Officer's time to complete the investigation and prepare the results for presentation back to Council.

Sites would be assessed based on the following criteria: land status, compatibility with surrounding land uses, land size, water, power, sun, topography, access, toilets, connection to community facilities, soil condition, impact on residents, safety and security, and storage. It would also be beneficial to explore management models for a community garden as part of any investigation work

It is anticipated that Council would need to invest between $40,000 - $50,000 in setting up a community garden on one of its reserves. This would include community garden assets (i.e. irrigation, garden beds, rainwater tanks, tools etc.), site works, signage, construction materials for beds, shedding, fencing, water connection, car parking etc. This does not include power connections or toilets if required. Prior to committing to a budget allocation in 2023/24 as indicated in the motion, it is suggested that administration prepare the outcome of the

investigation and any subsequent cost estimates for inclusion in the draft 2023/24 budget for consideration by Council.

RISK ASSESSMENT

The following risks have been assessed in line with Council's Risk Management Framework and Policy:

Reputation – There is some expectation in the community that Council are proactive in supporting and funding initiatives such as community gardens. A thorough investigation and consideration of a community garden on community land mitigates the risk that the Council is perceived to not take initiatives such as this seriously. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 1 - We are a caring, connected and active community

- Strategy – Encourage initiatives that facilitate social interaction and connection with the community
- Strategy - Provide a variety of open space and recreation opportunities
- Strategy - Improve the health and well-being of our community
- Priority – Provide and encourage initiatives that support an inclusive environment and assist to develop connections with others
- Priority - Encourage volunteering as a way for people to get involved in community life and share their skills and experience

Aspiration 4 - We protect our environment

- Strategy – Create a more sustainable, energy-efficient urban environment

Other references used:

- Local Government (Procedures at Meetings) Regulations 2013
  Regulation 12 - Motion

BUDGET IMPLICATION

Excluding endorsed budgeted staff resources there are no budget implications in completing the research required to satisfy the motion and prepare a proposal for consideration in the draft 2023/24 budget.

No additional funds are required.

CONSULTATION

Director Community and Development - Graham Pathuis

Team Leader Property - Chris Bowey

Attachment A

Motion on Notice – Community Garden Land

1. **That Council identify suitable parcels of Council-owned land on which to establish Community Gardens.**
2. **That Council allocate a budget, in the 2023/24 Budget, appropriate for installing water and solar power to the sites.**

Marilyn Henderson

Requirements

Ideally, the sites would be relatively flat, should get at least six to eight hours of sunlight each day, already has soil and isn't covered with trees, garbage or building materials.
The plot should also be large enough to contain the potential garden, and it must have access to water.
Above all, the location should be close to everyone involved -- preferably within walking distance and at most no more than a short drive. The shorter the travel time, the more likely people are to stay involved with the garden's maintenance.

Background

A community garden is a single piece of land gardened collectively by a group of people. Community gardens utilize either individual or shared plots on private or public land while producing fruit, vegetables, and/or plants grown for their attractive appearance.
Around the world the community gardens can fulfill a variety of purposes such as aesthetic and community improvement, physical or mental wellbeing, community connectedness or land conservation. (Wikipedia

"Community gardens are places where people come together to grow food, foster good health, green urban environments, support life long learning and cultivate vibrant communities.

Community gardens are being recognized as an innovative way to grow food and improve health. They bring together people from all walks of life, backgrounds and ages to foster a lively and connected community. Whilst gardening is the focus, community gardens are generally community hubs for a range of activities – learning and education, playgroups, arts and creative activities, preparing and sharing food, community events, celebrations and social enterprise.

Gardens are usually located on vacant public land, which can be donated by local councils or other organizations under various lease arrangements. They can be sited in schools, universities, parks, cul-de-sacs, vacant lots, roof tops, verges or nature strips or retirement homes, indeed anywhere there is a large enough space with good access, adequate sun and a water supply."

http://www.foodwise.com.au/the-community-gardening-movement/

Community food production offers new pathways to food security and convivial towns, cities and neighbourhoods.

Australian City Farms and Community Gardens Network has a Map Directory that is Australia's most ambitious attempt to provide up-to-date contacts and locations for all community gardens in Australia.
http://directory.communitygarden.org.au/

Benefits of Community Gardens

Community gardens:

- Help improve air and soil quality
- Increase biodiversity of plants and animals
- Reduce "food miles" that are required to transport nutritious food
- Can replace impervious structures and improve water infiltration]
- Can reduce neighbourhood waste through composting
- Positively impact the urban micro-climate

Poor nutrition and obesity are both challenges to low-income neighbourhoods. Low accessibility to nutritious foods can cause health problems to residents located in food deserts. The addition of gardens to these areas may improve nutrition and increase the consumption of fruits and vegetables.

Community gardens:

- Increase access to fresh foods
- Improve food security
- Increase physical activity through garden maintenance activities
- Improve dietary habits through education
- Increase fruit and vegetable intake
- Reduce risk of obesity and obesity-related diseases
- Improve mental health and promote relaxation

Social ties are important to the wellbeing of people in a community since they can bring positive health effects and community involvement. Community gardens allow for the creation of social ties and build a greater feeling of community. These connections help reduce crime, empower residents and allow residents to feel safe in their neighbourhoods.

- Gardens in urban areas are positively correlated with decreased crime rates
- Vacant lands can lead to crime which can detrimentally impact the health of residents
- Residents in areas with high crime rates may experience cardiovascular disease and mental health disorders
- The consequences of vacant lands are decreased property values, drug use, and the illegal dumping of litter
- Gardens can improve economic opportunities by training volunteers and selling food at farmers' markets

- Urban agriculture can teach residents useful skills in planning, food production and business.

https://greenleafcommunities.org/the-many-benefits-of-community-gardens/

19. MOTIONS WITHOUT NOTICE

20. CONFIDENTIAL ITEMS

20.1 CONFIDENTIAL - Proposed new lease - Shop 4, 37-41 Ocean Street Victor Harbor

Committee Victor Harbor Council

Meeting Held 23/01/2023

From Louise Hampel

File Reference PM16.51.013

RECOMMENDATION

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that all members of the public except the Chief Executive Officer (Victoria MacKirdy), Director Environment and Infrastructure (Kathy Hayter), Director Community and Development (Graham Pathuis), Director Corporate and Customer Service (Karen Rokicinski), Group Manager Governance and Finance (Kellie Knight-Stacey) and Executive Assistant (Katie Common) be excluded from attendance at the meeting for Agenda Item 20.1 – CONFIDENTIAL - Proposed new lease - Shop 4, 37-41 Ocean Street Victor Harbor

   That Council is satisfied that, pursuant to Section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information as financial details and the resources of the lease may be disclosed

   In addition, the disclosure of this information, would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. 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 because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate the lease agreement for the benefit of the Council and the community in this matter and in relation to other contract negotiations.

4. That having considered Agenda Item 20.1 – CONFIDENTIAL - Proposed new lease - Shop 4, 37-41 Ocean Street Victor Harbor in confidence under Section 90(2) and (3)(b) of the Local Government Act 1999, the Council;

   i. Pursuant to Section 91(7) of the Act orders that the report, attachment and minutes be retained in confidence until negotiations between third parties and Council have been concluded and/or agreement have been executed, or as otherwise determined by the Chief Executive Officer; and
   ii. That the public be readmitted to the meeting.

20.2 CONFIDENTIAL - Land acquisition and Open Space Grant Program 2022/23

Committee Victor Harbor Council

Meeting Held 23/01/2023

From Louise Hampel

File Reference FM7.41.028

RECOMMENDATION

1. That pursuant to section 90(2) of the Local Government Act 1999, the Council orders that all members of the public, except Chief Executive Officer (Victoria MacKirdy), Director Community and Development (Graham Pathuis), Director Corporate and Customer Service (Karen Rokicinski), Group Manager Governance and Finance (Kellie Knight Stacey), Director Environment and Infrastructure (Kathy Hayter) and Executive Assistant (Katie Common) be excluded from attendance at the meeting for Agenda Item 20.2 – CONFIDENTIAL - Land acquisition and Open Space Grant Program 2022/23.

   That Council is satisfied that, pursuant to Section 90(3)(b) of the act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is proposing to conduct business or would prejudice the commercial position of the Council, in that Council is proposing to conduct business with and the information to be considered in relation to this Agenda Item include detailed information on the Unsolicited Proposal and the disclosure of which would prejudice the Councils commercial position during the current ongoing discussions.

   In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. 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 because the disclosure of the Council's commercial position may severely prejudice Council's ability to be able to negotiate a proposal for the benefit of the Council and the community in this matter.

5. That having considered the Agenda item 20.2 – CONFIDENTIAL – Land acquisition and Open Space Grant Program 2022/23 item in confidence under Section 90(2) and (3)(b) of the Local Government Act 1999, the Council:

   i. pursuant to Section 91(7) of the Act orders that the report, attachments and minutes be retained in confidence until a contract has been signed; or as otherwise determined by the Chief Executive Officer; and
   ii. the public be readmitted to the meeting.

21. CLOSURE