23 October 2025

Contact for Apologies: Chelsie Butler
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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: **Monday, 27 October 2025**

TIME: **5:30 PM**

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.

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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, beliefs, 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

5. MINUTES OF THE PREVIOUS MEETING

5.1. Minutes of the Previous Meeting - 22 September 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

RECOMMENDATION

That the minutes of the Ordinary Council meeting held on Monday, 22 September 2025 be confirmed as true and accurate.

INFORMATION

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 2013*.

The minutes of the Ordinary Council meeting held on Monday, 22 September 2025 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 - Minutes

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications from the preparing this report or endorsing the minutes of the previous meeting.

No additional funds are required.

CONSULTATION

Council Members

Chief Executive Officer - Victoria MacKirdy

6. DEPUTATION

6.1. Deputation - Hope Street Zoning - Ms Shandy Arlidge, Ms Kerry Taylor and Ms Lorraine Erbsland

7. QUESTIONS FROM THE GALLERY

7.1. Mr Chris Stattock – Council plebiscite

7.2. Mr Peter Charles (Council Watch Victor Harbor) – Public access to the voter's roll

8. PETITIONS

Nil

9. OFFICE OF CHIEF EXECUTIVE OFFICER

9.1. Outstanding Resolutions - October 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

RECOMMENDATION

That Council receive and note the Outstanding Resolutions - October 2025 report.

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 1 details items still to be actioned and those completed since the Ordinary Council meeting held on Monday, 22 September 2025.

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 IMPLICATIONS

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

ATTACHMENTS

Attachment 1 - Outstanding Resolutions - October 2025

Attachment 1 - Outstanding Resolutions - October 2025

COMPLETE

	Meeting Date	Description	Details	Comments
1	28/04/2025	OC1042025 - Australian Coastal Councils Association Conference 2025	That Cr Marilyn Henderson table a written report to a subsequent council meeting, outlining the activities and experience gained from attending the 2025 Australian Coastal Council's forum.	Cr Henderson's written report is included within this agenda
2	28/07/2025	OC2102025 - Proposed Dog Off Leash Zone	That Council, having undertaken a trial of the foreshore area contiguous with Franklin Parade, between Harbour View Terrace and Oakham Street, determine that the trial is renewed for twelve months.	With the commencement of daylight savings the trial has been renewed. A report will be brought back to Council following the completion of the trial period.
3	28/07/2025	OC2182025 - One Way Traffic Proposal - Almond Avenue, Victor Harbor	That Council endorse the proposal to make Almond Avenue, Victor Harbor trafficable in only one direction subject to: the majority of property owners along the avenue supporting the proposal; and a Traffic Engineer advising the most appropriate direction of travel with minimal modifications to the existing road network.	Subsequent report included in this agenda.
4	25/08/2025	OC2332025 - Licence Renewal - Victor Harbor Beachside Market	That Council defer this item to the September 2025 Ordinary Council Meeting to enable Administration to hold discussions with the manager of the Victor Harbor Beachfront Market about relocating the market to Ocean Street.	Subsequent report included in this agenda.
5	22/09/2025	OC2652025 - Draft Recreational Boating Strategy - Public Consultation	That the item be deferred to allow Administration to update the draft Boating Strategy to incorporate the suggested amendments outlined in the Council report, and that a revised draft be presented to the October Council meeting for consideration and endorsement for public consultation.	Subsequent report included in this agenda.
6	22/09/2025	OC2682025 - Motion on Notice - Meaningful Local Government Reforms - Cr Brayden Mann	That Administration: 1.Write to all the Councils in South Australia requesting that they each: a.Write to the Minister for Local Government, Minister Joe Szakacs: i.urging him to commit to meaningful Local Government Reforms that will both encourage more people to nominate in Council elections and increase voter participation; and ii.asking whether he will take personal responsibility for the level of participation and the ultimate success or failure of the next Local Government Election, or if he will not, to advise the community who will. b.Write to their Local State MP and anyone nominating in the 2026 State Government Elections asking them whether they will commit to meaningful Local Government Reforms to increase participation with nominees and voters and then publish the responses received for the community. 2.Inform the Local Government Association of South Australia, Regional Development Australia SA and State and Local Media of the above advocacy and request their assistance in advocating to the State Government for meaningful Local Government Reform.	Correspondence has been distributed.

OUTSTANDING

	Meeting Date	Description	Details	Comments
7	11/12/2023	OC4562023 - Advisory and Working Group Review	That Council as part of the upcoming introduction of the Sector-wide Community Engagement Charter and subsequent requirement to review its Community Engagement Policy and Framework consider implementing a modern less formal engagement approach to achieve better participation from a broader cross-section of the community.	This will be considered when the sector-wide Community Engagement Reforms are rolled out as a part of the Statutes Amendment (Local Government Review) Act 2021. The reforms will see the introduction of a State-wide Charter that all councils will be required align to. Once the Minister for Local Government has developed and released the Charter, work will commence reviewing Council's engagement approach to ensure alignment. This will include a Council Member workshop.
8	22/01/2024	OC192024 - Motion on Notice - Communication and Engagement with the Community - Cr Stewart Burns	That a workshop for elected members be held after the release of the Ministers Draft Community Engagement Charter to discuss ways of improving Councils communication and engagement approach with the community.	A workshop will be scheduled following the release of the Minister's Draft Community Engagement Charter.
9	26/02/2024	OC402024 - Marine Safety SA - Harbors and Navigations 23 Regulation Review	That Council work with the Department for Infrastructure and Transport Marine Services Marine Safety and Compliance Unit to undertake broader community consultation on any changes to regulations in relation to considering that: That personal watercraft be permanently banned within the gazetted control area (ensuring that the necessary communications are completed to adequately advertise the extension of the ban). That a no craypot area be implemented at the entrance to the Davenport anchorage for safety of navigation.	On 24 January 2025, the SA Recreational Boating Safety Strategy was published, outlining five priority areas and 25 actions to be delivered over the next five years. Since its launch, actions focusing on boating safety education have been initiated, including the successful Stay Afloat lifejacket clinics. Current efforts include investigating a boating safety app, collaborating with the Department for Education on a youth program, starting a boating safety signage project, and expanding the webcam network. The first regulation amendment is being considered to address safer speeds and PWC behaviour near infrastructure. The no-craypot zone near Davenport anchorage and the permanent PWC ban are under review as part of the Strategy.

10	26/08/2024	OC2792024 - Unsolicited Proposal (USP10) - Biodiversity Victor Harbor	That Council, subject to the establishment of a community native nursery, continue the Unsolicited Proposals process with Biodiversity Victor Harbor for its participation in the operational use of the community nursery, as per the proposal received.	Staff priority is the identification of a site for the nursery/garden. Once Council has decided on a location staff can start looking at the design, stage 1 construction inclusions and an operational model that considers the co-location, site requirements and scope inclusions. Staff are also looking at how additional resources can be applied to this project within existing budget. The Open Space and Property team presented at a Council Briefing on Monday, 10 February 2025. A report is anticipated to be presented to a future Council Meeting for a decision on a potential location, once notification from possible land enquiries is received. Construction allowance included in the Asset Management Plans and 2025/26 budget.
11	28/01/2025	OC12025 - Adjourned Item - Speed Zone Review - The Esplanade/Flinders Parade	1. That Council support a speed zone reduction from 30km/h for The Esplanade/Flinders Parade, Victor Harbor between Albert Place and Coral Street, including Albert Place and Coral Street including Albert Place east of Crozier Road Intersection to the Esplanade. 2. That Administration request a formal speed zone review and provide feedback to the Department for Infrastructure and Transport to support the final authorisation and implementation of the speed limit change. 3. That Council endorse any changes to the speed zone signage as guided by the Department for Infrastructure and Transport.	Administration has commenced the process for requesting a speed zone review from the Department for Infrastructure and Transport. We do not have a proposed end date for this item as DIT can take between 6 months and 3 years to provide feedback. DIT has confirmed that they are aware of the process.
12	23/06/2025	OC1682025 - 2025 Community Satisfaction Survey	That Council receive and note the 2025 Community Satisfaction Analysis Report as provided under separate cover. That an update report be presented back to Council at six-monthly intervals until the next Community Satisfaction Survey is undertaken addressing the actions undertaken in response to the results and recommendations. That Council give consideration during the 2026/27 budget deliberations to undertaking a further Community Satisfaction Survey.	The next update report will be presented in December 2025.
13	28/07/2025	OC2092025 - Encounter Bay Netball Club Lease Variation	That the matter be adjourned until confirmation of the grant funding is known, and that a report be presented to the next Council Meeting following the announcement.	The Encounter Bay Netball Club has been notified and will proceed with the grant application. The adjourned Item will be brought to Council once the outcome of the application is known.

14	25/08/2025	OC2342025 - Environmental Management Plan	That Council endorse the Draft Environmental Management Plan (2025-2030) for community consultation, in accordance with the Communication and Engagement Plan.	Report with Public Consultation feedback to be presented to Council at the November Ordinary Council Meeting.
15	25/08/2025	OC2352025 - Speed Limit Reviews - Colebatch Road and Agnes Gillespie Drive	1.That Council, considering requests from the community and advice provided by the Department for Infrastructure and Transport (DIT), request the Department for Infrastructure and Transport to provide approval to Council for a 50km/h speed limit sign to replace the 'dust' sign on Colebatch Road, near the intersection with Day Road. 2.That Council, considering requests from the community and advice provided by the Department for Infrastructure and Transport (DIT), remove the 60 km/h signs 20 meters before and after the wombat crossing on Agnes Gillespie Drive, allowing the 40 km/h speed limit to apply to the wombat crossing to terminate at the T-intersection of Adelaide Road. 3.That Council, considering requests from the community and advice provided by the Department for Infrastructure and Transport (DIT), direct Administration to engage a Traffic Engineer to review the residential precinct adjoining Agnes Gillespie Drive and Kleinig Drive at Hayborough for its suitability as a 40 km/h residential zone with the view that the recommendations be presented to Council at a future meeting.	1. Request made to DIT to replace 50km/h signage at the intersection of Day Road and Colebatch Road. 2. COMPLETE in September 2025. 3. Procurement has been complete for a Traffic Engineer to be engaged to undertake the review. A report to be presented back to Council with the recommendations.
16	22/09/2025	OC2692025 - Motion on Notice - Housing Our Health and Aged Care Workers - Cr Brayden Mann	That Administration: 1.Engage with the developers of the new Retirement / Residential Villages in Victor Harbor that are currently being designed and/or constructed around their willingness to provide affordable housing within their developments for health and aged care workers; and 2.Investigate and report back on whether there are any planning mechanisms that Council could consider implementing to: a.Prevent more Retirement / Residential Villages from being constructed in Victor Harbor within the next 25 years (excluding the 4 recently announced Retirement Villages); or b.Require future Retirement / Residential Villages to provide affordable housing within their developments for health and aged care workers; or c.Require future Retirement / Residential Villages to contribute to a Future Fund with the monies to be used to assist in attracting and retaining health and aged care workers.	Resolutions are in progress.

9.2. Mayoral Report - July to September 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Bridget Perre

RECOMMENDATION

That Council receive and note the Mayoral Report for period July to September 2025.

PURPOSE

The purpose of this report is to provide an update to Council relation to Mayoral appointments for period July to September 2025.

BACKGROUND

The Mayoral Report is presented quarterly to provide Council Members with an update in relation to Mayoral appointments for the reporting period.

COMMENTARY

Below is a schedule of Mayoral appointments for period July to September 2025:

Date	Activity
1 July	South Australian Regional Organisation of Councils LGA Meeting
2 July	Meeting with City of Charles Sturt Council Information and Briefing Session
4 July	Business Victor Harbor Meeting Constituent Meeting
7 July	Monthly Meeting with Deputy Mayor
8 July	Fleurieu Region Community Services Advisory Committee Meeting Encounter Bay Bowling Club - Photo - Master Games Southern Fleurieu Hospital Advisory Committee Meeting
9 July	Constituent Meeting Southern and Hills LGA Meeting South Australian Coastal Councils Alliance Meeting
11 July	Fleurieu FM Radio Interview

Date	Activity
14 July	Happy FM Radio Interview Information and Briefing Session
16 July	Constituent Meeting
17 July	Constituent Meeting LGA Committee Meeting - Teams
18 July	Behaviour Standards Panel Course Southern and Hills LGA Board Meeting - Alexandrina
21 July	Yilki Photo Senior Management Team Agenda Review
22 July	Constituent Meeting x2
23 July	LGA Board of Directors - Training - Adelaide
24 July	South Australian Regional Organisation of Councils LGA Meeting - Adelaide LGA Board of Directors Meeting - Adelaide CEO/Mayor Forum - Barossa
25 July	CEO/Mayor Forum - Barossa
28 July	Council Meeting Preparation Ordinary Council Meeting
30 July	Rainbow Council Network Meeting
4 August	Monthly Meeting with Deputy Mayor Audit and Risk Committee Meeting
6 August	Constituent Meeting Citizenship Ceremony Landscapes and Hills Meeting
7 August	Mayor Short Story Challenge Judging 2025 Master Games Information Night
8 August to 7 September	Leave
8 September	Information and Briefing Session Minister Bettison Meeting & Dinner
9 September	Minister Bettison Meeting

Date	Activity
	LGA Meeting Southern Fleurieu Hospital Advisory Committee Meeting
10 September	LGA Meeting
11 September	Constituent Meeting 2025 Mayor's Short Story Regional Presentation - Strathalbyn
12 September	Local Government Risk & Development Scheme Advisory Committee Meeting - Adelaide
15 September	Encounter Bay Probus Club Meeting Senior Management Team Agenda Review
16 September	Constituent Meeting Filming for Telstra Being Digital Program
17 September	Citizenship Ceremony Southern and Hills LGA Meeting
18 September	LGA Board Meeting - Adelaide
19 September	5MU Radio Interview Local Government Risk & Development Scheme Advisory Committee Meeting Transport and Infrastructure Forum - Middleton
20 September	2025 Great Southern Football League Grand Final
22 September	Constituent Meeting CEO and Mayor Meeting Council Meeting Preparation Ordinary Council Meeting
23 September	Meeting with the Hon Emily Burke MLC - Adelaide
24 September	ABC Radio Interview Business Victor Harbor AGM
25 September	LGA Procurement Board Meeting Arts and Culture Advisory Group Meeting
26 September	Local Government Algal Bloom Briefing
28 September	Encounter Bay Bowling Club Opening of Season 2025/26
29 September	CEO and Mayor Meeting Information and Briefing Session

RISK ASSESSMENT

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

Information - No risks have been assessed in relation to the report as it has been provided for information only and no formal decision of Council is required.

REFERENCES

City of Victor Harbor Community Plan 2030

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

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receiving and noting the Mayoral Report.

No additional funds are required.

CONSULTATION

Mayor Moira Jenkins

ATTACHMENTS

Nil

9.3. Deputy Mayor - Appointment

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Kyla Walker

RECOMMENDATION

1. That Council receive and note the nominations from Cr Schiller and Cr Burns for the Deputy Mayor position.

2. That Council appoint the Chief Executive Officer (CEO) as the Returning Officer for the purpose of a secret ballot to determine the Council Member for position of Deputy Mayor and that on completion of the ballot, the CEO be authorised to declare the successful Council Member for the position of Deputy Mayor.

3. That Council appoints Cr .....as the Deputy Mayor commencing on 25 November 2025 and concluding at the end of the periodic election in November 2026.

PURPOSE

The purpose of this report is to consider nominations and appoint a Council Member to the position of Deputy Mayor for the City of Victor Harbor.

BACKGROUND

The City of Victor Harbor is constituted on the basis that the Mayor is 'elected as a representative of the area as a whole'. In accordance with Section 51(3) and (4) of the *Local Government Act 1999* the appointment of a Deputy Mayor is entirely a matter for the council to consider.

Section 51(5) of the *Local Government Act 1999* states that the Deputy Mayor is eligible to be chosen for a further term upon the expiration of a term of office.

At the Ordinary Council meeting held on Monday, 28 October 2024, Council resolved:

OC3332024

Moved: Cr Henderson

Seconded: Cr Quinton

That Council appoint Cr Schiller as the Deputy Mayor commencing on 24 November 2024 and concluding following the Ordinary Council Meeting held in November 2025.

CARRIED UNANIMOUSLY

COMMENTARY

The Deputy Mayor position is due to conclude at midnight on Monday, 24 November 2025, at which time it will become vacant. This vacancy provides an opportunity for a Council Member to broaden their Local Government experience, exercise broader community involvement, and nurture skills for potential future leadership within Council.

A Deputy Mayor will need to be able to step into the Mayor's role to preside at Council meetings in the event that the Mayor is absent, represent the Council at civic and ceremonial functions, and attend key meetings on major projects with State Ministers, Federal Members, and major business and community leaders. The Deputy Mayor currently attends monthly meetings with Business Victor Harbor (along with the Mayor and Council staff), and is a proxy for the SA Coastal Councils Association and Southern and Hills Local Government Association (SHLGA).

The *Local Government Act 1999* states that the Deputy Mayor's term cannot be longer than the Council's term, which is four years. However, the Council can decide on the specific term.

When considering the incumbent to the Deputy Mayor's position, the following attributes would be of an advantage (but not essential):

- Have knowledge of the Local Government Act 1999, Local Government Meeting (Procedures at Meetings) Regulations 2013 and Council's Codes, Policies and Procedures.

- Be on call and available at short notice to deputise for the Mayor, at both formal and social engagements.

- Have experience at chairing meetings if called upon in the absence of the Mayor.

The Deputy Mayor role is a senior leadership role that can be demanding but rewarding. It provides invaluable support and assistance to the Mayor and Council as a whole. Additionally, the Deputy Mayor is one of the Responsible Persons for managing a complaint under the Behavioural Management Policy (the Policy).

On 16 September 2025, Council Members were advised the Deputy Mayor position was due to conclude in November 2024. Council Members were invited to submit an expression of interest by close of business on Tuesday, 7 October 2025 to fill the vacancy.

Cr Angela Schiller and Cr Stewart Burns have expressed an interest in being nominated for the Deputy Mayor position. As there is more than one nomination, Council will be required to undertake a secret ballot in accordance with Nomination and Appointment to Internal and External Positions of the Code of Practice for Meeting Procedures.

RISK ASSESSMENT

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

Reputation - Should the Council not resolve to appoint a Deputy Mayor there may be community and social events when the Council is unable to organise alternate representation for the Mayor at short notice. This risk is assessed as ***medium***.

Legal and Compliance - Should the Council not resolve to appoint a Deputy Mayor, the Council will need to appoint a chairperson on each occasion that the Mayor is absent from a meeting. 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 51 - Principal Member of Council

BUDGET IMPLICATIONS

There are sufficient funds in Project # 100021 (*Council Members*) to pay a Council Member allowance for the Deputy Mayor position. The Deputy Mayor position attracts an annual allowance of approximately $21,000. This has been taken into consideration in the 2025/26 budget.

No additional funds are required.

CONSULTATION

Council Members

Chief Executive Officer - Victoria MacKirdy

Strategy and Engagement Business Partner - Michelle James

ATTACHMENTS

Nil

9.4. Australian Coastal Councils Association Conference 2025 - Councillor Marilyn Henderson

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

RECOMMENDATION

That Council receive and note the written report from Cr Marilyn Henderson on her attendance at the 2025 Australian Coastal Councils Association Conference, held 31 July to 1 August 2025 in Mooloolaba, Queensland.

PURPOSE

The purpose of this report is to present the written report of Cr Marilyn Henderson in accordance with Council resolution OC1042025, which requested that Cr Henderson table a written report outlining the activities and experience gained from attending the 2025 Australian Coastal Councils Association Conference.

BACKGROUND

At its Ordinary Council meeting held 28 April 2025 Council resolved the following:

OC1042025

Moved: Cr Carol Schofield

Seconded: Cr Nick McKenzie

1. *That Council approve Cr Marilyn Henderson to attend the 2025 Australian Coastal Councils Forum, which will be held in Mooloolaba, Sunshine Coast, from Wednesday, 30 July 2025, to Friday, 1 August 2025, at an estimated cost of $1,400 for flights and accommodation.*

2. *That Cr Marilyn Henderson table a written report to a subsequent council meeting, outlining the activities and experience gained from attending the Australian Coastal Council's forum.*

CARRIED

COMMENTARY

The 2025 Australian Coastal Councils Association Conference, convened by the Australian Coastal Councils Association Inc. and hosted by the Sunshine Coast Council, brought

together representatives from coastal councils, researchers, and government agencies across Australia.

Cr Henderson attended the 2025 Australian Coastal Councils Association Conference as approved by Council, and as part of that approval, was requested to prepare a written report for presentation to a subsequent Council meeting. Cr Henderson's report, provided at Attachment 1, outlines key presentations and discussions held during the conference, including topics such as:

- Rebuilding for resilience after extreme weather events;
- Sustainable coastal tourism and adaptation planning;
- Short-term rental impacts in coastal regions; and
- National strategies for coastal hazard management.

The conference concluded with the adoption of the Mooloolaba Communique, calling for a National Coastal Adaptation Strategy, a National Coastal Adaptation Fund, and the establishment of a Ministerial portfolio for coastal management.

Cr Henderson's attendance provided valuable insights into national initiatives and best practices for coastal adaptation and resilience - matters that hold ongoing relevance for Victor Harbor as a coastal community.

RISK ASSESSMENT

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

Legal and Compliance - Council granted approval for Cr Marilyn Henderson to attend the 2025 Australian Coastal Council Association Conference, and requested that Cr Henderson table a written report to a subsequent council meeting, outlining the activities and experience gained from attending the Forum. This report fulfils that requirement and finalises the outstanding resolution. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receiving and noting the written report from Cr Marilyn Henderson on her attendance at the 2025 Australian Coastal Councils Association Conference.

No additional funds are required.

CONSULTATION

Cr Marilyn Henderson

ATTACHMENTS

Attachment 1 - Written Report - 2025 Australian Coastal Councils Association Conference - Cr Marilyn Henderson

Attachment 1 - Australian Coastal Councils Association Conference 2025 - Cr Henderson Report

Report of the Australian Coastal Councils Conference, Mooloolaba, Sunshine Coast, Queensland, 31 July-1 August.

Cr Marilyn Henderson

The 2025 Australian Coastal Councils Conference was convened by the Australian Coastal Councils Association Inc. at the Mantra Mooloolaba Beach, Mooloolaba, on the Sunshine Coast, Queensland on 31 July and 1 August 2025. It was attended by representatives of coastal councils from around the country, in addition to members of the coastal research community and representatives of relevant government agencies. The conference was hosted by Sunshine Coast Council.
I was the only representative from South Australia.

Highlights of the 2025 conference included the following:

Rebuilding for Resilience after Extreme Weather Events – The lessons learned from Cyclone Alfred and the need to focus on long-term resilience in the reconstruction process. Mr. Jimmy Scott, General Manager of Integration & Coordination, Queensland Reconstruction Authority.

Cyclone Alfred Exposes Weaknesses in Australia's Vital Infrastructure - The need to adopt an approach that emulates the forms, processes and systems found in nature to build resilience to future extreme weather events. Presented by Professor Cheryl Desha, Science and Innovation Director, Natural Hazards Research Australia.

Sustainable Coastal Tourism – Presented by Professor James Higham, Distinguished Professor, Department of Tourism and Marketing, Griffith University. Tourism is evolving more dynamically than ever, raising the challenges of rapidly changing patterns of visitor demand and visitor behaviour. For coastal councils this means finding ways to manage increasing numbers of tourists in iconic but fragile coastal locations and dealing with the potential negative impacts of overtourism.

The Power of Local in a Shared Responsibility for Healthy and Resilient Coastlines – Presentation by Dr Dave Moore, Manager Environment ad Sustainability Policy, Sunshine Coast Council.

Sustainable Ocean Plan – Presentation by Matt Flood, Director, Sustainable Ocean Plan Taskforce, Commonwealth Department of Climate Change, Energy, the Environment and Water.

Short-term Rentals in Urban and Coastal Communities: Impacts and Policy Responses – Presentation by Nicole Gurran, Professor of Urban and Regional Planning, at The University of Sydney. Professor Gurran released the findings of a new study which updates and extends the landmark research report, *Planning responses to online short-term holiday rental platforms*, which was released in 2018.

Coastal Policy Forum – Delegates considered priority coastal issues and proposed future directions at a coastal policy forum held on Friday 1 August. The delegates, representing coastal councils and other coastal stakeholders from around Australia, subsequently endorsed the need for key initiatives set out in the 2025 Mooloolaba Communiqué, which is included in the following pages.

The afternoon of Day One, 31 July, 2025 was devoted to site tours. I attended the Southern Sunshine Coast site tour, exploring key coastal locations along the southern part of the Sunshine Coast including the Pumicestone Passage. Participants visited Moffat Beach, Happy Valley, North Bribie Island, and the TS Onslow Naval Cadet site, and were provided with an opportunity to learn more about seawalls, open spaces, and foreshore areas, as part of Sunshine Coast Council's coastal management planning, design, community engagement and delivery activities.
The site visits were a keen reminder of the dynamic situation of coastal geosystems.

Day 2 continued with presentations on BUILDING A RESILIENT AUSTRALIA, RETREAT, and COASTAL CASE STUDIES on HOMELESSNESS, NEW MODELS FOR PARTNERSHIP AND INNOVATION IN BEACH SAFETY and SHORT-TERM RENTALS IN AUSTRALIA'S COASTAL REGIONS: RECENT IMPACTS AND POLICY RESPONSES, BENEFICIAL USES OF DREDGE SPOIL AND SEAGRASS WRACK, and ENTRANCE MANAGEMENT (balancing natural processes of coastal rivers and lakes in highly hynamic areas for the purposes of flood mitigation.
Further CASE STUDIES were presented in the afternoon session, followed by a COASTAL ROUNDTABLE UPDATE and DISCUSSION, for which I was the Chairperson.

MOOLOOLABA COMMUNIQUÉ

The Final Session was a facilitated discussion to consider the adoption of the 2025 Conference Communique.

Preamble
On 1 August 2025 the Australian Coastal Councils Association Inc. consulted with delegates attending the 2025 Australian Coastal Councils Conference at Mooloolaba, Queensland, to identify issues of current concern to councils in Australia's coastal areas. The priority issues and proposed future directions were presented at the Conference. The delegates, representing coastal councils and other coastal stakeholders from around Australia, unanimously endorsed the need for the following key initiatives:

- A National Coastal Adaptation Strategy
- A National Coastal Adaptation Fund
- A Ministerial portfolio that includes specific responsibility for Coasts

Communiqué
We call on the Australian, State and Territory Governments to work with the local government sector to adopt and implement a coordinated national response to coastal climate risks and other coastal hazards.

The Coastal Hazards Working Group representing all jurisdictions (formed in 2019 by the Meeting of Environment Ministers to provide advice on managing coastal hazards in Australia), released a report titled Towards A National Collaborative Approach to Managing Coastal Hazards in Australia. This report set out a number of key recommendations which were submitted to the National Energy and Climate Change Ministerial Council.

Two of these recommendations, strongly endorsed for action by ACCA, are:

- Develop a National funding program to support local and regional coastal hazard risk management, including the areas of essential data, risk assessment, planning, adaptation actions, monitoring, education and communication.
- Develop a national Coastal Hazards Adaptation Strategy. The strategy will establish a national approach to coastal hazards management, setting an agenda for integrated and coordinated national action to address and manage coastal hazards over the next 15 years.

We call on the Australian Energy and Climate Change Ministerial Council to adopt these two key recommendations. The scale and impact of coastal hazards along Australia's vast coastline requires a national approach, national leadership and national funding. We therefore call on the Australian Government to appoint a Minister with specific portfolio responsibility for our Coasts.

Coastal Councils across the nation need an authorising environment to get on with mitigation and adaptation. They need equitable governance frameworks and ways to integrate caring for sea country knowledge and cultural connections of First Nations people. We need coordinated consultation and collaboration with the States and Territories to build resilient, adaptive coastlines and communities.

Conclusion

Climate science has provided us with excellent projections of the impacts of storm surges, erosion, sea level rise and disasters on our national coastline. Inaction is not an option. The ACCA and the Coastal Hazards Working Group agree the key to adopting a national response is a National Coastal Adaptation Strategy and Fund. So, we know what needs to happen to tackle this rapidly developing crisis and therefore call on the Australian, State and Territory Governments to make it happen.

9.5. Call for Nominations - Australian Coastal Councils Association Committee of Management

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Kyla Walker

RECOMMENDATION

That Council supports Cr Marilyn Henderson's nomination for the position of South Australian representative on the Australian Coastal Councils Association Committee of Management.

PURPOSE

The purpose of this report is to seek Council's support for Cr Marilyn Henderson nomination for the position of South Australian representative on the Australian Coastal Councils Association Committee of Management.

BACKGROUND

On Thursday, 2 October 2025, Council received correspondence from the Australian Coastal Councils Association (ACCA) advising that the election of representatives to the ACCA Committee of Management for the period of 2025 to 2027 will be held at the 2025 ACCA Annual General Meeting on Monday, 17 November 2025.

A copy of the correspondence is provided at Attachment 1.

COMMENTARY

Cr Marilyn Henderson, who is currently a member of the ACCA Committee of Management, has expressed interest in nominating for one of the two available positions in South Australia (SA).

Nominations must be submitted via email to the ACCA Committee of Management office by the close of business on Friday, 31 October 2025.

A copy of the nomination form is provided at Attachment 2.

RISK ASSESSMENT

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

Legal and Compliance - Supporting Cr Henderson's nomination will benefit the organisation by strengthening its representation and influence on coastal management matters. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in Council supporting Cr Marilyn Henderson's nomination for the Australian Coastal Councils Association Committee of Management.

No additional funds are required.

CONSULTATION

Council Member - Cr Marilyn Henderson

Chief Executive Officer - Victoria MacKirdy

Strategy and Engagement Business Partner - Michelle James

ATTACHMENTS

Attachment 1 - Call for Nominations to ACCA Committee of Management

Attachment 2 - Nomination Form

Attachment 1 - Call for Nominations to ACCA Committee of Management

Kyla Walker

From: Alan Stokes [redacted]
Sent: Thursday, 2 October 2025 9:47 AM
To: ACCA
Subject: Call for Nominations to ACCA Committee of Management
Attachments: Nomination form - 2025-27.pdf

To Members, Australian Coastal Councils Association Inc

Call for Nominations to ACCA Committee of Management

A nomination form for the election of representatives of each State to the Association's Committee of Management for the period 2025-27 is attached. The Committee consists of two representatives of member councils in each State and is elected at each alternate Association Annual General Meeting for a period of two years.

The election of representatives to the Committee of Management for 2025 to 2027 will be held at the conclusion of the 2025 Association Annual General Meeting, at 12 noon Eastern Daylight Time, Monday 17 November. (The AGM is to be held via Zoom)

Please note that nominations must be lodged by email to info@coastalcouncils.org.au (as indicated on the nomination form) by close of business on **Friday 31 October 2025**.

Nominations will only be accepted from representatives of Association member councils that are financial members of the Association for 2025-26.

In the event that more than two nominations are received a ballot of members will be held. (Please note that under the Rules of the organisation only one nomination will be accepted from any member council).

Please let me know if you have any questions.

Regards,

Alan Stokes

Australian Coastal Councils Association Inc
M: [redacted]
[redacted]

1

Attachment 2 - Nomination Form

AUSTRALIAN COASTAL COUNCILS ASSOCIATION INC.
ABN 75 137 814 307
[redacted]
Tel [redacted]
info@coastalcouncils.org.au
www.coastalcouncils.org.au

Nomination Form – Committee of Management

I _____

Position _____

Of _____ (Name of Council)

Which is a current financial member council of the Australian Coastal Councils Association Inc. for 2025-26 hereby nominate the following elected representative:

Name _____

Position _____

Of _____ (Name of Council)

For election to the Association's Committee of Management to represent:

State _____

Signed _____

Date _____

Please note – The period of appointment is to the date of the Association's Annual General Meeting in 2027, which is to be held in the period from 1 July to 30 November 2027. All positions for State representatives on the Committee of Management will be declared vacant at the 2027 AGM, prior to election of representatives to the incoming Committee of Management for a two year term to conclude at the 2029 AGM.

Please return this nomination form by COB **Friday 31 October 2025** by email to: info@coastalcouncils.org.au.

Nominations will be acknowledged.

9.6. 2025 Local Government Association Annual General Meeting

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Kyla Walker

RECOMMENDATION

That Council endorse the voting recommendations related to the South Australian Regional Organisation Committee, Greater Association Regional Organisation Committee and the Local Government Association Board of Directors for the 2025 Local Government Association Annual General Meeting to be held on Friday, 21 November 2025 as follows:

8. Recommendation Reports from GAROC

8.1 Long Term Parking on Council Roads (City of Charles Sturt

- Support Recommendation 1
- Support Recommendation 2

9. Recommendation Reports from Board of Directors

9.1 Continued State Government advocacy to remove facilitation and collection of the State Governments Landscape Levy as a responsibility for Local Government Council in South Australia (Kangaroo Island Council)

- Support Recommendation 1
- Support Recommendation 2

9.2 Support for a Coordinated Sector-Wide Approach to Sustainable Procurement (City of Marion)

- Support Recommendation 1
- Support Recommendation 2

9.3 Equitable Community Service Obligation Funding for CWMS Networks

- Support Recommendation 1

PURPOSE

The purpose of this report is for Council Members to endorse a position on each of the recommendation reports from the South Australian Regional Organisation of Councils,

Greater Adelaide Regional Organisation of Councils and the Local Government Association Board of Directors for the 2025 Local Government Association Annual General Meeting in order to provide direction to the voting delegate.

BACKGROUND

The Local Government Association (LGA) Annual General Meeting (AGM) will be held on Friday, 21 November 2025, at 2:30pm at the Adelaide Convention Centre, North Terrace, Adelaide.

The LGA AGM is one of the ultimate decision making and policy setting forums for the LGA. Councils need to appoint a voting delegate for the LGA AGM and endure they are registered for this event. At the Ordinary Council meeting on Monday, 23 October 2025, Council resolved:

OC3582023

Moved: Cr Angela Schiller

Seconded: Cr Marilyn Henderson

That Council appoints Mayor Moira Jenkins as the Voting Delegate and Deputy Mayor as the Proxy Delegate for the Local Government Association Annual General Meeting from October 2023 until the periodic elections in November 2026.

CARRIED

COMMENTARY

The agenda for the LGA AGM was released on Tuesday, 21 October 2025 and includes recommendation reports from SAROC, GAROC and the LGA Board of Directors, along with several Local Government Business Items.

A copy of the 2025 LGA AGM, has been provided under separate cover due to the size.

Historically, Council has considered the items of business from SAROC, GAROC and the LGA Board of Directors to provide direction to the voting delegate representing the City of Victor Harbor at the meeting. In this case, Mayor Jenkins.

To assist Council Members with considering the recommendation reports, Administration has provided a brief explanation to guide council decisions to support or not support each of the recommendations.

A summary of the recommendation reports, along with the information and advice from administration, is provided below:

8. Recommendation Reports from GAROC

8.1 Long-Term Parking on Council Roads (City of Charles Sturt)

GAROC Recommendation

That the Annual General Meeting requests the LGA to:

1. Advocate to the Minister for Transport to consider the inclusion of legislation to enable the Council to enforce long term parking controls of vehicles on Council roads.

2. Advocate to the Minister for Transport to consider the inclusion of legislation to enable the Council to enforce long term parking controls of vehicles on State roads.

City of Victor Harbor Administration Recommendation

Recommendation 1 - Support

Recommendation 2 - Support

Comments

Recommendation 1

Given that the expected growth in Victor Harbor will include infill development and reduced size of land parcels there is likely to be an increased demand for parking on roads in residential streets. Providing a simple mechanism for an authorised person of council to deal with a complaint for a vehicle (including boats, trailers and caravans) left on a council road for more than 48 hours supports the aim of achieving vehicle turnover, especially in medium to higher density urban areas. To support improved amenity, accessibility, and fairness for all residents and road users, it is recommended that this recommendation be supported.

Recommendation 2

Given the expected growth in Victor Harbor will increase population and demand for parking on state roads around businesses outside of the Victor Harbor Town Centre where time linted parking controls can already be enforced. Providing a simple mechanism for an authorised person of council to deal with a complaint for a vehicle (including trailers and caravans) left on a state road for more than 48 hours supports the aim of achieving vehicle turnover, especially in business areas and on arterial roads. To support improved amenity, accessibility, and fairness for all residents and road users, it is recommended that this recommendation be supported.

9. Recommendation Reports from LGA Board of Directors

9.1 Continued State Government advocacy to remove facilitation and collection of the State Governments Landscape Levy as a responsibility for Local Government Council in South Australia (Kangaroo Island Council and The Rural City of Murray Bridge)

LGA Board of Directors Recommendation

That the Annual General Meeting requests:

1. LGA to engage with the State Government, renewing advocacy to oppose council collection of the landscape levy, seek a commitment to remove this responsibility from the remit of councils and have this function transferred to RevenueSA or another appropriate state agency for collection; and

2. LGA to consider, as part of its annual review of the model rates notice, more clearly defining the separation of council rates charges from the state-imposed landscape levy.

City of Victor Harbor Administration Recommendation

Recommendation 1 - Support

Recommendation 2 - Support

Comments

Recommendation 1

The Landscape Levy is perceived as a council charge because it is included on the rates notice.

Whilst there may be efficiencies for the State Government, the amount that council is able to charge for collection of the levy , in no way recovers the cost for associated activities including debt collection, customer enquiries and complaints.

There is also limited engagement on the levy and how much of the levy collected in each council area is used within the council area.

Recommendation 2

Option # 1 is the preferred option. However, as this has been previously presented to State Government several times with no positive results, option # 2 would provide some clarity for community.

Whilst this option will not address the issue of lack of adequate reimbursement for collection of the levy, amending the rates notice to clearly show the separation of council rates v levy and address where to direct queries would assist in changing community perception and make the Landscape Board more accountable.

9.2 Support for a Coordinated Sector-Wide Approach to Sustainable Procurement (City of Marion)

LGA Board of Directors Recommendation

That the Annual General Meeting requests the LGA to:

1. Recognise the critical role of sustainable procurement in supporting councils to reduce emissions, stimulate the circular economy and meet net zero targets; and

2. Investigate the development of a coordinated sector-wide approach to sustainable procurement, including:

    a. Development of standardised sustainable procurement guidance and tools for councils;

b. Integration of strong sustainability and emissions reduction criteria into LGA Procurement contracts and supplier arrangements;

c. Capacity building and training for council staff on sustainable procurement practices;

d. A shared platform to access case studies, supplier information, and procurement templates; and

e. Alignment with the LGA Climate Commitment Action Plan 2024-2030, LGA Net Zero Accelerate Program recommendations and State Government circular economy objectives.

City of Victor Harbor Administration Recommendation

Recommendation 1 - Support

Recommendation 2 - Support

Comments

Recommendation 1:

The City of Victor Harbor's Procurement Policy already includes sustainability impacts and/or environmental benefits as a consideration for obtaining value for money on the procurement process. It is recommended that this recommendation be supported to recognise the strategic importance for councils to leverage their procurement capacity to reduce emissions and stimulate the circular economy.

Recommendation 2:

Similar to the work undertaken already by LGA Procurement, a sector-wide approach will reduce the cost impact and administration burden on individual councils and provide a consistent procurement approach to the market from the Local Government sector.

9.3 Equitable Community Service Obligation funding for CWMS networks (City of Onkaparinga)

LGA Board of Directors Recommendation

That the Annual General Meeting requests the LGA advocate to the South Australian Government to progress the recommendations of its 2020 review of the Water Industry Act to extend community service obligation payments to water industry entities other than SA Water, notably local government CWMS networks.

City of Victor Harbor Administration Recommendation

Recommendation - Support

Comments

Although the City of Victor Harbor does not currently provide a CMWS service, it is recommended that this recommendation be supported to provide comparable community service obligation support to councils that provide a CWMS service.

RISK ASSESSMENT

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

Legal and Compliance - As a member of the LGA, Council has the right and obligation to vote in relation to the recommendations from SAROC, GAROC and the LGA Board of Directors. This risk is mitigated by the Council resolving its position regarding its support or otherwise for each of the recommendation reports to provide its delegates with direction on how to vote for each item of business. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications from endorsing the voting recommendations for the Local Government Association Annual General Meeting.

No additional funds are required.

CONSULTATION

Senior Management Team

Strategy and Engagement Business Partner - Michelle James

ATTACHMENTS

Attachment Under Separate Cover - 2025 Local Government Association Annual General Meeting Agenda

9.7. Invitation to Join Advocacy for the High Productivity Vehicle Network/Greater Adelaide Freight Bypass

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

RECOMMENDATION

That Council:

a. Note the invitation from the City of Burnside to join the advocacy for the High Productivity Vehicle Network and Greater Adelaide Freight Bypass; and

b. Approve the City of Victor Harbor's participation in the joint advocacy; and

c. Authorise the Mayor and Chief Executive Officer to sign the joint advocacy letter on behalf of the City of Victor Harbor.

PURPOSE

The purpose of this report is to seek Council's approval for the City of Victor Harbor to join the joint advocacy for the High Productivity Vehicle Network and Greater Adelaide Freight Bypass, and to authorise the Mayor and Chief Executive Officer to sign the joint advocacy letter on behalf of the City of Victor Harbor.

BACKGROUND

The City of Burnside has invited the City of Victor Harbor to participate in a joint advocacy initiative for the High Productivity Vehicle Network and the Greater Adelaide Freight Bypass.

The High Productivity Vehicle Network and the Greater Adelaide Freight Bypass is a strategic infrastructure project led by the Department for Infrastructure and Transport (DIT), designed to divert heavy vehicles away from Adelaide's residential suburbs and instead route them via Murray Bridge and Sedan. Adelaide is currently the only Australian capital city where the National Heavy Vehicle Regulator's network passes directly through residential areas.

The project is included in the Greater Adelaide Regional Plan and has a $525 million Federal Government commitment over 10 years, outlined in the 2025/26 Budget. The advocacy effort seeks either a matching $525 million commitment from the State Government or an additional Federal contribution.

The joint advocacy letter will be sent to relevant State and Federal Ministers and Department Heads. Councils are asked to confirm participation by Wednesday, 29 October 2025. A copy

of the correspondence from the City of Burnside is provided at Attachment 1, and the draft joint advocacy letter is provided at Attachment 2.

COMMENTARY

Participation in the High Productivity Vehicle Network and the Greater Adelaide Freight Bypass joint advocacy presents a significant opportunity for the City of Victor Harbor to contribute to a coordinated approach to freight and transport planning. Subject to approval by Council, the advocacy will be supported by 30 South Australian councils, amplifying the collective voice to State and Federal Governments.

The proposed Greater Adelaide Freight Bypass is expected to divert approximately 420,000 trucks per year from metropolitan Adelaide roads. This project is expected to deliver a range of benefits, including increased freight productivity, reduced congestion, enhanced road user and resident safety, reduced emissions, improved public health outcomes, and support for active transport.

Participation in this advocacy aligns with Council's commitment to collaboration and improved transport outcomes. It demonstrates leadership and a proactive approach to addressing issues that affect not only Victor Harbor but the broader South Australian community.

RISK ASSESSMENT

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

Reputation - Non-participation may be perceived as a lack of support for regional safety and infrastructure improvements. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 2 - We have a culture of innovation, collaboration and creativity

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

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in participating in this joint advocacy.

No additional funds are required.

CONSULTATION

Mayor - Moira Jenkins

Chief Executive Officer - Victoria MacKirdy

Director Environment and Infrastructure - Jodi Roberts

Strategy and Engagement Business Partner - Michelle James

City of Burnside - Anne Monceaux (Mayor)

City of Burnside - Julia Grant (Chief Executive Officer)

ATTACHMENTS

Attachment 1 - Correspondence from City of Burnside

Attachment 2 - Draft Joint Advocacy Letter

Attachment 1 - Correspondence from City of Burnside

OFFICIAL

12 September 2025

Mayor and Chief Executive Officer
City of Victor Harbor
Civic Centre, 1 Bay Road
VICTOR HARBOR SA 5211
Email: localgov@victor.sa.gov.au

Dear Mayor Dr Jenkins and Ms Victoria MacKirdy,

SUBJECT: Invitation to Join Advocacy for the High Productivity Vehicle Network / Greater Adelaide Freight Bypass

Your Council's commitment to advocating for the High Productivity Vehicle Network (HPVN), including the Greater Adelaide Freight Bypass (GAFB), is commendable. While individual councils have consistently demonstrated leadership on this issue, we believe our collective voice, representing thirty (30) councils across South Australia, will carry greater influence with both State and Federal Governments.

This strategic infrastructure project, developed by the Department for Infrastructure and Transport (DIT), proposes a corridor stretching from the South Australia-Victoria border to the South Australia-Western Australia border. Of particular significance is the GAFB, which would divert heavy vehicles away from residential suburbs in Adelaide, including Portrush, Cross and Glen Osmond Roads, and route them via Murray Bridge and Sedan.

Adelaide remains the only capital city in Australia where the National Heavy Vehicle Regulator's network runs directly through residential suburbs. This results in over 1,390,800 heavy vehicle movements annually through the City of Burnside alone - past schools, aged care homes, and community spaces.

The benefits of this project is substantial:

- Improved freight productivity through smarter logistics design.
- Enhanced safety for vulnerable road users.
- Reduced emissions and improved health outcomes for residents.
- Support for active transport through reduced congestion.

Post PO Box 9, Glenside SA 5065 **Civic Centre** 401 Greenhill Road, Tusmore SA 5065
Phone (08) 8366 4200 **Email** burnside@burnside.sa.gov.au **Web** www.burnside.sa.gov.au **ABN** 66 452 640 504

OFFICIAL

We are encouraged by recent developments, including:

- Inclusion of the HPVN/GAFB in the Greater Adelaide Regional Plan.
- A Federal Government commitment of $525 million over 10 years in the 2025/26 Budget.

We now seek a matching $525 million commitment from the State Government, or an additional commitment from the Federal Government, and believe a united voice across local government will strengthen this advocacy. We invite your Council to co-sign a joint letter to all relevant State and Federal Ministers and Department Heads (list attached). A draft of this shared correspondence is attached for your consideration.

Please let us know by Wednesday, 29 October 2025 if your Council is willing to join this important initiative.

Yours sincerely,

Anne Monceaux
Mayor

Julia Grant
Chief Executive Officer

Enc. 1. Proposed Joint Letter - Local Government Authorities Supporting HPVN / GAFB Project
2. List of Ministers and Departmental Heads

Attachment 2 - Draft Joint Advocacy Letter

OFFICIAL

[DD Month] 2025

[Minister Name / Department Head]
[Role/Position]
[Street address]
[SUBURB SA Postcode]
[Email: email address]

Dear [Minister Name / Department Head],

SUBJECT: Joint Advocacy for the High Productivity Vehicle Network / Greater Adelaide Freight Bypass

We, the undersigned Mayors and Chief Executive Officers of thirty (30) South Australia Local Government Authorities, write to express our strong support for the High Productivity Vehicle Network (HPVN) and the Greater Adelaide Freight Bypass (GAFB) projects.

The GAFB is a critical component of the HPVN, designed to divert heavy freight vehicles away from residential suburbs in Adelaide to a purpose-built corridor via Murray Bridge and Sedan. This initiative will:

- Enhance national freight productivity.
- Improve safety for vulnerable road users.
- Reduce emissions and improve public health.
- Support active transport and community wellbeing.

Adelaide is currently the only capital city where the National Heavy Vehicle Regulator's network runs through densely populated residential areas. Recent estimates suggest that the Greater Adelaide Freight Bypass (GAFB) will divert around 420,000 trucks per year from metropolitan Adelaide roads. This equates to approximately one truck per minute, a significant pressure on key corridors such as Portrush Road, Glen Osmond Road, Cross Road, and the South Eastern Freeway, impacting schools, aged care homes, and community spaces.

OFFICIAL

We commend the Federal Government's commitment of $525 million over ten (10) years in the 2025/26 Budget and acknowledge the State Government's recognition of the project as a priority. We now call on both levels of government to commit to full and coordinated funding to ensure the complete delivery of this transformative infrastructure initiative, and:

1. Proceed with the HPVN and GAFB project as a priority;
2. Fully fund the initiative through matched State and Federal contributions; and
3. Engage with local governments and communities throughout the planning and implementation phases.

This is a transformative opportunity to enhance freight logistics, improve community safety, and deliver better environmental outcomes across South Australia.

Yours faithfully,

Acting Mayor Nathan Daniell
Adelaide Hills Council

Mr Greg Georgopoulos
Adelaide Hills Council

Mayor Jillian Whittaker
Campbelltown City Council

Mr Paul Di Iulio
Campbelltown City Council

Lord Mayor Jane Lomax-Smith
City of Adelaide

Mr Michael Sedgman
City of Adelaide

Mayor Anne Monceaux
City of Burnside

Ms Julia Grant
City of Burnside

Mayor Angela Evans
City of Charles Sturt

Mr Paul Sutton
City of Charles Sturt

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Mayor Amanda Wilson City of Holdfast Bay	**Ms Pamela Jackson** City of Holdfast Bay
Mayor Kris Hanna City of Marion	**Mr Tony Harrison** City of Marion
Mayor Heather Holmes-Ross City of Mitcham	**Mr Matthew Pears** City of Mitcham
Mayor Robert Bria City of Norwood Payneham & St Peters	**Mr Mario Barone** City of Norwood Payneham & St Peters
Mayor Moira Were City of Onkaparinga	**Mr Phu Nguyen** City of Onkaparinga
Mayor Glenn Docherty City of Playford	**Mr Sam Green** City of Playford
Mayor Claire Boan City of Port Adelaide Enfield	**Mr Mark Withers** City of Port Adelaide Enfield

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Mayor Matt Larwood City of Prospect	**Mr Chris White** City of Prospect
Mayor Gillian Aldridge City of Salisbury	**Mr John Harry** City of Salisbury
Mayor Marijka Ryan City of Tea Tree Gully	**Mr Ryan McMahon** City of Tea Tree Gully
Mayor Michael Hewitson City of Unley	**Mr Peter Tsokas** City of Unley
Mayor Michael Coxon City of West Torrens	**Mr Angelo Catinari** City of West Torrens
Mayor Melissa Jones Corporation of the Town of Walkerville	**Dr Andrew Johnson** Corporation of the Town of Walkerville
Mayor Keith Parkes Alexandrina Council	**Mr Nigel Morris** Alexandrina Council

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Mayor Ella Winnall
Berri Barmera Council

Mr Tim Pfeiffer
Berri Barmera Council

Mayor Dr Moira Jenkins
City of Victor Harbor

Ms Victoria MacKirdy
City of Victor Harbor

Mayor Trevor (Nobby) Norton
District Council of Loxton Waikerie

Mr David Beaton
District Council of Loxton Waikerie

Mayor Darryl Houston
District Council of Yankalilla

Mr Nathan Cunningham
District Council of Yankalilla

Acting Mayor Bill O'Brien
Light Regional Council

Mr Richard Dodson
Light Regional Council

Mayor Simone Bailey
Mid Murray Council

Mr Ben Scales
Mid Murray Council

Mayor Lynette Martin
Mount Barker District Council

Ms Sarah Philpott
Mount Barker District Council

OFFICIAL

Mayor Peter Hunter Renmark Paringa Council	**Mr Tony Siviour** Renmark Paringa Council
Mayor Michael (Bim) Lange The Barossa Council	**Mr Martin McCarthy** The Barossa Council
Mayor Wayne Thorley The Rural City of Murray Bridge	**Ms Heather Barclay** The Rural City of Murray Bridge
Acting Mayor Nathan Shanks Town of Gawler	**Mr Chris Cowley** Town of Gawler

OFFICIAL

High Productivity Vehicle Network (HPVN) / Greater Adelaide Freight Bypass (GAFB)

Councils Joint Advocacy Letter

List of Ministers and Departmental Heads

Hon. Tom Koutsantonis MP
Minister for Infrastructure and Transport

Hon. Stephen Mullighan MP
Minister for Police (with responsibility for road safety)

Hon. Clare Scriven MLC
Minister for Primary Industries and Regional Development

Hon. Nick Champion MP
Minister for Planning

Hon. Catherine King MP
Minister for Infrastructure, Transport, Regional Development and Local Government

Hon. Kristy McBain MP
Minister for Regional Development, Local Government and Territories

Senator the Hon. Anthony Chisholm MP
Assistant Minister for Regional Development

Mr. Jon Whelan
Chief ExecutiveDepartment of Infrastructure and Transport

Mr. Craig Holden
ChairpersonState Planning Commission

10. COMMUNITY AND DEVELOPMENT

10.1. 2025/26 - Sport and Recreation - Strategic Infrastructure Grant Program

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Louise Hampel

RECOMMENDATION

That Council award the 2025/26 Sport and Recreation Strategic Infrastructure Grants Program, subject to the conditions detailed in this report, as follows:

a. Encounter Bay Bowling Club - Lighting Upgrade - $20,000

b. Victor Harbor Golf Club - Disability Car park Relocation - $4,000

c. Back Valley Tennis Club - Court Resurfacing - $17,000

PURPOSE

The purpose of this report is to seek approval for grants to be awarded under the 2025/26 Sport and Recreation Strategic Infrastructure Grant Program.

BACKGROUND

Since 2022, Council has offered a major sports grant program designed to support organisations in providing high-quality, inclusive, and accessible sports and recreation infrastructure and facilities that benefit the Victor Harbor community

The annual funding pool is $100,000. However, in June 2025, Council resolved to allocate $40,000 from this pool to support the SA Masters Games, which will be hosted in Victor Harbor in April 2026. There is also a pending $25,000 commitment to Victor Harbor Dragon Boats from 2022, which will be utilised in this financial year should a suitable location for the construction of a shed be secured.

The Sports and Recreation Strategic Infrastructure Grant Program for this financial year opened for applications on 22 July 2025 and closed on 3 October 2025. Three applications were received and are detailed in this report.

The applications have been assessed by the Sports and Recreation Grant Panel, established by Council in December 2023 (OC4542023). The panel consists of Cr David Kemp, Cr Michael Quinton, and two Council staff members appointed by the Chief Executive Officer: Louise Hampel (Project Officer) and Tania Murphy (Active Wellbeing Officer).

COMMENTARY

A total of three applications were received for funding under the 2025/26 Sports and Recreation - Strategic Infrastructure Grant Program. A summary of the applications and the budget context are provided below.

Applicant	**Project**	**Amount Requested (ex GST)**	**Amount Requested (Incl GST)**
Encounter Bay Bowling Club	Lighting Upgrade	$18,181.82	$20,000
Back Valley Tennis Club	Court Resurfacing	$15,454.55	$17,000
Victor Harbor Golf Club	New Disability Car Park	$3,636.36	$4,000
Previous Commitments		**Amount Committed (ex GST)**	**Amount Committed (Incl GST)**
Sports SA	2026 Masters Games	$36,363.64	$40,000
Victor Dragons	New Shed	$22,727.27	$25,000
Total		$96,363.64	$106,000
2025/26 Budget		$100,000	$110,000
Balance		$3,636.36	$4,000

The panel has assessed the applications received against the endorsed guidelines and provide the following assessment summaries and recommendations:

- **Encounter Bay Bowling Club -** The Encounter Bay Bowling Club seeks to upgrade floodlighting over two greens to LED technology, significantly improving safety and visibility for night bowling and enabling greater community use. The project meets national standards, creating opportunities for the club to host Bowls SA night competitions and attract state-level events, which will deliver economic benefits to the region. Environmental sustainability is well addressed through energy-efficient lighting that reduces emissions and maintenance costs. The club is contributing a substantial proportion of the total cost and has a strong history of investing in its facilities, demonstrating capacity to deliver major projects and raise funds. Funding is recommended subject to the following conditions: development approval (if required), all works to be undertaken by qualified tradespersons, and the club to remain responsible for ongoing maintenance and upkeep of the lights and poles.

- **Back Valley Tennis Club** - The Back Valley Tennis Club proposes resurfacing its four courts to address safety concerns such as cracks and uneven surfaces, which pose significant risks for players. The project is supported by Tennis SA and aligns with the objectives of this grant program as well as the Office for Recreation, Sport and Racing Community Facilities Program, from which the club is also seeking funding. The nominated provider and project demonstrate adherence to relevant standards and

incorporate environmental considerations through the use of locally manufactured, VOC-compliant Truflex products. The club has a strong record of maintaining its facilities, leveraging funds, and hosting a variety of year-round competitions and events, reflecting its commitment and capacity to deliver. While primarily maintenance-focused, the project is essential for maintaining safe, competition-standard facilities and preventing deterioration that could reduce participation. Funding is recommended subject to the club securing additional funds from the state government (or equivalent) to complete the project and ensuring compliance with the requirements of the Work Health and Safety Act 2012 and associated regulations.

- **Victor Harbor Golf Club** - The Victor Harbor Golf Club proposes upgrading parking at the clubhouse entrance to include two compliant disabled bays and six standard bays, significantly improving accessibility and safety for people with mobility challenges, seniors, and families. The project strongly aligns with Council's priorities for universal design and inclusivity and supports the club's bid to host the South Australian Masters Games in 2026, delivering substantial community and economic benefits. The proposal demonstrates adherence to Australian Standards, reputable quotes and includes both cash and in-kind contributions from the club. The application also demonstrates strong support from the club and its members. Funding is recommended subject to the acquittal of the club's previous grant, and Council's Public Safety Team signing off on the car park layout prior to works commencing.

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 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 also includes conditions relating to the use of grant funds and reporting requirements. These measures provide strong accountability and compliance controls. This risk is assessed as ***low***.

Financial Management - There is a risk that projects may exceed budget or fail to secure additional funding, particularly where applicants have indicated reliance on other grants to complete the works. This could result in incomplete delivery or requests for further Council support. This risk is mitigated by making funding conditional on applicants securing additional funds or demonstrating capacity to deliver the full project budget before any Council contribution is released. This risk is assessed as ***low***.

Reputation - There is a risk that failure to deliver projects as proposed, delays in completion, or non-compliance with conditions could negatively impact Council's reputation and community confidence in the grant program. This risk is mitigated by imposing clear conditions, including compliance with the Work Health and Safety Act 2012, qualified tradespersons undertaking works, and Council oversight where required (e.g., - car park layout sign-off). Applicants' strong track records in facility maintenance and event delivery further reduce this risk. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

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

- Objective 1.3 Provide a variety of open space and recreation opportunities
- Objective 1.4 Improve the health and well-being of our community
- Objective 1.5 Vibrant community places and spaces are safe, welcoming and accessible

Aspiration 4 - We protect and restore our environment

- Objective 4.5 Create a more sustainable, energy efficient urban environment

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

- Objective 5.2 Plan and provide for a range of community facilities to meet current and future needs
- Objective 5.3 Council assets and infrastructure are managed in a sustainable way to meet current and future needs

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

- Objective 6.3 Manage council's finances and resources sustainably

BUDGET IMPLICATIONS

There are sufficient funds in Project # 100076 (*Active Wellbeing*) for the provision of the grant as recommended under the 2024/25 Sports and Recreation Strategic Infrastructure Grants Program, at a total cost of $37,272.

No additional funds are required.

CONSULTATION

Sport and Recreation Grant Assessment Panel

Director Community and Development - Graham Pathuis

ATTACHMENTS

Nil

10.2. Major Festivals and Events Grants - Assessment Round 1 2025/26

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Stacey Richardson

RECOMMENDATION

1. That Council grant $3,000 in cash and $1,000 of in-kind support to Delfos Holistic Health and Fitness to support the 2026 Sid James Victor Harbor Triathlon. Funding is provided on the condition that the applicant adheres to the conditions outlined within the Major Festivals and Events Grants Program Guidelines.

2. That Council grant $4,000 in cash and $3,500 of in-kind support to Rotary Victor Harbor to support the 2025 Victor Harbor Christmas Pageant, with funding to be drawn from the Community Grants Program. Funding is provided on the condition that the applicant adheres to the conditions outlined within the Major Festivals and Events Grants Program Guidelines and that a full budget is submitted to Administration prior to release of funds.

3. That Council grant $1,000 in cash to Josh Morphett to support Space Jams. Funding is provided on the condition that the applicant adheres to the conditions outlined within the Major Festivals and Events Grants Program Guidelines.

4. That Council provide pre-budget approval for a cash contribution of $2,500 to Fleurieu Food in support of the 2026 Fleurieu Food Festival, to be allocated from the 2026/27 budget allocation for the Festivals and Events Grants Program, and that funding is provided on the conditions that the applicant complies with the Major Festivals and Events Grants Program Guidelines, that funding is tied to delivery of an agreed number of Victor Harbor-based events, and that meaningful engagement be undertaken with local food businesses and farmers markets.

PURPOSE

The purpose of this report is to present to Council the recommendations of the Major Festivals and Events Grants Program Assessment Panel in consideration of the applications received under round one of the 2025/26 Major Festivals and Events Grants Program.

BACKGROUND

The grants program forms part of efforts by Council to excite interest in the community to develop and initiate major festivals and events that add economic and social vitality to the City of Victor Harbor.

The Major Festivals and Events Grants Program has structured and streamlined the application process for events seeking Council's support, while increasing competition that aims for a more effective and strategic use of Council's resources.

Subject to the adoption of the 2025/26 Annual Business Plan and Budget, Council resolved the following at its 24 June 2024 meeting:

OC1772024

Moved: Cr Marilyn Henderson

Seconded: Cr Nick Mckenzie

That Council adopts the updated Major Festival and Events Grant Program Guidelines as provided at Attachment E.

CARRIED

OC1762024

Moved: Cr Angela Schiller

Seconded: Cr Nick Mckenzie

That Council appoint Cr Henderson and Cr Schofield to the Festivals and Events Grants commencing on Tuesday, 25 June 2024 and concluding at the periodic elections in November 2026.

CARRIED UNANIMOUSLY

COMMENTARY

The Major Festivals and Events Grants Program was advertised through the local media, Council's website and broad email networks. Information was provided to groups that had previously received event sponsorship funding from Council or had previously expressed an interest.

Round One

Round One applications closed at 5pm on 5 August 2025. Five applications were received, with one withdrawn prior to assessment. The total funding requested is $23,500 (ex GST). Available funds for both Round One and Round Two, as well as for major event attraction initiatives and multi-year funding agreements, amount to $21,500 (ex GST). Please note that a separate report has been tabled under Major Event Sponsorship Application - Red Hot Summer Series Concert, which carries additional budget implications for this funding allocation and has also been considered by the assessment panel.

Eligible Events

The program supports major events taking place in Victor Harbor throughout the year, however events held in off-peak periods are strongly encouraged to apply.

The program targets support to events that attract more than 500 people (participants and spectators combined), with at least 50% of attendees coming from outside the Victor Harbor region.

Eligible applicants:

- Must be not-for-profit, properly constituted and incorporated under the Associations Incorporation Act (1985) or have another comparable legal status. This could be an incorporated sporting club, a registered charity with the Australian Charities and Not-for-profits Commission (ACNC) or an educational organisation; or
- A business with an ABN

In addition, the applicant:

- Must have appropriate public liability insurance.
- Must have been operating for more than 12 months.
- Must have satisfactorily acquitted previous grants from the City of Victor Harbor.
- Can not have outstanding debts with the City of Victor Harbor.

Assessment Criteria

In accordance with the Major Festivals and Events Grants Guidelines applications are assessed against the following criteria and in competition with other submissions received. While applications may score well against the criteria, the panel will look at the application in a holistic sense meaning that funding cannot be guaranteed.

Criteria	Consideration
Economic Benefit	The extent to which the event provides a measurable economic benefit to the City of Victor Harbor and supports local businesses. Supporting evidence will be highly advantageous.
Visitation	The ability of the event to activate spaces in the city and attract and grow visitation, overnight stays throughout the year and grow participation.
Promotion of Victor Harbor	The extent to which the event proposes to promote Victor Harbor as a tourism destination. The extent to which the event aligns with the Victor Harbor Destination Brand.
Community Activation	The degree to which the event assists in the development of a strong and resilient community and increases participation in the community of all ages, abilities and means.
Accessible & Inclusive Events	The extent the event meets equitable access and inclusion standards.
Environmentally Friendly	The degree to which the event employs environmentally sustainable practices

Criteria	Consideration
Financial Sustainability	The degree to which the event and/or organisation is financially viable and is sustainable with or without City of Victor Harbor sponsorship funding in future years.

Panel Recommendations

The assessment panel has considered and reviewed all applications received against the assessment criteria. In addition to assessing the events against the assessment criteria, the panel assessed the applications with a focus on ensuring equitable distribution of Council funds.

The recommendations presented in this report have been carefully considered to balance the needs and benefits of each event. In doing so, the panel also considered the best return on investment for the use of Council funds, evaluating both economic impact and social benefits to the community. This approach aims to ensure that funding is allocated in a fair and effective manner, maximising value for the community.

The subsequent recommendations by the panel are outlined in the table below, including commentary that has formed the basis of the panel's recommendations.

Table 1: Festivals and Events Grants Assessment Outcomes 2025/26

Applicant	**Event**	**Grant requested** *(ex GST)*	**Panel Advice** *(ex GST)*	**2024/25** **Previous Grant Received**
Delfos Holistic Health and Fitness	2026 Sid James Victor Harbor Triathlon	$5,000 cash and $1,000 in-kind	$3,000 cash and $1,000 in-kind	$3,000 cash and $1,100 in-kind
Rotary Victor Harbor	2025 Christmas Pageant & Carols	$5000 cash /$3,500 in-kind	$4,000 cash and $3,500 in-kind	$4,000 cash and $3,500 in-kind
Josh Morphett	2025 Space Jams	$3000 cash	$1,000 cash	$1,000 cash
Fleurieu Food	2026 Fleurieu Food Festival	$5000 cash/ $1000 in-kind	$2,500 cash	$2,000 cash

Budget considerations

Table 2: Summary of Budget Allocations and Recommendations - Festivals and Community Grants 2025/26

Project	Account	Budget Allocation (2025/26)	Remaining Balance (before report)	Recommended Allocations	Details	Remaining Balance (after recommendations)
Festivals and Events Grants	100080	$30,000	$21,500	$5,000	2026 Sid James Victor Harbor Triathlon & 2025 Space Jams	$16,500
Community Grants Program	100087	$57,300	$42,591	$7,500	2025 Rotary Christmas Pageant	$35,091

Note: A separate report at agenda item 10.3 *Major Event Sponsorship Application - Red Hot Summer Series* recommends $16,000 from the Festivals and Events Grant funding stream. It has been considered by the same panel but presented separately.

Pre-Budget Approval (2026/27): It is recommended that sponsorship of the 2026 Fleurieu Food Festival be drawn from the 2026/27 Festivals and Events Grant allocation.

Considerations of the Panel

A summary of the assessment considerations by the panel for each application are outlined below, and a copy of the redacted applications are provided funder separate cover due to size.

Sid James Victor Harbor Triathlon - The panel was strongly supportive of this event, noting participant numbers of around 1,000 with an estimated 2.5 accompanying family members or spectators. The event has proven economic benefit, strong visitation, and branding for Victor Harbor. The organisers requested $5,000 cash and $1,000 in-kind; however, in light of budget constraints, the panel recommends maintaining support at the previous year's level of $3,000 cash and $1,000 in-kind.

Recommendation: The panel recommends $3,000 in cash and $1,000 in in-kind support, consistent with previous Council support.

Rotary Christmas Pageant - The panel was strongly supportive of this long-standing community tradition, however noted that the event may be more appropriately funded under the Community Grant Program given its limited alignment with the Major Festivals and Events Grants criteria. The request for support increased from $4,000 to $5,000 cash. The panel recommends $4,000 cash and $3,500 in-kind (road closures) to be funded from Community Grant Program funds. While the event generates limited direct economic and tourism return, it provides extremely high community activation and contributes significantly to local community pride. The panel also noted that no budget was provided with the application; therefore, any provision of grant funding should be subject to the submission of a full budget to Administration. The panel further highlighted the need to consider budget constraints across the total pool when making recommendations. They also recommend that,

where use of the main street is not feasible, alternative measures be identified to ensure Victor Harbor's CBD businesses and precinct continue to benefit.

Recommendation: The panel recommends $4,000 in cash and $3,500 in in-kind support, consistent with previous Council support.

Space Jams - The panel considered the application for $3,000 for the October event. This follows an application in Round 2 of the 2024/25 budget year, when $1,000 was awarded against a $2,000 request, due to limited funds remaining. While acknowledging ongoing budget pressures, the panel is supportive of providing an additional $1,000 this year, bringing total support to $2,000 - consistent with the applicant's original ask, but not the current $3,000 request. While the economic return to Victor Harbor is limited due to the camp-on-site model, the event offers strong cultural diversity and sustainability outcomes. The key benefit for Council is image diversification, demonstrating Victor Harbor's capacity to host contemporary music experiences.

Recommendation: The panel supports the request and recommend $1,000 in cash for the October 2025 event, bringing Council's total support to $2,000 for the event.

Fleurieu Food Festival - The panel considered the request for $5,000 cash and $1,000 in-kind support for the Fleurieu Food Festival. While acknowledging the significant improvements in event strategy and marketing, eight events were held within Victor Harbor, with the broader program delivered across the Fleurieu region. The organisers are also seeking contributions of $5,000 from each participating Fleurieu council. The panel is supportive of continued partnership with the festival, recommending pre-budget approval for $2,500 cash in the 2026/27 financial year (for the August 2026 Festival). No in-kind marketing support is recommended, as promotion can be effectively undertaken by Council's City Activation and Tourism team as part of normal operations. The panel felt that the funding should be conditional upon a guaranteed number of Victor Harbor-based events and/or meaningful engagement with local food producers, businesses and the farmers market.

Recommendation: The panel supports pre-budget approval of $2,500 cash for the 2026 Fleurieu Food Festival held in August, subject to the above conditions.

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 sponsorship recipients do not use the funds for the approved process. This risk is reduced through the Council staff maintaining an ongoing working relationship with event applicants, along with the requirement for submitting a post-event report within three months of the event completion. This risk is assessed as ***low***.

Reputation - With a capped annual funding pool, the application process has been competitive and it is likely that some applications may not be funded, resulting in disappointment. This risk is reduced through clear guidance provided within the Major Festivals and Events Grants Program Guidelines. This risk is assessed as ***low***.

REFERENCES

City of Victor Harbor Community Plan 2030

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

Other references used

- City of Victor Harbor Culture Strategy: Festivals and Events 2023-2027
- City of Victor Harbor Economic Development Strategy 2020-2030

BUDGET IMPLICATIONS

There are sufficient funds within Project #100080 (*Festivals and Events Grants*) for the purpose of providing grant funding support to the 2026 Sid James Victor Harbor Triathlon and the 2025 Space Jams event for a total cost of $5,000.

There are sufficient funds within Project #100087 (*Community Grants Program*) for the purpose of providing grant funding support to the 2025 Victor Harbor Christmas Pageant & Carols for a total cost of $7,500.

Given the timing of the event, it is recommended that Council provisionally allocate $2,500 in the 2026/27 financial year to support Fleurieu Food Festival.

Note - a separate report has been included in this agenda related to a sponsorship request for the 2026 Red Hot Summer Series Concert. The application, if supported by the Council would require an allocation of $16,000, proposed to be drawn from Project #100080 (*Festivals and Events Grants*).

No additional funds are required.

CONSULTATION

Chief Executive Officer - Victoria MacKirdy

Director Community and Development - Graham Pathuis

Manager City Activation - Mark Przibilla

Festivals and Events Grants Program Assessment Panel

- Council Member Representative - Cr Carol Schofield
- Council Member Representative - Cr Marilyn Henderson
- City of Victor Harbor Staff Representative - Festivals and Events Officer (Stacey Richardson)
- City of Victor Harbor Staff Representative - Project Officer (Louise Hampel)

Community Grants Program Assessment Panel

- Council Member Representative - Cr Angela Schiller
- Council Member Representative - Cr Marilyn Henderson
- City of Victor Harbor Staff Representative - Manager Community Wellbeing (Leann Symonds)
- City of Victor Harbor Staff Representative - Project Officer (Louise Hampel)

ATTACHMENTS

Attachment Under Separate Cover - Major Festivals and Events Grants Program - Applications

10.3. Major Event Sponsorship Application - Red Hot Summer Concert

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Stacey Richardson

RECOMMENDATION

1. That Council, as outlined in the report, approve sponsorship of $12,000 to Face to Face Touring, for the 2026 Red Hot Summer Series Concert being held in Victor Harbor, with funds directed to traffic management, additional fencing and security services to protect sensitive dune areas adjacent to the event; and that Council allocate a further $4,000 to support irrigation, site preparations and supporting infrastructure for the event.

2. That Council endorse the use of 2025/26 capital budget Project # 300108 (*Irrigation Capital*) to extend the irrigation of Kent Reserve to the section where the concert occurs.

PURPOSE

The purpose of this report is to present a sponsorship proposal to Council for the 2026 Red Hot Summer Series Concert presented by Face-to-Face Touring, to be held on Saturday, 21 March 2026 at Kent Reserve, Victor Harbor.

BACKGROUND

The City of Victor Harbor recently received a proposal from Face to Face Touring (previously 180 Degrees), seeking to hold the 2026 Red Hot Summer Series concert on Kent Reserve consistent with previous concerts held by the promoter. In accordance with the Council's Festivals & Events Policy the major event application was assessed and approved by the Chief Executive Officer under delegation.

The timely consideration and granting of major event approval has enabled the promoter to proceed with national tour promotion, aligning with Council's strategic intent to position Victor Harbor as an *event-ready destination*, as outlined in the *Culture Strategy - Festivals & Events*.

Council concurrently received a request for partnership funding from Face to Face Touring, consistent with the support provided for the 2025 SummerSalt Concert, which comprised $12,000 cash and in-kind support valued at approximately $4,000. Correspondence from the organiser is provided at Attachment 1.

The approval of the major event application is separate and does not rely on Council's consideration of funding support. This report focuses specifically on the request for cash and in-kind assistance to deliver the 2026 event. The sponsorship sought under this proposal relates to costs that would be incurred by Council to prepare the reserve and site for the

event, while providing a cash contribution to the organisers that supports the implementation of traffic management surrounding the event site, additional fencing of sensitive dunes and supplementary security for sensitive areas.

The promoter has now delivered five concerts on the Kent Reserve site, with the first occurring in 2021. The event has been well received by residents and festival attendees, while the economic contribution to Victor Harbor has now been proven over a number of years.

The vision outlined in the Council's Culture Strategy - Festivals & Events highlights the importance of festivals and events to the City as follows:

Vibrant festivals and events in a remarkable location.

- *A thriving industry that produces and attracts quality events and festivals, and supports the local economy*
- *A festival and event calendar that enriches the lives of residents and visitors of all ages and abilities*
- *Festivals and events that celebrate Victor Harbor's people, industries, culture, heritage, and natural beauty*
- *Victor Harbor is an 'event ready' destination*

At a Special Council Meeting held on 5 September 2022 the Council resolved the following :

SC692022

Moved: Cr Nick Hayles

Seconded: Cr Andrew Robertson

That Council explore establishing an ongoing partnership with the organisers of the Red Hot Summer events, 180 Degrees.

CARRIED

The Council administration have worked closely with the organisers to evolve the relationship, seeking to transition from a one-off sponsorship arrangement to a partnership model. While the formality of a partnership hasn't come to fruition to date, in the longer term it is expected that a partnership could see the Council invest in upgrading irrigation on Kent Reserve. This would serve to not only benefit the event (and others like it) but also the broader community all year round, thus reducing the costs to Council in the longer term for irrigating the space for events. Under a potential partnership the organisers would look to schedule a series of events over a defined period of time. In the coming months, Administration will look to finalise these negotiations with the organiser and present this information back to Council for consideration.

Administration was first alerted to the possible scheduling of a concert a week after the closure of the Council's Major Festivals and Events Grants Program (Round 1). Ordinarily

the application for sponsorship would be directed through this process. Given the Council's desire, per the above resolution, to support the event, this report has been prepared in parallel to the grant program. Members of the Council's Major Festivals & Events Grant Program panel are aware of the application and have expressed support for the event.

COMMENTARY

The Red Hot Summer Series Concert is a significant annual major event for Victor Harbor, delivering measurable economic, cultural and community benefits and previously attracting a crowd of approximately 5,000 ticket holders.

Based on Tourism Research Australia data (overnight visitor expenditure $243 per person; day visitor expenditure $103 per person), the 2026 concert is projected to inject approximately $1 million into the local economy through accommodation, dining, retail, transport, and associated visitor spending.

The event has previously proven to generate a positive economic return to the Victor Harbor community for the Council's investment and aligns directly with Council's objectives to support events that contribute to local economic development, increase visitation, while enhancing Victor Harbor's reputation as a regional destination.

The Red Hot Summer Series Concert continues to deliver strong social value for the Victor Harbor community. The event contributes to civic pride and community wellbeing by providing a safe, inclusive and enjoyable experience for residents and visitors. Feedback from residents living opposite Kent Reserve has been consistently positive, with very few complaints or concerns raised. This reflects effective event management, clear communication and strong community acceptance of the concert as a valued part of Victor Harbor's annual event calendar.

The Proposal

Face to Face Touring has written to Council seeking sponsorship and assistance to prepare the site for the event and support services that ensures the event integrates seamlessly with the community.

The below table provides an outline of the support provided by the Council for the equivalent 2025 SummerSalt Concert in comparison to what is being sought for the 2026 Red Hot Summer Series event.

Type	Item	2025 Event	2026 Event
Cash			
	Traffic Management Services	$6,000	$6,000
	Fencing (400 m) of sensitive dune areas	$3,000	$3,000
	Security to keep the public out of the dunes and sensitive areas	$3,000	$3,000
In-Kind			
	Reserve hire, signage, VMS boards, road closure advertisements (2025)	$1,000	$500

Type	Item	2025 Event	2026 Event
	Irrigation of Kent Reserve	$2,000	$3,500
	Total	**$15,000**	**$16,000**

Previously the Council has provided funding to the organisers to engage traffic management services that support access to the event and minimise impact to local residents, along with funding to cover costs associated with fencing and security that protects the sand dunes and sensitive vegetation. It is proposed that funding resources be allocated in the same way under sponsorship provided by Council. Under this proposal the Council would provide a grant of $12,000 to the organisers to engage contractors to undertake this work. Any shortfall in expenses would be the responsibility of the organiser.

For the Council to present the section of Kent Reserve for the event, an allocation of $3,500 for watering and site preparation costs has been nominated, reflecting the staff labour costs for regular irrigation to maintain turf conditions leading up to the event, reducing dust and longer term damage to the reserve. An allocation of $500 has been provided to cover hire fees and the delivery, setup and collection of the Council's variable message board.

Previously it was a requirement that road closures for events be advertised in a locally circulated newspaper. This is no longer a requirement. A condition of the approval is that the organisers will engage directly with residents impacted by the closures, while the Council will publish information online and notify emergency services and relevant stakeholders.

In the longer-term, if Council was to invest in extending the irrigation of Kent Reserve to the section where the concert occurs, it is expected that the labour costs associated with preparing the site would decrease, lowering ongoing costs associated with hosting events at this site.

The investment in extending the irrigation services at Kent Reserve will present the site as a more viable option for future major events, easing the load on well utilised sites such as Warland Reserve and Soldiers Memorial Gardens.

Increasing the options of reserves and venues that can be used for major events aligns with the goal of Council to create and activate places.

Installing irrigation will increase the service level of this section of Kent Reserve, requiring an ongoing increase in maintenance budgets for additional mowing and water costs at an estimate cost of $6,200 per year, commencing in 2026/27.

Assessment Criteria

The application for sponsorship has been considered in accordance with the Council's endorsed Festivals & Events Grants Program assessment criteria.

Criteria	Consideration
Economic Benefit	The *Red Hot Summer Concert* delivers measurable economic benefit to the City of Victor Harbor, with approximately 5,000 attendees and an estimated $1 million in visitor expenditure. Around 70% of attendees stay overnight, generating accommodation, retail, and hospitality spending that directly supports local businesses.
Visitation	The event attracts both regional and interstate visitors during a traditionally quieter period, activating Kent Reserve and surrounding businesses. Its success reinforces Victor Harbor as a viable location for large-scale, ticketed events and contributes to increased off-peak visitation.
Promotion of Victor Harbor	The concert provides significant destination exposure, with Victor Harbor featured in national event marketing and tour announcements. This visibility strengthens Victor Harbor's position within South Australia's live music and tourism landscape and aligns with the city's destination brand as an iconic coastal experience.
Community Activation	The event contributes to local vibrancy by providing a high-quality entertainment experience for residents and visitors alike. It fosters community pride, attracts a diverse demographic, and creates opportunities for local suppliers, contractors, and volunteers to participate.
Accessible & Inclusive Events	The concert layout at Kent Reserve provides level access for all patrons, with designated accessible viewing areas, parking, and amenities. Council staff work collaboratively with organisers to ensure accessibility standards are met through the event management plan and site design.
Environmentally Friendly	Council collaborates with organisers to manage beach and dune protection, waste separation, and litter control. Fencing, signage, and designated access paths minimise environmental impact, and the installation of irrigation will further support sustainable use of the site.
Financial Sustainability	The event is financially viable and can operate without Council funding; however, the partnership support enhances event delivery standards and ensures local infrastructure and safety measures are maintained. This approach supports sustainability by directing Council's investment toward infrastructure rather than ongoing subsidy.

RISK ASSESSMENT

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

Infrastructure and Assets: Kent Reserve requires additional maintenance and watering to ensure the site is suitable for hosting a major event of this nature. If the works are not undertaken, there is a risk of dust and turf damage that could impact event safety and visitor experience. This risk would be mitigated through the allocation of budget to undertake manual watering of high traffic areas in advance of the event. This risk is assessed as ***low***

Environmental: Large-scale events at Kent Reserve can result in dune and vegetation disturbance if not appropriately managed. These risks are mitigated through additional fencing, controlled access, collaboration with National Parks and the Department for Environment, and onsite monitoring by Council staff. This risk is assessed as ***medium***.

Financial Management: The proposed Council contribution is slightly higher than previous years, with the Council's commitment expected to be drawn from uncommitted funds in the Festivals & Events Grants Program budget. Increasing costs associated with delivering event services, continues to place pressure on the organisers and Council, making it challenging to progressively reduce the recurrent investment in these types of activities. This risk is assessed as ***low.***

Reputation: Should Council elect not to provide sponsorship support, there is a risk this could damage the positive relationship established with Face to Face Touring and reduce the likelihood of future Red Hot Summer concerts (or similar events) being hosted in Victor Harbor. This would have reputational implications for Council as a supportive events partner and could diminish Victor Harbor's standing as a preferred regional concert destination. This risk is assessed as ***medium***.

REFERENCES

City of Victor Harbor Community Plan 2030

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

Other references used

- 2023-2027 Culture Strategy: Festivals and Events
- 2020 - 2030 Economic Development Strategy

BUDGET IMPLICATIONS

Festival

The Council has allocated $30,000 in the 2025/26 Annual Business Plan and Budget to support Festivals & Events Grants. Recommendations presented by the panel for round 1, as tabled in the report to this Council meeting present commitments of up $14,500, resulting in $16,500 in uncommitted funds. This report recommends that the remaining funds be directed to support the 2026 Red Hot Summer Series Concert.

On this basis, there are sufficient funds in Project # 100080 (Festivals and Events / Grant Programs) for the purpose of providing sponsorship to the Red Hot Summer Series Concert at a cost of $16,000, providing Council's commitments to round 1 of the Festivals and Events

Grant Program do not exceed the recommendations tabled (as detailed at agenda item 10.2).

No additional funds are required.

Capital Work

There are sufficient funds in Project #300108 (*Irrigation Capital*) for extending the irrigation of Kent Reserve to the section where the concert occurs at an estimated cost of $30,000.

No additional funds are required.

Ongoing Maintenance

There are insufficient funds in Project #100045 (*Parks and Gardens*) for the increase level of service (mowing and watering) for the section of Kent Reserve where the concert occurs at an estimated cost of $6,200.

Subject to Council approval to install the irrigation, the future operating budgets would need to be increased.

No additional funds are required in 2025/26.

CONSULTATION

Chief Executive Officer - Victoria MacKirdy

Director Environment and Infrastructure - Jodi Roberts

Director Community and Development - Graham Pathuis

Manager City Activation - Mark Przibilla

Manager Development and Public Safety - Dustin Georgeson

Manager Open Space - Mark Short

Team Leader Open Space - Scott Pearson

Face to Face Touring (event organiser) - Deb Alexander

ATTACHMENTS

Attachment 1 - Sponsorship Letter - 2026 Red Hot Summer Series

Attachment 1 - Sponsorship Letter - 2026 Red Hot Summer Series

84 Brewer Street Perth 6000

26 August 2025

Ms Stacey Richardson
Festivals and Events Officer
City of Victor Harbor
PO Box 11
Victor Harbor SA 5211

Dear Stacey,

Re: Red Hot Summer Concert – Kent Reserve, 21 March 2026

Face to Face Touring is pleased to confirm that the Red Hot Summer Concert is scheduled for **Saturday, 21 March 2026** at Kent Reserve, Victor Harbor. As with previous concerts, this information is **strictly confidential** until the full tour announcement is made. We are currently finalising tour arrangements and will advise once we have a confirmed announcement date.

We would like to formally request the **same level of funding support** from the City of Victor Harbor as provided in previous years, comprising a **cash contribution of $12,000 (ex GST)** paid to Face to Face Touring to supplement the costs of **road closures, additional fencing, and security measures.** These provisions are essential to ensure the protection of the beach and dune areas, and to maintain appropriate security and management of the Kent Drive closure and to support nearby Encounter Bay residents.

In addition, we respectfully request **in-kind support** in the form of:

- **Extra watering** of Kent Reserve in the lead-up to the event for dust suppression and turf protection; and
- **Waiver of the Kent Reserve hire fee.**

Kent Reserve is a unique and beautiful venue with both great potential and inherent challenges. We genuinely value Council's continued support for these measures, which enable us to deliver a safe and high-quality event with minimal impact on the reserve and the local community.

The collaborative approach and funding support provided for the **SummerSalt 2025** concert delivered an excellent result, and we are keen to continue this strong working relationship. We also welcome the opportunity to explore a **multi-event partnership** as set out above with the City of Victor Harbor moving forward.

Thank you for your ongoing support — it is greatly appreciated by our entire team.

Kind regards,

Deb Alexander
Event Manager
Face to Face Touring

11. CORPORATE AND CUSTOMER SERVICE

12. ENVIRONMENT AND INFRASTRUCTURE

12.1. Capital Project Update - First Quarter 2025/26

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Mark Buckerfield

RECOMMENDATION

That Council receive and note the Capital Projects Update - First Quarter 2025/26 report.

PURPOSE

The purpose of this report is to provide Council Members with an update on the status of key capital projects at the end of the first quarter for the 2025/26 Financial Year.

BACKGROUND

The 2025/26 Detailed Budget was adopted by Council at the Ordinary Council Meeting on Monday, 23 June 2025 as follows:

OC1552025

Moved: Cr Marilyn Henderson

Seconded: Cr Angela Schiller

That Council, pursuant to Section 123 of the Local Government Act 1999, adopts the draft 2025/26 Budget as presented in the budgeted financial statements provided at Attachment 1, forecasting Net Capital Expenditure of $15,916,300 and an Operating Deficit of $4,249,700.

CARRIED

6:08pm

A division was called

The Mayor declared the vote to be set aside

FOR: Cr Brayden Mann, Cr Nick McKenzie, Cr Angela Schiller, Cr Marilyn Henderson

AGAINST: Cr Carlos Quaremba, Cr Stewart Burns

THE MAYOR DECLARED THE VOTE CARRIED

COMMENTARY

This report provides a summary view of the 2025/26 Capital Works Program delivery and financial performance as of 30 September 2025 including a snapshot of significant projects either complete or in progress, future procurement activities and upcoming community consultation and engagement activities.

There are 67 capital projects within the approved 2025/26 financial year including six major projects (>$600,000), new, upgrade and renewal work.

Major Projects

A status update for the five major capital projects is provided as follows:

- Coastal Seawall ($3,573,900 original budget plus $565,000 September Council Report and Work In Progress $126,000 = $4,264,900)

This project is a multi-year project with the construction contract awarded, work on site commenced in April 2025. The work at site is subject to tides progressing well with practical completion scheduled by the end of 2025.

- Whalers Road - Stage 1 ($1,845,000)

As the detailed design for Whalers Road was undertaken in 2020 a design review is currently underway to update the design with any changes to services and driveways over the last five years. The scope of work extends from Franklin Parade to White Crescent and includes full pavement reconstruction, stormwater upgrades, a new footpath and updated lighting. The construction was scheduled to be delivered across two financial years to spread the cost within the Long Term Financial Plan and is planned to commence in early 2026.

- Arts and Culture Precinct ($1,115,000)

During the first quarter of the 2025/26 financial year, the Arts and Culture Centre project progressed through several critical technical and planning stages. Invasive testing to inform design, water storage and engineering solutions reached approximately 80% completion, providing essential data to support the next phase of detailed design. The Mainstreet Stage 5 design integration with the is also nearing finalisation, with final commentary from SA Water pending. The co-design with Mainstreet Stage 5 is important because it ensures infrastructure upgrades, like water, sewer, and fire safety systems, are aligned with the future needs of the Victor Harbor Arts & Culture Centre, while ensuring the streetscape design is complementary to the Centre's layout and integrates seamlessly with surrounding streets and public spaces. A design update is scheduled to be presented to Council in quarter 2.

In parallel, preliminary scoping for the co-design process with the Ngarrindjeri Aboriginal Corporation (NAC) commenced, ensuring future design stages reflect cultural responsiveness. These activities build on the fire safety upgrades completed in July 2025.

- Civic Centre - New Solar System ($779,400)

The commencement of this project has been delayed allowing for the joint Council briefing on Virtual Power Plants (VPP). If there is an appetite by Council to establish a VPP this capital budget could be used to purchase solar panels and/or batteries under the commercial conditions of an established provider, potentially resulting in significant savings. Being part of a broader VPP would also mean that the storage and panels could be at another City of Victor Harbor site with the energy generated being used to offset the electricity being consumed at the Civic Centre.

- Bitumen Reseal Program ($615,000)

Procurement is underway for the annual reseal project with the replacement of non-interlocking paved areas in Stage 1 and 2 of Ocean Street Victor Harbor to be included. Some night works will be required for the work in Ocean Street. Once a preferred date for the work has been determined, staff will liaise traders in Ocean Street to minimise the impact on their businesses. Grant funding of $250,000 has been secured through the Special Local Roads Program for renewal works on Range Road. The remaining scope of work will be based on condition rating and priorities for roundabouts. Roundabout candidates identified include The Esplanade/King Street and Tabernacle Road/Matthew Flinders Drive, work will be undertaken within the available budget. Supplementary Special Local Roads Program funding of $70,000 has been applied for to offset the cost of the Tabernacle Road/Matthew Flinders Drive roundabout resealing. Subject to contractor availability and weather, the asphalt work is planned to commence in February 2026 and will be completed within four weeks.

Significant Projects

A snapshot of the progress of other significant capital projects (>$100,000) in progress is provided below:

Project Description	**Endorsed Budget ($)**	**Status**
Crozier Road Stormwater Upgrade - Construction	525,000 (less $205,000 September Council Report; less $90,000 October Council Report)	A redesign of the proposed treatment to addressed localised flooding to cater for the updated rainfall predictions. Upstream works are now being proposed to divert water from reaching the lowest point of Crozier Road.
IT Equipment - Device Replacement	512,200	The procurement process for the replacement of various outdated IT equipment including laptops has commenced.
Resheeting Unsealed Roads	461,300	The annual resheeting program has started with Hancock Road and Nottle Road, Lower Inman Valley completed. The resheeting work has commenced on Jagger Road, Encounter Bay and will continue later in the year following substantial rain. Mount Alma Road, Parsons Road, and Prouse Road at Inman Valley and Trigg Point Road in Hindmarsh Tiers are to be resheeted. If there is any

Project Description	Endorsed Budget ($)	Status
		budget remaining, Back Valley Road, Back Valley will be re-sheeted.
Strategic Land Purchase	450,000	Awaiting confirmation from land owner. A purchase agreement is expected by the end of 2025.
Machinery, Utilities and Vans	412,700	Procurement is underway for two utility vehicles for use by field staff and one for Inspectorate staff. A tipper truck and a water cartage tank are also being replaced this year.
Kerb and Channel Replacement Program	287,000	Renewal work is based on condition rating and undertaken throughout the year when the operation team have capacity between their scheduled maintenance work and other capital projects. Kerbs have been partly replaced in Grantley Avenue and works will continue within the available budget.
Encounter Bay Football Club - Design / Construct Car Park	268,700	Construction has commenced at site, scheduled to minimise disruption to the football season. Work is scheduled for completion at the end of October.
Shared Path connection from Investigator College to Encounter Bay Recreation Grounds	246,000 (plus $200,000 grant)	Design has commenced and due for completion in early December. On-site works to commence in early 2025. $200,000 grant has been provided by the State Bicycle Fund.
Bikeway (Bike Strategy 1.13) Olivers Parade to Bridge Terrace.	246,000	Procurement for the detailed design of a shared path from the eastern end of Bridge Terrace to Olivers Parade has commenced.
Yacht Club Upgrade	235,200	The scope of works is being finalised with the club. Due to very poor condition of the toilets and shower facilities within the old boat shed a more cost effective option is to provide the facilities using a new demountable toilet / shower block.
Footpath Replacement	230,600	The footpath replacement project has commenced with works on Bartel Boulevard to address trip hazards caused by the old pavers. Additional work will be based on condition rating and is scheduled to be undertaken from March to May 2026. If

Project Description	Endorsed Budget ($)	Status
		budget allows, more footpath replacement will occur along Port Elliot Road, Hayborough.
Beach and Reserve Access - Soldiers Memorial Reserve	212,000	Tender specification for the installation of the ramp to the beach has been prepared. A request for tender is to be issued in late October 2025.
EB Netball Club Courts resurfacing	205,000	Subject to grant funding - expected to be announced in early 2026.
Community Garden	203,000	Detailed design is awaiting for the location to be determined. The Community Garden is proposed to be co-located with the Community Nursery.
Council Chamber - Audio Visual	201,400	Phase 2 of this project has commenced and is currently in the procurement phase with works expected to commence in early 2026.
Pedestrian Crossing - The Esplanade	184,500	Works are to commence in early 2026 once a new location for bus and long vehicle parking has been determined.
Guard Rail Replacement Program	179,000	The project has been scoped, with renewal candidates identified. The procurement process is complete, and work will be delivered based on priority within the available budget. Installation work is scheduled to commence in March 2026.
Canton Place Footbridge	153,700 (required $243,700)	Detailed design was undertaken in 2024/25. Procurement is complete and the tenders all exceed the endorsed budget. This project to subject to a separate Council report submitted for the October 2025 meeting.
Footpath (concrete) Lamont Road 650m (from Cudmore Road to Wattle Drive)	153,700	This project has been scoped on site for preliminary works including pruning of vegetation. Residents have been advised and work is scheduled to commenced in late October 2025.
Fire Safety Provisions - Various locations	152,500	This provision is for upgrades to Council buildings to assist in meeting current fire and safety standards. Upgrades include Work In Progress (WIP) from 2024/25 for the Victa Cinema, Coral Street Art Space, the Victor Harbor Recreation Centre and the Town Hall.
IT Equipment - Servers (Minor)	140,000	Organisational need is being reviewed and the technical scope is being refined prior to commencing procurement. A further update

Project Description	Endorsed Budget ($)	Status
		on the review outcome will be provided next quarter.
Reserve Development Capital	123,000	Recycled water tanks to be provided at Victor Harbor Oval as part of the SA Water recycled water agreement. The project is being coordination with the Victor Harbor Oval Planning Group to consider their aspirations for future changes to the entrance road.
Inlet Program Construction	123,000	Subject to weather additional pits will be installed on Wattle Drive. Part of this budget is to be used to replace a collapsed rear of allotment stormwater pipe that services houses along Rosemary Court Encounter Bay. There may be additional pits installed on Crozier Road to divert upstream flows aways from the existing trapped low spot.
Victor Harbor Tennis Club Courts	104,200 (plus $468,800 grant plus $26,000 from Netball club plus $26,000 from Tennis Club)	One of the grant funding applications was successful. Procurement is complete and construction has commenced.
Beach and Reserve Access - Hayward Court	100,000	Detailed design was undertaken in 2024/25. Expression of interest for the construction has been called and closes in late October 2025. It is anticipated that the cost will exceed the endorsed budget. This project will be the subject of a separate Council report.

A Gantt chart for the scheduling of Capital Projects for the remainder of 2025/26 has been provided to Council Members as supporting information separately to this report.

Completed Projects

The following projects reached practical completion during the reporting period, and projects that were delivered under the endorsed budget are noted as such. As part of the September budget review any savings will be reallocated to offset other projects, subject to Council approval:

- Civic Centre Heating Ventilation and Air Conditioning system replacement
- Gibson Street Stormwater upgrade.

RISK ASSESSMENT

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

Financial Management - Delivery of projects within one financial year must be planned and project managed to ensure that critical paths are identified, and actions taken as required to ensure that the work is delivered as planned within the resourcing and budget available. This report allows for Council Members to be updated on key capital projects in line with quarterly budget reviews to ensure work is progressing as required to deliver the projects within the financial year and reduce the likelihood of unplanned Work in Progress (WIP) extending into the 2025/26 budget. 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

- Objective 5.2 - Plan and provide for a range of community facilities to meet current and future needs

Other references used:

City of Victor Harbor 2025/26 Annual Business Plan and Budget

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receipting and noting this Capital Project - First Quarter 2025/26 report.

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure - Jodi Roberts

Director Community and Development - Graham Pathuis

Director Corporate and Customer Service - Karen Rokicinski

Manager Operations - Michael Ross

Manager Open Space and Environment - Mark Short

Project Coordinator - Edmund Gudaitis

Project Coordinator - Gaurav Sawner

Land Development and Infrastructure Officer - Scott Champion

Project Officer - Louise Hampel

ATTACHMENTS

Nil

12.2. Regional Community, Sport and Recreation Precinct Heads of Agreement Extension

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Jodi Roberts

RECOMMENDATION

That Council authorises the Chief Executive Officer to execute the Heads of Agreement for the Regional Community, Sport and Recreation Precinct with a revised expiry date of 28 February 2026.

PURPOSE

The purpose of this report is for Council to consider an extension to the Heads of Agreement (HOA) for the Regional Community, Sport and Recreation Precinct.

BACKGROUND

At the Ordinary Council Meeting on 29 April 2024 Council authorised the Chief Executive Officer to execute the Heads of Agreement for The Regional Community Sport and Recreation Precinct and proceed with the next phase of project negotiation and documentation, including the Agreement for Lease, as provided by the Heads of Agreement, to be brought to a subsequent meeting of the Council for consideration and decision.

The HOA has been extended by Council several times, in October 2024, February 2025, May 2025 and with the last being at the 28 July 2025 Ordinary Council Meeting where Council resolved the following:

OC1912025

Moved: Cr Brayden Mann

Seconded: Cr Michael Quinton

That Council

1. *Endorse the concept floorplan for the Recreational Facility within the Regional Community, Sport and Recreation Precinct as provided at Attachment 1 for the purpose of progressing detailed design;*

2. *In the detailed design include a 3m wide x 6m long x 2m deep foam pit for gymnastics use without expanding the proposed building footprint and that the Business Case be updated to reflect the likely additional cost; and*

3. *Extend the current Heads of Agreement with Accord for the Precinct, which expires on 31 August 2025, to 31 October 2025, to support the continued progress on the detailed design, due diligence and enable further consideration by Council.*

CARRIED

COMMENTARY

In accordance with the current HOA expiry date of 31 October 2025, the Proponent has advised that they are continuing to progress the detailed design and working towards a submission for planning approval in November to meet the shovel ready requirements for major grant funding opportunities.

An extension to the HOA will enable the negotiations to continue while additional grant funding opportunities are explored, and the detailed design and planning approvals process is finalised.

Prior to endorsing the previous extension of the HOA, Council considered how long it was prepared to wait for grant funding to be secured to ensure that Council is not locked into an indefinite term.

A briefing session was held with Council Members on 20 October 2025 where a project update was provided including a need to further extend the HOA.

The Commercial Terms of the HOA includes several Conditions Precedent to Agreement For Lease or Ground Leases, the HOA may be terminated if the terms of the Project Documentation (including the key commercial terms) are not able to be agreed. The Conditions Precedent are as detailed in the following table:

Obligated Party	Condition Precedent	Status
Council	Modification of Land Management Agreement over the ground leases area	Completed in November 2024
Council	Code amendment	Completed in May 2025
Council	Community land classification revocation	Incomplete - with the Minster for Local Government for a decision
Council	Adequate grant funding	Incomplete - minimum $4 million grant funding required. If the adequate grant funding is not secured by the expiry of the HOA and the operating modelling shows that the Project is not financially viable, it will not proceed. Multiple applications have been submitted to both Federal and State Governments

Obligated Party	Condition Precedent	Status
Proponent	Planning Consent	Incomplete - submission scheduled for early November
Proponent	Agreement for Lease of the Recreational Facility	Incomplete - subject to Community land classification revocation

Multiple grant funding applications have been submitted including recently for the State Government Thriving Regions Fund - Enabling Infrastructure Program to provide the service upgrades and connections to the Precinct. It is expected that the funding announcement will be made in February 2026.

It is recommended that the HOA be extended until 28 February 2026 to allow additional time for seeking grant funding and for Council to consider the operating Model for the Sport and Recreation Facility.

RISK ASSESSMENT

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

Financial Management - The Regional Community, Sport and Recreation Precinct project is subject to grant funding. The draft prudential report identified the biggest risk to Council for this project was not securing sufficient grant funding. Negotiating a revised expiry to the HOA will allow additional time for seeking grant funding while still providing surety to Council that the quest for grant funding under this partnership is not on an indefinite timeline and the Council could resolve to explore this project under different terms if grant funding cannot be secured within the term of the revised HOA. This risk is assessed as ***medium.***

REFERENCES

City of Victor Harbor Community Plan 2030

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

- Objective 1.3 - Provide a variety of open space and recreation opportunities

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in extending the expiry date of the Heads of Agreement.

No additional funds are required.

CONSULTATION

Council Members at briefing sessions held on 20 October 2025.

Chief Executive Officer - Victoria MacKirdy

ATTACHMENTS

Nil

12.3. Updated Draft Recreational Boating Strategy - Public Consultation

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Mark Buckerfield

RECOMMENDATION

That Council approve the updated Draft Recreational Boating Strategy 2025 for public consultation, in accordance with the Communication and Engagement Plan provided at Attachment 1.

PURPOSE

The purpose of this report is for Council to approve the updated Draft Recreational Boating Strategy 2025 for public consultation, in accordance with the Communication and Engagement Plan.

BACKGROUND

In 2004 the Council engaged Connell Wagner Pty Ltd to prepare the 'City of Victor Harbor Boating Strategy' (2004) in consultation with a Boating Strategy Working Party.

There are numerous other relevant reports (up to fifteen) that have been prepared over the years that relate to the boating industry and a potential multi-purpose boating facility and alternative sites in Victor Harbor.

To inform the delivery of this Draft Recreational Boating Strategy, the City of Victor Harbor, drawing on the previous strategy and process, established a Boating and Marine Facilities Working Group, the membership of which represent a diverse range of interests of the Victor Harbor commercial and recreational boating community. This group was consulted on a regular basis throughout the study period, typically through a series of working group meetings during which a range of issues and options were explored and examined.

Whilst this strategy proposes options, both general and site-specific, in some cases further investigation will be required prior to work being undertaken.

The updated draft Recreational Boating Strategy has been developed over a number of years with the assistance of Council's Boating and Marine Facilities Working Group.

The Council's Boating and Marine Facilities Advisory Group comprises of members that have broad experience in recreational boating and a detailed knowledge of the existing facilities and future infrastructure requirements. The Advisory Group has greatly assisted in drafting of the Strategy and support the previous draft version being made available for public comment.

On 1 September 2025 an Information Briefing session was held with Council Members. A number of questions were raised and modifications to the report suggested. A report was presented to the Ordinary Council Meeting on 22 September 2025 and Council resolved the following:

OC2652025

Moved: Cr Michael Quinton

Seconded: Cr Carol Schofield

That the item be deferred to allow Administration to update the draft Boating Strategy to incorporate the suggested amendments outlined in the Council report, and that a revised draft be presented to the October Council meeting for consideration and endorsement for public consultation.

CARRIED

It is recommended that the updated draft be released for public consultation, to help inform the final version of the Strategy.

The updated Draft Recreational Boating Strategy is provided under separate cover due to size, (both a copy with tracked changes and a clean copy have been provided).

COMMENTARY

In accordance with the Council resolution, the suggested amendments have been incorporated into the updated Draft Recreational Boating Strategy. The only suggestions not incorporated into the revised Strategy relate to detailing the costs associated in delivering various actions as these would be detailed in an implementation plan that would be drafted after the Strategy has been adopted.

In accordance with Council's Public Consultation Policy the update of the Recreational Boating Strategy does not have a legislative requirement for public consultation however it is good practice to do so. Public consultation is planned to be undertaken in accordance with the Draft Recreational Boating Strategy Communication and Engagement Plan provided at Attachment 1.

If Council wish to incorporate any further changes to the updated draft Recreational Boating Strategy prior to public consultation, Council Members can move an alternate motion.

RISK ASSESSMENT

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

Reputation - the proposed consultation will help reduce the reputational risk by allowing a diverse range of views to be considered by Council prior to adopting the Strategy. There is a residual risk that following the consultation, the community may have expectations that swift

actions will be taken in-line with the Strategy, whereas actions will only be possible to the extent of funding provided by the Council in this regard. This risk is assessed as ***medium***.

Environment - to reduce the environmental damage of delivering the major project in the Strategy being the Eastern Boat Ramp, an Environmental Impact Statement will be prepared and all necessary approvals provided prior to commencement of any works. This risk is assessed as ***high.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 3 - We manage growth and change responsibly

- Objective 3.1 - Support initiatives that grow the economy, strengthen local businesses, and retain people and jobs in Victor Harbor

Aspiration 4 - We protect and restore our environment

- Objective 4.4 - Protect the health of our coastline, estuaries, waterways and catchments

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

- Objective 5.2 - Plan and provide for a range of community facilities to meet current and future need

Other references used:

- Public Consultation Policy 2022

BUDGET IMPLICATIONS

There are sufficient funds in Project #100086 (*Coastal Maintenance*) to undertake the community consultation of the Draft Recreational Boating Strategy 2025 at an estimated cost of $500.

The Strategy, if endorsed, will have impacts on future budgets depending upon which elements of the strategy are to be pursued and in what timeframe.

No additional funds are required in 2025/26.

CONSULTATION

Boating and Marine Facilities Working Group - the Working Group has not had an opportunity to review the most recent update that now includes suggestions from Council Members resulting from the September 2025 Briefing Session. However, the most recent changes are only minor in nature.

Council Members at a briefing session held 1 September 2025

Director Environment and Infrastructure - Jodi Roberts

ATTACHMENTS

Attachment 1 - Draft Recreational Boating Strategy Communication and Engagement Plan

Attachment Under Separate Cover - Draft Recreational Boating Strategy (tracked changes)

Attachment Under Separate Cover - Draft Recreational Boating Strategy (clean)

Attachment 1 - Communication and Engagement Plan Recreational Boating Strategy

Recreational Boating Strategy Communications and Engagement Plan

Introduction

The growth in the number of boaters and the variety of activities they undertake present challenges and opportunities. Most of the challenges are the direct result of competition for assets like boat ramps and car parking. Some of this competition also extends to waterways, particularly between personal watercraft and other users.

The boating community of Victor Harbor, including permanent residents and visitors to Victor Harbor, has for some time voiced the need for the current boating facilities within the Victor Harbor region to be improved, this being in response to the population growth, the growing level of interest in boating as a leisure activity and safety concerns arising due to current facilities being over capacity at various times during the year.

The historic development of boating facilities in the area has occurred progressively over time, initially in response to commercial needs.

Victor Harbor is a rapidly growing coastal city and a well-recognised tourist and leisure destination. Within this context, the challenge facing the City of Victor Harbor, in representing the boating community, is to achieve a boating environment that recognises the needs of the boating community whilst acknowledging and respecting competing interests and constraints.

This boating strategy has been prepared in response to this need.

Purpose of community engagement

The purpose of the community engagement is help supplement the invaluable input already provided by the Boating and Marine Facilities Advisory Group.

We seek feedback on the strategy from a diverse range of community members, not just those actively involved in boating activities.

The input received will help us to understand which parts of the Strategy may need to be better explained, identify additional needs and wants currently not included in the Strategy and whether people agree with the suggested priority actions.

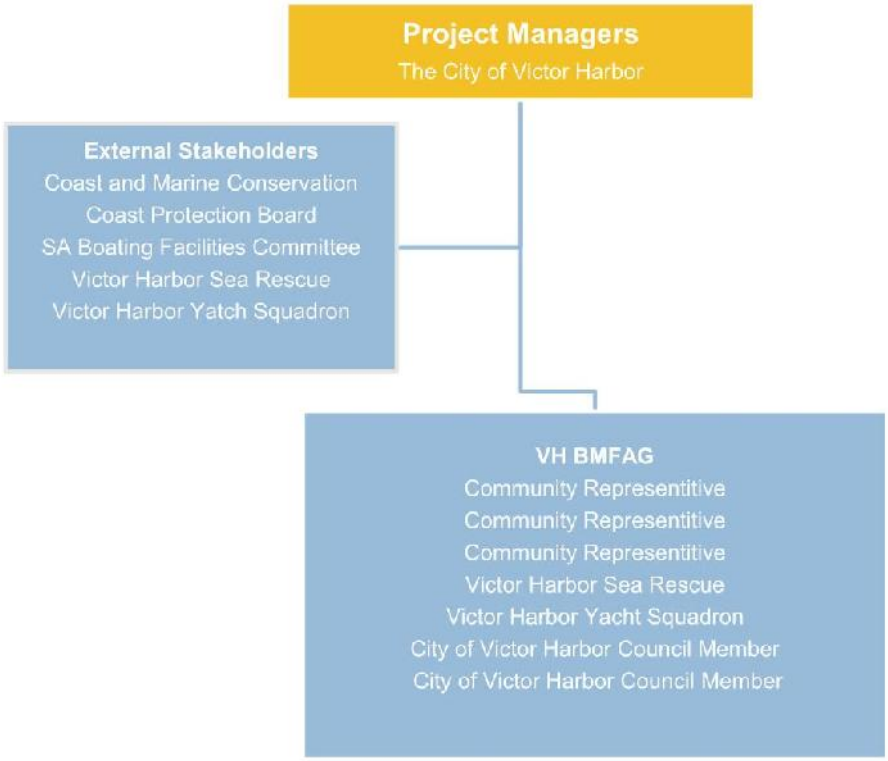
This feedback will then be provided to the Boating and Marine Facilities Advisory Group to inform what modifications are required to the Strategy prior to presentation to Council for formal adoption.

Previous Engagement

The direction for this strategy was formulated by the key stakeholder including the City of Victor Harbor's Boating and Marine Facilities Advisory Group (BMFAG).

Effective consultation was an important process in the development of the Victor Harbor Recreational Boating Strategy. This was in the main, achieved through a series of workshops held with the BMFAG. This group is comprised of selected representatives of the Victor Harbor Community, Council Members, Council Officers, Victor Harbor Sea Rescue Squadron, and the Fleurieu Regional Development Board.

The channels of communication and strategy participants were as follows:





The key objectives of the Boating and Marine Facilities Advisory Group were:

1. To provide input into the most suitable outcomes to be considered in assessing future boating facility options for the area.
2. To represent the broader interests of the Victor Harbor community regarding the future use and development of boating facilities.
3. To critically review the preparation of the strategy and assist in the development of recommendations on its most appropriate form of implementation.

During consultation with the Boating and Marine Facilities Advisory Group representatives were asked to provide feedback on key facilities in the City of Victor Harbor and potential options and opportunities for future development and improvement to existing facilities. As the advisory group represents a cross section of the community, the responses provided a strong guide as to and representation of, the communities wants and needs.

The responses provided represented several viewpoints, however, most were underpinned by the need to improve and further develop existing facilities, developing a new launching facility, and offering a safe environment for boat users. The emphasis on improvement, further development, and safety have been considered as key objectives of this strategy.

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.

Level of Engagement

In addition to the five principles, the council has adopted three levels of participation, Inform, Consult and Active Participation (adopted from the International Association for Public Participation's engagement spectrum). For this consultation the proposed level is:

- **Consulting** – two-way communication designed to obtain public feedback on a proposal, initiative or issue to inform Council decision making.

	Inform
✓	Consult
	Active Participation

Community Engagement Scope

In Scope

We are inviting feedback on the Draft Recreational Boating Strategy and invite responses from the community on the various elements of the Strategy including:

- Existing Facilities
- Challenges experienced by the boating community
- Opportunities for improvements to existing facilities and creation of new infrastructure
- Prioritisation and timing of the proposed actions.

Out of Scope

We welcome all feedback relating to the Strategy, whether it be suggested improvements, corrections or additions. Feedback that relates to facilities that are beyond the boundaries of the City of Victor Harbor may be disregarded unless the proposed action is to advocate for the resolution of an issue impacting the boating community.

Risk (Community Engagement Only)

Risk *What might go wrong?*	***Probability*** *How likely is this to happen?*	***Mitigation Strategy*** *How could you prevent this happening?*
Strong opposition to a proposed Action	High	Allowing a diverse range of views to be considered through the consultation and allowing these to be addressed in the final Strategy articulating the advantages and disadvantages of any contentious issue
Building unrealistic expectations	Medium	In our communications to the community, we need to explain that this is a long-term Strategy and some actions are dependent upon funding either by council or through government grants.
Misunderstanding of the timing and approval stages for some proposed actions.	Medium	Providing a Frequently Asked Questions and/or a contact person to discuss any concerns that the community may have relating to the implementation of the Strategy.

Community Engagement Deliverables

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

- Notified the community of the Strategy and opportunities to participate in its review
- Provided information and related material for community reference
- Community consultation undertaken via Your Say website
- Summary of engagement findings delivered to the Boating and Marine Facilities Advisory Group and then Council.

Key Messages

- The City of Victor Harbor seeks to have a strategic approach to providing boating facilities to meet current and future demand. The draft Recreational Boating Strategy has been developed to articulate the improvements to boating facilities in the short and long term.

- The Strategy explores issues associated with current facilities, the potential improvements to these facilities and proposes an additional boat ramp and marina along Bridge Terrace Victor Harbor.

- The Strategy replaces the previous outdated Victor Harbor Boating Strategy and supplements the State Government's - SA Boating Facilities Strategic Plan.

- Community members will be encouraged to read the strategy, ask questions to gain clarification and provide us with feedback on the draft.

Key Stakeholders

- City of Victor Harbor Residents and Ratepayers
- Local Businesses and Workers
- Elected Members
- Council Staff
- Council Advisory Group
- Commercial Tourist operators
- Business community allied to recreational boating and fishing
- The broader boating community within, and external to, the City of Victor Harbor

How will we engage?

- **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

Communications and Engagement Matrix

	City of Victor Harbor Residents and Ratepayers	Local Businesses and Workers	Elected Members	Council Staff	Council Advisory Committees	Local Schools	Interest Groups	Local and Federal Members of Parliament	Government Agencies	Media
Public Notice	x	x	x	x	x		x	x	x	x
Fact sheet	x	x	x	x						x
Posters for display	x						x			
Victor Viewpoint	x	x								
Advertisements	x	x					x			
Media Releases										x
City of Victor Harbor Website	x						x			
Feedback form	x	x			x		x			
Direct email / Letter					x		x	x	x	
Your Say Victor Harbor webpage	x	x			x		x			
Facebook	x	x					x			

Key Dates / Timeline

Date	Action / Milestone
October	Council Endorse the draft Strategy for public consultation
November	Your Say goes live and is open for community input
November	Your Say link emailed to key external stakeholders
December	Feedback provided to the Boating and Marine Facilities Advisory Group
January	Strategy updated if required
January/February	Document presented to Council for endorsement

Measurement and Evaluation

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

- Social media reach including likes, shares and hashtag usage
- Number of hard copy and online feedback forms completed
- Visits to Your Say Victor Harbor website.

12.4. Licence Renewal and Beachside Market Location

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Michelle Griffiths

RECOMMENDATION

That Council:

a. note that discussions have occurred around the potential relocation of the Beachside Markets to Ocean St, in line with the Council resolution from 25 August 2025; and

b. endorse retaining the markets in their current location, being Soldiers Memorial Reserve; and

c. endorse the Victor Harbor Beachside Market licence renewal as provided at Attachment 1 for a further four (4) years, noting the licence includes a process and conditions for when vehicles may remain on Soldiers Memorial Reserve.

PURPOSE

The purpose of this report is for Council to consider the terms and conditions of the licence renewal for the Victor Harbor Beachside Markets (the Market) to operate on the Soldiers Memorial Reserve for a further four (4) years. In particular, the process and conditions of the licence for which stall holders are to apply for vehicles to enter/remain on the Soldiers Memorial Reserve. A copy of the draft licence is included as Attachment 1.

BACKGROUND

At the Ordinary Council Meeting held on the 25 August 2025 Council resolved the following:

OC2332025

Moved: Cr Michael Quinton

Seconded: Cr Carol Schofield

That Council defer this item to the September meeting to enable administration to hold discussions with the Manager of the Victor Harbor Beachside Market about relocating the market to Ocean Street.

CARRIED

As reported in the Outstanding Resolutions Report to the September meeting, the submission of this item to Council was delayed due to a request from one of the managers of the Victor Harbor Beachside Markets for additional time to allow face to face conversations

with stall holders. As the next market date was held on the 14 September 2025, there was insufficient time to submit a report to the September Council meeting.

History

The Victor Harbor Beachside Market has operated in Victor Harbor since 1987, and at its current site at Soldiers Memorial Reserve (SMR) since 1994. The Market operates on the second and fourth Sunday of each month, with additional dates during long weekends and school holidays. SMR has been configured to accommodate markets with two pedestrian pathways, allowing four rows of stalls. Originally classed as a bric-a-brac market, the market now includes coffee and food vans and artisan stalls.

The City of Victor Harbor's Market Policy allows the current market licence holder to reapply for a further four year term. If a licence is not renewed, Council may call for expressions of interest from the community to operate a market at this location.

The Chief Executive Officer has delegation to approve lease and licence renewals if there have been no major changes to the terms and conditions of the lease or licence. Public consultation is not a legislative requirement for leases or licenses of periods under five years.

Previous license conditions for the Market have allowed for vehicles to remain on the reserve, in particular along the Norfolk Island pine trees, (beachside) to act as a wind break during adverse weather conditions. The managers have requested for this condition to be extended to allow for these vehicles to remain on the reserve during every market.



Image of Victor Harbor Beachside Market Licensed area showing the subject area for vehicle parking shown in blue.

COMMENTARY

Regular Market in Ocean Street

As instructed through the Council resolution, Administration met with Robert and Janet Cawood (the Managers) on 26 September 2025. The Managers responded that they were not interested in operating the Market on a regular basis in Ocean Street Victor Harbor but it may be achievable on an ad-hoc basis subject to all the shops being open, otherwise it defeats the purpose of a market activating Ocean Street. The suggested frequency of such markets is when there are five (5) Sundays in a month. There are four (4) times a year when this occurs.

The Managers cited the extra work involved in liaising with shop owners, the organising and cost of road closures make regular Markets in Ocean Street too challenging and unsustainable physically and financially. Administration estimates the costs for staff and traffic management at $1,600 and is likely to be requested to be managed by Council.

An alternative option offered by the Mangers was to operate in Coral Street as it is wider than Ocean Street. After some discussion it was agreed that Coral Street was not a viable alternative due to the length of the street and disruption to traffic.

Administration consulted with Business Victor Harbor on any interest for regular markets in Ocean Street. Due to time constraints only a few shop owners were consulted. It was agreed in principle that regular markets in the northern end of Ocean Street would be supported, subject to identifying costs, responsibilities and layout of the stalls.

The Market Managers submitted the results of a survey they conducted with their stall holders and members of the public from the Market held on the 14 September 2025. The document is provided at Attachment 2.

The survey asked three questions of current stall holders and two questions aimed for visitors to the Market as shown in the table below:

Question	Survey Question	Yes Votes	No Votes
1	Would you continue to operate as a stall holder if the market moved to Ocean Street	16	52
2	If the market operated in Ocean Street on a fifth Sunday, would you participate?	22	46
3	Should cars continue to be allowed to be parked on the ocean side of Soldiers Memorial Reserve?	58	10
4	If they would visit the market if it was relocated to Ocean Street.	24	1
5	Would you continue to visit the market if it remains on Soldiers Memorial Reserve?	25	0

Two of the stall holders have contacted Administration in support of the Market to remain on Soldiers Memorial Reserve and for vehicles to be permitted to remain on the reserve.

If the licence to remain on Soldiers Memorial Reserve is endorsed, the Managers are welcome to apply to hold markets in Ocean Street for ad-hoc dates or on the fifth Sunday of the month. These requests will be separate to the licence and will be considered through the Major Event application process and Council's Festivals and Events Policy - Events on Roads.

During this process, an expression of interest has been received from an interested party applying to operate a market on SMR. Council Members have separately been provided with this expression of interest.

Council Administration are exploring collaborative opportunities with all three market operators, The Beachside, Farmers and Artisan Markets with a view to holding a collaborative market event extending into the main street precinct. It is expected the market operators undertake appropriate consultation with main street traders as part of this process.

While Council Administration supports markets in Ocean Street, it is agreed, the workload and cost make the sustainability of holding regular markets challenging.

Licence renewal - Beachside Market on Soldiers Memorial Reserve

The licence for the Market to operate at Soldiers Memorial Reserve has expired. The Market has continued to operate pending the outcome of this report.

Request for vehicles to remain on the reserve at all markets

The Beachside Market Managers have indicated that if stall holders are not permitted to enter and remain on the reserve, many may choose not to attend, which could render the market unviable.

The draft licence attached to this report for endorsement provides for vehicles on the reserve in certain circumstances. The market manager is to provide staff with a list of vehicles and justification for their presence. Consideration to remain on the reserve will be given to:

- food/coffee vans;
- vehicles required for compliance with work health and safety, by-laws, or other statutory requirements;
- vehicles necessary for the display of goods.

Administration can provide guidance for effective traffic management and appropriate vehicle positioning to avoid damage to the reserve or tree roots, e.g. positioning food/coffee vans near the public toilets at the end of the market. Currently vehicles are also used as anchor points for tie downs of the stall holder's marquees etc. This system is not recommended practice.

Soldiers Memorial Reserve is 23 metres wide. Stall holders need to carry goods a maximum of 20 metres if parked in roadside car parks. The market Managers should consider stall placement according to goods type and access needs and provide appropriate traffic management.

Advice provided from the Manager Open Space recommended careful management of the reserve to conserve and protect the Norfolk Island pine trees.

Consistency between the three markets

Council By-law 4 - Local Government Land, provides the mechanism to Council to determine vehicle access. While the Norfolk Island pine trees on SMR add complexity to the reserve, it is general practice to monitor and control vehicle access to a Council reserve.

The Victor Harbor Farmers Market has the same clause in its licence regarding the requirement to obtain Council approval for vehicles to enter and/or remain on the reserve. The Victor Harbor Artisan Market only allows food vendors on the concrete areas of Railway Plaza. No other vehicles remain in the Plaza during trading.

Alexandrina Council staff work with market managers to monitor the health of their reserves. This includes minimising vehicle access. The Port Elliot Market at Lakala Reserve does not operate during the winter months due to adverse weather conditions and to protect the reserve.

The Willunga Farmers Market do not permit vehicles on site unless required for food safety.

Conclusion

While holding regular markets in Ocean Street may be an option for some occasions, it may not be a sustainable permanent location over a long period of time.

The Soldiers Memorial Reserve has been developed to hold these regular markets. By using sustainable operating practices that also considers the general use of the reserve as a public space, it is likely the two uses can co-exist.

It is a reasonable expectation that the Beachside Market Manager designs a site plan to provide those stall holders who need access to their vehicles or when vehicles are used for trading, to be positioned appropriately. Vehicles adjacent a stall is not best or common practice in successful and vibrant markets across South Australia. Council staff can assist with designing site plans.

RISK ASSESSMENT

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

Environmental - The Manager Open Space and Environment reports that due to the age of the trees, extra maintenance, including coring of the soil is occurring to prolong the life of the trees. Once they deteriorate past a certain level it will be difficult to maintain the health of the trees. The size of surrounding trees makes replacement problematic. Permitting vehicles to park near the trees increases the risk of soil compaction and root damage. This risk is assessed as ***high***.

Reputation - The Victor Harbor Beachside Market manager is concerned that if the stall holders are not permitted to remain on the reserve, they may decide not to attend, resulting in the market becoming unviable. This risk is considered as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 4 - We protect and restore our environment

- Objective 4.3 - Enhance the health and biodiversity of our natural environment

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in renewing the licence for the Victor Harbor Beachside Market.

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure - Jodi Roberts

Manager City Infrastructure - Mark Buckerfield

Manager City Activation - Mark Przibilla

Manager Open Space and Environment - Mark Short

Team Leader Property - Chris Bowey

Team Leader Open Space - Scott Pearsons

Team Leader Public Safety and Compliance - Justin McGrath

Festivals and Events Officer - Stacey Richardson

Beachside Market - Robert and Janet Cawood (Managers)

Business Victor Harbor

ATTACHMENTS

Attachment 1 - 2025-2029 Licence - Victor Harbor Beachside Market (tracked changes)

Attachment 2 - Survey Results provided by Beachside Market Manager

Attachment 1 - 2025-2029 Licence - Victor Harbor Beachside Market (tracked changes)

LICENCE AGREEMENT

SECTION 761B ESPLANADE, VICTOR HARBOR SA 5211

THE CITY OF VICTOR HARBOR

("the Council")

And

VICTOR HARBOR BEACHSIDE MARKET

("the Licensee")

1 July 2025 to 30 June 2029

Release 2

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Licence Agreement

Between

THE CITY OF VICTOR HARBOR (ABN 87 414 752 632) of Bay Road, Victor Harbor, South Australia 5211 ("the **Council**")

and

The party identified in Item 1 of the Schedule ("the **Licensee**")

BACKGROUND

A. The Council is a council constituted under the *Local Government Act* 1999.

B. The Council is the registered proprietor of the Land described in Item 3 of the Schedule.

C. The Licensee has requested and the Council has resolved to grant to the Licensee, a bare, non-exclusive licence to access and use the Premises for the Permitted Use.

D. The Council and the Licensee wish to record the terms of their agreement in this Licence.

E. The person or persons executing this Licence on behalf of the Licensee are authorised to do so.

THE PARTIES AGREE as follows:

1. **ACKNOWLEDGEMENT OF BACKGROUND**

The preceding statements are accurate and form part of this Licence.

2. **DEFINED TERMS AND INTERPRETATION**

2.1 **Introductory**

In the Licence, unless the contrary intention appears:

2.1.1 a reference to this Licence is a reference to this document;

2.1.2 words beginning with capital letters are defined in clause 2.2;

2.1.3 a reference to a clause is a reference to a clause in this Licence;

2.1.4 a reference to an Item is a reference to an item in the Schedule;

2.1.5 a reference to a Schedule is a reference to the schedule of this Licence; and

2.1.6 a reference to an Annexure is a reference to an annexure to this Licence.

2.2 **Defined Terms**

In this Licence:

"Council" means the party described as "the Council" in this Licence and, where the context permits, includes the employees, contractors, agents and other invitees of the Council;

"Council's Equipment" means all fixtures and fittings, plant, equipment, services, chattels and other goods installed or situated in or on the Premises and made available for use by the Licensee;

"Land" means the land described in Item 3 of the Schedule and includes any part of the Land;

"Licensee" means the party described as "the Licensee" in this Licence and, where the context permits, includes the employees, contractors, agents, customers, sub-licensees and other invitees of the Licensee or any person claiming under the Licensee;

"Licensee's Equipment" means any and all fixtures and fittings and other equipment installed in or brought onto or kept in the Premises by the Licensee as and from the date that the Licensee first took occupation of the Premises;

"Licensee's Portion" means the proportion which the Premises bears as against the whole of the Land, expressed as a percentage;

"Permitted Use" means the use described in **Item 8** of the Schedule;

"Premises" means the premises described in **Item** 2 of the Schedule including the Council's Equipment;

"Review Dates" means those dates described in **Item 7** of the Schedule (if any);

"Review Method" means the review method described in **Item 7** of the Schedule (if any);

"Statutory Requirements" means all requirements or obligations under any act, regulation, by-law or other statutory instrument;

"Term" means the Term as described in Item 4 of the Schedule and any period during which the Licensee holds over or remains in occupation of the Premises;

"Times of Use" means the times set out in Item 5 of the Schedule.

2.3 **Interpretation**

Unless the contrary intention appears:

2.3.1 headings are for convenience only and do not affect interpretation;

2.3.2 the singular includes the plural and vice-versa;

2.3.3 a reference to an individual or person includes a corporation, partnership, joint venture, authority, or trust;

2.3.4 a reference to any party in this Licence, or any other document or arrangement referred to in this Licence, includes that party's executors, administrators, substitutes, successors and assigns and where the context permits includes the employees, contractors, agents and the other invitees of the party;

2.3.5 a reference to any document (including this Licence) is to that document as varied or replaced from time to time;

2.3.6 a reference to any Legislation includes any statutory modification or re-enactment of it or any Legislation substituted for it, and all by-laws, regulations and rules issued under it;

2.3.7 a reference in this Licence to the Council's approval or consent, is to the Council's prior written approval or consent which may be granted or withheld in the absolute discretion of the Council;

2.3.8 "including" and similar expressions are not and must not be treated as words of limitation;

2.3.9 any Special Conditions listed in the Schedule will apply to this Licence and in the event of any inconsistency with the terms and conditions in the body of this Licence, the Special Conditions will prevail;

3. GRANT OF LICENCE

3.1 The Council grants and the Licensee accepts a licence of the Premises to undertake the Permitted Use for the Term.

3.2 The rights conferred by this Licence rest in contract only and do not and are not intended to create or confer upon the Licensee any tenancy, estate or interest in or over the Premises or the Land and the rights of the Licensee under this Licence shall be those of a licensee only and do not comprise or include any further or other rights.

3.3 The Council may, during the Term, grant a licence, permit, or approval to other individuals or entities to trade on the Land, sell goods and/or provide services thereon which may be the same or similar to those of the Licensee and / or may be in direct or indirect competition to the Licensee's goods or services.

4. LICENCE FEE

4.1 Payment of Licence Fee

The Licensee will pay to the Council the Licence Fee in the manner described in **Item 6** of the Schedule with the first payment due prior to the commencement of this Licence.

4.2 Review of Licence Fee

The Licence Fee will be increased effective on and from the Review Dates, in accordance with the Review Method. For the avoidance of doubt, the Licence Fee will not decrease on or from any Review Date as a result of this clause 4.2.

5. **RATES TAXES AND UTILITIES**

5.1 The Licensee will pay when they fall due for payment:

5.1.1 the Licensee's Portion of all rates, taxes, charges and levies relating to or incurred with respect to the whole of the Land; and

5.1.2 all rates, taxes, charges and levies relating only to or incurred only with respect to the Premises;

regardless of whether such rates, taxes, charges, levies or premiums are invoiced to the Licensee or the Council.

Unless otherwise agreed by the Council, the Licensee will pay when they fall due for payment, all costs for the use and the consumption of electricity, gas, water, telephone (and other telecommunications services) and any and all other services and utilities in connection with the Licensee's use of the Premises.

6. **LICENSEE'S RIGHTS AND OBLIGATIONS**

6.1 **Permitted Use**

6.1.1 The Licensee must use the Premises only for the Permitted Use and must not use or allow the Premises to be used for any other purpose.

6.1.2 The Licensee will be responsible for repairing or correcting any damage or malfunction of the Premises which results from any misuse or abuse of the Premises by the Licensee.

6.1.3 The Licensee must conduct the Permitted Use wholly from within the confines of the Premises and in accordance with any reasonable direction of the Council in relation to the Licensee's use or occupation of the Land or the Premises.

6.2 **Times of Use**

6.2.1 The Licensee may only access and use the Premises during the Times of Use as outlined in Item 5 of the Schedule.

6.2.2 Any alteration to the Times of Use requires the prior written consent of the Council.

6.2.3 The Licensee must undertake the Permitted Use during the Times of Use only.

6.3 **Statutory and Other Requirements**

6.3.1 The Licensee must, at its own expense, comply with all Statutory Requirements (including any obligations under the *Work Health and Safety Act 2012 and Regulations* and any rules of the Council pursuant to clause 13) in connection with the Licensee's use and occupation of the Premises and the Land:

6.4 **Dangerous Equipment and Installations**

The Licensee may only install or use within the Premises equipment and facilities which are reasonably necessary for and normally used in connection with the Permitted Use and will not install or bring onto the Premises:

6.4.1 any electrical, gas powered or other machinery or equipment which may pose a danger, risk or hazard;

6.4.2 any chemicals or other dangerous substances which may pose a danger, risk or hazard; or

6.4.3 any heavy equipment or items which may damage the Premises.

7. **INSURANCE**

7.1 **Licensee's Insurance**

The Licensee must take out and maintain during the Term of this Licence:

7.1.1 a public liability insurance policy, in respect of injury, loss or damage occurring on the Land, which provides coverage in the amount stipulated in Item 9 of the Schedule. The policy must note the Council's rights and interests in the Land and the indemnities provided by the Licensee in favour of the Council under this Licence; and

7.1.2 any other insurance that the Council reasonably requires.;

7.2 **Insurance Premiums**

7.2.1 The Licensee must not do anything which may:

(a) prejudice any insurance of the Premises; or

(b) increase the premium for that insurance.

7.2.2 If the Licensee does anything (with or without the Council's consent) that increases the premium of any insurance the Council has in connection with the Premises, the Licensee must on demand pay the amount of that increase to the Council.

7.3 **Insurance Certificates**

7.3.1 The Licensee must provide the Council with a copy of the policy and the certificate of currency for the insurance policies referred to in clause 7.1 at the commencement of the Term and if requested by the Council, on each renewal date of the insurance policies.

7.3.2 The Licensee must keep the insurance required under clause 7.1 current during the Term, and must, during that period, notify the Council immediately if the policy lapses or is cancelled or if an event occurs which could prejudice or give rise to a claim under the policy.

8. **REPAIR AND MAINTENANCE**

8.1 The Licensee must keep, maintain, repair and replace as necessary the Licensee's Equipment, including any signs, situated within the Premises, and must otherwise maintain and repair the Premises in good repair and free from damage.

8.2 If the Council requires the Licensee to do so, the Licensee must promptly repair any damage to the Premises or to the Land to the extent that it is caused or contributed to by the act, omission, negligence or default of the Licensee. Any repairs must be carried out by the Licensee within seven (7) days of the Council having required the repairs to be undertaken or as otherwise agreed in writing by the parties.

8.3 **Alterations by Licensee**

8.3.1 The Licensee must not carry out any alterations or additions to the Premises or the Land, including cutting, opening, defacing or damaging surfaces, without the Council's written consent, which consent may be granted or withheld by the Council in its absolute discretion.

8.3.2 The Licensee must provide full details of any proposed alteration and additions to the Council.

8.3.3 The Council may impose any conditions it considers necessary if it gives its approval under clause 8.3.1, including requiring the Licensee to obtain the Council's consent to any agreements that the Licensee enters into in relation to the alterations or additions.

8.3.4 Unless otherwise agreed in writing between the parties, all alterations and additions to the Premises made by the Licensee pursuant to this clause will be the property of the Licensee during the Term and following expiration or sooner termination of this Licence, but subject to a determination made by the Council in accordance with clause11.4.

8.4 **Cleaning and Waste Disposal**

8.4.1 The Licensee must at all times during the Times of Use and at the Licensee's cost in all things, keep the Premises, and the areas immediately surrounding the Premises, clean and tidy and free of rubbish, vermin, insects and other pests.

8.4.2 The Licensee is responsible for the appropriate disposal of all grey water and commercial waste generated in connection with the Permitted Use. For avoidance of doubt, such grey water and commercial waste must not be disposed of on the Premises or the Land.

9. **COUNCIL'S RIGHTS TO ENTER**

The Council may enter the Premises:

9.1 at any time and without notice, to see the state of repair of the Premises;

9.2 after giving the Licensee reasonable notice (except in the case of emergency when no notice will be required):

9.2.1 to do repairs to the Premises or other works which cannot reasonably be done unless the Council enters the Premises; or

9.2.2 to do anything the Council must or may do under this Licence or must do under any law.

10. **RULES**

10.1 The Council may, in its absolute discretion, make and vary rules and directions relating to the Premises and the Land (including rules in relation to signs, public address systems, security signs, cleanliness, safety and general administration) where the Council deems such Rules are necessary or desirable.

10.2 Any such rules and directions made by the Council under this clause 10 will be notified in writing by the Council to the Licensee

10.3 To avoid doubt, any breach of or failure to comply with such rules and directions shall be deemed to be a breach by the Licensee of this Licence Agreement.

11. **RIGHTS AND OBLIGATIONS ON EXPIRY**

11.1 **Expiry**

This Licence will come to an end at midnight on the last day of the Term unless it is terminated earlier by the Council or the Licensee under any other provision of this Licence.

11.2 **Make Good**

Before this Licence comes to an end, the Licensee will:

11.2.1 remove all of the Licensee's Equipment from the Premises and repair and make good any damage caused by such removal;

11.2.2 unless otherwise agreed by the Council, remove and reinstate any alterations or additions made to the Premises by the Licensee;

11.2.3 complete any repairs which the Licensee is obliged to carry out under this Licence.

11.3 **Abandoned Goods**

If the Licensee leaves any goods or equipment (including the Licensee's Equipment) at the Premises for more than 14 days following expiration or sooner termination of the Term of the Licence, then the Licensee forfeits the goods or equipment to the Council and the Council is entitled to deal with and dispose of the goods or equipment as it deems fit.

11.4 **Ownership of Alterations and Additions**

If, during the Term of this Licence the Licensee has undertaken any alterations or additions to the Premises, then upon expiration of the Term or sooner determination of this Licence, the Council may:

11.4.1 direct that the alternations or additions are to remain on the Premises, in which case the alterations or additions will form part of the Premises upon expiration of this Licence and will become the property of the Council and the Licensee will forfeit to the Council any interest the Licensee has in the alterations or additions; or

11.4.2 direct that the alterations or additions be removed and the Premises be reinstated in accordance with clause 11.2.2 of this Licence.

12. **BREACH**

12.1 **Council's Rights on Breach**

12.1.1 If the Licensee is at any time in breach of any of its obligations under this Licence, and the Licensee fails to remedy that breach to the satisfaction of the Council within fourteen (14) days of being requested by the Council to do so, the Council and anybody authorised by the Council for that purpose may at any time thereafter:

(a) come onto the Premises without notice and do all things necessary to remedy that breach; or

(b) terminate this Licence without further notice to the Licensee.

12.1.2 The Licensee is liable to pay or reimburse the Council for all costs and expenses it incurs in taking action under clause 12.1.1 which the Council may recover from the Licensee as a debt due and payable on demand.

12.2 **Rights of Council not Limited**

The rights of the Council under this Licence and at law resulting from a breach of this Licence by the Licensee shall not be excluded or limited in any way by reason of the Council having or exercising any powers under this clause12

13. **TERMINATION**

13.1 The Council may terminate this Licence:

13.1.1 if the Licence Fee or any part of it remains outstanding for seven (7) days, even if it has not been formally or legally demanded, by giving seven (7) days written notice to the Licensee; or

13.1.2 without cause, by giving three (3) months written notice to the Licensee.

13.2 The Licensee may terminate this Licence without cause by giving fourteen (14) days written notice to the Council.

14. **ASSIGNMENT**

14.1 The Licensee must not assign, transfer or sublicense this License or any right or obligation under it without the prior written consent of the Council, which consent may be granted or withheld by the Council in its absolute discretion.

14.2 The Council may license all or part of the Premises to other parties for periods outside the Times of Use.

15. **INDEMNITY AND RELEASE**

15.1 **Risk**

The Licensee occupies and uses the Premises at the Licensee's risk.

15.2 **Indemnity**

The Licensee is liable for and indemnifies the Council against all actions, liabilities, penalties, claims or demands for any loss, damage, injury or death incurred or suffered directly or indirectly in connection with:

15.2.1 any act or omission of the Licensee;

15.2.2 a breach of this Licence by the Licensee; or

15.2.3 the Licensee's use or occupation of the Premises or the Land; or.

15.2.4 any claim, proceeding or complaint made by any client or customer of the Licensee or made in relation to any goods or services sold or offered for sale by the Licensee.

15.3 **Release**

The Licensee releases the Council from all actions, liabilities, penalties, claims or demands for any damage, loss, injury or death occurring in the Premises or the Land except to the extent that they are caused by the Council's negligence.

16. DISPUTE RESOLUTION

16.1 If any dispute or disagreement arises between the parties in connection with this Licence, the parties undertake to use all reasonable endeavours, in good faith, to settle the dispute or disagreement by negotiation between representatives of both parties.

16.2 In the event that negotiations do not resolve the dispute within thirty (30) days then a mediator agreeable to both parties may be engaged to seek a resolution. If the parties cannot agree upon a mediator, the mediator will be appointed by the President or Acting President of the Law Society of South Australia. The cost of the mediator will be borne equally by both parties.

16.3 Nothing in this Licence is intended to limit either party's right to seek a legal remedy for any dispute that arises.

16.4 The parties agree that matters arising out of any conflict must be kept confidential.

17. COSTS AND DISBURSEMENTS

17.1 Licensee must pay or reimburse to the Council the Council's reasonable costs and expenses incurred in considering any request for consent under this Licence, whether that consent is ultimately granted or withheld.

17.2 The Licensee must pay all the Council's reasonable legal fees and other costs, charges and expenses which the Council may reasonably suffer or incur in consequence of and incidental to the preparation, execution and operation of this Licence.

18. MISCELLANEOUS

18.1 Waiver

If the Council accepts or waives any breach by the Licensee, that acceptance or waiver cannot be taken as an acceptance or waiver of any future breach of the same obligation or of any other obligation under this Licence.

18.2 Governing law

The Licence is governed by the law of South Australia and the parties irrevocably submit to the exclusive jurisdiction of the Courts in South Australia.

18.3 Severance

If any part of this Licence is found to be invalid or void or unenforceable, then that part will be severed from this Licence and the remainder of this Licence will continue to apply.

18.4 **Entire Agreement**

The Council and the Licensee acknowledge and agree that this Licence contains and represents the entire agreement reached between them with regard to the Premises and that no promises, representations or undertakings, other than those contained in this Licence, were made or given or relied upon.

18.5 **No Warranty**

The Council makes no warranty or representation regarding the suitability of the Premises (structural or otherwise) for the Permitted Use or any other purpose.

18.6 **Ombudsman**

The Licensee acknowledges that the *Ombudsman Act 1972* empowers the Ombudsman to investigate matters in the public interest. The Licensee must ensure compliance with all obligations arising under that Act and all applicable laws.

EXECUTED as an **AGREEMENT** on the day of 2025

Executed by the **City of Victor Harbor (ABN 87 414 752 632)** under delegation by:

.....	.....
Signature of CEO	Signature of Witness
	.....
	Name of Witness

IMPORTANT NOTICE: The Licensee acknowledges and agrees that the Council gives no warranty that the Premises will, either at the Commencement Date or for the duration of this Licence, be structurally suitable for the Permitted Use.

Executed by Robert and Janet Cawood – trading as the Victor Harbor Beachside Market:

.....	.....
Signature of Licensee	Signature of Licensee
.....	.....
Name of Licensee	Name of Licensee

SCHEDULE

ITEM 1 **Licensee**	R & J Cawood Trading Name -Victor Harbor Beachside Market, ABN 52 006 239 277 Address: PO Box 92 Mount Compass SA 5210
ITEM 2 **Premises**	That portion of the Land as marked in red on the plan attached as Annexure A
ITEM 3 **Land**	The whole of the land comprised in Certificate of Title Volume 6273 Folio 134, being more commonly known as Soldiers Memorial Reserve.
ITEM 4 **Term**	Four (4) years commencing on 1 July 2025 and expiring at midnight on 30 June 2029.
ITEM 5 **Times of Use**	The Licensee may only operate from the Premises during the following hours, or during such other hours as agreed by the parties in writing: Regular Markets may be applied for on the second and fourth Sundays of each month and each Sunday during January. Proposed dates to be provided to Council each year for approval. Further dates may be considered at the discretion of Council dependent on the availability of the Reserve and the timing of other events. Including collaborative markets – these are markets that combine with one or more other markets. The dates, times of use and location as agreed upon between all parties. Times of use during the Term is between the hours of ~~7:00am~~ 5.30am and ~~5:30pm~~ 6.00pm subject to Council reserves the right to review and amend these times at its discretion ~~or as agreed to by both parties in writing~~.
ITEM 6 **Licence Fee**	**2025/26 - $320.00** per market (inc. GST) payable seven (7) days after receipt of payment notice. Note – no fee is payable if a market is cancelled due to inclement weather. The Licensee must provide written evidence of the cancellation e.g., social media post, to Council within seven (7) days of the cancellation. The Licensee is liable for the payment of Council Rates. The annual rent paid as stated in item 6 has been reduced by an amount equivalent to the Council Rates payable which is calculated at $300.15 for the 2025/26 year.

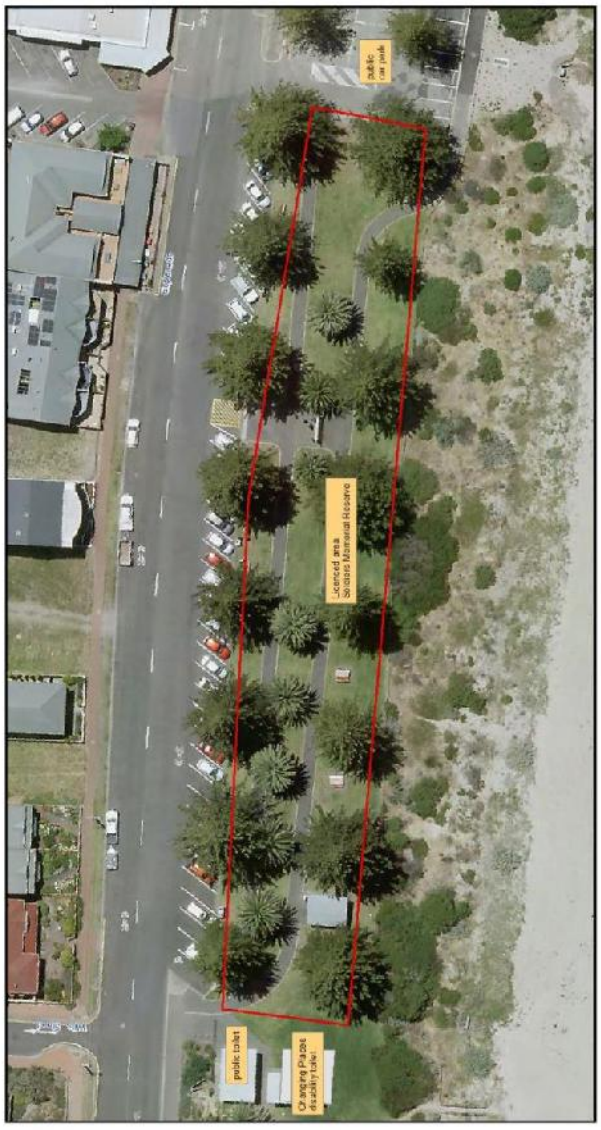
ITEM 7 **Licence Fee Review Dates and Review Method**	**Review Dates** The Licence Fee as stated in **Item 6** will be reviewed annually on each anniversary of the commencement date of this Licence. **Review Method** The Licence Fee stated in **Item 6** above will be increased annually in proportion to the percentage increase in CPI for the previous 12 months taken from the immediately preceding quarter as published by the Australian Bureau of Statistics for All Groups (Adelaide).
ITEM 8 **Permitted Use**	The commercial operation of a Country Market. Activities including bric-a-brac, fashion, tools, jewellery, food, craft, hand crafted goods etc. Special Condition 1 and excluding the sale of tobacco products.
ITEM 9 **Public Liability Insurance**	Coverage of at least twenty million dollars ($20,000,000.00) per claim
Item 10 **Special Conditions**	1. **APPROVED RULES OF OPERATION** Notwithstanding clause 10 , the Licensor imposes the following Rules, which Rules may be revoked, amended or varied by the Licensor at any time in accordance with clause 10. 1.1 The Licensee must ensure that all vendors comply with; 1.1.1 all acts of parliament, regulations, by-laws or codes of practice which apply to the Permitted Use of the Premises and the Land including but (not limited to) work place health & safety, public health, fire safety and safety in general; 1.1.2 the requirements of the *Food Act 2001* and all relevant standards required for operation of a market and sale of food (including but not limited to) registration as a "food business" through the Council or another council. If the latter, the Licensee must provide the Council with confirmation of registration as a food business with the other council if requested. 1.2 There shall be a maximum limit of 60 market stalls at any market. This may be reduced dependent on the size of individual stalls for what can reasonably trade within the licenced area.

	~~1.3~~ No vehicles are to enter or remain on the Land at any time unless it is deemed by the Licensee in consultation with the Council's administration as being essential for compliance with workplace health and safety or food health and hygiene regulations, by-laws or other requirements. 1.3 If such vehicles are permitted to enter the Land, those vehicles are only be permitted to enter and leave the Land to unload and load on each market day during the Term unless deemed appropriate to do so by Council's delegate for the display of goods. The Market Manager to provide Council's delegate with a list of such vehicles including the reason to remain on the Reserve for assessment. Approvals granted when deemed appropriate. All vehicles must enter and leave the land via the made pathway. ~~An exception to this will be the allowance to use vehicles on the seaside of the land only, to act as a "windbreak" during adverse weather conditions only.~~ 1.4 The public barbeque and War Memorial area must be kept clear of stalls. 1.5 The Premises and the Land (and all buildings, fixtures, fittings and landscaping on the Area and the Land) must be kept and left in clean and tidy state, with the stallholders responsible for the removal of rubbish from the site. No waste material is to be deposited in to Council bins. 1.6 The configuration of stalls must be such that all parking provisions within adjoining streets can be met and maintained. Stall-holder vehicles are to comply with relevant Australian Road Rules for on street parking. 1.7 Perforated matting must be used by each stall holder on turf areas as to minimise the reserve surface damage. 1.8 The customer frontages of stalls are to abut the paved walkways on the Land to minimise surface damage to turf. Where this cannot be achieved for practical reasons (such as customer circulation), alternative arrangements, including the use of perforated mats,

	should be used with the approval of the Council's Manager of Open Space (or such other Council delegate approved by the Council). 1.9 Walkways are to be kept clear for pedestrian passage and disability access at all times. 1.10 The Council reserves the right to relocate or cancel the market on a particular date if; • An alternative site is identified; and/or • To allow for regeneration of the reserve surface. 1.11 Access to the Licenced area may be restricted during organised events held in the surrounding area. This may include road closures adjoining Soldiers Memorial Reserve. Event organisers are encouraged to consult with the users of the Reserve to minimise disturbance and discuss potential collaborative opportunities. 1.12 Cancelled Markets If adverse weather conditions are predicted on a market date that is scheduled on a long weekend or in a month that contains 5 Sundays, the Licensee may apply to Council giving three (3) days' notice (no later than the Friday before) to reschedule the market to the Monday or the 5th Sunday. Approval will be considered on a case-by-case basis and in consideration of any other event that may be scheduled at the time.

19

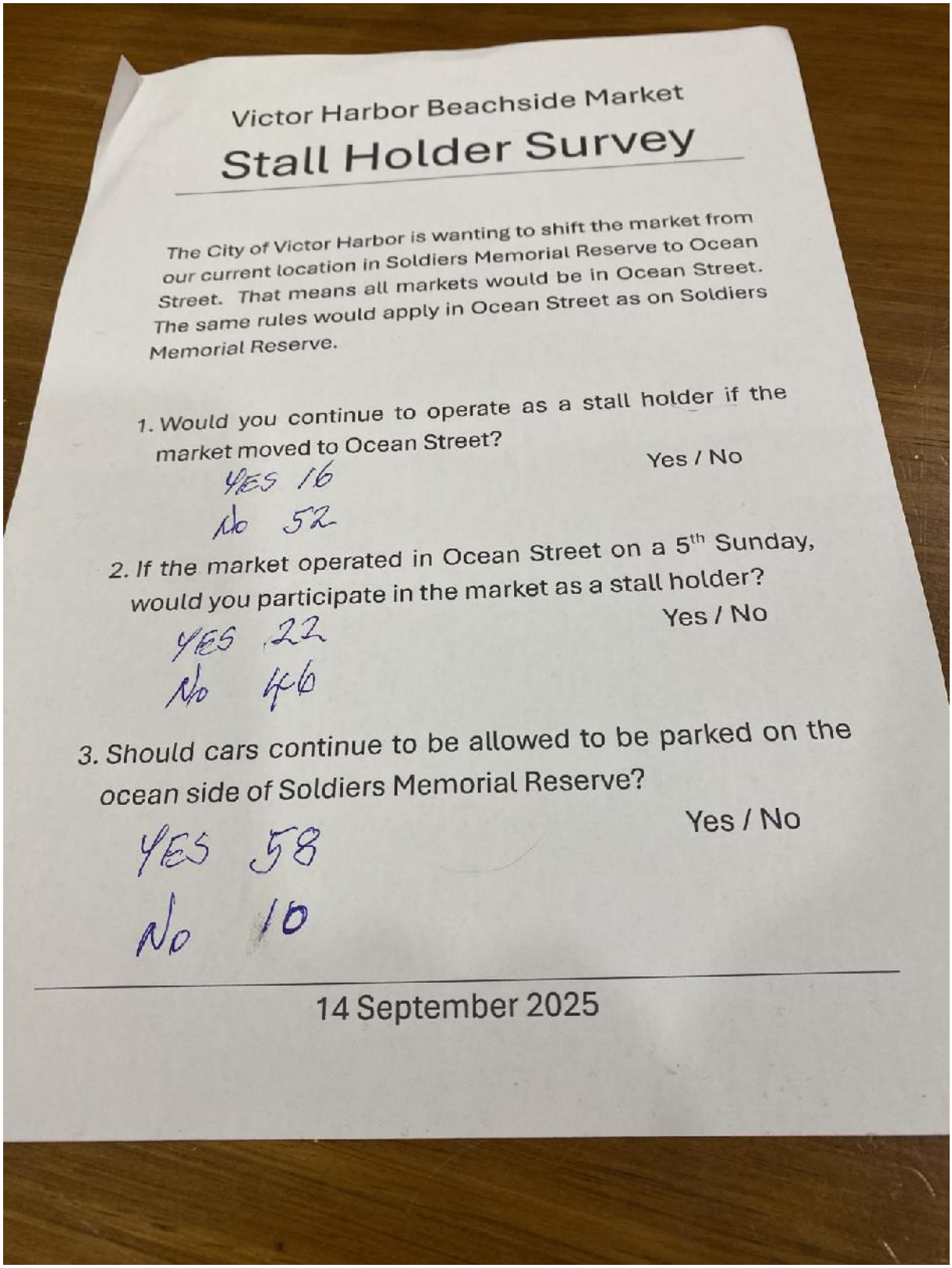
ANNEXURE A



20

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Attachment 2 - Survey Results provided by Beachside Market Manager



Victor Harbor Beachside Market

Stall Holder Survey

The City of Victor Harbor is wanting to shift the market from our current location in Soldiers Memorial Reserve to Ocean Street. That means all markets would be in Ocean Street. The same rules would apply in Ocean Street as on Soldiers Memorial Reserve.

1. Would you continue to operate as a stall holder if the market moved to Ocean Street?

Yes / No

YES 16

No 52

2. If the market operated in Ocean Street on a 5th Sunday, would you participate in the market as a stall holder?

Yes / No

YES 22

No 46

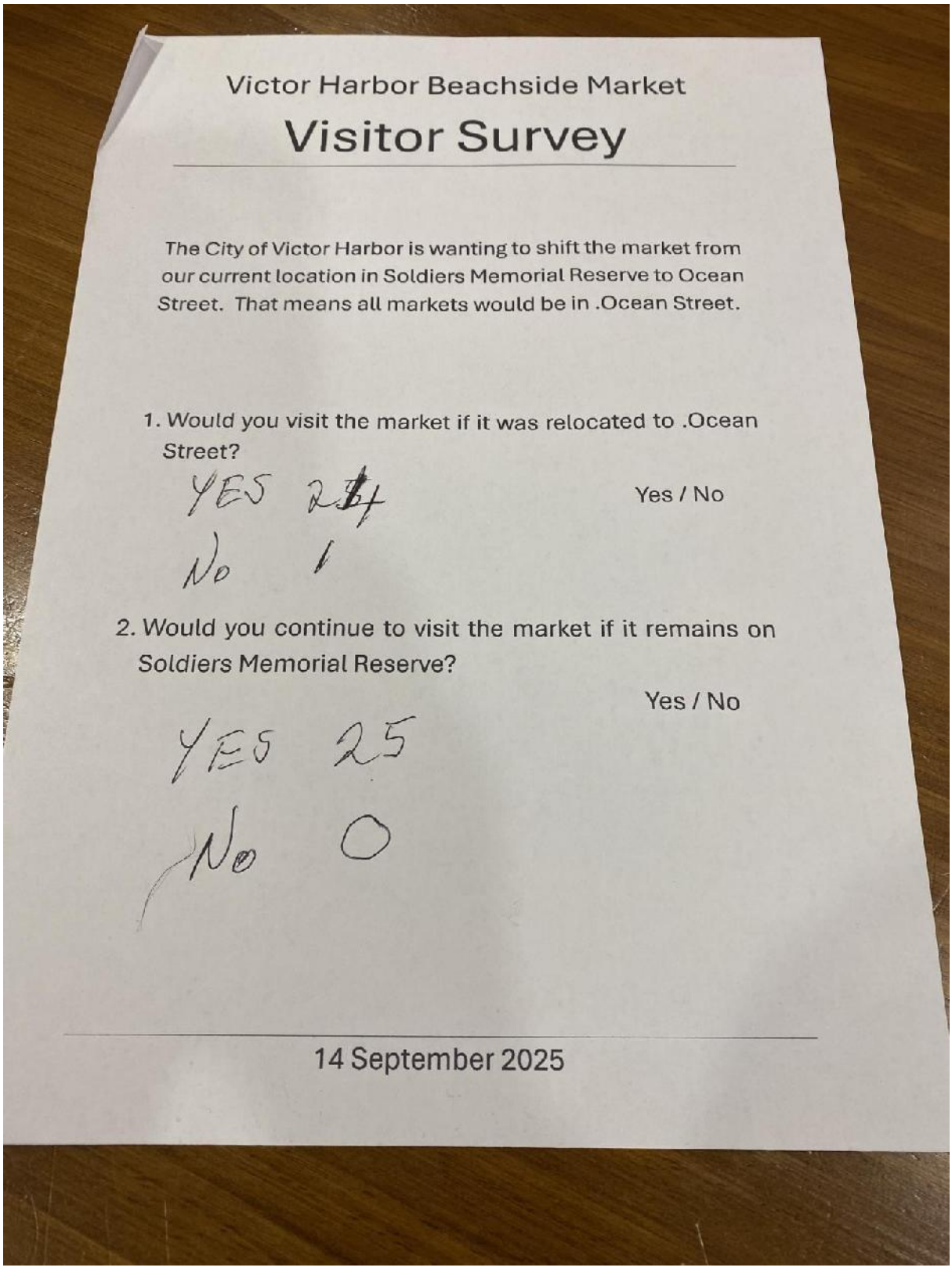
3. Should cars continue to be allowed to be parked on the ocean side of Soldiers Memorial Reserve?

Yes / No

YES 58

No 10

14 September 2025



Victor Harbor Beachside Market

Visitor Survey

The City of Victor Harbor is wanting to shift the market from our current location in Soldiers Memorial Reserve to Ocean Street. That means all markets would be in .Ocean Street.

1. Would you visit the market if it was relocated to .Ocean Street?

Yes / No

YES 24

No 1

2. Would you continue to visit the market if it remains on Soldiers Memorial Reserve?

Yes / No

YES 25

No 0

14 September 2025

12.5. Shared Pathway - Investigator College to Armstrong Road

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Mark Buckerfield

RECOMMENDATION

1. That Council authorise the Mayor and Chief Executive Officer to sign and affix the common seal to the Funding Deed under the State Bicycle Fund for the Shared Pathway - Investigator College to Armstrong Road, on behalf of the City of Victor Harbor.

2. That Council write to the Minister for Infrastructure and Transport thanking her for the support provided for this important project.

3. That Council approve an increase in the 2025/26 capital budget for Project # 300127 (*Shared Path Investigator College to Armstrong Road*) of $200,000 that is offset with the grant income of $200,000 with no additional funds required.

PURPOSE

The purpose of this report is to seek Council approval to accept the grant for the amount of $200,000 for the Shared Pathway from Investigator College to Armstrong Road.

BACKGROUND

Council has allocated funding in the 2025/26 budget for the construction of a new Shared Path. The installation of a 3.5 metre wide shared path is to link Investigator College to the Encounter Bay Recreation Ground and Armstrong Road at Victor Harbor.

This new shared path enables pedestrian and bicycle riders to safely travel to these key education and recreational facilities off of arterial roads.

Council is committed to implementing the Regional Community, Sport and Recreational Precinct (the Precinct) at Lot 202 Armstrong Road, Victor Harbor. The Precinct will include a four multi-purpose courts, a gymnastics area, a health club, meeting rooms, studio spaces and a cafe. The Precinct will also include a childcare centre, food and beverage offering and retail spaces. The shared path will also provide easy access to this facility from the Investigator College.

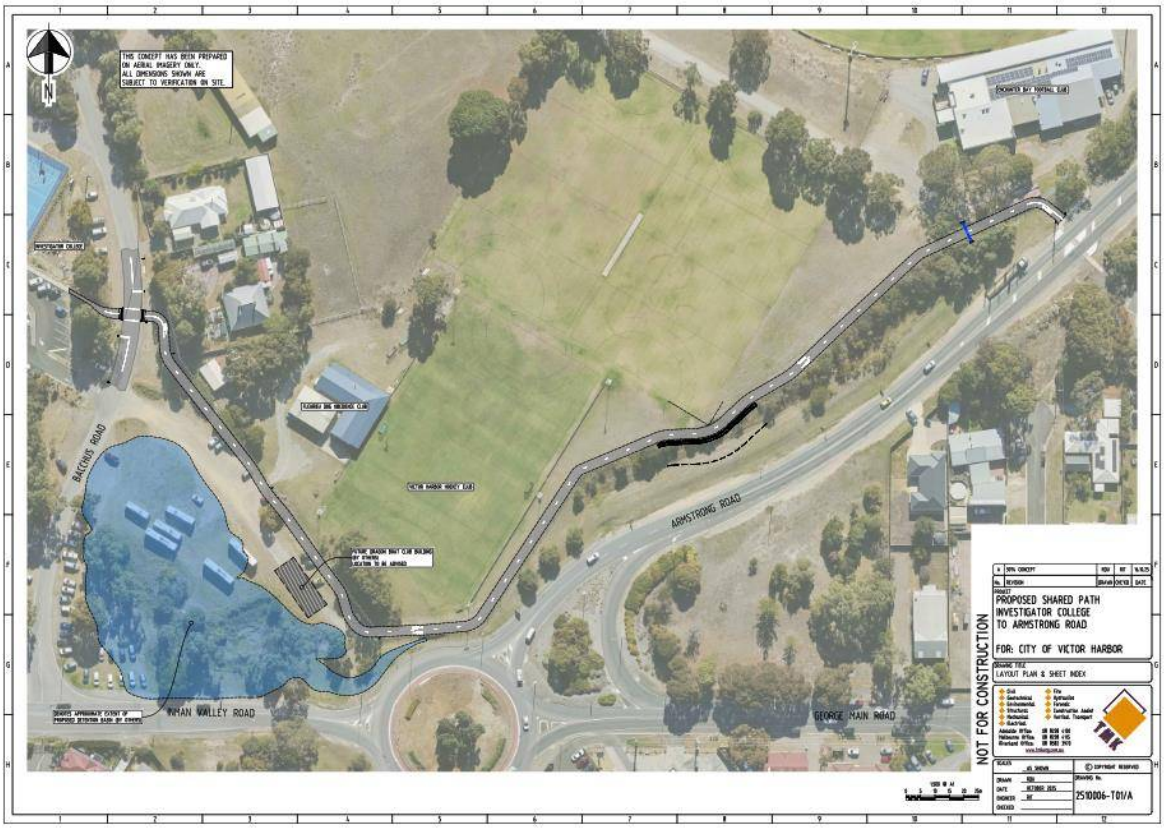
The indicative path for the shared path will see the path positioned partly on road reserve and partly on a Council reserve licenced to the local hockey club. The hockey club has agreed to vary their license area to accommodate the path.

COMMENTARY

In May 2025 Council applied for $200,000 through the State Governments Bicycle Fund for 2025/26. In October 2025 we were advised that we had been successful in our grant application. The Funding Deed requires execution under common seal (see Attachment 1).

The grant funding coupled with our budget provision of $246,000 will ensure the shared path can be completed. Depending on the tendered prices for the path's construction, there may be sufficient funds to partly fund an Emu Crossing across Bacchus Road to assist school children safely cross the road during the busy drop off and pick up times. For this element of the overall project, once the detailed design and cost estimates are complete, a separate grant funding application will be submitted to the Department for Infrastructure and Transport Way2Go program, a statewide program promoting safer, greener and more active travel for primary school students and their communities.

The concept plan below shows the proposed route of the shared path:



Designers were appointed in early October 2025 to undertake the detailed design.

The paths positioning and design will include:

- sufficient player run-off area from the hockey fields
- relocation of the existing fencing around a small diversion of the path into the existing stormwater swale to enable adequate clearance from the hocket pitch
- retaining wall or earth batter to accommodate the path diversion

- drainage pipes to accommodate any over-land flow paths of stormwater
- a design for an Emu Crossing on Bacchus Road
- accommodating the proposed design for a future wetland to the southwest of the path (Lot 103) and;
- integrating the design with the existing Pedestrian Refuge on Armstrong Road, using a route that minimises costs associated with possible relocation of underground services at the existing crossing point on Armstrong Road.

RISK ASSESSMENT

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

Financial Management - Providing a safe shared pathway connection between Investigator College and Armstrong Road enables pedestrian and bicycle riders to safely travel to these key education and recreational facilities off of arterial roads. The grant funding assists the Council to lower the cost to the community for delivering this project. The risks associated with accepting the grant funding 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

- Objective 5.1 - Facilitate access to health, education and community services
- Objective 5.2 - Plan and provide for a range of community facilities to meet current and future needs

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

- Objective 6.3 - Manage council's finances and resources sustainably

BUDGET IMPLICATIONS

The receipt of the $200,000 grant will be recognised as part of the first quarter budget review to reflect the revised total project budget for Project #300127 (*Shared Path Investigator College to Armstrong Road*) of $446,000.

No additional funds are required.

CONSULTATION

Senior Management Team

Department for Infrastructure and Transport - Matthew Mayes (Senior Policy Officer)

Investigator College - Jon Bester (Business Manager)

Victor Harbor Hockey Club Committee at a meeting on 16 July 2025

ATTACHMENTS

Attachment 1 – Funding Deed - State Bicycle Fund

Attachment 1 - Funding Deed - State Bicycle Fund

OFFICIAL

FUNDING DEED under **STATE BICYCLE FUND**

Investigator College to Armstrong Road, Victor Harbor – Shared Path-Design and Construction

$200,000

Between

MINISTER FOR INFRASTRUCTURE AND TRANSPORT

(**Minister**)

And

THE COUNCIL NAMED IN THE SCHEDULE

(**Council**)

OFFICIAL

OFFICIAL

DEED dated the day of

PARTIES:

MINISTER FOR INFRASTRUCTURE AND TRANSPORT, a body corporate pursuant to the *Administrative Arrangements Act 1994*.....(**Minister**)

And

THE COUNCIL NAMED IN THE SCHEDULE a body corporate under the *Local Government Act 1999*.....(**Council**)

It is agreed:

1. **FUNDING**

1.1 Subject to this deed, the Minister will pay the Council up to the amount of money specified in the Schedule (**Funding**).

1.2 The Council must only use the Funding for the **Purpose** set out in clause 3 of the Schedule.

1.3 For the purposes of this deed, the **Funding Period** is the period commencing on the Start Date and, subject to funding being available, will continue until the End Date. The **Start Date** and **End Date** are set out in the Schedule.

1.4 The Funding is payable by way of a lump sum in accordance with the Schedule. During the Funding Period, the Council is entitled in accordance with the conditions set out in the Schedule to invoice the Minister for the payment of the Funding.

1.5 At the end of the Funding Period the Council must provide a report on the level of any unexpended Funding.

1.6 The Council must repay any part of the Funding which is unexpended at the end of the Funding Period to the Minister unless the Minister gives written approval for the Council to retain the money.

1.7 The Council must pay at least fifty per cent of the total cost of the works undertaken for the Purpose.

Unless otherwise agreed in writing with the Minister, if by the end of the Funding Period, the total cost of the works for the Purpose is less than double the amount of the grant (GST Exclusive) then in addition to repaying any unexpended Funding, the Council must repay to the Minister the difference between the amount of the Funding and a half of the actual cost of the works.

2. **GST**

2.1 In addition to any amounts payable by the Grantor as part of the Funding (**Base Payment**), the grantor must, if in relation to a Taxable Supply for which the grantor has received a Tax Invoice, pay to the Council an additional amount (**GST Payment**) calculated by multiplying the Base Payment by the rate at which GST is levied at the time of this deed.

2.2 The GST Payment is payable at the same time and subject to the same conditions as the Base Payment. "*Taxable supply*", "*GST*" and "*Tax Invoice*" have the meaning attributed under the *A New Tax System (Goods and Services Tax) Act 1999*.

OFFICIAL

3. **ADMINISTRATION OF DEED**

3.1 Any power or discretion exercisable by the Minister under this deed may be exercised by the person (**Minister's Representative**) for the time being in the position within the Department for Infrastructure and Transport (**Department**) set out in the Schedule.

3.2 Any power or discretion exercisable by the Council under this deed may be exercised by the person (**Council's Representative**) for the time being in the position within the Council set out in the Schedule.

4. **PROVISION OF FINANCIAL INFORMATION**

4.1 The Council must provide the Minister with appropriate and regular information, records and reports as the Minister may request from time to time about:

4.1.1 the administration and financial affairs of the Council;

4.1.2 the progress of and any change to the authorised scope of the Purpose;

4.1.3 any significant changes to the nature and scope of the activities conducted by the Council;

4.1.4 any other matter relevant to the granting of assistance;

4.1.5 any other funding or financial assistance promised or received from any source other than the Minister;

4.1.6 the Council's management of the Funding, including, but not limited to, the economic and efficient use of resources to achieve the outcomes of the Purpose; and

4.1.7 the performance of the Council's undertakings and obligations under this deed.

4.2 The information provided by the Council must be sufficient for the Minister to make an informed judgement about:

4.2.1 the Council's ongoing financial position and its resources and expertise in relation to the Purpose;

4.2.2 the Council's performance in managing public moneys, acquiring, and using resources economically and efficiently and in achieving specified objectives in relation to the Purpose;

4.2.3 the overall effectiveness of the Funding throughout the Funding Period;

4.2.4 compliance with legislation and generally accepted accounting principles; and

4.2.5 compliance with the Council's constitution and the conditions of this deed.

4.3 The Council must permit any officer authorised by the Minister:

4.3.1 to enter the Council's premises and to have access to all accounting records, equipment, documents, and information in possession of the Council; and

4.3.2 to interview employees of the Council on matters pertaining to the operations of the Council.

5. **OBLIGATIONS OF THE COUNCIL**

The Council must:

5.1 ensure that any works undertaken towards the Purpose are undertaken in accordance with (and to the standard required by) any applicable Standards published by Austroads and Standards Australia Limited;

(all bicycle facilities must be planned, designed, and constructed in accordance with Austroads guidelines, AS 1742.9 – Manual of uniform Traffic Control Devices Part 9: Bicycle Facilities, and South Australia's Active Travel Design Guide – current version);

5.2 maintain accounting records of the Funding in accordance with generally accepted accounting principles;

5.3 ensure that any activity carried out by the Council in connection with the Council's use of the Funding complies with the laws from time to time in force in South Australia;

5.4 comply with its constitution;

5.5 comply with the reporting requirements set out in the Schedule;

5.6 prepare financial statements in accordance with Australian Accounting Standards at the end of the Funding Period and submit the financial statements, signed by a senior office holder of the Council, to the Minister no later than one calendar month after the expiry of the Funding Period; and

5.7 where requested by the Minister, provide to the Department management accounts, annual reports, financial statements and any other information or documents relevant to the Council's operations.

6. **TERMINATION**

6.1 If the Council fails to comply with this deed, the Minister may:

6.1.1 require the Council to repay either the whole or a portion of the Funding (whether expended or not);

6.1.2 withhold all future funding from the Council;

6.1.3 pursue any legal rights or remedies which may be available to the Minister; and

6.1.4 terminate or curtail any program or project conducted by the Minister of which the Purpose conducted by the Council is part.

6.2 The Minister may review any decision made pursuant to this clause if the Council is able to satisfy the Minister within a period of 30 days from the decision that the Council has complied with the conditions of this deed.

6.3 Nothing in this deed is to be taken to limit the Minister's discretion to determine whether and how any program or project of the Minister is to be conducted, except if and to the extent that the Minister gives an express undertaking in that regard.

7. **INSURANCE**

The Council warrants that it is a member of the Local Government Association Mutual Liability Scheme (**Scheme**) and is bound by the Scheme pursuant to section 142 and Schedule 1, Part 2 of the *Local Government Act 1999* (SA) (**Act**) and in the event that the Council ceases to be a member of the Scheme it will forthwith, pursuant to Section 142(1) of the Act and the regulations under that Act, take out and maintain insurance

to cover its civil liabilities at a minimum level of cover of AUD $50 million.

8. **ACKNOWLEDGEMENTS**

The Council acknowledges that the Funding represents a one-off contribution by the Minister towards the Purpose, and the Council agrees that any request for subsequent funding will require a new application to the Minister.

The Minister is under no obligation to agree to pay any subsequent funding to the Council.

The Council further acknowledges and agrees that the Minister will not be liable to reimburse the Council for any losses (or cost over runs) that may result from the operation of this Agreement or the carrying out of the Purpose or a Project.

9. **INDEMNITY**

The Council acknowledges and agrees that it remains at all times solely responsible for the conduct of the Purpose and any Project and it releases and indemnifies the Minister, the Commissioner of Highways and the Crown in right of the State of South Australia together with their employees, contractors and agents (**those indemnified**) from and against any loss or liability incurred or suffered by any of those indemnified as a result of any claim, suit, demand, action or proceeding brought by any person against any of those indemnified in respect of the works to carry out the Purpose and/or a Project or otherwise caused by any breach or default of the Council under this Agreement.

10. **AUDIT**

The Minister may direct the Council to arrange for the financial accounts relating to the Funding to be audited at the Council's expense. The Minister may specify the minimum qualifications to be held by a person appointed to conduct the audit.

11. **ASSIGNMENT**

The Council must not assign, novate, or encumber any of its rights or obligations under this deed.

12. **PUBLICITY**

The Council must not make or permit a public announcement or media release to be made about any aspect of this deed without first obtaining the Minister's consent.

13. **CONSENT**

If the Council requires the Minister's consent under this deed, the Minister may, in its absolute discretion, give or withhold its consent and if giving consent, the Minister may impose any condition on that consent that it considers appropriate. The Minister's consent will not be effective unless it is in writing and signed.

14. **ENTIRE DEED**

This deed incorporates any attached schedules and annexures. This deed contains the entire agreement between the parties with respect to its subject matter and supersedes any prior agreement, understanding or representation of the parties on the subject matter.

15. **PROPER LAW**

The laws in force in South Australia apply to this deed.

16. **JURISDICTION OF COURTS**

The courts of South Australia have non-exclusive jurisdiction to determine any proceeding in relation to this deed. Any proceeding brought in a Federal Court must be instituted in (and remain with) the Adelaide Registry of that Federal Court.

17. **COMPLIANCE WITH LAWS**

The Council must comply with the laws in force in South Australia in the course of performing its obligations under this deed.

18. **NOTICES**

A notice is properly given or served if the party delivers it by hand, posts it or transmits it by electronic mail or facsimile, to the address of the Representative of the other party. A notice is taken to be received:

18.1 if sent by post, at the time it would have been delivered in the ordinary course of the post to the address to which it was sent;

18.2 if sent by electronic mail, only in the event that the sender receives confirmation that the e-mail has been successfully transmitted to the correct e-mail address; or

18.3 if delivered by hand, the party who sent the notice holds a receipt for the notice signed by a person employed at the physical address for service.

19. **PERFORMANCE AND FUTURE PROPOSALS**

The satisfactory completion of the works for the Purpose and on-going compliance with reporting obligations, may be taken into account as a factor in assessing any future applications by the Council for funding under the State Bicycle Fund.

20. **WAIVER**

Any waiver of any provision of this deed is ineffective unless it is in writing and signed by the party waiving its rights. A waiver by either party in respect of a breach of a provision of this deed by the other party is not a waiver in respect of any other breach of that or any other provision. The failure of either party to enforce any of the provisions of this deed at any time must not be interpreted as a waiver of that provision.

21. **VARIATION**

Any variation of this deed must be in writing and signed by each party (or its Representative).

Any request by the Council for agreement to vary the Funding or the Purpose must be accompanied by sufficient details explaining the reasons for the requested variation to enable the Minister to have regard to its merits.

22. **READING DOWN AND SEVERANCE**

In the event that any provision (or portion of any provision) of this deed is held to be unenforceable or invalid by a Court of competent jurisdiction, the validity and enforceability of the remaining provisions (or portions of such provisions) of this deed shall not be adversely affected.

The offending provision or part of a provision shall be read down to the extent necessary to give it legal effect or shall be severed if it cannot be read down, and the remaining part and provisions of this deed shall remain in full force and effect.

23. **AUDITOR GENERAL**

Nothing in this deed derogates from the powers of the Auditor-General under the *Public Finance and Audit Act 1987* (South Australia). Without limiting this clause, the Council acknowledges the Auditor General's obligations and powers under sections 32 and 34 of the *Public Finance and Audit Act 1987* (South Australia).

24. **PUBLIC DISCLOSURE**

The Minister may disclose this deed and/or information relating to this deed in both printed or electronic form and either generally to the public or to a particular person as a result of a specific request. Nothing in this clause derogates from the Council's obligations under any provision of this deed or the provisions of the *Freedom of Information Act, 1991*.

25. **ADDITIONAL CONDITIONS**

The additional conditions set out in the Schedule (if any) form part of this deed.

EXECUTED as a **DEED**

THE COMMON SEAL of the)
MINISTER FOR INFRASTRUCTURE)
AND TRANSPORT)
)
)
)
)
)
)
)
)
was affixed on: .....)
(Date above) *(Affix Seal Above)*
in the presence of:

Witness Signature:.....

Print name:.....

By the Council

THE COMMON SEAL of the)
COUNCIL NAMED IN THE SCHEDULE)
)
)
on:.....)
(Insert date above))
)
by:)
.....)
Chief Executive Officer)
)
.....)
(print name above))
)
and:)
.....)
Principal Member of Council)
) (Affix Seal above)
.....)
(print name above))

SCHEDULE

1. **THE COUNCIL**

Legal Name:	City of Victor Harbor
Trading Name:	City of Victor Harbor
Site Address:	1-7 Bay Road, VICTOR HARBOR SA 5211
Postal Address:	PO Box 11, VICTOR HARBOR SA 5211
ABN:	87 414 752 632

2. **REPRESENTATIVES**

Minister's Representative		**Council's Representative**	
Name:	Mr Daniel Osborne	Name:	Ms Jodi Roberts
Position:	Manager, Transport Planning	Position:	Director Environment and Infrastructure
Address:	Level 7, 83 Pirie Street, ADELAIDE SA 5000	Address:	1-7 Bay Road, VICTOR HARBOR SA 5211
Telephone:	7133 2576	Telephone:	(08) 8551 0522
E-mail:	Daniel.Osborne@sa.gov.au	E-mail:	jroberts@victor.sa.gov.au

3. **PURPOSE**

The Funding is provided for the Purpose of the Council undertaking (within the Funding Period) the **Projects** described below (and in the proposal and plans attached to this deed) in accordance with (and to the standard required by) any applicable Standards published by Austroads and Standards Australia Limited.

Description of Projects

Investigator College to Armstrong Road, Victor Harbor – Shared Path Design and Construction – Construct 400 metres of 3.5-metre-wide shared use path between Investigator College to Armstrong Road. ($200,000)

4. **FUNDING PERIOD**

Start Date: 01 July 2025

End Date: 30 June 2026

5. **FUNDING**

Amount (AUD): $200,000 (GST exclusive)

6. **MANNER & CONDITIONS OF PAYMENT**

Limit on payments

The Funding of $200,000 (GST exclusive) is the maximum total amount the Minister may be liable to pay the Council under this deed.

Invoice

The Minister is **not** obligated to pay an invoice unless properly rendered. An invoice is properly rendered if it:

(a) is issued in respect of a payment for which the Council is entitled to invoice for under this deed;

(b) quotes the relevant purchase order number allocated by the Minister;

(c) reflects the correct amount for payment under this deed; and

(d) is a valid Tax Invoice in accordance with GST Law.

Payment Term

Provided that the total amount of the Funding has not been (or will be) exceeded, the Minister must pay the amount of a properly rendered invoice for the Funding within 30 days of receiving the Council's invoice.

7. ADDITIONAL REPORTING REQUIREMENTS

Report (Title)	**Frequency** (By when)	**Requirements** (Information and applicable standard)
Project Report	31 January 2026 and 30 April 2026 or 7 days from request.	• The progress of the Project and scheduling of works. • Updated Expenditure forecasts during the term of the funding period • The management of the Funding (i.e., break down of expenditure of the Funding). • Any changes to the authorised scope of the Project. • Any significant changes to the nature and scope of the activities conducted by the Council. • Any operational matters requested from time to time by the Minister for inclusion in the Project Report.
Financial Statements (As referred to in clause 5)	Within 30 days from the expiry of the Funding Period.	Financial Statements prepared in accordance with Australian Accounting Standards setting out in detail the Council's expenditure of the Funding (with invoices attached from any contractors engaged for the Purpose) and signed by a senior office holder of the Council.

8. SPECIAL CONDITIONS

Alteration to DIT Roads or other Assets
If the Project requires any traffic management, alteration to (or effect on) a road or other asset that is under the care, control, and management of (or is otherwise the responsibility of) the Commissioner of Highways or is the responsibility of the Department for Infrastructure and Transport (**DIT**), the Council must seek the written approval of the appropriate DIT Regional Manager prior to commencing any work.

Traffic Control Devices
The installation of Traffic Control Devices must comply with the requirements outlined in the Manual of Legal Responsibilities and Technical Requirements for Traffic Control devices – Part 2 – Code of Technical Requirement (current version).

12.6. Hindmarsh Falls Heritage Agreement

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Sophie Rawson

RECOMMENDATION

That Council:

a. Approve Hindmarsh Falls Reserve as a site for a Heritage Agreement; and

b. Endorse an application to the 2024-2026 Heritage Agreement Incentive Grant Program to establish the Heritage Agreement at Hindmarsh Falls Reserve.

PURPOSE

The purpose of this report is for Council to consider the establishment of a Heritage Agreement Site at Hindmarsh Falls Reserve and provide endorsement for an application as part of the Heritage Agreement Incentive Grant 2024-2026 program.

BACKGROUND

The Native Vegetation Council (NVC) are offering Incentive Grants to landowners wanting to establish a new Heritage Agreement or expand an existing Heritage Agreement. These grants fund short-term (1 - 5 years) projects that help to protect native vegetation and enhance its condition, either through new Heritage Agreements or expanding existing Heritage Agreements. The program is available across South Australia and to date, the Native Vegetation Council has approved 20 incentive grants sharing $754,407 to protect and enhance 2,620 hectares.

Applications can be submitted any time before 30 June 2026, however, the opportunity to apply maybe withdrawn once funding is fully committed or at the discretion of the NVC.

In 2025 Council were successful in the same grant program to establish a Heritage Agreement at the 'Toc-H' reserve.

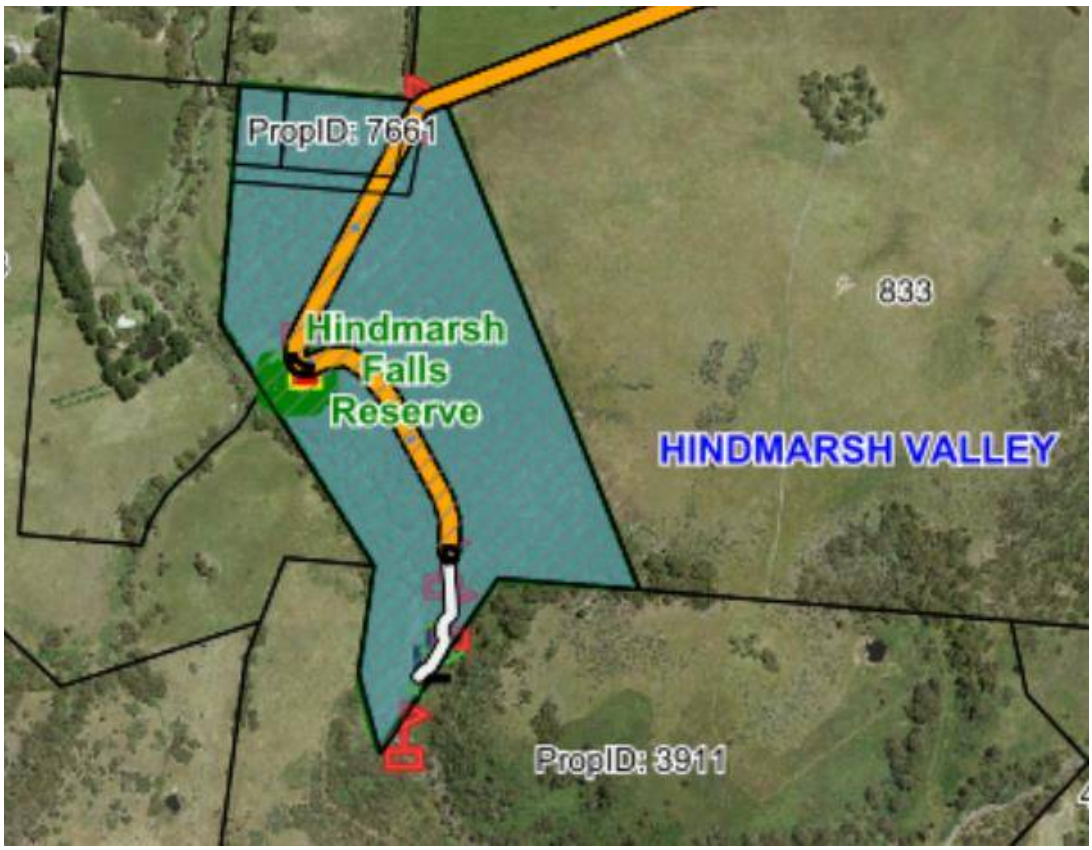
COMMENTARY

Council's Biodiversity and Natural Assets Management Plan 2023 to 2028 includes the following actions:

- ***Action 10.1*** *- Seek grant opportunities that improve biodiversity resilience*
- ***Action 10.18*** *- Establish a Heritage Agreement at Hindmarsh Falls Reserve to protect the high value vegetation and habitat values*

Hindmarsh Falls Reserve encompasses mostly native vegetation and has a diversity of trees, shrubs, groundcovers, grasses and herbaceous plants with very few weeds.

Preliminary discussions with the Native Vegetation Council have indicated the Hindmarsh Falls Reserve (excluding the carpark are picnic area) would be suitable for a Heritage Agreement and they have suggested that Council apply for the Incentives Grant again. The figure below shows the proposed extent of the Heritage Agreement (in blue).



The grant application can include funding for weed management and restoration work and if awarded, a Heritage Agreement would be established.

Given the direct action in Council endorsed Biodiversity and Natural Assets Management Plan it is recommended that Council endorse the application to the Heritage Agreement Incentive Grant 2024-2026 program to establish a Heritage Agreement site at Hindmarsh Falls Reserve.

The Team Leader of Environment and Sustainability will work with a Crown Land Unit Officer regarding any requirements for this proposal.

RISK ASSESSMENT

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

Environment - Establishing a Heritage Agreement at Hindmarsh Falls Reserve to protect the high value vegetation and habitat values aligns with the endorsed actions of Council's

Biodiversity and Natural Assets Management Plan 2023 to 2028. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 4 - We protect and restore our environment

Other references used:

- Biodiversity and Natural Assets Management Plan 2023 to 2028

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in preparing an application for the Heritage Agreement Incentive Grant 2024-2026 program to establish a Heritage Agreement site at Hindmarsh Falls Reserve.

No additional funds are required.

CONSULTATION

Director Environment and Infrastructure - Jodi Roberts

Manager Open Space and Environment - Mark Short

Property Officer - Michelle Griffiths

ATTACHMENTS

Nil

12.7. Canton Place Footbridge - Capital Budget Amendment

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Mark Buckerfield

RECOMMENDATION

That Council approve the capital budget transfer of $90,000 from Project #300107 (*Crozier Road Stormwater*) to Project #300112 (*Footbridge - Canton Place*) to enable the Footbridge project to be undertaken with no overall increase to the 2025/26 capital budget.

PURPOSE

The purpose of this report is to seek Council approval for a transfer of capital budget to complete the Canton Place Footbridge replacement now that tender submissions substantiate the need for additional budget.

BACKGROUND

Council allocated $153,700 in the 2025/26 budget for the Canton Place Footbridge replacement.

Design documentation has been completed and tenders for the replacement of the bridge have been received and assessed.

Unfortunately, all the tendered prices were higher than the available budget.

As can be seen in the photo below the existing bridge is at the end of its useful life.



COMMENTARY

The required budget to complete the works is $243,700 inclusive of project management costs and a small contingency. This results in a budget shortfall of $90,000.

Item	Amount
Allocated construction budget (2025/26)	$153,700
Total required (including project management, contingency, CITB levy)	$243,700
Shortfall	$90,000

One reason that the cost for the bridge is higher than the original budget was the design to accommodate the weight of Clydesdale with point loads up to 900 kg. There is an option of redesigning the bridge to a lower weight bearing capacity and restricting the use of the bridge to just human traffic. The costs savings however would be partly defrayed by having to do a whole new design.

As part of the tender process, contractors were invited to provide alternative bridge options, however these were more expensive that the detailed design and are not recommended.

Grant funding options for bridge renewals have been explored however current funding streams for bridges focus on improved safety for road users and increase productivity and efficiency for the freight industry.

As the contract is not yet awarded Council could choose to defer the project to a future year, however there is a risk that if the existing footbridge condition deteriorates it may need to be taken out of service.

An offset has been identified within the 2025/26 capital budget; it is recommended that Council approve the transfer of budget from the Crozier Road Stormwater Project that will span multiple years, to enable the footbridge replacement to be completed this financial year.

RISK ASSESSMENT

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

Infrastructure and Assets - Failure to progress the Canton Place Footbridge construction would result in deterioration of the existing timber bridge, which is no longer fit for purpose, posing ongoing maintenance liabilities and increased public risk. This risk is assessed as ***medium.***

Financial Management - Preferred tender exceeds available budget by ~$90,000 (allowing for project management costs, contingency, contractor fees and CITB levy). Delays in securing funds could delay delivery or require scope changes. This risk is assessed to ***medium.***

Employee and Public Safety - Retaining the existing timber structure for longer increases safety risk to staff and public. The construction zone will also require strict control. This risk is assessed as ***high.***

Service Delivery - Delays in awarding the contract or addressing the funding gap may impact timely delivery of the bridge replacement, potentially extend the operational life of the current unsafe asset and reducing service continuity for pedestrians and horse tram operations. This risk is assessed as ***medium.***

Reputation - Failure to deliver a safe, accessible crossing at a visible location is likely to attract negative community feedback. 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

Other references used:

- 2025/26 Annual Business Plan and Budget - Key Planned Activity: Canton Place Footbridge construction.

BUDGET IMPLICATIONS

There are insufficient funds in Project # 300012, (*Footbridge - Canton Place*) for constructing the new pedestrian footbridge at an estimated cost of $243,700.

The current endorsed budget is $153,700, leaving a shortfall of $90,000. The required funds of $90,000 will be transferred, subject to Council approval, from Project #300107 (*Crozier Road Stormwater*). There will be nil effect on the capital budget for 2025/26 from these amendments, as an offset has been identified, however there is likely to be an increased budget in subsequent years for the Crozier Road stormwater project.

The Crozier Road stormwater project will span several years and removing part of the budget from this financial year will not adversely impact on the overall delivery of the project and will allow time for a further application for grant funding to be made. A greater budget will need to be provided in a subsequent year once the design is complete and the full extent of required works is better understood.

CONSULTATION

Council Member at a briefing session held 13 October 2025

Director Environment and Infrastructure - Jodi Roberts

Land Development and Infrastructure Officer - Scott Champion

Project Coordinator - Gaurav Sawner

ATTACHMENTS

Nil

13. MINUTES OF COUNCIL COMMITTEE MEETINGS

13.1. CEO Performance Review Committee Minutes - 17 September 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

Council Member Representatives: Mayor Moira Jenkins, Cr Angela Schiller, Cr Brayden Mann, Cr Michael Quinton

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RECOMMENDATION

That Council receive and note the minutes of the CEO Performance Review Committee meeting held on Wednesday, 17 September 2025.

PURPOSE

The purpose of this report is to present the minutes of the CEO Performance Review Committee meeting held on Wednesday, 17 September 2025.

SUMMARY OF MEETING

A meeting of CEO Performance Review Committee the was held on Wednesday, 17 September 2025. A copy of the minutes of the meeting are provided at Attachment 1.

RISK ASSESSMENT

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

Legal and Compliance - The minutes were prepared and distributed to members in line with the legislative requirements. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receiving the minutes.

No additional funds are required.

CONSULTATION

CEO Performance Review Committee

Chief Executive Officer - Victoria MacKirdy

ATTACHMENTS

Attachment 1 - CEO Performance Review Committee Minutes - 17 September 2025

Attachment 1 - CEO Performance Review Committee Minutes - 17 September 2025

City of Victor Harbor

MINUTES

Committee: CEO Performance Review Committee

Meeting Held: Wednesday, 17 September 2025 at 6:10pm

Location: Council Chamber, 1 Bay Road, Victor Harbor

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1. PRESENT

Mayor Moira Jenkins
Cr Brayden Mann
Cr Angela Schiller
Cr Michael Quinton

In Attendance
Cr Carol Schofield
Chief Executive Officer - Victoria MacKirdy
Director Environment and Infrastructure - Jodi Roberts
Director Corporate and Community Service - Karen Rokisinski
Acting Director Community and Development - Leann Symonds
Group Manager Governance and Finance - Kellie Knight-Stacey
Manager People and Culture - Cathy McEnroe
Executive Assistant - Chelsie Butler
Qualified Independent Person – Daryl Stillwell (Stillwell Management Consultants)

2. ACKNOWLEDGEMENT OF COUNTRY AND DIVERSITY COMMITMENT

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, beliefs, cultures and backgrounds.

3. APOLOGIES

4. CONFIRMATION OF MINUTES

4.1. Minutes Of Previous Meeting - 27 August 2025

CEO152025

Moved: Cr Brayden Mann

Seconded: Cr Angela Schiller

That the minutes of the CEO Performance Review Committee meeting held on Wednesday, 27 August 2025 be confirmed as true and accurate.

CARRIED

6:13pm *With the consent of two thirds of the Committee, Mayor Moira Jenkins suspended meeting procedures to allow the CEO to present on her performance against the 2024/25 Key Performance Indicators.*

7:04pm *Mayor Moira Jenkins determined the suspension in meeting procedures should be ended and the meeting was resumed.*

5. PRESENTATIONS

5.1. 2024/25 Performance Review Process - CEO Presentation

CEO162025

Moved: Cr Brayden Mann

Seconded: Cr Angela Schiller

That the CEO Performance Review Committee receive and note the Chief Executive Officer's presentation on her performance against the 2024/25 Key Performance Indicators.

CARRIED

City of Victor Harbor

6. REPORTS

6.1. Draft CEO Key Performance Indicators for 2025/26 Performance Period

CEO172025

Moved: Cr Brayden Mann

Seconded: Cr Angela Schiller

That the CEO Performance Review Committee recommend to Council the CEO Key Performance Indicators (KPIs) for the 2025/26 review period, as presented at Attachment 1, with the following amendments:

- *Grant Funding* KPI be amended to *External Funding*
- Addition of a *City Growth* KPI - measured by implementation of the Urban Growth Management Strategy (UGMS) and development of the Future Ready Strategy.

CARRIED

7. OTHER BUSINESS

Nil

8. CONFIDENTIAL REPORTS

Nil

9. NEXT MEETING

The next meeting will be held Monday, 20 October 2025 at 6:00pm

10. CLOSURE

Mayor Moira Jenkins closed the meeting at 7:15pm

13.2. Disability Access and Inclusion Advisory Committee Minutes - 2 October 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Hayley Vowles

Council Member Representatives: Cr Angela Schiller and Cr Marilyn Henderson

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RECOMMENDATION

1. That Council receive and note the minutes of the Disability Access and Inclusion Advisory Committee meeting held on Thursday, 2 October 2025; and

2. That Council advocate to the Minister for Planning and Urban Development regarding safety concerns, overflow parking and traffic impacts associated with affordable housing developments.

PURPOSE

The purpose of this report is to present the minutes of the Disability Access and Inclusion Advisory Committee meeting held on Thursday, 2 October 2025.

SUMMARY OF MEETING

A meeting of the Disability Access and Inclusion Advisory Committee meeting held on Thursday, 2 October 2025. A copy of the minutes of the meeting are provided at Attachment 1.

Items with specific recommendations to Council are provided below:

Affordable House Developments - Concerns about Planning Process

A committee member raised concerns regarding a proposed affordable housing development in the local area. Key issues discussed included potential impacts on traffic flow, parking availability, and overall accessibility in the surrounding streets.

The Committee expressed interest in writing to the relevant authority to request that the development not proceed.

It was noted that the Committee does not have a formal role in the development assessment process. However, residents may choose to advocate for infrastructure improvements through appropriate channels. The discussion also reflected a broader concern about the need for a more coordinated and proactive approach from the State Government when encouraging such developments.

This discussion informed the Committee's subsequent resolution, recommending:

That Council advocate to the Minister for Planning and Urban Development regarding safety concerns, overflow parking, and traffic impacts associated with affordable housing developments.

RISK ASSESSMENT

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

Legal and Compliance - The minutes were prepared and distributed to members in line with the legislative requirements. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications associated with receiving and noting this report or preparing correspondence to the Minister.

No additional funds are required.

CONSULTATION

Disability Access and Inclusion Advisory Committee

Victoria MacKirdy - Chief Executive Officer

Graham Pathuis - Director Community and Development

ATTACHMENTS

Attachment 1 - Disability Access and Inclusion Advisory Committee - 2 October 2025

Attachment 1 - Disability Access and Inclusion Advisory Committee Minutes - 2 October 2025

City of Victor Harbor

MINUTES

Committee: Disability Access and Inclusion Advisory Committee

Meeting Held: Thursday, 02 October 2025

Location: Council Chambers, 1 Bay Road, Victor Harbor

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1. PRESENT

Cr Angela Schiller (Chair)

Judith Leak

Joanne Russell (via Teams)

Kerry Taylor

Kaye Reeves

Justine De Luca

In Attendance:

Acting Manager Community Wellbeing – Jo Daniels

Manager Engineering and Infrastructure – Mark Buckerfield

Manager Development and Public Safety – Dustin Georgeson

Executive Assistant - Community and Development – Hayley Vowles

2. ACKNOWLEDGEMENT OF COUNTRY AND DIVERSITY COMMITMENT

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.

Diversity Commitment

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

3. APOLOGIES

Manager Community Wellbeing - Leann Symonds

Cr Marilyn Henderson

Donna Brook

Julie Walter – Mission Australia

4. CONFIRMATION OF MEETING

4.1 Minutes of Previous Meeting - 7 August 2025

DAIAC202025

Moved: Jude Leak

Seconded: Kaye Reeves

That the minutes of the Disability Access and Inclusion Advisory Committee meeting held on 7 August 2025 be confirmed as true and accurate.

CARRIED

5. PRESENTATIONS

Nil

6. REPORTS

6.1. Outstanding Resolutions - October 2025

DAIAC212025

Moved: Jude Leak

Seconded: Justine De Luca

That the Disability Access and Inclusion Advisory Committee receive and note the Outstanding Resolutions - October 2025 Report.

CARRIED

6.2. Disability Access and Inclusion Plan

DAIAC212025

Moved: Justine De Luca

Seconded: Kerry Taylor

That the Disability Access and Inclusion Advisory Committee receive and note the report on the Disability Access and Inclusion Plan.

CARRIED

7. OTHER BUSINESS

7.1 Hill Street / Acraman Street Intersection – Signage Concerns

The Committee expressed concerns that the signage at the recently upgraded Hill Street/Acraman Street, Victor Harbor intersection is not clearly marked. Mark Buckerfield will investigate further.

7.2 Hope Street – Footpath Concerns

The Committee raised concerns about the lack of a footpath on Hope Street, Encounter Bay. Mark Buckerfield to check Council's Footpath Program to see if there are any planned works and report back at the next meeting.

3:08pm - Dustin Georgeson joined the meeting

7.3 Affordable Housing Developments – Concerns about Planning Process

Dustin Georgeson, Manager Development and Public Safety attended the meeting to address concerns raised by the Committee regarding an affordable housing development in the area and provided information about associated planning process for new developments

DAIAC222025

Moved: Kerry Taylor

Seconded: Justine De Luca

That the Disability Access and Inclusion Advisory Committee recommends that Council advocate to the Minister for Planning and Urban Development regarding safety concerns, overflow parking and traffic impacts associated with affordable housing developments.

CARRIED

7.4 Disability Inclusive Emergency Management Forum

A Disability Inclusive Emergency Management forum will be held in Victor Harbor Council Chambers in November 2025 (Date TBC). The forum will be open to people living with a disability, aged people, carers, service providers, emergency planners and first responders. The forum will be facilitated by the University of Sydney and will assist with rich information for Council's DAIP 2025-2029 as per action no 18.

More information about the project can be found here: Disability inclusive emergency management | NEMA

City of Victor Harbor

Leann Symonds will provide more information soon and would welcome the Committee's advice on potential invitees to the forum.

7.5 Cr Schiller Proposed Motion on Notice

Cr Schiller informed the Committee of her intention to submit a Motion on Notice to Council proposing an upgrade to the intersection near Drakes/McDonald's aimed to improve pedestrian safety.

7.6 Mission Australia's Village Voices Carers Project

Julie Walter provided a written update on Mission Australia's Village Voices Carers Project. The Committee agreed by consensus that the update be included as an addendum to the minutes for the Committee's reference.

8. NEXT MEETING

The next meeting is scheduled for Thursday, 4 December 2025.

9. CLOSURE

The Chair closed the meeting 3:45 pm

Addendum to the Minutes – Disability Access and Inclusion Advisory Committee 2 October 2025

Mission Australia Partners In The Community Program (PiTC) Update
Julie Walter Community Engagement Facilitator

Mission Australia's Village Voices Carers Project:

Carer community:

Carers have demonstrated through the consultative phase in the project an expressed interest in increasing their connections with services and informal and community supports.
Carers have fully participated in the discussions at the carer gatherings and peer groups, putting forward ideas and solutions for increasing their wellbeing, reducing their isolation and increasing their knowledge and skills to assist them with their carer journey.
From the learnings from the carer consultations, activities including workshops and social events are being planned, commencing in October through to June 2026.

- Carer gatherings:

Mission Australia South Australia delivered the final two of the initial four Fleurieu Village Voices Carer Gatherings planned for the Southern Coastal Fleurieu Peninsula region during June and July. Four gatherings were held in total across Yankalilla, Goolwa, Strathalbyn, and Victor Harbor.

1

The intent of the carer gatherings was to bring together carers from the Southern Coastal Fleurieu Peninsula to share lived experiences, identify challenges, and co-design solutions that enhance wellbeing, reduce isolation, and strengthen connections to services and community supports.

Approximately fifty carers participated, representing thirteen towns and diverse caring relationships. The events were supported by local councils and Carers SA, including venue provision, wellbeing activities, and short-term respite options.

- Carer Gatherings 2:

Follow up carer gatherings were held in Yankalilla & Goolwa in August and Strathalbyn and Victor Harbor during September. These sessions aimed to reflect on insights from earlier gatherings and refine future project activities.

Key Activities & Insights: Carers revisited ideas for improving connection and support.

Carer workshops and Activities:

Planning is underway for the delivery of community education workshops & social activities that align with the learnings from the Carer Gatherings and as opportunities present to collaborate and connect carers with other stakeholders.
For example: collaboration with the Alexandrina Council's "Wellness in Nature" Grant program and the Australian Red Cross "Rediplan Community Preparedness" program.

- Ideas presented to carers include:

CEF Fleurieu Mission Australia Julie Walter 02/10/2025 Mission Australia Update

Workshops:
- Navigating Carers SA – A virtual field trip
- Emergency Preparedness – Red Cross Rediplan & Carers SA Emergency Care Plan
- Futures Planning & Circles of Support
- Disability education knowledge sessions

Activities:
- Our Fleurieu Village – a Neighbourhood mapping & art activity
- Creating a resource library
- CARERS WEEK 2025 - October 12 to 17 – resources & connection

- November:
  - The Australian Red Cross EmergencyRedi session tailored to carers.
  - Neighbourhood Mapping activity in Yankallila, Victor Harbor, Strathalbyn and Goolwa.
- December: Futures Planning & circles of support workshop

Services supporting carers:

Through their attendance and continued input into the project stakeholder events, services have demonstrated their commitment to provide overall more culturally appropriate, accessible and inclusive support and their willingness to share sector learning and experience and increase their practice knowledge and skills for an improved understanding of carer needs.
Services have demonstrated by their attendance, contribution to and participation in the two Roundtables, Stakeholder Action Group and in the formation of the Fleurieu Carer Alliance Network a desire to move beyond just understanding carers and building capacity toward forming a collective response to spotlight regional issues for carers and support services and increase greater community awareness of the carer journey.

2

Village Voices Stakeholder Action Group:

Mission Australia South Australia facilitated the second Fleurieu Village Voices Stakeholder Action Group meeting in August, building on previous stakeholder Roundtables.

The Fleurieu Carer Alliance Network was introduced and the responses from the recent carer gatherings and peer group visits, spotlighting the current priority gaps and issues for carers in the Fleurieu region and opportunities for more connection for and with carers going forward.

Fleurieu Carer Alliance Network (FACN):

The first meeting of Fleurieu Carer Alliance Network (FCAN) was held in September.

FCAN is a pilot initiative of the Village Voices Carer Project and a follow on from the FVV Stakeholder Action Group. It is the culmination of the project work to unite the regional carer services.
This regional forum has emerged from the Roundtable discussions in support of generating a united regional approach to addressing key challenges & creating greater support & connection opportunities for carers:

CEF Fleurieu Mission Australia Julie Walter 02/10/2025 Mission Australia Update

This Carer Alliance is:

- A Fleurieu-centric body of services supporting carers that aims to spotlight regional issues and enhance awareness of carers whilst fostering greater connections between services for 'knot working', sharing of information and increased collaboration.
- Open to all services supporting carers, including Government and community services, not-for-profit and private sector carer support services.
- Incorporates a Community of Practice (CoP) element to build service capacity through knowledge sessions and a toolbox of practice ideas.
- For services to share best-practice ideas and sector learnings and resources to strengthen their ability to offer culturally responsive, accessible, and inclusive support, resources, and connections for carers.

Discussion points included:

- Regional collaboration is seen as vital to addressing systemic issues and building the capacity of services and carers
- Changes to the transport scheme (a major issue for carers)
- The importance of recognising carer's contributions to the community
- The impact of restrictive practices on carers
- Carer Gateway services available to carers
- Limited respite options for carers in the Fleurieu
- High transport costs depleting home care package funds
- The need for practical, actionable support and not just discussion
- The challenges to engaging young carers and distributing information effectively
- Navigator services as important supports for carers were highlighted.

3

The first Community of Practice activity aligned with Dementia Action Week, with the Alexandrina Council community development team sharing the Dementia Friendly Communities resources.

Emerging questions included how to better utilise community resources, how to maintain the Carer Alliance momentum and how to tailor support to carers at various stages of their journey.

The next meeting of the Fleurieu Carer Alliance Network will be on **Wednesday October 25th from 1:30 pm to 3pm** an in Teams format to allow greater participation for services.

Mission Australia Community Access & Inclusion Survey 2025:

- Mission Australia shared the Fleurieu data pack from the 2025 MA Survey with the 3 LGAs in the Fleurieu, the District Council of Yankalilla, Alexandrina Council and the City of Victor Harbour Council.
- The increase in survey responses received from the Fleurieu communities and services this year allowed the collation of sufficient data by the Mission Australia National team to provide feedback to assist in identifying the key issues for people with disability in our region.
- Mission Australia will meet with representatives from the three Councils in October to discuss consultation with people living with a disability and lived experience of disability in the coming weeks to provide feedback on their Disability Action Inclusion Plan actions and inform plans going forward.

CEF Fleurieu Mission Australia Julie Walter 02/10/2025 Mission Australia Update

13.3. Southern Communities Transport Scheme Advisory Committee Minutes - 15 October 2025

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Hayley Vowles

Council Member Representative: Cr Marilyn Henderson

RECOMMENDATION

1. That Council receive and note the minutes of the Southern Communities Transport Scheme Advisory Committee meeting held on Wednesday, 15 October 2025.

2. That Council approve an amendment to the 2025/26 Fees and Charges document to update the Community Bus Service fee schedule, effective at the time of resolution, to reflect changes to service area coverage and distance-based pricing as detailed in Attachment 2.

PURPOSE

The purpose of this report is to present the minutes of the Southern Communities Transport Scheme Advisory Committee meeting held on Wednesday 15 October 2025.

SUMMARY OF MEETING

A meeting of the Southern Communities Transport Scheme Advisory Committee was held on Wednesday, 15 October 2025. A copy of the minutes of the meeting are provided at Attachment 1.

Items with specific recommendations to Council are provided below:

6.3. Amendments to Fees and Charges - Southern Communities Transport Scheme

The 2025/26 SCOTS Fees and Charges Schedule was originally adopted by Council on 26 May 2025. Since then, changes to State funding arrangements have enabled an expansion of the SCOTS service to include the Strathalbyn region and its surrounding areas. To accommodate this expanded service area and the associated operational costs, the fee structure for the Community Bus Service has been reviewed and adjusted. It is important to note that, although the calculation method for Medi-Ride and Access trips has changed, the actual client contribution amounts remain unchanged. The Southern Communities Transport Advisory Committee recommends that Council endorse an amendment to the 2025/26 Fees and Charges Schedule, updating the Community Bus Service fee structure to reflect the new service area and revised distance-based pricing, as outlined in Attachment 2. The updated fees will take effect upon Council's resolution.

RISK ASSESSMENT

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

Legal and Compliance - The minutes were prepared and distributed to members in line with the legislative requirements. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources, there are no budget implications associated with receiving and noting this report or endorsing the amended fees and charges.

No additional funds are required.

CONSULTATION

Chief Executive Officer - Victoria MacKirdy

Director Community and Development - Graham Pathuis

Manager Community Wellbeing - Leann Symonds

ATTACHMENTS

Attachment 1 - Southern Communities Transport Scheme Advisory Committee Minutes - 15 October 2025

Attachment 2 - Amendments to Fees and Charges - Southern Communities Transport Scheme

Attachment 1 - Southern Communities Transport Advisory Committee Minutes - 15 October 2025

MINUTES

Committee: Southern Communities Transport Advisory Committee

Meeting Held: Wednesday, 15 October 2025

Location: Council Chambers, 1 Bay Road, Victor Harbor

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1. PRESENT

Cr Marilyn Henderson - City of Victor Harbor (Chair)

Cr Margaret Gardner – Alexandrina Council

Robert McFarland

Robert Hall

Liz Graham

In Attendance:

Manager Community Wellbeing - Leann Symonds

SCOTS Coordinator - Laura Lewis

Team Leader Community Services - Anna Schmidt

Executive Assistant Community and Development – Hayley Vowles

2. ACKNOWLEDGEMENT OF COUNTRY AND DIVERSITY COMMITMENT

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.

Diversity Commitment

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

3. APOLOGIES

Colin Howard

4. CONFIRMATION OF MINUTES

4.1. Minutes of Previous Meeting – 20 August 2025

SCTAC262025

Moved: Robert Hall

Seconded: Liz Graham

That the minutes of the Southern Communities Transport Advisory Committee meeting held on 18 June 2025 be confirmed as true and accurate.

CARRIED

5. PRESENTATIONS

Nil

6. REPORTS

6.1. Outstanding Resolutions – October 2025

SCTAC282025

Moved: Marilyn Henderson

Seconded: Liz Graham

That the Southern Communities Transport Advisory Committee receive and note the Outstanding Resolutions - October 2025 report.

CARRIED

6.2. Finance Report 1 July to 31 July 2025

SCTAC272025

Moved: Marilyn Henderson

Seconded: Liz Graham

That the Southern Communities Transport Advisory Committee receive and note the Outstanding Resolutions – October 2025 report.

CARRIED

6.3. Amendments to Fees and Charges - Southern Communities Transport Scheme

SCTAC282025

Moved: Robert Hall

Seconded: Liz Graham

That the Southern Communities Transport Advisory Committee recommends that Council approve an amendment to the 2025/26 Fees & Charges document to update the Community Bus Service fee schedule, effective at the time of resolution, to reflect changes to service area coverage and distance-based pricing as detailed in Attachment 1.

CARRIED

6.4. Statistical and Brokerage Reports

SCTAC292025

Moved: Marilyn Henderson

Seconded: Colin Howard

That the Southern Communities Transport Advisory Committee receive and note the Statistical and Brokerage Reports for the Southern Communities Transport Scheme (SCOTS CHSP and SCOTS CPN) for the period 1 July 2025 to 31 August 2025.

CARRIED

7. OTHER BUSINESS

7.1 Uber Engagement in Fleurieu Region

Uber representatives recently met with Council staff to discuss potential service expansion into the Fleurieu region. The meeting included a senior executive from Uber's Sydney office and the newly appointed local coordinator based in Port Elliot, who will lead regional engagement. Uber has begun connecting with local stakeholders and plans to start driver onboarding soon, aiming to launch services before summer. They are also open to exploring a partnership to service the Strathalbyn area, which is not currently serviced by rideshare or on-demand transport providers.

7.2 Appreciation

City of Victor Harbor

The Committee acknowledged the contributions of Laura, Tracey, and Leann from the City of Victor Harbor for their role in coordinating the expanded services and negotiating the associated contract within a condensed timeframe. While the process appeared seamless externally, it is recognised that a significant amount of work was undertaken behind the scenes. Their efforts and professionalism are appreciated.

7.2 Volunteer Driver Recruitment

The Committee welcomed the opportunity for SCOTS to connect with local Rotary Clubs within the Alexandrina region to explore potential collaboration in recruiting volunteer drivers. This initiative is seen as a positive step toward strengthening community transport services through increased volunteer engagement.

8. NEXT MEETING

The next meeting is scheduled for Wednesday, 17 December 2025 at 10.00am.

9. CLOSURE

The Chair declared the meeting closed at 11.04 am.

Attachment 2 - Amendments to Fees and Charges - Southern Communities Transport Scheme

Southern Communities Transport Scheme (SCOTS)
Fee Schedule updated 1/9/25

	SUBSIDISED		NON-SUBSIDISED (HOME CARE PACKAGE & NDIS CLIENTS)	
GOOLWA AREA SHOPPING BUS	**ONE WAY**	**RETURN**	**ONE WAY**	**RETURN**
Goolwa/Middleton/Hindmarsh Island –Victor Harbor Shopping Centre	$6.50	$13.00	$35.00	$70.00
STRATHALBYN SHOPPING SHUTTLE	**ONE WAY**	**RETURN**	**ONE WAY**	**RETURN**
Strathalbyn to Mount Barker Shopping Centre	$5.00	$10.00	$25.00	$50.00
Strathalbyn to Various Shopping Centres	$6.50	$13.00	$35.00	$70.00
MEDI-RIDE AND ACCESS TRIPS	**ONE WAY**	**RETURN**	**ONE WAY**	**RETURN**
1 - 10 Kms	$6.00	$12.00	N/A - Local	N/A - Local
11 - 20 Kms	$7.50	$15.00	N/A - Local $35.00 (SCOTS vehicle only)	N/A - Local $70.00 (SCOTS vehicle only)
21 - 27 Kms	$8.00	$16.00	N/A – Local $40.00 (SCOTS vehicle only)	N/A – Local $80.00 (SCOTS vehicle only)
28- 45 Kms	$11.00	$22.00	$45.00	$90.00
46 - 64 Kms	$17.00	$34.00	$60.00	$120.00
65 - 84 Kms	$23.00	$46.00	$65.00	$130.00
85 - 100 Kms	$26.00	$52.00	$70.00	$140.00

14. SUBSIDIARIES AND REPRESENTATIVE REPORTS

14.1. Fleurieu Regional Waste Authority 2024/25 Annual Report

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Jodi Roberts

RECOMMENDATION

That Council receive and note the Fleurieu Regional Waste Authority 2024/25 Annual Report.

PURPOSE

The purpose of this report is for the Council to receive and note the Fleurieu Regional Waste Authority's 2024/25 Annual Report.

BACKGROUND

The Fleurieu Regional Waste Authority (FRWA) is required to provide an Annual Report to its member councils in accordance with Clause 12.2 of Schedule 2 of the Local Government Act 1999 (the Act):

12-Reporting
(1) A subsidiary must, at the request of the council, report to the council on any matter, and on any basis, specified by the council.
(2) A subsidiary must, on or before a day determined by the council, furnish to the council a report on the work and operations of the subsidiary for the preceding financial year.
Additionally, in accordance Clause 7.7.1 of the Fleurieu Regional Waste Authority Charter:

7.7. Reporting
7.7.1. The Authority must submit to the Constituent Councils by 30 September in each year in respect of the immediately preceding Financial Year, a report on the work and operations of the Authority detailing achievement of the aims and objectives of the Business Plan and incorporating the audited Financial
Statements of the Authority and any other information or reports required by the Constituent Councils.

The Fleurieu Regional Waste Authority Board, at its meeting held 24 September 2024, approved the FRWA Annual Report 2024/25 for distribution to, and endorsement by, constituent Councils.

COMMENTARY

FRWA Chief Executive Officer Simon Grenfell provided a copy of the Annual Report with supporting commentary.

Fleurieu Regional Waste Authority (FRWA) continued to deliver on its strategic objectives throughout 2024-25, supporting our constituent councils and communities.

While the year presented significant operational challenges-including two truck accidents and a major shed fire at the Kangaroo Island Resource Recovery Centre-FRWA remained focused and achieved several important milestones:

- Development of model policies for councils to manage waste in public spaces
- Reviewed and documented locations of Public Litter Bins across the region.
- Initiation of planning for the Strathalbyn Depot upgrade
- Extension of roadside collections and closing of bin banks in the Hartley area.
- Adoption of Risk Appetite Statements to improve decision making.

Despite the disruptions, Waste and Recycling Depot operations remained steady, with revenue exceeding forecasts and both customer numbers and waste volumes meeting expectations.

The Asbestos Contaminated Material project also progressed, albeit slowly, with four properties remediated during the year. However, the financial burden of this initiative continues to be significant for both FRWA and its member councils.

These and other achievements are detailed in the FRWA Annual Report 2024-25, which is provided under separate cover, due to size.

RISK ASSESSMENT

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

Legal and Compliance -The 2024/25 Annual Report has been provided to Council in line with the Authority's Charter and will allow Council to meet its legislative requirement for provision of the Annual Report to the Minister. This risk is assessed as ***low.***

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 4 - We protect and restore our environment

- Objective 4.2 - Provide for sustainable waste management

Other references used:

- Local Government Act 1999
  Part 4, Section 131 - Annual Report to the prepared and adopted
  Schedule 2, Clause 12 - Reporting

- Fleurieu Regional Waste Authority Regional Subsidiary Charter 2021
  Part 2, Section 7.7 - Reporting
  Clause 7.7.1

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receipting and noting the FRWA 2024/25 Annual Report.

No additional funds are required.

CONSULTATION

Fleurieu Regional Waste Authority - Simon Grenfell (Chief Executive Officer)

ATTACHMENTS

Attachment Under Separate Cover - Fleurieu Regional Waste Authority 2024/25 Annual Report

14.2. Southern and Hills Local Government Association 2024/25 Annual Report

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Chelsie Butler

RECOMMENDATION

That Council receive and note the Southern and Hills Local Government Association 2024/25 Annual Report.

PURPOSE

The purpose of this report is for Council to receive and note the Southern and Hills Local Government Association's 2024/25 Annual Report.

BACKGROUND

The Southern and Hills Local Government Association (SHLGA) is a regional subsidiary established under the Local Government Act 1999, representing the councils of Adelaide Hills, Alexandrina, Kangaroo Island, Mount Barker, Victor Harbor, and Yankalilla. The Association provides a forum for collaboration, advocacy, and delivery of regional projects and initiatives.

The SHLGA 2024/25 Annual Report outlines the work of the Association over the past year, including key achievements such as securing $2.283 million in Special Local Road Program funding, supporting the development of a new Regional Climate Action Plan, progressing regional public health priorities, and completing a governance and administration review. The report also includes the audited financial statements for the year ending 30 June 2025.

The SHLGA 2024/25 Annual Report was passed by the SHLGA Board, and adopted on 29 September 2025. A copy of the Annual Report is provided under separate cover due to size.

COMMENTARY

The Southern and Hills Local Government Association 2024/25 Annual Report demonstrates the value of regional collaboration in addressing shared challenges and advocating for investment across the Southern and Hills region. Highlights include tangible funding outcomes for local roads, strengthened partnerships around climate resilience, and coordinated approaches to public health and wellbeing. The governance review has also provided a refreshed focus for the Association moving forward.

RISK ASSESSMENT

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

Information - No risks have been assessed in relation to the report as it has been provided for information only and no formal decision of Council is required.

REFERENCES

City of Victor Harbor Community Plan 2030

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

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in receiving and noting the Southern and Hills Local Government Association 2024/25 Annual Report.

No additional funds are required.

CONSULTATION

Mayor - Moira Jenkins

Chief Executive Officer - Victoria MacKirdy

Southern and Hills Local Government Association - Lisa Teburea (Executive Officer)

ATTACHMENTS

Attachment Under Separate Cover - Southern and Hills Local Government Association 2024/25 Annual Report

14.3. Victor Harbor Horse Tram Authority - 2024/25 Annual Report and Financial Statements

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Karen Rokicinski

RECOMMENDATION

1. That Council receive the Victor Harbor Horse Tram Authority 2024/25 Annual Report and Financial Statements.

2. That in recognition of the financial impact of the algal bloom, Council approve:

    a. a financial Contribution to the Victor Harbor Horse Tram Authority of $170,000; or

    b. the waiving of rent and corporate support fees charged to the Victor Harbor Horse Tram Authority, to the value of $113,000.

3. That Council approve an amendment to the Victor Harbor Horse Tram Authority Audit Committee Terms of Reference, enabling the CEO to appoint an appropriately skilled staff member to the Committee (non-voting position) to support the oversight of its financial position.

PURPOSE

The purpose of this report is to present the Victor Harbor Horse Tram Authority 2024/25 Annual Report including audited financial statements to Council in line with Charter requirements, for inclusion in the Council's own annual report. The report also seeks for Council to provide both financial support and financial expertise to the Authority given the impacts of the algal bloom.

BACKGROUND

In accordance with Clause 12 of Schedule 2 of the *Local Government Act 1999 (the Act)* and the Victor Harbor Horse Tram Authority (the Authority) Charter, the Authority is required to furnish an Annual Report to Council by 30 September each Year.

The General Manager on behalf of the Victor Harbor Horse Tram Authority presented an information Briefing Session on 8 September 2025 highlighting the impacts of the Toxic Algal Bloom which has had a severe impact on the Horse Tram operations and visitor numbers due to extended closure of tram operations for more than a month. It was stated that income also lessened in the months after, leading to a substantial downturn in revenue which has now had an impact on the end of financial year position of the Authority. The Authority was not able to access the state government's Algal Bloom support package as it did not meet the eligibility criteria due to being a government-owned organisation.

COMMENTARY

The Victor Harbor Horse Tram Authority 2024/25 Annual Report includes audited financial statements and provides other details as required by legislation including member positions and performance analysis. The documents were presented to the Victor Harbor Horse Tram Audit Committee on Wednesday 24 September 2025 where they were endorsed as presented, for approval by the Board. They were presented to the Board later that same day, who resolved the following:

7.1.

VHHTA543

Moved: Natasha Hunt

Seconded: Rachel Kennedy

2. That the Victor Harbor Horse Tram Authority:

a) endorse the Draft 2024/25 Annual Report as provided under separate cover and provide the report to Council; and

b) authorise the general manager to make minor changes to the Annual Report prior to providing it to Council;

c) endorse the 2024/25 Victor Harbor Horse Tram Authority Annual Financial Statements as provided under separate cover, and provide them with the Draft Annual 2024/25 Report to Council for approval; and

d) Note the VHHTA Charter states;

a. 1.8.1 The powers, functions and duties of the Authority are, in addition to those set out in the Act, to:1.8.1.16 ensure that information provided to the Council is accurate and that the Council is kept informed of the solvency of the Authority as well as any material developments that may affect the operating capacity and financial affairs of the Authority.

b. 2.2 Specific Functions of the Board - In administering the affairs of the Authority, the Board must ensure: 2.2.3 that information is provided to the Council of any material particular affecting the financial or operational ability of the Authority or which gives rise to the expectation that the Authority may not be able to meet its debts as and when they fall due immediately upon the Board becoming aware of any such material particular.

e) Note that the General Manager on behalf of the VHHTA Board presented to the Council on 8 September 2025 raising the impacts of the Toxic Algae Bloom which has reduced the income of the VHHTA in 2024/25 by approximately $149,000 and updated Council on the draft End of Financial Year Results; and

f) Advise the Council that the End of Financial Year Results include:

a. Net (Deficit) for Year ($170,000)

b. Cash and cash equivalents $16,000

c. Total Liabilities $500,000 (Current Liabilities $180,000 and Non-current Liabilities $320,000). Noting the VHHTA has a maximum borrowing facility of $300,000; and

g) Request a financial Contribution from Council of $170,000 in recognition of the financial impact to the VHHTA of the algal bloom and the resulting deficit; and

h) As an alternative option, request Council wave the rent due to Council of $120,000 and wave the fees for Corporate support of $40,000; and

i) Note that the General Manager has pursued State Government support to offset the financial impact of the algal bloom to ensure the Authority's financial sustainability.

CARRIED

The Board resolved as above, recognising both the impact of the algal bloom on the Authority's financial position at end of financial year 2024/25 and its responsibilities to Council in accordance with the Charter in this regard. Accordingly, the Authority General Manager has provided a memo to Council which is provided at Attachment 1, highlighting the challenges experienced by the Authority during the 2024/25 financial year which have impacted the end of year position. The memo was accompanied by the Victor Harbor Horse Tram Authority 2024/25 Annual Report and audited financial statements, which is provided under separate cover due to size.

A further email was then provided by the General Manager on 14 October 2025 to clarify the value of rent and corporate services fee waivers, being a combined total of $113,000, which has been presented as an option for Council consideration at recommendation 2(b) in this report. The email from the General Manager is provided at Attachment 2.

The General Manager has met with the Minister for Tourism and has actively pursued State Government support for impacts of the algal bloom, as the Victor Harbor Horse Tram is not only a beloved community asset but also one of South Australia's most iconic heritage attractions. The Mayor has also sent correspondence to David Basham MP regarding the Victor Harbor Horse Tram's significance to the region's tourism economy and the effect the bloom has had on operations. The letter sought that the government give due consideration to providing financial support, highlighting that the financial burden should not fall solely on City of Victor Harbor ratepayers.

The Council contribution of $360,000 for 2025/26 has also been paid to the Authority in full, to support their cash flow needs to ensure that the Authority is able to pay its creditors, noting that many are small local businesses who are also impacted financially by the algal bloom. This will be reflected in the September 2025/26 budget review, expected to be presented to Council in November 2025.

In consideration of the current financial challenges being faced by the Authority, a further recommendation is provided for consideration by the Council to provide additional support in the way of financial expertise. The recommendation seeks to amend the Victor Harbor Horse Tram Authority Audit Committee (the Committee) Terms of Reference, enabling the Chief

Executive Officer to appoint an appropriately skilled staff member to the Committee in a non-voting capacity, to support the oversight of its financial position.

RISK ASSESSMENT

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

Legal and Compliance - The Victor Harbor Horse Tram Authority 2024/25 Annual Report has been provided to Council in line with the Authority's Charter and will allow Council to meet its legislative requirements for provision of the Annual Report to the Minister. This risk is assessed as ***low***.

The Board have fulfilled their Charter obligations to the Council by highlighting the financial challenges of the Authority and seeking support. This risk is assessed as ***low***.

With a $170,000 end of financial year deficit and a need for careful financial oversight of the Authority to support improved outcomes in 2025/26 and beyond, it is essential that there is sufficient financial expertise available to guide decisions of the Authority. Providing support, as needed, from skilled Council staff with financial expertise would reduce the financial risk to Council and the Authority, and could be achieved through the proposed amendment to the Authority's Audit Committee Terms of Reference. This risk is assessed as ***low***.

Financial Management - The Authority has reported a deficit of $170,000 primarily due to impacts of the algal bloom. Without additional Council support, there is a risk of the Authority not meeting its financial commitments, including to external creditors, as the duration of the financial impacts from the algal bloom are unknown. This risk is assessed as ***high***.

Reputation - Action should be taken to mitigate risks to ensure that the much-loved community asset can continue to operate during difficult circumstances, noting its important role in supporting the broader regional economy which has also been impacted by the algal bloom. A failure by the Council to support the Authority, as recommended within this report, may have reputational consequences. 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 131 - Annual Report to be prepared and adopted
- Schedule 2 Clause 12 - Reporting

Local Government (Financial Management) Regulations 2011

- Regulation 16 - Provision of Information

- Victor Harbor Horse Tram Authority Charter

BUDGET IMPLICATIONS

There are insufficient funds in Project #100038 (*Horse Tram*) for the purpose of providing a financial contribution to the Authority at a cost of $170,000 or a waiver of rent and corporate support fees at a cost of $113,000.

No budget offset has been identified.

There will be an increase, subject to Council approval, to operating expenses of $170,000 or $113,000, depending on whether Council resolves according to recommendation 2(a) or 2(b).

CONSULTATION

Chief Executive Officer - Victoria MacKirdy

Victor Harbor Horse Tram Authority - Megan Whibley (General Manager)

ATTACHMENTS

Attachment 1 - Memo to Council - Victor Harbor Horse Tram Authority Annual Report 2024/25

Attachment 2 - Email Correspondence Council Report Adjustment October 2025

Attachment Under Separate Cover - Victor Harbor Horse Tram Authority 2024/25 Annual Report and Financial Statements

Attachment 1 - Memo to Council - Victor Harbor Horse Tram Authority Annual Report 2024/25

Memo to: Ms Victoria MacKirdy, Chief Executive Officer, City of Victor Harbor

From: Meg Whibley, General Manager, Victor Harbor Horse Tram Authority

Subject: Annual Report 2024/25

Date: 25 September 2025

Dear Victoria

The purpose of this document is to present the Victor Harbor Horse Tram Authority's Draft 2024/25 Annual Report and audited Financial Statements to the City of Victor Harbor for endorsement and to request support from Council.

Background

At its meeting held on 24 September 2025, the VHHTA Board resolved the following:

7.1.

VHHTA543 *Moved:* *Natasha Hunt*
Seconded: *Rachel Kennedy*

2. That the Victor Harbor Horse Tram Authority:

a) endorse the Draft 2024/25 Annual Report as provided under separate cover and provide the report to Council; and

b) authorise the general manager to make minor changes to the Annual Report prior to providing it to Council;

c) endorse the 2024/25 Victor Harbor Horse Tram Authority Annual Financial Statements as provided under separate cover, and provide them with the Draft Annual 2024/25 Report to Council for approval; and

d) Note the VHHTA Charter states;

a. 1.8.1 The powers, functions and duties of the Authority are, in addition to those set out in the Act, to:1.8.1.16 ensure that information provided to the Council is accurate and that the Council is kept informed of the solvency of the Authority as well as any material developments that may affect the operating capacity and financial affairs of the Authority.

b. 2.2 Specific Functions of the Board - In administering the affairs of the Authority, the Board must ensure: 2.2.3 that information is provided to the Council of any material particular affecting the financial or operational ability of the Authority or which gives rise to the expectation that the Authority may not be able to meet its debts as and when they fall due immediately upon the Board becoming aware of any such material particular.

e) Note that the General Manager on behalf of the VHHTA Board presented to the Council on 8 September 2025 raising the impacts of the Toxic Algae Bloom which has reduced the income of the VHHTA in 2024/25 by approximately $149,000 and updated Council on the draft End of Financial Year Results; and

f) Advise the Council that the End of Financial Year Results include:

a. Net (Deficit) for Year ($170,000)

b. Cash and cash equivalents $16,000

c. Total Liabilities $500,000 (Current Liabilities $180,000 and Non-current Liabilities $320,000). Noting the VHHTA has a maximum borrowing facility of $300,000; and

g) Request a financial Contribution from Council of $170,000 in recognition of the financial impact to the VHHTA of the algal bloom and the resulting deficit; and

h) As an alternative option, request Council wave the rent due to Council of $120,000 and wave the fees for Corporate support of $40,000; and

i) Note that the General Manager has pursued State Government support to offset the financial impact of the algal bloom to ensure the Authority's financial sustainability.

CARRIED

The 2024/25 financial year has concluded with a deficit of approximately $170,000. This result is primarily caused by the sudden closure of Horse Tram operations during the toxic algal bloom, which reduced income by around $149,000 compared with the equivalent trading period in 2022/23 (the last uninterrupted year of operations).

Despite internal measures such as restructuring staffing, deferring non-essential capital costs, introducing a 20% ticket price increase, the Authority has been unable to fully offset this loss.

The End of Financial Year position is as follows:

- Net (Deficit) for Year: ($170,000)
- Cash and cash equivalents: $16,000
- Total Liabilities: $500,000 (comprising $180,000 current liabilities and $320,000 non-current liabilities)
- Maximum Borrowing Facility: $300,000

In light of this position, the VHHTA Board resolved to seek Council's support through one of the following options:

- A financial contribution of $170,000 to offset the impact of the algal bloom and associated deficit; or
- As an alternative, Council's agreement to waive the 2024/25 payments due for rent ($120,000) and corporate support ($40,000).

The Board also notes that the General Manager has actively pursued State Government support to offset these impacts.

The Draft 2024/25 Annual report, including audited financial statements, was presented to the Victor Harbor Horse Tram Audit Committee on Wednesday 24 September 2025 for review. Minor formatting amendments were made as a result of that review, with no significant impact on the finances or content of the annual report.

In accordance with Clause 12 of Schedule 2 of the *Local Government Act* 1999 (the Act) and the Authority Charter, the VHHTA is required to furnish an annual report to the Council by the due date of 30 September 2025, which has been achieved with this report going to the Chief Executive Officer on the 25 September 2025.

The endorsed Draft 2024/25 Annual Report and accompanying Financial Statements are now provided to Council in accordance with legislative requirements and the VHHTA Charter. Council's consideration is sought for approval of the Annual Report and Financial Statements, as well as determination on the Authority's request for financial support.

Kind Regards

Meg Whibley

Attachment 2 - Email Correspondence Council Report Adjustment October 2025

Toni Carter

From: HDT Megan Whibley
Sent: Tuesday, 14 October 2025 3:05 PM
To: Karen Rokicinski
Cc: Toni Carter; Whitney Mainwaring
Subject: Report adjustment going to Council Oct 2025 from VHHTA

Hi Karen
After going over the invoiced figures for the Rent to council ($68,800) and the corporate support ($44,000) I have found the actual total is $112,800 not the rounded up figures of $160,000 that I put in the memo to the CEO. I believe it was an estimate of the depreciation value that made me have an inflated rent figure that hasn't eventuated. Sorry.

I hope this can be rectified in the report going to council.

Cheers

Megan Whibley | General Manager – Horse Tram

VICTOR HARBOR TRAMWAY

Victor Harbor Horse Tram Authority
The Esplanade, Victor Harbor SA 5211

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15. MATTERS OF URGENCY

16. QUESTIONS ON NOTICE

17. QUESTIONS WITHOUT NOTICE

18. MOTIONS ON NOTICE

18.1. Motion on Notice - Hindmarsh Road/Torrens Street/Seaview Road/Eyre Terrace Intersection - Cr Angela Schiller

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Jodi Roberts

RECOMMENDATION

(Cr Angela Schiller to propose her motion)

1. That Council formally seek the State Government's commitment to upgrade the intersection of the Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection.

2. That Council advocate to the State Government and all known local candidates in the upcoming State Elections, urging them to allocate funding for key infrastructure upgrades - including the Hindmarsh Road / Seaview Road / Torrens Street / Eyre Terrace intersection.

3. That if the State Government do not commit to upgrading the Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection, that Council request that the State Government providing grant funding to Council to undertake the detailed design and associated capital works on the Government's behalf.

PURPOSE

The purpose of this report is to provide for the consideration of a Motion submitted by Cr Angela Schiller pursuant to Regulation 9(1) of the *Local Government (Meeting Procedures) Regulations 2013* in relation to the Hindmarsh Road/Torrens Street/Seaview Road/Eyre Terrace intersection.

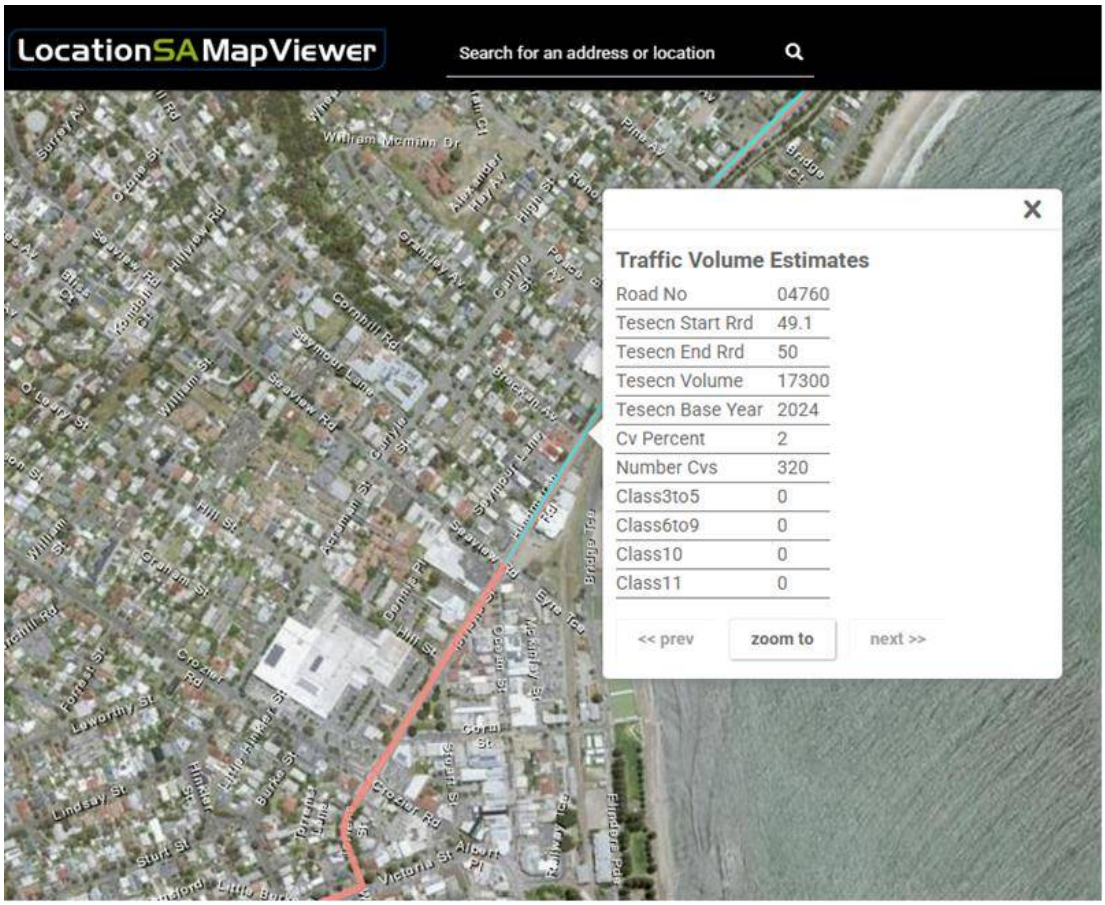
A copy of Cr Angela Schiller's written submission and preamble is provided at Attachment 1.

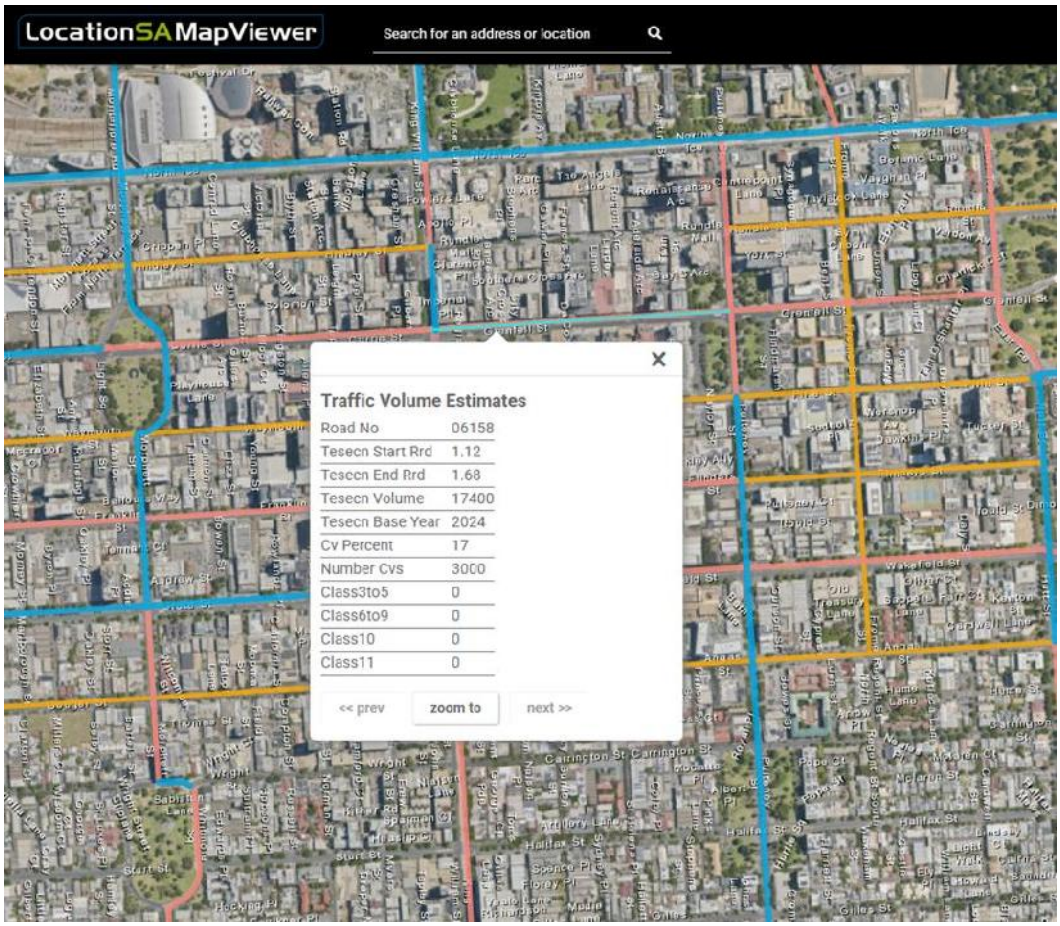
COUNCIL MEMBER COMMENTARY

With the increase in growth in Victor Harbor the roundabout at the intersection of Hindmarsh Road / Seaview Road / Torrens Street / Eyre Terrace have reached capacity resulting in safety concerns for pedestrians trying to traverse this busy section of road. Although there are pedestrian refuges in all four legs of the intersection, due to the volume of traffic there are insufficient breaks in the traffic flow to allow for pedestrians to cross the roads safely, especially with cars exiting the roundabout. This issue is compounded by an increase in pedestrian use in this area over recent years due to the development of the health facilities

(the Medical Centre and Jones Radiology). The lack of safe crossing locations is isolating people from these two shopping precincts and with the nearest Pedestrian Activated Crossing (PAC) located 250m south of the roundabout (near KFC) pedestrians are currently putting themselves at risk by crossing Hindmarsh Road and Torrens Street at non-designated crossing points increasing the likelihood of conflict between pedestrians and vehicles.

Hindmarsh Road is under the Care and Control of The Department of Infrastructure and Transport with 17,300 vehicles per day (as estimated on Location SA Maps images below), it has similar traffic volumes to Grenfell Street in Adelaide CBD.





Noting that the intersection is under the care and control of the State Government, and any work undertaken by Council would be operating expense (directly impacting on rates), there are a range of actions that could be considered including formally seeking the State Government's commitment to upgrade the intersection (first priority) or asking the State Government to consider providing grant funding to Council to undertake the detailed design and associated capital works on the government's behalf (second priority).

With the upcoming State Election, there is also an opportunity to highlight that the State has significant housing and population targets for our area as part of the Greater Adelaide Regional Plan, and that they should have a responsibility to contribute to infrastructure that supports this.

OFFICER COMMENTARY

Administration holds regular meetings with the Department for Infrastructure and Transport, and for several years has included the upgrade of the of Hindmarsh Road / Seaview Road / Torrens Street / Eyre Terrace roundabout to a signalised intersection on the agenda. It was previously anticipated that the trigger for the upgrade would be an increase in traffic on Eyre Terrace as a result of one of the following developments:

- Anchorage Hotel upgrade
- McKinlay Street multistorey carpark construction

- Multi vessel boat launching facility.

As these developments have not yet eventuated, the trigger for the intersection upgrade is now the increased traffic volumes on Hindmarsh Road and Torrens Street.

The Urban Growth Management Strategy 2050 includes a short term action to undertake physical and utility infrastructure investigations to inform growth areas prioritisation and funding arrangements at an estimated cost of $70,000. There is currently no funding for these investigations, however a budget bid was being prepared for the 2026/27 budget.

The Greater Adelaide Regional Plan identifies Victor Harbor as growth area and a future regional satellite city. One of the State Government's actions in the implementation plan for the Greater Adelaide Regional Plan 2025 is to undertake public transport planning aligned with the identified growth areas in the Greater Adelaide Regional Plan, to encourage mode shift and support emissions reduction. This action is in progress by The Department for Infrastructure and Transport with a proposed timeframe for completion in March 2027. Following completion, the planning actions would need to be prioritised and the timeframe for implementation is likely to be medium to long term.

Advocating to the State Government may bring the timeframes forward and with the upcoming State Government Election, it is recommended that Council support the motions proposed by Councillor Shiller.

There are no alternative recommendations proposed by Administration.

RISK ASSESSMENT

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

Financial Management - The intersection is under the care and control of the State Government so any work undertaken by Council would be operating expense (directly impacting on rates), There is no allowance in the Long Term Financial Plan for this project. This risk is assessed as ***high***.

Reputation - Advocating for improved local and regional transport networks and options is an objective of Council's Community Plan. If Council do not resolve to advocate for the upgrade of the intersection it is possible that it may attract limited media coverage and community complaints. This risk is assessed as ***medium***.

REFERENCES

City of Victor Harbor Community Plan 2030

Aspiration 3 - We manage growth and change responsibly

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

- Objective 5.4 - Advocate for improved local and regional transport networks and options

Other references used:

- City of Victor Harbor Long Term Financial Plan 2025/26 to 2034/35
- Victor Harbor Urban Growth Management Strategy 2050
- Government of South Australia Greater Adelaide Regional Plan 2025

BUDGET IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in Council advocating to the State Government to upgrade the intersection of the Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection.

No additional funds are required.

CONSULTATION

Council Member - Angela Schiller

ATTACHMENTS

Attachment 1 - Motion on Notice - Hindmarsh Road/Torrens Street/Seaview Road/Eyre Terrace intersection - Cr Angela Schiller

Attachment 1 - Motion On Notice - Hindmarsh Road, Torrens Street, Seaview Road and Eyre Terrace Intersection - Cr Angela Schiller

From: Angela Schiller
To: Council Member Request
Cc: Victoria MacKirdy; Moira Jenkins; Jodi Roberts
Subject: Motion On Notice Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection.
Date: Friday, 17 October 2025 3:23:05 PM
Attachments: image001.png
image002.png
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image005.png
image006.png
image007.png

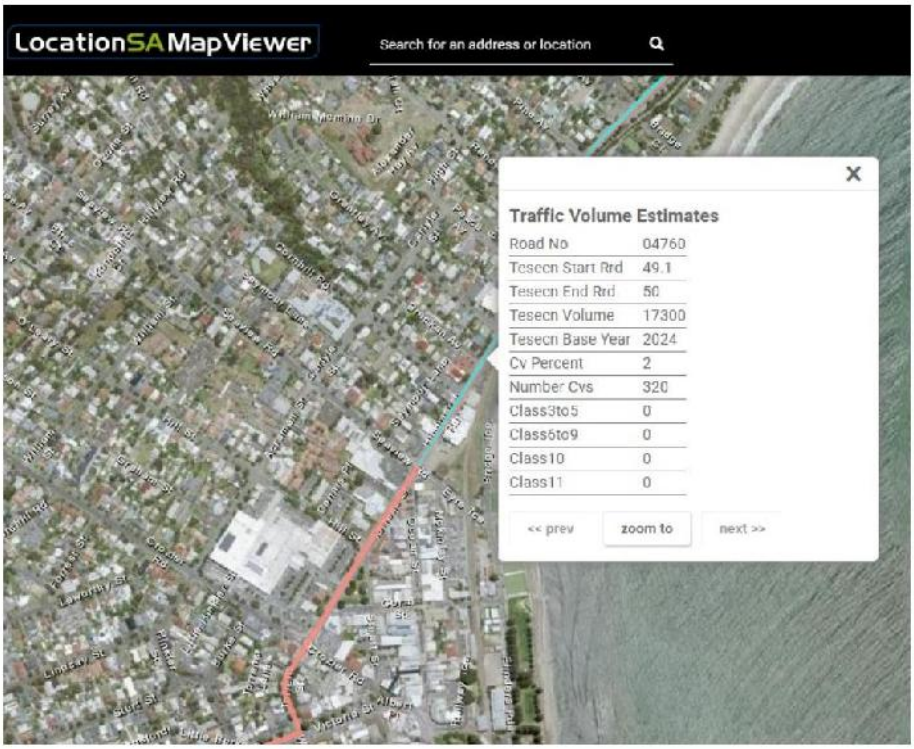
Motion On Notice Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection.

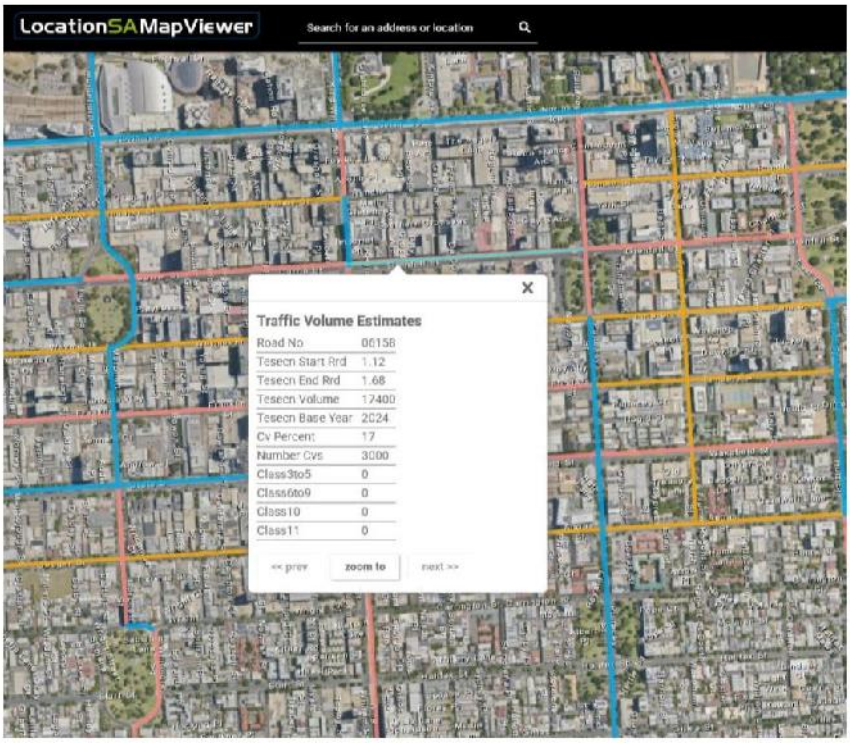
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3. That if the State Government do not commit to upgrading the Hindmarsh Road/Torrens Street/Seaview Road and Eyre Terrace to a signalised intersection, that Council request that the State Government providing grant funding to Council to undertake the detailed design and associated capital works on the Government's behalf.

Council Member Commentary:

With the increase in growth in Victor Harbor the roundabout at the intersection of Hindmarsh Road / Seaview Road / Torrens Street / Eyre Terrace have reached capacity resulting in safety concerns for pedestrians trying to traverse this busy section of road. Although there are pedestrian refuges in all four legs of the intersection, due to the volume of traffic there are insufficient breaks in the traffic flow to allow for pedestrians to cross the roads safely, especially with cars exiting the roundabout. This issue is compounded by an increase in pedestrian use in this area over recent years due to the development of the health facilities (the Medical Centre and Jones Radiology). The lack of safe crossing locations is isolating people from these two shopping precincts and with the nearest Pedestrian Activated Crossing (PAC) located 250m south of the roundabout (near KFC) pedestrians are currently putting themselves at risk by crossing Hindmarsh Road and Torrens Street at non-designated crossing points increasing the likelihood of conflict between pedestrians and vehicles.

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With the upcoming State Election, there is also an opportunity to highlight that the State has significant housing and population targets for our area as part of the Greater Adelaide Regional Plan, and that they should have a responsibility to contribute to infrastructure that supports this.

Angela Schiller | Deputy Mayor
City of Victor Harbor
1 Bay Road, Victor Harbor SA 5211
Phone: 04 2896 4118
Email:angela.schiller@victor.sa.gov.au
www.victor.sa.gov.au
VIDEO CALL

18.2. Motion on Notice - Council Led Petition to State Government - Stamp Duty Exemption for First Home Buyers – Cr Brayden Mann

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Victoria MacKirdy

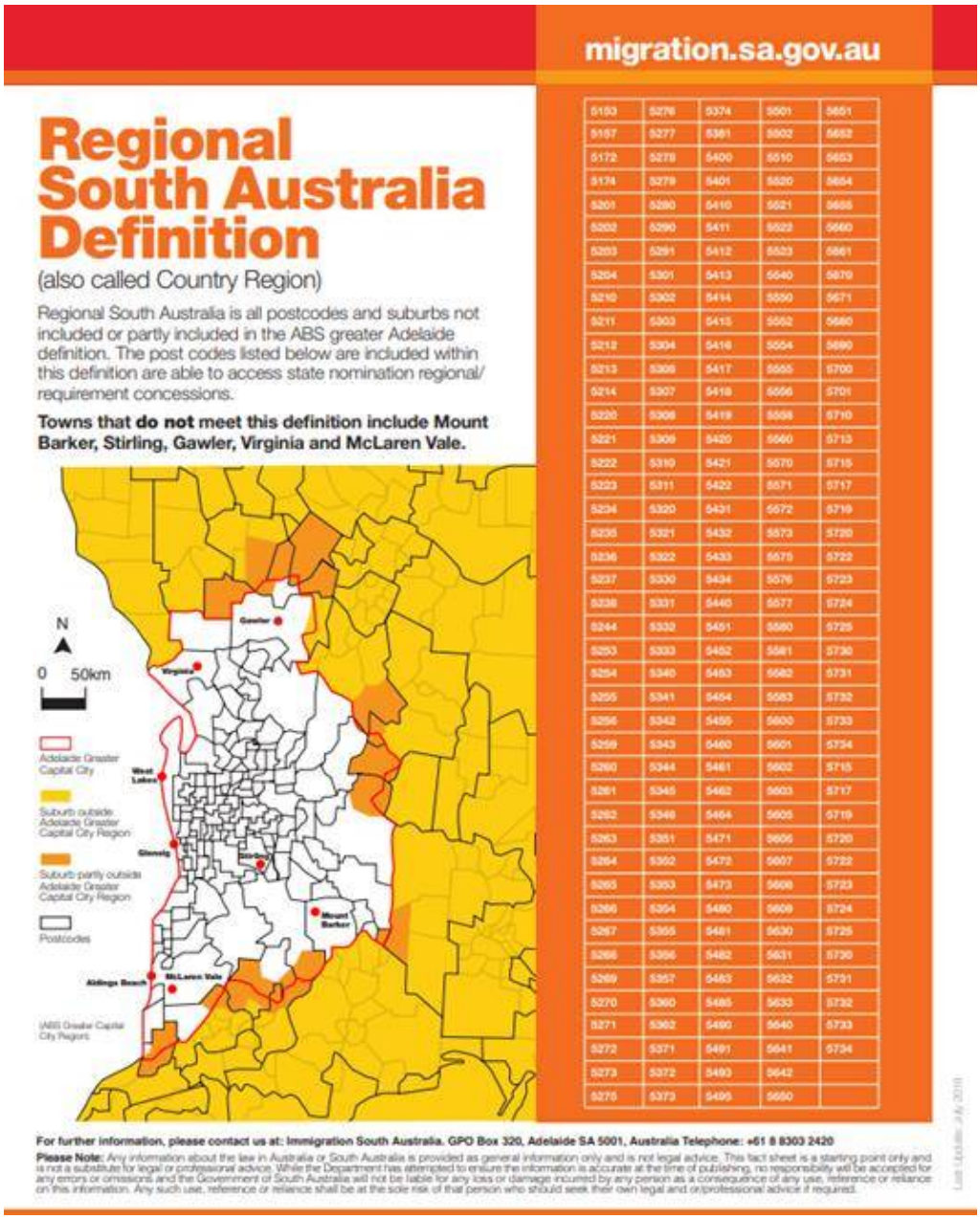
RECOMMENDATION

(Cr Brayden Mann to propose his motion)

That Administration investigate and prepare a plan to be presented at the November Ordinary Council for a City of Victor Harbor led petition to the SA State Government's House of Assembly to provide First Home Buyers within *Regional South Australia a Waiver of Stamp Duty on the purchase of Existing Homes on the first $750,000 of the purchase price including:

- A strategy to maximise signatures over the summer period and make this a State Government Election issue;
- Request other Councils within Regional SA to endorse the petition, circulate it within their communities and advocate for their local MP to jointly sponsor the petition;
- Partnering with Regional Development Australia (SA) to gather signatures and support for the petition;
- Advocating to local and state media to provide support and assistance in bringing awareness and support for the petition; and
- Have an aim to achieve 10,000 signatures and have the petition tabled in State Parliament.

* Regional South Australia (as defined below)



PURPOSE

The purpose of this report is to provide for the consideration of a Motion submitted by Cr Brayden Mann pursuant to Regulation 9(1) of the *Local Government (Meeting Procedures) Regulations 2013* in relation to a Council led petition to the State Government for a stamp duty exemption in regional South Australia for first home buyers purchasing existing homes on the first $750,000.00 of the purchase price.

A copy of Cr Brayden Mann's written submission and preamble is provided at Attachment 1.

COUNCIL MEMBER COMMENTARY

In January 2025, as a Council we moved a motion for the Local Government of South Australia to advocate to the State Government to waive Stamp Duty on Existing Homes for First Home Buyers in Regional South Australia.

Our motion eventually reached the LGA and what was supported was for the LGA to advocate for a Stamp Duty Exemption on Existing Homes for the entire State, not just Regional South Australia.

The State Government has continually refused to make this change and have continued the narrative around not wanting to increase house prices. They seem concerned around increasing Adelaide's house prices, noting the City has recently been ranked as the 6th least affordable housing market in the world (being less affordable than Melbourne and London).

Any advocacy that may have been done by the LGA following our motion was entirely ineffective in persuading the State Government.

In July 2025 we moved a motion for the LGA to advocate to the State Government to reduce the hidden 'mini-Stamp Duty' fee (aka Lodgement Fee) from being around 1% of the purchase price to the standard $198.00 lodgement fee that applies for most other transactions. This was to try and save all First Home Buyers between $3,000.00 - $7,000.00 of extra somewhat hidden fees. However, our motion did not even get past the LGAs first line of bureaucracy and is effectively dead in the water.

Our Community Plan has the key objective to "[a]ttract and retain young professionals and families in Victor Harbor for long-term demographic sustainability"? as "[a] thriving, resilient future for Victor Harbor depends on attracting young professionals and families".

*Our Urban Growth Management Strategy ("**UGMS**") has the aim of reducing the median age of our residents through "Advocat[ing] for the State Government to undertake policy reform". Principle 1 of the UGMS is "Housing supply meets the needs of our community" and states that "[m]ost people were supportive of the changes that sought to create opportunities for young people and families to build or buy a home in Victor Harbor".*

We are also in the process of creating a Future Ready Strategy with the specific aim of attracting and retaining young Doctors, nurses, carers, trades and working professionals.

Many communities in Regional South Australia do not have the level of new constructions and development that Adelaide and surrounds have. It is all well and good for there to be no Stamp Duty for First Home Buyers on New Builds, but there needs to be new builds available for them to buy.

Victor Harbor is seeing a significant amount of new construction, but most of it is targeted at an older, wealthier demographic. We have 4 new Retirement Villages in the works at the moment that will deliver around 1,700 new homes for those over the age of 50 years.

Victor has significant new housing developments being constructed, however, even with the existing Stamp Duty exemption, many First Home Buyers are still very much priced out. A mere 300sqm block at Seascape is currently being advertised for $285,000.00 and a slightly larger 340sqm block at Oceane is up for $324,900.00.

Many young families and First Home Buyers simply cannot afford to waiting 2 years to construct a New Home and pay market rent and interest on their land and build at the same time. The State Government has gone on about the supply of housing being the issue, but

how is it fair that the youngest members of our communities are responsible for trying to fix that issue through having to build new homes.

*A Stamp Duty Exemption on the first $750,000.00 of an Existing Home Purchase in Regional South Australia would save First Home Buyers **$35,080.00!***

When Victor Harbor's average house price is $740,000.00, a $35,000.00 reduction in Government Tax may not sound like much, but it will be a major factor in allowing young people to get into the housing market.

*A local banker has advised that the Max Loan to Value Ratio ("**LVR**") a borrower can secure is 95% of the purchase price. This means on Victor Harbor's average house price of $740,000.00, their deposit would need to be $37,000.00, being 5% of the purchase price, **plus** the cost of Stamp Duty, being $34,530.00, **plus** the Lodgement Fee (ie. the "mini-Stamp Duty tax") of a further $7,365.00. The barrier to entry into the housing market then becomes for a First Home Buyer to save a deposit of **$78,895.00!***

The removal of Stamp Duty for the purchase of an Existing Home can nearly cut the barrier to entry in half for First Home Buyers. Instead of a First Home Buyer paying $35,000.00 into the Government's pocket, they could be putting those funds towards getting their mortgage down to an affordable level. The above scenario would have the First Home Buyer having a mortgage of $703,000.00 and weekly repayments of $941.00 per week on an interest rate of 5.68%.

Our elderly community are appalled at how difficult it is for our young people to get into the housing market. The biggest supporters of our young people have always been our elderly residents. Providing our community with a petition that they can sign and circulate is a practical way they help our younger residents and protect Victor Harbor's multi-generational future.

As our elderly residents look to downsize or move into a Retirement Villages, I am sure they would prefer to sell their older, existing homes to young families who have the energy to invest love and care into their established homes, instead of selling to interstate investors looking to increase their short term rental stock.

It is also our elderly residents who are increasingly concerned about not having the Doctors, carers and health care professionals to support our rapidly growing and aging population. Achieving a Stamp Duty Exemption on Existing Homes in Regional South Australia will be an incredible incentive for our youth and working professionals to stay in their local communities or to move into the regions from the City.

All year our Council has being trying the traditional methods of working with the "independent" bureaucracy that is the Local Government Association, but with no success. With the SA State Government election coming up in March 2026, we have a small window where the Government may in fact listen to our community and South Australia's regions.

We are trying to work with the State Government here. We have heard their concerns about house prices increasing further. We are only asking for Stamp Duty to be removed on Existing Homes within Regional South Australia, not the entire State. House prices are also typically cheaper in Regional South Australia, meaning the revenue they will lose is much

less than a State wide exemption. Additionally, the proposal includes for Stamp Duty to only be exempt on the first $750,000.00 of the purchase price. If a First Home Buyer is privileged enough to buy an Existing Home for $800,000.00 for example, they will have to pay Stamp Duty on $50,000.00.

We want to reach a compromise with the State Government. It is just unfortunate that we will have to do a Council led, State wide petition to get them to the table on such a critical issue for our young people and the health and future of our regions.

If we can achieve 10,000 signatures, a feat that is easily achievable over Victor's busy summer period, our petition can be tabled in Parliament. It will then be very difficult for the State Government to ignore this issue, especially with an election so close and so much regional concern already around the handling of the algal bloom crisis.

Instead of Victor Harbor being known around the State as "God's waiting room", imagine if it was known that South Australia's oldest community is the one advocating the hardest for our young people.

With advocacy such as this petition, as a Council and a community we can achieve this.

OFFICER COMMENTARY

There are two types of petitions, the Legislative Council or the House of Assembly. Both types require a sponsor from a member of parliament. For the House of Assembly, the sponsor can be a member from either the local or upper house, depending on the topic.

In relation to the Council being the head of the petition, further clarification will need to be sought from the State Government, as it is somewhat unclear, as normally individuals or groups approach a member to obtain a sponsor before initiating a petition. Any restrictions will be included in the plan, which will be presented to the November Council meeting.

RISK ASSESSMENT

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

Reputation - The proposed motion on notice aligns with previous decisions made by the Council. However, the Council's reputation may be impacted if it appears to be acting as a head petitioner or advocate on a matter, rather than maintaining its impartial and objective role as a governing body. 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 IMPLICATIONS

Excluding endorsed budgeted staff resources there are no budget implications in preparing a plan to be the head petitioner on Stamp Duty Exemption for First Home Buyers.

No additional funds are required.

CONSULTATION

Council Member - Brayden Mann

Governance and Policy Officer - Kyla Walker

ATTACHMENTS

Attachment 1 - Motion on Notice - Council Led Petition to State Government - Stamp Duty Exemption for First Home Buyers - Cr Brayden Mann

Attachment 1 - Motion on Notice - Petition to State Government Stamp Duty Waiver for First Home Buyers - Cr Brayden Mann

From: Brayden Mann
To: Victoria MacKirdy
Cc: Council Member Request
Subject: October Council Meeting - Motion on Notice - Petition to State Government
Date: Sunday, 19 October 2025 2:56:59 PM
Attachments: image.png
Outlook-http___www.png
Outlook-http___www.png
Outlook-http___www.png
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Hi Victoria,

Sorry, I couldn't help myself.

Please see below my Motion on Notice for the next Council Meeting.

Thank you very much!
Happy to also discuss this week as needed.

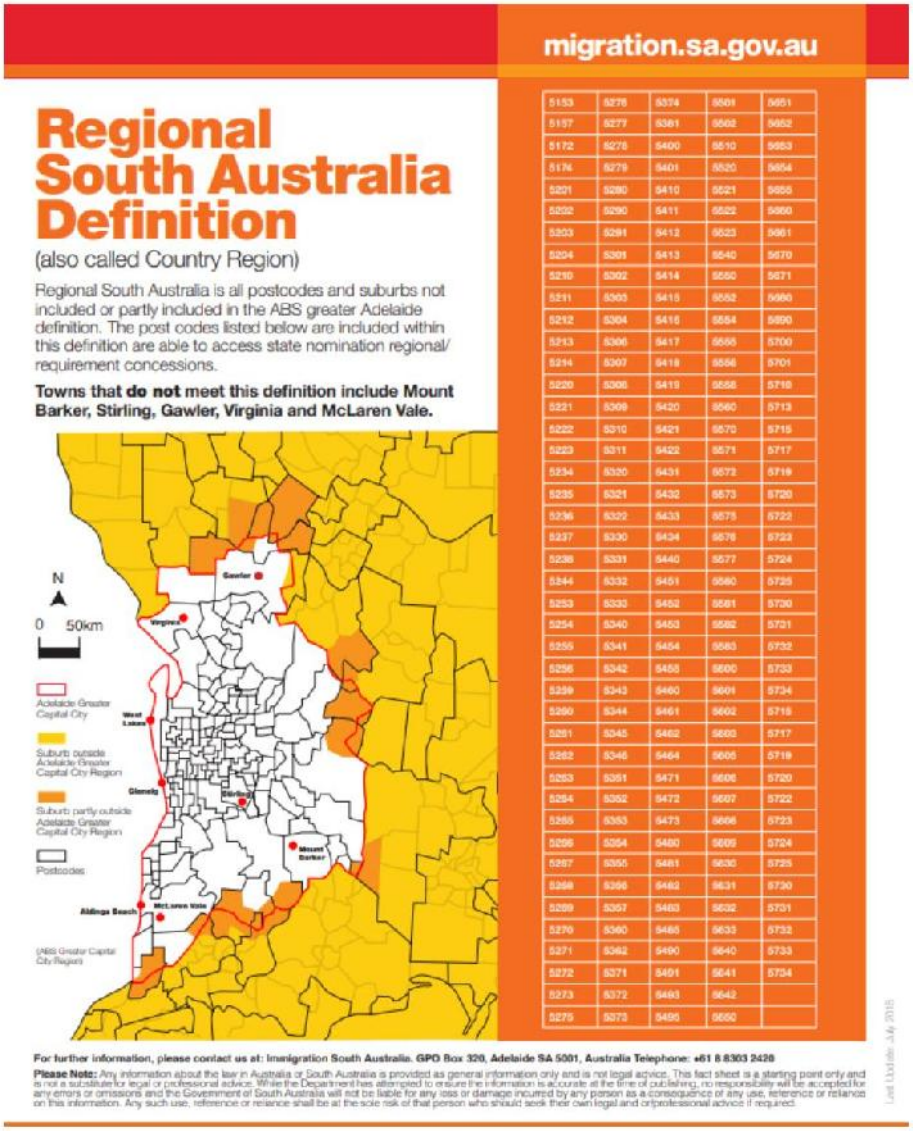
Council Led Petition to the State Government: Stamp Duty Exemption in Regional South Australia for First Home Buyers purchasing Existing Homes on the first $750,000.00 of the Purchase Price.

Motion:

Administration investigate and prepare a plan to be presented at the November Ordinary Council for a City of Victor Harbor led petition to the SA State Government's House of Assembly to provide First Home Buyers within *Regional South Australia a Waiver of Stamp Duty on the purchase of Existing Homes on the first $750,000 of the purchase price including:

- A strategy to maximise signatures over the summer period and make this a State Government Election issue;
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- Have an aim to achieve 10,000 signatures and have the petition tabled in State Parliament.

* Regional South Australia (as defined below)



migration.sa.gov.au

Regional South Australia Definition

(also called Country Region)

Regional South Australia is all postcodes and suburbs not included or partly included in the ABS greater Adelaide definition. The post codes listed below are included within this definition are able to access state nomination regional/ requirement concessions.

Towns that do not meet this definition include Mount Barker, Stirling, Gawler, Virginia and McLaren Vale.

5153	5276	5374	5601	5651
5157	5277	5381	5602	5652
5172	5278	5400	5610	5653
5174	5279	5401	5620	5654
5221	5280	5410	5621	5655
5222	5290	5411	5622	5660
5223	5291	5412	5623	5661
5224	5301	5413	5640	5670
5210	5302	5414	5650	5671
5211	5303	5415	5652	5690
5212	5304	5416	5654	5690
5213	5306	5417	5655	5700
5214	5307	5418	5656	5701
5220	5308	5419	5656	5710
5221	5309	5420	5660	5713
5222	5310	5421	5670	5715
5223	5311	5422	5671	5717
5234	5320	5431	5672	5719
5235	5321	5432	5673	5720
5236	5322	5433	5675	5722
5237	5330	5434	5676	5723
5238	5331	5440	5677	5724
5244	5332	5451	5680	5725
5253	5333	5452	5681	5730
5254	5340	5453	5682	5731
5255	5341	5454	5683	5732
5256	5342	5455	5600	5733
5259	5343	5460	5601	5734
5260	5344	5461	5602	5715
5261	5345	5462	5603	5717
5262	5346	5464	5605	5719
5263	5351	5471	5606	5720
5264	5352	5472	5607	5722
5265	5353	5473	5606	5723
5266	5354	5480	5609	5724
5267	5355	5481	5630	5725
5268	5356	5482	5631	5730
5269	5357	5483	5632	5731
5270	5360	5485	5633	5732
5271	5362	5490	5640	5733
5272	5371	5491	5641	5734
5273	5372	5493	5642	
5275	5373	5495	5650	

For further information, please contact us at: Immigration South Australia. GPO Box 320, Adelaide SA 5001, Australia Telephone: +61 8 8303 2428

Please Note: Any information about the law in Australia or South Australia is provided as general information only and is not legal advice. This fact sheet is a starting point only and is not a substitute for legal or professional advice. While the Department has attempted to ensure the information is accurate at the time of publishing, no responsibility will be accepted for any errors or omissions and the Government of South Australia will not be liable for any loss or damage incurred by any person as a consequence of any use, reference or reliance on this information. Any such use, reference or reliance shall be at the sole risk of that person who should seek their own legal and or professional advice if required.

Last Updated: July 2025

Commentary:

In January 2025, as a Council we moved a motion for the Local Government of South Australia to advocate to the State Government to waive Stamp Duty on Existing Homes for First Home Buyers in Regional South Australia.

Our motion eventually reached the LGA and what was supported was for the LGA to advocate for a Stamp Duty Exemption on Existing Homes for the entire State, not just Regional South

Australia.

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The removal of Stamp Duty for the purchase of an Existing Home can nearly cut the barrier to entry in half for First Home Buyers. Instead of a First Home Buyer paying $35,000.00 into the Government's pocket, they could be putting those funds towards getting their mortgage down to an affordable level. The above scenario would have the First Home Buyer having a mortgage of $703,000.00 and weekly repayments of $941.00 per week on an interest rate of 5.68%.

Our elderly community are appalled at how difficult it is for our young people to get into the housing market. The biggest supporters of our young people have always been our elderly residents. Providing our community with a petition that they can sign and circulate is a practical way they help our younger residents and protect Victor Harbor's multi-generational future.

As our elderly residents look to downsize or move into a Retirement Villages, I am sure they would prefer to sell their older, existing homes to young families who have the energy to invest love and care into their established homes, instead of selling to interstate investors looking to increase their short term rental stock.

It is also our elderly residents who are increasingly concerned about not having the Doctors, carers and health care professionals to support our rapidly growing and aging population. Achieving a Stamp Duty Exemption on Existing Homes in Regional South Australia will be an incredible incentive for our youth and working professionals to stay in their local communities or to move into the regions from the City.

All year our Council has being trying the traditional methods of working with the "independent" bureaucracy that is the Local Government Association, but with no success. With the SA State Government election coming up in March 2026, we have a small window where the Government may in fact listen to our community and South Australia's regions.

We are trying to work with the State Government here. We have heard their concerns about house prices increasing further. We are only asking for Stamp Duty to be removed on Existing Homes within Regional South Australia, not the entire State. House prices are also typically cheaper in Regional South Australia, meaning the revenue they will lose is much less than a State wide exemption. Additionally, the proposal includes for Stamp Duty to only be exempt on the first $750,000.00 of the purchase price. If a First Home Buyer is privileged enough to buy an Existing Home for $800,000.00 for example, they will have to pay Stamp Duty on $50,000.00.

We want to reach a compromise with the State Government. It is just unfortunate that we will have to do a Council led, State wide petition to get them to the table on such a critical issue for our young people and the health and future of our regions.

If we can achieve 10,000 signatures, a feat that is easily achievable over Victor's busy summer period, our petition can be tabled in Parliament. It will then be very difficult for the State Government to ignore this issue, especially with an election so close and so much regional concern already around the handling of the algal bloom crisis.

Instead of Victor Harbor being known around the State as "God's waiting room", imagine if it was known that South Australia's oldest community is the one advocating the hardest for our young people.

With advocacy such as this petition, as a Council and a community we can achieve this.

Kind regards,

Cr Brayden Mann

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19. MOTIONS WITHOUT NOTICE

20. CONFIDENTIAL ITEMS

20.1. CONFIDENTIAL - Strategic Land Purchase

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Mark Buckerfield

RECOMMENDATION

1. Pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that all members of the public except, Director Community and Development (Graham Pathuis), Director Environment and Infrastructure (Jodi Roberts), Director Corporate and Customer Service (Karen Rokicinski), Group Manager Governance and Finance (Kellie Knight-Stacey), Manager City Infrastructure (Mark Buckerfield) and Executive Assistant (Chelsie Butler) be excluded from attendance at the meeting for Agenda Item 20.1 - CONFIDENTIAL - Strategic Land Purchase.

    a. The 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 would involve the unreasonable disclosure of information concerning the negotiation for the potential purchase of land between Council and another authority.

    b. 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 details may prejudice Council's position in the negotiation.

3. That having considered Agenda Item 20.1 - CONFIDENTIAL - Strategic Land Purchase. in confidence under Section 90(2) and (3)(b) of the Local Government Act 1999, the Council;

    a. Pursuant to Section 91(7)(a) of the Act orders that the report, attachments and minutes be retained in confidence until a purchase contract has been settled, or otherwise determined by the Chief Executive Officer: and

    b. The public be readmitted to the meeting.

20.2. CONFIDENTIAL - Major Event Application - 2026 and 2027 State Country Football Championships Bid

Committee: Ordinary Council Meeting

Meeting Date: 27 October 2025

Report Author: Stacey Richardson

RECOMMENDATION

1. Pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that all members of the public except the Director Community and Development (Graham Pathuis), Director Environment and Infrastructure (Jodi Roberts), Director Corporate and Customer Service (Karen Rokicinski), Group Manager Governance and Finance (Kellie Knight-Stacey) and Executive Assistant (Chelsie Butler) be excluded from attendance at the meeting for Agenda Item 20.2 - CONFIDENTIAL - Major Event Sponsorship Application: 2026 and 2027 State Country Football Championships.

    a. The Council is satisfied that, pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the commercial nature of the bid process.

    b. 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 details would undermine the Great Southern Football Leagues commercial bid to host the event in Victor Harbor

3. That having considered this agenda item 20.2 - CONFIDENTIAL - Major Event Sponsorship Application: 2026 and 2027 State Country Football Championships in confidence under Section 90(2) and (3)(d) of the Local Government Act 1999, the Council;

    a. Pursuant to Section 91(7)(a) of the Act orders that the report, attachments and minutes be retained in confidence until such time that the South Australian National Football League announces the successful host region(s) for the event or otherwise determined by the Chief Executive Officer: and

    b. The public be readmitted to the meeting.

21. CLOSURE