Notice is hereby given pursuant to Section 83 of the Local Government Act 1999, the next ordinary meeting of council, will be held in the council chamber, 29 Holland Street, Kingston SE, on Tuesday, 19 March 2019 commencing at 3.00pm.

AR MacDonald
Chief Executive Officer
13.03.2019
1. ACKNOWLEDGEMENT OF COUNTRY:
   
2. APOLOGIES:
   
3. CONFIRMATION OF MINUTES:

3.1 Minutes of ordinary council meeting held Tuesday 19 February 2019:
Appendix 1

4. CONFLICT OF INTEREST DECLARATION:
   
5. BUSINESS ADJOURNED:
   
6. PETITIONS:
   
7. DEPUTATIONS:
   
8. QUESTIONS WITHOUT NOTICE:
   
9. QUESTIONS ON NOTICE:
   
10. MOTIONS WITHOUT NOTICE:
   
11. MOTIONS ON NOTICE:
   
12. MAYORAL REPORT:
13. DELEGATE REPRESENTATIVE REPORTS:

13.1 Kingston Community School Governing Council:
Appendix 2

13.2 Gall Park Management Committee:

13.3 Kingston / Robe Health Advisory Council:

13.4 Kingston SE Tourism:
Appendix 3

14. RECOMMENDATIONS FROM COMMITTEES:

14.1 Council Assessment Panel:

14.2 Audit Committee:

14.3 Building Fire Safety Committee:

14.4 Cape Jaffa Project Management Control Group:

14.5 Strategic Planning & Development Policy Committee:

15. REPORTS FROM LOCAL GOVERNMENT SECTOR:

15.1 Limestone Coast Local Government Association (LCLGA):
Appendix 4

15.2 Local Government Association (LGA):

15.3 South Australia Region of Councils (SAROC):
16. OFFICERS REPORT:

16.1 Senior Development and Compliance Officer:
NIL

16.2 Senior Property Officer:
16.2.1 Rate Rebate Policy:
Appendix 5  9/63/1.1
16.2.2 National Positioning Infrastructure (NPI) Project:
Appendix 6  15/36/1

16.3 Senior Finance Officer:
16.3.1 Internal Financial Control Policy:
Appendix 7  9/63/1.1

16.4 Manager Assets and Infrastructure:
NIL

16.5 Manager Corporate and Community Services:
16.5.1 Community Assistance Program Policy:
Appendix 8  9/63/1.1
16.5.2 Recreational Boat Ramp Permit Policy:
Appendix 9  9/63/1.1
16.5.3 Media and Communication Policy:
Appendix 10  9/63/1.1

16.6 Chief Executive Officer:
NIL
17. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

17.1 Request to Keep Additional Dog – By-Law 5 Dogs:
Appendix 11  1/71/5.1

17.2 Kingston Medical Centre Lease Agreement:
Appendix 12  LD227

17.3 Council Reserve - 160 Marine Parade:
Appendix 13  16/16/2.1 A1887

17.4 Kingston Caravan Park Management Contract:
Appendix 14  15/21/3.235

18. CLOSURE:
1. **ACKNOWLEDGEMENT OF COUNTRY:**

We acknowledge and pay respects to the Meintangk/Moandik people, the traditional custodians whose ancestral lands we gather on.

We acknowledge the deep feelings of attachment and relationship of the Meintangk/Moandik people to country and respect and value their past, present and ongoing connection to the land.

2. **APOLOGIES:**
3. CONFIRMATION OF MINUTES:

3.1 Minutes of Ordinary Council meeting held Tuesday 19 February 2019:
Appendix 1

**Recommendation:**
That the minutes of the ordinary council meeting held on 19 February 2019 be confirmed.
4. **CONFLICTS OF INTEREST DECLARATION:**
In line with section 74 of the Local Government Act, 1999

1) A member of a council who has an interest in a matter before the council must disclose the interest to the council
2) A member in the making a disclosure under subsection (1) must provide full and accurate details of the relevant interest
3) A disclosure made under subsection (1) must be recorded in the minutes of the council, including details of the relevant interest.

Members are to advise of any conflict of interest declarations.

Elected members are requested to declare any potential ‘Conflict of Interest’ with administration at least 24 hours prior to the meeting at which the matter is to be considered for decision.

Administration will assist, wherever possible, the elected members to complete the required ‘Conflicts of Interest’ documentation.
5. **BUSINESS ADJOURNED:**
   NIL

6. **PETITIONS:**
   NIL

7. **DEPUTATIONS:**
   NIL

8. **QUESTIONS WITHOUT NOTICE:**

9. **QUESTIONS ON NOTICE:**
   NIL

10. **MOTIONS WITHOUT NOTICE:**

11. **MOTIONS ON NOTICE:**
    NIL
12. **MAYORAL REPORT:**

13. **DELEGATE REPRESENTATIVE REPORTS:**

13.1 Kingston Community School Governing Council: Appendix 2

13.2 Gall Park Management Committee:

13.3 Kingston / Robe Health Advisory Council:

13.4 Kingston SE Tourism Committee: Appendix 3

**Recommendation:**
That the delegate representative report be received and noted.

14. **RECOMMENDATIONS FROM COMMITTEES:**

14.1 Council Assessment Panel:

14.2 Audit Committee:

14.3 Building Fire Safety Committee:

14.4 Cape Jaffa Project Management Control Group:

14.5 Strategic Planning & Development Policy Committee:

**Recommendation:**
That the reports from council committees be received and noted.
15. **REPORTS FROM LOCAL GOVERNMENT SECTOR:**

15.1 Limestone Coast Local Government Association (LCLGA):
Appendix 4

15.2 Local Government Association (LGA):

15.3 South Australian Region of Councils (SAROC):

**Recommendation:**
That the reports from local government sector be received and noted.
16. OFFICERS REPORTS:

16.2 SENIOR PROPERTY OFFICER:

16.2.1 Rate Rebate Policy:
Appendix 5

<table>
<thead>
<tr>
<th>Author</th>
<th>Senior Property Officer</th>
</tr>
</thead>
<tbody>
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<td>File Reference</td>
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<tr>
<td>Appendix</td>
<td>Rate Rebate Policy</td>
</tr>
</tbody>
</table>

**Purpose**
The purpose of this report is to provide elected members with the reviewed Rate Rebate Policy for consideration and adoption.

**Recommendation**
That council adopt the Rate Rebate Policy as adopted at appendix 5.

**Background**
In accordance with the Local Government Act 1999, council has a duty to grant mandatory rate rebates and the power to consider discretionary rebates on rates.

Council has previously adopted a policy to provide the framework of how these rate rebates will be considered and assessed. The policy also provides guidance to the community of the requirements and application process.

All applications for discretionary rate rebate are provided to council for discussion and decision, with mandatory rebates provided to council for endorsement and information.
**Discussion**
A review of the Rate Rebate Policy has been undertaken in accordance with council’s planned policy review schedule.

Minor administrative changes have been made to the policy format and wording, with no changes to the content or intention of the policy.

**Community Engagement**
No public consultation is required in relation to this report.

**Financial Implications**
Council will set an appropriate budget for the 2019/20 rate rebates through its rate modelling and budget processes.

**Risk**
The risk has been determined as low.
16.2.2 National Positioning Infrastructure (NPI) Project:
Appendix 6

<table>
<thead>
<tr>
<th>Author</th>
<th>Senior Property Officer</th>
</tr>
</thead>
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<td>Appendix</td>
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<tr>
<td>1. Proposed Site Map</td>
<td></td>
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<tr>
<td>2. National Positioning Infrastructure Capability Flyer</td>
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</tr>
</tbody>
</table>

**Purpose**
The purpose of this report is for elected members to consider providing in principle support for a lease agreement for the National Positioning Infrastructure (NPI) Project.

**Recommendation**

1. That council provides in principle support to the National Positioning Infrastructure Project, and its delivery of an additional GPS base station in the Kingston area.

2. That council agree, in principle, to the granting of a lease agreement for the National Positioning Infrastructure Project subject to:
   - The geotechnical investigations confirming that the preferred site is suitable (being piece 24 contained within certificate of title volume 5438 folio 891); and
   - Consultation with the current grazing licence holder (P & V Downward), with no objections to the proposed infrastructure.

3. Subject to resolution 2, that the Chief Executive Officer and Senior Property Officer be authorised to prepare lease documentation.

4. That the Mayor and Chief Executive Officer be authorised to sign, and seal, lease documentation as required.
**Background**

The National Positioning Infrastructure (NPI) Project is a Commonwealth Government initiative that will enable the determination of an accurate GPS position anywhere in Australia. The project is being managed by Geoscience Australia (being a Commonwealth Government agency), with the Department of Planning, Transport and Infrastructure (DPTI) (State Government) assisting in the delivery of the South Australian component of the project. The project is currently working through the positioning and construction of an additional twelve (12) GPS base stations across South Australia. Kingston (and/or surrounds) was identified as an 'optimum area’ for the placement of a new site, with preliminary investigations into possible site locations in Kingston and Robe being undertaken as part of the project.

Each new site consists of a concrete pillar (approximately 1.5m high), a secure electronic equipment cabinet, solar panels (for power and communications) and a small weather station. The flyer provided at the appendix provides examples of what a site may look like.

The project offers significant social and economic benefits across a broad range of sectors including aviation, transport, maritime safety, personal devices and agriculture. The benefits and capabilities of this project will continue to be seen as technology advances into the future.

**Discussion**

In February 2019, representatives from Geoscience Australia and DPTI met with the Senior Property Officer, Manager Assets and Infrastructure and Chief Executive Officer in regards to this project.

Four (4) sites had been identified by the project, with preliminary investigations and assessments undertaken on the suitability of each site by council administration in collaboration with DPTI. This was followed up with a site inspection of each site during the representatives’ visit.

Through the site inspections, with consideration to technical requirements and land tenure, the preferred site was identified as the land located behind council’s rubble storage area (being opposite council’s depot) on Adam Road. A map identifying the preferred site is provided at the appendix.
Since the site visit, council has been informed that some geotechnical investigations need to be undertaken to confirm the suitability of the site, and therefore the requirement for a lease agreement to be entered into. In the event the site is confirmed, the construction of the project is able to commence reasonably quickly with approximately one (1) week of construction works and installation of all other equipment in the following weeks. It is expected to be operational within six (6) weeks of commencement of construction, with the project using local contractors to undertake and assist with the works.

In order to provide a level of support and certainty for the project to undertake the investigations, the ‘in principle’ agreement to a lease arrangement is put forward for council’s consideration.

The lease agreement will be a relatively straightforward ground lease arrangement with standard terms and conditions, however will be drafted by council’s legal representatives given the requested long term tenure of the lease. The key terms of the agreement include:

- Twenty (20) year lease term (ten (10) years plus ten (10) year right to renew);
- ‘Peppercorn’ rent ($5.00 per annum payable on demand);
- Stock proof fencing requirements;
- All capital and maintenance responsibility of lessee;
- Liability and insurance requirements of lessee;
- Lessee responsible for costs associated with preparation of lease agreement.

Given the overall benefit and nature of this project, it is recommended council provide its support and in principle agreement to the lease arrangement.

**Community Engagement**

The preferred site is located on land which is excluded from community land classification in accordance with council’s Community Land Management Plan, and is therefore not subject to public consultation requirements in the granting of a lease or licence. In addition, the land is held in fee simple by council and therefore is not subject to any consultation with the crown and is not subject to native title.

Council currently has a grazing licence with P & V Downward over the subject land, which is due to expire on 31 December 2019. Consultation with the licence holder is recommended to be undertaken in regards to the proposed project and any effect on the licence holder.
**Financial Implications**
There are no financial implications associated with this report.

The lessee will be responsible for the costs associated with the drafting of the lease agreement. Council will not be required to contribute to any capital or maintenance costs of the project.

It has been requested that the lease agreement provides for a ‘peppercorn’ rent, which is recommended to be honoured based on the benefit to the Kingston community and beyond, as well as the acknowledgement of the lease being with a state/federal government department.

**Risk**
The risk has been determined as low.
16.3 **SENIOR FINANCE OFFICER:**

16.3.1 **Internal Financial Control Policy:**

Appendix 7  
9/63/1.1

<table>
<thead>
<tr>
<th>Author</th>
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</table>
| Appendix             | 1. Internal Financial Control Policy  
                        2. Better Practice Model – Internal Financial Controls |

**Purpose**

The purpose of this report is to provide elected members with the revised Internal Financial Control Policy for consideration and adoption.

**Recommendation**

1. That council adopt the Internal Financial Control Policy as provided at appendix 7.

2. That council adopt the Better Practice Model-Internal Controls as the base document by which internal financial controls will be implemented and maintained.

**Background**

Internal financial control is a risk management framework that manages risk to the organisation from error or fraud. A system of internal financial controls will not remove all risk but is a means of managing risk and reducing the likelihood and consequences of adverse events.

The Local Government Act 1999 (the Act) and the Local Government (Financial Management) Regulations 2011 (the regulations) specify responsibilities in regard to internal controls for:

- Councils (implementing and maintaining); and
- Audit Committees (reviewing the adequacy); and
- External auditors (considering the adequacy); and the
- Chief Executive Officer and Principal Member (certifying the adequacy).
Section 125 of the Act requires council to ensure that appropriate policies, practices and procedures of internal control are implemented and maintained in order to assist the council to carry out its activities in an efficient and orderly manner to achieve its objectives, to ensure adherence to management policies, to safeguard the council’s assets, and to secure (as far as possible) the accuracy and reliability of council records.

**Internal Financial Control Framework**
The Local Government Association of South Australia and the South Australian Local Government Financial Management Group and with the support of the SA Local Government Auditors Group, prepared a framework referred to as the Better Practice Model – Internal Financial Controls (BPM). This framework provides guidance which council’s can use alongside their existing risk framework to aid in developing a risk-based approach to the identification and assessment of financial risks and internal controls.

In 2013 the State Government amended the regulations so that the BPM is now mandated as the criteria by which the Local Government auditors must assess the internal controls exercised by a council, before providing their formal opinion covering the adequacy of a council’s internal controls.

**Discussion**
The draft policy provided at the appendix has been prepared to meet the requirements of the Act and the BPM. This draft policy sets out the roles and responsibilities, elements of internal control framework and the database of internal controls.

**Community Engagement**
No community engagement is recommended at this stage.

**Financial Implications**
There are no financial implications associated with this report.

**Risk**
The adoption of the Internal Financial Control policy will ensure council is meeting its statutory obligations under the Local Government Act 1999. The risk associated with this report is considered low.
16.5 MANAGER CORPORATE AND COMMUNITY SERVICES:

16.5.1 Community Assistance Program Policy: Appendix 8  9/63/1.1

<table>
<thead>
<tr>
<th>Author</th>
<th>Manager Corporate and Community Services</th>
</tr>
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<td>Community Assistance Program Policy</td>
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**Purpose**

The purpose of this report is to review council’s Community Assistance Program policy, in preparation for the call for funding applications for 2019/20.

**Recommendation**

That council adopts the revised Community Assistance Program Policy as presented at appendix 8.

**Background**

Council has a Community Assistance Program (CAP) which provides financial support to eligible individuals and groups to help with the delivery of community initiatives, projects and events that directly benefit the community.

The CAP provides 4 funding categories which include:
- Event Sponsorship
- Equipment and Facilities
- Community Club Development, and
- Community Health and Wellbeing.

One funding round is offered, which allows council to consider all applications concurrently and assists in ensuring the applications with the strongest community benefit receive appropriate funding. The funding round will open on 1 July 2019 and will close on 31 August 2019.
**Discussion**  
A review of the Community Assistance Program Policy has been undertaken in preparation for 2019/20 funding applications.

As a result of feedback from the previous council, one minor change has been made to the policy. This includes the requirement for council to review all CAP applications at a council workshop. This process will allow sufficient time for elected members to ask questions and seek further information (if required) from applicants before final funding decisions are resolved at a formal council meeting.

**Community Engagement**  
The community will be advised of the release of the annual Community Assistance Program through promotion in the Coastal Leader, council’s Facebook page and website.

**Financial Implications**  
Council will set an appropriate budget for the 2019/20 CAP through the 2019/20 annual business plan and budget discussions.

**Risk**  
The risk associated with this report has been assessed as low.
16.5.2  Recreational Boat Ramp Permit Policy:
Appendix 9

<table>
<thead>
<tr>
<th>Author</th>
<th>Manager Corporate and Community Services</th>
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**Purpose**
The purpose of this report is for council to consider the adoption of a Recreational Boat Ramp Permit Policy.

**Recommendation**

That council adopts the Recreational Boat Ramp Permit Policy as presented at Appendix 9.

**Background**
In accordance with council’s by-laws, users of the recreational boat launch facilities at Kingston and Cape Jaffa Anchorage Marina are required to purchase a permit.

In May 2018, elected members held a workshop to consider improvements and efficiencies in the boat launch permit system. As a result, a number of changes to the permit system were adopted by council at its meeting on 22 June 2018.
Further to community feedback at the time, council revisited its decision through a notice of motion at the August 2018 council meeting, where the following recommendation was resolved by council:

1. That council resolves effective 01 July 2018, the following recreational boat launch permit conditions:
   1.1 An annual boat launch permit with the annual fee set at $120.00.
   1.2 All permits will have a common annual expiry date of 30 June of each year.
   1.3 Annual permits will only be available from the council office during business hours.
   1.4 A zip tie tag with a unique identifier will be issued as proof of permit validity.
   1.5 Each boat/trailer will require its own permit and tag, with multiple tags per person/boat not permitted.
   1.6 Annual permits will only be offered at the annual rate, regardless of the month in which they are purchased (pro-rata annual permits will not be available).
   1.7 A replacement annual permit tag will be provided at a cost of $10.00.
   1.8 A daily launch permit will be provided via recreational boat launch ticket machines located at Cape Jaffa and Kingston boat launch facilities, at a cost of $10.00 per day.

2. That council procures two (2) ticket machines for the issuing of daily permits, with machines installed at Cape Jaffa and Kingston Boat Launch Facilities.

3. That council rolls over all existing valid annual recreational boat launch permit into the new permit system, with a pro-rata payment of $10 per month charged to bring permit expiry in line with the mandated 30 June of each year expiry date.

   Cr GD Usher / Cr JM Gluyas CARRIED (10,091)
**Discussion**  
The Recreational Boat Ramp Permit Policy has been developed based on the conditions approved by council at its meeting of 1 July 2018, and council’s approved by-laws, and is presented to council for consideration and adoption.

**Community Engagement**  
Consultation was undertaken with recreational boat ramp permit holders throughout the review process in 2018. No additional consultation is required.

**Financial Implications**  
In accordance with the Policy, boat ramp permit fees will be reviewed annually in conjunction with the review of all council fees and charges.

**Risk**  
The risk associated with this report has been assessed as low.
16.5.3 Media and Communication Policy:

Appendix 10

<table>
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<tr>
<th>Author</th>
<th>Manager Corporate and Community Services</th>
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<td>Appendix</td>
<td>Media and Communication Policy</td>
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</table>

**Purpose**

The purpose of this report is for council to consider the adoption of a Media and Communication Policy.

**Recommendation**

That council adopts the Media and Communication Policy as presented at appendix 10.

**Background**

In the past council has had a Social Media Policy which provided guidance on the appropriate use of social media platforms in communicating with the community. The Social Media Policy was first adopted in December 2016, which coincided with the introduction of council’s Facebook page. The digital environment, and the way council communicates with its community has vastly changed since 2016, rendering the original Social Media Policy largely obsolete.
**Discussion**
A new policy has been developed to replace the Social Media Policy. The Media and Communication Policy provides an expanded scope to manage communication with stakeholders focusing on providing accountable, open and transparent information between council and the community and to ensure council’s corporate communications create a consistent and professional image.

The policy also provides guidance for elected members and employees in interacting with the media and community members and the communication tools to be used including print, radio and digital media.

**Community Engagement**
This policy seeks to improve and strengthen engagement with the community and the media. No community consultation is required in the adoption of this policy.

**Financial Implications**
There are no financial implications associated with this report.

**Risk**
The adoption of this policy will ensure council is providing consistent and professional messaging to the community and media. The risk associated with this report has been assessed as low.
17. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

17.1 Request to Keep Additional Dog – By-Law 5 Dogs:
Appendix 11 1/71/5.1

Pursuant to Section 90(2) of the Local Government Act 1999, this report entitled “Request to Keep Additional Dog – By-Law 5 Dogs” is listed to be considered in confidence under Part 3 of the Act, and thus is listed as a confidential report, until otherwise determined by the council.

If the council considers that the report and discussion at the meeting should remain confidential and considered in confidence under Part 3 (Section 90 (2)) of the Local Government Act 1999, the following resolution must be adopted by the council before discussing or considering the report.

Recommendation:

Pursuant to section 90(2) of the Local Government Act 1999 the council orders that all members of the public, except the Chief Executive Officer, Manager Community and Corporate Services, Manager Assets and Infrastructure, Senior Development and Compliance Officer, Senior Finance Officer, Senior Property Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.1 – Request to Keep Additional Dog – By-Law 5 Dogs.

The council is satisfied that, pursuant to section 90(3)(a) 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 personal affairs of the applicant.

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 information to be disclosed and discussed is personal information that is contrary to public interest.
17. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

17.1 **Request to Keep Additional Dog – By-Law 5 Dogs:**

<table>
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<tr>
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<th>Senior Development &amp; Compliance Officer</th>
</tr>
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*This item is recommended to be considered in confidence*
17. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

17.2 Kingston Medical Centre Lease Agreement:
Appendix 12 LD227

Pursuant to Section 90(2) of the Local Government Act 1999, this report entitled “Kingston Medical Centre Lease Agreement” is listed to be considered in confidence under Part 3 of the Act, and thus is listed as a confidential report, until otherwise determined by the council.

If the council considers that the report and discussion at the meeting should remain confidential and considered in confidence under Part 3 (Section 90 (2)) of the Local Government Act 1999, the following resolution must be adopted by the council before discussing or considering the report.

**Recommendation:**

Pursuant to section 90(2) of the Local Government Act 1999 the council orders that all members of the public, except the Chief Executive Officer, Manager Corporate and Community Services, Manager Assets and Infrastructure, Senior Development and Compliance Officer, Senior Property Officer, Senior Finance Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.2 “Kingston Medical Centre Lease Agreement”.

The council is satisfied that, pursuant to section 90(3)(b)(i) 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 report, which could reasonably be expected to prejudice the commercial position of the council.

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 of the report is commercial information of a confidential nature being that the market rental value and commercial lease negotiations will be discussed.
17. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

17.2 Kingston Medical Centre Lease Agreement:
Appendix 12

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<th>Author</th>
<th>Senior Property Officer</th>
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*This item is recommended to be considered in confidence*
17. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

17.3 Council Reserve - 160 Marine Parade:
Appendix 13

Pursuant to Section 90(2) of the Local Government Act 1999, this report entitled “Council Reserve - 160 Marine Parade” is listed to be considered in confidence under Part 3 of the Act, and thus is listed as a confidential report, until otherwise determined by the council.

If the council considers that the report and discussion at the meeting should remain confidential and considered in confidence under Part 3 (Section 90 (2)) of the Local Government Act 1999, the following resolution must be adopted by the council before discussing or considering the report.

Recommendation:

Pursuant to section 90(2) of the Local Government Act 1999 the council orders that all members of the public, except the Chief Executive Officer, Manager Corporate and Community Services, Manager Assets and Infrastructure, Senior Development and Compliance Officer, Senior Property Officer, Senior Finance Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.3 “Council Reserve - 160 Marine Parade”.

The council is satisfied that, pursuant to section 90(3)(b)(i) 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 report, which could reasonably be expected to prejudice the commercial position of the council.

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 of the report is commercial information of a confidential nature being that the market value may be discussed.
17. ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:

17.3 Council Reserve - 160 Marine Parade:

Appendix 13

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This item is recommended to be considered in confidence
17. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

17.4 Kingston Caravan Park Management Contract:  
Appendix 14  
15/21/3.235

Pursuant to Section 90(2) of the Local Government Act 1999, this report entitled “Kingston Caravan Park – Appointment of Management” is listed to be considered in confidence under Part 3 of the Act, and thus is listed as a confidential report, until otherwise determined by the Council.

If the Council considers that the report and discussion at the meeting should remain confidential and considered in confidence under Part 3 (Section 90 (2)) of the Local Government Act 1999, the following resolution must be adopted by the Council before discussing or considering the report.

**Recommendation:**

Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public, except the Chief Executive Officer, Manager Community and Corporate Services, Manager Assets and Infrastructure, Senior Development and Compliance Officer, Senior Property Officer, Senior Finance Officer and the Minute Secretary, be excluded from attendance at the meeting for Agenda Item 17.4 – Kingston Caravan Park – Appointment of Management.

The Council is satisfied that, pursuant to section 90(3)(a) 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 the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person.

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 with this matter involves ‘personal affairs’ and there is evidence that discussion of such information in a public forum would be unreasonable.
17. **ITEMS RECOMMENDED FOR CONSIDERATION IN CONFIDENCE:**

17.4 Kingston Caravan Park Management Contract:
Appendix 14 15.21.3.235

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*This item is recommended to be considered in confidence*
18. **CLOSURE:**