



TO HIS WORSHIP THE MAYOR AND MEMBERS
NOTICE OF MEETING

NOTICE is hereby given that a Meeting of **SPECIAL COUNCIL** will be held on **MONDAY 27 JULY, 2020** in the Rural City of Murray Bridge Virtual Meeting Room / Council Chamber, Local Government Centre 2 Seventh Street, Murray Bridge at **5.45 pm**.

Public attendance to the Council Meeting is restricted in accordance with the Council Chamber Covid Safe Plan. Public attendance is restricted to 10 persons and those attending are required to have their names recorded in the Contact Tracing Register.

To assist the Public access to the meeting is available via livestream through Council's social media platforms.

Heather Barclay
ACTING CHIEF EXECUTIVE OFFICER
23 July 2020

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AGENDA

S110. CIVIC PRAYER

Almighty God, we humbly beseech Thee to grant thy blessing upon the work of this Council. Direct and prosper its deliberations to the advancement of Thy Glory, and the true welfare of the People of this District. Amen.

S111. RECOGNITION OF CONTRIBUTORS TO OUR COMMUNITY

We acknowledge the Ngarrindjeri people as the traditional owners of this land on which we meet and work. We respect and acknowledge their spiritual connection as the custodians of this land and that their cultural heritage beliefs are still important to the living people today.

We recognise the living culture and combined energies of the Ngarrindjeri People, our global Pioneers and Community Members today for their unique contribution to the life of our Region.

S112. APOLOGIES

S113. CONFLICT OF INTEREST DECLARATIONS

In Elected Members and Staff will identify their conflict of interests in relation to reports before the Council In accordance with

- *Sections 73-74 – Material conflicts of Interest*
- *Section 75 – Actual and perceived conflicts of interest*

A member of a Council who has an interest in a matter before the Council must disclose the interest to the Council by

- *Describing the nature of the interest, and*
- *The manner in which the member dealt with the actual or perceived conflict of interest, and*
- *If the Member voted on the matter and how they voted, and*
- *The manner in which the majority at the meeting voted.*
- *This information will be recorded within the minutes of the meeting.*

Members to advise of any Conflict of Interest Declarations

<i>Item No & Title</i>	
<i>Elected Member Name</i>	
<i>Nature of Interest</i>	
<i>Manner in which conflict will be dealt with</i>	

S114. VALUED ENVIRONMENT**S114.1 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM**

Author Heather Barclay

Legislative () Corporate () Other (X)**Purpose**

This report seeks Councils consideration to focusing Commonwealth Local Roads and Community Infrastructure (LRCI) Grant Program funds towards implementation of the Sturt Reserve Master Plan Implementation, in particular, the Stage 1 History & Tourism Precinct Program intended to be delivered in 2020/21.

Background

A letter received from the Hon Michael McCormack MP, to Mayor Brenton Lewis on 3rd July 2020 included details regarding the Commonwealth, Local Roads and Community Infrastructure (LRCI) Program. Specifically, the letter (**Attached**), included an offer for a Grant of \$571,938.00 (Ex GST), to undertake Local Roads or Community Infrastructure works, for a discrete project or to complement a larger program of works.

The LRCI Program aims to assist a community-led recovery from COVID-19 by supporting local jobs, firms and procurement, through (where possible) using local businesses and workforces to deliver programs.

To accept the offer from the Commonwealth, Council must submit a proposal for the grant to the Commonwealth by 31 July 2020.

If the Commonwealth accepts Councils proposal, the funds associated with the program are required to be expended by 30 June 2021, whether they are part of a discrete project or part of a larger program.

Accordingly, the Council must consider a program to which these funds be allocated and submit an application for same by 31 July 2020.

Proposal

As it relates to the Sturt Reserve Master Plan Implementation, at its Meeting on 13 July 2020, Council resolved (in part), that;

"Council note Administration will work towards finalisation of the Sturt Reserve Design Development with specific emphasis placed on development of the scope for works for;

- a. Determining the delivery of a Boat Ramp in Sturt Reserve or otherwise;*
- b. Developing the Scope of Works and funding model for Stage 1 delivery of the History and Tourism Precinct, focussed on Wharf works to facilitate vessel mooring, and embellishment landscaping works surrounding the War Memorial";**

It is recommended that Council applies the LRCI, grant funds of \$571,938.00 (Ex GST), towards delivery of Stage 1 of the History and Tourism Precinct (above), with the focus of the LRCI funds being for landscaping works surrounding the War Memorial.

While the exact scope of the landscaping works surrounding the War Memorial is yet to be determined (but imminent in the coming months), landscaping is considered to be a deliverable item within the timeframes nominated by the Commonwealth for their LRCI Program. It is noted that landscaping improvements are eligible items under Clause 5.6 of the Commonwealth Agreement.

Legislative Requirements

Local Government Act 1999, Chapter 2, Clause 6 and 7

Council Policy

- Community Plan 2016/2032
- Long Term Financial Management Plan
- Strategic Plan 2020/2024
- Annual Business Plan and Budget 2020/2021
- Community Plan Management Plans
- Rural City of Murray Bridge Riverfront Strategy, May 2016
- Sturt Reserve Master Plan, November 2017
- Environmental Management Plan (Draft) 2020/2024
- Public Art Policy
- Public Realm Style Guide
- Asset Management Policy
- Public Consultation Policy
- Tree Management Framework
- Communications Policy

Financial Implications

Council adopted a program budget for Sturt Reserve, as part of its 2020/21 Annual Business Plan and Budget; viz; Headline Project – Sturt Reserve Master Plan – Historic & Tourism Precinct.

The allocated program budget is \$3,109,000, including \$1,710,000 Council funds, and \$1,399,000 as expected income from other sources.

Anticipated funding via BBRF Round 4, (for the \$1,399,000 component) has not been forthcoming, accordingly, to continue delivery of the headline project, it is recommended that the Commonwealth Grant of \$571,938.00 (Ex GST), be directed towards delivery of Stage 1 of the History and Tourism Precinct with the focus of the LRCI funds being for landscaping works surrounding the War Memorial.

Risk

The risks associated with delivery of the LRCI Program are;

- Any required conditions of Development Consent cannot be met
- The discovery of Cultural Heritage items
- LRCI Grant funding conditions and activities and timing cannot be met
- Latent conditions during works
- Independent cost analysis is incorrect
- The program is not delivered on time/budget
- Tender exceeds budget
- Construction contractor defaults
- End of time delay cost exceed budget
- Design and Construction is delayed and compromised by the requirements /controls required associated with the Former Landfill Site at Sturt Reserve

WHS

There are no new WHS implications as a result of this report.

Asset Management

Subject to LRCI grant funding, works associated with the History and Tourism Precinct will be a combination of renewal and replacement and enhancement works, thus impacting/increasing the asset base.

Operational maintenance costs and levels of service for maintenance will be reviewed concurrently with delivery, however, it is envisaged with the up-lift of open space resources, maintenance of the Recreation Precinct will be contained within operating budgets.

Implementation Strategy

Subject to LRCI grant funding being allocated, any program works associated with LRCI funding would need to be delivered by 30 June 2021.

Communication Strategy

Once Sturt Reserve, History and Tourism Precinct – Stage 1 works are defined, a communication plan would be established for communication to key stakeholders and the general public

Strategic Plan

Goal 1 - Valued Environment

1.3 - A City Geared for Growth

Recommendation

1. That item number S114.1 on the Special Council agenda of 27 July 2020 be received and noted.
2. The Chief Executive Officer be authorised to prepared a submission for the Commonwealth Local Roads and Community Infrastructure of \$571,938.00 (Ex GST), for submission by 31 July 2020, with the focus of the submission being directed towards delivery of Stage 1 of the History and Tourism Precinct with the application of the LRCI funds being for landscaping works surrounding the War Memorial.

Attachments

1 Download	Letter of Offer - Local Roads and Community Infrastructure Program	Attachment
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THE HON MICHAEL MCCORMACK MP
Deputy Prime Minister
Minister for Infrastructure, Transport and
Regional Development

THE HON MARK COULTON MP
Minister for Regional Health, Regional
Communications and Local Government

Ref: MS20-000934

Mayor Brenton Lewis
The Rural City of Murray Bridge
PO Box 421
MURRAY BRIDGE SA 5253

Dear Mayor

Letter of Offer – Local Roads and Community Infrastructure Program

We are writing to offer you, The Rural City of Murray Bridge ABN 90 501 266 817, an Australian Government Grant under the Local Roads and Community Infrastructure (LRCI) Program.

The offer is for a grant of \$571,938 total, excluding GST, (the 'Grant') to undertake the Grant Activity as set out in the attached Grant Agreement.

The LRCI Program aims to assist a community-led recovery from COVID-19 by supporting local jobs, firms, and procurement. It is expected councils, where possible, will use local businesses and workforces to deliver projects under the LRCI Program to ensure stimulus funding flows into local communities. Program guidelines are included with this letter and can also be accessed through the Department's website at www.investment.infrastructure.gov.au/lrci.

To accept this offer in relation to the Grant, please sign the attached Grant Agreement and send or email a scanned copy to IIP@infrastructure.gov.au by 31 July 2020, otherwise this offer will lapse. A legally binding agreement will be created once the Grant Agreement has also been signed by the Commonwealth, represented by the Department of Infrastructure, Transport, Regional Development and Communications ABN 86 267 354 017.

In agreeing to and signing the Grant Agreement, you confirm that you have read and understood the Program Guidelines and Grant Agreement.

Yours sincerely



MICHAEL MCCORMACK



MARK COULTON

Enc

The Hon Michael McCormack MP
Parliament House Canberra | (02) 6277 7520 | minister.mccormack@infrastructure.gov.au
Suite 2, 11-15 Fitzmaurice Street, Wagga Wagga NSW 2650 | michael.mccormack.mp@aph.gov.au

S115. CONFIDENTIAL ITEMS

Section 83(5) of the Local Government Act states that the Chief Executive Officer may indicate on a document or report provided to members of the Council under subsection (4) (or on a separate notice) any information or matter contained in or arising from a document or report that may, if the Council so determines, be considered in confidence under Part 3, provided that the Chief Executive Officer at the same time specifies the basis on which an order could be made under that Part.

Recommendation to exclude the public

That:

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all persons, except (Michael Sedgman, Chief Executive Officer; Tim Vonderwall, General Manager Corporate Services, Heather Barclay General Manager Assets & Infrastructure; Kristen Manson, General Manager Community Development and Ros Kruger, Executive Officer/Minute Secretary and Kate Wienke Minute Secretary) be excluded from attendance at the meeting held on 27 July 2020 for agenda item/s:

S115.1 PROVISION OF CONCRETE SERVICES - KERB AND FOOTPATH (SUPPLY AND INSTALL) CONTRACT AWARD

This Council is satisfied that pursuant to Section 90(3) (k) of the Local Government Act 1999, the information to be received, discussed or considered in relation to agenda item S115.1 is:

- (i) tenders for the supply of goods, the provision of services or the carrying out of works.

S115.2 TFI ACCESS ROAD - CONTRACT MANAGEMENT

This Council is satisfied that pursuant to Section 90(3) (b)(i), (b)(ii), (d)(i), (d)(ii) and (h) of the Local Government Act 1999, the information to be received, discussed or considered in relation to agenda item S115.2 is:

- (i) information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
- (ii) information the disclosure of which would, on balance, be contrary to the public interest; and
- (iii) commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
- (iv) commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest; and
- (v) legal advice.