



Yorke Peninsula Council

Minutes of the Special Meeting of the Yorke Peninsula Council

held on Wednesday 28th June 2017,
in the Council Chambers
57 Main Street Minlaton commencing at 5.30pm
(Subject to confirmation)

ITEM 1 WELCOME

Mayor Ray Agnew OAM welcomed everyone to the meeting, he then recited the opening prayer and declared the meeting open.

PRESENT

Mayor Ray Agnew OAM, Deputy Mayor Scott Hoyle, Councillors Trevor Davey, John Rich, Veronica Brundell, Alan Headon, Darren Braund, Adam Meyer, Jeff Cook, David Langford and Tania Stock.

IN ATTENDANCE

Andrew Cameron	Chief Executive Officer
David Harding	Director Corporate and Community Services
Roger Brooks	Director Development Services
Trevor Graham	Director Assets and Infrastructure Services
Jackie Reddaway	Minute Secretary

LEAVE OF ABSENCE

Nil

APOLOGIES

Councillor Naomi Bittner,

CONFLICT OF INTEREST

Mayor Ray Agnew reminded all Elected Members of the requirement to disclose any conflict of interest in relation to any matters before Council.

Deputy Mayor Scott Hoyle declared a Material Conflict of Interest for the Confidential Item 8 he completed the SF019 declaration with details of the conflict of interest.

MINUTES OF THE PREVIOUS MEETING

Cr Brundell moved Cr Rich seconded

That the minutes of the Council meeting held on Wednesday 14th June 2017 at 5.30pm: *with a minor alteration to remove Roger Brooks from 'In Attendance' as he was on leave and add Mick Cartwright as the Acting Director Development Services 'In Attendance'*, be confirmed as a true record.

CARRIED 148/2017 (28/06/2017)

Cr Headon moved Cr Langford seconded

That the minutes of the Confidential Council meeting held on Wednesday 14th June 2017 at 6.33pm be confirmed as a true record.

CARRIED 149/2017 (28/06/2017)

ITEM 5 VISITORS TO THE MEETING

5.33pm

Mayor Agnew invited John Ewers Representative from GHD – Project Director and Civil Engineer to speak about the Marion Bay Boat Ramp Feasibility Study.

Mr Ewers provided an overview of the project thus far, via a power point presentation and responded to questions from Members.

6.04pm *The presentation concluded.*

ITEM 6 DEBATE AGENDA

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

2017/2018 ANNUAL BUSINESS PLAN

Cr Langford moved Cr Hoyle seconded

That pursuant to Section 123 (6) of the Local Government Act 1999 and Regulation 6 of the Local Government (Financial Management) Regulations 2011 and having considered all public consultation submissions received, the Annual Business Plan for 2017/2018 be adopted, subject to formal adoption of the 2017/2018 Budget and Rating Policies.

CARRIED 150/2017 (28/06/2017)

DA/CCS/R2

FORMAL ADOPTION OF 2017/2018 BUDGET, PROPERTY VALUATIONS AND DECLARATION OF RATES AND SERVICE CHARGES

Cr Headon moved Cr Hoyle seconded

1. Adoption of Budget

That pursuant to Section 123 of the Local Government Act 1999 and regulation 7 of the Local Government (Financial Management) Regulations 2011, the 2017/2018 Budget as presented

and considered by Council to be consistent with the adopted 2017/2018 Annual Business Plan and laid before Council at this meeting, details of which are contained within the: -

- 1.1 budgeted statement of comprehensive income; and
- 1.2 budgeted statement of financial position; and
- 1.3 budgeted statement of cash flows; and
- 1.4 budgeted statement of changes in equity; and
- 1.5 budgeted uniform presentation of finances; and
- 1.6 budgeted financial indicators,

be adopted by Council as its Annual Budget for the Financial Year ending 30 June 2018.

CARRIED 151/2017 (28/06/2017)

Cr Braund moved Cr Brundell seconded

2. Adoption of Valuations

That pursuant to Section 167 of the Local Government Act 1999, the most recent valuations of the Valuer-General available to the Council of the Capital Value of land within the Council's area, be adopted for rating purposes for the financial year ending 30 June 2018, totalling \$5,722,385,040, comprising \$164,603,174 in respect of non-rateable land and \$5,557,781,866 in respect of rateable land.

CARRIED 152/2017 (28/06/2017)

Cr Cook moved Cr Headon seconded

3. Determination of basis for differential rates

That pursuant to Section 156(1) (a) of the Local Government Act 1999, the Council determines that the basis for differential rates on land within its area shall be according to the attribution of land uses, in accordance with Regulation 14 of the Local Government (General) Regulations 2013.

CARRIED 153/2017 (28/06/2017)

Cr Headon moved Cr Hoyle seconded

4. Declaration of General Rates

4.1 That pursuant to Sections 151, 152, 153 and 156 of the Local Government Act 1999, and in order to raise the amount of \$16,997,216, a fixed charge is imposed and differential general rates are declared for the financial year ending 30 June 2018, on rateable land as follows:-

4.1.1 on rateable land of category (g) use (primary production) in the area of the Council, a rate of 0.1787 cents in the dollar of capital value of such land; and

4.1.2 on all other rateable land within the Council area, a rate of 0.2627 cents in the dollar of the capital value of such land; and

4.1.3 the fixed charge component of the general rate is \$410.00;

4.2 That pursuant to Section 153(3) of the Local Government Act 1999, Council will not fix a maximum increase in the general rates charged on the principal place of residence of a principal ratepayer.

CARRIED 154/2017 (28/06/2017)

Cr Langford moved Cr Hoyle seconded

5. Service Charges

5.1 Community Wastewater Management Schemes Annual Service Charges

That pursuant to Section 155 of the Local Government Act 1999, service charges are imposed for the financial year ending 30 June 2018 (in accordance with the CWMS Property Units Code as provided at Regulation 12 of the Local Government [General] Regulations 2013) as follows on each assessment of rateable and non-rateable land in the following areas to which land the Council makes available a Community Wastewater Management System, as follows:

5.1.1 Maitland and Tiddy Widdy Beach Areas:-

- Occupied Land: \$484.00 per unit
- Vacant Land: \$360.00 per allotment

5.1.2 Ardrossan, Balgowan, Black Point, Edithburgh, Point Turton, Port Vincent, Port Victoria, Stansbury, Sultana Point and Yorketown areas:-

- Occupied Land: \$484.00 per unit
- Vacant Land: \$360.00 per allotment

5.1.3 Bluff Beach, Chinaman Wells, Foul Bay, Port Julia, Hardwicke Bay and Rogues Point area:-

- Occupied Land: \$484.00 per unit
- Vacant Land: \$360.00 per allotment

and that in recognition of the additional costs incurred by the property owners of Assessment Numbers 200634, 200642, 200667, 200683, 200691, 202226, 202234 and 202242 due to the requirements to install and maintain a pumping facility and/or due to the provision of an Advanced Wastewater Treatment System a rebate of 50% of the Community Wastewater Management System charge payable be provided pursuant to Section 166(1)(m)(ii) of the Act.

5.2 Water Supply Schemes Annual Service Charges

That pursuant to Section 155 of the Local Government Act 1999, service charges are imposed for the financial year ending 30 June 2018 as follows on each assessment of rateable and non-rateable land in the following area to which land the Council provides or make available a water supply service:-

5.2.1 Balgowan area	\$195.00
5.2.2 Black Point area	\$195.00
5.2.3 Hardwicke Bay area	\$195.00

5.3 Waste Collection and Recycling Annual Service Charges

That pursuant to Section 155 of the Local Government Act 1999, the Council imposes an annual service charge for the year ending 30 June 2018 upon both rateable and non-rateable land to which it provides the prescribed service of waste collection (the Waste Collection and Recycling Service) which is based upon the nature and level of usage of the service and is imposed as follows:-

- 5.3.1 \$204.00 for a two (2) bin service and
- 5.3.2 \$251.00 for a three (3) bin service.

CARRIED 155/2017 (28/06/2017)

Cr Davey moved Cr Rich seconded

6. Declaration of Separate Rates

That pursuant to Section 95 of the Natural Resources Management Act 2004, and section 154 of the Local Government Act 1999 and for the financial year ending 30 June 2018, a separate rate of 0.01801 cents in the dollar is declared on all rateable land in the area of the Council to raise the amount of \$995,371 (net of rebates) payable to the Northern and Yorke Natural Resources Management Board.

CARRIED 156/2017 (28/06/2017)

Cr Cook moved Cr Langford seconded

7. Rates Payments

- 7.1 That in accordance with Section 181 of the Local Government Act 1999, all rates (general and separate) and service charges payable for the year ending 30 June 2018 be payable in four equal or approximately equal instalments due for payment on 1 September 2017, 1 December 2017, 1 March 2018 and 1 June 2018 or on other days determined by the Chief Executive Officer; and
- 7.2 That pursuant to Section 44 of the Local Government Act 1999, the Chief Executive Officer is delegated the power in Section 181(4)(b) of the Local Government Act 1999, to enter into agreements with ratepayers relating to the payment of rates in any case of hardship or financial difficulty.

CARRIED 157/2017 (28/06/2017)

Cr Meyer moved Cr Headon seconded

8. Rate Rebates

That pursuant to Sections 160, 161, 162, 163, 165 and 166 Council confirms all mandatory rebates and approves all discretionary rebates as laid before Council at this meeting.

CARRIED 158/2017 (28/06/2017)

DA/CCS/R3

REVIEW OF FEES AND CHARGES REGISTER

Cr Davey moved Cr Headon seconded

That:

1. Council adopt the Fees and Charges as attached and presented to this meeting;
2. The adopted Fees and Charges come into effect from 1 July 2017 with selected Fees and Charges effective as soon as possible after this date to enable changing, and/or updating of equipment and signage as necessary.

CARRIED 159/2017 (28/06/2017)

Mr Harding passed on his thanks to his departmental staff, in particular Mrs Anne Hammond for preparation of the professional Annual Business Plan document and other finance and rates staff for their work in preparing these financial reports for Council. Mayor Agnew reiterated Mr Harding's comments and asked that thanks from the Council, be passed onto the staff responsible and formally recorded in the minutes.

GENERAL BUSINESS

Cr Hoyle

Advised Members that he had recently attended the ALGA National General Assembly of Local Government in Canberra along with the Mayor and Chief Executive Officer, he further

advised it was indeed a privilege to spend 2 productive hours with the Federal Member for Grey Mr Rowan Ramsey. He provided copies of the Business Papers and Motions that had been considered and tabled them for other Elected Members to view and advised that it had been a very worthwhile experience for him as a new Deputy Mayor and thanked Council for the opportunity to attend.

Mayor Agnew advised that whilst in Canberra he had taken the opportunity to invite Rowan Ramsey to Officially Open the Clinton Road Project with details of the event currently being determined.

6.10pm Cr Hoyle declared a conflict of interest with the following Confidential Item 8 and left the Meeting and Chamber.

6.10pm Cr Cook left the meeting and the Chamber for a personal matter.

ITEM 8 CONFIDENTIAL AGENDA

CHIEF EXECUTIVE OFFICER– CONFIDENTIAL AGENDA

CA/CCS/R1

CODE OF CONDUCT FOR COUNCIL MEMBERS COMPLAINT

Cr Langford moved Cr Braund seconded

Section 90 (3) (a) Order

1. That pursuant to Section 90 (2) of the Local Government Act 199, the Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer.

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 agenda item 8 Code of Conduct for Council Member Complaints is confidential relating to:

“(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);”

Accordingly, the Council is satisfied that the principle which states the meeting be conducted in a place open to the public has been outweighed in the circumstances.

Section 91 (7) Order

2. That having considered agenda item 8 Code of Conduct for Council Members Complaint in confidence under Section 90 (2) and (3) (a) of the Local Government Act 199, the Council pursuant to Section 91 (7) of that Act orders that the agenda report, and supporting documentation relevant to agenda item 8 Code of Conduct for Council Members Complaint be retained in confidence for a period of 12 months.

CARRIED 160/2017 (28/06/2017)

6.11pm

The public were asked to leave and the Chamber was secured.

7.18pm *The public meeting resumed.*

Cr Rich moved Cr Davey seconded

That Council call a Special Confidential Council Meeting on Wednesday 5th July at 5.30pm to further consider Item 8 from the Council Agenda – Motion on Notice.

CARRIED 165/2017 (25/06/2017)

7.20pm

Cr Hoyle and Cr Stock returned to the Chamber and joined the meeting.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 12th July 2017 commencing at 5.30pm.

7.21pm

Mayor Ray Agnew thanked all for their attendance and declared the meeting closed.

ITEM 10 CLOSURE

The Meeting Closed at 7.21pm.

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Mayor Ray Agnew OAM
12th July 2017