



# **MINUTES**

## **Ordinary Council Meeting**

(Subject to confirmation)

**20 January 2021**

**MINUTES OF YORKE PENINSULA  
COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON  
ON WEDNESDAY, 20 JANUARY 2021 AT 5.30PM**

**1 WELCOME AND ACKNOWLEDGEMENT OF COUNTRY BY MAYOR**

Mayor Darren Braund welcomed everyone to the meeting and declared the meeting open.

**2 OPENING PRAYER**

**3 PRESENT**

Mayor Darren Braund, Cr Tania Stock, Cr John Rich, Cr Richard Carruthers, Cr Adam Meyer, Cr Leanne O'Brien, Cr Anthony Bennett, Cr Naomi Bittner, Cr Kristin Murdock, Cr David Langford, Cr Roger Johns, Cr Michael Murdock

**In Attendance**

Roger Brooks (Acting Chief Executive Officer), Jodie Terp (Acting Director Development Services), Anne Hammond (Manager Business and Public Relations), Stephen Goldsworthy (Operations Manager) Natalie McDonald (Minute Secretary)

**4 LEAVE OF ABSENCE**

Nil

**5 APOLOGIES**

CEO Andrew Cameron, Andre Kompler (Director Assets & Infrastructure Services)

**6 CONFLICT OF INTEREST**

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

Nil

**7 MINUTES OF PREVIOUS MEETING – FOR CONFIRMATION**

**RESOLUTION**

Moved: Cr David Langford  
Seconded: Cr Anthony Bennett

That the minutes of the Ordinary Council Meeting held on 9 December 2020 be confirmed.

**CARRIED 001/2021 (20/01/2021)**

**RESOLUTION**

Moved: Cr John Rich  
Seconded: Cr Richard Carruthers

That the minutes of the Confidential Council Meeting held on 9 December 2020 be confirmed.

- Information Technology Strategic Plan 2020-2025

**CARRIED 002/2021 (20/01/2021)**

**8 MOTIONS ON NOTICE**

Nil

**9 QUESTIONS ON NOTICE**

Nil

**10 QUESTIONS WITHOUT NOTICE**

Nil

**11 PETITIONS**

Nil

**12 MAYOR**

Mayor Darren Braund gave a verbal update to his Mayor's Monthly Report including:

- Over the Christmas period we have welcomed some new key staff to our Council: Tramy Ngo – Business and Economic Development officer and Andre Kompler – Director of Assets and Infrastructure Services. Andre remains in isolation until this weekend.
- Thanking Roger Brooks for postponing his holidays to take the chair as acting CEO as Andrew Cameron recovers. Andrew's recovery may be a few more weeks.
- Acknowledging the passing of Rodney Button. Rodney Button held the following positions within Council:
  - Elected Member of District Council of Minlaton representing East Ward from 1981 to Amalgamation in 1997
  - Elected Member from Amalgamation (10/02/1997) to first election of Amalgamated Council May 1997
  - Elected Member of Gum Flat Ward for District Council of Yorke Peninsula May 2000 to November 2006
  - Development Assessment Panel from Inaugural Meeting held on 16/07/2001 to last meeting attended 22/10/2019. Independent Presiding Member since 13/02/2007 until last meeting attended 22/10/2019
  - 2004 - 2015 Representation to Murray Darling Association
- Thanking Elected Members for their feedback in relation to the Australia Day Awards and reminding all that the award winners will be announced on the day.

- Reminding the Elected Members budget requests are due by 31 January 2021.
- Informing Elected Members Mayor Braund has sent an email to Mayor Vickery, Naracoorte/Lucindale and Mayor Rasheed from Kingston after their recent fire to offer our encouragement and support (a second time in about a year for Kingston).

## 12.1 MAYOR'S MONTHLY REPORT DECEMBER 2020

### PURPOSE

To keep Elected Members updated on Mayoral activities during the month of December 2020.

### RESOLUTION

Moved: Cr Adam Meyer

Seconded: Cr Tania Stock

That the report be received.

**CARRIED 003/2021 (20/01/2021)**

## 13 COUNCILLORS' REPORT

Nil

### INFORMATION AGENDA

## 14 ITEMS FOR EXCLUSION

### ***Mayor Braund withdrew Item 17.2 – Audit Committee Minutes – 01 December 2020***

Cr Meyer noted the Audit Committee Meeting Minutes of 1 December 2020 refer to this meeting being held at the Council Chamber, Minlaton. This meeting was held via Zoom. The minutes will be amended accordingly.

### ***Cr Meyer withdrew Item 19.2 – Development Application Decisions***

Cr Meyer sought clarification in relation to approval of development application 20000412 for the Port Vincent Caravan Park and Seaside Cabins and Acting Director Development Services advised this application was separate to the original application for an extension to the existing park and was only for the development of a 2.1 metre boundary fence which was approved by the Council Assessment Panel.

## 15 RECEIPT OF INFORMATION REPORTS

### PURPOSE

That the information items contained within the Information Agenda, be received.

### RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Kristin Murdock

**CARRIED 004/2021 (20/01/2021)**

**20 VISITORS TO THE MEETING**

Nil

**DEBATE AGENDA****21 MAYOR**

Nil

**22 CHIEF EXECUTIVE OFFICER****22.1 MARION BAY BOAT LAUNCHING FACILITY****PURPOSE**

To provide Elected Members with a copy of the final Marion Bay Boat Ramp Coastal Process Modelling Report and associated correspondence from various government departments.

**RESOLUTION**

Moved: Cr John Rich

Seconded: Cr Roger Johns

That Council:

1. Receive the Marion Bay Boat Ramp Coastal Process Modelling Report dated March 2020.
2. Note correspondence from Government Agencies.
3. Acknowledge that the previous Council preferred "Option 4 – New Boat Ramp and Enclosed Harbour" from the GHD's Options Report, along with "Option 3 – New Boat Ramp with Off-shore Breakwater" in the same Report, are beyond Council's financial means for capital construction costs.
4. Acknowledge that the ongoing maintenance costs of Options 3 and 4 noted above, as identified during the Coastal Process Modelling, are not sustainable in an environmental and/or financial position for Council moving forward.
5. Acknowledge that the only realistic option for any improvement in boat launching facilities at Marion Bay for Council is Option 2, being an upgrade of what is currently constructed (Category 1 Rating), increasing current ramp width and depth of the toe of the ramp.
6. Endorse Chief Executive Officer to present to South Australian Boating Facilities Advisory Committee on 26 February 2021.

**CARRIED 005/2021 (20/01/2021)**

## 22.2 LOCAL GOVERNMENT INFRASTRUCTURE PARTNERSHIP PROGRAM

### PURPOSE

To seek Council endorsement to submit an application under the Local Government Infrastructure Partnership Program whereby Council will apply for upgrades to its sealed road network at an estimated cost of \$3m. 50% of the cost will be funded by the Program and 50% is required to be funded by Council.

### RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Anthony Bennett

That Council endorse:

1. the preparation and lodgement of a joint grant application with Barunga West Council and Copper Coast Council under the Local Government Infrastructure Partnership Program;
2. the application for upgrades to sections along the sealed roads from Port Victoria through Curramulka (40km) connecting with the State road to Port Vincent, and Silo Road into Ardrossan silos (1.7km) at an estimated cost of \$3m (\$1.5m provided by the Program and the other \$1.5m funded by a new loan).

**CARRIED 006/2021 (20/01/2021)**

## 23 CORPORATE AND COMMUNITY SERVICES

### 23.1 FINANCIAL REPORT AS AT 31 DECEMBER 2020

### PURPOSE

For Council to consider the financial report and capital projects update report as at 31 December 2020.

### RESOLUTION

Moved: Cr David Langford

Seconded: Cr Kristin Murdock

That Council receive the financial report and capital projects update report as at 31 December 2020.

**CARRIED 007/2021 (20/01/2021)**

**23.2 COMMUNITY GRANT ADDITIONAL EXTENSION 2019-20 - EDITHBURGH MUSEUM****PURPOSE**

In reference to the Covid-19 pandemic, Council has received a second request from the Edithburgh Museum Incorporated to consider a further extension of the endorsed timeframe for acquittal of their Community Grant.

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Anthony Bennett

That Council endorse a further extension until 31 March 2021 for the acquittal of the \$1,180 Community Grant awarded to the Edithburgh Museum Incorporated in September 2019.

**CARRIED 008/2021 (20/01/2021)**

**23.3 COMMUNITY GRANT ADDITIONAL EXTENSION 2019-20 - CENTRAL YORKE LITTLE ATHLETICS****PURPOSE**

Council has received a second request from the Central Yorke Little Athletics to consider a further extension of the endorsed timeframe for acquittal of their 2019-2020 Community Grant.

**RESOLUTION**

Moved: Cr David Langford  
Seconded: Cr Tania Stock

That Council endorse a further extension until 28 February 2021 for the acquittal of the \$3,323.80 Community Grant awarded to the Central Yorke Little Athletics in September 2019.

**CARRIED 009/2021 (20/01/2021)**

**23.4 PROPOSED FEES AND CHARGES - COUNCIL MANAGED CARAVAN PARKS****PURPOSE**

To seek endorsement from Council to charge fees for new facilities introduced at the Council Managed Caravan Parks.

**RESOLUTION**

Moved: Cr Adam Meyer  
Seconded: Cr John Rich

That Council adopt and endorse the following fees for inclusion in Council's 2020/2021 Fees and Charges Register;

- |                                              |                   |
|----------------------------------------------|-------------------|
| 1. Pet Friendly Cabins - surcharge per night | \$30.00 (inc GST) |
| 2. Bicycle Hire – charge per half hour       | \$5.00 (inc GST)  |
| 3. Bicycle Hire – charge per hour            | \$10.00 (inc GST) |

**CARRIED 010/2021 (20/01/2021)**

## **24 ASSETS AND INFRASTRUCTURE SERVICES**

Nil

## **25 DEVELOPMENT SERVICES**

### **25.1 PROPOSED ROAD CLOSURE - PORTION OF UNMADE ROAD, ARTHURTON**

#### **PURPOSE**

To seek permission to proceed with the road closure process for the proposed sale of a portion of unmade public road, adjacent to Section 114, Hundred of Tiparra in the area named Arthurton.

#### **RESOLUTION**

Moved: Cr David Langford

Seconded: Cr Roger Johns

That Council:

1. resolve that the land is surplus to Council's needs for the purpose of selling.
2. give permission to commence with the road closure process under the Roads (Opening and Closing) Act 1991 for a portion of unmade public road, adjacent to Section 114, Hundred of Tiparra in the area named Arthurton for the purpose of selling.
3. exclude the said unmade road from community land classification under the Local Government Act 1999 Section 193 once the road closure process is complete.
4. authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal to the relevant documents necessary to execute the road closure and proposed sale.
5. resolves to accept one valuation on the basis that Council is satisfied with the accuracy of that valuation.

**CARRIED 011/2021 (20/01/2021)**



**25.2 PROPOSED ROAD CLOSURE - PORTION OF POWER LINE ROAD, HD RAMSAY****PURPOSE**

To seek approval from Council to lift this matter from the table and resume proceedings at the point preceding the resolution from 9 December 2020 Council meeting.

**RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Anthony Bennett

That Council:

1. Agree to lift the matter "Proposed Road Closure – Portion of Power Line Road, HD Ramsay" from the table for further consideration by elected members: and
2. Resume the proceedings at the point preceding the resolution below:

***Moved Cr David Langford Seconded Cr Adam Meyer***

*That the matter lie on the table*

**CARRIED 286/2020 (9/12/2020)**

**CARRIED 012/2021 (20/01/2021)**

**25.3 PROPOSED ROAD CLOSURE - PORTION OF POWER LINE ROAD, HD RAMSAY****PURPOSE**

To seek permission to proceed with the road closure process for the proposed sale of a portion of unmade public road, known as Power Line Road, HD Ramsay.

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr David Langford

That Council:

1. resolve that the land is surplus to Council's needs for the purpose of selling.
2. give permission to commence with the road closure process under the Roads (Opening and Closing) Act 1991 for the portion of unmade road known as Power Line Road, HD Ramsay for the purpose of selling.
3. exclude the said unmade road from community land classification under the Local Government Act 1999 Section 193 once the road closure process is complete.
4. authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal to the relevant documents necessary to execute the road closure and proposed sale.

**CARRIED 013/2021 (20/01/2021)**

**25.4 LAND MANAGEMENT AGREEMENT - PORT VICTORIA****PURPOSE**

To seek authorisation from Council for the Mayor and Chief Executive Officer to execute a Land Management Agreement relating to development at Lot 1 Primary Community Plan 25903 in the area named Port Victoria, Hundred of Wauraltee.

**RESOLUTION**

Moved: Cr Roger Johns  
Seconded: Cr Kristin Murdock

That Council authorise the Mayor and Chief Executive Officer to sign and affix the Common Seal on the relevant documents relating to the Land Management Agreement over land identified as Lot 1 Primary Community Plan 25903 in the area named Port Victoria, Hundred of Wauraltee, as contained within Certificate of Title Volume 6054 Folio 606.

**CARRIED 014/2021 (20/01/2021)**

**26 GENERAL BUSINESS**

Section 85 of the Act requires that matters on the Agenda are described with reasonable "particularity and accuracy" and reports and other documentation to be considered at a meeting are available to the public prior to the meeting. The practice of general business should be restricted to matters of urgency.

Cr Rich sought clarification in relation to planning approvals and Council Roads. Acting CEO, Roger Brooks and Acting Director Development Services responded.

Cr Johns updated the Elected Members in relation to the 2021 YP Art Exhibition. Cr Johns voiced his concerns at the number of exhibitors registered to date and wondered whether the event was viable. Discussion ensued with Elected Members discussing ways of gaining exposure and further interest from more artists.

**CONFIDENTIAL AGENDA****27 CONFIDENTIAL ITEMS**

Nil

**28 NEXT MEETING**

Wednesday 10 February 2021

**29 CLOSURE**

The Meeting closed at 6.35pm.

The minutes of this meeting were confirmed at the Council Meeting held on 10 February 2021.

.....  
**MAYOR DARREN BRAUND**