



# **MINUTES**

## **Special Council Meeting**

**23 June 2021**

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**MINUTES OF YORKE PENINSULA COUNCIL  
SPECIAL COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON  
ON WEDNESDAY, 23 JUNE 2021 AT 5.30PM**

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

Deputy Mayor Tania Stock welcomed everyone to the meeting, recited the opening prayer and declared the meeting open.

**2 OPENING PRAYER**

**3 PRESENT**

Deputy Mayor Tania Stock, Cr John Rich, Cr Richard Carruthers, Cr Adam Meyer, Cr Leanne O'Brien, Cr Anthony Bennett, Cr Naomi Bittner, Cr Michael Murdock

**In Attendance**

Andrew Cameron (CEO), Andre Kompler (Director Assets & Infrastructure Services), Sid Jain (Manager Financial Services), Dustin Guthberg (Manager Building and Compliance), Natalie McDonald (Minute Secretary)

**4 LEAVE OF ABSENCE**

Cr Kristin Murdock and Cr Roger Johns.

**5 APOLOGIES**

Mayor Darren Braund and Cr David Langford.

**6 CONFLICT OF INTEREST**

Deputy Mayor Tania Stock reminded all Elected Members of the requirement to disclose any conflict of interest in relation to any matters before Council.

Nil.



**DEBATE AGENDA****7 CHIEF EXECUTIVE OFFICER****7.1 2021/2022 ANNUAL BUSINESS PLAN****PURPOSE**

Consideration and endorsement of Council's 2021/2022 Annual Business Plan following public consultation as required by the Local Government Act 1999 and the Local Government (Financial Management) Regulations 2011.

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Leanne O'Brien

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 2021/2022 be adopted, subject to formal adoption of the 2021/2022 Budget and rating policies.

**CARRIED 106/2021 (23/06/2021)**

**7.2 FORMAL ADOPTION OF 2021/2022 BUDGET, PROPERTY VALUATIONS AND DECLARATION OF RATES AND SERVICE CHARGES****PURPOSE**

Consideration and adoption of the Budget, Property Valuations as supplied by the Valuer General (VG) and declaration of Rates and Service Charges for 2021/2022.

**RESOLUTION**

Moved: Cr John Rich

Seconded: Cr Leanne O'Brien

**1. Adoption of Budget**

That pursuant to Section 123 of the Local Government Act 1999 and in accordance with the requirements of Regulation 7 of the Local Government (Financial Management) Regulations 2011, the 2021/2022 Budget as presented and considered by Council to be consistent with the adopted 2021/2022 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 (ratios),

be adopted by Council as its Annual Budget for the Financial Year ending 30 June 2022.

**CARRIED 107/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Adam Meyer  
Seconded: Cr Richard Carruthers

**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 2022, totalling \$7,763,776,460 comprising \$159,775,618 in respect of non-rateable land and \$7,604,000,842 in respect of rateable land.

**CARRIED 108/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Leanne O'Brien  
Seconded: Cr Michael Murdock

**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 use of the land, in accordance with the permissible differentiating factors set out at Regulation 14 of the Local Government (General) Regulations 2013.

**CARRIED 109/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Leanne O'Brien

**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 \$19,285,011 by way of general rates, a fixed charge is imposed and differential general rates are declared for the financial year ending 30 June 2022, 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 0.13401 cents in the dollar of capital value of such land; and

4.1.2 on all other rateable land within the area of the Council, a rate of 0.28379 cents in the dollar of the capital value of such land; and

4.1.3 the fixed charge component of the general rate of \$410.00.

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

**CARRIED 110/2021 (23/06/2021)**





**RESOLUTION**

Moved: Cr Richard Carruthers

Seconded: Cr Adam Meyer

**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 2022 (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: \$536.00 per unit
- Vacant Land: \$398.00 per allotment

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

- Occupied Land: \$536.00 per unit
- Vacant Land: \$398.00 per allotment

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

- Occupied Land: \$536.00 per unit
- Vacant Land: \$398.00 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, the Council provides a rebate of 50% of the Community Wastewater Management System charge payable be provided pursuant to Section 166(1) (m) (ii) of the Act.

**CARRIED 111/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Leanne O'Brien

Seconded: Cr John Rich

**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 2022 as follows on each assessment of rateable and non-rateable land in the following area to which land the Council provides or makes available a water supply service:

- |                          |          |
|--------------------------|----------|
| 5.2.1 Balgowan area      | \$211.00 |
| 5.2.2 Black Point area   | \$211.00 |
| 5.2.3 Hardwicke Bay area | \$211.00 |

**CARRIED 112/2021 (23/06/2021)**



**RESOLUTION**

Moved: Cr Adam Meyer  
Seconded: Cr Michael Murdock

**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 2022 upon both rateable and non-rateable land to which it provides or makes available the prescribed service of waste collection (the Waste Collection and Recycling Service) which is imposed as follows:

- 5.3.1 \$171.00 for a two (2) bin service and
- 5.3.2 \$217.00 for a three (3) bin service.

**CARRIED 113/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Leanne O'Brien

**6. Declaration of Separate Rates**

That pursuant to Section 69 of the Landscape South Australia Act 2019 (formally 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 2022, a separate rate of 0.015378 cents in the dollar is declared on all rateable land in the area of the Council to raise the amount of approximately \$1,169,204 (inclusive of rebates of approximately \$4,470) with \$1,164,734 payable to the Northern and Yorke Landscape Region Board.

**CARRIED 114/2021 (23/06/2021)**

**RESOLUTION**

Moved: Cr Richard Carruthers  
Seconded: Cr Anthony Bennett

**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 2022 be payable in four equal or approximately equal instalments due for payment on 6 September 2021, 6 December 2021, 7 March 2022 and 6 June 2022 or on other days as 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 115/2021 (23/06/2021)**



**RESOLUTION**

Moved: Cr Adam Meyer  
Seconded: Cr Michael Murdock

**8. Rates 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 116/2021 (23/06/2021)**

**7.3 FEES AND CHARGES 2021/2022****PURPOSE**

Council's Fees and Charges are reviewed annually to ensure appropriate charges are in place for prescribed Council services and to update those fees set by legislation to ensure compliance. This report seeks endorsement of Council's fees and charges for 2021/2022.

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Anthony Bennett

That Council adopt the 2021/2022 Fees and Charges as attached and presented to this meeting, to come in to effect from 1 July 2021.

**CARRIED 117/2021 (23/06/2021)**

**7.4 AUTHORITY TO APPLY COMMON SEAL - FUNDING DEED - HEAVY VEHICLE SAFETY AND PRODUCTIVITY PROGRAM - ROUND SEVEN****PURPOSE**

To seek Council approval to apply the Common Seal to the Funding Deed under the Heavy Vehicle Safety and Productivity Program – Round Seven for the Gardner Street and Fowler Terrace Upgrades, Price between the Commissioner of Highways and the Yorke Peninsula Council.

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Adam Meyer

That Council authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal for the execution of the Funding Deed under the Heavy Vehicle Safety and Productivity Program – Round Seven for the Gardner Street and Fowler Terrace Upgrades, Price between the Commissioner of Highways and the Yorke Peninsula Council. (Attachment 1)

**CARRIED 118/2021 (23/06/2021)**



**8 NEXT MEETING**

Wednesday 14 July 2021

**9 CLOSURE**

The Meeting closed at 5.39pm.

The minutes of this meeting were confirmed at the Ordinary Meeting of the Yorke Peninsula Council held on **14 July 2021**.

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**MAYOR**

