



# **MINUTES**

## **Ordinary Council Meeting**

(Subject to confirmation)

**11 May 2022**

**MINUTES OF YORKE PENINSULA  
COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON  
ON WEDNESDAY, 11 MAY 2022 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 Richard Carruthers, Cr Adam Meyer, Cr Leanne O'Brien, Cr Anthony Bennett, Cr Naomi Bittner, Cr Michael Murdock

**In Attendance**

Andrew Cameron (CEO), Roger Brooks (Director Development Services), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate & Community Services), Natalie McDonald (Minute Secretary), Lauren McSkimming (Executive Assistant Support Officer)

**4 LEAVE OF ABSENCE**

Cr Tania Stock and Cr John Rich

**5 APOLOGIES**

Cr Kristin Murdock, Cr Roger Johns and Cr David Langford

**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 Richard Carruthers

Seconded: Cr Leanne O'Brien

That the minutes of the Ordinary Council Meeting held on 13 April 2022 be confirmed.

**CARRIED 067/2022 (11/05/2022)**

**RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr Michael Murdock

That the minutes of the Confidential Council Meeting held on 13 April 2022 be confirmed.

- Community Wastewater Management Schemes

**CARRIED 068/2022 (11/05/2022)**

**RESOLUTION**

Moved: Cr Richard Carruthers

Seconded: Cr Adam Meyer

That the minutes of the Confidential Council Meeting held on 13 April 2022 be confirmed.

- Dockside Development Port Vincent

**CARRIED 069/2022 (11/05/2022)**

**RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr Adam Meyer

That the minutes of the Confidential Council Meeting held on 13 April 2022 be confirmed.

- Request for Exemption – Yorketown Airstrip Runway Lighting Upgrade

**CARRIED 070/2022 (11/05/2022)**

**RESOLUTION**

Moved: Cr Leanne O'Brien

Seconded: Cr Anthony Bennett

That proposed Debate Item 21.1 Late Report – 2022 Federal Elected Campaign National Advocacy be received for consideration prior to Debate Item 22.

**CARRIED 071/2022 (11/05/2022)**

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Naomi Bittner

That proposed Debate Item 24.2 – Special Local Roads Program 2022/2023 Funding Application be received for consideration prior to Debate Item 25.

**CARRIED 072/2022 (11/05/2022)**

**8 MOTIONS ON NOTICE**

Nil

**9 QUESTIONS ON NOTICE**

Nil

**10 QUESTIONS WITHOUT NOTICE**

Nil

**11 PETITIONS**

Nil

**12 MAYOR****12.1 MAYOR'S MONTHLY REPORT APRIL 2022****PURPOSE**

To keep Elected Members updated on Mayoral activities during the month of April 2022.

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Leanne O'Brien

That the report be received.

**CARRIED 073/2022 (11/05/2022)**

**13 COUNCILLORS' REPORT**

Nil

**INFORMATION AGENDA****14 ITEMS FOR EXCLUSION**

Nil

**15 RECEIPT OF INFORMATION REPORTS****ADOPTION OF INFORMATION AGENDA****RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Richard Carruthers

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

**CARRIED 074/2022 (11/05/2022)**

**20 VISITORS TO THE MEETING**

Nil

**DEBATE AGENDA****21 MAYOR****21.1 2022 FEDERAL ELECTION CAMPAIGN - NATIONAL ADVOCACY****PURPOSE**

To seek Council endorsement of the national funding priorities recommended by the Australian Local Government Association (ALGA) and participation in the national advocacy by writing to the local

Federal Member, election candidates and the President of the ALGA to express support of ALGA's funding priorities, in addition to identifying and seeking funding for local priorities, projects and programs.

**RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr Michael Murdock

That Council:

1. supports the national funding priorities of the Australian Local Government Association (ALGA), which would contribute an estimated \$6.46 billion per year to Australia's GDP and create 43,444 jobs.
2. agrees to support and participate in the ALGA's advocacy for their endorsed national funding priorities by writing to the local Federal Member(s) of Parliament (Members), all known election candidates in local Federal electorates and the President of the ALGA to:
  - (a) express support for ALGA's funding priorities;
  - (b) identify priority local projects and programs that could be progressed with the additional financial assistance from the Federal Government being sought by ALGA; and
  - (c) seek funding commitments from the Members, candidates and their parties for these identified local projects and programs.

**CARRIED 075/2022 (11/05/2022)**

**22 CHIEF EXECUTIVE OFFICER**

Nil

**23 CORPORATE AND COMMUNITY SERVICES****23.1 PORT VINCENT PROGRESS ASSOCIATION - COMMUNITY GRANT EXTENSION****PURPOSE**

For Council to consider an additional extension for the acquittal of the Community Grant received by the Port Vincent Progress Association in 2020/2021.

**RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Leanne O'Brien

That Council endorse a further extension until 31 December 2022 for the acquittal of the \$4,000 Community Grant that was awarded to the Port Vincent Progress Association in September 2020, for the upgrade of Correll Park.

**CARRIED 076/2022 (11/05/2022)**

**23.2 CORNY POINT PROGRESS ASSOCIATION - COMMUNITY GRANT EXTENSION****PURPOSE**

For Council to consider an extension for the acquittal of the Community Grant received by the Corny Point Progress Association in 2021/2022.

**RESOLUTION**

Moved: Cr Naomi Bittner  
Seconded: Cr Anthony Bennett

That Council endorse an extension until 31 August 2022 for the acquittal of the \$2,500 Community Grant awarded to the Corny Point Progress Association in September 2021; to install two town entrance signs.

**CARRIED 077/2022 (11/05/2022)**

**23.3 RATE REBATE - PRICE PROGRESS ASSOCIATION****PURPOSE**

For Council to consider a rate rebate application received from Price Progress Association Inc. for land leased from Council.

**RESOLUTION**

Moved: Cr Anthony Bennett  
Seconded: Cr Adam Meyer

That the matter lie on the table.

**CARRIED 078/2022 (11/05/2022)**

**23.4 YORKE PENINSULA ART EXHIBITION****PURPOSE**

For Council to consider the timeline and format of the Yorke Peninsula Art Exhibition.

**RESOLUTION**

Moved: Cr Richard Carruthers  
Seconded: Cr Leanne O'Brien

That Council endorse changes to the YP Art Exhibition including:

1. Postponing the event until the 2023-2024 financial year; and
2. Reinvigorating the Working Party with a membership renewal and refresh so they can:
  - (a) Provide recommendations on the proposed date and structure of the Exhibition;
  - (b) Undertake a review of the Terms of Reference; and
  - (c) Update the Yorke Peninsula Art Exhibition Policy (PO066).

**CARRIED 079/2022 (11/05/2022)**

**23.5 MINLATON AIRSTRIP UPGRADE LOAN****PURPOSE**

To seek approval from Council to borrow money from the Local Government Finance Authority (LGFA) for the upgrade of the Minlaton Airstrip.

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Leanne O'Brien

That Council:

1. Pursuant to the provision of Section 134 of the Local Government Act 1999, Yorke Peninsula Council does hereby order that the said Council shall borrow by means of a debenture loan on the security of the general revenue of the Council, the sum of \$641,774 (Six Hundred and Forty One Thousand, Seven Hundred and Seventy Four Dollars) from the Local Government Finance Authority and that the said loan shall be for a period of five (5) years. The said loan will be to upgrade the Minlaton Airstrip.
2. Authorise the Mayor and Chief Executive Officer to sign and seal any documentation to give effect to this resolution.

**CARRIED 080/2022 (11/05/2022)**

**23.6 FINANCIAL REPORT AS AT 30 APRIL 2022****PURPOSE**

For Council to consider the financial report and capital projects update report as at 30 April 2022.

**RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Michael Murdock

That Council receive the financial report and capital projects update report as at 30 April 2022.

**CARRIED 081/2022 (11/05/2022)**

**23.7 MARCH QUARTERLY BUDGET REVIEW 2021/2022****PURPOSE**

For Council consideration and endorsement of the March quarterly budget review (as at 31 March 2022) of Council's 2021/2022 Budget and associated financial statements, ratios and amendments.

**RESOLUTION**

Moved: Cr Michael Murdock

Seconded: Cr Adam Meyer

That Council endorse the 2021/2022 March Budget Review changes as presented in the attached Summary of Changes, Statement of Comprehensive Income and Uniform Presentation of Finances

and receive the updated Statement of Financial Position, Statement of Cash Flows, Statement of Changes in Equity and Financial Indicators (Ratios).

**CARRIED 082/2022 (11/05/2022)**

*6.00pm – with the approval from the members the Mayor advised that the meeting would move to informal mode to discuss Item 23.8 – Proposed Rating Model 2022/2023.*

### **RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Naomi Bittner

6.42pm – That the meeting return to Formal Mode.

**CARRIED 083/2022 (11/05/2022)**

## **23.8 PROPOSED RATING MODEL 2022/2023**

### **PURPOSE**

To provide Elected Members with details of indicative Capital Valuations and Rates modelling for 2022/2023, to raise General Rate revenue to fund Council's Annual Business Plan (ABP) and Budget.

### **RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr Richard Carruthers

That the matter lie on the table.

**CARRIED 084/2022 (11/05/2022)**

*6.43pm – Mayor advised that as Item 23.8 above has been laid on the table we cannot proceed with Item 23.9 and the meeting will proceed to the next item of business – Item 24.1 – Draft Coastal Management Strategy*

## **24 ASSETS AND INFRASTRUCTURE SERVICES**

### **24.1 DRAFT COASTAL MANAGEMENT STRATEGY**

### **PURPOSE**

This report requests Council endorsement and adoption of the Draft Coastal Management Strategy.

### **RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr Adam Meyer

That Council endorse and adopt the Draft Coastal Management Strategy.

**CARRIED 085/2022 (11/05/2022)**



**24.2 SPECIAL LOCAL ROADS PROGRAM 2022/2023 FUNDING APPLICATION****PURPOSE**

To seek endorsement from Council for an application for funding to be submitted through the Special Local Roads Program 2022/2023 to extend the sealed section of the North Coast Road by 4km.

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Leanne O'Brien

That Council endorse submitting an application for funding through the Special Local Roads Program 2022/2023 to extend the sealed section of the North Coast Road by 4km to the end of the existing 50km/h zone.

**CARRIED 086/2022 (11/05/2022)**

**25 DEVELOPMENT SERVICES**

Nil

**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.

Nil.

**CONFIDENTIAL AGENDA****27 CONFIDENTIAL ITEMS****27.1 ESCOSA PROPOSED FRAMEWORK AND APPROACH – STRATEGIC MANAGEMENT PLAN ADVICE SCHEME****RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Naomi Bittner

**Section 90 Order**

That pursuant to Section 90(2) and (3)(j)(i),(j)(ii) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting relating to Item 27.1 ESCOSA Proposed Framework and Approach – Strategic Management Plan Advice Scheme, with the exception of the following persons:

- Chief Executive Officer
- Executive Assistant to CEO and Mayor
- Director Corporate and Community Services
- Director Assets and Infrastructure
- Director Development Services
- Executive Assistant Support Officer

The Council is satisfied that, pursuant to Section 90(2) and (3)(j)(i),(j)(ii) of the Act, the information to be received, discussed or considered in relation to report Item 27.1 ESCOSA Proposed Framework and Approach – Strategic Management Plan Advice Scheme, is confidential information relating to:

- (j)(i) information the disclosure of which would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the Council, or a person engaged by the Council)
- (j)(ii) information the disclosure of which would, on balance, be contrary to the public interest.

Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

**CARRIED 087/2022 (11/05/2022)**

**27.2 JETTY PYLON REPLACEMENT****RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Naomi Bittner

**Section 90 Order**

That pursuant to Section 90(2) and (3)(k) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting relating to Item 27.2 Jetty Pylon Replacement, with the exception of the following persons:

- Chief Executive Officer
- Executive Assistant to CEO and Mayor
- Director Corporate and Community Services

- Director Assets and Infrastructure
- Director Development Services
- Executive Assistant Support Officer

The Council is satisfied that, pursuant to Section 90(2) and (3)(k) of the Act, the information to be received, discussed or considered in relation to report Item 27.2 Jetty Pylon Replacement, is confidential information relating to:

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

Accordingly, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or matter confidential.

**CARRIED 088/2022 (11/05/2022)**

*6.47pm – The public were removed from the meeting and the Chamber secured.*

**RESUMPTION OF PUBLIC MEETING**

*Released in camera minute – 6.52pm*

**27.1 ESCOSA PROPOSED FRAMEWORK AND APPROACH – STRATEGIC MANAGEMENT PLAN ADVICE SCHEME****RESOLUTION**

Moved: Cr Adam Meyer

Seconded: Cr Leanne O'Brien

**Section 91 Order**

That having considered report 27.1 ESCOSA Proposed Framework and Approach – Strategic Management Plan Advice Scheme in confidence under Section 90(2) and (3)(j)(i),(j)(ii) of the Local Government Act 1999 (the Act) the Council, pursuant to Section 91 (7) and 91 (9) of the Act orders that the agenda report, attachments, minutes and supporting documentation relevant to report 27.1 ESCOSA Proposed Framework and Approach – Strategic Management Plan Advice Scheme be retained in confidence and not available for public inspection for a period of 12 months.

**CARRIED 090/2022 (11/05/2022)**

*Released in camera minute – 6.53pm*

**27.2 JETTY PYLON REPLACEMENT****PURPOSE**

To provide relevant information in support of the recent open tender process for Jetty Pylon Replacement (tender 222-2022), pursuant to the relevant sections of the Purchasing and Procurement Policy (PO058).

**RESOLUTION**

Moved: Cr Anthony Bennett

Seconded: Cr Leanne O'Brien

That Council endorse:

MC Harbours and Marine Pty Ltd (Maritime Constructions) as the preferred tenderer to undertake jetty pylon replacement.

**CARRIED 092/2022 (11/05/2022)**

**28 NEXT MEETING**

Wednesday 8 June 2022

**29 CLOSURE**

The Meeting closed at 6.54pm.

The minutes of this meeting were confirmed at the Council Meeting held on 8 June 2022.

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**MAYOR DARREN BRAUND**