



MINUTES

Ordinary Council Meeting

12 October 2022

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**MINUTES OF YORKE PENINSULA
COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON
ON WEDNESDAY, 12 OCTOBER 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 Tania Stock, Cr John Rich, Cr Richard Carruthers, Cr Leanne O'Brien, Cr Naomi Bittner, Cr Kristin Murdock, Cr Michael Murdock

In Attendance

Ben Thompson (Acting CEO), Roger Brooks (Director Development Services), Andre Kompler (Director Assets & Infrastructure Services), Lauren McSkimming (Minute Secretary)

4 LEAVE OF ABSENCE

Nil

5 APOLOGIES

Cr Adam Meyer, Cr David Langford, Cr Anthony Bennett and Cr Roger Johns.

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.

7 MINUTES OF PREVIOUS MEETING – FOR CONFIRMATION

RESOLUTION

Moved: Cr John Rich

Seconded: Cr Richard Carruthers

That the minutes of the Ordinary Council Meeting held on 14 September 2022 be confirmed.

CARRIED 200/2022 (12/10/2022)

RESOLUTION

Moved: Cr Leanne O'Brien

Seconded: Cr John Rich

That the minutes of the Confidential Council Meeting held on 14 September 2022 be confirmed.

- Heavy Vehicle Access Upgrade – Gardner Street and Fowler Terrace, Price and North Coast Road Upgrade

CARRIED 201/2022 (12/10/2022)



RESOLUTION

Moved: Cr John Rich

Seconded: Cr Leanne O'Brien

That the minutes of the Confidential Council Meeting held on 14 September 2022 be confirmed.

- Seeking Exemption of a Designated Design Decision During Caretaker Period – Tender – Construction of the Southern Yorke Peninsula Community Childcare Centre

CARRIED 202/2022 (12/10/2022)

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 SEPTEMBER 2022****PURPOSE**

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

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Tania Stock

That the report be received.

CARRIED 203/2022 (12/10/2022)

Mayor Darren Braund congratulated the SYP Agricultural Society on a successful SYP Minlaton Show which was held on 5 October 2022.

13 COUNCILLORS' REPORT

Nil

INFORMATION AGENDA**14 ITEMS FOR EXCLUSION**

Nil



15 RECEIPT OF INFORMATION REPORTS

RESOLUTION

Moved: Cr Kristin Murdock
Seconded: Cr Michael Murdock

ADOPTION OF INFORMATION AGENDA

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

CARRIED 204/2022 (12/10/2022)

20 VISITORS TO THE MEETING

Nil

DEBATE AGENDA

21 MAYOR

Nil

22 CHIEF EXECUTIVE OFFICER

22.1 NOMINATIONS FOR MEMBERS OF SA REGIONAL ORGANISATION OF COUNCILS

PURPOSE

To seek Council's endorsement of their determination on their preferred candidates for Legatus Councils Regional Grouping of Members of the SA Regional Organisation of Councils (SAROC).

RESOLUTION

Moved: Cr John Rich
Seconded: Cr Leanne O'Brien

That Council nominates Mayor Rodney Reid (Wakefield Regional Council) and Mayor Bill O'Brien (Light Regional Council) as their preferred members of the SA Regional Organisation of Councils.

CARRIED 205/2022 (12/10/2022)

22.2 NOMINATION FOR HILLSIDE MINE COMMUNITY CONSULTATIVE COMMITTEE

PURPOSE

To seek Council's endorsement of an executive appointment for the Hillside Mine Community Consultative Committee (HMCCC).

RESOLUTION

Moved: Cr Richard Carruthers
Seconded: Cr Michael Murdock



That Council nominates Ben Thompson, Director Corporate and Community Services, as their preferred candidate as the senior executive member to the Hillside Mine Community Consultative Committee.

CARRIED 206/2022 (12/10/2022)

22.3 LEGATUS GROUP ANNUAL REPORT 2021-2022

PURPOSE

For Elected Members to consider and endorse adoption of the Legatus Group Annual Report 2021-2022 for inclusion in Council's Annual Report.

RESOLUTION

Moved: Cr Naomi Bittner
Seconded: Cr Tania Stock

That Council adopt the Legatus Group Annual Report 2021-2022, including the Audited Financial Statements, for inclusion in Council's Annual Report in accordance with legislative requirements.

CARRIED 207/2022 (12/10/2022)

23 CORPORATE AND COMMUNITY SERVICES

23.1 FINANCIAL REPORT AS AT 30 SEPTEMBER 2022

PURPOSE

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

RESOLUTION

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

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

CARRIED 208/2022 (12/10/2022)

24 ASSETS AND INFRASTRUCTURE SERVICES

24.1 MARION BAY BOAT RAMP UPGRADE

PURPOSE

To provide Elected Members with an update on the current status of the Marion Bay Boat Ramp Upgrade and seek endorsement to progress to the next step of detailed design.

RESOLUTION

Moved: Cr John Rich



Seconded: Cr Leanne O'Brien

That Council:

1. Endorse the current concept design, with the adjustments noted in the staff response to the community consultation.
2. Endorse progressing to the next phase of detailed design and construction costing.
3. Endorse bringing back to Council a report on the detailed design and construction costing, as a precursor to formal Council support for a 2023 Application for Funds through the South Australian Boating Facilities Fund.

CARRIED 209/2022 (12/10/2022)

25 DEVELOPMENT SERVICES

25.1 PROPOSED NEW LEASE - WESTERN UNITED SPORTS & COMMUNITY CLUB INCORPORATED

PURPOSE

To consider any submissions received in relation to the community engagement process for the proposed new lease to Western United Sports & Community Club Incorporated.

RESOLUTION

Moved: Cr Naomi Bittner
Seconded: Cr Kristin Murdock

That Council:

1. Receive the written submissions in response to the community engagement process for the proposed new lease to Western United Sports & Community Club Incorporated.
2. Endorse a lease for a period of five (5) years with one (1) by five (5) year right of renewal.
3. Authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal in order to execute the lease documents.

CARRIED 210/2022 (12/10/2022)

25.2 PROPOSED NEW LEASE - PORT VINCENT SAILING CLUB INCORPORATED

PURPOSE

To consider any submissions received in relation to the community engagement process for the proposed new lease to Port Vincent Sailing Club Incorporated.

RESOLUTION

Moved: Cr Michael Murdock
Seconded: Cr Naomi Bittner

That Council:

1. Receive the written submissions in response to the community engagement process for the proposed new lease to Port Vincent Sailing Club Incorporated.

2. Endorse a lease for a period of five (5) years with two (2) by five (5) year rights of renewal.
3. Authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal in order to execute the lease documents.

CARRIED 211/2022 (12/10/2022)

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.

CONFIDENTIAL AGENDA

27 CONFIDENTIAL ITEMS

Nil

28 NEXT MEETING

Wednesday 9 November 2022

29 CLOSURE

The Meeting closed at 5.56pm

The minutes of this meeting were confirmed at the Council Meeting held on 9 November 2022.



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MAYOR DARREN BRAUND



CONFIDENTIAL MINUTES

Council Meeting

13 October 2021

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**CONFIDENTIAL MINUTES OF COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON
ON WEDNESDAY, 13 OCTOBER 2021 AT 7.09PM**

WELCOME

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

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 David Langford, Cr Roger Johns, Cr Michael Murdock.

IN ATTENDANCE: Andrew Cameron (CEO), Roger Brooks (Director Development Services), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate and Community Services), Natalie McDonald (Minute Secretary).

LEAVE OF ABSENCE

Nil

APOLOGIES

Cr Kristin Murdock.

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.

27 CONFIDENTIAL ITEMS**27.1 DISCLOSURE OF INTERESTS - INDEPENDENT MEMBER - COUNCIL ASSESSMENT PANEL****PURPOSE**

To inform Elected Members of the Independent Member of the Council Assessment Panel (Independent Member), Elinor Walker's failure to disclose financial interests to Council within the legislated period of time.

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Tania Stock

That Council determine to allow Independent Member Elinor Walker to continue in office of the Council Assessment Panel for the remainder of the current term, concluding January 2022.

CARRIED 191/2021 (13/10/2021)



RESOLUTION

Moved: Cr Tania Stock
Seconded: Cr David Langford

Section 91 Order

That having considered report 27.1 Disclosure of Interests - Independent Member - Council Assessment Panel in confidence under Section 90(2) and (3)(a) 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 Disclosure of Interests - Independent Member - Council Assessment Panel be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 192/2021 (13/10/2021)

CLOSURE

The meeting closed at 7.19pm.

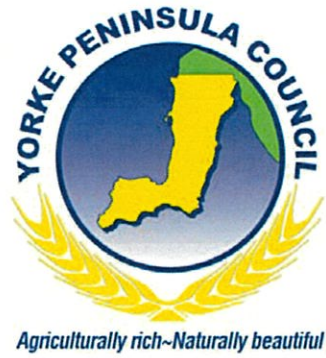


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Mayer Darren Braund

10 November 2021





CONFIDENTIAL MINUTES

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IN ATTENDANCE: Andrew Cameron (CEO), Roger Brooks (Director Development Services), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate and Community Services), Natalie McDonald (Minute Secretary).

LEAVE OF ABSENCE

Nil

APOLOGIES

Cr Kristin Murdock.

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.

27 CONFIDENTIAL ITEMS

27.2 PORT CLINTON SEAWATER INUNDATION FLOOD PROTECTION WORKS

PURPOSE

To provide relevant information in support of the recent open tender process for the Port Clinton Seawater Inundation Flood Protection Works (tender 214-2020), pursuant to the relevant sections of the Purchasing and Procurement Policy (PO058).

RESOLUTION

Moved: Cr David Langford
Seconded: Cr Anthony Bennett

That Council accept the tender submission of \$245,258 (GST exclusive) (subject to any post tender correspondence) from Civil Tech Pty Ltd to undertake the Port Clinton Seawater Inundation Flood Protection Works.

CARRIED 193/2021 (13/10/2021)



RESOLUTION

Moved: Cr David Langford
Seconded: Cr Adam Meyer

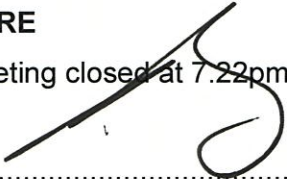
Section 91 Order

That having considered report 27.2 Port Clinton Seawater Inundation Flood Protection Works in confidence under Section 90(2) and (3)(k) 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 27.2 Port Clinton Seawater Inundation Flood Protection Works be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 194/2021 (13/10/2021)

CLOSURE

The meeting closed at 7.22pm.



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Mayor Darren Braund

10 November 2021





CONFIDENTIAL MINUTES

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WELCOME

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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 David Langford, Cr Roger Johns, Cr Michael Murdock.

IN ATTENDANCE: Andrew Cameron (CEO), Roger Brooks (Director Development Services), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate and Community Services), Natalie McDonald (Minute Secretary).

LEAVE OF ABSENCE

Nil

APOLOGIES

Cr Kristin Murdock.

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.

27 CONFIDENTIAL ITEMS**27.3 MATERIAL SUPPLY 2021-2024****PURPOSE**

To provide relevant information in support of the recent open tender process for the supply (ex bin) and supply and delivery of road construction material (tender number 215-2021), pursuant to the relevant sections of the Purchasing and Procurement Policy (PO058).

RESOLUTION

Moved: Cr Roger Johns

Seconded: Cr David Langford

That Council:

1. Endorse the provisions of Clause 3.6.3 and 3.7.8 of the Request for Tender document for the supply (ex bin) and supply and delivery of road construction materials from two suppliers (tender number 215-2021).
2. Accept the tender submission from Kara Resources Pty Ltd for the supply and delivery to project numbers 1, 3, 4 and 6 of an estimated 51,750 tonnes of Kulpara 20mm High PI Rubble, at a cost of \$1,087,344 (GST exclusive), for the 2021/2022 financial year.
3. Accept the tender submission from Hanson Construction Materials Pty Ltd for the supply and delivery to project numbers 5, 7, 8, 10, 11 and 12 of an estimated 62,985 tonnes of PM 2/20 QG Adjusted, at a cost of \$1,692,483 (GST exclusive), for the 2021/2022 financial year.

4. Accept the tender submission from Kara Resources Pty Ltd for the supply and delivery of an estimated 25,852 tonnes of Kulpara 20mm High PI Rubble, at a cost of approximately \$628,191 (GST exclusive), for northern patch sheeting projects for the 2021/2022 financial year.
5. Accept the tender submission from Hanson Construction Materials Pty for the supply and delivery of an estimated 25,010 tonnes of PM 2/20 QG Adjusted, at a cost of approximately \$627,600 (GST exclusive), for southern patch sheeting projects for the 2021/2022 financial year.
6. Accept the tender submission from Kara Resources Pty Ltd for the 2022/2023 and 2023/2024 financial years, at 2021/2022 rates, adjusted for Consumer Price Index of two per cent per year.
7. Accept the tender submission from Hanson Construction Materials Pty Ltd for the 2022/2023 and 2023/2024 financial years, at 2021/2022 rates, adjusted for Consumer Price Index of two per cent per year.

CARRIED 195/2021 (13/10/2021)

RESOLUTION

Moved: Cr John Rich
Seconded: Cr Leanne O'Brien

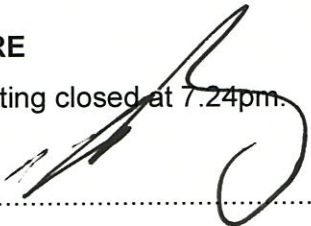
Section 91 Order

That having considered report 27.3 Material Supply 2021-2024 in confidence under Section 90(2) and (3)(k) 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 27.3 Material Supply 2021-2024 be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 196/2021 (13/10/2021)

CLOSURE

The meeting closed at 7.24pm.



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Mayor Darren Braund

10 November 2021

