



MINUTES

Ordinary Council Meeting

(Subject to confirmation)

12 March 2025

**MINUTES OF YORKE PENINSULA
COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON
ON WEDNESDAY, 12 MARCH 2025 AT 5:30 PM**

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 Naomi Bittner, Cr Trevor Clerke, Cr Kylie Gray, Cr Scott Hoyle, Cr Roger Johns, Cr Adam Meyer, Cr Kristin Murdock, Cr Michael O'Connell

In Attendance

Andrew Cameron (CEO), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate & Community Services), Dustin Guthberg (Director Development Services), Natalie McDonald (Minute Secretary)

4 LEAVE OF ABSENCE

Nil

5 APOLOGIES

Cr Tania Stock

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 Naomi Bittner
Seconded: Cr Michael O'Connell

That the minutes of the Ordinary Council Meeting held on 12 February 2025 be confirmed.

RESOLUTION

Moved: Cr Adam Meyer
Seconded: Cr Kylie Gray

Cr Meyer moved the following amendment – I move that the motion be amended to include my personal statement made to the 12 February 2025 Ordinary Council Meeting.

CARRIED 067/2025 (12/03/2025)

Cr Adam Meyer committed to providing his personal statement made to the 12 February 2025 Ordinary Council Meeting to Council administration by Friday afternoon (14 March 2025).

RESOLUTION

Moved: Cr Naomi Bittner
Seconded: Cr Michael O'Connell

That the minutes of the Ordinary Council Meeting held on 12 February 2025 incorporating the personal statement of Cr Adam Meyer be confirmed .

MOTION CARRIED

Cr Adam Meyer called for a division.

In Favour: Crs Trevor Clerke, Kylie Gray, Roger Johns, Adam Meyer and Kristin Murdock

Against: Crs Richard Carruthers, Naomi Bittner, Scott Hoyle and Michael O'Connell

CARRIED 068/2025 (12/03/2025)**RESOLUTION**

Moved: Cr Richard Carruthers
Seconded: Cr Scott Hoyle

That the minutes of the Confidential Council Meeting held on 12 February 2025 be confirmed.

- 27.1 – Shredding of Council Green Waste – Tender 261-2024

CARRIED 069/2025 (12/03/2025)**RESOLUTION**

Moved: Cr Scott Hoyle
Seconded: Cr Trevor Clerke

That the minutes of the Confidential Council Meeting held on 12 February 2025 be confirmed.

- 27.2 – Cleaning and Minor Maintenance of Council Premises and Bush Camp Toilets – Tender 259-2024

CARRIED 070/2025 (12/03/2025)**RESOLUTION**

Moved: Cr Scott Hoyle
Seconded: Cr Trevor Clerke

That the minutes of the Confidential Council Meeting held on 12 February 2025 be confirmed.

- 27.3 – Port Vincent Fisherman's Jetty Design and Construct – Tender 255-2024 – Update on Geotechnical Investigation

CARRIED 071/2025 (12/03/2025)**8 MOTIONS ON NOTICE**

Nil

9 QUESTIONS ON NOTICE**9.1 QUESTION ON NOTICE RECEIVED FROM CR ADAM MEYER**

The following Question was taken on Notice from Cr Adam Meyer at the 12 February 2025 Council Meeting.

Question

Mr Mayor, with the recent investigation by the Behavioural Standards Panel, can you please confirm if it was you that made the complaint against me or did you refer it to the panel on someone else's behalf?

Response

I referred a complaint to the panel and full details are available in the Panel's complete final public report which can be accessed online at the Behavioural Standards Panel's website: <https://www.bsp.sa.gov.au/publications>

RESOLUTION

Moved: Cr Michael O'Connell

Seconded: Cr Trevor Clerke

That the response to the question received from Cr Adam Meyer be received and noted.

CARRIED 072/2025 (12/03/2025)

10 QUESTIONS WITHOUT NOTICE

Nil

11 PETITIONS

Nil

12 MAYOR**12.1 MAYOR'S MONTHLY REPORT FEBRUARY 2025****PURPOSE**

To update Elected Members on Mayoral activities during the month of February 2025.

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Trevor Clerke

That the report be received.

CARRIED 073/2025 (12/03/2025)

13 COUNCILLORS' REPORT

Nil

INFORMATION AGENDA**14 ITEMS FOR EXCLUSION**

Cr Adam Meyer withdrew Item 18.2 – Construction and Maintenance Works querying the commencement date for North Coast Road Stage 3A earthworks. Director Assets & Infrastructure Services responded to same.

15-19 RECEIPT OF INFORMATION REPORTS**RESOLUTION**

Moved: Cr Adam Meyer
Seconded: Cr Kristin Murdock

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

CARRIED 074/2025 (12/03/2025)

20 VISITORS TO THE MEETING

5.50pm – 6.15pm – Mr Sean Faulkner – Surf Life Saving SA – spoke in relation to the Regional Shark Mitigation Project.

DEBATE AGENDA**21 MAYOR**

Nil

22 CHIEF EXECUTIVE OFFICER**22.1 APPOINTMENT TO COMMUNITY GROUP - COOBOWIE PROGRESS ASSOCIATION****PURPOSE**

For Council to endorse the appointment of a liaison representative to the Coobowie Progress Association.

RESOLUTION

Moved: Cr Kristin Murdock
Seconded: Cr Michael O'Connell

That Council appoint Cr Naomi Bittner as a council liaison representative to the Coobowie Progress Association.

CARRIED 075/2025 (12/03/2025)

22.2 LONG TERM FINANCIAL PLAN - ANNUAL REVIEW**PURPOSE**

To seek Council endorsement to undertake the public consultation process for the revised draft Long Term Financial Plan (LTFP) 2026-2035.

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Scott Hoyle

That Council endorse the revised draft Long Term Financial Plan 2026-2035 for public consultation.

MOTION CARRIED

Cr Roger Johns called for a division.

In Favour: Crs Richard Carruthers, Naomi Bittner, Trevor Clerke, Scott Hoyle and Michael O'Connell

Against: Crs Kylie Gray, Roger Johns, Adam Meyer and Kristin Murdock

CARRIED 076/2025 (12/03/2025)

23 CORPORATE AND COMMUNITY SERVICES**23.1 FINANCIAL REPORT AS AT 28 FEBRUARY 2025****PURPOSE**

For Council to consider the financial report and capital projects update report as at 28 February 2025.

RESOLUTION

Moved: Cr Trevor Clerke

Seconded: Cr Scott Hoyle

That Council receive the financial report and capital projects update report as at 28 February 2025.

CARRIED 077/2025 (12/03/2025)

23.2 DRAFT COMMUNITY EMERGENCY MANAGEMENT PLAN 2025-2029**PURPOSE**

To seek Elected Member endorsement of the draft Yorke Peninsula Council Community Emergency Management Plan 2025-2029.

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Michael O'Connell

That Council endorse the draft Yorke Peninsula Council Community Emergency Management Plan 2025-2029, as presented.

CARRIED 078/2025 (12/03/2025)

23.3 DRAFT INFORMATION TECHNOLOGY DISASTER RECOVERY PLAN**PURPOSE**

To seek Elected Member's endorsement of the proposed draft Information Technology Disaster Recovery Plan.

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Michael O'Connell

That Council endorse the proposed draft Information Technology Disaster Recovery Plan as presented.

CARRIED 079/2025 (12/03/2025)

23.4 COUNCIL RATES COMPARISON 2024-2025**PURPOSE**

For Council to consider the 2024-2025 rates comparison information as presented at the Council Information and Briefing Session on Wednesday, 26 February 2025.

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Richard Carruthers

That Council receive the Council Rates Comparison 2024-2025 report and attached presentation.

CARRIED 080/2025 (12/03/2025)

24 ASSETS AND INFRASTRUCTURE SERVICES**24.1 2025 TRANSPORT ASSET MANAGEMENT PLAN REVIEW****PURPOSE**

To seek Council endorsement of the draft Transport Asset Management Plan, which has been reviewed with a focus on unsealed local roads as Council's largest asset, to enable public consultation to be undertaken.

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Michael O'Connell

That Council endorse the draft Transport Asset Management Plan as presented for public consultation in accordance with the Community Engagement Plan.

CARRIED 081/2025 (12/03/2025)

25 DEVELOPMENT SERVICES**25.1 DRAFT DOG AND CAT MANAGEMENT PLAN****PURPOSE**

For Elected Members to endorse undertaking the community engagement process for the proposed draft Dog and Cat Management Plan.

RESOLUTION

Moved: Cr Roger Johns
 Seconded: Cr Trevor Clerke

That Council endorse undertaking the community engagement process for the draft Dog and Cat Management Plan.

CARRIED 082/2025 (12/03/2025)

25.2 SETTING OF DOG REGISTRATION FEES AND CHARGES 2025/2026**PURPOSE**

For Elected Members to endorse the proposed 2025/2026 financial year dog registration fees.

RESOLUTION

Moved: Cr Scott Hoyle
 Seconded: Cr Naomi Bittner

That Council adopt the following fee schedule in relation to dog registrations commencing 1 July 2025:

Standard dog	\$48 (Desexed and microchipped)
Non-standard dog	\$96
Working Livestock Dog	\$48
Business Registration	\$96 per dog
Fee for late registration	\$22
Pensioner/Concession rebate	50% of the applicable fee for Standard and Non-Standard dogs only and is applicable upon the verification of a current DVA "Gold" Card, DVA "White" Card, Pension Card, Senior Health Care Card or a Health Care Card.
Assistance Dog or Assistance Dog in training	Free
Dogs under 3 months of age as of 1 January	50% rebate
Dogs under 3 months of age as of 1 April	Free
New Dogs registered in June	Free

CARRIED 083/2025 (12/03/2025)

25.3 MOBILE FOOD VENDOR LOCATION RULES AND POLICY REVIEW - PO049 MOBILE FOOD VENDORS POLICY**PURPOSE**

For Elected Members to give consideration to revoking the current Mobile Food Vendor Location Rules, and endorse the reviewed and updated PO049 Mobile Food Vendor Policy for inclusion in Council's Policy Manual and on Council's website.

RESOLUTION

Moved: Cr Richard Carruthers

Seconded: Cr Trevor Clerke

That Council:

1. Revoke the Mobile Food Vendor Location Rules listed below, as adopted at the 11 April 2018 Ordinary Council Meeting (Minute Reference 103/2018);

- O'Halloran Parade, Edithburgh - adjacent to Tidal Pool
- Slow Street, Marion Bay - adjacent Community Centre
- Curramulka Road, Minlaton - car park Harry Butter Memorial
- Esplanade, Point Turton - adjacent playground
- Edwardes Terrace, Port Victoria - reserve just south of Marshall Road
- Marine Parade, Port Vincent - car park adjacent jetty
- Anzac Parade, Stansbury - car park adjacent old boat ramp
- Stansbury Road, Yorketown - car park Weaners Reserve
- Black Point Drive, Harvey Crescent – adjacent Caravan Park
- Marine Parade - Port Moorowie
- Tiddy Widdy Beach Road - Tiddy Widdy
- Esplanade - Wool Bay
- Rogues Point Road - James Well
- Jetty Road, Port Julia
- East Terrace, Ardrossan - car park adjacent playground
- Any of the Council's 19 designated bush camping locations

2. Endorse the proposed update of PO049 Mobile Food Vendors Policy as presented in Attachment 1 for inclusion in Council's Policy Manual and on Council's website.

CARRIED 084/2025 (12/03/2025)

25.4 ACCESS ADVISORY WORKING PARTY MINUTES

PURPOSE

For Council to receive the Minutes of Council's Access Advisory Working Party meeting held on 24 February 2025.

RESOLUTION

Moved: Cr Adam Meyer

Seconded: Cr Michael O'Connell

That Council:

1. Receive the Minutes of the Access Advisory Working Party meeting held on 24 February 2025.
2. Commit \$931 (Excluding GST) for Council to relocate the electric car charger from the southern wall, to the western wall (Weaners Flat barbecue shelter) and commit \$2,810 (Excluding GST) to the Yorketown Progress Association for the purchase of a disability accessible table and chair setting to be located in the barbecue shelter, Weaners Flat.

CARRIED 085/2025 (12/03/2025)

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 ARDROSSAN AND EDITHBURGH JETTY PILE REPLACEMENT - TENDER 258-2024

RESOLUTION

Moved: Cr Michael O'Connell

Seconded: Cr Scott Hoyle

Section 90 Order

That pursuant to Section 90(2) and (3)(b)(i),(b)(ii),(k) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting relating to Item 27.1 Ardrossan and Edithburgh Jetty Pile Replacement - Tender 258-2024, 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 Services
- Director Development Services
- Operations Manager

The Council is satisfied that, pursuant to Section 90(2) and (3)(b)(i),(b)(ii),(k) of the Act, the information to be received, discussed or considered in relation to report Item 27.1 Ardrossan and Edithburgh Jetty Pile Replacement - Tender 258-2024, is confidential information relating to:

- (b)(i) information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council
- (b)(ii) information the disclosure of which would, on balance, be contrary to the public interest
- (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 086/2025 (12/03/2025)

27.2 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW CONTRACTUAL ARRANGEMENTS

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Trevor Clerke

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 Chief Executive Officer Performance Review Contractual Arrangements, with the exception of the following persons:

- Manager People Culture and Safety

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 Chief Executive Officer Performance Review Contractual Arrangements, 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 087/2025 (12/03/2025)

27.3 REVIEW OF CHIEF EXECUTIVE OFFICER TOTAL EMPLOYMENT COST PACKAGE

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Michael O'Connell

Section 90 Order

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting relating to Item 27.3 Review of Chief Executive Officer Total Employment Cost Package, with the exception of the following persons:

- Manager People Culture and Safety

The Council is satisfied that, pursuant to Section 90(2) and (3)(a) of the Act, the information to be received, discussed or considered in relation to report Item 27.3 Review of Chief Executive Officer Total Employment Cost Package, is confidential information 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, 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 088/2025 (12/03/2025)

27.4 CHIEF EXECUTIVE OFFICER EMPLOYMENT AGREEMENT

RESOLUTION

Moved: Cr Scott Hoyle

Seconded: Cr Michael O'Connell

Section 90 Order

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting relating to Item 27.4 Chief Executive Officer Employment Agreement, with the exception of the following persons:

- Manager People Culture and Safety

The Council is satisfied that, pursuant to Section 90(2) and (3)(a) of the Act, the information to be received, discussed or considered in relation to report Item 27.4 Chief Executive Officer Employment Agreement, is confidential information 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, 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 089/2025 (12/03/2025)

6.57pm – The public were removed from the meeting and the Chamber secured.

RESUMPTION OF PUBLIC MEETING

Released in camera minute 7.15pm

27.1 ARDROSSAN AND EDITHBURGH JETTY PILE REPLACEMENT - TENDER 258-2024

RESOLUTION

Moved: Cr Trevor Clerke

Seconded: Cr Adam Meyer

Section 91 Order

That having considered report 27.1 Ardrossan and Edithburgh Jetty Pile Replacement - Tender 258-2024 in confidence under Section 90(2) and (3)(b)(i),(b)(ii),(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 27.1 Ardrossan and Edithburgh Jetty Pile Replacement - Tender 258-2024 be retained in confidence and not available for public inspection for a period of 12 months and the successful contractor and contract price not be released until a contract is signed with a successful contractor.

CARRIED 091/2025 (12/03/2025)

Released in camera minute 7.45pm

27.2 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW CONTRACTUAL ARRANGEMENTS

RESOLUTION

Moved: Cr Scott Hoyle
Seconded: Cr Adam Meyer

Section 91 Order

That having considered report 27.2 Chief Executive Officer Performance Review Contractual Arrangements 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 Chief Executive Officer Performance Review Contractual Arrangements be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 094/2025 (12/03/2025)

Released in camera minute 8.18pm

27.3 REVIEW OF CHIEF EXECUTIVE OFFICER TOTAL EMPLOYMENT COST PACKAGE

RESOLUTION

Moved: Cr Trevor Clerke
Seconded: Cr Scott Hoyle

Section 91 Order

That having considered report 27.3 Review of Chief Executive Officer Total Employment Cost Package 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 27.3 Review of Chief Executive Officer Total Employment Cost Package be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 096/2025 (12/03/2025)

Released in camera minute 8.24pm

27.4 CHIEF EXECUTIVE OFFICER EMPLOYMENT AGREEMENT

RESOLUTION

Moved: Cr Scott Hoyle
Seconded: Cr Richard Carruthers

RECOMMENDATION

Section 91 Order

That having considered report 27.4 Chief Executive Officer Employment Agreement 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 27.4 Chief Executive Officer Employment Agreement be retained in confidence and not available for public inspection for a period of 12 months.

CARRIED 098/2025 (12/03/2025)

28 NEXT MEETING

Wednesday 9 April 2025

29 CLOSURE

The Meeting closed at 8.25pm.

The minutes of this meeting were confirmed at the Council Meeting held on 9 April 2025.

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MAYOR DARREN BRAUND