



*Agriculturally rich~Naturally beautiful*

## *Yorke Peninsula Council*

### **NOTICE OF MEETING**

Notice is hereby given that the next ordinary meeting of Council  
will be held on Wednesday 13<sup>th</sup> April 2016,  
in the Council Chambers,  
57 Main Street, Minlaton commencing at 5.30pm

Roger Brooks  
ACTING CHIEF EXECUTIVE OFFICER

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## **A G E N D A**

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- |        |   |
|--------|---|
| ITEM 1 | <u>YORKE PENINSULA COUNCIL</u>                                  |
| 1.1    | <u>Welcome by Mayor</u> – meeting declared opened               |
| 1.2    | <u>Opening Prayer</u>   |
| 1.3    | <u>Present</u>  |
| 1.4    | <u>Leave of absence</u><br>Cr John Rich – 8/4/2016 – 22/06/2016 |
| 1.5    | <u>Apologies</u>  |

CONFLICT OF INTEREST

Elected Members are reminded of the requirements for disclosure by Members of direct or indirect pecuniary benefit or detriment and non-pecuniary benefit or detriment in relation to a material conflict of interest in accordance with Section 73, or an actual or perceived conflict of interest in accordance with Section 75 of the Local Government Act in items listed for consideration on the Agenda. Section 74 and 75A of the Local Government Act 1999 requires that Elected Members declare any interest and provide full and accurate details of the relevant interest to the Council. In relation to actual or perceived conflicts of interest a member has an obligation to outline how they propose to deal with the actual or perceived conflict of interest prior to consideration of that item on the Agenda.

Each Member of a Council has a duty to vote at all meetings unless excepted by legislation.

The major exception being where a Member has a material conflict of interest.

1.7

Minutes of previous meeting – for confirmation

1.7.1 Council meeting held on Wednesday 9<sup>th</sup> March 2016 at 5.30pm

1.7.2 Confidential Council meeting held on Wednesday 9<sup>th</sup> March 2016 at 6.40pm

1.7.3 Confidential Council meeting held on Wednesday 9<sup>th</sup> March 2016 at 6.43pm

1.7.4 Confidential Council meeting held on Wednesday 9<sup>th</sup> March 2016 at 6.45pm

1.8

Motions on Notice

Nil

1.9

Questions on Notice

Nil

1.10

Questions without Notice

1.11

Petitions

Pages 4 - 5

May

Petition in relation to PIRSA Net fishing consultation from the local Port Clinton Community with 37 signatures. This petition will be presented in its entirety to the meeting of Council when the public consultation process surrounding this matter concludes.

ITEM 2

MAYOR

Pages 6 - 10

Mayor Monthly Report  
(incl SAROC & LGA Board outcome summary)

ITEM 3

COUNCILLORS' REPORT

Nil

ITEM 4

INFORMATION AGENDA

Page 11

4.1

Items for exclusion

4.2

Receipt of Information Reports

4.3

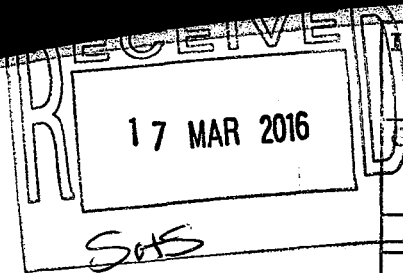
Chief Executive Officer

Pages

1. CEO Activities

12

|         |  |           |
|---------|--|-----------|
| 2.      | Action List  | 13 - 17   |
| 4.4     | <u>Corporate and Community Services</u>  | Pages     |
| 1.      | Art Exhibition Working Party Meeting Minutes February 2016   | 18 - 24   |
| 2.      | Art Exhibition Working Party Meeting Minutes March 2016  | 25 - 30   |
| 4.5     | <u>Assets and Infrastructure Services</u>  | Pages     |
| 1.      | Construction and Maintenance Works   | 31 - 33   |
| 4.6     | <u>Development Services</u>  | Pages     |
| 1.      | Environmental Health Report  | 34 - 35   |
| 2.      | Inspectorial Activity Report   | 36 - 37   |
| 3.      | Development Application Approvals  | 38 - 44   |
| 4.      | Waste Water Application Approvals  | 45 - 48   |
| ITEM 5  | <u>VISITORS TO THE MEETING</u>   |           |
|         | Nil  |           |
| ITEM 6  | <b><u>DEBATE AGENDA</u></b>  | Page 49   |
| 6.1     | <u>CHIEF EXECUTIVE OFFICER</u>   | Pages     |
| 1.      | Maitland Children's Centre Lease – revoke decision   | 50 - 52   |
| 2.      | Minlaton Old School Property   | 53 - 56   |
| 3.      | Nomination Local Roads Advisory Committee  | 57 - 62   |
| 4.      | Delegations Register   | 63 - 71   |
| 6.2     | <u>CORPORATE AND COMMUNITY SERVICES</u>  | Pages     |
| 1.      | Financial Report 31 <sup>st</sup> March 2016   | 72 - 76   |
| 2.      | LTFP Public Consultation Feedback  | 77 - 79   |
| 3.      | Stansbury Bowling Club Loan Application  | 80 - 85   |
| 4.      | Warooka Bowling Club Loan Application  | 86 - 90   |
| 5.      | Port Vincent Progress Association request for funds  | 91 - 96   |
| 6.      | Branding of Council Managed Caravan Parks  | 87 - 99   |
| 6.3     | <u>ASSETS AND INFRASTRUCTURE SERVICES</u>  |           |
|         | Nil  |           |
| 6.4     | <u>DEVELOPMENT SERVICES</u>  | Pages     |
| 1.      | Maitland Children's Centre Lease redesignation   | 100 - 102 |
| 2.      | Warooka Progress Association Revocation of<br>Community Land status  | 103 - 105 |
| ITEM 7  | <u>GENERAL BUSINESS</u>  |           |
|         | Council has resolved that an Agenda Item "General Business" be included on the Council Agenda to enable members to raise matters of a minor nature for action by the Administration, or to call for reports. |           |
| ITEM 8  | <u>CONFIDENTIAL AGENDA</u>   | Pages     |
| 1.      | Tender to lease Maitland Childrens Centre  | 106 - 113 |
| ITEM 9  | <u>NEXT MEETING</u>  |           |
|         | Wednesday 11 <sup>th</sup> May 2016  |           |
| ITEM 10 | <u>CLOSURE</u>   |           |



Item Number

2139-2016-4

POS Number

5-20-3-1

Distribution

copy to Dev.Serv.

PRINCIPAL OFFICE:

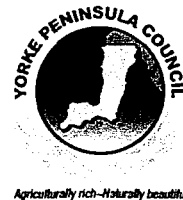
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Website: www.yorke.sa.gov.au



|                 |   |
|-----------------|---|
| <b>PETITION</b> | SF188                                       |
|                 | Responsible Officer:<br>EA to CEO and Mayor |
|                 | Issue Date: 28/05/2014                      |
|                 | Next Review Date: May 2016                  |

To the Mayor and Councillors of the Yorke Peninsula Council

Petition Contact Person: IAN FRASER  
 Telephone Number: 0416094084  
 Address: 15 COOPER ST  
PT. CLINTON  
 Date: 17/3/2016

The petition of: (identify the individuals or group eg: residents of Yorke Peninsula)

LOCALS OF PT. CLINTON

draws attention of Council: (identify the circumstances of the case)

PIRSA NETFISHING CONSULTATION

The petitioners therefore request that Council: (outline the action that the Council should or should not take)

WE THE UNDERSIGNED ARE AGAINST THE PROPOSED  
CHANGES TO LEGISLATION FOR WILLS CREEK AND ALLOWING  
NETTERS WITHIN A 2KM RADIUS

| Name | Address | Signature |
|------|---------|-----------|
|      |         |           |
|      |         |           |
|      |         |           |
|      |         |           |
|      |         |           |

(identify the details of the petition on each page)

WE THE UNDERSIGNED ARE AGAINST THE PROPOSED  
CHANGES TO LEGISLATION FOR WILLS CREEK AND  
ALLOWING NETTERS WITHIN A 2KM RADIUS.

| name            | signature | name                | signature |
|-----------------|-----------|---------------------|-----------|
| NEIL SKEWES     |           | NOREEN HARBAK       |           |
| Dawn Wolfenden  |           | G. Darcy            |           |
| Michael Edis    |           | G. Darcy            |           |
| Wayne Johnson   |           | G. Darcy            |           |
| Dean Huges      |           | E. PAN              |           |
| JOHN BERRYSHIRE |           | JOHN DEBONO         |           |
| PW HYDE         |           | NORMAN MACPHERSON   |           |
| SIM BOURNE      |           | MARK QUINN          |           |
| Cheryl Fraser   |           | BOB COOPER          |           |
| Phil Stevenson  |           | ROBIN GILL          |           |
| Jill Edis       |           | AL. STEWART         |           |
| ROBERT MORRIS   |           | PAM QUINN           |           |
| BOB ANDERSON    |           | M. ISLIP            |           |
| IAN FRASER      |           | J. ALLEN            |           |
| Terence Neal    |           | C. O'CALLAGHAN      |           |
| Di Padua        |           | ROSEMARY FITZGERALD |           |
| Di Barnett      |           | ST. FITZGERALD      |           |
| Gordon Watson   |           | Brian Stricker      |           |
| Doreen Wain     |           | Karl Meredith       |           |
| DAVID WEIR      |           | Belinda Meredith    |           |
| PAM QUINN       |           | Wesley Hogg         |           |
| JOHN WILK       |           | Michael Murch       |           |
| Margaret MORRAY |           | Nick Pridham        |           |
| GRAHAM MURRAY   |           | BRUCE RICH          |           |
| B.B. HERITAGE   |           | MATTHEW GILL        |           |
| WAYNE JOHNSON   |           | ERIC HARRIS         |           |
| BETTY JOHNSON   |           | John Harris         |           |
| ANTHONY JOHNSON |           | Daryl Field         |           |
| R.J. ROYALS     |           | STAN HAWKE          |           |
| Phil Miller     |           | Lyn McDonald        |           |
| Chris Kelly     |           | NEIL CAMPING        |           |
| John Gill       |           | GREG SYLWAN         |           |
| Robert Hansen   |           | JOHN GARDNER        |           |
| UNA-MCKENZIE    |           | MILLOM BIRROUS      |           |

72 SIGNATURES

## **MAYOR**

### **IA/ITEM 2**

#### **MONTHLY REPORT** (File Ref: 9.24.1.1)

##### **PURPOSE**

To keep Elected Members updated on Mayoral activities during the month of March 2016.

##### **RECOMMENDATION**

That the report be received.

##### **DISCUSSION**

|                        |   |
|------------------------|---|
| 2 <sup>nd</sup> March  | Conflict of Interest Provision Amendments Training for Elected Members and Senior Staff.      |
| 3 <sup>rd</sup> March  | Aquaculture Policy briefing meeting with PIRSA representatives.                               |
| 4 <sup>th</sup> March  | Attended the Premiers reception for Clipsal 500.  |
| 9 <sup>th</sup> March  | Monthly Council meeting.  |
| 15 <sup>th</sup> March | Shandong LG Working Group meeting via telephone conference.                                   |
| 16 <sup>th</sup> March | SAROC meeting held in Adelaide (key outcomes summary attached).                               |
| 17 <sup>th</sup> March | LGA Board Meeting held in Adelaide (key outcomes summary attached).                           |
| 18 <sup>th</sup> March | Local Government Research and Development Scheme Advisory Committee meeting held in LG House. |
| 21 <sup>st</sup> March | RDA Yorke and Mid North Governance, Strategy and Risk Training held at Wallaroo.              |
| 22 <sup>nd</sup> March | Development Assessment Panel meeting.   |

## SA Regional Organisation of Councils Meeting – Key Outcome Summary – 16 March 2016

### Guest Speaker – Regional Australia Institute

The SA Regional Organisation of Councils (SAROC) received a presentation from Mr David Spear, General Manager Partnerships & Communications, Regional Australia Institute.

### NRM Levy Increase

Members noted the significant cost increase proposed across regional NRM Boards and considered action to advocate for the removal of the requirement by the State Government for the collection of the local government Natural Resource Management Levy due to the reasons outlined in the report.

### Rubble Royalty

The SAROC Committee supported continuation of the R&D base level of regional capacity building allocations to each of the seven regional LGA's, indexed each year to the Adelaide CPI.

### SAROC Items Noted

SAROC members noted reports on:

- Reduction of Services in Regional and Rural Hospitals and Community Passenger Network
- Board endorsement of the LGA 2016-2020 Strategic Plan and Governance Review
- LGA Environment Work Program
- Update on Various Reviews / Decisions of the LGA Board
- LGA Federal Election Strategy

## Recommendations to the LGA Board

### Rubble Royalty

That the LGA Board requests the LGA secretariat continue to lobby the state government for removal of rubble royalties.

## LGA Board – Key Outcome Summary – 17 March 2016

### Guest speaker – Mr Wayne Lines, SA Ombudsman

Mr Lines attended the LGA Board meeting and spoke about various issues which included:

- Codes of Conduct;
- Investigation of matters referred to ICAC;
- Investigating breaches of confidence; and
- Informal gatherings.

### Update on various reviews / decisions of the Board

The LGA Board received an update on the progress of the following reviews and decisions of the Board:

- Establishment of an LGA Audit Committee;
- Schemes review;
- LGA Board Governance review; and
- Subscriptions review.

### Community Housing Update

The LGA Board supported the continued lobbying of the state government to ensure councils do not incur any loss of rateable income in rebates to Community Housing Providers (CHP) including the transfer of public housing stock.

### Review of State Emergency Management Plan

The LGA Board endorsed a project plan for submitting an LGA position paper to the review of the State Emergency Management Plan.

### Vegetation Management Draft Protocol

The LGA Board endorsed the finalisation of the draft Protocol for Vegetation Management Near Powerlines.

### Public Lighting

The LGA Board requested that the LGA Secretariat distribute the following draft motion to all councils for consideration as part of the sector's approach to assist with costs associated with public lighting:



*That council XXXXX commits to partnering with other councils to partner in a bid, via coordination from the LGA, for the Commonwealth Emission Reduction Fund (ERF) to replace existing inefficient streetlights.*

In distributing the above motion, the rationale for making such an application will be provided and the LGA Board's united position be reinforced.

### **NRM Reform**

The LGA Board supported the activities undertaken and proposed by the LGA Secretariat in relation to the NRM Levy and NRM Reform.

### **Update on Local Nuisance and Littering Control Bill 2015**

The LGA Board endorsed a proposal to write to the Minister for Environment to advise that the LGA does not oppose the Bill.

### **Proposal to Vary the Local Government (Financial Management) Regulations 2011**

The LGA Board endorsed the proposed variation to the Local Government (Financial Management) Regulations and authorised the President to write to the Minister for Local Government to convey the LGA's position.

### **LGA Environment Work Plan**

The LGA Board endorsed the environment work program activities which were outlined in the report. It was also noted that the *Catchment to Coast* concept paper and LGA Energy Advisory Service will not be pursued at this time.

### **Regional Governance Framework**

The LGA Board endorsed the revised Regional Governance Framework as the basis for discussion with the Office of Local Government on draft legislative proposals. It was also noted that further consultation will be undertaken with councils on a draft *Local Government Amendment Bill*.

### **LGA Procurement (LGAP) Review**

The LGA Board received a verbal update from the sole director of LGAP. The LGAP review and recommendations report was delegated to the April 2016 LGA Executive Committee meeting and the Board noted that a final LGAP recommendation will be presented to the July 2016 LGA Board meeting for consideration.

## **LGA Financial Results for the Period 1 July 2015 to 29 February 2016**

The LGA Board adopted the proposed full year forecast revisions.

## **State Budget Submission**

The LGA Board authorised the President and CEO to finalise the LGA 2016-17 State Budget Submission based on the outline provided in the report.

## **Jim Hullick Award**

The LGA Board endorsed the naming of the proposed State/Commonwealth Relations Award as the *Jim Hullick Award*.

## **Rubble Royalties**

The LGA Board requested the LGA Secretariat to continue to lobby the state government for the removal of rubble royalties.

## **Reports noted**

The following reports were noted by the LGA Board:

- Report from the LGA President.
- Regional Youth Traineeship Program Update.
- Appointments to Outside Bodies Update.
- ALGA Update.
- LGA CEO report.

## **Nominations to Outside Bodies**

The LGA Board put forward four nominees to the Minister for Sustainability, Environment and Conservation for the appointment of one representative to the Dog and Cat Management Board for a three year term.

The Board also put forward seven nominees to the Minister for the Arts for the appointment of three representatives for a three year term.

# INFORMATION

# AGENDA

## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **1. CEO ACTIVITIES** (File Ref: 9.24.1.1)

##### **PURPOSE**

To keep Elected Members informed of other meetings and activities during the month of March 2016.

##### **RECOMMENDATION**

That the report be received.

##### **DISCUSSION**

|                                    |   |
|------------------------------------|---|
| 1 <sup>st</sup> March              | Interviews for the Manager Financial Services position.   |
| 2 <sup>nd</sup> March              | Corporate Management Team meeting.<br>Conflict of Interest Amendments Provisions Training for Elected Members and Senior Staff.   |
| 3 <sup>rd</sup> March              | Team Development training held at Maitland.   |
| 4 <sup>th</sup> March              | Attended the Premiers reception for Clipsal 500.  |
| 8 <sup>th</sup> March<br>Stacks    | Yorke Peninsula Food and Trade Show held at Barley Winery.  |
| 9 <sup>th</sup> March              | Monthly Council Meeting.  |
| 10 <sup>th</sup> March             | Clinton Road design meeting held at Maitland.   |
| 11 <sup>th</sup> March<br>Calahan. | SATC Destination Action Plan Review with Brooke Liebelt, and SATC Directors Nic Jones, Brent Hill and Peter   |
| 15 <sup>th</sup> March             | Corporate Management Team meeting.<br>Meeting with Lucas Total Contract Solutions held in Maitland.<br>Shandong LG Working Group meeting via telephone conference.                |
| 16 <sup>th</sup> March             | Southern whole of Council staff meeting held at Yorketown.  |
| 18 <sup>th</sup> March             | Meetings in Ardrossan in relation to building works.<br>Meeting with Cr Tania Stock various matters.<br>Meeting with Independent Chair of Rex Minerals – informal meet and greet. |
| 22 <sup>nd</sup> March             | Corporate Management Team meeting.  |
| 23 <sup>rd</sup> March             | Enterprise Bargaining negotiations outside workforce.   |
| 24 <sup>th</sup> March             | Marion Bay Boat Launching Facility Review inaugural meeting.  |
| 30 <sup>th</sup> March             | Corporate Management Team meeting.  |
| 31 <sup>st</sup> March             | Enterprise Bargaining negotiations inside workforce.  |

## **CHIEF EXECUTIVE OFFICER**

### **IA/ITEM 4.3**

#### **2. ACTION LISTING REPORT** (File Ref: 9.24.1.1)

##### **PURPOSE**

To keep Elected Members updated on the status of the Action Listing.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal: 2.4 Effective Risk Management

##### **DISCUSSION**

The Action List included in the Council Agenda each month will incorporate action items from Council along with the current status.

##### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999  
Yorke Peninsula Council's Risk Management Framework

##### **ATTACHMENTS**

**Attachment 1:** Action Listing

# COUNCIL MEETING 13<sup>th</sup> April 2016

## Action List

| Responsible Officer                       | Agenda Item Number                   | Task  | Due Date   | Status  |
|---|--------------------------------------|---|--|---|
| Director Development Services             | 10 <sup>th</sup> Aug 10<br>Item 20.4 | Advise the Dept of Environment and Natural Resources that Council wish to Relinquish Care and Control of Crown Land Lot 88 Main Street Curramulka CR 5856/772   | As soon as DEWNR responds  | Underway - DEWNR advised, no response to date   |
| 22 <sup>nd</sup> January 2014             |                                      |   |  |   |
| Director Development Services             | DA/CCS/R4                            | Organise Land Only lease for Balgowan Camping Ground  | As soon as Ministerial approval is granted   | Waiting on consent  |
| 14 <sup>th</sup> May 2014                 |                                      |   |  |   |
| Director Assets & Infrastructure Services | DA/AIS/R3                            | Organise to have the following documents signed and sealed for the Walk the Yorke Leisure Trail with the State Government and private landholders   | July 2014 – ongoing for duration of project  | Only one private agreement still outstanding<br>Ongoing   |
| 8 <sup>th</sup> April 2015                |                                      |   |  |   |
| Director Development Services             | DA/DS/R2                             | Prepare a plan to implement the Bush Camping recommendations  | Ongoing  | Bush Camping Working party established.<br>Action Plan being developed.<br>Completed                      |
| 13 <sup>th</sup> May 2015                 |                                      |   |  |   |
| Director Development Services             | DA/DS/R2                             | Council agreed to accept care, control and management of Lot 10 Moorowie Terrace Port Moorowie CR5323/554   | As soon as Ministerial approval is granted   | Underway awaiting response from Minister  |
| 10 <sup>th</sup> June 2015                |                                      |   |  |   |
| Director Development Services             | DA/CCS/R4                            | Relinquishment of care/control of Crown land occupied by the Royal Volunteer Coastal Patrol SA Inc. Port Victoria adjacent to the Port Victoria CFS station to accommodate the new CFS station requirements | Associated with Port Victoria CFS issue RVCP likely to be transferred to the Crown | Still with the Minister's office<br>Waiting for finalisation of negotiations between the Minister and CFS |

| 12 <sup>th</sup> August 2015                |                  |  |   |  |
|---|------------------|--|---|--|
| Director Development Services               | DA/CCS/R5        | Finalise the proposed lease for the Royal Volunteer Coastal Patrol at Point Turton   | May 2016  | Awaiting outcome of Development Application  |
| Director Corporate and Community Services   | DA/CCS/R9        | Organise for the three scenic tourism frames to be organised in the approved locations   | April 2016  | Consultation completed. Development application approved. Works to commence in March |
| 9 <sup>th</sup> September 2015              |                  |  |   |  |
| Director Assets and Infrastructure Services | Motion on Notice | Organise a plan for allocating \$1 million for the accelerated roadside vegetation management  | March 2016  | Presentation to September 2015 Workshop Ongoing                                      |
| 9 <sup>th</sup> December 2015               |                  |  |   |  |
| Director Corporate & Community Services     | DA/CCS/R4        | Organise to undertake necessary works to upgrade Black Point Caravan and Camping Ground amenities  | April 2016  | Contractor engaged. Works to commence after peak season is finished                  |
| Director Development Services               | DA/DS/R2         | Organise to continue the process to seek Ministerial approval for revocation of the Community Land Classification for the Warooka Consulting Rooms | April 2016<br>Awaiting on Ministers approval for revocation of community land | Public consultation process completed  |
| 20 <sup>th</sup> January 2016               |                  |  |   |  |
| Director Corporate & Community Services     | DA/CCS/R4        | Undertake Public Consultation with residents of Parsons Beach in relation to naming of the locality  | April 2016  | Underway   |
| Director Assets & Infrastructure Services   | DA/AIS/R1        | Advise the proponents in relation to Clinton Road construction project and the additional 3kms   | April 2016  | Underway   |
| 10 <sup>th</sup> February 2016              |                  |  |   |  |
| Director Assets and Infrastructure Services | DA/AIS/R1        | Organise the quotation process for the Patch Sheeting Project  | February/March 2016   | Completed  |
| 9 <sup>th</sup> March 2016                  |                  |  |   |  |
| Motion on Notice                            | CEO              | Organise to register Mayor Agnew to attend Mission to Shandong   | March 2016  | Completed  |

|   |                     |   |                  |           |
|---|---------------------|---|------------------|-----------|
| Director Development Services             | DA/DS/R1            | Organise to erect a fence at the Port Vincent Foreshore Boat Ramp in accordance with Minute # 041/2016 and install a ticket machine | June 2016        | Underway  |
| CEO                                       | DA/CEO/R1           | Organise to place the Strategic Management Plan on public consultation  | March 2016       | Completed |
| CEO                                       | DA/CEO/R2           | Organise for the Informal Gatherings Policy to be included in the policy manual and on the website                                  | March 2016       | Completed |
| CEO                                       | DA/CEO/R3           | Organise for the Safe Environment Policy to be included in the policy manual and on the website                                     | March 2016       | Completed |
| Director Assets & Infrastructure Services | DA/AIS/R1           | Advise affected land owners in relation to Clinton Road Land Acquisition values   | June 2016        | Underway  |
| Director Assets & Infrastructure Services | DA/AIS/R2           | Organise for the Mayor and CEO to sign and seal the documentation for land acquisition requirements for Hd of Clinton.              | April 2016       | Underway  |
| Director Development Services             | DA/DS/R2            | Organise to submit an application for Dry Areas for Maitland and Ardrossan extensions   | March 2016       | Completed |
| Director Development Services             | DA/DS/R4            | Organise to place the Balgowan Development Plan on public consultation  | March 2016       | Completed |
| Director Development Services             | DA/DS/R5            | Organise to process a supplementary LMA against LMA # 7045857   | March/April 2016 | Underway  |
| Director Corporate & Community Services   | Item 8<br>CA/CCS/R1 | Advise the tenderers of the outcome of the PABX phone system tender # 147/2015  | March 2016       | Completed |
| Director Corporate & Community Services   | CA/CCS/R2           | Advise the tenderers of the outcome of the construction of four (4) Caravan Park Cabins   | March 2016       | Completed |



|  |           |  |            |           |
|--|-----------|--|------------|-----------|
| Services   |           | tender # 128/2015  |            |           |
| Director<br>Assets &<br>Infrastructure<br>Services | CA/CCS/R3 | Advise tenderers of the<br>outcome of the<br>Unsealed Road<br>Construction tender on<br>Corny Point Road | March 2016 | Completed |

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **IA/ITEM 4.4**

#### **1. ART EXHIBITION WORKING PARTY MINUTES – 10<sup>th</sup> FEBRUARY 2016**

(File Ref: 17.94.5.1)

##### **PURPOSE**

The Art Exhibition Working Party is a Working Party of Council. A copy of the minutes from their meeting held on 10<sup>th</sup> February 2016 is attached.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

|                   |   |
|-------------------|---|
| Key Theme/s:      | Community Engagement<br>1. Vitality & Connection                                      |
| Strategic Goal/s: | 1.2 Offer a range of accessible community facilities, programs, events and activities |

##### **BACKGROUND**

To keep Council and the community informed of progress in delivering the 2016 Art Exhibition.

##### **DISCUSSION**

Business discussed at the meeting centred around:

- Advertising
- Road sign erection
- Sponsorship
- Demonstrating Artists
- Judges
- Opening night invitations, catering, entertainment, MC and running sheet
- Ticket sales
- Review of date of next meeting

## **COMMUNITY ENGAGEMENT PLAN**

Not applicable

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Director Corporate and Community Services

In preparing this report, the following External Parties were consulted:

- Art Exhibition Working Party

## **POLICY IMPLICATIONS**

Nil

## **BUDGET AND RESOURCE IMPLICATIONS**

Funding provided for in the 2015/2016 adopted budget.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Nil

## **ATTACHMENTS**

**Attachment 1:** Art Exhibition Working Party Minutes 10<sup>th</sup> February 2016



## **Minutes of the Meeting of the Art Exhibition Working Party**

held on Wednesday 10<sup>th</sup> February 2016  
in the Maitland Council Office  
commencing at 2.00pm

(Subject to confirmation)

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### **ITEM 1 OPEN**

- 1.1 Welcome by Chairperson      Anne Eyles declared the meeting open at 2.12pm and thanked everyone for attending.
- 1.2 Present - Anne Eyles, Irene Hughes–Jones, Brenda Bowman, Cr Alan Headon and Cr John Rich  
In Attendance: David Harding, Rachel Rich (minute secretary)
- 1.3 Apologies – Nil
- 1.4 Minutes of previous meeting –

**Brenda Bowman moved**

**Cr Headon seconded**

That the Minutes of the Art Exhibition Working Party meeting held on 20<sup>th</sup> January 2016 as circulated be confirmed.

**CARRIED**

- 1.5 Conflict of Interest - The Chairperson reminded members of their obligations in relation to Conflict of Interest provisions.

### **ITEM 2 BUSINESS ARISING**

#### **2.1 Advertising:**

- a. Update on meeting with Brooke Leibelt – Brooke will organise radio advertising, she requires profiles on 2 artists. Anne has approached Peter Atchison (a local Artist who has expressed interest in being involved with the YP Art Exhibition Working Party) and Roger Saunders. Brooke will also follow up with SA Life magazine.
- b. Correspondence with:

- Jenny Oldland – will also do a write up in Yorke Peninsula Country Times with profiles on both Artists.
- Roger Saunders – Has agreed to host workshops as he has done in the past.
- c. NYP Art Group – Peter Atchison has agreed to be a demonstrating artist for the Exhibition.

## **2.2 Road signs:**

All road signs ready to be erected. 1 has been ordered from Lloyds to replace the one that was stolen in 2014.

## **2.3 Demonstrating Artists:**

2 Artists have been identified – Peter Atchison & Sam Carter.

## **2.4 Sponsorship:**

A total \$5125 to date.

David has spoken with the Mayor and he is happy to receive a call from Anne to discuss sponsorship.

**Action:** Anne to make contact with Ardrossan Foodland to discuss sponsorship since being sold to Drakes.

## **2.5 ANZ Bank:**

Nil sponsorship and nil response to date.

## **2.6. Ardrossan Progress Association:**

Confirmed sponsorship from Ardrossan Progress Association to the value of \$2000.

## **2.7. Opening night invitations:**

Opening night invitations have not yet gone out. A discussion regarding, a possible change to opening night, due to clashing with important council workshop. This will be discussed at Wednesday night's Council Meeting.

**Note:** Outcome from Council Meeting resulted in Council Workshop being moved to Tuesday night to allow attendance of Council staff at opening night.

## **2.8 Catering:**

Brenda Bowman will enquire at Ardrossan Foodland about what is available since they will be under new management. Budget of up to \$30 per platter for 10 platters.

**Action:** Brenda to advise on best catering options.

## **2.9 Entertainment:**

Lee Polkinghorne will be available for entertainment on opening night.

## **2.10 Screen Damage:**

1 slightly damaged, but able to be fixed for use.

## **2.11 School Entry Forms:**

School entry forms have been sent out by Irene. No responses to date.

**Action:** Irene will follow up with schools next week.

## **2.12 Bar opening night:**

Still require a RSA person for opening night. Licence has been applied for.

Brenda Bowman will approach local John Hall from Ardrossan Community Club to stand in as RSA on opening night for a donation to the Ardrossan Community Club.

**Brenda Bowman moved**

**Irene Hughes-Jones seconded**

That Brenda Bowman may negotiate up to a \$200 donation to the Ardrossan Community Club for a person to be a Responsible Service of Alcohol representative on opening night.

**CARRIED**

John Rich offered to source champagne for \$9.00 per bottle. David confirmed it is in the budget to compliment the \$250 in kind sponsorship from Yorke Valley Hotel.

**Irene Hughes-Jones moved**

**Cr Headon seconded**

That John Rich source champagne and bring it with him to the next meeting to alleviate delivery costs.

**CARRIED**

**Action:** Anne will liaise with Yorke Valley Hotel about what wine they have available from their \$250 in kind sponsorship (red & white).

## **2.13 Ticket sales for Veronica Rolinski painting:**

Tickets selling well, they should all be sold in time. If not sold, the remaining few can be sold on opening night.

## **2.14 MC opening night:**

MC for opening night is yet to be decided.

## **2.15 Update of hours on website:**

Hours for exhibition have been updated on website.

## **2.16 Erection of road signs:**

David has been in touch with Trevor Graham about erection of road signs, awaiting a response. Anne has been in contact with Dustin at Wakefield Council. David will speak to Phil Hermann and get back to Anne regarding Wakefield Council.

**Action:** David to follow up with Trevor regarding erection of signs & Phil Herrmann about getting in touch with Wakefield Council to erect a sign in their area.

### **2.17 Mayors sponsorship:**

Anne will make a phone call to the Mayor to discuss sponsorship.

### **2.18 Number of catalogues:**

800 printed in 2014 (with around 200 left over).

Suggestion that 500 be printed for 2016.

## **ITEM 3 FINANCE**

### **3.1 Banked money for raffle:**

\$320 (includes sales from over the counter).

### **3.2 Expenditure:**

Nil

*David left meeting at 3.02pm.*

## **ITEM 4 NEW BUSINESS**

### **4.1 Running sheet for opening night:**

Running sheet for opening night to be discussed and organised at the next meeting.

**Action:** Brenda to source running sheet from previous exhibition to be reviewed and updated at next meeting.

### **4.2 Opening night invitations:**

Anne and Brenda briefly reviewed list of previous invitees to identify who will be invited to opening night 2016.

**Action:** Brenda and Anne to work with Rachel to finalise list for outgoing invitations.

### **4.3 Review:**

Review discussed at various points already covered.

### **4.4 Format of invitation:**

Format of invitation to remain the same as has in previous years. A note to be added to the invitation to inform, that the sales of artwork will be available from 7.30pm on opening night, but will close for the duration of the presentations.

**Action:** Rachel to print invitations once invitees finalised.

#### **4.5 Advertising logos in catalogue:**

There has been an enquiry from Damien Hunt about size of advertising logo. Size will depend on amount of sponsorship. Full page, half a page, third of a page and mention will be available. The back page of the catalogue will list all current sponsors.

#### **4.6 YP Tourism Awards Gala dinner 22<sup>nd</sup> June 2016:**

Brooke Leibelt has enquired if they can use the glasses for their awards gala dinner. It was agreed that yes they can as in previous years.

**Action:** Rachel to advise Brooke of agreed outcome.

#### **4.7 Soft drink and orange juice for opening night:**

Brenda offered to approach Ardrossan Foodland to get best price for orange juice and soft drink.

#### **4.8 Purchase of paintings at exhibition:**

Enquiry from local regarding the purchasing system for paintings at exhibition, suggesting a better system needs to be put in place. This was agreed and will be discussed again at the next meeting.

#### **4.9 Entry fees and catalogue:**

Catalogues will be sold for \$2 and people who choose not to purchase catalogue will be asked to make a donation.

#### **4.10 Roster for opening night and exhibition:**

Discussion around who will be available for opening night and the exhibition. Brenda and Irene to run sales desk on opening night. Brenda agreed to open each morning. Bruce Davey will be available to assist over the weekend. Require as many volunteers as possible for the Monday following the exhibition. John and Alan not available on Sunday. A roster will be finalised at the next meeting.

### **ITEM 5 NEXT MEETING**

Wednesday 9<sup>th</sup> March 2016, 2.00pm

### **ITEM 6 CLOSE**

The meeting closed at 3.51pm

.....  
**Chairperson - Anne Eyles**



## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **IA/ITEM 4.4**

#### **2. ART EXHIBITION WORKING PARTY MINUTES – 9<sup>th</sup> MARCH 2016**

(File Ref: 17.94.5.1)

##### **PURPOSE**

The Art Exhibition Working Party is a Working Party of Council. A copy of the minutes from their meeting held on 9<sup>th</sup> March 2016 is attached.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

|                   |   |
|-------------------|---|
| Key Theme/s:      | Community Engagement  |
|                   | 1. Vitality & Connection  |
| Strategic Goal/s: | 1.2 Offer a range of accessible community facilities, programs, events and activities |

##### **BACKGROUND**

To keep Council and the community informed of progress in delivering the 2016 Art Exhibition.

##### **DISCUSSION**

Business discussed at the meeting centred around:

- Advertising
- Road sign erection
- Sponsorship
- Demonstrating Artists and Judges
- Liquor Licence
- Opening night, bar, catering, entertainment and running sheet
- Volunteers
- Update on Wheare Transport moving depots
- Review of date of next meeting

## **COMMUNITY ENGAGEMENT PLAN**

Not applicable

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Director Corporate and Community Services

In preparing this report, the following External Parties were consulted:

- Art Exhibition Working Party

## **POLICY IMPLICATIONS**

Nil

## **BUDGET AND RESOURCE IMPLICATIONS**

Funding provided for in the 2015/2016 adopted budget.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Nil

## **ATTACHMENTS**

**Attachment 1:** Art Exhibition Working Party Minutes 9<sup>th</sup> March 2016



## **Minutes of the Meeting of the Art Exhibition Working Party**

held on Wednesday 9<sup>th</sup> March 2016  
in the Maitland Council Office  
commencing at 2.00pm

(Subject to confirmation)

---

### **ITEM 1 OPEN**

- 1.1 Welcome by Chairperson      Anne Eyles declared the meeting open at 2.09pm and thanked everyone for attending.
- 1.2 Present - Anne Eyles, Irene Hughes-Jones, Brenda Bowman and Cr John Rich  
In Attendance: David Harding, Rachel Rich (minute secretary)
- 1.3 Apologies – Nil
- 1.4 Absent – Cr Alan Headon
- 1.5 Minutes of previous meeting –

**Brenda Bowman moved**

**Cr John Rich seconded**

That the Minutes of the Art Exhibition Working Party meeting held on 10<sup>th</sup> February 2016 as circulated be confirmed.

**CARRIED**

- 1.5 Conflict of Interest - The Chairperson reminded members of their obligations in relation to Conflict of Interest provisions.

### **ITEM 2 BUSINESS ARISING**

#### **2.1 Advertising:**

It was noted that an article did not go into the SA Life magazine for March edition.

**Action:** Anne to follow up with Brooke Leibelt.

An ad will run for 2 consecutive weeks in the Yorke Peninsula Country Times. Jenny Oldland is the point of contact for this.

## 2.2 Road signs:

Road signs have been put up. Wakefield Council has given approval for the erection of sign in at Port Wakefield.

**Action:** David to follow up with Phil Hermann about when this sign will be put up.

Assets & Infrastructure have charged Art Exhibition Working Party for erection of signs.

## 2.3 Demonstrating Artists:

Peter Aitchison and Roger Saunders will be present as Demonstrating Artists. Roger Saunders has made contact with Anne to say he is able to do Sunday classes only (due to ill health).

Anne has been unable to get in contact with Sam Carter. Brenda will get in contact with Sam Carter and confirm whether he can demonstrate on any day.

Anne sent emails, however, did not get any responses for potential demonstrating artists.

## 2.4 Sponsorship:

Anne has been in touch with picturesque in Kadina. It was identified that no previous prize winners have redeemed their prizes. Picturesque will give an in kind sponsorship to the value \$300.

Discussion around what is the best way to advise the winning school students of how to redeem their prize.

## 2.5 Liquor Licence:

Completed and received. Rachel will organise for it to be laminated for display on opening night.

## 2.6 Volunteers for exhibition:

Peter Aitchison is available to volunteer. David will be available for Saturday only for set up, but will be unavailable on Easter Sunday/Monday. Cr John Rich not available on Easter Sunday. Brenda has 3 volunteers from Tidy Towns who will also be available.

Discussions around concerns about security as other community members have keys to the Town Hall.

*2.44pm David Harding left the meeting.*

## 2.7 Judges:

Janette Ireland is waiting on reply from potential second judge, Judy Parham.

## 2.8 Opening night invitations:

Opening night invitations have been sent out. RSVP's are currently being received. Anne has received 68 yes and 42 no.

*2.48pm David Harding re-entered the meeting.*

## **2.9 Catering:**

Brenda has priced platters through Ardrossan Foodland. 10 Platters @ \$25 will be ordered for opening night.

**Action:** Purchase order to be prepared and given to Brenda to collect food & drinks prior to exhibition.

Discussion around having some small tables to accommodate the food and drink on opening night. 5 tables identified; 2 from Brenda, 2 from Irene and 1 available in the hall.

Cups, serviettes will be picked up by Bobbi Pertini in Adelaide.

John Rich will pick up champagne and deliver it to Brenda next week.

## **2.10 Entertainment:**

Lee Polkinghorne will play the piano on opening night.

## **2.11 Bar opening night:**

Ardrossan Community Club will be running bar on opening night.

## **2.12 Ticket sales:**

2 raffle books remaining.

John Rich handed over \$20 for the sale of 1 book.

*David Harding left the meeting 3.01pm*

## **2.13 MC opening night:**

Brenda Bowman will be MC on opening night and Margie Gaisford will stand in for Brenda on the sales desk.

*David Harding returned to the meeting 3.05pm*

## **2.14 Update of Wheare Transport move on website:**

Emails have been sent to all artists involved and a notice has been put on the website advising of the move.

## **2.15 Erection of road signs:**

Complete as per 2.2.

## **2.16 Mayors Sponsorship:**

Mayor Ray and Mayoress Claudia Agnew have offered sponsorship of \$1,000.

### **2.17 Number of catalogues:**

500 catalogues will be printed, with a contingency in place in case they run short over the weekend.

### **2.18 Wireless EFTPOS:**

A wireless EFTPOS machine has been organised for the exhibition. A set of basic instructions has been requested.

Brenda has requested a receipt book for the exhibition.

**Action:** a cash pick up along with EFTPOS pick up to be organised for the Tuesday after Easter.

## **ITEM 3 FINANCE**

**3.1** Banked money for raffle: \$20.00

**3.2** Expenditure: TBA

## **ITEM 4 NEW BUSINESS**

**4.1** Running sheet for opening night:

Discussions around the format and requirements for opening night.

Steven Griffiths will present the open awards, John Sandercock will present the School awards and Mayor Ray Agnew will present the local awards at opening night.

Discussions around the school awards and vouchers.

Steven Griffith nominated to draw the raffle on opening night. Tickets are to be ready for the draw on opening night.

David will bring certificates and cheques to opening night.

## **ITEM 5 NEXT MEETING**

Wednesday 27<sup>th</sup> April 2016, 2.00pm

## **ITEM 6 CLOSE**

The meeting closed at 3.44pm

.....  
**Chairperson - Anne Eyles**

## **ACTING DIRECTOR ASSETS & INFRASTRUCTURE SERVICES**

### **IA/ITEM 4.5**

#### **1. CONSTRUCTION AND MAINTENANCE WORKS**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To provide a summary of capital and maintenance works undertaken within Assets and Infrastructure Services throughout the month preceding the April 2016 meeting of Council.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Sustainable Communities

1. Sustainable Infrastructure

Strategic Goal/s: 1.1 Provide infrastructure assets that are sustainable and safe

##### **BACKGROUND**

This report provides Council with a summary of the capital and maintenance works undertaken within Assets and Infrastructure Services throughout the month preceding the Council meeting.

##### **DISCUSSION**

- Road construction and maintenance requirements have been undertaken on the following roads aligned with 2015/16 budget lines:
  - Clinton Road Ongoing
  - Recluse Road Commenced
  - Waterloo Bay Road Completed
  - Wattle Point Road Ongoing
  - Weavers North Road Completed
- Roadside vegetation clearance activities have been completed within the Hundred of Clinton upon Reservoir Road.
- Approximately 50 Customer Service Requests (CSRs) have been addressed throughout March with activities including:
  - Attention to acts of vandalism
  - Repairs to footpaths
  - Repairs to public amenities
  - Removal of roadside rubbish
  - Repairs / replacement of signage
  - Sealed and unsealed road maintenance
- Patrol Grading is ongoing throughout the district, in line with current schedules, techniques and resources for this activity.
- Jetpatching is currently being undertaken in the north of the district.
- Attention to parks, gardens and reserves is ongoing throughout the district in accordance with available resources.

- A section of concrete retaining wall was poured in front of the Central Yorke Peninsula Hospital in preparation for the new gardens and paving of the footpath in front of the hospital.
- The Ardrossan Hall was prepared for the Yorke Peninsula Art Exhibition and signage for the Exhibition was installed on roads leading into Ardrossan.
- Maintenance activities were undertaken at the Wills Creek Conversation Park.
- A small set of stairs was constructed along the Stansbury foreshore to replace the broken concrete set at this location.
- Campground amenities were prepared for the Easter long weekend.
- Staff commenced the installation of new paving in front of the Blue Lime Café in Stansbury.
- Weed spraying was undertaken in Ardrossan, Corny Point, Edithburgh, Foul Bay, Marion Bay, Minlaton, Point Turton, Port Moorowie, Port Vincent and Stansbury.
- Additional street bins were rolled out across the district and towns received a general tidy up in preparation for the Easter long weekend.
- The following works / upgrades have been applied to our Community Wastewater Management Systems (CWMS) and Water Schemes:

#### **CWMS**

- |  |                  |
|--|------------------|
| ○ Treatment plant potable water supply and pressure upgraded | <b>Ardrossan</b> |
| ○ Irrigation tank installation completed                     | <b>Foul Bay</b>  |
| ○ Treatment Plant control switchboard upgraded               | <b>Foul Bay</b>  |
| ○ Effluent blockage on Alice Street cleared                  | <b>Maitland</b>  |
| ○ Treatment Plant irrigation tank outlet modified            | <b>Stansbury</b> |
| ○ Irrigation pumps valves replaced                           | <b>Stansbury</b> |
| ○ Irrigation system repairs                                  | <b>Stansbury</b> |

#### **Water Schemes**

- |   |                   |
|---|-------------------|
| ○ New main pressure pump electrical supply unit installed | <b>Marion Bay</b> |
|---|-------------------|
- (All CWMS and Water Schemes are monitored with water quality testing in accordance with SA Health and Environmental Protection Authority [EPA] licence conditions.)

- All township water meters were read and invoices sent out.
- A contractor was engaged to undertake septic tank pump outs in Foul Bay and letters were sent to residents advising them that this will be occurring.
- General repairs were carried out to standpipes.

### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Infrastructure Manager
- Operations Manager
- Works Manager
- Operations Coordinator



- Leading Worker Central
- Leading Worker North
- Leading Worker South
- Works Supervisor North
- Works Supervisor South

In preparing this report, the following External Parties were consulted:

- Nil

#### **POLICY IMPLICATIONS**

Nil

#### **BUDGET AND RESOURCE IMPLICATIONS**

Within capital and operations budgets

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Nil

#### **ATTACHMENTS**

None associated with this report

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **1. ENVIRONMENTAL HEALTH REPORT**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To inform Council of the activities of the Environmental Health Officer (EHO).

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.3 Meet all legislative and compliance responsibilities

##### **BACKGROUND**

This report provides Elected Members with information on matters relating to public health and food safety.

##### **DISCUSSION**

A major portion of the EHO role is the ongoing assessment of waste control applications and the inspection of work done by trade's people in installing such systems.

Routine and follow up inspections of food businesses are undertaken throughout the year. Inspections are unannounced (as far as practical) and their frequency is determined by a state-wide risk classification tool.

Development Services hosted an Environmental Health student on placement for two weeks from 22 February, 2016. The student lives in Darwin and is studying the Environmental Health course as an external student at Flinders University. He flew from Darwin and then caught the local coach service to Yorke Peninsula showing some initiative to participate in this placement.

Whilst with Council the student gained experience with:

- Wastewater applications and various types of effluent disposal systems. A number of site visits were undertaken and where plumbers were present they were able to give a detailed explanation of the installation.
- Swimming pool testing and the plant involved in the maintenance of a swimming pool. The pool operator at Maitland Area School kindly gave a tour of the pool and plant room, explaining the functions of the various pieces of equipment and daily maintenance and monitoring involved in ensuring the pool is safe for swimming.

- Infrastructure involved in wastewater treatment and drinking water supplies with Council's Infrastructure Manager.
- General public health complaints; investigation and follow up.
- Food safety.
- Planning and Building legislation and how this relates to Environmental Health issues.

On completion of his placement the student wrote a thank you letter to Council's Development Services Department, expressing his appreciation of such a substantive and informative fortnight.

## **COMMUNITY ENGAGEMENT PLAN**

Not applicable

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Director of Development Services

In preparing this report, the following External Parties were consulted:

- Nil

## **POLICY IMPLICATIONS**

Not applicable

## **BUDGET AND RESOURCE IMPLICATIONS**

Council has mandatory legislative responsibilities as identified in the 2015/2016 Annual Business Plan.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

South Australian Public Health Act 2011

Food Act 2001

South Australian Public Health (Wastewater) Regulations 2013

On-site Wastewater Systems Code

Safe Drinking Water Act 2011

Mitigation of Council's risk by ensuring legislative compliance, consistency and appropriate, suitably qualified personnel are undertaking business and regulatory functions.

## **ATTACHMENTS**

Nil

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **2. INSPECTORIAL ACTIVITY REPORT**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To inform Council of the activities of the Inspectorial Team.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.3 Meet all legislative and compliance responsibilities

##### **BACKGROUND**

This report provides Elected Members with information relating to the activities of the Inspectorial staff.

##### **DISCUSSION**

Council's Inspectors have dealt with many routine matters during the past month including illegal campers, abandoned vehicles, wandering nuisance dogs, cats and noisy dogs.

An unidentified dog was impounded after it was observed on the side of Yorke Highway near Port Clinton. A stock truck driver reported the dog missing the following day as it had fallen from the stock crate of the semi-trailer somewhere between Federation Corner and Warooka. The dog was returned to the owner after paying an impounding fee.

Four dog owners have received an Expiation Notice for keeping an unregistered dog, whilst a Maitland resident has been issued a further expiation for her dog wandering at large and keeping an unregistered dog. This person was issued with an expiation in January for a similar offence.

A Port Clinton resident was walking his dog in Kulpara street, Port Clinton when a dog rushed at them from the adjacent premises and attacked his dog. Whilst this person was trying to separate the dogs he received a puncture wound to his forearm. He then attended the Ardrossan Hospital for treatment. The owner of the attacking dog was very apologetic for the incident and reimbursed the victim for his out of pocket medical expenses. The owner of the attacking dog has been advised that Council intends to place a Control (Nuisance Dog) Order on the offending dog and that she will receive an expiation for the incident.

Routine patrols of boat ramps have been performed to ensure that users are paying to use the facilities. Five warning notices have been issued to persons for not displaying a launch ticket/permit.

Random patrols were conducted during the two recent long weekends at Gleesons Landing and Burners Beach bush camping reserves to ensure campers are paying to use

the facilities. Council Rangers have collected \$2095 in camping fees from campers who had not paid their fees prior to setting up camp.

Council Rangers routinely patrol all townships for traffic management, including foot patrols, paying particular attention to disabled parking bays and vehicles parking on yellow lines. Two drivers have been cautioned for not displaying their disabled parking permit whilst parking in a disabled parking bay.

An Edithburgh resident dumped a large amount of demolition materials on the footpath in front of his home as a result of renovations to his house. He was given a \$315 Expiation Notice for dumping the materials on the road. He subsequently removed the materials.

Burn offs have been randomly inspected to ensure permit holders are complying with the conditions of their permit. A burn off escaped at a Sandilands property, resulting in approximately 27 hectares of stubble being burnt on an adjoining property. The permit holder was issued a \$316 Expiation Notice for not having a sufficient fire break.

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Inspectorial Staff

In preparing this report, the following External Parties were consulted:

- Nil

#### **POLICY IMPLICATIONS**

Not applicable

#### **BUDGET AND RESOURCE IMPLICATIONS**

Routine inspectorial activities are contained within the 2015/16 Annual Business Plan.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Fire and Emergency Services Act 2005

Dog and Cat Management Act 1995

Local Government Act 1999

The activities undertaken by Council Rangers are based on reducing the risk of nuisance, injury, public damage and disaster to the community.

#### **ATTACHMENTS**

Nil

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **3. DEVELOPMENT APPLICATION DECISIONS**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To inform the Elected Members of Development Application decisions for the period 29 February 2016 to 1 April 2016.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Sustainable Communities  
2. Progressive and Sustainable Development  
Strategic Goal/s: 2.2 Streamlined Development Assessment Process

##### **BACKGROUND**

To keep Elected Members informed of Development Application decisions under delegated authority.

##### **DISCUSSION**

The following is a list of all Development Applications processed for the period 29 February 2016 to 1 April 2016.

##### Yorketown

|               |               |               |
|---------------|---------------|---------------|
| 544/1048/2014 | 544/1134/2014 | 544/1089/2015 |
| 544/1171/2015 | 544/1199/2015 | 544/1216/2015 |
| 544/1223/2015 | 544/1227/2015 | 544/1229/2015 |
| 544/1005/2016 | 544/1015/2016 | 544/1020/2016 |
| 544/1038/2016 | 544/1045/2016 | 544/1062/2016 |
| 544/1063/2016 | 544/1067/2016 | 544/1069/2016 |
| 544/1072/2016 | 544/1075/2016 | 544/1079/2016 |
| 544/1080/2016 | 544/1081/2016 | 544/1084/2016 |
| 544/1086/2016 | 544/1092/2016 | 544/1094/2016 |
| 544/1098/2016 |               |               |

##### Maitland

|               |               |               |
|---------------|---------------|---------------|
| 544/2255/2014 | 544/2013/2015 | 544/2038/2015 |
|---------------|---------------|---------------|

|               |               |               |
|---------------|---------------|---------------|
| 544/2154/2015 | 544/2192/2015 | 544/2260/2015 |
| 544/1003/2016 | 544/1006/2016 | 544/1019/2016 |
| 544/1026/2016 | 544/1046/2016 | 544/1047/2016 |
| 544/1058/2016 | 544/1059/2016 | 544/1060/2016 |
| 544/1087/2016 |               |               |

Land Division

544/D021/2015

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Planning & Building Officers

In preparing this report, the following External Parties were consulted:

- Nil

#### **POLICY IMPLICATIONS**

Nil

#### **BUDGET AND RESOURCE IMPLICATIONS**

Nil

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

Development Act 1993

Council's Development Plan

Development Assessment functions involve critical risk management considerations which include meeting legislative responsibilities, environmental issues, impact upon community and safety.

#### **ATTACHMENTS**

**Attachment 1:** Development Application Decisions Register

**LIST OF DEVELOPMENT APPLICATIONS & DECISIONS ISSUED BY THE ASSISTANT BUILDING SURVEYOR UNDER DELEGATION  
FOR THE PERIOD 29 FEBRUARY 2016 TO 1 APRIL 2016**

**YORKETOWN**

| Dev. App. No.                | Name & Address   | Location                                      | Proposal  | Class            | Area<br>m <sup>2</sup>  | Cost<br>\$ | Conditions<br>Planning<br>Building              | Assessment<br>/ Valuation<br>No | Decision<br>Date | Builder &<br>Licence No                    |
|------------------------------|--|---|---|------------------|-------------------------|------------|---|---------------------------------|------------------|--|
| 544/1048/2014                | R & J Murdoch<br>PO Box 11<br>WAROOKA                          | (Sec 163)<br>1726 Brutus Road<br>THE PINES    | Change of Use:<br>Dwelling to<br>Workers<br>Accommodation;<br>New Dwelling,<br>Garage UMR<br>& Verandah | 1a<br>10a<br>10a | 345<br>74<br>196        | 450,000    | Planning 6<br>Building 2                        | 115030<br>5400855000            | 2 March<br>2016  | TBA  |
| 544/1134/2014                | T Bell & L Riley-Bell<br>6 Swift Avenue<br>MELROSE PARK        | (Lot 116)<br>62 Ti-Tree Road<br>THE PINES     | New Dwelling &<br>Garage  | 1a<br>10a        | 148<br>72.84            | 60,000     | Planning 9<br>Building 3                        | 114140<br>5400848900            | 29 March<br>2016 | Andrew Tod<br>Hill<br>BLD222579            |
| 544/1089/2015<br>(STAGE ONE) | FJ Wilde<br>PO Box 310<br>WAROOKA                              | (Sec 386)<br>126 Bayview Road<br>POINT TURTON | Demolish<br>Bathroom &<br>Laundry;<br>Dwelling<br>Extension &<br>Deck Only                              | 1a<br>1a<br>10a  | 17.5<br>41<br>23.2      | 14,000     | Planning 4<br>Building 2<br>Private Certifier   | 102152<br>5400454039            | 8 March<br>2016  | TBA  |
| 544/1171/2015                | K Smith<br>35 Compass Drive<br>SEAFORD                         | (Lot 36)<br>94 Beach Road<br>COOBOWIE         | Dwelling<br>Extension   | 1a               | 102.9                   | 135,000    | Planning 4<br>Building 1<br>Private Certifier   | 214197<br>5405635509            | 15 March<br>2016 | Timothy Roehl<br>Bld237729                 |
| 544/1199/2015                | P McEvoy &<br>L Cailotto<br>22 McDonald<br>Grove<br>WEST LAKES | (Lot 200)<br>61 Beach Road<br>COOBOWIE        | Demolish<br>Existing<br>Extension;<br>New Extension   | 1a               | 28                      | 4,000      | Planning 2<br>Building 2                        | 214916<br>5405671500            | 15 March<br>2016 | L & A Cailotto<br>BLD22029                 |
| 544/1216/2015                | B & C Walker<br>44 Johns Road<br>PROSPECT                      | (Lot 15)<br>12 Dease Street<br>COOBOWIE       | Garage  | 10a              | 91.96                   | 13,275     | Planning 5<br>Building 1<br>Private Certifier   | 433128<br>5405681425            | 24 march<br>2016 | Alpha<br>Industries<br>BLD255973           |
| 544/1223/2015                | R & M Taddeo<br>18 Armagh Street<br>ATHELSTONE                 | (Lot 3)<br>39 Esplanade<br>WOOL BAY           | Two Storey<br>Dwelling,<br>Garage UMR<br>& Verandah   | 1a<br>10a<br>10a | 170.5<br>21.24<br>70.36 | 234,702    | Planning 7<br>Building Nil<br>Private Certifier | 434183<br>5405818057            | 1 March<br>2016  | Rivergum<br>Homes<br>GL113681              |
| 544/1227/2015                | K & K Richard<br>7 Merino Lane<br>MAWSONS LAKES                | (Lot 1)<br>2 Mariner Court<br>POINT TURTON    | Verandah  | 10a              | 33.17                   | 4,000      | Planning N/A<br>Building 1<br>Private Certifier | 425785<br>5401044752            | 29 Feb<br>2016   | J & S Pergola<br>Installations<br>BLD53156 |
| 544/1229/2015                | D & V Newbold<br>PO BOX 200<br>MINLATON                        | (Lot 20)<br>18 Bluff Street<br>MINLATON       | Storage Shed  | 7b               | 219.31                  | 9,800      | Planning 6<br>Building 1<br>Private Certifier   | 303974<br>5407845454            | 23 march<br>2016 | Owner Builder<br>40                        |



|               |  |  |  |                  |                  |         |   |                      |                  |   |
|---------------|--|--|--|------------------|------------------|---------|---|----------------------|------------------|---|
| 544/1005/2016 | Yorke Peninsula Council<br>PO Box 57<br>MAITLAND             | Sec 170<br>Feneley Road<br>WHITE HUT           | Board Walk                                   | 10b              | 42               | 10,000  | Planning 2<br>Building 2                      | 423590<br>5400684125 | 11 March<br>2016 | Owner Builder                                   |
| 544/1015/2016 | C & A Doudle<br>14 Lorenzo Court<br>ANGLE VALE               | (Lot 44)<br>20 Kona Crescent<br>SULTANA POINT  | New Dwelling                                 | 1a               | 141.9            | 148,002 | Planning 5<br>Building 1<br>Private Certifier | 221770<br>5406305173 | 21 March<br>2016 | Rivergum Homes<br>GL113681                      |
| 544/1020/2016 | S Nadebaum<br>C/- Post Office<br>WAROOKA                     | (Lot 17)<br>57 Feneley Road<br>WHITE HUT       | Dwelling<br>Extension,<br>Verandah &<br>Deck | 1a<br>10a<br>10a | 106<br>51<br>2.3 | 150,000 | Planning 3<br>Building 1<br>Private Certifier | 104463<br>5400651770 | 21 March<br>2016 | TBA   |
| 544/1038/2016 | C Loechel<br>20 GB Sherriff Rd<br>YORKETOWN                  | (Lot 6)<br>20 GB Sherriff Road<br>YORKETOWN    | Verandah &<br>Garage                         | 10a<br>10a       | 81<br>94         | 12,070  | Planning 6<br>Building 2                      | 425256<br>5403347802 | 8 March<br>2016  | Owner Builder                                   |
| 544/1045/2016 | D & J Ross<br>PO Box 174<br>BRIGHTON                         | (Lot 373)<br>145 Munkowurlie Rd<br>YORKETOWN   | Shipping<br>Container                        | 10a              | 29.74            | 2,640   | Planning 3<br>Building 2                      | 220996<br>5406256009 | 8 March<br>2016  | Owner Builder                                   |
| 544/1062/2016 | B & P Connerton<br>PO Box 268<br>STANSBURY                   | (Sec 196)<br>108 Adelaide Road<br>STANSBURY    | Carport                                      | 10a              | 36               | 5,264   | Planning N/A<br>Building 2                    | 209247<br>5404805300 | 10 March<br>2016 | Olympic Industries<br>GL37130                   |
| 544/1063/2016 | K Battams & M<br>Smith<br>17 Marapana Drive<br>SALISBURY NTH | (Sec 637)<br>23 Beach Road<br>COOBOWIE         | Caravan<br>Annexe                            | 1a               | 15.45            | 4,800   | Planning 2<br>Building 1                      | 214759<br>5405663500 | 24 March<br>2016 | M Lampe<br>BLD262044                            |
| 544/1067/2016 | J & V Brundell<br>PO Box 88<br>STANSBURY                     | (Lot 618)<br>14 St Vincent Street<br>STANSBURY | Carport &<br>Garage                          | 10a<br>10a       | 54<br>86.8       | 19,200  | Planning 6<br>Building 2                      | 205195<br>5404568201 | 22 March<br>2016 | Yorke town<br>Paving &<br>Concrete<br>BLD166934 |
| 544/1069/2016 | R & H Morcom<br>PO Box 106<br>STANSBURY                      | (Lot 18)<br>5 Stormbird Street<br>STANSBURY    | Garage<br>Alterations                        | 10a              | 41               | 12,000  | Planning 4<br>Building 2                      | 206300<br>5404662003 | 24 March<br>2016 | PS Harding<br>BLD177147                         |
| 544/1072/2016 | C & A Doudle<br>14 Lorenzo Court<br>ANGLE VALE               | (Lot 44)<br>20 Kona Crescent<br>SULTANA POINT  | Garage                                       | 10a              | 72               | 10,545  | Planning 5<br>Building 2                      | 221770<br>5406305173 | 24 March<br>2016 | TBA   |
| 544/1075/2016 | Synod Anglican<br>Church<br>C/- PO Box 16<br>EDITHBURGH      | (Lot 245)<br>15 Blanche Street<br>EDITHBURGH   | Verandah                                     | 10a              | 77.5             | 13,500  | Planning 2<br>Building 2                      | 210260<br>5405028004 | 29 March<br>2016 | Owner Builder                                   |
| 544/1079/2016 | C & M Waters<br>PO Box 158<br>STANSBURY                      | (Lot 20)<br>11 Karatta Crescent<br>STANSBURY   | Carport                                      | 10a              | 49.7             | 6,991   | Planning 3<br>Building 2                      | 207621<br>5404752906 | 29 March<br>2016 | TBA   |
| 544/1080/2016 | H Hendry<br>PO Box 93<br>WAROOKA                             | (Lot 9)<br>130 Bayview Road<br>POINT TURTON    | Carport                                      | 10a              | 31.2             | 3,654   | Planning N/A<br>Building 2                    | 102137<br>5400453458 | 10 March<br>2016 | TBA   |

|               |  |   |  |            |                |                    |   |                      |                  |                                      |
|---------------|--|---|--|------------|----------------|--------------------|---|----------------------|------------------|--------------------------------------|
| 544/1081/2016 | A Potter<br>45 Lutana Court<br>MITCHELL PARK | (Lot 50)<br>99 Esplanade<br>POINT TURTON                    | Replace<br>Existing<br>Pergola                 | 10a        | 33.05          | 11,990             | Planning N/A<br>Building 3                    | 103226<br>5400472000 | 11 March<br>2016 | Owner Builder                        |
| 544/1084/2016 | WK Cook & Son<br>PO Box 66<br>MINLATON       | (Sec 7) 8895B<br>Yorke Highway<br>MINLATON                  | Machinery<br>Shed                              | 7b         | 180            | 12,700             | Planning 1<br>Building Nil                    | 316117<br>5408676007 | 24 March<br>2016 | Owner Builder                        |
| 544/1086/2016 | M & J Bigg<br>PO Box 364<br>BALAKLAVA        | (Lot 4)<br>15 Musgrave Lane<br>STANSBURY                    | 2 Verandahs                                    | 10a        | 94 &<br>24.2   | 7,600              | Planning 3<br>Building 3                      | 400705<br>5406163507 | 11 March<br>2016 | Brett Dalton<br>BLD196836            |
| 544/1092/2016 | D & J Hone<br>PO Box 669<br>LITTLEHAMPTON    | (Lot 74)<br>5 Sultana Point Road<br>SULTANA POINT           | Deck<br>Extension                              | 10a        | 13             | 5,000              | Planning 3<br>Building 2<br>Private Certifier | 225177<br>5406325975 | 29 March<br>2016 | Owner Builder                        |
| 544/1094/2016 | L & S Paues<br>PO Box 1584<br>KERSBROOK      | (Lot 19)<br>13 North Coast Road<br>POINT TURTON             | Garage<br>Extension                            | 10a        | 30.25          | 4,000              | Planning 5<br>Building 2                      | 407262<br>5400786623 | 29 March<br>2016 | LP Steel<br>Fabrications<br>BLD50305 |
| 544/1098/2016 | G & M Davey<br>PO Box 27<br>YORKETOWN        | (Sec 42-43)<br>32 McEacherns<br>Beach Road<br>PORT MOOROWIE | Shipping<br>Container &<br>Garage<br>Extension | 10a<br>10a | 14.78<br>38.89 | 4,390              | Planning 4<br>Building 2                      | 220772<br>5406235005 | 11 March<br>2016 | TBA                                  |
| <b>TOTAL</b>  |  |   |  |            |                | <b>\$1,369,123</b> |   |                      |                  |                                      |

## MAITLAND

| Dev. App. No. | Name & Address                                      | Location  | Proposal   | Class                   | Area<br>m <sup>2</sup>            | Cost<br>\$ | Conditions<br>Planning<br>Building              | Assessment<br>/ Valuation<br>No | Decision<br>Date | Builder &<br>Licence No            |
|---------------|---|---|--|-------------------------|-----------------------------------|------------|---|---------------------------------|------------------|------------------------------------|
| 544/2255/2014 | J Carvosso<br>PO Box 394<br>ARDROSSAN               | (Lot 7)<br>37 Grahn Road<br>JAMES WELL          | Dwelling<br>Addition &<br>Alteration               | 1a<br>10a               | 30<br>20                          | 60,000     | Planning 3<br>Building 3<br>Private Certifier   | 413138<br>4604542351            | 3 March<br>2016  | TBA                                |
| 544/2013/2015 | P Leane &<br>B Sugars<br>16 High Street<br>UNLEY    | (Lot 37)<br>40 Marina Drive<br>PORT VINCENT     | Two Storey<br>Dwelling,<br>Garage UMR<br>& Balcony | 1a<br>10a<br>10a        | 235<br>42.8<br>6.84               | 310,000    | Planning 6<br>Building 3<br>Private Certifier   | 411298<br>5408494801            | 9 March<br>2016  | Regent Homes<br>G5811              |
| 544/2038/2015 | G & A Adams<br>RSD 17<br>MAITLAND                   | (Sec 167) 1291<br>Old Boundary Road<br>WEETULTA | New Dwelling<br>& Verandah                         | 1a<br>10a               | 221.1<br>24.7                     | 300,000    | WITHDRAWN                                       | 44891<br>4607186508             | 31 March<br>2016 | N/A                                |
| 544/2154/2015 | Yorke Peninsula<br>Council<br>PO Box 57<br>MAITLAND | (Lot 22)<br>2-8 Elizabeth Street<br>MAITLAND    | Front<br>Verandah &<br>Rear<br>Verandah            | 10a<br>10a              | 153<br>49.6                       | 55,000     | Planning Nil<br>Building 2                      | 10355<br>4601819159             | 11 March<br>2016 | TBA                                |
| 544/2192/2015 | T & J Harbutt<br>20 Sarah Court<br>HILLBANK         | (Lot 26)<br>4 South Terrace<br>ARDROSSAN        | Dwelling,<br>Garage UMR,<br>Alfresco &<br>Portico  | 1a<br>10a<br>10a<br>10a | 239.36<br>45.65<br>21.84<br>10.52 | 297,780    | Planning 2<br>Building Nil<br>Private Certifier | 430181<br>4600385256            | 8 March<br>2016  | G Wahlstedt<br>Pty Ltd<br>GL148938 |

|               |  |  |   |           |                 |                    |   |                      |                  |                          |
|---------------|--|--|---|-----------|-----------------|--------------------|---|----------------------|------------------|--------------------------|
| 544/2260/2015 | E Gray<br>PO Box 113<br>PORT VINCENT                         | (Lot 24)<br>4 Ponder Parade<br>PORT VINCENT          | Demolish<br>Existing House<br>& Carport | 1a<br>10a | 139.07<br>33.4  | 198,000            | Planning Nil<br>Building 8                    | 307207<br>5408209003 | 10 March<br>2016 | TBA                      |
| 544/1003/2016 | S Rodda<br>PO Box 286<br>MAITLAND                            | (PCE 29)<br>Walyappa Road<br>BALGOWAN                | Machinery<br>Shed &<br>Work Shop        | 7b<br>8   | 7709.8<br>188.8 | 180,000            | Planning 2<br>Building 11                     | 47456<br>4607412712  | 1 March<br>2016  | Span Lift<br>Sheds       |
| 544/1006/2016 | P & A Williams<br>PO Box 140<br>ARDROSSAN                    | (Lot 70)<br>74 Hosking Road<br>TIDDY WIDDY<br>BEACH  | Dwelling<br>Extension                   | 1a        | 18              | 14,000             | Planning 2<br>Building 3<br>Private Certifier | 6783<br>4600611305   | 11 March<br>2016 | Owner Builder            |
| 544/1019/2016 | Port Julia Progress<br>Association<br>RSD 20<br>PORT JULIA   | Julia Road & Active<br>Road Intersection             | Stone Wall &<br>Signage                 | 10b       | 3               | 4,750              | Planning 2<br>Building 1                      | 419085<br>5409999000 | 25 Feb<br>2016   | N.R. Services            |
| 544/1026/2016 | W Ansell & G<br>Wright<br>2 Cummings Cres<br>MITCHELL PARK   | (Lot 241)<br>4 Douglas Court<br>TIDDY WIDDY<br>BEACH | Verandah                                | 10a       | 25.44           | 4,500              | Planning N/A<br>Building 2                    | 411538<br>4600617168 | 15 March<br>2016 | Owner Builder            |
| 544/1046/2016 | B Davey<br>Private Bag 30<br>KADINA                          | (Sec 498)<br>479 Loveridge Road<br>KAINTON           | Implement<br>Shed                       | 7b        | 302.4           | 47,370             | Planning 4<br>Building 2                      | 43570<br>4607085002  | 3 March<br>2016  | Grant Sheds<br>BLD189717 |
| 544/1047/2016 | P Stewart &<br>W Geyer<br>47 Dudley Street<br>SEMAPHORE      | (Lot 73)<br>10 Wellington Drive<br>PORT JULIA        | Garage                                  | 10a       | 60.76           | 6,500              | Planning 4<br>Building 2                      | 428219<br>5408646140 | 10 March<br>2016 | TBA                      |
| 544/1058/2016 | R Jervois<br>4 Yardea Street<br>MAITLAND                     | (Lot 582)<br>2-4 Yardea Street<br>MAITLAND           | Pergola                                 | 10a       | 36              | 4,339              | Planning N/A<br>Building 4                    | 12054<br>4601989019  | 11 March<br>2016 | Owner Builder            |
| 544/1059/2016 | Central Yorke<br>Football Club Inc<br>PO Box 242<br>MAITLAND | PTS 385<br>Robert Street<br>MAITLAND                 | Replace<br>Existing Light<br>Towers     | 10b       | 45              | 25,000             | Planning 1<br>Building 5                      | 8961<br>4601701134   | 10 March<br>2016 | Owner<br>Builder*        |
| 544/1060/2016 | L & B Blight<br>10 McFarlane Cres<br>VALLEY VIEW             | (Lot 49) 6 Anne<br>Court<br>BALGOWAN                 | Wet area in<br>Garage                   | 10b       | 4.8             | 4,500              | Planning N/A<br>Building 2                    | 36426<br>4605076508  | 1 March<br>2016  | Owner Builder            |
| 544/1087/2016 | B Nihill<br>12 Cottonham Rd<br>BANKSIA PARK                  | (Lot 154)<br>5 Marshall Road<br>PORT VICTORIA        | Gazebo                                  | 10a       | 9               | 650                | Planning 3<br>Building 2                      | 17228<br>4603256230  | 29 March<br>2016 | Owner Builder            |
| <b>TOTAL</b>  |  |  |   |           |                 | <b>\$1,212,389</b> |   |                      |                  |                          |

## LAND DIVISION

| Dev. App. No. | Name & Address  | Location                                 | Proposal      | Conditions<br>Planning<br>Building | Assessment /<br>Valuation No | Decision Date |
|---------------|---|--|---------------|------------------------------------|------------------------------|---------------|
| 544/D021/2015 | JL Newbold Pty Ltd<br>C.- John C Bested<br>& Associates<br>362 Magil Road<br>KENSINGTON<br>PARK | (Sec 11)<br>56 Newbold Road<br>WAURALTEE | Land Division | Planning 1<br>Land Division 5      | 29058<br>4604636008          | 3 March 2016  |

## **DIRECTOR DEVELOPMENT SERVICES**

### **IA/ITEM 4.6**

#### **4. WASTEWATER SYSTEM APPLICATION DECISIONS**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To inform the Elected Members of Wastewater Application decisions for the period 29 February 2016 to 1 April 2016.

##### **RECOMMENDATION**

That the report be received.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Sustainable Communities  
2. Progressive and Sustainable Development  
Strategic Goal/s: 2.2 Streamlined Development Assessment Process

##### **BACKGROUND**

To keep Elected Members informed of Wastewater Application decisions under delegated authority.

##### **DISCUSSION**

The following is a list of all Wastewater System applications processed for the period 29 February 2016 to 1 April 2016.

##### **Maitland**

|              |              |              |
|--------------|--------------|--------------|
| 050/132/2014 | 050/063/2015 | 050/090/2015 |
| 050/099/2015 | 050/002/2016 |              |

##### **Yorke town**

|              |              |              |
|--------------|--------------|--------------|
| 050/006/2015 | 050/027/2015 | 050/121/2015 |
| 050/001/2016 | 050/004/2016 | 050/005/2016 |
| 050/013/2016 |              |              |

##### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Environmental Health Officer

In preparing this report, the following External Parties were consulted:

- Nil

## **POLICY IMPLICATIONS**

Nil

## **BUDGET AND RESOURCE IMPLICATIONS**

Nil

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

Development Act 1993

Environmental Protection Act 1993

Council's Development Plan

Wastewater System approval functions involve critical risk management considerations which include meeting legislative responsibilities, environmental issues and public health.

## **ATTACHMENTS**

**Attachment 1:** Wastewater Application Decision Register

**LIST OF WASTE CONTROL APPLICATIONS & DECISIONS ISSUED BY THE ENVIRONMENTAL HEALTH OFFICERS UNDER DELEGATION  
FOR THE PERIOD 29 FEBRUARY 2016 – 1 APRIL 2016**

**Maitland**

| <b>Septic App. No.</b> | <b>Owner</b>                                   | <b>Location</b>                                  | <b>Proposal</b>  | <b>Conditions</b> | <b>Assess. No</b> | <b>Decision Date</b> | <b>Plumber &amp; Licence No</b> |
|------------------------|--|--|------------------|-------------------|-------------------|----------------------|---------------------------------|
| 050/132/2014           | J Carvosso<br>18 Banksia Crescent<br>CRAIGMORE | (Lot 7)<br>37 Grahn Road<br>JAMES WELL           | Septic & Soakage | 11                | 413138            | 4 March 2016         | Owner Applicant                 |
| 050/063/2015           | G & A Adams<br>RSD 17<br>MAITLAND              | (Sec 167) 1291<br>Old Boundary Road<br>WEETULTA  | Septic & Soakage | WITHDRAWN         | 44891             | 31 March 2016        | Moonta Plumbing & Gas           |
| 050/090/2015           | D & B Leane<br>16 High Street<br>UNLEY         | (Lot 37)<br>40 Marina Drive<br>PORT VINCENT      | Sewer Connection | 11                | 411298            | 10 March 2016        | Moonta Plumbing & Gas           |
| 050/099/2015           | T & J Harbutt<br>20 Sarah Court<br>HILLBANK    | (Lot 26)<br>4 South Terrace<br>ARDROSSAN         | STED Connection  | 11                | 430181            | 7 March 2016         | G Wahlstedt Pty Ltd             |
| 050/002/2016           | P & A Williams<br>PO Box 140<br>ARDROSSAN      | (Lot 70)<br>74 Hosking Road<br>TIDDY WIDDY BEACH | STED Connection  | 11                | 6783              | 21 January 2016      | S Palecek                       |

**Yorke Peninsula Council**

| <b>Septic App. No.</b> | <b>Owner</b>  | <b>Location</b>                            | <b>Proposal</b>  | <b>Conditions</b> | <b>Assess. No</b> | <b>Decision Date</b> | <b>Plumber &amp; Licence No</b> |
|------------------------|---|--|------------------|-------------------|-------------------|----------------------|---------------------------------|
| 050/006/2015           | T Bell & L Riley-Bell<br>6 Swift Avenue<br>MELROSE PARK | (Lot 116)<br>62 Ti-Tree Road<br>THE PINES  | Septic & Soakage | 11                | 114140            | 29 March 2016        | Andrew Hill                     |
| 050/027/2015           | R & J Murdoch<br>PO Box 11<br>WAROOKA                   | (Sec 163)<br>1726 Brutus Road<br>THE PINES | Aerobic System   | 11                | 115030            | 2 March 2016         | Michael Cross                   |
| 050/121/2015           | R & M Taddeo<br>19 Armagh Street<br>ATHELSTONE          | (Lot 3)<br>39 Esplanade<br>WOOL BAY        | Septic & Soakage | 11                | 434183            | 29 February 2016     | Rivergum Homes                  |
| 050/001/2016           | K Smith<br>35 Compass Drive<br>SEAFORD                  | (Lot 36)<br>94 Beach Road<br>COOBOWIE      | Aerobic System   | 11                | 214197            | 15 March 2016        | Aitchison Plumbing Service      |
| 050/004/2016           | S Nadebaum<br>C/- Post Office<br>WAROOKA                | (Lot 17)<br>57 Feneley Road<br>WHITE HUT   | Septic & Soakage | 11                | 104463            | 21 March 2016        | Owner Applicant                 |

|              |  |   |                                      |    |        |               |                 |
|--------------|--|---|--------------------------------------|----|--------|---------------|-----------------|
| 050/005/2016 | C & A Doudle<br>14 Lorenzo Court<br>ANGLE VALE               | (Lot 44)<br>20 Kona Crescent<br>SULTANA POINT | Septic &<br>Soakage                  | 11 | 221770 | 21 March 2016 | Rivergum Homes  |
| 050/013/2016 | Electranet Pty Ltd<br>PO Box 7096<br>Hutt Street<br>ADELAIDE | (Lot 501)<br>HD DALRYMPLE                     | Alteration to<br>Septic &<br>Soakage | 11 | 405993 | 4 March 2016  | Owner Applicant |



# DEBATE

# AGENDA

## **CHIEF EXECUTIVE OFFICER**

### **DA/ITEM 6.1**

#### **1. MAITLAND CHILDREN'S CENTRE LEASE - REVOKE DECISION** (File Ref: 9.24.1.1)

##### **PURPOSE**

Section 21 of the Local Government (Procedures at Meetings) Regulations 2013 allows for the Chief Executive Officer to submit a report to Council recommending the revocation or amendment of a resolution passed since the last general election of the Council.

Therefore the following report is to request that Council revoke their Council decision to negotiate a lease for the Maitland Children's Centre premises, located at 15 Kilkerran Terrace Maitland, with Happy Kidz Child Care for the purposes of establishing a childcare centre due to an error in the expression of interest process undertaken.

##### **RECOMMENDATION**

That Council revoke the following decision of Council:

###### **DA/CCS/R6**

###### **MAITLAND CHILDREN'S CENTRE PREMISES RECOMMENDATION**

###### **Cr Brundell moved Cr Hoyle seconded**

That Council endorse the recommendation of the Director Corporate and Community Services to negotiate a future lease for the current Maitland Children's Centre premises to Happy Kidz Child Care.

**CARRIED 303/2015 (09/12/2015)**

##### **LINK TO STRATEGIC PLAN**

|                   |   |
|-------------------|---|
| Key Theme/s:      | Corporate Governance and Leadership<br>2. Organisational Efficiency and Resource Management |
| Strategic Goal/s: | 2.3 Meet all legislative and compliance responsibilities                                    |

##### **BACKGROUND**

The Maitland Children's Centre currently occupies premises at 15 Kilkerran Terrace, Maitland. These premises are:

- on Crown Land
- under the care and control of Yorke Peninsula Council

The Department for Education and Child Development (DECD) currently leases the premises from Council. The premises are approved for the provision of child care services for up to 48 placements incorporating long day child care, before and after school care and casual child care placements.

DECD has confirmed that the current child care operations will be relocating to the Maitland Area School, resulting in a potential business opportunity for the provision of extra child care facilities from the existing Maitland Children's Centre. This is anticipated to occur in August 2016.

Council placed an advertisement placed in the YP Country Times on Tuesday 8<sup>th</sup> September 2015, calling for Expressions of Interest (EOI) from potential child care

providers willing to establish additional day-care facilities in Maitland at the above mentioned premises.

Consequently, a recommendation was carried at the 9 December 2015 Council meeting, for the Director Corporate and Community Services to negotiate a future lease for the Maitland Children's Centre premises, to Happy Kidz Child Care.

Following the December meeting Council received a formal complaint about the process undertaken when inviting and considering the expressions of interest and the subsequent decision to negotiate a lease with Happy Kidz Child Care.

The complainant requested that their identity be kept confidential.

In accordance with Council's Complaints Policy PO147, an independent, internal investigation into the entire process was undertaken in consultation with the Chief Executive Officer.

Council's Disposal of Land and Other Assets Policy PO72 directs the manner in which Council may grant a leasehold over community land (community land means local government land as defined within the Local Government Act 1999 (the Act) and the Maitland Children's Centre is classified as community land). The policy requires Council to not only comply with its obligations under the Act relating to community land but also to comply with Council's Purchasing and Procurement Policy PO058.

The investigation found no documentation available to evidence compliance with either policy. Also, given that an open invitation had been issued inviting expressions of interest, an open tender purchasing method would have been the most appropriate method for selecting a suitable applicant to enter into a lease agreement with Council.

Legal advice determined that the best way to address the situation and ensure a fair, independent and open process was to recommence the process in accordance with the requirements of Council's Disposal of Land and Other Assets Policy and Purchasing and Procurement Policy.

## **DISCUSSION**

The open tender was advertised in the Yorke Peninsula Country Times on Wednesday 16 March 2016 and was available for download from Council's website.

Tender applications closed on 31 March 2016, and in accordance with Section 90(2) of the Local Government Act 1999, information to be received, discussed or considered in relation to the Tender to Lease the Maitland Children's Centre 149/2016, will be done so in confidence.

Before a successful applicant can be selected to Lease the Maitland Children's Centre, the existing, formal decision, as set out in the recommendation must be revoked.

## **COMMUNITY ENGAGEMENT PLAN**

The open tender was advertised in the Yorke Peninsula Country Times on Wednesday 16 March 2016 and was available for download from Council's website.

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Chief Executive Officer
- Tender Evaluation Panel

In preparing this report, the following External Parties were consulted:

- Wallmans Lawyers
- DEWNR

#### **POLICY IMPLICATIONS**

PO058 – Procurement and Purchasing Policy  
PO072 Disposal of Land and other Assets  
PO091 – Risk Management Policy  
AS 4120 – Code of Tendering

#### **BUDGET AND RESOURCE IMPLICATIONS**

Recommencing the process has impacted the organisation through

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

The Tender process is undertaken as per Council's PO058 Purchasing and Procurement Policy to ensure legislative compliance and minimise Council's exposure to risk.

#### **ATTACHMENTS**

Nil

## **CHIEF EXECUTIVE OFFICER**

### **DA/ITEM 6.1**

#### **2. MINLATON OLD SCHOOL**

(File Ref: 9.24.1.1)

##### **PURPOSE**

Correspondence has been received from the owners seeking Council's consideration to purchase 9 – 11 Second Street Minlaton.

##### **RECOMMENDATION**

That Council advise the owners that following due consideration of their offer to purchase 9 – 11 Second Street Minlaton, that Council is not in a position to purchase additional land assets and is committed to consolidating and reducing Council's property asset base in a financially sustainable manner.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.2 Efficient, effective and professional organisation

##### **BACKGROUND**

The current owners of 9 – 11 Second Street Minlaton, "the old Minlaton Primary School premises" who have owned the property for several years have tried on a few occasions previously to sell their property and have subsequently withdrawn the sale. They are currently again considering placing the property up for sale and have sought Council consideration for the purchase prior to doing so.

##### **DISCUSSION**

Correspondence has been received from Brett and Sabine Haines (copy attached) the current owners of 9 – 11 Second Street Minlaton, "the old Minlaton Primary School premises" seeking Council consideration to purchase their property. Their correspondence outlines their request that locals have suggested this local historical landmark should be preserved for the future.

Given Council's continual need to balance the aspirations of the community within available resources and the current direction of Council to consolidate its asset base, it would seem prudent for Council to advise the owners that it is not in a position to purchase the property. The Council's Strategic Direction is to decrease its building asset base and reduce its asset holdings.

The key priorities for the Council moving forward have been identified and incorporated into the Draft Strategic Management Plan which has undergone extensive community consultation and annually are included in the Annual Business Plan. These documents are driven by Community Engagement and the Long Term Financial Plan, neither of which have requested an increase to Council's asset base until this correspondence.

##### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Elected Members and Senior Staff

In preparing this report, the following External Parties were consulted:

- Brett & Sabine Haines

## **POLICY IMPLICATIONS**

Not applicable

## **BUDGET AND RESOURCE IMPLICATIONS**

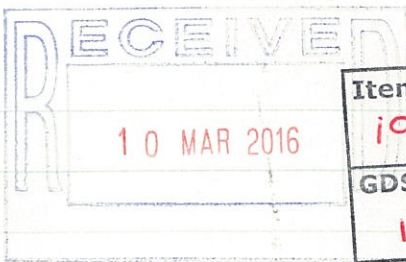
The costs associated with the purchase of the property have not been identified at this time.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

The risk associated with increased land holdings places greater impact on the Council's available resources to improve, preserve and maintain assets now and into the future.

## **ATTACHMENTS**

**Attachment 1:** Correspondence received from Brett & Sabine Haines



|   |
|---|
| Item Number   |
| 1934-2016-1   |
| GDS Number  |
| 16.36.1.1   |
| Distribution  |
| RE. - Original School.<br>9-11 Second Street.<br>municipal. |

Bress & Sabine Hames  
5 Graetz St.  
Murray Bridge 5253  
8/3/2016.

Dear Andrew,

RE. - Original School.  
9-11 Second Street.  
municipal.

We have been advised to contact you re -  
the above property.

Since purchasing the school property numerous  
locals have visited the building and related  
their school days and events in those times.  
Invariably their end comment (and others) have  
said "Council should have bought this  
building", well no one owns a crystal ball  
to look into the future - if only!

We are now considering selling the property  
and were wondering if council would  
consider preserving this local landmark.  
It is a fabulous building, structurally  
very sound, good location, ground level,  
and could have various uses for the  
community or indeed council, ie new library  
/internet, function rooms, elderly activities.  
Would you let us know of any decision  
at your earliest.

many thanks

Bress & Sabine Hames.



9-11 SECOND ST.  
MINLATON.

PURPOSE BUILT  
Circ. 1876.

1/2 acre CEN  
ALLOT.

JARVOK & PINE  
FLOORS.

NEW PLUMBING  
3 PHASE POWER





## **CHIEF EXECUTIVE OFFICER**

### **DA/ITEM 6.1**

### **3. NOMINATION LOCAL ROADS ADVISORY COMMITTEE**

(File Ref: 9.24.1.1)

#### **PURPOSE**

To seek endorsement from Council for Mayor Agnew's nomination to the Local Roads Advisory Committee.

#### **RECOMMENDATION**

That Mayor Agnew be nominated for the Local Roads Advisory Committee prior to the closing date.

#### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
1. Progressive Communities through Strategic Planning  
Strategic Goal/s: 1.1 Strong Proactive Leadership

#### **BACKGROUND**

The Local Roads Advisory Committee (LRAC) was established in 1981 by the then Minister for Transport and has the main function of advising the Minister on all matters relating to the classification of roads. The Chairperson of this committee must be a representative of Local Government.

#### **DISCUSSION**

Mayor Agnew has indicated his keen interest in nominating for the above committee to assume the role as Chairperson. Information in relation to the terms and functions of the committee are attached to this report along with Mayor Agnew's draft nomination for this role.

Therefore Mayor Agnew is now seeking Council's approval to submit his nomination prior to the closing date.

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable.

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Chief Executive Officer
- Mayor

In preparing this report, the following External Parties were consulted:

- Local Government Association

#### **POLICY IMPLICATIONS**

Not applicable

#### **BUDGET AND RESOURCE IMPLICATIONS**

The costs associated with Mayor Agnew's appointment will be the responsibility of the Council and no remuneration or expenses are recoverable from the State Government.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Not applicable

#### **ATTACHMENTS**

**Attachment 1:** LGA Circular 11.1 and Mayor Agnew's draft nomination



**Local Government Association  
of South Australia**



၂၄၂၀၀၀၀၀



Send: 512

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Nominations are sought for the Local Roads Advisory Committee - Circular 11.1

To **Chief Executive Officer**  
**Elected Members**  
**Planning - Building Staff**  
**Policy and Strategic Planning Staff**

Date 10 March 2016

**Contact** **David Hitchcock**  
Email: [david.hitchcock@lga.sa.gov.au](mailto:david.hitchcock@lga.sa.gov.au)

Response Yes  
Required

Respond By 18 April 2016

**Summary** The Hon. Stephen Mullighan MP, Minister for Transport and Infrastructure has requested that an LGA representative be nominated for the Committee who will assume the role of Chairperson. Nominations close 18 April 2016.

The Local Roads Advisory Committee (LRAC) was established in 1981 by the then Minister for Transport and currently has the main function of advising the Minister on all matters relating to the classification of roads in South Australia. The Minister for Transport and Infrastructure is responsible for appointing members to the Committee, which comprises:

- the Chairperson, who is the nominee of the Local Government Association of SA;
- a representative for the Minister of Transport and Infrastructure - currently Mr Don Hogben, General Manager, Planning and Transport Policy; and
- a representative for the Minister for Local Government - currently Mr Peter Ilee, Executive Officer, SA Local Government Grants Commission.

It should be noted that in the past, the outgoing Chairperson would approach a suitable candidate from local government (usually the LGA) and then make a recommendation to the Minister.

Under the Committee's Terms of Reference, the Chairperson is the nominated representative of the LGA and is appointed by the Minister for Transport and Infrastructure. There is no specified term for appointments to the Committee.

No formal or specific qualifications are required. However, a high level understanding of local government, including the role and funding of local roads, is important.

No specific industry experience or key expertise is required. However, a high level understanding of issues affecting both State and Local governments is important. Extensive experience and knowledge of local road matters, particularly regarding the road classification system in SA is also important.

In addition, the Chairperson should be experienced in chairing committees and have the ability to interact with both state and local government personnel at the senior level. Please use the Part B form provided to apply.

The Committee meets on an adhoc basis as needed. Currently, it generally meets about twice yearly for up to two hours, but this could increase depending upon the number of road reclassification applications received by the Committee.

It should be noted that the Committee has an Executive Officer (Mr Silvio Visentin, DPTI) who provides the secretariat for the Committee. Many enquiries, particularly those relating to the 'road classification process' and other Committee business, are undertaken 'out of session' by the Executive Officer in consultation with the Chairperson.

The Committee meets at a location that is the most convenient to all members, generally in a DPTI office within the CBD.

**There is no remuneration involved for either the Chairperson or Committee Members.**

**There are no travel expenses claimable from the State Government.**

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Yorke Peninsula Council 59

LGA nominations on outside bodies will, unless determined otherwise by the LGA Board or Executive Committee, be currently

Wednesday 13th April 2016

<http://www.iga.sa.gov.au/page.aspx?c=66815>

serving council members or council staff. No more than two (2) nominees should be provided from each council.

Nominations addressing the selection criteria provided in [Part A](#) for the Local Roads Advisory Committee must be forwarded to [natasha.black@lga.sa.gov.au](mailto:natasha.black@lga.sa.gov.au) by a Council using the attached [Part B](#) by COB 18 April 2016.

The LGA Executive will consider nominations received at its meeting on Thursday 21 April 2016.

For further information please contact Mr Silvio Visentin Executive Officer, DPTI 0421 054 087 or [Silvio.Visentin@sa.gov.au](mailto:Silvio.Visentin@sa.gov.au)

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GPO Box 2693, Adelaide SA 5001 | Phone: 8224 2000 | Fax: 8232 5336 | Email: [lgasa@lga.sa.gov.au](mailto:lgasa@lga.sa.gov.au)

## PART B: Nominations to Outside Bodies



This form:

- must not exceed 2 pages;
- must be submitted by a Council; and
- must be emailed in PDF format to [lgasa@lga.sa.gov.au](mailto:lgasa@lga.sa.gov.au) Att: (Natasha Black)
- upon receipt at the LGA, will be acknowledged by return email.

**Name of Body:** Local Roads Advisory Committee

|   |  |            |              |
|---|--|------------|--------------|
| <b>COUNCIL DETAILS</b>  |  |            |              |
| Name of Council submitting the nomination   | Yorke Peninsula Council  |            |              |
| Name of person submitting this form on behalf of Council  | Name: Andrew Cameron CEO<br>Email: <a href="mailto:andrew.cameron@yorke.sa.gov.au">andrew.cameron@yorke.sa.gov.au</a><br>Telephone: 88320000 |            |              |
| <b>NOMINEE DETAILS</b>  |  |            |              |
| Name of Nominee   | Title  | First name | Surname      |
|   | Mayor  | Ray        | Agnew OAM JP |
| <input checked="checked" type="checkbox"/> Current Elected Member <input type="checkbox"/> OR <input type="checkbox"/> Current Council Officer  |  |            |              |
| Home / Postal Address   | 3708 St. Vincent Highway Stansbury 5582<br>P O Box 23 Stansbury  |            |              |
| Work Phone  | 88320007   | Facsimile: |              |
| A/H Phone   | 88524025   | Mobile:    | 0419847292   |
| Email   | <a href="mailto:mayor@yorke.sa.gov.au">mayor@yorke.sa.gov.au</a>   |            |              |
| <b>Formal qualifications:</b><br>4 years Secondary education, Minlaton High School.<br>Numerous Local Government courses including Chairing meetings, Role seminars for Mayors, Conflict of interest training for Council members, Ombudsman training, OH&S and work safe sessions, Australian Institute of Company Directors courses (AICD).   |  |            |              |
| <b>Experience:</b><br>Councillor /Deputy Chairman/Chairman/ Deputy Mayor/ Mayor since May 1983<br>Served as Deputy Chairman 4 years/ Chairman 6 years,<br>Since amalgamation of 4 Councils in 1997 Deputy Mayor Yorke Peninsula Council for 9 years<br>10 years elected Mayor Yorke Peninsula Council.  |  |            |              |
| <b>Board/Committee Experience:</b> Current LGA Board member,<br>Current long term South Australian Regional Organisation of Councils member (SAROC)<br>Current Chair Local Government Transport Advisory Panel (LGTAP)<br>Current Member LGA Research & Development Advisory Committee<br>Experience as Chairman of Central Local Government Region (CLGR)<br>LGA Board member on Road naming committee across the State.<br>L G A Roads and Transport Reference Group. |  |            |              |

## PART B: Nominations to Outside Bodies



**Key Expertise:** As Mayor for 10 years very experienced in chairing various meetings  
Chaired Yorke Peninsula Council Engineering Services committee for 20 years. Council has an extensive road network of 3,888 kms. Driving force to have all Council network of roads officially named and signposted.

**Any other comments:** Participated in National and LGA Roads and Works conferences  
Regularly represents Council at ALGA National Conferences in Canberra  
Many years of experience in chairing Council and committee meetings and keeping abreast of a vast array of local government issues across our state. Prior to RDA being formed by Federal Government secretary of the Flinders Region Area Consultative Committee (FRACC).

### Undertaking:

The LGA Board resolved in January 2015 to ensure that appointees to external Boards and Committees remain current Local Government Members or officers. If you leave Local Government for any reason during the term of your appointment, are you prepared to resign your appointment if requested to do so by the LGA?

Yes

☒

No

☐

Signature of Nominee:

*RL Agnew*

## **CHIEF EXECUTIVE OFFICER**

### **DA/ITEM 6.1**

#### **4. DELEGATIONS REGISTER** (File Ref: 9.24.1.1)

##### **INTRODUCTION**

Council has conducted an annual review of its Delegation Register, in accordance with Section 44(6) of the Local Government Act 1999. A need to update existing delegations, as a result of legislative change.

##### **RECOMMENDATION**

That having conducted its annual review of the Council's Delegations Register in accordance with Section 44(6) of the Local Government Act 1999, the Council:

#### **1. Revocations**

1.1 Hereby revokes its previous delegations to the Chief Executive Officer of those powers and functions under the following:

1.1.1 Community Titles Act 1996

1.1.2 Development Act 1993, Development (Development Plans) Amendment Act 2006 and Development Regulations 2008

1.1.3 Dog & Cat Management Act July 2013

1.1.4 Environment Protection Act 1993 and Environment Protection (Waste Management) Policy 1994

1.1.5 Expiation of Offences Act 1996

1.1.6 Fences Act 1975

1.1.7 Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005

1.1.8 Food Act 2001

1.1.9 Freedom of Information Act 1991

1.1.10 Housing Improvement Act 1940

1.1.11 Land & Business (Sale and Conveyancing) Act 1994

1.1.12 Liquor Licensing Act 1997

1.1.13 Local Government Act 1934

1.1.14 Local Government Act 1999

- 1.1.15 Natural Resources Management Act 2004, Natural Resources Management (General) Regulations 2005 and Natural Resources Management (Transitional Provisions - Levies) Regulations 2005
- 1.1.16 SA Public Health Act 2011 and Public and Environmental Health (Wastewater) Regulations 2013 and Public and Environmental Health (Legionella) Regulations 2013, Public Health (General) Regulations 2013
- 1.1.17 Roads (Opening & Closing) Act 1991
- 1.1.18 Road Traffic Act 1961 (SA), Road Traffic (Miscellaneous) Regulations 2014 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014
- 1.1.19 Safe Drinking Water Act 2012
- 1.1.20 Supported Residential Facilities Act 1992 & Regulations 2009
- 1.1.21 Unclaimed Goods Act 1987
- 1.1.22 Water Industry Act 2012 and Water Industry Regulations 2012
- 1.1.23 Work Health and Safety Act 2012
- 1.1.24 Real Property Act 1886
- 1.1.26 Strata Titles Act 1988
- 1.1.27 Heavy Vehicle National Law (South Australia) Act 2013
- 1.1.28 Burial and Cremation Act 2013 and Burial and Cremation Regulations 2014
- 1.1.29 Permits and Penalties By-Law
- 1.1.30 Local Government Land By-Law
- 1.1.31 Roads By-Law
- 1.1.32 Moveable Signs By-Law
- 1.1.33 Nuisances Caused by Building Sites By-Law
- 1.1.34 Port Vincent Marina By-Law
- 1.1.35 Dogs and Cats By-Law 2013

## **2. Delegations made under Local Government Act 1999**

- 2.1 In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Acts and specified in the proposed Instruments of Delegation contained in the Annexures to this report are hereby delegated this 13<sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer, or any person acting in the position of Chief Executive Officer, subject to the conditions and or limitations specified herein or in the Schedule of Conditions in the proposed Instruments of Delegation;



|        |   |
|--------|---|
| 2.1.1  | Community Titles Act 1996   |
| 2.1.2  | Development Act 1993, Development (Development Plans) Amendment Act 2006 and Development Regulations 2008   |
| 2.1.3  | Dog & Cat Management Act July 2013  |
| 2.1.4  | Environment Protection Act 1993 and Environment Protection (Waste Management) Policy 1994   |
| 2.1.5  | Expiation of Offences Act 1996  |
| 2.1.6  | Fences Act 1975   |
| 2.1.7  | Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005   |
| 2.1.8  | Food Act 2001   |
| 2.1.9  | Freedom of Information Act 1991   |
| 2.1.10 | Housing Improvement Act 1940  |
| 2.1.11 | Land & Business (Sale and Conveyancing) Act 1994  |
| 2.1.12 | Liquor Licensing Act 1997   |
| 2.1.13 | Local Government Act 1999   |
| 2.1.14 | Natural Resources Management Act 2004, Natural Resources Management (General) Regulations 2005 and Natural Resources Management (Transitional Provisions - Levies) Regulations 2005                     |
| 2.1.15 | SA Public Health Act 2011 and Public and Environmental Health (Wastewater) Regulations 2013 and Public and Environmental Health (Legionella) Regulations 2013, Public Health (General) Regulations 2013 |
| 2.1.16 | Roads (Opening & Closing) Act 1991  |
| 2.1.17 | Road Traffic Act 1961 (SA), Road Traffic (Miscellaneous) Regulations 2014 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014                                       |
| 2.1.18 | Safe Drinking Water Act 2012  |
| 2.1.19 | Supported Residential Facilities Act 1992 & Regulations 2009  |
| 2.1.20 | Unclaimed Goods Act 1987  |
| 2.1.21 | Water Industry Act 2012 and Water Industry Regulations 2012   |
| 2.1.22 | Work Health and Safety Act 2012   |
| 2.1.23 | Real Property Act 1886  |

|           |  |
|-----------|--|
| 2.1.24    | Strata Titles Act 1988   |
| 2.1.25    | Heavy Vehicle National Law (South Australia) Act 2013  |
| 2.1.26    | Burial and Cremation Act 2013 and Burial and Cremation Regulations 2014  |
| 2.1.27    | Permits and Penalties By-Law 2013  |
| 2.1.28    | Local Government Land By-Law 2013  |
| 2.1.29    | Roads By-Law 2013  |
| 2.1.30    | Moveable Signs By-Law 2013   |
| 2.1.31    | Nuisances Caused by Building Sites By-Law 2013   |
| 2.1.32    | Port Vincent Marina By-Law 2013  |
| 2.1.33    | Dogs and Cats By-Law 2013  |
| 2.2       | Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instruments of Delegation.  |
| <b>3.</b> | <b>Delegations made under the Development Act 1993</b>   |
| 3.1       | In exercise of the powers contained in Section 20 and 34(23) of the Development Act 1993, the powers and functions under the Development Act 1993, Development (Development Plans) Amendment Act 2006 and the Development Regulations 2008 contained in the proposed Instrument of Delegation annexed to the Report dated 13 <sup>th</sup> April 2016 and entitled Delegations Register are hereby delegated this 13 <sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer, or any person acting in the position of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Development Act 1993. |
| 3.2       | Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Development Act 1993.  |
|           | The powers and functions that have been delegated to the Council's Development Assessment Panel are contained within the CDAP Delegations Policy PO127 which was endorsed by Council at the 21 <sup>st</sup> January 2015 Council meeting.   |
| <b>4.</b> | <b>Delegations made under Food Act 2001</b>  |
| 4.1       | In exercise of the powers contained in Section 91 of the Food Act 2001, the powers and functions under the Food Act 2001 contained in the proposed Instrument of Delegation annexed to the Report dated 13 <sup>th</sup> April 2016 and entitled Delegations Register are hereby delegated this 13 <sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer, or any person acting in the position of Chief Executive Officer, ('the head of the enforcement agency' for the purposes of the Food Act 2001), subject to the conditions or limitations indicated herein or in the Schedule  |

of Conditions contained in the proposed Instrument of Delegation under the Food Act 2001.

- 4.2 Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Food Act 2001.

**5. Delegations made under Public and Environmental Health Act 1987**

*Deliberately left blank*

**6. Delegations made under Supported Residential Facilities Act 1992**

- 6.1 In exercise of the power contained in Section 9 of the Supported Residential Facilities Act 1992, the powers and functions under the Supported Residential Facilities Act 1992 contained in the proposed Instrument of Delegation annexed to the Report dated 13<sup>th</sup> April 2016 and entitled Delegations Register are hereby delegated this 13<sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer or any person acting in the position of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Supported Residential Facilities Act 1992.

- 6.2 Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Supported Residential Facilities Act 1992.

**7. Authorisations and Subdelegation under the Road Traffic Act 1961**

- 7.1 In accordance with the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for Transport and Infrastructure (the 'Instrument') the Council authorises the following person(s) pursuant to Clause A.7 of the Instrument to endorse Traffic Impact Statements for the purposes of Clause A of the Instrument provided that such person(s) shall take into account the matters specified in Clause A.7 of the Instrument in respect of Traffic Impact Statements:

Trevor Graham - Director Assets & Infrastructure Services

Roy Dick - Works Manager

Stephen Goldsworthy - Operations Manager

Nicholas Hoskin - Operations Coordinator

- 7.2 In accordance with Clause A.7 of the Instrument, the Council is of the opinion that the following person(s) is/are experienced traffic engineering practitioner(s) for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the Instrument:

Trevor Graham (Director Assets & Infrastructure Services)

Roy Dick (Works Manager)

Stephen Goldsworthy (Operations Manager)

Nicholas Hoskin (Operations Coordinator)

- 7.3 In exercise of the power contained in, and in accordance with, Clause G.1 of the Instrument, the power contained in Section 33(1) of the Road Traffic Act 1961 and delegated to the Council pursuant to Clause G of the Instrument and contained in the proposed Instrument of Subdelegation annexed to the Report dated 13<sup>th</sup> April 2016 and entitled Delegations Register is hereby sub-delegated this 13<sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer or any person acting in the position of Chief Executive Officer, of the Council subject to:

- (i) the conditions contained in the Instrument; and
- (ii) any conditions contained in this Resolution or in the Instrument of Subdelegation.; and
- (iii) the creation of a separate instrument in writing reflecting such subdelegation under the Instrument and this Resolution.

- 7.4 In accordance with Clause E.2 of the Instrument, the Council is of the opinion that the following person(s) has (have) an appropriate level of knowledge and expertise in the preparation of traffic management Plans:

Trevor Graham (Director Assets & Infrastructure Services)

Roy Dick (Works Manager)

Stephen Goldsworthy (Operations Manager)

Nicholas Hoskin (Operations Coordinator)

Dwayne Werfel (Works Supervisor North)

Guido Varricchio (Works Supervisor South)

Jason Coe (Leading Worker Central)

Michael Wuttke (Leading Worker North)

Stuart Heinrich-Smith (Leading Worker South)

Phil Herrmann (Senior Compliance Officer)

## **8. Delegations under Safe Drinking Water Act 2011 (of enforcement agency)**

- 8.1 In exercise of the power contained in Section 43 of the Safe Drinking Water Act 2011 the powers and functions of the Council as a relevant authority under the Safe Drinking Water Act 2011 contained in the proposed Instrument of Delegation annexed to the Report dated 13<sup>th</sup> April 2016 and entitled Delegations Register are hereby delegated this 13<sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer or any person acting in the position of Chief Executive Officer, subject to the conditions or limitations indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Safe Drinking Water Act 2011.

8.2 Such powers and functions may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation under the Safe Drinking Water Act 2011.

## **9. Delegation under Council By-Laws**

9.1 In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following By-Laws and specified in the proposed Instruments of Delegation for By-Laws contained in the Annexures to this report are hereby delegated this 13<sup>th</sup> day of April 2016 to the person occupying the office of Chief Executive Officer, or any person acting in the position of Chief Executive Officer, subject to the conditions and or limitations specified herein or in the Schedule of Conditions in the proposed Instruments of Delegation for the By-Laws:

9.1.1 Permits and Penalties By-Law 2013

9.1.2 Local Government Land By-Law 2013

9.1.3 Roads By-Law 2013

9.1.4 Moveable Signs By-Law 2013

9.1.5 Dogs & Cats By-Law 2013

9.1.6 Nuisances Caused By Building Sites By-Law 2013

9.1.7 Port Vincent Marina By-Law 2013

9.2 The Chief Executive Officer is authorised to sub-delegate these powers to other employees of the Council as the Chief Executive Officer considers fit and in accordance with the relevant legislation unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instruments of Delegation for the By-Laws.

## **COMMENT**

Section 44 of the Local Government Act 1999 ("the Act") provides that the Council may delegate a power or function vested or conferred under this or another Act. Some other Acts also contain a specific power of delegation. The Act requires that the Council review the delegations made once in each financial year.

Under Section 101 of the Act also allows the Chief Executive Officer to delegate (or sub-delegate) a power or function vested or conferred in or on the Chief Executive Officer. A delegation made by the Chief Executive Officer can be made to an employee of the Council or to the employee for the time being occupying a particular office or position, a committee comprising employees of the Council, or an authorised person.

The Local Government Association delegations templates have been utilised to review the delegations register.

A copy of the associated annexures, listing the specific powers and functions that may be delegated will be available for viewing in hard copy at the Council meeting.

All Authorised Officer and/or Authorised Person appointments continue to remain valid.

## **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Burial and Cremation Act 2013  
Burial and Cremation Regulations 2014  
Community Titles Act 1996  
Council By-laws 2013  
Food Act 2001  
Supported Residential Facilities Act 1992  
Development Act 1993  
Development Regulations 2008  
Development (Development Plans) Amendment Act 2006  
Dog and Cat Management Act 2013  
Environment Protection Act 1993  
Environment Protection (Waste Management) Policy 1994  
Expiation of Offences Act 1996  
Fences Act 1975  
Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005  
Freedom of Information Act 1991  
Heavy Vehicle National Law (South Australia) Act 2013  
Housing Improvement Act 1940  
Land and Business (Sale and Conveyancing) Act 1994  
Liquor Licensing Act 1997  
Local Government Act 1999  
Natural Resources Management (General) Regulations 2005  
Natural Resources Management (Transitional Provisions – Levies) Regulations 2005  
Natural Resources Management Act 2004  
Real Property Act 1886  
Road Traffic Act 1961  
Road Traffic Act 1961 (SA), Road Traffic (Miscellaneous) Regulations 1999 and Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 1999  
Roads (Opening and Closing) Act 1991  
Safe Drinking Water Act 2011  
Safe Drinking Water Act 2011 (of enforcement agency)  
South Australian Public Health (Legionella) Regulations 2013  
South Australian Public Health (Wastewater) Regulations 2013  
South Australian Public Health (General) Regulations 2013  
South Australian Public Health Act 2011  
Strata Titles Act 1988  
Unclaimed Goods Act 1987  
Water Industry Act 2012 and Water Industry Regulations 2012  
Work Health and Safety Act 2012  
Applicable to various objectives contained in the Strategic and Corporate Plan 2012 – 2015  
PO91 Risk Management Policy

## **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

It is essential that Council has updated and appropriate delegations in place to ensure Council's risk is mitigated by ensuring legislative compliance, consistency and appropriate, suitably qualified personnel are undertaking these business and regulatory functions.

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **1. FINANCIAL REPORT 31<sup>st</sup> MARCH 2016**

(File Ref: 9.24.1.1)

#### **PURPOSE**

For Council to receive the financial report and review of capital projects as at 31<sup>st</sup> March 2016.

#### **RECOMMENDATION**

That Council receive the financial reports as at 31<sup>st</sup> March 2016.

#### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.1 Financially sustainable organisation

#### **BACKGROUND**

A Financial Report and a Capital Projects Report detailing projects over \$50,000 is presented by Finance staff to monthly Council meetings. These reports encompass results to the end of each calendar month preceding each scheduled Council meeting.

#### **DISCUSSION**

The attached financial reports are submitted with the following qualifications and comments:

- Actuals included in the reports are as incurred at close of business on the last day of the month being reported and may be subject to balance day adjustments – any such adjustments will be incorporated in the following monthly report.
- The reports do not include year-end income and expense accruals.

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Corporate Management Team
- Acting Manager Financial Services
- Operations Manager
- Works Manager
- Corporate Services Officer
- Infrastructure Manager
- Manager Business and Public Relations



In preparing this report, the following External Parties were consulted:

- Nil

#### **POLICY IMPLICATIONS**

PO 142 Budget Reporting and Amendment Policy

#### **BUDGET AND RESOURCE IMPLICATIONS**

In conjunction with the adoption and enforcement of the Budget Reporting and Amendment Policy the Financial Report presented to Council monthly will assist in formal assessment of Council's financial position and contribute significantly to both Financial and Risk Management procedures.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

Local Government (Financial Management) Regulations 2011

Council's Strategic Plan includes clear plans to ensure better and timely reporting and improved formal control of Council's Adopted Budget and the Budget Review process.

#### **ATTACHMENTS**

**Attachment 1:** Uniform Presentation of Finances at 31<sup>st</sup> March 2016

**Attachment 2:** Capital Projects Report for Council at 31<sup>st</sup> March 2016 (Projects over \$50,000)

## Yorke Peninsula Council

### Uniform Presentation of Finances as at 31st March 2016

|   |                  |
|---|------------------|
| Income  | -\$25,808        |
| Less Expenses   | \$14,420         |
| <b>Operating Deficit before Capital Amounts</b>                   | <b>-\$11,388</b> |
| <b>Less Net Outlays on Existing Assets</b>                        |                  |
| Capital Expenditure on renewal and replacement of Existing Assets | \$2,964          |
| Less Depreciation, Amortisation and Impairment                    |                  |
| Less Proceeds on Sale of Assets                                   | -\$384           |
|   | <b>\$2,580</b>   |
| <b>Less Net Outlays on New and Upgraded Assets</b>                |                  |
| Capital Expenditure on New and Upgraded Assets                    | \$2,707          |
| Less Amounts received specifically for New and Upgraded Assets    | -\$1,426         |
|   | <b>\$1,281</b>   |
| <b>NET(LENDING) / BORROWING FOR FINANCIAL YEAR</b>                | <b>\$(7,527)</b> |

| 2015/16<br>YTD Actuals<br>\$'000 |
|----------------------------------|
|                                  |
| -\$25,808                        |
| \$14,420                         |
| <b>-\$11,388</b>                 |
|                                  |
| \$2,964                          |
| -\$384                           |
| <b>\$2,580</b>                   |
|                                  |
| \$2,707                          |
| -\$1,426                         |
| <b>\$1,281</b>                   |
|                                  |
| <b>\$(7,527)</b>                 |

| 2015/16 Full Year<br>Adopted Budget<br>\$'000 | 2015/16 Full Year<br>Budget Revisions<br>\$'000 | 2015/16 Full Year<br>Revised Budget<br>\$'000 |
|---|---|---|
|   |   |   |
| -\$26,699                                     | -\$165  | -\$26,864                                     |
| \$29,450                                      | \$258   | \$29,708                                      |
| \$2,751                                       | \$93  | \$2,844                                       |
|   |   |   |
| \$7,707                                       | \$504   | \$8,211                                       |
| -\$8,700                                      | \$0   | -\$8,700                                      |
| -\$377  | \$0   | -\$377  |
| -\$1,370                                      | \$504   | -\$866  |
|   |   |   |
| \$3,479                                       | \$2,127   | \$5,606                                       |
| -\$2,310                                      | -\$1,305  | -\$3,615                                      |
| \$1,169                                       | \$822   | \$1,991                                       |
|   |   |   |
| \$2,550                                       | \$1,419   | \$3,969                                       |

2015/2016 Capital Budget  
Projects Over \$50,000

|  | New                | Renewal            | Scheduled Start | Scheduled Finish | Spent To Date      |                    | % Physically Complete | Reviewed<br>Y/N |
|--|--------------------|--------------------|-----------------|------------------|--------------------|--------------------|-----------------------|-----------------|
|  |                    |                    |                 |                  | New                | Renewal            |                       |                 |
| <b>Buildings</b>                               | <b>\$713,789</b>   | <b>\$955,900</b>   |                 |                  | <b>\$271,153</b>   | <b>\$148,862</b>   |                       |                 |
| Maitland Hall - Concrete Cancer                |                    | \$282,990          | Nov-15          | Jun-16           |                    | \$112,263          | 90.00%                | Y               |
| Office Expansion Project (New)                 | \$118,789          | \$25,000           | Jul-15          | May-16           | \$114,467          | \$0                | 98.00%                | Y               |
| Port Vincent Caravan Park - New Cabins         | \$200,000          |                    | Apr-16          | Sep-16           | \$2,610            |                    | 10.00%                | Y               |
| Port Vincent Caravan Park - Oz Shacks          | \$95,000           |                    | Aug-15          | Dec-15           | \$96,568           |                    | 100.00%               | Y               |
| Point Turton Caravan Park - New Cabins         | \$200,000          | \$200,000          | Jul-15          | Dec-16           | \$7,525            | \$0                | 10.00%                | Y               |
| Marion Bay Caravan Park - New Cabins           |                    | \$350,000          | Jul-15          | Jun-16           |                    | \$0                | 30.00%                | Y               |
| <b>CWMS</b>                                    | <b>\$87,860</b>    | <b>\$143,000</b>   |                 |                  | <b>\$29,707</b>    | <b>\$72,786</b>    |                       |                 |
| <b>Water</b>                                   | <b>\$27,000</b>    | <b>\$0</b>         |                 |                  | <b>\$21,749</b>    | <b>\$0</b>         |                       |                 |
| <b>Transportation</b>                          | <b>\$2,695,072</b> | <b>\$5,237,301</b> |                 |                  | <b>\$1,024,363</b> | <b>\$1,195,225</b> |                       |                 |
| S2 Rubble Raising                              | \$200,000          |                    | Jul-15          | Jun-16           | \$111,033          |                    | 10.00%                | N               |
| S3 Reseals                                     |                    | \$122,000          | Jul-15          | Jun-16           |                    | \$93,928           | 100.00%               | N               |
| S6 McCauley Road                               |                    | \$116,752          | Dec-15          | Jun-16           |                    | \$29,192           | 0.00%                 | Y               |
| S8 Nalyappa Road                               |                    | \$129,510          | Aug-15          | Apr-16           |                    | \$108,695          | 100.00%               | Y               |
| S9 North South Road                            |                    | \$111,398          | Apr-16          | Jun-16           |                    | \$0                | 0.00%                 | Y               |
| S11 Saint Road                                 |                    | \$101,002          | Sep-15          | Apr-16           |                    | \$89,863           | 100.00%               | Y               |
| S14 McFarlane Road                             |                    | \$76,800           | Aug-15          | Sep-15           |                    | \$55,575           | 100.00%               | N               |
| S16 Brutus Road                                |                    | \$178,622          | Sep-15          | Nov-15           |                    | \$173,276          | 100.00%               | Y               |
| S18 Daly Head Road                             |                    | \$206,106          | Oct-15          | Dec-15           |                    | \$207,369          | 100.00%               | Y               |
| S19 Dump Road                                  |                    | \$134,437          | Apr-16          | May-16           |                    | \$0                | 0.00%                 | Y               |
| S20 Old Coast Road                             |                    | \$152,316          | May-16          | Jun-16           |                    | \$0                | 0.00%                 | Y               |
| S21 Old Port Vincent Road                      |                    | \$167,749          | May-16          | Jun-16           |                    | \$0                | 0.00%                 | Y               |
| S22 Recluse Road                               |                    | \$85,375           | Mar-16          | Apr-16           |                    | \$1,767            | 0.00%                 | Y               |
| S23 South Coast Road                           |                    | \$243,867          | Jul-15          | Sep-15           |                    | \$247,441          | 100.00%               | Y               |
| S25 Wattle Point Road                          |                    | \$80,564           | Mar-16          | May-16           |                    | \$36,916           | 40.00%                | Y               |
| S27 Clinton Road (subject to funding approval) | \$2,248,000        |                    | Oct-15          | Apr-16           | \$781,504          |                    | 45.00%                | Y               |
| S30 Transport acceleration                     |                    | \$2,901,760        | TBA             | TBA              |                    | \$0                | 0.00%                 | Y               |
| E1 Harmer Road                                 |                    | \$88,996           | Apr-16          | Jun-16           |                    | \$0                | 0.00%                 | N               |
| E3 Weavers Road North                          |                    | \$111,660          | Feb-16          | Apr-16           |                    | \$106,827          | 100.00%               | N               |
| E5 Fourth Street, Arthurlton                   | \$80,003           |                    | Mar-16          | Apr-16           | \$13,191           |                    | 0.00%                 | Y               |
| E8 Bramley Road, Edithburgh                    | \$79,069           |                    | Oct-15          | Dec-15           | \$76,702           |                    | 100.00%               | N               |
| E10 Cutline Road                               |                    | \$67,322           | Jun-16          | Jun-16           |                    | \$24               | 0.00%                 | N               |
| E13 Footpath - Elizabeth Street, Maitland      | \$50,000           |                    | Aug-15          | May-16           | \$30,909           |                    | 100.00%               | Y               |
| E18 Polkinghorne Road                          |                    | \$89,997           | Jul-15          | Jun-16           |                    | \$9,265            | 25.00%                | Y               |

**2015/2016 Capital Budget  
Projects Over \$50,000**

|  | New                | Renewal            | Scheduled Start | Scheduled Finish | Spent To Date      |                    | % Physically Complete | Reviewed<br>Y/N |
|--|--------------------|--------------------|-----------------|------------------|--------------------|--------------------|-----------------------|-----------------|
|  |                    |                    |                 |                  | New                | Renewal            |                       |                 |
| <b>Plant</b>   | <b>\$175,000</b>   | <b>\$1,484,000</b> |                 |                  | <b>\$140,400</b>   | <b>\$1,348,353</b> |                       |                 |
| Construction Grader  |                    | \$385,000          | Aug-15          | Dec-15           |                    | \$378,000          | 100.00%               | Y               |
| Front End Loader - Northern Construction                                 |                    | \$298,000          | Aug-15          | Nov-15           |                    | \$297,000          | 100.00%               | Y               |
| Front End Loader - Southern Construction                                 |                    | \$247,000          | Aug-15          | Mar-16           |                    | \$297,000          | 100.00%               | Y               |
| Works Vehicles   |                    | \$128,000          | Jul-15          | Jun-16           |                    | \$110,145          | 100.00%               | N               |
| Admin Vehicles   |                    | \$396,000          | Jul-15          | Jun-16           |                    | \$247,387          | 70.00%                | N               |
| 12 Tonne Vibrating Roller  | \$175,000          |                    | Aug-15          | Nov-15           | \$140,400          |                    | 100.00%               | Y               |
| Trade Ins  |                    | \$377,000          |                 |                  |                    |                    |                       |                 |
| <b>Stormwater</b>  | <b>\$185,560</b>   | <b>\$0</b>         |                 |                  | <b>\$3,060</b>     | <b>\$0</b>         |                       |                 |
| Stormwater - Yorketown Consultancy                                       | \$118,060          |                    | Jul-15          | Jun-16           | \$0                |                    | 0.00%                 | Y               |
| <b>Other Assets</b>  | <b>\$1,707,675</b> | <b>\$390,236</b>   |                 |                  | <b>\$1,202,917</b> | <b>\$199,326</b>   |                       |                 |
| Walk the Yorke - as per Funding Agreement (400k Grant Funding)           | \$832,708          |                    | Jul-15          | Feb-16           | \$843,021          | \$4,676            | 100.00%               | Y               |
| Point Turton CP Cabin Furnishings Rejuvenation (10 Cabins) - High        |                    | \$65,000           | Aug-15          | Dec-15           |                    | \$64,539           | 100.00%               | Y               |
| Marion Bay CP Fire Hose Reel System - High                               | \$60,000           |                    | Apr-16          | Jun-16           | \$0                |                    | 0.00%                 | N               |
| EDRMS System Installation  | \$175,000          |                    | Aug-15          | May-16           | \$61,211           |                    | 20.00%                | Y               |
| Council Phone System   | \$27,000           | \$50,000           | Aug-15          | Apr-16           | \$0                | \$0                | 15.00%                | Y               |
| 32 Replacement Computers (Renewal Programme)                             |                    | \$64,000           | Jan-16          | Apr-16           |                    | \$7,760            | 25.00%                | N               |
| Marion Bay Boat Ramp Feasibility Study (50% SABFAC - \$50k)              | \$100,000          |                    | Feb-16          | Jun-16           | \$0                |                    | 30.00%                | N               |
| Formby Bay Action Group - Remedial Work (\$92k less Grants etc of \$62k) | \$80,000           |                    | TBA             | TBA              | \$0                |                    | 0.00%                 | N               |
| Port Vincent Caravan Park Playground Rejuvenation                        | \$76,349           |                    | Jul-15          | Nov-15           | \$76,349           |                    | 100.00%               | Y               |
| Marion Bay Caravan Park - Playground Upgrade                             | \$23,604           | \$26,396           | Jul-15          | Jun-16           | \$23,604           | \$13,230           | 95.00%                | Y               |
| Rogues Point Seawall   | \$87,063           |                    | Jul-15          | Apr-16           | \$77,501           |                    | 95.00%                | Y               |
| <b>Land</b>  | <b>\$13,240</b>    | <b>\$0</b>         |                 |                  | <b>\$13,240</b>    | <b>\$0</b>         |                       |                 |

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **2. LONG TERM FINANCIAL PLAN PUBLIC CONSULTATION FEEDBACK**

(File Ref: 9.24.1.1)

##### **PURPOSE**

The Draft Long Term Financial Plan public consultation period closed on 15<sup>th</sup> March 2016 with a single response being received by that date.

##### **RECOMMENDATION**

That Council receive the public consultation feedback in relation to the Draft Long Term Financial Plan 2016/17 to 2025/26 and take this feedback in to consideration when endorsing the Long Term Financial Plan at its May 2016 meeting.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.1 Financially sustainable organisation

##### **BACKGROUND**

As required by the Local Government Act 1999 and the Local Government (Financial Management) Regulations 2011, Council must regularly review its Long Term Financial Plan (LTFP) in accordance with actual and budgeted financial results to be used as a tool in the decision making process. As part of this process Council consults with the community and considers all feedback prior to adoption of the revised LTFP.

##### **DISCUSSION**

The draft LTFP has been revised to take into account the results of the Audited Financial Statements for 2014/2015 and the Revised Budget for 2015/2016 following the December 2015 budget review. Revision of the LTFP ensures that the plan remains relevant and reflects the impact of the most recent decisions made by Council.

The draft LTFP also references Council's Asset Management Plans (AMP's) with the prime aim to "balance" resources available with renewal programmes calculated by these AMP's.

To comply with legislative requirements, the draft LTFP was the subject of public consultation over a period of 4 weeks, closing on 15<sup>th</sup> March 2016, via Council's website and a public notice placed in the local newspaper.

A letter was also sent to all Progress Associations in the Council area asking that they publicise, to their members, the opportunity to provide feedback to Council on the Draft Long Term Financial Plan.

Feedback from the public consultation was limited to a single response from a local community group who noted that “it seems to our group that rates, water, sewerage etc. will continue to increase. Monies for infrastructure, grants etc. will lessen.”

The response went on to advise of the groups concern that financial support may not be available in the future for projects in the community and offered their assistance with consultation, maintenance and use of member’s skills and equipment for projects identified by the group. The letter closed by thanking Council for its assistance “whenever we have asked for it in the past” and for the opportunity to comment on the Draft Long Term Financial Plan.

A copy of the letter received has been forwarded to Elected Members under separate cover for their reference.

A final draft of the LTFP will be updated to reflect 2016/2017 budget decisions taken by Council and then presented to Council at the May 2016 meeting for adoption.

## **COMMUNITY ENGAGEMENT PLAN**

Level 1 - Inform

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Chief Executive officer
- Director Corporate & Community Services
- Director Development Services
- Director Assets & Infrastructure Services
- Acting Manager Financial Services

In preparing this report, the following External Parties were consulted:

- Community

## **POLICY IMPLICATIONS**

PO142 Budget Reporting and Amendment Policy

## **BUDGET AND RESOURCE IMPLICATIONS**

In accordance with the adoption and enforcement of the Budget Reporting and Amendment Policy the Second Quarter Revised Budget Report presented to Council will assist in formal assessment of Council’s financial position and contribute significantly to both Financial and Risk Management procedures.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

Local Government (Financial Management) Regulations 2011

Council's Strategic Plan includes clear plans to ensure better and timely reporting and improved formal control of Council's Adopted Budget and the Budget Review process.

#### **ATTACHMENTS**

**Under Separate Cover** – Response to Long Term Financial Plan Public Consultation.

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **3. STANSBURY BOWLING CLUB INC. COMMUNITY LOAN APPLICATION**

(File Ref: 9.24.1.1)

##### **PURPOSE**

The Stansbury Bowling Club Inc. has submitted a request to Council seeking a Community Loan of \$180,000 over a term of ten (10) years to enable them to install a synthetic surface bowling green.

##### **RECOMMENDATION**

1. That Council approve the provision of a Community Loan to the Stansbury Bowling Club Inc. for the amount of \$180,000 for a period of ten (10) years repayable by six (6) monthly instalments in arrears; and
2. Pursuant to the provision of Section 134 of the Local Government Act 1999, the 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 \$180,000 (One Hundred and Eighty Thousand Dollars) from the Local Government Finance Authority and that the said loan shall be for a period of ten (10) years. The said loan will be for the Stansbury Bowling Club Inc. to fund the installation of a synthetic surface bowling green; and
3. The Mayor and Chief Executive Officer be authorised to sign and seal any documentation to give effect to this resolution.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.1 Financially sustainable organisation

##### **BACKGROUND**

The Stansbury Bowling Club Inc. is a local sporting club providing facilities for its members and the community as a whole. The club itself caters for a range of events, including but not limited to bowls tournaments and bingo for members and the wider community. The sporting complex as a whole also offers birthday celebrations, wedding receptions etc. in the Clubroom facilities.

##### **DISCUSSION**

The lease of the Stansbury Bowling Club expires on 31<sup>st</sup> December, 2018 with a five (5) year right of renewal, extending the lease until 1<sup>st</sup> January, 2024. If approved, the last loan repayment would be due in April 2024. A further extension of the lease on the premises to the Stansbury Bowling Club is likely on endorsement of Council.



The Stansbury Bowling Club derives a significant amount of its income from its licensed bar facilities, catering activities and from its member's subscriptions. Finance staff, have reviewed budgets and past financial statements and are satisfied the club has the financial means to fulfil the loan obligation. A copy of the loan application is attached.

Stansbury Bowling Club have also undertaken an in-depth analysis of the organisation and where their strength, weaknesses, threats and opportunities lay which adds further confidence to the long term viability of the organisation.

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Acting Manager Financial Services
- Director Corporate and Community Services

In preparing this report, the following External Parties were consulted:

- Stansbury Bowling Club Inc.

#### **POLICY IMPLICATIONS**

Complies with Council Policy PO122 Loans to Community Groups

#### **BUDGET AND RESOURCE IMPLICATIONS**

The loan application meets all eligibility criteria required by Council Policy PO122 Loans to Community Groups.

The loan repayments will be approximately \$22,016.42 per annum payable in twenty, 6 monthly instalments, in arrears, of approximately \$11,008.21 over a period of ten (10) years. The applicable interest rate for this particular borrowing is 4.0% at the time of writing this report and is not expected to vary greatly in the coming weeks.

The club has had a regular income stream over the past few years and has some cash reserves which provide Council with a high degree of assurance that the club has the ability to repay the loan. The project is also being partially funded by debentures sourced by the club from its members. These member debentures will be paid back to members over a nine (9) year period.

A budget for the period of the ten (10) year loan was also provided to staff with the loan application and this budget includes all repayments relating to the repayment of members debentures outline above. Finance staff, have reviewed this budget and past financial statements of Stansbury Bowling Club Inc. and are satisfied the club has the financial means to fulfil the loan obligation.

Council Policy PO122 recommends limiting loans to community groups to a maximum of \$1,500,000 owing at any point in time.

At the time of writing this report, the total principle balance of community loans issued was \$628,814. This amount excludes this application and a request from the Warooka Bowling Club Inc. (\$100,000) presented to this meeting for Council endorsement.

PO122 also recommends borrowings for individual loans to community groups should be between \$20,000 and \$200,000.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999

Local Government (Financial Management) Regulations 2011

#### **ATTACHMENTS**

**Attachment 1:** Loan application

**PRINCIPAL OFFICE:**  
8 Elizabeth Street, Maitland  
Telephone (08) 8832 0000

**ALL CORRESPONDENCE TO:**  
PO Box 57, MAITLAND, SA 5573  
Fax (08) 8853 2494  
Email: [admin@yorke.sa.gov.au](mailto:admin@yorke.sa.gov.au)  
Website: [www.yorke.sa.gov.au](http://www.yorke.sa.gov.au)



## APPLICATION FORM – LOANS TO COMMUNITY GROUPS

SF206

Responsible Officer: C&CS

Issue Date: 20/03/2015

Next Review Date: March 2016

Council has adopted Policy PO122 Loans to Community Groups to provide guidelines for the provision of loans to Community, Sporting and Recreational Clubs / Associations based within the area of the Yorke Peninsula Council and which may hold a lease of usage agreement over Council owned or controlled land, if appropriate. Organisations should read Policy PO122 before submitting the application form.

|    |  |   |
|----|--|---|
| 1. | Name of Organisation   | Stansbury Bowling Club Inc  |
| 2. | Number of <b>financial members</b> of your organisation  | 105   |
| 3. | Brief Description of the organisation, its aim, objectives and major activities  | Stansbury Bowling Club is a registered BowlsSA bowling club that provides competition and social bowls for club members, members of the SYP community and visitors.   |
| 4. | Address for correspondence<br>(please include both postal and email address)   | PO Box 193, Stansbury, SA 5582<br><br><a href="mailto:stansbury.bowls@gmail.com">stansbury.bowls@gmail.com</a>  |
| 5. | Contact Person / Responsible Officer<br>(please include Name & Address, Position in organisation, phone contact and email address) | Trevor Urlwin<br><br>17 Anzac Parade, Stansbury, SA 5582<br>President<br>0437066842, 88525028<br><a href="mailto:trevor.urlwin@gmail.com">trevor.urlwin@gmail.com</a> |
| 6. | Is the organisation currently Incorporated?<br>(please circle)   | Yes   |
| 7. | Project Description<br>(add additional pages if required)  | Replace two existing turf bowling greens with a single 10 rink synthetic green and carry out associated site works.   |
| 8. | Project budget<br>(attached a more detailed sheet if necessary)  |   |

83

|     |   |  |
|-----|---|--|
|     |   | <p>Green installation as per Tiger Turf quote ..... \$240,020</p> <p>Install artificial grass surrounds to new green \$12,000</p> <p>Geotechnical survey and report preparation \$5,429</p> <p>Watering system supply and installation \$22,080</p> <p>Preliminary site preparation inc. fence removal &amp; replacement, shrub replacement &amp; site restoration .....<br/>..... \$10,471</p> <p><b>Total Cost of the Project</b> <b>\$290,000</b></p> <p>Other income (Club \$50k, debentures \$60k) \$110,000</p> <p><b>Council Loan requested</b> <b>\$180,000</b></p>  |
| 9.  | Date loan funds requested (please allow adequate time for Council to consider your request) | 3 <sup>rd</sup> June 2016  |
| 10. | Please outline any in-kind contributions (eg materials, volunteers etc)                     | <p><b>Club member volunteer labour and plant</b></p> <ul style="list-style-type: none"> <li>Remove a section of the northern fence and some shrubs to provide site access and then replace both</li> <li>Remove existing light poles and lights</li> <li>Remove watering equipment from bank between existing greens</li> <li>other site preparation as specified by the contractors</li> <li>restoration of the site as required</li> </ul>   |
| 11. | Please outline how the project will benefit the community                                   | <ul style="list-style-type: none"> <li>We are a community organisation located on leased YPC property. As such our project will contribute to the YPC's <b>Strategic Management Plan, Goal 3, Outcome of reduced water use.</b></li> <li>The project will significant reduction in the club's use of water (current use during summer approx. 70kL per week, synthetic greens require less than 5kL).</li> <li>Because a synthetic greens requires very much less preparation and maintenance it will provide year round access for members and visitors.</li> <li>It will provide the opportunity to work with the Caravan Park and the Progress Association to promote Stansbury as a year-round destination for bowlers.</li> </ul> |

|     |  |  |
|-----|--|--|
|     |  | <ul style="list-style-type: none"> <li>Improved access for members for practice during the pennant competition season</li> </ul> |
| 12. | <b>PLEASE ATTACH THE FOLLOWING INFORMATION</b>   |  |
|     |  | check if attached  |
| a)  | Incorporation documentation  | <input checked="" type="checkbox"/>  |
| b)  | Copy of Committee's approval/minutes to seek loan  | <input checked="" type="checkbox"/>  |
| c)  | Organisation's Business/Management/Development Plan  | <input checked="" type="checkbox"/>  |
| d)  | Copy of audited financial statements for the past three (3) years  | <input checked="" type="checkbox"/>  |
| e)  | Budget showing organisation's ability to repay the loan  | <input checked="" type="checkbox"/>  |
| f)  | Details of Public Liability Insurance Policy and Certificate of Currency   | <input checked="" type="checkbox"/>  |
| g)  | Full details of the project and purpose for which the loan is sought – including concept plans, proposed applicant organisation's input into the project and how the project will be managed | <input checked="" type="checkbox"/>  |
| h)  | Letter confirming that the organisation will comply with Council's loan conditions as set out in PO122 Loans to Community Groups   | <input checked="" type="checkbox"/>  |
| i)  | Any other information that you think will help Council in making its decision in relation to your application  | <input checked="" type="checkbox"/>  |

Application and supporting documentation needs to be posted to:  
Yorke Peninsula Council, PO Box 57 Maitland, SA 5573 or delivered to one of Council's Offices

For further information please contact: Manager Financial Services ph: 08-8853 3800

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **4. WAROOKA BOWLING CLUB INC. COMMUNITY LOAN APPLICATION**

(File Ref: 9.24.1.1)

##### **PURPOSE**

The Warooka Bowling Club Inc. has submitted a request to Council seeking a Community Loan of \$100,000 over a term of ten (10) years to enable them to install a synthetic surface bowling green.

##### **RECOMMENDATION**

1. That Council approve the provision of a Community Loan to the Warooka Bowling Club Inc. for the amount of \$100,000 for a period of ten (10) years repayable by 6 monthly instalments in arrears; and
2. 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 \$100,000 (One Hundred Thousand Dollars) from the Local Government Finance Authority and that the said loan shall be for a period of ten (10) years. The said loan will be for the Warooka Bowling Club Inc. to fund the installation of a synthetic surface bowling green; and
3. The Mayor and Chief Executive Officer be authorised to sign and seal any documentation to give effect to this resolution.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Corporate Governance and Leadership  
2. Organisational Efficiency and Resource Management  
Strategic Goal/s: 2.1 Financially sustainable organisation

##### **BACKGROUND**

The Warooka Bowling Club is a local sporting club providing sporting and social facilities for its members and the community as a whole, in particular the bottom end community. The club itself caters for a range of events, including but not limited to bowls tournaments, social bowls for members and the wider community. The sporting complex as a whole also offers birthday celebrations, wedding receptions etc. in the Clubroom facilities.

##### **DISCUSSION**

The lease of the Warooka Bowling Club expires on the 12<sup>th</sup> November, 2016 with a twenty one (21) year right of renewal. If approved, the last loan repayment would be due in April 2024.

The Warooka Bowling Club derives a significant amount of its income from its licensed bar facilities, catering activities and from its member's subscriptions. Finance staff, have

reviewed budgets and past financial statements and are satisfied the club has the financial means to fulfil the loan obligation. A copy of the loan application is attached.

#### **COMMUNITY ENGAGEMENT PLAN**

Not applicable

#### **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Acting Manager Financial Services
- Director Corporate and Community Services

In preparing this report, the following External Parties were consulted:

- Warooka Bowling Club Inc.

#### **POLICY IMPLICATIONS**

Complies with Council Policy PO122 Loans to Community Groups

#### **BUDGET AND RESOURCE IMPLICATIONS**

The loan application meets all eligibility criteria required by Council Policy PO122 Loans to Community Groups.

The loan repayments will be approximately \$12,231.34 per annum payable in twenty (20), six (6) monthly instalments, in arrears, of approximately \$6,115.67 over a period of 10 years. The applicable interest rate for this particular borrowing, as advised by the Local Government Finance Authority, is 4.0% at the time of writing this report and is not expected to vary greatly in the coming weeks.

The club has had a regular income stream over the past few years and has some cash reserves which provide Council with a high degree of assurance that the club has the ability to repay the loan. The project is also being partially funded by debentures sourced by the club from its members, which have been secured with no interest payable. These member debentures have no time limit for repayment and will only be paid back when the funds are available.

A budget for the period of the ten (10) year loan was also provided to staff with the loan application. Finance staff, have reviewed this budget and past financial statements of the Warooka Bowling Club Inc. and are satisfied the club has the financial means to fulfil the loan obligation.

Council Policy PO122 recommends limiting loans to community groups to a maximum of \$1,500,000 owing at any point in time.

At the time of writing this report, the total principle balance of community loans issued was \$628,814. This amount excludes this application and a loan request from Stansbury Bowling Club Inc. (\$180,000) presented for endorsement at this meeting.

PO122 also recommends borrowings for individual loans to community groups should be between \$20,000 and \$200,000.

#### **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

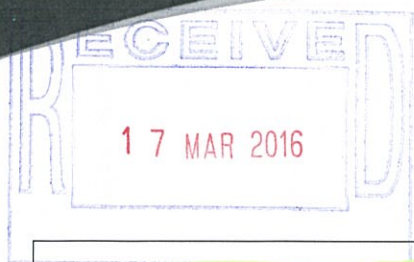
Local Government Act 1999

Local Government (Financial Management) Regulations 2011

#### **ATTACHMENTS**

**Attachment 1:** Loan application





|                                   |
|-----------------------------------|
| Item Number<br><b>2254-2016-3</b> |
| CDS Number<br><b>7.1.10.1</b>     |
| Distribution<br><b>CEB</b>        |

PRINCIPAL OFFICE:  
8 Elizabeth Street, Maitland  
Telephone (08) 8832 0000  
ALL CORRESPONDENCE TO:  
PO Box 57, MAITLAND, SA 5573  
Fax (08) 8853 2494  
Email: admin@yorke.sa.gov.au  
Website: www.yorke.sa.gov.au



## APPLICATION FORM - LOANS TO COMMUNITY GROUPS

|                              |
|------------------------------|
| SF206                        |
| Responsible Officer: C&CS    |
| Issue Date: 20/03/2015       |
| Next Review Date: March 2016 |

Council has adopted Policy PO122 Loans to Community Groups to provide guidelines for the provision of loans to Community, Sporting and Recreational Clubs / Associations based within the area of the Yorke Peninsula Council and which may hold a lease of usage agreement over Council owned or controlled land, if appropriate. Organisations should read Policy PO122 before submitting the application form.

|    |   |   |
|----|---|---|
| 1. | Name of Organisation  | WAROOKA BOWLING CLUB  |
| 2. | Number of members*/financial members of your organisation<br><small>*Cross out whichever does not apply</small>                 | 58 MALE @ FEMALE MEMBERS  |
| 3. | Brief Description of the organisation, its aim, objectives and major activities   | PLEASE REFER TO ATTACHED SHEET  |
| 4. | Address for correspondence (please include both postal and email address)   | P.O. BOX 230<br>WAROOKA 5577  |
| 5. | Contact Person / Responsible Officer (please include Name & Address, Position in organisation, phone contact and email address) | PETER DRURY Box 27<br>CORNUP POINT 5575. 0459253102<br>SECRETARY MENS FACILITY W.B.C<br>Email: hdrury1943@gmail.com   |
| 6. | Is the organisation currently Incorporated? (please circle)   | <input checked="" type="radio"/> Yes <input type="radio"/> No   |
| 7. | Project Description (add additional pages if required)  | HART BROS: REMOVAL OF GRASS/SOIL FROM BOWLING GREEN ADJACENT TO CLUB HOUSE EXCAVATE FOR DRAINAGE DITCHES CONSTRUCT BASE.<br><br>BOAG CONSTRUCTION PTY. LTD. TO WORK WITH & OVERSEE HART BROS, EXCAVATION & BACK FILLING OF BASE TO REQUIRED SPECIFICATION<br>SUPPLY & LAY SYNTHETIC GRASS ON NEWLY CONSTRUCTED BASE 38.6m x 37m |



|     |  |  |
|-----|--|--|
| 8.  | Project budget<br>(attached a more detailed sheet if necessary)  | <p>..... \$.....</p> <p>..... \$.....</p> <p>..... \$.....</p> <p>..... \$.....</p> <p>..... \$.....</p> <p>..... \$.....</p> <p><u>Total Cost of the Project</u> \$203,390.00</p> <p>Other income (grants, donations) \$103,390.00</p> <p>Council Loan requested \$100,000.00</p> |
| 9.  | Date loan funds requested (please allow adequate time for Council to consider your request)  | 20.4.2016  |
| 10. | Please outline any in-kind contributions (eg materials, volunteers etc)  | VOLUNTEERS TO PREPARE ACCESS TO SITE, AND REMOVE DITCH ENDS  |
| 11. | Please outline how the project will benefit the community  | PLEASE REFER TO ATTACHED SHEET   |
| 12. | PLEASE ATTACH THE FOLLOWING INFORMATION  |  |
|     |  | check if attached  |
| a)  | Incorporation documentation  | <input checked="" type="checkbox"/>  |
| b)  | Copy of Committee's approval/minutes to seek loan  | <input checked="" type="checkbox"/>  |
| c)  | Organisation's Business/Management/Development Plan  | <input checked="" type="checkbox"/>  |
| d)  | Copy of audited financial statements for the past three (3) years  | <input checked="" type="checkbox"/>  |
| e)  | Budget showing organisation's ability to repay the loan  | <input checked="" type="checkbox"/>  |
| f)  | Details of Public Liability Insurance Policy and Certificate of Currency   | <input checked="" type="checkbox"/>  |
| g)  | Full details of the project and purpose for which the loan is sought – including concept plans, proposed applicant organisation's input into the project and how the project will be managed | <input checked="" type="checkbox"/>  |
| h)  | Letter confirming that the organisation will comply with Council's loan conditions as set out in PO122 Loans to Community Groups   | <input checked="" type="checkbox"/>  |
| i)  | Any other information that you think will help Council in making its decision in relation to your application  | <input checked="" type="checkbox"/>  |

Application and supporting documentation needs to be posted to:  
Yorke Peninsula Council, PO Box 57 Maitland, SA 5573 or delivered to one of Council's Offices

For further information please contact: Manager Financial Services ph: 08-8853 3800  
Yorke Peninsula Council  
Council Agenda  
Wednesday 13th April 2016

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **5. FUNDING REQUEST BY PORT VINCENT PROGRESS ASSOCIATION INC.**

(File Ref: 9.24.1.1)

##### **PURPOSE**

For Council to consider a request from the Port Vincent Progress Association Inc. (PVPA) for funding equal to 25% of the gross takings per annum generated by the Council owned and managed Port Vincent Foreshore Caravan Park. This funding is required for the purpose of implementing the Port Vincent Urban Design Plan.

##### **RECOMMENDATION A**

That Council agrees to provide the Port Vincent Progress Association Inc. 25% of the annual gross takings from the Port Vincent Foreshore Caravan Park under terms and conditions to be determined by Council.

or

##### **RECOMMENDATION B**

That Council does not agree to provide the Port Vincent Progress Association Inc. 25% of the annual gross takings from the Port Vincent Foreshore Caravan Park.

##### **LINK TO STRATEGIC PLAN**

|                   |  |
|-------------------|--|
| Key Theme/s:      | Community Engagement   |
|                   | 1. Vitality and Connection   |
| Strategic Goal/s: | 1.1 Develop and facilitate ongoing partnerships and relationships with Progress Associations, Tidy Towns and other key community groups. |

##### **BACKGROUND**

In 2009 the PVPA commissioned the development of an Urban Design Framework (later known as the Urban Design Plan) for their town.

The plan outlined a number of actions and costings over a period of eight years totalling \$2.9million.

In February 2011 the PVPA presented to Council describing their plans for the implementation of the plan and seeking a financial commitment from Council, combined with their own commitment, to facilitate access to available State and Federal grant monies.

Council, in response, committed an allocation of \$50,000 in the 2011/12 budget and agreed to a dedicated allocation of \$25,000 per year, with a review after four years - Council decision 040/2011 (09/03/2011) refers. This agreement will expire on 30 June 2016.

Since 2011 Council has invested approximately \$288,000 on the Port Vincent Open Space Works and associated projects.

## DISCUSSION

The PVPA again wrote to Council in December 2015 to instigate enquiries for them to resume management of the Port Vincent Foreshore Caravan Park.

The two key factors behind this request were:-

- a) Securing an ongoing source of funding to continue implementing the Urban Design Plan; and
- b) The inequality in regard to other towns (Progress Associations) holding the lease of their respective caravan parks enabling generation of an ongoing source of revenue for reinvestment in their townships.

Representatives from PVPA were invited to present to Elected Members at the 22<sup>nd</sup> March, 2016 Council workshop.

This presentation focussed on priority works required along the foreshore, including the boardwalk from the wharf to the kiosk, upgrade of the kiosk, a new public space and shelter, an upgraded playground area and stormwater and street drainage.

The presentation pointed out that Port Vincent is an extremely popular tourist attraction and an iconic location and suggested that the town foreshore infrastructure is in need of an upgrade.

During the presentation PVPA acknowledged that the Caravan Park is currently “well run and managed” by Council and therefore requested “25% of gross takings per annum” in place of their initial request to resume control of the Park.

Based on the last three (3) years, 25% of gross takings would exceed \$230k per annum.

The table below shows estimates for this request based on the past three (3) years trading:-

|  | <b>2013/14<br/>Actuals</b> | <b>2014/15<br/>Actuals</b> | <b>2015/16<br/>Revised<br/>Budget</b> |
|--|----------------------------|----------------------------|---------------------------------------|
| <b>Income</b>                                  | \$968,630                  | \$928,108                  | \$995,000                             |
| <b>Maintenance<br/>Expenditure</b>             | \$550,959                  | \$585,969                  | \$665,242                             |
| <b>Net Profit</b>                              | <b>\$417,671</b>           | <b>\$342,139</b>           | <b>\$329,758</b>                      |
| <b>25% gross takings<br/>requested by PVPA</b> | \$242,158                  | \$232,027                  | \$248,750                             |
| <b>Revised Net Profit</b>                      | <b>\$175,513</b>           | <b>\$110,112</b>           | <b>\$81,008</b>                       |
| <b>Capital<br/>Expenditure</b>                 | <b>\$40,797</b>            | <b>\$21,948</b>            | <b>\$393,000</b>                      |

**Please note:** expenditure is inclusive of depreciation costs.

Infrastructure renewal and upgrades to facilities in caravan parks can vary greatly year to year as shown in the table above. Regular renewal and upgrades of facilities however are essential to ensure these parks remain competitive.

The \$393,000 capital investment included in the 2015/16 Revised Budget includes a new high level cabin, Oz Shacks, playground rejuvenation, cabin rejuvenation and office renovations with loans serviced by the caravan park.

Annual net profits derived from Council's owned and managed parks, after capital investment in the parks, are currently directed into Council general funds for the benefit of the Yorke Peninsula community as a whole.

Towns in the district where Progress Associations are currently the lessees of Council owned caravan parks are Ardrossan, Coobowie, Edithburgh, Port Clinton, Price and Stansbury.

## **COMMUNITY ENGAGEMENT PLAN**

Level 1 – Inform

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Manager Business and Public Relations
- Corporate Services Officer

In preparing this report, the following External Parties were consulted:

- Nil

## **POLICY IMPLICATIONS**

Nil

## **BUDGET AND RESOURCE IMPLICATIONS**

If Council resolve to provide the PVPA with revenue from the Port Vincent Foreshore Caravan Park, this will reduce Council's available funds by approximately \$230,000 annually.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Nil

## **ATTACHMENTS**

**Attachment 1:** Letter received from the Port Vincent Progress Association Inc.

**Attachment 2:** Presentation overview from the Port Vincent Progress Association Inc.

- 9 DEC 2015

Mr Andrew Cameron  
CEO  
District Council of Yorke Peninsular

4 December 2015

Re: Port Vincent Caravan Park

|                 |
|-----------------|
| Item Number     |
| 9563 - 2015 - 3 |
| GDS Number      |
| 16.64.2-4       |
| Distribution    |
| Copy to CEOEA   |

Dear Mr Cameron,

For some time the Port Vincent Progress Association has been considering approaching Council concerning re-assuming the operation of our town caravan park. To this end we have been authorised to instigate initial enquiries with you and Council.

We understand that such a task is one which needs careful consideration of all aspects including establishing a sound business model and exercising due diligence. We also appreciate the fine achievements of park staff and your administration in turning our park into one of the more successful operations of its type in the State.

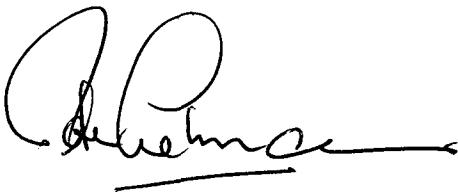
At the same time we are aware of the achievements of some of our sister towns on the peninsular in regard to their town tourist parks and the effect these achievements have had on their respective town Progress Association finances.

As you would be aware we in Port Vincent have an established Urban Development Plan, which we have been progressively implementing, but urgently require more and ongoing funding. Despite several generous grants we have been fortunate in receiving in the past and the greatly appreciated assistance of the Council, we have difficulty in proceeding with further development under the current circumstances. Without a sound and reliable funding base our town is at a distinct disadvantage compared to some sister townships.

We wish to address this inequity in the most positive manner and negotiate in a friendly, fair and equitable manner with all stakeholders including staff and the Council itself.

Accordingly, we seek your guidance and help in achieving a mutually beneficial outcome.

If you could find the time to speak with us we would greatly appreciate the opportunity. We look forward to hearing from you.



Peter Lehman  
PVPA.  
0428397600.



Julie Adams  
PVPA  
0438322451



# FUNDING OUR FUTURE

## Port Vincent the “Jewel in the Crown”



### **“The most profitable caravan park on Yorke Peninsula”**

- *Over \$9 million in revenue has been achieved over the last ten years!*
  - *Annual profit after expenses is \$340,000.*
- *To fund new works – loan repayments of about \$45,000 for 10 years at 4.4% annum fixed is still producing \$300,000 p.a. profit.*

**Funds transferred to Pt. Vincent Progress Association over the above mentioned ten years was \$184,862.83.**

**The foreshore remains a central focus for the town with its condition and function directly reflecting the health and vitality of Pt. Vincent.**

**The proposed icon projects for the town aim to physically represent the recommendations of the UDP – The town beach, the wharf and foreshore.**



## Actions for the Beach, Main Street & Wharf:



- Modification to intersection to promote shared use between vehicular and pedestrian traffic.
- Road adjusted to create table top crossing with additional pavement area for outdoor dining.
- Bollards and paving treatment for pedestrian and cyclist safety.
- Progressive planting of Norfolk Island pine trees to provide additional shade to foreshore open space.
- 'Storyline' paving to represent Port Vincent's history and create urban dynamic realm.
- Develop foreshore playground.
- Boardwalk for improved pedestrian access along foreshore



- Foreshore boardwalk from Wharf Area to Sailing Club
- Kiosk relocated and redeveloped closer to the Sailing Club to improve beach accessibility and allow for improved coastal views from both the Kiosk and Institute Building.
- New beach access stairway.
- Planting of Norfolk Island Pines to provide additional shade.
- Upgrade of footpath.
- Improvements made to road camber.
- Extension of footpath and additional landscape to create a stronger setting to the Institute Building.
- Potential establishment of Institute Building as a Museum.

Finally, the icon projects will act as catalysts for the town, seeding the foreshore with new ideas that will revitalise the town's heart and soul and reconnect the town with the bay.

The recommendations of the PVUDP report will require the continued commitment of the local community, Council and State Government.

*"The Community's enthusiasm for their town is evident!"*



## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.2**

#### **6. BRANDING OF COUNCIL MANAGED CARAVAN PARKS**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To seek endorsement from Council to commonly brand Council owned and managed caravan parks.

##### **RECOMMENDATION**

That Yorke Peninsula Council endorse the branding as provided in Attachment 1 to be used when promoting the Yorke Peninsula Council Holiday Parks.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Sustainable Communities  
3.0 Our Economy  
Strategic Goal/s: 3.1 Sustainable economic growth

##### **BACKGROUND**

Research has shown that businesses benefit from developing a brand and maintaining it as a recognisable representation of the organisation. A strong and effective brand sets businesses apart from competitors and helps to establish relationships with consumers, in turn encourages brand loyalty which cements consumers' attitudes when it comes to making spending decisions.

A number of branding attempts have been made in the past including the "YP Parks" promotion which was not continued.

Development of a common brand will provide our Council caravan parks a fresh, vibrant, modern and consistent look for both printed and digital marketing collateral and will serve to set them apart from other caravan parks operated in the district.

Yorke Peninsula Council approached Rob Wiseman from the SYP Telecentre and Nic Edmunds from Androit Creations to provide quotes for branding the caravan parks and to upgrade existing websites. The decision was made to engage Rob Wiseman, a local who has had a number of years' experience working with the caravan parks. Rob has provided a suggested logo and brand for the consideration of Council (provided as Attachment 1).

##### **DISCUSSION**

The objective is to ensure that the 'themes' would be the same across Council owned and managed caravan parks; brochures, advertising, park maps etc. so that visitors can easily identify with the image and immediately know that they are associating with a Yorke Peninsula Council Holiday Park.

It should be noted that whilst we are looking to brand Council's caravan parks to promote a corporate approach, it doesn't mean that the uniqueness or individuality of each park will be lost.

It is planned to develop a "Yorke Peninsula Council Holiday Parks" website which will be a portal for consumers to access information about our Council Holiday Parks from one landing page which will then break off to individual park pages which will be commonly themed and consistent in their layout and content.

To stay ahead in the caravan and camping market, it is important that the Council managed caravan parks are easily recognisable and provide consumers with reassurance that they are receiving a high standard of accommodation and professionalism.

This branding will be consistent throughout all five of Council's currently owned and managed parks and can be transferred across a number of marketing mediums including; park maps, park brochures, souvenirs, uniforms, signage, advertising and marketing collateral including social media style guides.

The attached logo is now submitted for endorsement.

## **COMMUNITY ENGAGEMENT PLAN**

Level 1 – Inform

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Manager Business and Public Relations
- Corporate Services Officer

In preparing this report, the following External Parties were consulted:

- Managers, Council Managed Caravan Parks

## **POLICY IMPLICATIONS**

Nil

## **BUDGET AND RESOURCE IMPLICATIONS**

All costs associated with the branding will be funded through approved 2015/16 Caravan Park advertising budgets.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Nil

## **ATTACHMENTS**

**Attachment 1:** YPC Holiday Parks Branding Logo



## **DIRECTOR DEVELOPMENT SERVICES**

### **DA/ITEM 6.4**

#### **1. MAITLAND CHILDREN'S CENTRE** (File Ref: 9.24.1.1)

##### **PURPOSE**

To seek permission to proceed with the public consultation process for redesignating a portion of community land from Category 3 Public and Community to Category 4 Business and Commercial on Councils Community Land Register, for the purpose of leasing the property as a childcare centre.

##### **RECOMMENDATION**

That Council give permission to commence the public consultation process to designate a portion of Part Section (PTS) 384 PLN 130800 Crown Record: Volume 5757 Folio 189, 15 Kilkerran Terrace, Maitland SA from Category 3 Public and Community to Category 4 Business and Commercial, on Councils Community Land Register, for the purpose of leasing the property as a childcare centre.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Sustainable Communities  
4. Economic Growth through Sustainable Industrial Development  
Strategic Goal/s: 4.3 Realise the benefits for our Community created through major industry and business growth

##### **BACKGROUND**

The Department for Education and Child Development (DECD) is vacating the Maitland Children's Services property in August 2016 and moving to new premises at the Maitland Area School.

The DECD has confirmed that the Maitland Rural Care Service, who currently is based at the Maitland Kindergarten, will also be relocating to the Maitland Area School.

##### **DISCUSSION**

Currently the Maitland Children's Services property is listed as Category 3 Public and Community Facilities, on Council's Community Land Register. The proposal to lease the premises as a childcare centre is not in accordance with Council's Community Land Management Plan for Category 3, therefore it is necessary for PTS 384 to be designated as Category 4 Business and Commercial.

Any lease offered over the property is subject to approval of an application to the Department of Environment Water and Natural Resources (DEWNR), for the consent to lease dedicated land.

A public notice for the redesignation will be advertised in the Yorke Peninsula Country Times and on Council's website.

##### **COMMUNITY ENGAGEMENT PLAN**

Community Engagement Plan Level 1 - Inform.

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Governance Officer
- Director Development Services

In preparing this report, the following External Parties were consulted:

- DEWNR

## **POLICY IMPLICATIONS**

PO057 Community Engagement Policy

PO072 Disposal of Land and other Assets

## **BUDGET AND RESOURCE IMPLICATIONS**

Not applicable

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999 Section 202 – Alienation of community land by lease or licence

## **ATTACHMENTS**

**Attachment 1:** Community Engagement Plan



# COMMUNITY ENGAGEMENT PLAN

SF215

Responsible Officer: Business Improvement Officer

Issue Date: 10th June 2015

Next Review Date: June 2019

**PROJECT NAME: COMMUNITY LAND CATEGORY REDESIGNATION  
OF THE MAITLAND CHILDRENS' CENTRE**

| Stakeholders     | Level 1<br>INFORM                | Responsibility          | Start Date | End Date  | Status | Evaluation Method   |
|------------------|----------------------------------|-------------------------|------------|-----------|--------|---|
| Entire community | Public Notice                    | Property Tenure Officer | 19/04/2016 | 9/05/2016 | NS     | Public Consultation notice for redesignation.   |
| Entire community | Website                          | Property Tenure Officer | 19/04/2016 | 9/05/2016 | NS     | Report back to Council on outcome of public consultation.   |
| Entire community | Ability to appear before Council | Property Tenure Officer | 8/06/2016  | 8/06/2016 | NS     | Elected members to make decision based on any submissions received from the public consultation process |

## **DIRECTOR CORPORATE AND COMMUNITY SERVICES**

### **DA/ITEM 6.4**

#### **2. REVOCATION OF COMMUNITY LAND – ALLOTMENT 1 AND 47 WAROOKA**

(File Ref: 9.24.1.1)

##### **PURPOSE**

To seek Council approval to revoke the community land classification over Allotments 1 and 47, Warooka, for the purpose of transferring the properties to Warooka Progress Association Inc. (Progress).

##### **RECOMMENDATION**

That Council:

1. pursuant to Section 194 (3)(b) of the Local Government Act 1999, revokes the community land classification for Allotment 47, PLN 453, 22 Brentwood Road, Warooka, Certificate of Title: Volume 5748 Folio 585 (Consulting Rooms) and Allotment 1, PLN 14529, 6 Brentwood Road, Warooka, Certificate of Title: Volume 5749 Folio 718 (Museum), for the purpose of transferring ownership of the properties to Warooka Progress Association Inc., for no monetary cost.
2. authorise the Mayor and Chief Executive Officer to sign and seal any documents in relation to the transfer of the properties.

##### **LINK TO STRATEGIC PLAN**

Key Theme/s: Community Engagement  
2. Sense of Ownership  
Strategic Goal/s: 2.2 Our communities are well informed

##### **BACKGROUND**

A recommendation was carried at the 9 December 2015 Council meeting to seek Ministerial approval for the revocation of community land classification over Allotment 47, being the Warooka Consulting Rooms, and Allotment 1 being the Warooka Museum, for the purpose of transferring ownership of the properties to Progress, for no monetary cost.

##### **DISCUSSION**

An application was submitted to the Minister for Planning seeking approval for the revocation of the properties and as a result, Ministerial approval was received. Refer to attached.

In accordance with Section 194 (3)(b) of the Local Government Act 1999, Council is required to carry a resolution to revoke the community land classification if Council wishes to proceed with the revocation.

A public notice will be advertised in the YP Country Times and Government Gazette giving notification of the revocation.

##### **COMMUNITY ENGAGEMENT PLAN**

Community Engagement Plan Level 1 – Inform

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Director Development Services

In preparing this report, the following External Parties were consulted:

- Minister for Planning

## **POLICY IMPLICATIONS**

PO057 Community Engagement Policy

PO072 Disposal of Land and other Assets

## **BUDGET AND RESOURCE IMPLICATIONS**

Transfer properties for no monetary cost.

Council 100% responsible for transfer cost of \$8,249 being –

Stamp Duty –

    Allotment 47 - \$2,655 for valuation of \$95,000

    Allotment 1 - \$ 2,690 for valuation of \$96,000

Lands Titles Office fee –

    Allotment 47 & 1 - \$652 for each = \$1,304

Legal services – approximately \$1,600

Council has a budget allocation of \$12,500 for Legal Fees associated with property transfers leaving a remainder of \$4,251 for the 2015 – 2016 budget.

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Local Government Act 1999 Section 194(2)

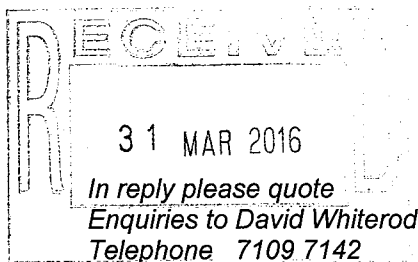
Local Government Act 1999 Section 201(1)(2)

Local Government Act 1999 Section 166 (1)(c)(j)

## **ATTACHMENTS**

**Attachment 1:** Correspondence from Department of Planning, Transport and Infrastructure





Ms Marilyn Mensforth  
Property Tenure Officer  
Yorke Peninsula Council  
PO Box 57  
MAITLAND SA 5573

|   |   |
|---|---|
| <b>Government of South Australia</b>                    |   |
| Department of Planning,<br>Transport and Infrastructure |   |
| <b>Item Number</b><br>2468-2016-4                       | <b>DEVELOPMENT DIVISION</b><br><br>Roma Mitchell House<br>136 North Terrace<br>Adelaide SA 5000<br><br>GPO Box 1533<br>Adelaide SA 5001<br><br>Telephone: 08 8303 0822<br>Facsimile: 08 8303 0849<br><br>ABN 92 366 288 135 |
| <b>GDS Number</b><br>16.16.2.1                          |   |
| <b>Distribution</b>                                     |   |
|   |   |

Dear Ms Mensforth

I write in response to your letter seeking approval for Yorke Peninsula Council's proposal to revoke the community land classification of Allotment 1 and Allotment 47 Brentwood Road, Warooka.

I have considered the information provided to me by the Council and in making my decision (under delegation from the Minister for Planning) I have taken into account the nature of the public consultation undertaken by Council.

After carefully considering the effect of the revocation on the area and the local community, I am of the opinion that, on balance, the revocation will be more positive than not in its effect. I therefore approve the Council's proposal to revoke the classification as community land of land being Allotment 1 and Allotment 47 contained within Certificates of Title Volume 5749 Folio 718 and Volume 5748 Folio 585 as outlined on the attached plan.

If the Council wishes to proceed with the revocation it will need to pass a motion to revoke the community land classification pursuant to subsection 194(3)(b) of the *Local Government Act 1999*.

Yours sincerely

Andrew McKeegan  
Chief Development Officer  
Development Division  
DEPARTMENT OF PLANNING, TRANSPORT AND INFRASTRUCTURE

24 March 2016

# CONFIDENTIAL

# AGENDA

## **DIRECTOR DEVELOPMENT SERVICES**

### **ITEM 8 - CONFIDENTIAL**

#### **1. TENDER TO LEASE THE MAITLAND CHILDREN'S CENTRE** (File Ref: 9.24.1.1)

##### **PURPOSE**

For Elected Members to consider awarding the tender to Lease the Maitland Children's Centre premises located at 15 Kilkerran Terrace Maitland for the purposes of establishing a childcare centre (tender number 149/2016).

##### **RECOMMENDATION**

###### **Section 90(3)(k) Order**

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Executive Assistant to the CEO and Mayor, the Director Development Services, Director Corporate and Community Services and Acting Director Assets and Infrastructure Services.

The Council is satisfied that, pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to agenda item 8 Tender to Lease the Maitland Children's Centre is confidential information relating to –

“commercial information of a confidential nature (not being a trade secret) the disclosure of which—

(i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

(ii) would, on balance, be contrary to the public interest;”

Accordingly, the Council is satisfied that the principle which states the meeting be conducted in a place open to the public has been outweighed in the circumstances.

###### **Section 91(7) Order**

2. That having considered agenda item 8 Tender to Lease the Maitland Children's Centre in confidence under section 90(2) and (3)(d) of the Local Government Act 1999, the Council, pursuant to section 91(7) of that Act orders that the minutes, agenda report, and supporting documentation relevant to agenda item 8 titled Tender to Lease the Maitland Children's Centre be retained in confidence for a period of 12 months.

##### **LINK TO STRATEGIC PLAN**

|                   |  |
|-------------------|--|
| Key Theme/s:      | Sustainable Communities  |
| Strategic Goal/s: | 4. Economic Growth through Sustainable Industrial Development<br>4.3 Realise the benefits for our Community created through major industry and business growth |

## **BACKGROUND**

As per Yorke Peninsula Council's PO072 Disposal of Land and other Assets and PO058 Purchasing and Procurement Policy, this report is called for as a Lessee is to be recommended to Council for selection, following an open tendering process to lease the Maitland Children's Centre premises for the purposes of establishing a childcare centre.

## **DISCUSSION**

It is recommended that the public be excluded for consideration of this item to enable consideration in confidence under Section 90(3)(d) of the Local Government Act.

## **COMMUNITY ENGAGEMENT PLAN**

As the report is for Council to consider and report in confidence, it has not been necessary to engage with the community on this occasion.

## **CONSULTATION PROCESS**

In preparing this report, the following Yorke Peninsula Council officers were consulted:

- Chief Executive Officer
- Tender Evaluation Panel

In preparing this report, the following External Parties were consulted:

- Wallmans Lawyers
- DEWNR

## **POLICY IMPLICATIONS**

Sections 90 and 91 - Local Government Act 1999

## **BUDGET AND RESOURCE IMPLICATIONS**

Not applicable

## **RISK/LEGAL/LEGISLATIVE IMPLICATIONS**

Sections 90 and 91 - Local Government Act 1999

The Tender process is undertaken as per Council's PO058 Purchasing and Procurement Policy to ensure legislative compliance and minimise Council's exposure to risk.

## **ATTACHMENTS**

Nil