



Yorke Peninsula Council

Minutes of the Meeting of the Yorke Peninsula Council

held on Wednesday 10th August 2016,
in the Council Chambers
57 Main Street Minlaton commencing at 5.30pm
(Subject to confirmation)

ITEM 1 WELCOME

Mayor Ray Agnew OAM welcomed everyone to the meeting, he then recited the opening prayer and declared the meeting open.

Mayor Agnew passed on condolences and asked that the passing of Cr David Langford's father Alan Langford be recorded in the minutes.

Mayor Agnew requested leave of the meeting to allow Peter Farrow from Coobowie to make a presentation later in the meeting. Leave was granted.

PRESENT

Mayor Ray Agnew OAM, Councillors Naomi Bittner, John Rich, Veronica Brundell, Alan Headon, Darren Braund, Adam Meyer, Jeff Cook, David Langford, Scott Hoyle and Tania Stock.

IN ATTENDANCE

Andrew Cameron	Chief Executive Officer
David Harding	Director Corporate and Community Services
Roger Brooks	Director Development Services
Trevor Graham	Director Assets and Infrastructure Services
Jackie Reddaway	Minute Secretary

LEAVE OF ABSENCE

Nil

APOLOGIES

Deputy Mayor Trevor Davey

Yorke Peninsula Council
Council Minutes
Wednesday 10th August 2016

CONFLICT OF INTEREST

Mayor Ray Agnew reminded all Elected Members of the requirement to disclose any conflict of interest in relation to any matters before Council.

Cr Myer declared a perceived conflict of interest with Debate Agenda Item 6.4 R4 Stansbury Dry Area.

ITEM 2 MAYORS REPORT

Cr Hoyle moved Cr Headon seconded

That the report from Mayor Agnew be received.

CARRIED 152/2016 (10/08/2016)

MINUTES OF THE PREVIOUS MEETING

Cr Rich moved Cr Cook seconded

That the minutes of the Council meeting held on Wednesday 13th July 2016 at 5.30pm be confirmed as a true record.

CARRIED 153/2016 (10/08/2016)

Cr Braund moved Cr Rich seconded

That the minutes of the Confidential Council meeting held on Wednesday 13th July 2016 at 6.22pm be confirmed as a true record.

CARRIED 154/2016 (10/08/2016)

ADOPTION OF INFORMATION AGENDA

Cr Langford moved Cr Cook seconded

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

CARRIED 155/2016 (10/08/2016)

ITEM 5 VISITORS TO THE MEETING

Ms Ali Bogle – Principal Minlaton District School – Carpark Upgrade

5.35pm: Mayor Agnew invited Ms Bogle to address the Council. She advised members that after periods of heavy rain the car park is impassable. We are seeking Council's support to re-sheet the car park area, for not only the school, but for the Community Library patrons and in particular people who are elderly or with very small children.

5.43pm: The deputation concluded with Ms Bogle thanking the Council for the opportunity to make a presentation and respond to questions.

Ms Caroline Roennfeldt, Mrs Anne Collins – Representatives of Point Turton ratepayers – Point Turton Seawall

5.45pm: Mayor Agnew invited Mrs Anne Collins to address the Council. Anne advised members that the situation with the need for a seawall at Point Turton had been declared an emergency by Coast Protection they were seeking support from Council for the consideration of a possible low interest, low risk community loan to be applied to the affected properties and recovered via the introduction of a separate rate charge against the affected properties.

5.59pm: The deputation concluded with Anne and Caroline thanking the Council for the opportunity to make their presentation and respond to questions.

Mr Peter Farrow – Coobowie Progress Association – Previous sale of land

6.00pm – Mayor Agnew invited Peter Farrow to address the Council in relation to the previous sale of land at Coobowie and the community seeking the proceeds from the sale of that land to be returned to the community of Coobowie.

6.14pm the presentation concluded.

ITEM 6 DEBATE AGENDA

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

FINANCIAL REPORT 31ST JULY 2016

Cr Hoyle moved Cr Meyer seconded

That Council receive the financial reports as at 31st July 2016.

CARRIED 156/2016 (10/08/2016)

DA/CCS/R2

CARRY FORWARD OF EXPENDITURE BUDGETS FROM 2015/2016

Cr Langford moved Cr Bittner seconded

That Council:

1. approve and endorse the list of uncompleted 2015/16 projects and associated budgets, as presented, for inclusion in the 2016/17 Budget;
2. adopt the changes to the 2016/17 Budget as a result of Recommendation 1 above as presented in the following financial statements and reports;
 - I. budgeted statement of comprehensive income; and
 - II. budgeted statement of financial position; and
 - III. budgeted statement of changes in equity; and
 - IV. budgeted statement of cash flows, and
 - V. budgeted statement of uniform presentation of finances; and
 - VI. budgeted financial indicators.

CARRIED 157/2016 (10/08/2016)

DA/CCS/R3

RATES RELIEF POLICY REVIEW

Cr Rich moved Cr Stock seconded

That Council endorse and adopt the updated Policy PO060 Rates Relief Policy as presented for inclusion in Council's Policy Manual and on Council's website.

CARRIED 158/2016 (10/08/2016)

ASSETS AND INFRASTRUCTURE - DEBATE

DA/AIS/R1

MINLATON DISTRICT SCHOOL CARPARK UPGRADE

Cr Bittner moved Cr Brundell seconded

That Council:

1. endorse Option 2 as detailed within this report to undertake re-sheeting at the Council's full cost as a matter of priority.
2. seek a contribution from the Minlaton District School/Education Department for the sealing of the car park.

CARRIED 159/2016 (10/08/2016)

DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

ROAD PROCESS ORDER

Cr Cook moved Cr Headon seconded

That Council:

1. give permission to commence with the road closure process under the Roads (Opening and Closing) Act 1991 for the unmade road reserve between:

Section 420 Deposit Plan 130500, Crown Record Volume 5765 Folio 587; and Section 182 Deposit Plan 130500, Certificate of Title Volume 5576 Folio 139, Section 181 Deposit Plan 130500, Certificate of Title Volume 5231 Folio 179, Section 178 Deposit Plan 130500, Certificate of Title Volume 5231 Folio 178 and Section 180 Deposit Plan 130500, Certificate of Title Volume 5487 Folio 867,

For the purpose of selling the 5.2 hectare unmade road reserve to Adelbridge Pty Ltd for \$5,000.
2. exclude the said road reserve from community land classification under the Local Government Act 1999 Section 193 once the road closure process is complete.
3. authorise the Mayor and Chief Executive Officer to sign and affix Council's seal to the relevant documents necessary to execute the road closure and proposed sale.

CARRIED 160/2016 (10/08/2016)

DA/DS/R2

REGULATION OF SHOP TRADING HOURS

Cr Headon moved Cr Brundell seconded

That Council resolves that:

1. having had regard to the views expressed to it by interested persons, the Council applies to the Minister for Industrial Relations under Section 12 of the Shop Trading Hours Act 1977 for the abolition of the following Proclaimed Shopping Districts.
 - a. Minlaton
 - b. Yorke Peninsula
2. the common seal of the Council be affixed to the written instrument in accordance with Section 12 of the Shop Trading Hours Act 1977 to give effect to this resolution.

CARRIED 161/2016 (10/08/2016)

DA/DS/R3

PROPOSED NEW BUSH CAMPING LOCATION AND REVIEW OF FEES

Cr Bittner moved Cr Rich seconded

That Council:

1. pursuant to Section 246 (3) (e) of the Local Government Act 1999, resolves that for the purpose of clause 9.14.2 (b) of By-Law 2 of 2013 – Local Government Land, that the area known as Daly Head (portion of land contained within Lot 11, PLN 44261, Crown Record 5339/219) be designated a camping area and that a bush camping fee apply from 1st September 2016.
2. adopt that bush camping fees will apply at the designated camping grounds of The Gap, The Bamboos, Tiparra Rocks, Wauraltee Beach and Barkers Rocks as from 1st September 2016.

CARRIED 162/2016 (10/08/2016)

6.42pm Cr Meyer declared a perceived conflict of interest, with the next Item Stansbury Dry Area, as he is required to enforce the Dry Area in his role as a police officer, he completed the declaration form, left the meeting and the Chamber.

DA/DS/R4

STANSBURY DRY AREA

Cr Hoyle moved Cr Cook seconded

That Council makes an application to the Liquor and Gambling Commissioner requesting a dry area to be implemented at the Stansbury foreshore and oval precinct as shown on attachment 1, from 10pm on Saturday 31st December 2016 to 8am on Sunday 1st January 2017.

CARRIED 163/2016 (10/08/2016)

6.44pm Cr Meyer returned to the Chamber and re-joined the meeting.

DA/DS/R5

ACCESS ADVISORY WORKING PARTY MEETING MINUTES

Cr Cook moved Cr Brundell seconded

That Council:

1. receive the Minutes of the Access Advisory Working Party meeting held on Friday 22nd July 2016.
2. endorse the recommendations of the Access Advisory Working Party.

CARRIED 164/2016 (10/08/2016)

DA/DS/R6

BUSH CAMPING WORKING PARTY MEETING MINUTES

Cr Bittner moved Cr Headon seconded

That Council:

1. receive the Minutes of the Bush Camping Working Party meeting held on Friday 27th July 2016.
2. endorse the recommendations of the Bush Camping Working Party.

CARRIED 165/2016 (10/08/2016)

GENERAL BUSINESS

Nil

ITEM 8 CONFIDENTIAL AGENDA

ASSETS AND INFRASTRUCTURE SERVICES – CONFIDENTIAL AGENDA

CA/AIS/R1

MATERIAL SUPPLY TENDER 2016/17 TENDER # 151/2016

Cr Rich moved Cr Langford seconded

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, Director Corporate and Community Services, Director Development Services and Director Assets and Infrastructure Services.

The Council is satisfied that, pursuant to Section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to agenda item 8 Material Supply Tender 2016/17 # 151/2016 is confidential information relating to –

“(1) tenders for the supply of goods, the provision of services or the carrying out of works;”

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 Material Supply Tender 2016/17 # 151/2016 in confidence under Section 90(2) and (3)(k) of the Local Government Act 1999, the Council, pursuant to Section 91(7) of that Act orders that the agenda report, and supporting documentation relevant to agenda item 8 Material Supply Tender 2016/17 #151/2016 be retained in confidence for a period of 12 months.

CARRIED 166/2016 (10/08/2016)

6.45pm

The public were asked to leave and the Chamber was secured.

6.49pm

The public meeting resumed.

Released in camera minute 167/2016 (10/08/2016)

Cr Langford moved Cr Cook seconded

That Council:

1. accept the tender of \$152,100 (GST exclusive) for 11,700 tonnes of road construction material to be supplied only from Triad Transport Pty Ltd for deliveries 1-4;
2. accept the tender of \$318,284 (GST exclusive) for 16,800 tonnes of road construction material to be supplied and delivered from Triad Transport Pty Ltd for deliveries 5-11; and
3. purchase up to \$61,416 (GST exclusive) of additional road construction material from Triad Transport Pty Ltd.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 14th September 2016 commencing at 5.30pm.

6.49pm

Mayor Ray Agnew thanked all for their attendance and declared the meeting closed.

ITEM 10 CLOSURE

The Meeting Closed at 6.49pm.

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Mayor Ray Agnew OAM

14th September 2016