



Yorke Peninsula Council

Minutes of the Meeting of the Yorke Peninsula Council

held on Wednesday 12th March 2014,
in the Council Chambers
57 Main Street Minlaton commencing at 5.30pm
(Subject to confirmation)

ITEM 1 WELCOME

Mayor Agnew welcomed everyone to the meeting, recited the opening prayer and declared the meeting open.

PRESENT

Mayor Ray Agnew OAM, Councillors Brenda Bowman (Deputy Mayor), Trevor Davey, Bob Nicholls, Dean Butler, Barry Schell, Tania Stock, John Rich, David Langford and Veronica Brundell.

IN ATTENDANCE

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

LEAVE OF ABSENCE

Cr John Sendy

APOLOGIES

Cr Jeff Cook

Cr Davey spoke about the passing of Robert Schulze and highlighted his long term friendship with Robert over many years. He believes, however that Robert's greatest contribution was his service to local government as a Councillor from 1975 – 1981, Deputy Chairman 1981 – 1985, Chairman 1985 – 1989, Councillor May 1995 – May 1997, Mayor of DCYP May 2000 – November 2006.

Deputy Mayor Bowman and Mayor Agnew reiterated Cr Davey's comments.

Cr Davey moved Cr Bowman seconded

That the minutes record the recent passing of ex Mayor Robert Schulze, who will be missed by all who knew him.

CARRIED UNANIMOUSLY 038/2014 (12/03/2014)

CONFLICT OF INTEREST

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

Mayor Agnew and Cr Nicholls advised that they had a conflict of interest with the CEO Debate Report No.3 Ombudsman Final Report.

Cr Rich advised that although he believes the Ombudsman's Final Report has highlighted that the Councillors did not have a conflict of interest, he would side with Mayor Agnew and Cr Nicholls and leave the meeting for presentation of the Ombudsman's Final Report.

MINUTES OF THE PREVIOUS MEETING

Cr Brundell moved Cr Rich seconded

That the minutes of the Council meeting held on Wednesday 12th February 2014, as circulated, be confirmed as a true record.

CARRIED 039/2014 (12/03/2014)

ITEM 1.8 MOTIONS ON NOTICE

Cr Schell moved Cr Stock seconded

That motion number 013/2014 (22/01/2014) from the January 2014 Council meeting as follows:

Pursuant to Section 219 (1) of the Local Government Act 1999, Council names the existing road running between Golf Road and Airport Road at Yorketown, Starr Road, by notice in the Government Gazette.

be rescinded.

MOTION LOST

ITEM 2 MAYOR'S REPORT

Cr Nicholls moved Cr Langford seconded

That the report from Mayor Agnew be received.

CARRIED 040/2014 (12/03/2014)

ITEM 4 ITEMS FOR EXCLUSION FROM THE INFORMATION AGENDA

Cr Brundell IA/DS/R2 Wastewater System Application Approvals

ADOPTION OF INFORMATION AGENDA

Cr Bowman moved Cr Rich seconded

That the information items contained within the Information Agenda, with the exception of IA/DS/R2 be received.

CARRIED 041/2014 (12/03/2014)

ITEM 6 DEBATE AGENDA

CHIEF EXECUTIVE OFFICER - DEBATE

DA/CEO/R1

DELEGATIONS REGISTER

Cr Davey moved Cr Langford seconded

Delegations made under Local Government Act 1999

1.1 In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the following Act and specified in the proposed Instrument of Delegation contained in the Annexure to this report are hereby delegated this 12th day of March 2014 to the person occupying the office of Chief Executive Officer subject to the conditions and or limitations specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation;

1.1.1 Expiation of Offences Act 1996;

1.2 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.

CARRIED 042/2014 (12/03/2014)

DA/CEO/R2

DRAFT WHISTLEBLOWERS PROTECTION POLICY

Cr Butler moved Cr Rich seconded

That Council endorse and adopt the PO134 Whistleblowers Protection Policy for inclusion in Council's policy manual and on the website.

CARRIED 043/2014 (12/03/2014)

5.45pm Mayor Agnew, Cr Nicholls and Cr Rich left the meeting and Chamber, with Deputy Mayor Bowman assuming the Chair for consideration of the next item.

DA/CEO/R3

OMBUDSMAN FINAL REPORT

Cr Langford moved Cr Butler seconded

That the report be received.

CARRIED 044/2014 (12/03/2014)

5.47pm Mayor Agnew, Cr Nicholls and Cr Rich returned to the Chamber and re-joined the meeting, with Mayor Agnew resuming the Chair.

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

FINANCIAL REPORT 28th FEBRUARY 2014

Cr Davey moved Cr Butler seconded

That Council receive the financial report as at 28th February 2014.

CARRIED 045/2014 (12/03/2014)

DA/CCS/R2

LONG TERM FINANCIAL PLAN

Cr Nicholls moved Cr Brundell seconded

That the Long Term Financial Plan as presented, be adopted by Council.

CARRIED 046/2014 (12/03/2014)

DA/CCS/R3

TREASURY MANAGEMENT POLICY

Cr Rich moved Cr Langford seconded

That Council endorse and adopt the updated PO139 Treasury Management Policy as presented in the Agenda for inclusion in Council's Policy Manual and on the website.

CARRIED 047/2014 (12/03/2014)

ASSETS AND INFRASTRUCTURE SERVICES – DEBATE

DA/AIS/R1

AUTHORITY TO APPLY COMMON SEAL

Cr Davey moved Cr Bowman seconded

That Council authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal on relevant documents relating to the funding deed between the Minister for Transport & Infrastructure and Council for upgrades to the Minlaton aerodrome.

CARRIED 048/2014 (12/03/2014)

DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

PROPOSED INCREASE IN DOG REGISTRATION FEES

Cr Nicholls moved Cr Langford seconded

That Council adopt, with the approval of the Minister, the following price schedule in relation to registration fees for dogs for the 2014/2015 financial year.

Dog Registration Fee

\$70

Desexed, Microchipped and Obedience Training Rebates be set at:

- 50% - desexed dogs
- 10% - microchipped dogs
- 10% - trained dogs

If a dog is eligible for more than one of the above rebates, these percentages are to be added and the total rebate applied.

Pensioner/Concession Rebate

To be 50% and applies to a maximum of two dogs per property. The pensioner/concession rebate is to be deducted after all other qualifying rebates have been applied.

Working dogs (i.e. dogs primarily kept for the droving or tending of stock)

To be set at \$20

Racing Greyhounds (dogs currently registered with the Greyhound Racing Board of SA)

To be set at \$20

Accredited Guide, Disability and hearing dogs

Free

(as per legislation)

Transfer fee from other Councils	\$5
New Disc or replacement	\$2
Late Registration Renewal Fee (if paid after 31 August)	\$20
Puppies under 3 months at 1st January (Rebates Available)	\$35

Impounding fees

Initial impoundment fee \$60 during office hours plus \$20 per day or part thereof.

After office hours impoundment fee \$100 plus \$20 per day or part thereof.

2014/2015 Dog Registration Fee Schedule

Registration Type

Full Registration	\$70
Desexed	\$35
Microchipped	\$63
Trained	\$63
Concession	\$35
Working – One set fee	\$20
Desexed/ Concession	\$17.50
Desexed/Microchipped	\$28
Desexed/Microchipped & Concession	\$14
Desexed/Trained	\$28
Desexed/Trained & Concession	\$14
Desexed/Trained/Microchipped	\$21
Desexed/Trained/Microchipped/Concession	\$11
Trained/Microchipped	\$56
Trained/Concession	\$31.50
Microchipped/Concession	\$31.50
Microchipped/Trained/Concession	\$28
Greyhounds (Registered with Racing Board)	\$20
Business Registrations per dog	\$70
Guide Dogs	Free
Transfer fee from other Councils	\$5
New Disc or replacement	\$2

Late Registration Renewal Fee (if paid after 31 August)	\$20
Puppies, under 3 months at 1st Jan (Rebates Available)	\$35
Dog impounding Fees (Normal Working hours)	\$60
After Office Hours Dog Impounding Fees	\$100
Plus daily pound charge	\$20

CARRIED 049/2014 (12/03/2014)

DA/DS/R2

LGAWCS REFUND

Cr Bowman moved Cr Schell seconded

That the \$28,881 refund from the LGAWCS be allocated to the following projects:-

1. Minlaton Skate Park - \$8,000
2. Council Chamber refurbishment - \$20,000

AMENDMENT

Cr Davey moved Cr Stock seconded

That the \$28,881 refund from LGAWCS be allocated to general revenue.

The amendment was put and **CARRIED 050/2014 (12/03/2014)**

The original motion as amended was put and **CARRIED 051/2014 (12/03/2014)**

DA/DS/R3

LAND FOR PORT MOOROWIE COMMUNITY CLUB

Item lapsed for want of a mover and seconder.

LAPSED

DA/DS/R4

PROPOSED CLOSURE WEST COAST ROAD, CORNY POINT

Mr Brooks spoke to this report.

Item lapsed for want of a mover and seconder.

LAPSED

ITEMS EXCLUDED FROM THE INFORMATION AGENDA

IA/DS/R2 Wastewater System Application Approvals

Cr Brundell Director Development Services Report # 2 Wastewater System Application Approvals.

Cr Brundell enquired about Stansbury Wastewater System Application number 050/013/2014 and the rules and regulations in relation to the existing CWMS at Stansbury.

Cr Brundell moved Cr Rich seconded

That the report be received and that Council investigate the rules and regulations in relation to compulsory connection to the existing CWMS, where no connection point is provided, with a further report being brought back to a future Council meeting.

CARRIED 052/2014 (12/03/2014)

ITEM 7 GENERAL BUSINESS

Cr Rich

Asked that the CEO provide a copy of the Ombudsman's Final Report on the investigation into the alleged breach of the Code of Conduct to the CEO of Regional Development Australia Ms Kelly-Ann Saffin.

Cr Davey

Advised that he would be an apology for the August Council meeting.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 9th April 2014 commencing at 5.30pm.

ITEM 10 CLOSURE

The Meeting Closed at 6.05pm.

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Mayor Ray Agnew

9th April 2014