



Yorke Peninsula Council

Minutes of the Meeting of the Yorke Peninsula Council

held on Wednesday 13th May 2015,
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, Deputy Mayor Trevor Davey, Councillors Tania Stock, Scott Hoyle, Adam Meyer, Darren Braund, Alan Headon, Veronica Brundell, John Rich and Naomi Bittner.

IN ATTENDANCE

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

LEAVE OF ABSENCE

Nil

APOLOGIES

Crs David Langford, Jeff Cook, Roger Brooks

Mayor Agnew welcomed Michael Cartwright to the meeting.

MINUTES OF THE PREVIOUS MEETING

Cr Braund moved Cr Headon seconded

That the minutes of the Council meeting held on Wednesday 8th April 2015 at 5.30pm, be confirmed as a true record.

CARRIED 084/2015 (13/05/2015)

Cr Davey moved Cr Rich seconded

That the minutes of the Confidential Council meeting held on Wednesday 8th April 2015 at 7.01pm, be confirmed as a true record.

CARRIED 085/2015 (13/05/2015)

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.

ITEM 2 MAYOR'S REPORT

Cr Headon moved Cr Brundell seconded

That the report from Mayor Agnew be received.

CARRIED 086/2015 (13/05/2015)

ADOPTION OF INFORMATION AGENDA

Cr Hoyle requested the exclusion of Item 4.3 Report 5 – Correspondence from PLEC to request that Council explore the opportunity of completing the undergrounding of power at Minlaton project.

Mr Cameron advised that he would take that as a question on notice and bring some data back to Council in relation to this matter.

Cr Davey also supported Cr Hoyle's request.

Cr Brundell advised that as part of the Yorketown People for Places project they too would be interested in undergrounding of power at the five ways intersection.

Cr Meyer raised concerns about Item 4.3 R4 Correspondence from Civil Contractors Federation.

Cr Rich moved Cr Hoyle seconded

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

CARRIED 087/2015 (13/05/2015)

ITEM 6 DEBATE AGENDA

Mayor Agnew requested leave of the meeting to bring forward Debate Report DA/DS/R2 Land for Port Moorowie Community Club as there were several members of the community present in the gallery for this matter to be considered.

Leave was granted.

DIRECTOR DEVELOPMENT SERVICES - DEBATE

DA/DS/R2

LAND FOR THE PORT MOOROWIE COMMUNITY CLUB

Cr Brundell moved Cr Rich seconded

That the matter, Land for the Port Moorowie Community Club [DA/DS/R3/2015 (08/04/2015)] is lifted from the table for discussion.

CARRIED 088/2015 (13/05/2015)

Cr Meyer moved Cr Headon seconded

That Council advise the Friends of Port Moorowie that it is prepared to accept the care, control and management of Lot 10 Moorowie Terrace, Port Moorowie (CR 5323/554).

CARRIED 089/2015 (13/05/2015)

The Agenda returned to Debate Agenda Item 6.1

CHIEF EXECUTIVE OFFICER

DA/CEO/R1

FINANCIAL ASSISTANCE GRANTS

Cr Davey moved Cr Braund seconded

That Council:

1. acknowledges the importance of federal funding through the Financial Assistance Grants programme for the continued delivery of Council's services and infrastructure;
2. acknowledges that the Council will receive \$2,239,436 million in 2014-2015; and
3. will ensure that this federal funding and other funding provided by the Federal Government under relevant grant programmes is appropriately identified as Commonwealth grant funding in Council publications including annual reports.

CARRIED 090/2015 (13/05/2015)

DA/CEO/R2

ORDER MAKING POLICY

Cr Davey moved Cr Brundell seconded

That Council endorse the updated Order Making Policy for public consultation in accordance with the requirements of Section 259 of the Local Government Act and Council's public consultation policy.

CARRIED 091/2015 (13/05/2015)

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

MARCH 2015 BUDGET REVIEW

Cr Davey moved Cr Hoyle seconded

That Council adopt the March 2015 Budget Review changes as presented in the March 2015 Budget Review – Summary of Changes and the attached financial reports. (Uniform Presentation of Finances, Statement of Comprehensive Income, Balance Sheet, Statement of Changes in Equity, Cash Flow Statement and Financial Ratios Report).

CARRIED 092/2015 (13/05/2015)

DA/CCS/R2

FINANCIAL REPORT 30th APRIL 2015

Cr Stock moved Cr Rich seconded

That Council receive the financial report as at 30th April 2015.

CARRIED 093/2015 (13/05/2015)

DA/CCS/R3

REVIEW OF FEES AND CHARGES REGISTER

Cr Davey moved Cr Hoyle seconded

That Council adopt the Fees and Charges Register as amended, effective from 1st July 2015.

CARRIED 094/2015 (13/05/2015)

DA/CCS/R4

DRAFT 2015/2016 ANNUAL BUSINESS PLAN

Cr Braund moved Cr Brundell seconded

That Council endorse the draft Annual Business Plan, including the draft budget for the financial year ending 30th June 2016, for public consultation.

CARRIED 095/2015 (13/05/2015)

DA/CCS/R5

WAROOKA PROGRESS ASSOCIATION – COMMUNITY GRANTS EXTENSION

Cr Brundell moved Cr Headon seconded

That Council formally endorse an extension of the Warooka Progress Association 2014/2015 Community Grant of \$2,000 to 30 June 2016.

CARRIED 096/2015 (13/05/2015)

DA/CCS/R6

COUNCIL COMMUNITY GRANTS AND PROGRESS ASSOCIATION ALLOCATION PROGRAMMES

Cr Headon moved Cr Braund seconded

That Council endorse the schedules for the Grants Working Party to review and make recommendations to Council for the 2015-2016 Community Grants Programme and variations to the 2015-2016 Progress Association Allocation Programme.

CARRIED 097/2015 (13/05/2015)

DA/CCS/R7

YORKE PENINSULA VISITOR INFORMATION CENTRE (YP VIC) LOGO

Cr Brundell moved Cr Davey seconded

That the matter of the Yorke Peninsula Visitor Information Centre logo is lifted from the table for consideration.

CARRIED 098/2015 (13/05/2015)

5.59 Mayor Agnew with the consent of 2/3 members present, moved to informal mode for discussion on this matter.

6.10pm

Cr Brundell moved Cr Rich seconded

That the meeting return to formal mode for a decision on this matter.

CARRIED 099/2015 (13/05/2015)

Cr Braund moved Cr Headon seconded

That Council endorses the Yorke Peninsula Visitor Information Centre logo for use in official marketing material and stationery.

MOTION LOST

Cr Bittner moved Cr Hoyle seconded

That Council selects and endorses the Yorke Peninsula Visitor Information Centre logo, Version 2 from those provided below for use in official marketing material and stationery.

CARRIED 100/2015 (13/05/2015)

DA/CCS/R8

COUNCIL CARAVAN PARK BUSINESS CASES

Cr Meyer moved Cr Davey seconded

That Council:

1. approve the business cases for the following projects:
 - * \$400,000 – Point Turton Caravan Park Cabin Replacement Programme
 - * \$350,000 – Marion Bay Caravan Park Cabin Replacement Programme
 - * \$360,000 – Port Vincent Foreshore Caravan Park Upgrade Programme
2. borrow the sum of \$1,110,000 from the Local Government Finance Authority of SA by means of the issue of a Debenture Loan on the security of the general revenue in accordance with Part 2 of the Local Government Act 1999. Funds borrowed will be applied to the following projects:
 - * \$400,000 – Point Turton Caravan Park Cabin Replacement Programme
 - * \$350,000 – Marion Bay Caravan Park Cabin Replacement Programme
 - * \$360,000 – Port Vincent Foreshore Caravan Park Upgrade Programme

The loan will be for a ten year term at a fixed interest rate to be determined by the Local Government Finance Authority of SA at the time of drawdown with all repayments to be met by the relevant caravan park;
3. agree the loan is to be repaid by twenty half yearly instalments of both principle and interest;
4. authorise the Mayor and Chief Executive Officer to sign and affix the common seal on the Debenture Loan documents to be prepared by the Local Government Finance Authority of SA.

CARRIED 101/2015 (13/05/2015)

DA/CCS/R9

ELECTED MEMBERS USE OF COUNCIL SUPPLIED ELECTRONIC EQUIPMENT

Cr Brundell moved Cr Davey seconded

That Council endorse the updated PO088 Elected Members use of Council supplied electronic equipment policy with suggested changes as presented for inclusion in Council's policy manual and on Council's website.

CARRIED 102/2015 (13/05/2015)

DA/CCS/R10

ELECTED MEMBER FACILITIES, SERVICES AND EXPENSES POLICY

Cr Davey moved Cr Hoyle seconded

That Council endorse the updated PO089 Elected Member Facilities, Services and Expenses policy with suggested changes as presented for inclusion in Council's policy manual and on Council's website.

CARRIED 103/2015 (13/05/2015)

DA/CCS/R11

DISPOSAL OF LAND AND OTHER ASSETS POLICY REVIEW

Cr Rich moved Cr Meyer seconded

That Council endorse PO072 Disposal of Land and Other Assets policy as presented for inclusion in Council's policy manual and on Council's website.

CARRIED 104/2015 (13/05/2015)

ASSETS AND INFRASTRUCTURE SERVICES – DEBATE

DA/AIS/R1

EDITHBURGH TIDAL POOL

Cr Braund moved Cr Davey seconded

That a Working Party consisting of two Elected Members Councillor Braund and Councillor Rich, the Director Assets and Infrastructure Services, Operations Manager, Leading Worker South and two representatives of the Edithburgh Progress Association, be formed to investigate a long term Strategic Plan for future maintenance and upgrades to the Edithburgh Tidal Pool for future consideration by Council.

CARRIED 105/2015(13/05/2015)

DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

DEVELOPMENT PLAN AMENDMENT - BALGOWAN

Cr Davey moved Cr Hoyle seconded

1. That the draft Statement of Intent be received.
2. That Council endorses the Statement of Intent and authorises the Chief Executive Officer to submit the Statement of Intent to the Minister for approval.

CARRIED 106/2015(13/05/2015)

DA/DS/R2

LAND FOR THE PORT MOOROWIE COMMUNITY CLUB

Considered earlier in the meeting.

DA/DS/R3

ACCESS ADVISORY WORKING PARTY MEETING MINUTES

Cr Brundell moved Cr Bittner seconded

That Council:

1. receive the Minutes of the Access Advisory Working Party held on 24 April 2015.
2. endorse the recommendations by the Access Advisory Working Party.

CARRIED 107/2015(13/05/2015)

DA/DS/R4

EXPERT PANEL ON PLANNING REFORMS

Cr Headon moved Cr Stock seconded

That the report be received.

CARRIED 108/2015(13/05/2015)

DA/DS/R5

PRICE BOAT RAMP LAUNCHING FEE

Cr Davey moved Cr Brundell seconded

That Council resolve to:

1. allow the Price Boat Club to retain the money it has collected for launch fees/charges at the Price Boat Ramp in exchange for the cleaning and maintenance services provided and:
2. prohibit the Price Boat Club or any other community organisation from undertaking any further cleaning and/or maintenance work with the explicit approval by Council via a formal service contract.

CARRIED 109/2015(13/05/2015)

ITEM 7 GENERAL BUSINESS

Nil

ITEM 8 CONFIDENTIAL AGENDA

CA/AIS/R1

WALK THE YORKE: DESIGN, PRODUCTION AND INSTALLATION OF INFORMATION SIGNAGE TENDER 125-2015

Cr Davey moved Cr Rich 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, Acting 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 Walk the Yorke: Design, production and installation of information signage Tender 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 Walk the Yorke Design, production and installation of information signage Tender 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 titled Walk the Yorke Design, production and installation of information signage Tender be retained in confidence for a period of 12 months.

CARRIED 110/2015(13/05/2015)

6.34pm The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.

7.19pm *The public meeting resumed.*

CA/AIS/R2

TRACTOR TENDER 120-2015

Cr Davey moved Cr Headon 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, Acting 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 Tractor Tender 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 Tractor Tender 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 titled Tractor Tender be retained in confidence for a period of 12 months.

CARRIED 113/2015(13/05/2015)

7.20pm *The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.*

Released in camera minute

Cr Davey moved Cr Headon seconded

That Council accept the tender of \$62,775 (GST Exclusive) from AW Vater & Co for the supply of one (1) Tractor (tender number 120-2015).

CARRIED 114/2015 (13/05/2015)

7.24pm the public meeting resumed.

CA/AIS/R3

TANDEM TRUCK TENDER 119-2015

Cr Headon moved Cr Bittner 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, Acting 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 Tandem Truck Tender 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 Tandem Truck Tender 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 titled Tandem Truck Tender be retained in confidence for a period of 12 months.

CARRIED 116/2015(13/05/2015)

7.25pm The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.

Released In Camera minute

Cr Headon moved Cr Braund seconded

That Council accept the tender of \$97,704 (GST Exclusive) from North East Isuzu for the supply of one (1) Tandem Truck (tender number 119-2015).

CARRIED 117/2015 (13/05/2015)

7.26pm the public meeting resumed

CA/AIS/R4

DRILLING AND BLASTING TENDER 124-2015

Cr Hoyle moved Cr Brundell 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, Acting 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 Drilling and Blasting Tender 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 Drilling and Blasting Tender 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 titled Drilling and Blasting Tender be retained in confidence for a period of 12 months.

CARRIED 119/2015(13/05/2015)

7.27pm The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.

Released In Camera minute

Cr Davey moved Cr Headon seconded

That Council award the Drilling and Blasting tender (tender number 124-2015) to TecBlast Services on the basis of 48,000 Bulk Cubic Metres (BCM) at \$4.15 (GST exclusive) per BCM totalling \$199,200 (GST exclusive).

CARRIED 120/2015 (13/05/2015)

7.28pm the public meeting resumed

CA/AIS/R5

WOOD CHIPPER TENDER 122-2015

Cr Stock moved Cr Bittner 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, Acting 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 Wood Chipper Tender 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 Wood Chipper Tender 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 titled Wood Chipper Tender be retained in confidence for a period of 12 months.

CARRIED 122/2015(13/05/2015)

7.29pm The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.

Released In Camera minute

Cr Davey moved Cr Headon seconded

That Council accept the tender of \$64,258 (GST Exclusive) from Vermeer Sales and Service (SA) for the supply of one Vermeer BC12000XL Wood Chipper (tender number 122-2015).

CARRIED 123/2015 (13/05/2015)

7.31pm the public meeting resumed

CA/AIS/R6

THREE (3) FRONT DECK MOWERS TENDER 121-2015

Cr Brundell moved Cr Bittner 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, Acting 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 Three (3) Front Deck Mowers Tender 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 Three (3) Front Deck Mowers Tender 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 titled Three (3) Front Deck Mowers Tender be retained in confidence for a period of 12 months.

CARRIED 125/2015(13/05/2015)

7.32pm The meeting moved into confidential mode, the public were asked to leave and the Chamber secured.

Released In Camera minute

Cr Rich moved Cr Brundell seconded

That Council accept the tender of \$74,700 (GST exclusive) plus required optional extras (canopies and mountings, air seats and dual foot controls) of \$6,816 (GST exclusive) from SYP Motors for the supply of three (3) Kubota Front Deck Mowers (tender number 121-2015).

CARRIED 126/2015 (13/05/2015)

ITEM 9 NEXT COUNCIL MEETING

Wednesday 10th June 2015 commencing at 5.30pm.

7.38pm The Mayor declared the meeting closed.

ITEM 10 CLOSURE

The Meeting Closed at 7.38pm.

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Mayor Ray Agnew

10th June 2015