



MINUTES

Ordinary Council Meeting

17 January 2018

(Subject to confirmation)

**MINUTES OF YORKE PENINSULA
COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 57 MAIN STREET, MINLATON
ON WEDNESDAY, 17 JANUARY 2018 AT 5.30PM**

1 WELCOME BY MAYOR

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

2 OPENING PRAYER

3 PRESENT

Mayor Ray Agnew OAM, Cr Trevor Davey, Cr Naomi Bittner, Cr John Rich, Cr Veronica Brundell, Cr Darren Braund, Cr Alan Headon, Cr Adam Meyer, Cr Jeffrey Cook

In Attendance

David Harding (Acting CEO, Director Corporate and Community Services), Trevor Graham (Director Assets and Infrastructure Services), Michael Cartwright (Acting Director Development Services), Jackie Reddaway (Minute Secretary)

4 LEAVE OF ABSENCE

Cr Tania Stock

5 APOLOGIES

Deputy Mayor Scott Hoyle, Cr David Langford, Andrew Cameron (Chief Executive Officer) and Roger Brooks (Director Development Services)

6 CONFLICT OF INTEREST

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

7 MINUTES OF PREVIOUS MEETING – FOR CONFIRMATION

RESOLUTION

Moved: Cr John Rich
Seconded: Cr Alan Headon

That the minutes of the Ordinary Council Meeting held on 13 December 2017: *with a minor alteration to Item 22.6 dot point 7 ...of a 30km area speed limit for the Sheoak Flat Township (not Sheoak Log) [(Minute reference 321/2017 (13/12/2017))]* be confirmed.

CARRIED 001/2018 (17/01/2018)

8 MOTIONS ON NOTICE

Nil

9 QUESTIONS ON NOTICE

Nil

10 QUESTIONS WITHOUT NOTICE

Nil

11 PETITIONS

Nil

12 MAYOR**12.1 MAYOR'S MONTHLY REPORT DECEMBER 2017**

Mayor Agnew spoke to his report announcing the Australia Day Award Winners: Citizen of the Year, advising there would be three (3) Citizens of the Year who are: Robert Cook, Jenny Oldland, and Chris Soar. The Australia Day function will be held at Minlaton at 2pm on 26 January. The community event of the year was won by 'DJR Penske and Dr Ryan Story Clipsal 500 visit' organised by the Yorketown Progress Association, with a special mention for 'the Day at the Burgh'. In addition I will be giving a special recognition to Port Julia named as the Sustainable Communities (KESAB) best small town in South Australia. He further advised that the RAA had named Edithburgh Tidal Pool as the number one place to swim in South Australia.

PURPOSE

To keep Elected Members updated on Mayoral activities during the month of December 2017.

RESOLUTION

Moved: Cr Jeffrey Cook

Seconded: Cr Alan Headon

That the report be received.

CARRIED 002/2018 (17/01/2018)

13 COUNCILLORS' REPORT

Nil

INFORMATION AGENDA**14 ITEMS FOR EXCLUSION**

Nil

15 RECEIPT OF INFORMATION REPORTS**15.1 ADOPTION OF INFORMATION AGENDA****RESOLUTION**

Moved: Cr Naomi Bittner

Seconded: Cr John Rich

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

CARRIED 003/2018 (17/01/2018)

16 VISITORS TO THE MEETING

Nil

DEBATE AGENDA**21 CHIEF EXECUTIVE OFFICER**

Nil

22 CORPORATE AND COMMUNITY SERVICES**22.1 FINANCIAL REPORT AS AT 31 DECEMBER 2017****PURPOSE**

For Council to consider the financial report and capital projects update report as at 31 December 2017.

RESOLUTION

Moved: Cr Trevor Davey

Seconded: Cr John Rich

That Council receive the financial report and capital projects update report as at 31 December 2017.

CARRIED 004/2018 (17/01/2018)

22.2 2016/2017 EXTERNAL AUDITORS REPORT (AUDIT OPINION)**PURPOSE**

To bring to Elected Members attention the external auditor's report (audit opinion) on Council's General Purpose Financial Statements (Statements) and Internal Controls for 2016/2017 and associated letters, reports and declarations, received after Council endorsed the 2016/2017 Statements.

RESOLUTION

Moved: Cr Veronica Brundell

Seconded: Cr Adam Meyer

That Council receive and note the 2016/2017 external auditor's reports (audit opinions) and associated letters, reports and declarations.

CARRIED 005/2018 (17/01/2018)

22.3 AUDIT COMMITTEE ANNUAL REPORT 2017

PURPOSE

For Council to consider the Audit Committee Annual Report which details the outcomes of the Committee's annual review and self-assessment for the 2017 calendar year.

RESOLUTION

Moved: Cr Naomi Bittner
Seconded: Cr Darren Braund

That Council receive and note the Audit Committee Annual Report as presented and attached.

CARRIED 006/2018 (17/01/2018)

22.4 VISITOR INFORMATION CENTRE REVIEW - CONSULTATION OUTCOMES

PURPOSE

For Council to note the outcomes of the community consultation regarding the preferred model for Visitor Information provision and to endorse the model of "Super Visitor Information Outlets". Should Council endorse the recommendation to close the accredited Visitor Information Centre (VIC), recommendations 4 and 5 are regarding financial incentives to ensure the smooth transition from Council's accredited VIC to the Visitor Information Outlets.

RESOLUTION

Moved: Cr Trevor Davey
Seconded: Cr Naomi Bittner

That Council:

1. receives and notes the feedback received from the period of community consultation on the preferred model of visitor information provision;
2. approves the adoption of the Super Visitor Information Outlets (VIO) model as endorsed for public consultation;
3. approves the closure of Council's accredited Visitor Information Centre (VIC) at Minlaton effective 29 April 2018;
4. approves the proposed upfront (\$13,000) and anticipated ongoing (\$26,000 p.a.) spend in supporting current and new Visitor Information Outlets; and
5. approves the payment 10% commission for bush camping permits processed by the Visitor Information Outlets.

CARRIED 007/2018 (17/01/2018)

22.5 AUTHORITY TO APPLY COMMON SEAL - NDIS**PURPOSE**

The purpose of this report is to seek Council's approval to apply the Common Seal to the Deed Poll for the contract between the Crown in the Right of the State of South Australia and Yorke Peninsula Council (Council) to provide National Disability Insurance Scheme (NDIS) services as a registered NDIS Service Provider.

RESOLUTION

Moved: Cr Jeffrey Cook
Seconded: Cr Darren Braund

That Council authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal for the execution of the Deed Poll for the contract between the Crown in the Right of the State of South Australia and Council to provide National Disability Insurance Scheme (NDIS) services as a registered NDIS Service Provider.

CARRIED 008/2018 (17/01/2018)

23 ASSETS AND INFRASTRUCTURE SERVICES**23.1 CAPITAL PROJECT BUDGET REALLOCATION****PURPOSE**

For Council to consider and endorse the required budget adjustments for the Sturt Bay Road reconstruction project.

RESOLUTION

Moved: Cr Trevor Davey
Seconded: Cr Jeffrey Cook

That Council endorse the required budget adjustments as reported for the Sturt Bay Road reconstruction project.

CARRIED 009/2018 (17/01/2018)

24 DEVELOPMENT SERVICES**24.1 SETTING OF DOG REGISTRATION FEES AND CHARGES****PURPOSE**

For Council to consider the setting of fees and charges pursuant to the Dog & Cat Management Act commencing 1 July 2018 and to provide an update about the Dogs and Cats Online (DACO) registration system.

RESOLUTION

Moved: Cr Adam Meyer

Seconded: Cr Darren Braund

That Council adopt the following fee schedule in relation to dog registrations commencing 1 July 2018.

- Standard dog - \$40 (Desexed and microchipped)
- Non-standard dog - \$80
- Working Livestock Dog - \$40
- Business Registration - \$80 per dog
- Fee for late registration - \$20

Pensioner/Concession rebate:

- To be 50% of the applicable fee for Standard and Non-Standard dogs only and is applicable upon the verification of a current DVA "Gold" Card, DVA "White" Card, Pension Card, Senior Health Care Card or a Health Care Card.
- Assistance Dog - Free
- Dogs under 3 months of age as of 1 January receive a 50% rebate
- Fee for impounded dog - \$70 during normal working hours, \$110 after hours
- Daily pound fee \$20

CARRIED 010/2018 (17/01/2018)

24.2 REVOCATION OF COMMUNITY LAND - ARDROSSAN MUSEUM**PURPOSE**

To seek permission to proceed with the community engagement process for the revocation of community land classification for the proposed transfer of Council property.

RESOLUTION

Moved: Cr Jeffrey Cook

Seconded: Cr Alan Headon

That Council:

1. give permission to proceed with the revocation of community land classification over Allotment 888, File Plan 197449, in the area named Ardrossan, Hundred of Cunningham, Certificate of Title Volume 5794 Folio 735, commonly known as the Ardrossan Museum; and
2. that the draft document attached, which constitutes the information that is required to be made available to the public as part of the public consultation phase (in accordance with Section 194 (2) of the Local Government Act 1999), be endorsed.

CARRIED 011/2018 (17/01/2018)

24.3 JOINT PLANNING AGREEMENT - OBJECTIVE OF AGREEMENT AND ESTABLISHMENT OF A PROJECT STEERING COMMITTEE**PURPOSE**

The purpose of this report is two fold:

- a) to gain Council support for the objective of the Joint Planning Board proposed to be established through a Joint Planning Agreement with the Minister for Planning for the Yorke Peninsula Alliance comprising of the Yorke Peninsula Council, Copper Coast Council and the District Council of Barunga West.
- b) to establish a Steering Committee for the preparation of the Business Case to support the application to the Minister to enter into an Agreement with the Yorke Peninsula Alliance.

RESOLUTION

Moved: Cr Adam Meyer

Seconded: Cr Darren Braund

That Council:

1. agree that the objective of the proposed Joint Planning Agreement between the Yorke Peninsula Alliance (comprising of the Yorke Peninsula Council, Copper Coast Council and the District Council of Barunga West) and the Minister is to ensure “Consistent integrated regional planning and responsive strategic land use planning”.
2. agree to the establishment of a Project Steering Committee for the development of the Business Case and Business Plan to be submitted to the Minister.
3. support a two-tier governance structure for the Project Steering Committee comprising of the following groups:
 - (a) Project Governance Group. The membership of this group shall comprise of the three CEO’s of the councils of the Yorke Peninsula Alliance group of councils; and
 - (b) Project Working Group. The CEO of each of the member councils to nominate one staff member to serve on this group. The role of the Project Working Group is to:
 - (i) draft the Business Case, engaging with other staff of the member councils as required and supervising the engagement and work of any contractors or consultants as required, within budgets approved for the project; and
 - (ii) keep the Project Governance Group informed of progress with the project against target dates; and
 - (iii) present the final draft of the Business Case to the Project Governance Group for consideration.

CARRIED 012/2018 (17/01/2018)

25 GENERAL BUSINESS

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

Cr Braund

Received a request via the caravan park, to see if it was possible for Council to make boat ramp permits available on-line, similar to camping permits, this matter was noted for discussion at a future workshop.

CONFIDENTIAL AGENDA**26 CONFIDENTIAL ITEMS****26.1 PURCHASE OF ONE (1) TRUCK MOUNTED STREET SWEEPER TENDER 177/2017****RESOLUTION**

Moved: Cr John Rich

Seconded: Cr Jeffrey Cook

Section 90 (2) and (3) (k)

That pursuant to Section 90(2) and (3) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting with the exception of the Executive Assistant to the CEO and Mayor, Director Corporate and Community Services, Director Assets and Infrastructure Services and Acting Director Development 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 Report Item 26.1 Purchase of One (1) Truck Mounted Street Sweeper Tender 177/2017, is confidential information relating to:

(k) 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.

CARRIED 013/2018 (17/01/2018)

5.50pm The public were asked to leave and the Chamber secured.

5.53pm

RESUMPTION OF PUBLIC MEETING

Released in camera minute 014/2018

RESOLUTION

Moved: Cr Trevor Davey

Seconded: Cr Adam Meyer

That Council accept the tender of \$312,756.15 (GST exclusive) for the purchase of one (1) Hino 1628 (FG) Truck Mounted Street Sweeper from Bucher Municipal Pty Ltd, including the trade-in of \$11,363.00 (GST exclusive), effecting a changeover price of \$301,393.15 (GST exclusive).

CARRIED 014/2018 (17/01/2018)

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Trevor Davey

Section 91 (7) and (9)

That having considered report 26.1 Purchase of One (1) Truck Mounted Street Sweeper Tender 177/2017, in confidence under Section 90 (2) and (3) (k) of the Local Government Act 1999 the Council, pursuant to Section 91 (7) and (9) of that Act orders that the agenda report, attachments, minutes and any supporting documentation relevant to report 26.1 Purchase of One (1) Truck Mounted Street Sweeper Tender 177/2017 be retained in confidence for a period of 12 months.

CARRIED 016/2018 (17/01/2018)

26.2 BITUMEN SEAL PROGRAMME 2017/18 TENDER 178/2017

RESOLUTION

Moved: Cr Veronica Brundell

Seconded: Cr Darren Braund

Section 90 (2) and (3) (k)

That pursuant to Section 90(2) and (3) of the Local Government Act 1999, the Council orders, that the public be excluded from the meeting with the exception of the Executive Assistant to the CEO and Mayor, Director Corporate and Community Services, Director Assets and Infrastructure Services and Director Development 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 Report Item 26.2 Bitumen Seal Programme 2017/18 Tender 178/2017, is confidential information relating to:

(k) 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.

CARRIED 017/2018 (17/01/2018)

5.54pm The public were asked to leave and the Chamber secured.

5.58pm

RESUMPTION OF PUBLIC MEETING

Released in camera minute 018/2018

RESOLUTION

Moved: Cr Veronica Brundell

Seconded: Cr John Rich

That Council award the tender for bitumen supply and sealing requirements for 2017/18 Capital and Maintenance Works to Downer EDI Works Pty Ltd T/A Downer Infrastructure up to the value of \$154,000 (GST exclusive).

CARRIED 018/2018 (17/01/2018)

RESOLUTION

Moved: Cr Naomi Bittner

Seconded: Cr Jeffrey Cook

Section 91 (7) and (9)

That having considered report 26.2 Bitumen Seal Programme 2017/18 Tender 178/2017, in confidence under Section 90 (2) and (3) (k) of the Local Government Act 1999 the Council, pursuant to Section 91 (7) and (9) of that Act orders that the agenda report, attachments, minutes and any supporting documentation relevant to report 26.2 Bitumen Seal Programme 2017/18 Tender 178/2017 be retained in confidence for a period of 12 months.

CARRIED 020/2018 (17/01/2018)

Mayor Agnew advised Elected Members that the regular monthly Elected Members workshop would be held on 31 January 2018.

27 NEXT MEETING

Wednesday 14 February 2018

28 CLOSURE

The Meeting closed at 5.58pm.

The minutes of this meeting were confirmed at the Council Meeting held on 14 February 2018.

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MAYOR RAY AGNEW OAM