



Yorke Peninsula Council

Minutes of the Meeting of the Yorke Peninsula Council

held on Wednesday 21st January 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 Scott Hoyle, David Langford, Jeff Cook, Adam Meyer, Darren Braund, Alan Headon, Veronica Brundell, and Naomi Bittner.

IN ATTENDANCE

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

LEAVE OF ABSENCE

Cr John Rich, Cr Tania Stock

APOLOGIES

David Harding

Mayor Agnew advised Council and staff that he would like to note the passing of Peter Yeomans, husband of former Councillor Joyce Yeomans yesterday.

MINUTES OF THE PREVIOUS MEETING

Cr Cook moved Cr Headon seconded

That the minutes of the Council meeting held on Wednesday 10th December 2014 at 5.30pm, be confirmed as a true record.

CARRIED 001/2015 (21/01/2015)

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.

Cr Davey moved Cr Langford seconded

That the late Item Troubridge Island Lighthouse Closure from the Acting Director Corporate and Community Services be accepted for consideration later in the meeting.

CARRIED 002/2015 (21/01/2015)

ITEM 2 MAYOR'S REPORT

Cr Brundell moved Cr Braund seconded

That the report from Mayor Agnew be received.

CARRIED 003/2015 (21/01/2015)

ADOPTION OF INFORMATION AGENDA

Cr Langford moved Cr Headon seconded

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

CARRIED 004/2015 (21/01/2015)

ITEM 6 DEBATE AGENDA

CHIEF EXECUTIVE OFFICER

DA/CEO/R1

OMBUDSMAN CORRESPONDENCE

Cr Davey moved Cr Cook seconded

That Council:

1. receive the Ombudsman's correspondence AF2014/000124;
2. request the Chief Executive Officer to prepare a draft Elected Members Records Management Policy for consideration at its March 2015 meeting.

CARRIED 005/2015 (21/01/2015)

DA/CEO/R2

DRAFT PURCHASING AND PROCUREMENT POLICY

Cr Meyer moved Cr Braund seconded

That Council:

1. endorse and adopt the PO058 Purchasing and Procurement Policy for inclusion in Council's policy manual and on the website;

2. appoint two (2) Elected Members to the Tender Evaluation Panel
Cr Davey and Cr Hoyle.

CARRIED 006/2015 (21/01/2015)

DA/CEO/R3

YORKE PENINSULA RECREATION, SPORT AND OPEN SPACE STRATEGY

Cr Davey moved Cr Langford seconded

That Council endorse and adopt the Yorke Peninsula and Lower Mid North Region Recreation, Sport and Open Space Strategy 2014.

CARRIED 007/2015 (21/01/2015)

DA/CEO/R4

REGIONAL PUBLIC HEALTH CARE PLAN

Cr Headon moved Cr Meyer seconded

That Council endorse and adopt the Regional YP Public Health Care Plan 2014 – 2020.

CARRIED 008/2015 (21/01/2015)

Mayor Agnew formally welcomed Mrs Karen Schulz to the meeting as the Acting Director Corporate and Community Services.

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

FINANCIAL REPORT 31ST DECEMBER 2014

Cr Langford moved Cr Braund seconded

That Council receive the financial report as at 31st December 2014.

CARRIED 009/2015 (21/01/2015)

DA/CCS/R2

2015/2016 ANNUAL BUSINESS PLAN AND BUDGET PREPARATION TIMETABLE

Cr Cook moved Cr Bittner seconded

Council adopt the attached 2015/2016 Annual Business Plan and Budget Preparation Programme.

CARRIED 010/2015 (21/01/2015)

DA/CCS/R3

MINLATON SKATE PARK COMMITTEE

Cr Cook moved Cr Braund seconded

That Council accept the donation of the Minlaton Skate Park as an Asset Free of Charge and add the structure to Council's asset register.

CARRIED 011/2015 (21/01/2015)

DA/CCS/R4

EMMA ANNA – PUBLIC ART DISPLAY REQUEST

Cr Headon moved Cr Bittner seconded

That Council support the Ardrossan Progress Association with a \$2,250 subsidy to enable them to accept the offer for the display for Emma Anna's piece '*imag_ne*'.

MOTION LOST

DA/CCS/R5

DRAFT CREDIT CARD POLICY

Cr Davey moved Cr Langford seconded

That Council endorse and adopt the Updated PO084 Credit Card Policy for inclusion in Council's policy manual and on the website.

CARRIED 012/2015 (21/01/2015)

DA/CCS/R6

LATE ITEM TROUBRIDGE ISLAND LIGHTHOUSE CLOSURE – REQUEST FOR FUNDS TO REPAIR/UPGRADE

5.55pm

Cr Meyer moved Cr Brundell seconded

That the meeting move to informal mode to discuss the late item Troubridge Island Lighthouse Closure.

CARRIED 013/2015 (21/01/2015)

6.02pm

Cr Braund left the meeting to confer with Jenny Oldland and then returned to his chair.

6.10pm

Cr Langford moved Cr Brundell seconded

That the meeting move back to formal mode for a decision on the Late Item Troubridge Island Lighthouse Closure.

CARRIED 014/2015 (21/01/2015)

Cr Hoyle moved Cr Meyer seconded

That Council don't make a contribution at this time, but are prepared to facilitate a meeting between the Friends of Troubridge Island in meeting with Minister Mulligan in relation to the lighthouses future.

CARRIED 015/2015 (21/01/2015)

ASSETS AND INFRASTRUCTURE SERVICES – DEBATE

DA/AIS/R1

WASTE MANAGEMENT SERVICES CONTRACT

Cr Cook moved Cr Davey seconded

That Council exercise Clause 3.2.4 'Extension of Initial Contract Term – Mutual Agreement' of the current waste management services contract with SITA Australia Pty Ltd.

CARRIED 016/2015 (21/01/2015)

DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

MEMBER APPOINTMENTS TO COUNCIL'S DEVELOPMENT ASSESSMENT PANEL

Cr Davey moved Cr Langford seconded

1. That Council adopt the attached "Terms of Reference" (Attachment A) for the establishment of the Yorke Peninsula Council Development Assessment Panel.

2. That Council adopt the attached meeting procedures for the Yorke Peninsula Council Development Assessment Panel (Attachment B).
3. That Council adopt the attached Delegations Policy (Attachment C).
4. That Council adopt the attached Code of Conduct (Attachment D) for the members of the Yorke Peninsula Council Development Assessment Panel.
5. That the Council's Development Assessment Panel (CDAP) is established pursuant to Section 56A of the Development Act 1993 from 12 February 2015.
6. That the membership of the CDAP shall be comprised of:
 - 6.1 *one Presiding Member;*
 - 6.2 *three Independent Members; and*
 - 6.3 *three Elected Members of Council.*
7. That having regard to Section 56A (3) of the Development Act 1993 the following are appointed as Members of the Yorke Peninsula Council Development Assessment Panel from 12 February 2015.
 - 7.1 Presiding Member:
 - (1) Rodney Button
 - 7.2 Independent Members:
 - (1) Debra Agnew
 - (2) Peter Tonkin
 - (3) Susan Avey
 - 7.3 Council Members:
 - (1) Cr Hoyle
 - (2) Cr Cook
 - (3) Cr Rich
8. That Members shall hold office for two (2) years commencing 12 February 2015.
9. That the fee for an Independent Member of the Panel shall be as follows : -
 - 9.1 The Presiding Member shall be paid a fee of \$150.00 per meeting;
 - 9.2 All other Independent Members shall be paid a fee of \$100.00 per meeting and;
 - 9.3 That Independent Members appointed to the Panel shall be paid travel costs per meeting or inspection.
10. That the Council appoints its Director Development Services Mr Roger Books as the Public Officer of the CDAP.
11. In exercise of the powers contained in Section 20 of the Development Act 1993 the powers, functions and duties under the Development Act, 1993 Development (Development Plans) Amendment Act, 2006 and the Development Regulations, 2008 which were previously delegated by the Council have been reviewed and any revised delegations as a result of changes to legislation that require adoption have been included in the attached Delegations Policy (c).

CARRIED 017/2015 (21/01/2015)

DA/DS/R2

BUILDING FIRE SAFETY COMMITTEE

Cr Cook moved Cr Braund seconded

That Council endorse all actions of the Building Fire Safety Committee undertaken during the 2014 calendar year.

CARRIED 018/2015 (21/01/2015)

DA/DS/R3

BLACK POINT HERITAGE AREA: MEMORIAL WALL

Cr Brundell moved Cr Cook seconded

That Council grants consent for a Memorial Wall commemorating people who held a close affinity to the Black Point community to be established in the Black Point boat ramp car park by the Black Point Progress Association.

CARRIED 019/2015 (21/01/2015)

ITEM 7 GENERAL BUSINESS

Cr Cook

Advised Members there is quite a bit of concern about people coming into the area selling raffle tickets, a couple of ticket sellers have been quite aggressive, and it isn't doing a lot of good for our communities. Phil Herrmann responded to Cr Cook's query advising the members that the policy in relation to commercial activities on footpaths is currently under review.

Cr Davey

Commented about the recent publicity Council received in relation to tree trimming, Cr Davey advised that he had travelled around with Mr Mills and Mr Cadd inspecting the tree trimming activities undertaken.

Mayor Agnew

Reminded Councillors about the Australia Day functions being held around the district on Monday, the main one for the Council is being held at 2.30pm in the Minlaton Town Hall. Mayor Agnew advised members that he was fortunate to attend the launch of the Australia Day Council luncheon. The Chairperson of the Australia Day Council Adriana Christopoulos and the Governor both spoke very well. Mayor Agnew will be attending the Lions Breakfast at Stansbury, the Flag Raising ceremony at Port Victoria and then the Council function at Minlaton.

ITEM 8 CONFIDENTIAL AGENDA

CA/R1 PATROL GRADER TENDER 115-2014

Cr Davey 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, Acting 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 Patrol Grader 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 Patrol Grader 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 Patrol Grader Tender be retained in confidence for a period of 12 months.

CARRIED 020/2015 (21/01/2015)

6.40pm 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 \$255,000 plus GST from Cavill Power Products for one (1) patrol grader (tender 115-2014).

CARRIED 021/2015 (21/01/2015)

6.42pm The Public Meeting resumed.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 11th February 2015 commencing at 5.30pm.

6.43pm The Mayor declared the meeting closed.

ITEM 10 CLOSURE

The Meeting Closed at 6.43pm.

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Mayor Ray Agnew

11th February 2015