



Yorke Peninsula Council
**Minutes of the Meeting of the
Yorke Peninsula Council**

held on Wednesday 22nd January 2014
in the Council Chambers
57 Main Street Minlaton commencing at 5.30 pm
(Subject to confirmation)

ITEM 1 WELCOME

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

PRESENT

Mayor Ray Agnew OAM, Deputy Mayor Brenda Bowman, Councillors Jeff Cook, Trevor Davey, Bob Nicholls (5.53pm), John Sendy, Dean Butler, Barry Schell and David Langford.

IN ATTENDANCE

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

LEAVE OF ABSENCE

Nil

APOLOGIES

Councillors Veronica Brundell and John Rich

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 advised Elected Members that he would be declaring a conflict of interest with the Late Item to be presented by the Acting CEO in relation to Rex Minerals should Council resolve to accept it for consideration.

MINUTES OF THE PREVIOUS MEETING

Cr Langford moved Cr Sedy seconded

That the minutes of the Council meeting held on Wednesday 11th December 2013 at 5.30pm be confirmed as a true record.

CARRIED 001/2014 (22/01/2014)

ITEM 2 MAYOR'S REPORT

Mayor Agnew advised that in addition to his written report he had a couple of matters that he would like to present, Mayor Agnew acknowledged the outstanding effort of staff particularly Phil Herrmann Senior Compliance Officer, Mick Cartwright Manager Development Services and Roger Brooks Director Development Services for their diligent work in obtaining last minute approval for the Fireworks at Stansbury on New Year's Eve and Port Vincent on New Year's Day to proceed despite total Fire Bans being in place.

He acknowledged the efforts of local CFS volunteers who attended a fire near Stansbury. He also praised the effort and work of local farmers who support and assist the CFS with fire fighting. Cr Davey highlighted the efforts of the farming community in dealing with fire outbreaks within our communities, Mayor Agnew reiterated Cr Davey's comments.

Mayor Agnew highlighted an article from the Advertiser in relation to an automated external defibrillator (AED) purchased by the Stansbury Progress Association and housed at the Caravan Park that had been used to save a patron's life, until emergency crews arrived, during a medical emergency in October 2013.

Mayor Agnew advised that the Minlaton Skate Park Committee had been awarded a Sport and Recreation Grant of \$55,000 towards the skate park, and Council had received funding support for the Black Point Boat Ramp.

Mayor Agnew asked that the minutes record the recent passing of Mr Vic Jones who was a councillor for the District Council of Minlaton from 1972 – 1976.

Cr Cook moved Cr Langford seconded

That the report from Mayor Agnew be received.

CARRIED 002/2014 (22/01/2014)

ITEM 4.2 ADOPTION OF INFORMATION AGENDA

Cr Davey moved Cr Butler seconded

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

CARRIED 003/2014 (22/01/2014)

ITEM 6 DEBATE AGENDA

6.1 CHIEF EXECUTIVE OFFICER - DEBATE

DA/CEO/R1

THE CITY OF ADELAIDE CLIPPER SHIP CAMPAIGN

Cr Cook moved Cr Davey seconded

That the report be received.

CARRIED 004/2014 (22/01/2014)

DA/CEO/R2

REGIONAL DEVELOPMENT AUSTRALIA LETTER OF SUPPORT

Cr Davey moved Cr Bowman seconded

That Council authorise the Chief Executive Officer to provide an appropriate letter of support in relation to Yorke and Mid North Regional Development Australia in line with the request from Chairperson Kay Mathias.

CARRIED 005/2014 (22/01/2014)

DA/CEO/R3 – LATE ITEM

CORRESPONDENCE REQUEST FROM YP LAND OWNERS GROUP

Cr Cook moved Cr Schell seconded

That the late item from the Acting Chief Executive Officer be received for consideration by Council.

CARRIED 006/2014 (22/01/2014)

5.48pm Mayor Agnew declared an interest with Debate Item 6.1 Report 3 Request from YP Landowners Group in relation to Rex Minerals, as he is currently a share holder of Rex Minerals shares with his wife, he handed the Chair over to Deputy Mayor Bowman and left the Chamber.

Cr Davey moved Cr Langford seconded

That Council approve the Acting Chief Executive Officer writing to DMITRE and Minister Koutsantonis requesting a further round of public consultation in relation to the Rex Minerals Mining Application to address the issues raised in the correspondence received from YP Landowners Group.

CARRIED 007/2014 (22/01/2014)

5.50pm Mayor Agnew returned to the Chamber and resumed the Chair.

6.2 CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

DECEMBER 2013 BUDGET REVIEW

Cr Langford moved Cr Schell seconded

That Council adopt the December 2013 Budget Review changes as presented in the December 2013 Budget Review – Summary of Changes and the attached financial reports (Uniform Presentation of Finances, Statement of Comprehensive Income, Balance Sheet, Cash Flow Statement, Statement of Changes in Equity and Financial Ratios Report).

CARRIED 008/2014 (22/01/2014)

5.53pm Cr Nicholls entered the Chamber and joined the meeting.

DA/CCS/R2

FINANCIAL REPORT 31st DECEMBER 2013

Cr Davey moved Cr Bowman seconded

That Council receive the financial report as at 31st December 2013.

CARRIED 009/2014 (22/01/2014)

DA/CCS/R3

SIGNATORIES TO COUNCIL'S CHEQUE ACCOUNT POLICY

Cr Bowman moved Cr Senty seconded

That Council endorse and adopt the updated PO095 Signatories to Council's Cheque Account Policy as presented in the Agenda for inclusion in Council's policy manual and on the website.

CARRIED 010/2014 (22/01/2014)

DA/CCS/R4

BALGOWAN CAMPING GROUND

Cr Butler moved Cr Langford seconded

1. That Council grant a land only lease to the Balgowan Progress Association Inc. for five years, with a five year right of renewal over Balgowan Camping Ground being Section 362 Plan 130600 Crown Record: Volume 5757 Folio 183, 6 Main Street Balgowan SA 5573.
2. The lease fee be \$850 + GST per annum.
3. The Mayor and Chief Executive Officer be authorised to sign and affix Council's seal to the lease documents as necessary CR Volume: 5757 Folio: 183 PTS: 362 Parcel: 53784.

CARRIED 011/2014 (22/01/2014)

DA/CCS/R5

DRAFT LONG TERM FINANCIAL PLAN

Cr Cook moved Cr Nicholls seconded

That the draft Long Term Financial Plan for 2013/14 to 2022/23 be endorsed for public consultation.

CARRIED 012/2014 (22/01/2014)

6.4 DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

STREET NAMING - YORKETOWN

Cr Davey moved Cr Cook seconded

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.

CARRIED 013/2014 (22/01/2014)

DA/DS/R2

SWIMMING POOL LEGISLATION AMENDMENTS

Cr Davey moved Cr Nicholls seconded

That Council:

1. endorse and adopt the amended Building Inspection Policy PO009.
2. approve an amendment to the Fees & Charges Register to include the new \$170 swimming pool development application fee.

CARRIED 014/2014 (22/01/2014)

DA/DS/R3

BUILDING FIRE SAFETY COMMITTEE

Cr Davey moved Cr Langford seconded

That Council endorse all actions of the Building Fire Safety Committee undertaken during the 2013 calendar year.

CARRIED 015/2014 (22/01/2014)

ITEM 7 GENERAL BUSINESS

Mayor Agnew

Presented the KESAB Sustainable Communities Winners Award to Elected Members for display in the Council Chambers.

Cr Nicholls

Advised Elected Members that he would be standing as an independent for the next State Government Election.

Cr Davey

Advised Elected Members that he had congratulated staff on the work undertaken to re-sheet and clear some timber on Willing Road recently.

ITEM 8 CONFIDENTIAL AGENDA

CA/AIS/R1

SELF-PROPELLED VIBRATORY ROLLER TENDER 109-2013

Cr Langford moved Cr Bowman seconded

Section 90(3)(k) Order

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, Manager 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 Self-Propelled Vibratory Roller 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 that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

Section 91(7) Order

That having considered agenda item 8 Self-Propelled Vibratory Roller 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 report, tender evaluation and any supporting documentation relevant to agenda item 8 titled Self-Propelled Vibratory Roller Tender be retained in confidence for a period of 12 months.

CARRIED 16/2014 (22/01/2014)

6.09pm The public were asked to leave and the Chamber secured.

6.19pm The public meeting resumed.

CA/AIS/R1

SELF-PROPELLED VIBRATORY ROLLER TENDER 109/2013

Released in camera minute

Cr Nicholls moved Cr Sendy seconded

That Council accept the tender of \$169,700 plus GST from Cavill Power Products for one (1) self-propelled vibratory roller (tender 109-2013).

CARRIED 17/2014 (22/01/2014)

CA/AIS/R2

WALK THE YORKE TRAIL CONSTRUCTION TENDER 110/2013

Cr Bowman moved Cr Schell seconded

Section 90(3)(k) Order

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, Manager 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 Trail Construction 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 that the meeting be conducted in a place open to the public has been outweighed in the circumstances.

Section 91(7) Order

That having considered agenda item 8 Walk the Yorke Trail Construction 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 report, tender evaluation and any supporting documentation relevant to agenda item 8 titled Walk the Yorke Trail Construction Tender be retained in confidence for a period of 12 months.

CARRIED 19/2014 (22/01/2014)

6.20pm The public were asked to leave and the Chamber secured.

6.22pm The public meeting resumed.

CA/AIS/R2

WALK THE YORKE TRAIL CONSTRUCTION TENDER 110/2013

Released in camera minute

Cr Bowman moved Cr Langford seconded

That Council:

1. *confidential.*
2. accept the tender of \$589,000 plus GST from PA & VL Oster (Ardrossan Earthmoving) for the trail construction component of the Walk the Yorke Project (Tender 110-2013).

CARRIED 20/2014 (22/01/2014)

6.22pm The Mayor declared the meeting closed.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 12th February 2014 commencing at 5.30pm.

ITEM 10 CLOSURE

The Meeting Closed at 6.22pm.

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Mayor Ray Agnew
12th February 2014