



Yorke Peninsula Council

Minutes of the Meeting of the Yorke Peninsula Council

held on Wednesday 8th June 2016,
in the Council Chambers
57 Main Street Minlaton commencing at 5.30pm
(Subject to confirmation)

ITEM 1 WELCOME

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

Mayor Agnew asked that the passing of former Councillor Victor John Brown OAM on 28th May 2016 be recorded. He then provided Members with a history of Mr Brown's service on Council.

PRESENT

Mayor Ray Agnew OAM, Deputy Mayor Trevor Davey, Councillors Naomi Bittner, Veronica Brundell, Alan Headon, Darren Braund, Adam Meyer, David Langford, Scott Hoyle and Tania Stock.

IN ATTENDANCE

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

LEAVE OF ABSENCE

Cr John Rich from 8th April 2016 – 22nd June 2016

APOLOGIES

Cr Jeff Cook

CONFLICT OF INTEREST

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

Cr Meyer advised that he had a perceived conflict of interest with Debate Item 6.3 R1 Night Travel for Oversize/Over mass Agricultural Vehicles.

MINUTES OF THE PREVIOUS MEETING

Cr Brundell moved Cr Headon seconded

That the minutes of the Council meeting held on Wednesday 11th May 2016 at 5.30pm be confirmed as a true record.

CARRIED 103/2016 (08/06/2016)

Cr Langford moved Cr Hoyle seconded

That the Confidential minutes of the Council meeting held on Wednesday 11th May 2016 at 6.05pm be confirmed as a true record.

CARRIED 104/2016 (08/06/2016)

ITEM 2 MAYORS REPORT

Cr Bittner moved Cr Braund seconded

That the report from Mayor Agnew be received.

CARRIED 105/2016 (08/06/2016)

ADOPTION OF INFORMATION AGENDA

Cr Langford moved Cr Stock seconded

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

CARRIED 106/2016 (08/06/2016)

Mayor Agnew enquired about Information Agenda Item 4.3 R4 Walk the Yorke Project Completion - What does *the operational period of 5 years* mean? The CEO advised he would take the question on notice and provide a response.

ITEM 6 DEBATE AGENDA

CHIEF EXECUTIVE OFFICER

DA/CEO/R1

CENTRAL LOCAL GOVERNMENT REGION CHARTER

Cr Davey moved Cr Langford seconded

That Council approve the Central Local Government Region Charter and advise CLGR accordingly.

CARRIED 107/2016 (08/06/2016)

DA/CEO/R2

CENTRAL LOCAL GOVERNMENT REGION AUDIT COMMITTEE EXEMPTION

Cr Bittner moved Cr Braund seconded

That Council as a Constituent Council of the Central Local Government Region, supports the CLGR seeking an extension from the Minister of Local Government for an exemption from the need to establish an Audit Committee.

The Council's support for this arrangement is subject to:

1. the CLGR having in place relevant internal control policies and procedures and that these are periodically reviewed and updated;
2. the CLGR's external auditor has provided an audit opinion to the CLGR that it's internal controls are sufficient to provide a reasonable assurance that its financial transactions are being conducted properly and lawfully;
3. the CLGR's adopted budget and audited annual financial statements continuing to be provided to Yorke Peninsula Council as soon as practicable;
4. all reports and opinions by the CLGR's external auditor being made available to Yorke Peninsula Council;
5. no evidence has come to light which strongly suggests that the CLGR is not complying with its obligations under the Local Government Act 1999 and associated Regulations in all material aspects;
6. any breach of the above requirements which is not corrected within three months being reported to Yorke Peninsula Council along with any advice on corrective action proposed or underway.

CARRIED 108/2016 (08/06/2016)

DA/CEO/R3

STRATEGIC MANAGEMENT PLAN

Cr Bittner moved Cr Braund seconded

That Council:

1. consider the final feedback received in relation to the draft Strategic Management Plan as contained in Attachment 1.
2. adopt the 2016-2020 Strategic Management Plan.

CARRIED 109/2016 (08/06/2016)

CORPORATE AND COMMUNITY SERVICES – DEBATE

DA/CCS/R1

FINANCIAL REPORT 31st MAY 2016

Cr Headon moved Cr Langford seconded

That Council receive the financial reports as at 31st May 2016.

CARRIED 110/2016 (08/06/2016)

DA/CCS/R2

ANNUAL BUSINESS PLAN PUBLIC CONSULTATION FEEDBACK

Time was allowed during the meeting as required for questions and submissions from the public. There were no public present during the meeting.

Cr Langford moved Cr Stock seconded

That the submissions provided be received and taken into consideration prior to the adoption of the Draft 2016/2017 Annual Business Plan and Budget at its meeting to be held 13th July 2016.

CARRIED 111/2016 (08/06/2016)

DA/CCS/R3

PROPOSED RATES OPTIONS (MODELS) FOR 2016/17

5.45pm With the consent of 2/3 of members present, the Mayor declared the meeting would move to informal mode for discussion on this matter.

Discussion ensued.

5.50pm

Cr Davey moved Cr Hoyle seconded

That the meeting return to formal mode for a decision.

CARRIED 112/2016 (08/06/2016)

Cr Hoyle moved Cr Bittner seconded

That Council endorse Option 2 as the preferred option for the raising of General Rates in 2016/17.

MOTION LOST

Cr Davey called for a division - As a consequence the result of the above motion was set aside.

Upon Dividing, four Members voted in the affirmative; five Members voted in the negative.

Members voting in the Affirmative

**Cr Hoyle
Cr Langford
Cr Bittner
Cr Davey**

Members voting in the Negative

**Cr Stock
Cr Meyer
Cr Braund
Cr Headon
Cr Brundell**

The Mayor declared the

MOTION LOST

Cr Headon moved Cr Stock seconded

That Council endorse Option 3 as the preferred option for the raising of General Rates in 2016/17.

MOTION LOST

Cr Meyer moved Cr Braund seconded

That Council endorse Option 1 as the preferred option for the raising of General Rates in 2016/17.

CARRIED 113/2016 (08/06/2016)

DA/CCS/R4

STANSBURY GOLF CLUB INC. – REQUEST FOR WATER ALLOWANCE

Discussion ensued.

Cr Davey moved Cr Meyer seconded

That this matter lay on the table pending further information being provided at a workshop.

CARRIED 114/2016 (08/06/2016)

DA/CCS/R5

WAROOKA PROGRESS ASSOCIATION – COMMUNITY GRANTS EXTENSION

Cr Brundell moved Cr Braund seconded

That Council formally endorse an extension of the Warooka Progress Association 2015/2016 Community Grant of \$5,000 to 30 June 2017.

CARRIED 115/2016 (08/06/2016)

DA/CCS/R6

MISSION TO SEAFARERS PORT GILES – COMMUNITY GRANTS EXTENSION

Cr Bittner moved Cr Headon seconded

That Council formally endorse an extension for the Mission to Seafarers Port Giles 2015/2016 Community Grant of \$3,090 to 30 June 2017.

CARRIED 116/2016 (08/06/2016)

DA/CCS/R7

BUSINESS CONTINUITY PLAN

Cr Davey moved Cr Hoyle seconded

That Council endorse and adopt PO027 Business Continuity Policy and Business Continuity Plan 2016 for inclusion in Council's policy manual and on the website.

CARRIED 117/2016 (08/06/2016)

ASSET AND INFRASTRUCTURE SERVICES – DEBATE

DA/AIS/R1

NIGHT TRAVEL FOR OVERSIZE / OVER MASS AGRICULTURAL VEHICLES

5.59pm

Cr Meyer declared a conflict of interest with Debate Item 6.3 R1 Night Travel for Oversize / Over mass Agricultural Vehicles, completed the SF019 Elected Members Declaration of Conflict Form and left the Chamber.

Cr Davey moved Cr Hoyle seconded

That Council support and endorse Road Manager Consent to the Department of Planning, Transport and Infrastructure in implementing Option 1 of the "Night Travel for Oversize / Over mass Agricultural Vehicles" Discussion Paper, which will provide a night travel exemption for all agricultural machines and / or agricultural combinations to operate at the dimensions defined for Zone 3 and Zone 4 in the "Code of Practice for Oversize or Over mass Agricultural Vehicles".

CARRIED 118/2016 (08/06/2016)

6.01pm Cr Meyer returned to the Chamber and re-joined the meeting.

DA/AIS/R2

MAITLAND WALKING TRAIL

Cr Bittner moved Cr Headon seconded

That Council:

1. endorse the 2.5km walking trail to be constructed around Maitland on the parklands adjacent to the Golf Course; and
2. approve the supply of the materials for the construction of the Maitland Walking Trail.

CARRIED 119/2016 (08/06/2016)

DEVELOPMENT SERVICES – DEBATE

DA/DS/R1

BUSH CAMPING WORKING PARTY

Cr Meyer moved Cr Braund seconded

That Council:

1. receive the Minutes of the Bush Camping Working Party held on 11th May 2016.
2. endorse the recommendations made by the Bush Camping Working Party.

CARRIED 120/2016 (08/06/2016)

DA/DS/R2

AUTHORISATION TO SIGN LAND MANAGEMENT AGREEMENT

Cr Headon moved Cr Davey seconded

That Council authorise the Mayor and Chief Executive Officer to sign and affix the Common Seal on the relevant documents relating to the Land Management Agreement over land described as Section 322 Hundred of Para Wurlie in the area named Point Souttar, as contained within Certificate of Title Volume 5415 Folio 919.

CARRIED 121/2016 (08/06/2016)

DA/DS/R3

AQUACULTURE (ZONES – EASTERN SPENCER GULF AMENDMENT POLICY)

Cr Meyer moved Cr Hoyle seconded

That Council advise Primary Industry and Regions SA (PIRSA) that it has no objections and supports the outcomes proposed in the Aquaculture (Zones – Eastern Spencer Gulf Amendment Policy) Statement of Effect.

CARRIED 122/2016 (08/06/2016)

DA/DS/R4

MAITLAND CHILDREN'S CENTRE

Cr Stock moved Cr Langford seconded

That Council:

1. grant a lease to Patricia Ann Donlevy, trading as Happy Kidz Childcare, over part Section (PTS) 384 PLN 130800 Crown Record: Volume 5758 Folio 189, 15 Kilkerran

Terrace, Maitland SA being the Maitland Children's Centre for the purpose of establishing a childcare centre.

2. authorise the Mayor and Chief Executive Officer to sign and affix Council's Common Seal to the relevant documents necessary to execute the lease.

CARRIED 123/2016 (08/06/2016)

DA/DS/R5

REGULATION OF SHOP TRADING HOURS

Cr Headon moved Cr Langford seconded

That Council:

1. proposes to apply to the Minister for Industrial Relations under Section 12 of the Shop Trading Hours Act 1977 for the abolition of the following Proclaimed Shopping Districts, including all towns listed within the Proclaimed Shopping Districts;
 - a) Minlaton
 - b) Yorke Peninsula
2. pursuant to Section 12(6) of the Shop Trading Hours Act 1977, seeks the views of the following persons on this proposal, being 'interested persons' for the purpose of that Section:
 - a) Persons residing in the area of the Council; and
 - b) Shopkeepers and shop assistants residing outside the area of the Council, but employed or engaged in shops within it.
3. undertake public consultation for the purpose of obtaining the views of interested persons, in accordance with the requirements of the Shop Trading Hours Act 1977 and the Public Consultation Policy.

CARRIED 124/2016 (08/06/2016)

GENERAL BUSINESS

Cr Davey queried if it would be possible to schedule some of the Workshop topics following the Council meetings, to allow an informal gathering to be held following the Council meeting, to make more effective use of the time allocated for both Council meetings and Workshops. The CEO advised he would take the question on notice.

6.11pm There was no further business on the Agenda to be discussed therefore:

Cr Davey moved Cr Bittner seconded

That the meeting adjourn until the expiration of the required minimum time for submissions to be received from the public, on the Annual Business Plan.

CARRIED 125/2016 (08/06/2016)

With staff and Elected Members remaining in the Chamber until completion of the required time period.

6.30pm The meeting resumed.

Crs Hoyle and Bittner and CEO Andrew Cameron advised that they would be apologies for the July Council meeting.

ITEM 9 NEXT COUNCIL MEETING

Wednesday 13th July 2016 commencing at 5.30pm.

6.33pm Mayor Ray Agnew thanked all for their attendance and declared the meeting closed.

ITEM 10 CLOSURE

The Meeting Closed at 6.33pm.

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Mayor Ray Agnew OAM
13th July 2016