



## *Yorke Peninsula Council*

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

held on Wednesday 9<sup>th</sup> March 2016,  
in the Council Chambers  
57 Main Street Minlaton commencing at 5.30pm  
(Subject to confirmation)

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### **ITEM 1 WELCOME**

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

### **PRESENT**

Mayor Ray Agnew OAM, Deputy Mayor Trevor Davey, Councillors Naomi Bittner, John Rich, Veronica Brundell, Alan Headon, Adam Meyer, David Langford, Jeff Cook, 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**

Nil

Cr John Rich formally requested leave of absence from Council for the period 8<sup>th</sup> April 2016 – 22<sup>nd</sup> June 2016.

### **APOLOGIES**

Cr Darren Braund

## **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.

Mayor Agnew declared a conflict of interest with Item 1.8 Motion on Notice as the report is about a decision concerning him joining the Outbound Mission to Shandong.

Cr Adam Myer declared a perceived conflict of interest with Information Item 4.6.4 Alcohol Management Working Party and Debate Item 6.4 R2 Extension to the Maitland and Ardrossan Dry Areas as he is an officer of the crown and required to enforce dry areas.

## **MINUTES OF THE PREVIOUS MEETING**

### **Cr Langford moved Cr Headon seconded**

That the minutes of the Council meeting held on Wednesday 10<sup>th</sup> February 2016 at 5.30pm be confirmed as a true record.

**CARRIED 035/2016 (09/03/2016)**

## **ITEM 1.8 MOTION ON NOTICE**

*5.33pm Mayor Agnew declared a conflict with the next matter and left the meeting and the Chamber, Deputy Mayor Davey assumed the Chair.*

### **Cr Hoyle moved Cr Rich seconded**

That Council:

1. endorse Mayor Ray Agnew participating in the Outbound Mission to Shandong 2016 accompanied by Premier Weatherill and other representatives from both local and State Government.
2. not be required to financially contribute to Mayor Agnew's costs associated with his participation in the Outbound Mission to Shandong 2016.

**CARRIED UNANIMOUSLY 036/2016 (09/03/2016)**

*5.36pm Mayor Agnew returned to the Chamber, re-joined the meeting and resumed the Chair.*

## **ITEM 1.11 PETITION**

### **Cr Rich moved Cr Langford seconded**

That the petition be received.

**CARRIED 037/2016 (09/03/2016)**

## **ITEM 2 MAYORS REPORT**

### **Cr Bittner moved Cr Headon seconded**

That the report from Mayor Agnew be received.

**CARRIED 038/2016 (09/03/2016)**

## **ADOPTION OF INFORMATION AGENDA**

### **Cr Hoyle moved Cr Headon seconded**

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

**CARRIED 039/2016 (09/03/2016)**

## **ITEM 5 VISITORS TO THE MEETING**

5.37pm Mayor Agnew advised that there were 5 members wishing to address Council on the Port Vincent Foreshore Boat Ramp Consultation

Mayor Agnew read a prepared statement in relation to the background around this matter thus far.

5.40pm Mayor Agnew invited Mr Peter Lehmann representing the Port Vincent Progress Association to address the Council. Concluded 5.42pm

5.42pm Mr Greg Hackett – thanked Council for the opportunity to represent the Port Vincent Sailing Club and the Aquatics Centre. Concluded 5.45pm

5.45pm Mr Dick Pain – thanked Council for allowing him the opportunity to speak. Concluded 5.50pm

5.50pm Mr Robert Hore – I have lived across the road for 30 years outlined his thoughts about the boat ramp. Concluded 5.53pm

5.53pm Mr Ron Trinne –Safety of users is of paramount importance highlighted his opinion about the boat ramp. Concluded 5.59pm

6.00pm Mayor Agnew advised that with leave of the meeting, the meeting would move to Agenda Debate Report 6.4R1 Port Vincent Foreshore Boat Ramp.

Leave of the meeting was granted.

## **DEVELOPMENT SERVICES – DEBATE**

### **DA/DS/R1**

#### **PORT VINCENT FORESHORE BOAT RAMP**

Cr Myer requested that the meeting move to informal mode to discuss this matter, this was supported by 2/3 of the members present.

6.02pm

Informal discussion ensued on this matter.

#### **Cr Davey moved Cr Hoyle seconded**

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

**CARRIED 040/2016 (09/03/2016)**

6.33pm Returned to ordinary Council.

#### **Cr Davey moved Cr Cook seconded**

That Council maintain the current status of the Port Vincent Foreshore Boat Ramp subject to the implementation of the following safety and commercial strategies on advice from Council's Mutual Liability Scheme.

1. Erecting a fence (similar to the existing playground fencing) down the western edge of the ramp, past the playground to a maximum of 3 metres in length.
2. Erecting a fence (similar to existing playground fencing) down the western side of the PVSC clubhouse, extending past the clubhouse to a distance equal to the existing 'deck' structure towards the foreshore and parallel along the building, extending past the building, towards the road to the a maximum of 1.5 metres in length, facilitating a walkway area.
3. As from 1 July 2016 the Port Vincent Foreshore Boat Ramp be included as a pay for use ramp by installing a boat ramp ticket machine.

**CARRIED 041/2016(09/03/2016)**

The meeting returned to the formal agenda.

**ITEM 6 DEBATE AGENDA**

**CHIEF EXECUTIVE OFFICER**

**DA/CEO/R1**

**STRATEGIC MANAGEMENT PLAN DEVELOPMENT**

**Cr Langford moved Cr Davey seconded**

That Council endorse the proposed draft Strategic Management Plan for consultation.

**CARRIED 042/2016 (09/03/2016)**

**DA/CEO/R2**

**INFORMAL GATHERINGS POLICY**

**Cr Davey moved Cr Headon seconded**

That Council adopt and endorse the newly drafted Informal Gatherings Policy as presented in the Agenda for inclusion in Council's policy manual and on the website.

**CARRIED 043/2016 (09/03/2016)**

**DA/CEO/R3**

**SAFE ENVIRONMENT POLICY**

**Cr Bittner moved Cr Cook seconded**

That Council adopt and endorse the newly drafted Safe Environment Policy as presented in the Agenda for inclusion in Council's policy manual and on the website.

**CARRIED 044/2016 (09/03/2016)**

**CORPORATE AND COMMUNITY SERVICES – DEBATE**

**DA/CCS/R1**

**FINANCIAL REPORT 29<sup>TH</sup> FEBRUARY 2016**

**Cr Langford moved Cr Headon seconded**

That Council receive the financial reports as at 29<sup>th</sup> February 2016.

**CARRIED 045/2016 (09/03/2016)**

**ASSETS AND INFRASTRUCTURE SERVICES – DEBATE**

**DA/AIS/R1**

**CLINTON ROAD LAND ACQUISITION VALUES**

**Cr Davey moved Cr Hoyle seconded**

That Council endorse a value of \$1/m<sup>2</sup> for identified land purchases complimenting the land acquisition requirements for the Clinton Road construction / upgrade for those requiring compensation.

**CARRIED 046/2016 (09/03/2016)**

**DA/AIS/R2**

**AUTHORISATION TO SIGN CERTIFICATE OF CONSENT FOR THE DEPOSIT OF A PLAN OF DIVISION**

**Cr Cook moved Cr Headon seconded**

That Council authorise the Mayor and Chief Executive Officer to sign and affix the Common Seal on the relevant documents complimenting the land acquisition requirements upon identified sections of 42, 470 and 471 Hundred of Clinton.

**CARRIED 047/2016 (09/03/2016)**

**DA/DS/R2**

**EXTENSION TO THE MAITLAND AND ARDROSSAN DRY AREAS**

6.34pm

Cr Meyer declared a perceived conflict of interest as he is an officer of the crown and required to administer Dry Areas. He left the meeting and the Chamber.

**Cr Headon moved Cr Cook seconded**

That Council:

1. makes an application to the Liquor and Gambling Commissioner requesting the dry area in Ardrossan be continued from 10pm to 8am daily the area contained in Attachment 1 for an indefinite period.
2. makes and application to the Liquor and Gambling Commissioner requesting the dry area in Maitland be continued for 24 hours daily, in the area contained in Attachment 2 for an indefinite period.

**CARRIED 048/2016 (09/03/2016)**

6.35pm Cr Meyer returned to the Chamber and re-joined the meeting.

**DA/DS/R3**

**BUSH CAMPING WORKING PARTY**

**Cr Langford moved Cr Stock seconded**

That Council receive the minutes of the Bush Camping Working Party held on 24 February 2016.

**CARRIED 049/2016 (09/03/2016)**

**DA/DS/R4**

**BALGOWAN DEVELOPMENT PLAN AMENDMENT**

**Cr Davey moved Cr Cook seconded**

That Council endorse the 'For Consultation' version of the Balgowan Settlement Development Plan Amendment (including any minor amendments that may be required) and authorise the Chief Executive Officer to make the necessary arrangements to have the DPA placed on public consultation in accordance with consultation processes as set out in the Statement of Intent.

**CARRIED 050/2016 (09/03/2016)**

**DA/DS/R5**

**CONSIDERATION OF SUPPLEMENTARY LAND MANGEMENT AGREEMENT**

**Cr Davey moved Cr Bittner seconded**

That Council support in principle the preparation of a Supplementary Deed to existing Land Management Agreement No. 7045857 registered to Allotment 1 (DP31624) Hundred Line Road, Hundred of Warrenben in the area named Foul Bay (CT: 5069/703), to allow for tourist accommodation comprising a single accommodation unit only, of not more than two bedrooms.

**CARRIED 051/2016 (09/03/2016)**

**GENERAL BUSINESS**

Nil

**ITEM 8 CONFIDENTIAL AGENDA**

**1. PABX PHONE SYSTEM TENDER**

**Cr Langford moved Cr Bittner 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, Manager Business and Public Relations, 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 PABX Phone System 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**

That having considered agenda item 8 PABX Phone System 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 Electronic Document Records Management System Tender be retained in confidence for a period of 12 months.

**CARRIED 052/2016 (09/03/2016)**

*6.40pm The public were asked to leave and the Chamber secured.*

*Released in camera minute.*

**Cr Davey moved Cr Meyer seconded**

That Council accept the tender from Telstra Corporation Limited for supply and installation of a PABX Phone System (tender number 147/2015) at a price of \$89,093 (GST exclusive).

**CARRIED 053/2016 (09/03/2016)**

*6.43pm The public meeting resumed.*

## **ITEM 8 CONFIDENTIAL AGENDA**

### **2. CONSTRUCTION OF FOUR (4) CARAVAN PARK CABINS AT THE MARION BAY CARAVAN PARK TENDER 128/2015**

**Cr Rich moved Cr Headon 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, Manager Business and Public Relations, 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 Construction of Caravan Park Cabins 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**

That having considered agenda item 8 Construction of Caravan Park Cabins 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 Caravan Parks Cabin Tender be retained in confidence for a period of 12 months.

**CARRIED 055/2016 (09/03/2016)**

*6.43pm The public were asked to leave and the Chamber secured.*

*Released in camera minute.*

**Cr Cook moved Cr Hoyle seconded**

That Council accept the tender of \$334,270 (excluding GST) plus connection costs as submitted by Jayco for the construction of four (4) Caravan Park Cabins at the Marion Bay Caravan Park (tender number 128/2015).

**CARRIED 056/2016 (09/03/2016)**

*6.45pm The public meeting resumed.*

**Cr Hoyle moved Cr Stock 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, Manager Business and Public Relations, 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 Unsealed Road 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 which states 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 Unsealed Road 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 agenda report, and supporting documentation relevant to agenda item 8 titled Unsealed Road Construction Tender be retained in confidence for a period of 12 months.

**CARRIED 058/2016 (09/03/2016)**

*Released in camera minute.*

**Cr Bittner moved Cr Rich seconded**

That Council endorse Lucas Total Contract Solutions Pty Ltd as the preferred contractor to undertake unsealed road construction requirements on Corny Point Road (identified sections) and North Coast Road, subject to agreed variations.

**CARRIED 059/2016 (09/03/2016)**

*6.58pm The public meeting resumed.*

**ITEM 9 NEXT COUNCIL MEETING**

Wednesday 13<sup>th</sup> April 2016 commencing at 5.30pm.

*7.00pm Mayor Ray Agnew thanked all for their attendance and declared the meeting closed.*

**ITEM 10 CLOSURE**

The Meeting Closed at 7.00pm.

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**Mayor Ray Agnew OAM**

13<sup>th</sup> April 2016





*Agriculturally rich-Naturally beautiful*

*Yorke Peninsula Council*

**The following Minutes of the Confidential Meetings  
of the Yorke Peninsula Council are  
released and Returned to the Public Record**

11<sup>th</sup> March 2015



*Agriculturally rich~Naturally beautiful*

## *Yorke Peninsula Council*

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

held on Wednesday 11<sup>th</sup> March 2015,  
in the Council Chambers  
57 Main Street Minlaton commencing at 6.10pm

(Subject to confirmation)

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### **ITEM 1 WELCOME**

Mayor Agnew welcomed everyone to the meeting and declared the meeting open.

### **PRESENT**

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

### **IN ATTENDANCE**

Andrew Cameron	Chief Executive Officer
Roger Brooks	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**

Nil

**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 8 CONFIDENTIAL AGENDA**

**CA/AIS/R1**

**BITUMEN SERVICES TENDER (TENDER 116/2014)**

**Cr Rich moved Cr Stock seconded**

That Council:

1. endorse the selective tender process for the tender 116/2014 due to the timing of the tender call; and
2. accept the tender of \$273,000 plus GST from Boral to fulfil bitumen requirements in accordance with the capital works budget for 2014/15 (tender 116/2014).

**CARRIED 053/2015 (11/03/2015)**

**Cr Brundell moved Cr Langford seconded**


That Council move out of the in camera confidential meeting and return to the public meeting.

**CARRIED 054/2015 (11/03/2015)**

*6.15pm the Confidential Meeting closed.*

**ITEM 10 CLOSURE**

The Meeting Closed at 6.15pm.

  
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**Mayor Ray Agnew**

**8<sup>th</sup> April 2015**