DISTRICT COUNCIL OF LOWER EYRE PENINSULA

MINUTES OF THE COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, RAILWAY TERRACE, CUMMINS, ON FRIDAY 16 NOVEMBER 2007 COMMENCING AT 1.34 PM.

PRESENT: COUNCILLORS M J HILL (MAYOR), J K LOW (DEPUTY MAYOR), G S BOBRIGE, N H TREZISE, L P MURRAY AND P J PORTER.

MESSRS P W AIRD (CEO) L P BLACKER (DEVELOPMENT MANAGER), R W PEARSON (DCEO) AND MRS G E PICKFORD (SECRETARY).

APOLOGIES: CR P B PEDLER

272 CONFIRMATION OF MINUTES

PORTER / BOBRIGE
That the Minutes of the Meeting held on 12 October 2007 and the Confidential Minutes of 12 October 2007, as per copies supplied to members, be confirmed.

Carried.

273 CHAIRMAN’S REPORT

The Chairman made comment that in the Meeting Procedures Handbook for Council Members (pg 17) it states that there is no legal requirement for members to give reports at Council meetings and that consideration should be given to dis-continuing this practise.

18/10/07 LGA Annual Conference and Workshops - Adelaide
Meeting with Minister Jay Weatherill regarding funding for the Cummins Homes (roofing & renovations of units)
25/10/07 Meeting of Developers – expression of interests for Section 669 Hundred of Lake Wangary - Port Lincoln
01/11/07 Council Audit Committee inaugural meeting - Cummins
05/11/07 Wangary School Council
13/11/07 Cummins Homes meeting - Cummins
14/11/07 Eyre Regional Development Board Annual Conference
15/11/07 Eyre Regional Development Board Annual Conference
274 MEMBERS’ REPORTS

(1) Cr G S Bobrige

15/10/07 NRM State-wide Forum on Volunteers – 51% of South Australians are Volunteers
Lower Eyre Pest Management Group – received third in the Alcoa Awards for Aleppo Pine Strategic removal
16/10/07 Tulka Progress Assoc
18-19/10/07 LGA Annual Conference and Workshops – Adelaide
25/10/07 Meeting of Developers – expression of interests for Section 669 Hundred of Lake Wangary - Port Lincoln
27/10/07 Road Safety Forum – Whyalla
01/11/07 Global Presentations expression of interest for Section 669 Hundred of Lake Wangary - Cummins
02/11/07 Southern Eyre Waste Management Committee
05/11/07 CFS visited Tulka Community
07/11/07 Lower Eyre Road Safety Committee meeting – AGM to be held 6 December 2007 in the City of Port Lincoln Chambers, 7.30pm
13/11/07 Lower Eyre Pest Management Group – will give out Aleppo Pines as Christmas Trees on 17 December
15/11/07 Lower Eyre Road Safety Committee – will be having adverts placed on GTS / BKN

(2) Cr J K Low

Nil.

(6) Cr N H Trezise

Nil.

(3) Cr L P Murray

18/10/07 Greater Port Lincoln fire protection meeting - Terese Pedler Community Fire Protection Education Officer presentation at North Shields
19/10 LGA Annual Conference - Adelaide
274 MEMBERS’ REPORTS cont’d:

(4) Cr P J Porter

25/10/07 Meeting of Developers – expression of interests for Section 669 Hundred of Lake Wangary - Port Lincoln
26/10/07 Development Assessment Panel
31/10/07 OHS& W Meeting - Cummins
01/11/07 Global Presentations expression of interest for Section 669 Hundred of Lake Wangary - Cummins

275 QUESTIONS WITHOUT NOTICE

(1) Point Boston Sub Division – Gun Club Road

Cr Murray queried the status of the sub division at Point Boston and the alignment of Gun Club Road in particular the acquisition of land by Council.

Cr Murray also noted that infrastructure supporting the Point Boston Development has been put down along the alignment of the existing Gun Club Road and questioned whether Council is protected against any costs should this need to be relocated.

The CEO advised that he was still waiting for land valuations in relation to the acquisition of land and that Council was not protected against any costs if services had to be realigned at a later date.

276 QUESTIONS ON NOTICE

Nil.

277 PETITIONS

Nil.

278 MOTIONS WITH NOTICE

Nil.
279 MOTIONS WITHOUT NOTICE

Nil.

280 BUSINESS ARISING FROM THE MINUTES

(1) Item 257 (1) Coffin Bay Caravan Park Lease
Cr Low queried this item. The CEO advised that the lease had been forwarded to the Lessees and that he plans to meet the Lessees regarding the lease boundary and the works program for the caravan park in the near future.

(2) Item 257 (2) Brinkworth Park
Cr Bobrige queried this item. The CEO advised that there had been no progress to date.

(3) Item 271 (1.2) Water Security Forum

MURRAY / TREZISE
That the District Council Of Lower Eyre Peninsula censures the Project Works Manager and any other persons, who have knowingly facilitated the drawing water from the public water main on Lincoln Highway, for the use on private road works on Point Boston, by allowing the use of infrastructure ie: the service main and water meter, which is licensed to the District Council Of Lower Eyre Peninsula for the drawing of water to be used exclusively on the Port Lincoln Airport and further distances this Council from said persons actions.

TREZISE / PORTER
That Council adjourn and reconvene in the Council Chambers at 2.30 pm.

Carried

… The meeting adjourned at 2.18 pm.
… The meeting resumed at 2.30 pm.
280 BUSINESS ARISING FROM THE MINUTES cont’d:

(3) Item 271 (1.2) Water Security Forum cont’d:

HILL / MURRAY
That the issue of water use for the Point Boston Development be adjourned to the 14 December meeting.

Carried

281 COMMITTEE MINUTES

LOW / BOBRIGE
That the Minutes of the Committee Meetings be received.

Carried.

1 Finance Committee
2 Works Committee
3 Occupational Health Safety & Welfare / EEO Consultative Committee
4 Lower Eyre Peninsula Audit Committee

PORTER / BOBRIGE
That the minutes of the Committee Meetings, and the recommendations contained therein, be adopted.

Carried.

282 MINUTES - OTHER BODIES

Noted.

283 PUBLIC MEETINGS

Nil.
OFFICER’S REPORT

CHIEF EXECUTIVE OFFICER’S REPORT

BOBRIGE / PORTER
That the Chief Executive Officer’s Report be received.

Carried.

CEO/98/07 - ANNUAL REPORT

TREZISE / BOBRIGE
That the 2006 / 07 Annual Report be adopted as presented and copies provided to all Councillors, both houses of Parliament and the South Australian Local Government Grants Commission.

Carried.

CEO/99/07 - COFFIN BAY CARAVAN PARK LEASE

Noted.

CEO/100/07 - CUMMINS OFFICE

TREZISE / BOBRIGE
That pursuant to Section 193 (4) of the Local Government Act, 1999, Council hereby resolves that the land it intends to acquire for administration office requirements at 30 Railway Terrace, contained in Certificate of Title Register Book Volume 5809 Folio 351, is to be excluded from the classification as community land.

Carried

CEO/101/07 - ADMINISTRATION STAFFING ARRANGEMENTS

Noted.
284 OFFICER’S REPORT cont’d:

1 CHIEF EXECUTIVE OFFICER’S REPORT cont’d:

CEO/102/07 - EXPRESSIONS OF INTEREST SECTION 669 HUNDRED OF LAKE WANGARY (LEAR STREET COFFIN BAY)

LOW / BOBRIGE
That agenda item 284 (1) CEO/102/07 be deferred until the end of the meeting.

Carried.

CEO/103/07 - CORONIAL ENQUIRY - WANGARY FIRE

Noted.

CEO/104/07 - LINCOLN AIR CHARTER LEASE

TREZISE / BOBRIGE
That the Chairman and Chief Executive Officer be empowered to sign and seal a 21 year lease agreement for Lincoln Air Charter’s hangar at the Port Lincoln Airport, subject to minor amendments to Council’s standard lease document on the advice of Council’s solicitor.

Carried.

CEO/105/07 - NATIONAL SEA CHANGE TASKFORCE

LOW / BOBRIGE
That the national Sea Change Taskforce be thanked for their invitation to join as a member and advised that Council does not wish to become a member at this time, however it will follow the activities of the taskforce with interest.

Carried.

CEO/106/07 - MEETINGS ATTENDED

Noted.

CEO/107/07 - LOT ADVICES

Noted.
ADDENDUM TO THE CHIEF EXECUTIVE OFFICER’S REPORT

CEO/108/07 - MEMBERS ALLOWANCES

LOW / PORTER
That the allowance (for the 12 months commencing 11 November 2007) for Members be $6,000 per annum and that the allowance be paid fortnightly in arrears; and

That the allowance (for the 12 months commencing 11 November 2007) for the Deputy Mayor and the Chairman of one or more standing committees established by Council be $6,540 per annum and that the allowance be paid fortnightly in arrears; and

That the allowance for the Mayor (for the 12 months commencing 11 November 2007) be $15,000 per annum and that the allowance be paid fortnightly in arrears.

Carried.

BOBRIGE / PORTER
That the Chief Executive Officer’s Report be adopted excluding item CEO/102/07.

Carried.

DEPUTATION

Nil.

INVITED GUESTS

Nil.
287 POLICY DEVELOPMENT

(1) Policies for Review / Amendment / Deletion

BOBRIGE / PORTER
That the following Policies be amended in accordance with the draft policies provided to Councillors under separate cover:

1.10 EMPLOYEES
   Telephone .......................................................... 1.10.02

1.13 INTERNAL CONTROL
   Internal Control Procedures (5.iv) .................................. 1.13.22

1.22 FEES AND CHARGES
   Schedule of Fees and Charges ........................................ 1.22.01

and that the Policy Manual be altered accordingly.

Carried.

(2) Policies Reviewed / Amended / Deleted - October 2007 Council Meeting

Noted.

288 REGIONAL DEVELOPMENT

(1) Eyre Peninsula Drought Task Force Strategy

BOBRIGE / TREZISE
That the ERDB be advised that Council applauds the initiative of the Eyre Peninsula Drought Task Force to develop an agricultural industry recovery strategy with general support for the proposed strategies, but has concerns with the following strategy:-

- Strategy 5 – Long Term – Other
  (Lobby State Government to increase the tolerance levels during grain harvest periods to road transport vehicles) on the grounds of road traffic safety and the impact on local roads.

Carried

289 CORRESPONDENCE


Noted.
CORRESPONDENCE cont’d:

(2) Mr D Clarke – Coffin Bay Survey Questionnaire

Noted.

(3) Eyre Peninsula Community Alliance – Staying Strong Project

LOW / BOBRIGE
That Council write a letter of appreciation to Eyre Peninsula Community Alliance congratulating them on the success of the ‘Staying Strong’ project.

Carried.

(4) AD & LJ Brook – Sec 119 Hundred Shannon (Yeelanna Oval)

TREZISE / PORTER
That AD & LJ Brook be:
1. Thanked for their response in agreeing to pay $1,000 gst exclusive for the buildings located on Sec 119, Hundred of Shannon; and
2. Requested to continue to keep Council informed of developments in relation to the land purchase.

Carried.

(5) Cummins & District Enterprise Committee (C&DEC) – Old CFS Shed

BOBRIGE / TREZISE
That Council advise C&DEC that it has not received formal advice from the CFS of when they will be vacating the old premises and Council has given no formal consideration to future use of the building but will advise the C&DEC when a decision is made in regard to this matter.

Carried.

(6) Hon John Hill MP – SA Regional Centre of Culture Program

BOBRIGE / LOW
That Council write to the Coffin Bay Progress Association and Coffin Bay Tourist Association to invite their interest in this project and associated activities.

Carried
289 CORRESPONDENCE cont’d:

(7) City of Port Lincoln – Borrow Pit, North Shields
Noted.

290 FINANCIAL STATEMENTS

TREZISE / BOBRIGE
That the Mayor sign the adoption statement relating to the Financial Statements for the year ended 30 June 2007 on behalf of the District Council of Lower Eyre Peninsula.
Carried.

291 GENERAL CORRESPONDENCE
Noted.

292 2008 AUSTRALIA DAY AWARDS NOMINATIONS

LOW / BOBRIGE
That the nominations for the 2008 Australia Day Awards be received.
Carried.

BOBRIGE / HILL
That Gladys Hall be awarded the District Council of Lower Eyre Peninsula Australia Day Citizen of the Year Award for the year 2008;

That Whitney Mickan be awarded the District Council of Lower Eyre Peninsula Australia Day Young Citizen of the Year Award for the year 2008;

That the 50th Anniversary Celebration of the Marble Range SA Country Women’s Association Group be awarded the District Council of Lower Eyre Peninsula Australia Day ‘Community Event of the Year’ Award for the year 2008;

That Cummins CWA be awarded the District Council of Lower Eyre Peninsula Australia Day ‘Community Organisation of the Year’ Award for the year 2008.
Carried.
293 EYRE PENINSULA LOCAL GOVERNMENT ASSOCIATION

(1) Strategic Plan Submissions

Noted.

(2) Annual Report 2006/07

Noted.

294 LOCAL GOVERNMENT ASSOCIATION

(1) Local Government Association Circulars

Cr Low suggested that Circular 41.8 Managing Sports Fields in a Drought Environment be circulated to sporting associations and schools for their information.

LOW / BOBRIGE

That Local Government Association Circulars numbered 40.1 – 44.4 be noted by Council.

Carried.

(2) Annual Report 2006/07

Noted.

(3) A Platform for South Australian Communities

Noted.

(4) Independent Review of Local Government Elections

Noted.

295 LATE CORRESPONDENCE

Nil.
LOW / BOBRIGE
That Council adjourn and reconvene in the Council Chambers at 4.00 pm.
Carried

… The meeting adjourned at 3.52 pm.
… The meeting resumed at 4.00 pm.

CEO/102/07 - EXPRESSIONS OF INTEREST SECTION 669
HUNDRED OF LAKE WANGARY (LEAR STREET COFFIN BAY)

BOBRIGE / TREZISE
That:
(a) Under the provisions of Section 90 (2) of the Local Government Act 1999 an order be made that the public be excluded from attendance at the meeting (with the exception of Councillors M Hill, G Bobrige, J Low, N Trezise, L Murray, P Porter and P Aird, R Pearson, L Blacker and G Pickford) in order to consider in confidence agenda item 284 (1) CEO/102/07.

(b) This order is made on the grounds that the Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the matter at the meeting could cause significant damage to the interests of the Council or a person in respect of commercial information of a confidential nature.

(c) Accordingly on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.
Carried

The Chairman explained the confidentiality provisions of the Local Government Act and informed the public that the minutes and associated documents relating to Agenda Item 284 (1) CEO/102/07 would be kept confidential under the provisions of the Local Government Act 1999, Sec 90 (3) (d) (i & ii) until the 1 October 2008, after which it shall be reviewed.
296 GENERAL BUSINESS

(1) Cr Low

1. Coffin Bay Town Centre Plans
   Cr Low queried the status of this item. The CEO advised that the Works Manager is pursuing this with KBR.

2. Coffin Bay Boat Ramp
   Cr Low queried this item. The Mayor advised that the first pontoon and ramp was put in this morning.

(2) Cr Bobrige

Coffin Bay Survey
   Cr Bobrige queried the outcome of the survey conducted in Coffin Bay by the Coffin Bay Progress Association.

(3) Chief Executive Officer

1. Jill Parker Invitation – Public Art
   The CEO advised of an invitation received from Ms Jill Parker to attend a presentation on funding to support public art on November 29 2007 at 1.30pm.

2. Eyre Peninsula Local Government Association General Meeting
   The CEO advised that the next EPLGA General Meeting will be held on Tuesday 11 December 2007 in Wudinna.

MEETING CLOSED AT 5.10 PM.

MINUTES CONFIRMED:

.......................................   .......... ................................

(CHAIR EXECUTIVE OFFICER)   (MAYOR)