Council Meeting

AGENDA

19 SEPTEMBER 2014
DISTRICT COUNCIL OF LOWER EYRE PENINSULA

19 September 2014

TO ALL COUNCILLORS:

The next meeting of the District Council of Lower Eyre Peninsula will be held in the Cummins Council Chambers, Railway Terrace, Cummins, on Friday 19 September 2014 commencing at 9.00 am.

........................................
ROD PEARSON
CHIEF EXECUTIVE OFFICER

I248 WELCOME

I249 APOLOGIES

I250 OVERVIEW OF ADDITIONAL DOCUMENTS

I251 CONFIRMATION OF MINUTES

RECOMMENDATION ACEO
“That the Minutes of the following meetings:-
• Council meeting held 15 August 2014; and
• Confidential Council Meeting held 15 August 2014
as per copies supplied to Members, be confirmed.”

I252 BUSINESS ARISING FROM THE MINUTES

I253 INVITED GUESTS

Nil.

I254 DEPUTATIONS

Mr Mark Baade
Mr Baade wishes to address Council in relation to Item MDES/048/14, his request for additional land to be included in the Boston Rural Living Development Plan Amendment.
FINANCE
19 SEPTEMBER 2014

F527 FINANCE REPORT

RECOMMENDATION ACC
“That the Finance Report be received.”

RECOMMENDATION ACC
“That the Finance Report be adopted.”

F528 FINANCE CORRESPONDENCE

(1) Australian Local Government Women’s Association (ALGWA) – 2015 National Biennial Conference Corporate Sponsorship

Correspondence has been received from Cr Judy Partington, Rural Vice President, ALGWA South Australian Branch which is a peak body representing women’s interest in local government in Australia. The ALGWA 2015 National Biennial Conference will be hosted by its South Australian Branch on 25 - 28 March 2015 in the Barossa Valley and an invitation has been extended to become a corporate partner at this national event.

The conference theme is ‘Step Up & Top Up at the Barossa’. The conference is aimed at Local Government Mayors, Elected Members, Council professional staff and decision makers from across Australia.

Sponsorship packages commence from $750 for a morning tea sponsorship to $5,000 for a Conference Partner/Naming Rights Sponsor.

RECOMMENDATION ACC
“Noted.”
(2) R Pedler – Request for Review for Major Town Status

Correspondence has been received from Ms R Pedler, Tulka, requesting a review of the major town status of land inside the gazetted township of Tulka.

Ms Pedler advises that up until 2007/08 rates for Tulka land owners were charged at the rural rate. The following year the rural rate was changed to the major town rate, which as specified in Councils Annual Business Plan Summary for 2014/15 shows an increase of 13% more than the base rate.

Ms Pedler notes that other similar towns in the Council area including Edillilie, Yeelanna, Coulta, Mount Hope, Wanilla, Lake Wangary and Mount Dutton Bay remain on the base rate and as stated in the Annual Business Plan 2013/14 the criteria for determining which towns would attract the base rate were: remoteness from many of the services provided by Council, no significant footpaths or street lighting and is mainly serviced by unsealed road.

Ms Pedler feels that Tulka fits the criteria similarly to the above mentioned townships and would like Council to review the rates for Tulka and also for the determination to be retrospective.

A report ‘Rating Locality Boundaries’ was presented to Council in January 2007 to determine the Townships that would be subject to the 13% higher differential rate. This report is available to Members upon request.

As part of this report a table was collated that identified the services provided to each township that were deemed to be the determining factors for a higher rate charge. A score from 0-2 was allocated to each type of service for all townships based on the level of service provided. This table has been updated to reflect the current levels of service and is folioed for Members information.

(REFER FOLIO: FN14.09.01)

Mayor Low and senior staff met with the Tulka Progress Association (TPA) on 8 September where this matter was discussed and the table was also distributed to TPA Members.

Some TPA members indicated that if staying as a major township enhanced the opportunity to receive capital works within the town (Sealing works listed in Strategic Plan 2016/17) they were happy to pay the higher rate. Other Members expressed the view that services provided to Tulka do not warrant the higher rate.

(continued)
The matter was to be further discussed at their meeting after Council representatives had left.

**CEO Notation - Council Caretaker Consideration**

The recommendation as provided is ratification of existing Council policy, and as such would not be in breach of the caretaker policy. However if the Council wish to make change to the major township classification of Tulka, then this would be considered to be a significant decision which would affect the community and bind the incoming Council.

If Council is of the view to change the rating classification structure of Tulka, then this decision should be deferred to the newly elected Council.

**RECOMMENDATION**  ACC

“That Council advise Ms R Pedler and the Tulka Progress Association that Council has reviewed the major township classification of Tulka for rating purposes and has decided that the major township classification should be retained, in particular due to the following;

- Council has commenced a program of street sealing upgrades in Tulka, the cost of which is significant and far beyond what is provided to minor classified towns; and
- Tulka has a range of services provided which are considered, on balance, to warrant a major township classification.”
F528 FINANCE CORRESPONDENCE cont'd:

(3) ‘Know your Backyard’ Art Exhibition – Funding Support

Correspondence received from Mr B Marquis, a third year Bachelor of Visual Art student from the Adelaide College of the Arts seeking funding for a major exhibition in late 2015 possibly at GalleryM in Marion.

The exhibition working title is ‘Know Your Backyard’ and the gallery is hoping to raise awareness of the value of rural and outback South Australia.

Funding is also being sought from Country Arts SA and the Helpmann Academy.

**RECOMMENDATION ACC**

“That Mr Marquis be advised that Council wish him every success with the exhibition however Council does not wish to contribute towards the event.”

(4) Coffin Bay Tourist Association – Funding for Coffin Bay Tourist Sign at Cummings Lookout on the Flinders Highway

Correspondence received from Ms M Trethewey, Secretary, Coffin Bay Tourist Association (CBTA) seeking financial assistance to upgrade the sign at Cummings Lookout which is located on the Flinders Highway near the Elliston Council border, the sign is in need of upgrade and repair.

The CBTA have approached sign writing businesses in Port Lincoln requesting quotes for the renovation of the sign. Quotes ranged from $2,800 renovation to $8,000 for a total revamp of the sign.

Council replaced the Cummings Monument sign which advertised Coffin Bay and surrounds in 2001 at a cost of $4,500. Council has been requested to again provide financial assistance as the original sponsors of the sign.

Council has a budget allocation of $5,000 for Tourism Promotion that has historically been used to fund Tourism Brochures for CBTA and the Cummins and District Enterprise Committee. There is also $3,500 available in the Donations account for sundry contributions.

**RECOMMENDATION ACC**

“That the Coffin Bay Tourist Association be advised Council will contribute $2,000 towards the renovation of the Coffin Bay tourist sign located at Cummings Lookout.”
$2.1 Billion for Local Roads – Two Media Releases

A Media release has been received from Hon Warren Truss, Deputy Prime Minister and Minister for Infrastructure and Regional Development in relation to the $2.1 billion Roads to Recovery program.

Mr Truss advised that the Palmer United Party (PUP) had opposed the Land Transport Infrastructure Amendment Bill 2014 that would have allowed the flow of Roads to Recovery funding to Councils.

The following is Mr Truss’s media statement;

Senator Jacqui Lambie’s claim that she was offered $200 million in additional Tasmanian road funding by the Deputy Prime Minister’s office is mistaken.

Senator Lambie, two PUP staff and an advisor from another parliamentary office met with my Chief of Staff and Senior Policy Advisor last night. A senior public servant was also present.

At the meeting, PUP Senators agreed to support the Land Transport Infrastructure Amendment Bill 2014 unamended, on the basis that:

- The Government is committed to introduce amendments to the Infrastructure Australia Act to introduce a threshold over which infrastructure projects must be considered by Infrastructure Australia, and that Infrastructure Australia would be required to publish justification for its recommendations;
- A Departmental briefing would be provided to Senator Lambie on the program of works for Victoria and Tasmania;
- The Government would consider a proposal from Senator Lambie for a shovel ready Council project on the Tasmanian West Coast, further details to be provided by Senator Lambie’s office; and
- The Government would consult the Independents on future guidelines for the Heavy Vehicle Safety and Productivity Programme.

Senator Lambie did request $200 million in additional road funding for Tasmania. She was advised that the government was not in a position to make such a commitment.

Today, an adviser to Senator Lambie phoned my office to advise that PUP Senators would now oppose the Bill and that Senator Lambie would introduce her own Bill to authorise Roads to Recovery payments to councils.

They also asked for $200 million in extra road funding to be provided to each of Tasmania, Western Australia and Queensland. No justification was provided for this unusual demand.

(continued)
F528  FINANCE CORRESPONDENCE

(5)  $2.1 Billion for Local Roads – Two Media Releases

_The $2.1 billion that should have flowed from today’s passage of the Land Transport Infrastructure Amendment Bill 2014 would have made a real difference to the ability of councils to deliver the better, safer local roads and streets their communities need._

A follow up media release was received from Mr Truss advising that the $2.1 billion Roads to Recovery programme has now been passed in the Senate, which had been a turn around from the earlier legislation when presented in the House of Representatives.

With the funding termination in June of this year for the Roads to Recovery Program, Council would have been left with a huge shortfall in funding for local roads and streets. With the assurance now of the funding Council can now deliver road works in line with the set budget.

**RECOMMENDATION**

**ACC**

“**Noted.”**

(6)  Cummins Kapinnie Football Club Inc - Request for Loan

Correspondence received from Mr J Phelps, President, Cummins Kapinnie Football Club seeking a low interest loan for $100,000 over 15 years from Council.

The Club would like to re-develop the clubroom at the Kapinnie Oval for the use of both the football and netball club along with the Kapinnie Mount Hope Cricket Club and Kapinnie Tennis Club. It is envisaged that the facility would also be used by the wider Kapinnie and surrounding communities.

The overall cost is expected to be $355,000 and to date the Kapinnie Upgrade Committee which was formed 12 months ago has secured $255,000 through grants, pledges and fundraising. Council has contributed to the project income by way of granting the Kapinnie Upgrade Project $4,500 through the 2013 Community and Sports Groups Capital Grant. The Kapinnie Football Club has committed $65,000 cash and in-kind support throughout the building process.

The Club is keen to sign the contract for the upgrade and begin the building process as soon as possible so that the current quote can be utilised.

(continued)
(6) Cummins Kapinnie Football Club Inc - Request for Loan cont'd:

The Club are asking for a 15 year loan term but envisage being able to replay the loan in 5 years.

**CEO Notation – Council Caretaker Consideration**

A designated decision of Council (precluded from Council decision making in the election period) relates to contracts or arrangements in excess of $100,000.

The arrangement with the Cummins Kapinnie Football Club is that Council make a loan of $100,000 to the club. While this is unbudgeted expenditure (triggering the requirements of a significant decision), in this case there is no impact on the Council budget, or the incoming Council as the loan to the sporting club will be off set by a Council loan of the same amount with interest rates being identical.

**RECOMMENDATION**

**ACC**

“That:-

1. Council approve a loan of $100,000 to the Cummins Kapinnie Football Club Inc to be repaid over a period of no more than fifteen years by two equal half yearly installments of Principal and Interest subject to the Cummins Kapinnie Football Club Inc supplying three suitable guarantors for the loan;

2. The rate of interest payable on the loan to the Cummins Kapinnie Football Club Inc be the rate of interest which Council can borrow this amount from the Local Government Finance Authority;

3. The District Council of Lower Eyre Peninsula borrow $100,000 from the Local Government Finance Authority over the same period to match the loan to the Cummins Kapinnie Football Club Inc with repayments made in line with repayments made to Council by the Cummins Kapinnie Football Club Inc; and

4. The Mayor and Chief Executive Officer sign and seal the Loan Agreements and Guarantees as appropriate to enable the loan to be processed.”
FINANCE – 19 SEPTEMBER 2014

F528 FINANCE CORRESPONDENCE cont’d:

(7) Local Government Finance Authority (LGFA) – Notice of AGM

Correspondence received from Mr P Slater, Chief Executive Officer, LGFA giving notice of the Annual General Meeting of the Local Government Finance Authority of South Australia to be held in the William Magarey room at the Adelaide Oval on Friday 31 October 2014 at 8.45am.

A voting card for Mayor Low has been included with the notification, as Councils appointed Council Representative.

A previous circular of 2 July 2014 called for nominations to fill two representatives on the Board currently held by Cr John L Sanderson and Cr John W Frogley. Five nominations have been received for the two positions and as previously indicated in the circular, the election will be conducted by postal ballot.

Council are required to pass a resolution to indicate which two nominees they wish to elect and these must be indicated on the provided ballot paper, which is be posted back to the LGFA Returning Officer. The closing date for the nominations is 5pm on Friday 17 October 2014.

The five nominees are:

J W Frogley
M A Heinrich
A P Martin
T G Pfeiffer
J L Sanderson

Profiles for each candidate have been included in the folios for the information of Members.

(REFER FOLIO: FN14.09.02)

Further correspondence was received from Mr John Frogley in relation to his nomination to the Local Government Finance Authority of South Australia Board.

(REFER FOLIO: FN14.09.03)

All Members will vote by secret ballot to fill the positions with voting papers to be provided at the meeting.

RECOMMENDATION ACC

“That Council nominate…………………… and ……………………… as Council nominations to the Board of the Local Government Finance Authority of South Australia.”
(8) Local Government Risk Services (LGRS) – Rebate Cheque – 1 April 2010 to 21 March 2014

Correspondence has been received from Mr Rob Edwards, LGRS, Divisional Manager, Workers Compensation Services advising that members of the Local Government Association Workers Compensation Scheme has again achieved a very good result.

In recognition of Councils contribution to the overall Safety, Rehabilitation and Claims Performance the District Council of Lower Eyre Peninsula received a Rebate Cheque of $62,411.80.

This amount is $11,300 more than the budgeted estimate, however the amount to pay for workcover in 2014/15 was $10,000 over budget. This results in the net balance for workcover in 2014/15 to be $1,300 under budget.

It is noted that Councils contribution net rate is now 2.22% which is below the Local Government average net rate of 2.53%.

Mr Edwards complimented Council on contributing to the favourable results and strongly urged Council to invest in accident prevention and rehabilitation systems to maximise future rebate potential.

RECOMMENDATION

“Noted.”

(9) Local Government Association (LGA) of SA – Invitation to Attend Future of the Public Library Network Visioning Work

Correspondence received from Mr David Hitchcock, Director Infrastructure, LGA of SA advising Council that the Libraries Board in conjunction with the LGA has commenced a project ‘Exploring the Future of the Public Library Network’.

An exploration for the future of the public library network is to be undertaken in 2014. Consultation is now being carried out with Councils and School Community libraries on the review and will include a survey, regional briefing, and a visioning workshop.

A workshop will be held at Lock on Monday 22 September 2014 and will be attended by the Accountant, the invitation has also been forwarded to Helen Loller, Cummins School Community Library.

RECOMMENDATION

“Noted.”
F528 FINANCE CORRESPONDENCE

(10) Cummins School Community Library Board of Management – Lunch Invitation

Correspondence has been received from the Cummins School Community Library Board of Management inviting Councillors and Council Staff to lunch with them on Friday 17 October 2014 at 12.30pm.

RECOMMENDATION ACC
“Noted.”

F529 TENDERS / QUOTATIONS

Nil.

F530 FINANCE GENERAL CORRESPONDENCE

(1) Port Lincoln Visitor Information Centre visitor numbers and tour statistics for August 2014.

RECOMMENDATION ACC
“Noted”.

F531 OTHER BUSINESS ACTIVITIES

Nil.

F532 FINANCE LATE CORRESPONDENCE

F533 CORRESPONDENCE NOT REQUIRING A COUNCIL DECISION

Items of correspondence received which have been dealt with by Council staff and do not require a resolution of Council have been provided under separate cover for the information of members.

RECOMMENDATION ACC
“Noted”.

F534 FINANCE GENERAL BUSINESS
DISTRICT COUNCIL OF LOWER EYRE PENINSULA
FINANCE REPORT – 19 SEPTEMBER 2014

FN/69/14 - BANK RECONCILIATION STATEMENT AS AT 08/09/2014

BENDIGO - GENERAL ACCOUNT

Balance as per bank statement $1,116,943.24 Cr
Less Un-presented Cheques $69,864.24 Dr
Add Receipted Deposits not yet on Statement $80,602.71 Cr
Less Deposits on Statement not yet Receipted $773.30 Dr

$1,126,908.41 Cr

BALANCE AS PER GENERAL LEDGER $1,126,908.41 Dr

RECOMMENDATION ACC

“Noted.”

FN/70/14 - RESERVES STATUS REPORT AS AT 08/09/2014

<table>
<thead>
<tr>
<th>General Self Funding Activity Reserves (Excl. CWMS)</th>
<th>$</th>
<th>$</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td>AIRPORT FUND</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1/7/14 Balance per Budget</td>
<td>$121,400</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Add Budgeted Deposit – General Operations ($491,000)</td>
<td>$122,750</td>
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<tr>
<td>Less 2014/15 CAD Repayments</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Old Terminal Upgrade ($166,000)</td>
<td>-$279</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Plant &amp; Equipment ($15,000)</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Paid Car park Infrastructure ($50,000)</td>
<td>$0</td>
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<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Car park Fencing ($5,000)</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – CCTV ($72,000)</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Taxiway ($11,000)</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Lighting Upgrades ($90,000)</td>
<td>-$1,800</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Adjustment 2013/14</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>08/09/14 Balance</td>
<td>$242,071</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| COFFIN BAY CARAVAN PARK FUND                      |   |   |   |
| 1/7/14 Balance                                    | -$114,600 |
| Add Budgeted Deposit – General Operations ($55,300) | $13,825 |
| Less Budgeted Withdrawal – Tourism Development Fund ($9,000) | -$2,250 |
| Less Budgeted Withdrawal – Loan Principal Repayment ($11,300) | $0 |
| Less Budgeted Withdrawal – Loan Principal Repayment ($44,100) | $0 |
| Adjustment 2013/14 | $0 |
| 08/09/14 Balance | -$103,025 |

| CUMMINS HOMES FUND                                |   |   |   |
| 1/7/14 Balance                                    | $26,100 |
| Add Budgeted Deposit ($22,800) | $5,700 |
| Less Budgeted Withdrawal – Renovate 2 Bathrooms ($18,000) | $0 |
| Less Budgeted Withdrawal – Unit 7 Upgrade to 2 bedroom ($80,000) | $0 |
| Adjustment 2013/14 | $0 |
| 08/09/14 Balance | $31,800 |

Sub-total General Self Funding Activity Reserves (Excl. CWMS) $170,846

(continued)
## General Reserves (Excl. Self Funding Activities & CWMS)

<table>
<thead>
<tr>
<th>Reserve</th>
<th>1/7/14 Balance</th>
<th>Add Subjected Deposit</th>
<th>Less Subjected Withdrawal</th>
<th>08/09/14 Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>PLANT REPLACEMENT FUND</strong></td>
<td>$522,500</td>
<td>$210,000</td>
<td>-$96,500</td>
<td>$478,500</td>
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<tr>
<td><strong>LONG SERVICE LEAVE FUND</strong></td>
<td>$352,800</td>
<td>$52,800</td>
<td>-$3,331</td>
<td>$362,669</td>
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<tr>
<td><strong>SEPS FUND</strong></td>
<td>$121,500</td>
<td>$22,300</td>
<td>$0</td>
<td>$121,500</td>
</tr>
<tr>
<td><strong>JETTY FUND</strong></td>
<td>$164,000</td>
<td>$18,000</td>
<td>$0</td>
<td>$168,500</td>
</tr>
<tr>
<td><strong>COFFIN BAY BOAT RAMP RESERVE</strong></td>
<td>$26,000</td>
<td>$3,700</td>
<td>$0</td>
<td>$26,000</td>
</tr>
<tr>
<td><strong>OPEN SPACE RESERVE (LGFA)</strong></td>
<td>$4,821</td>
<td>$30</td>
<td>$0</td>
<td>$4,851</td>
</tr>
<tr>
<td><strong>COFFIN BAY TOURISM DEVELOPMENT FUND</strong></td>
<td>-$33,100</td>
<td>$9,000</td>
<td>$2,250</td>
<td>-$30,850</td>
</tr>
<tr>
<td><strong>SEALED ROADS RESERVE</strong></td>
<td>$0</td>
<td>$115,000</td>
<td>$0</td>
<td>$28,750</td>
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<tr>
<td><strong>LAND DISPOSAL &amp; ACQUISITION RESERVE</strong></td>
<td>$212,000</td>
<td>$100,000</td>
<td>$0</td>
<td>$212,000</td>
</tr>
<tr>
<td><strong>LANDFILL CAPPING RESERVE</strong></td>
<td>-$55,000</td>
<td>$28,000</td>
<td>$7,000</td>
<td>-$48,000</td>
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<tr>
<td><strong>SLEAFORD BAY CABIN PARK RESERVE</strong></td>
<td>-$109,800</td>
<td>$45,000</td>
<td>$0</td>
<td>-$109,800</td>
</tr>
<tr>
<td><strong>Sub-total Reserves (Excl. Self Funding Activities &amp; CWMS)</strong></td>
<td></td>
<td></td>
<td></td>
<td>$1,244,970</td>
</tr>
</tbody>
</table>

(cont'd)
DISTRICT COUNCIL OF LOWER EYRE PENINSULA
FINANCE REPORT – 19 SEPTEMBER 2014

FN/70/14 – RESERVES STATUS REPORT AS AT 08/09/2014 cont’d:

**CWMS Reserves**

<table>
<thead>
<tr>
<th></th>
<th>$</th>
<th>$</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>CONSOLIDATED CWMS – OPERATING FUND</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1/7/14 Balance</td>
<td>$177,800</td>
<td></td>
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</tr>
<tr>
<td>Add Budgeted Deposit – General Operations ($165,800)</td>
<td>$41,450</td>
<td></td>
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<tr>
<td>Less Budgeted Withdrawal – Debenture Loan 41 Repayment ($101,900)</td>
<td>$0</td>
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<tr>
<td>Less Budgeted Withdrawal – Debenture Loan 68 Repayment ($14,300)</td>
<td>$0</td>
<td></td>
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<tr>
<td>Less Budgeted Withdrawal – Station J Upgrade ($15,000)</td>
<td>$0</td>
<td></td>
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<tr>
<td>Less Budgeted Withdrawal – Pump Station Upgrades ($115,000)</td>
<td>$0</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less Budgeted Withdrawal – Tulka Easements ($80,000)</td>
<td>-$9,580</td>
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</tr>
<tr>
<td>Less Adjustment 2013/14</td>
<td>$0</td>
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<tr>
<td>08/09/14 Balance</td>
<td>$209,670</td>
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</tr>
</tbody>
</table>

**Sub-total CWMS**

$209,670

**Total Reserves**

$1,625,486

**RECOMMENDATION ACC**

“Noted.”

FN/71/14 - FUNDS STATUS REPORT AS AT 08/09/2014

**Bank Accounts**

<table>
<thead>
<tr>
<th>Bank Accounts</th>
<th>Balance</th>
<th>Interest Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>BENDIGO CHEQUE ACCOUNT</td>
<td>$1,126,908.41</td>
<td>2.25%</td>
</tr>
<tr>
<td>LGFA AT CALL GENERAL</td>
<td>$2,324,118.05</td>
<td>2.50%</td>
</tr>
<tr>
<td>LGFA OPEN SPACE RESERVE</td>
<td>$4,851</td>
<td>2.50%</td>
</tr>
<tr>
<td><strong>Total Bank Accounts</strong></td>
<td><strong>$3,455,877.46</strong></td>
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<tr>
<td><strong>less Total Reserves</strong></td>
<td><strong>-$1,625,486.00</strong></td>
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<tr>
<td><strong>Balance Remaining:</strong></td>
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</tr>
<tr>
<td><strong>GENERAL OPERATING FUNDS</strong></td>
<td><strong>$1,830,391.46</strong></td>
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</tr>
</tbody>
</table>

**RECOMMENDATION ACC**

“Noted.”

FN/72/14 - COUNCIL BUDGET REPORT AS AT 29/08/14

This report has been provided for the information of members.

*(REFER FOLIO: FNRP14.09.01)*

**RECOMMENDATION ACC**

“Noted.”
FN/73/14 – PORT LINCOLN AIRPORT 2013/14 CAPITAL EXPENDITURE

In the formulation of the 2013/14 budget no allocation was made for the carry over amounts associated with the Airport upgrade.

It was hoped the majority of works would be completed by 30 June 2013 however works on the Terminal, Taxiway, Apron, Car park and Apron Interface in particular were completed after this date with no budget allocation made.

The following identifies the cost of works that were carried over and completed in 2013/14;

<table>
<thead>
<tr>
<th>Work Type</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Terminal Building</td>
<td>$373,672</td>
</tr>
<tr>
<td>Stormwater Drainage</td>
<td>$16,333</td>
</tr>
<tr>
<td>Taxiway</td>
<td>$160,853</td>
</tr>
<tr>
<td>Apron</td>
<td>$343,110</td>
</tr>
<tr>
<td>Lighting</td>
<td>$13,153</td>
</tr>
<tr>
<td>Car Park</td>
<td>$417,318</td>
</tr>
<tr>
<td>Apron Interface</td>
<td>$132,942</td>
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<tr>
<td>Electrical Upgrade</td>
<td>$ 8,261</td>
</tr>
<tr>
<td>Car Park Fencing</td>
<td>$ 26,570</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$1,492,212</strong></td>
</tr>
</tbody>
</table>

It is important to note that the figures shown above were not over budget expenditure, they were carry over amounts where no budget allocation was made. Staff took the view that the carry over amounts could be reconciled upon completion of the 2014 Financial Statements when the adjustment to the reserve will be made.

Councils Auditor has advised that Council should endorse the above expenditure that was paid without a budget allocation in the year in which it was spent.

**CEO Notation - Caretaker Council Consideration**

*Allocation of unbudgeted expenditure is considered to be a significant major policy decision for the purpose of the caretaker policy.*

*In this case the Council auditor has requested that Council formally endorse capital expenditure that was expended in 2013/14 year which was carried over from the 2012/13 year.*

*This has no impact on the Council budget (being carryover funds) and is considered to be a formality. This decision would not therefore contravene the Caretaker policy.*
RECOMMENDATION    ACC
“That Council endorse the following capital expenditure that was incurred as part of the Port Lincoln Airport Upgrade in the 2013/14 financial year;
Terminal Building       $ 373,672
Stormwater Drainage     $  16,333
Taxiway                  $ 160,853
Apron                    $ 343,110
Lighting                 $  13,153
Car Park                 $ 417,318
Apron Interface          $ 132,942
Electrical Upgrade       $   8,261
Car Park Fencing         $  26,570
TOTAL                    $1,492,212.”

FN/74/14 - ISSUE TRACKING SPREADSHEET
A register of current Finance Issues has been folioed for the information of Councillors.

RECOMMENDATION    ACC
“Noted.”

FN/75/14 - MEETINGS ATTENDED
20/08/14 -    Attended Library AGM and ordinary meeting in Cummins
21/08/14 -    Attended Internal Controls workshop in Wudinna
25 & 26/08/14 - Assisted Councils Auditor with end of Financial year audit
08/09/14 -    Attended Tulka community meeting in Tulka

RECOMMENDATION    ACC
“Noted.”

TROY SMITH
ACCOUNTANT

11 SEPTEMBER 2014
WORKS AND INFRASTRUCTURE
19 SEPTEMBER 2014

W271 WORKS & INFRASTRUCTURE REPORT

RECOMMENDATION DWI
“That the Works & Infrastructure Report be received.”

RECOMMENDATION DWI
“That the Works & Infrastructure Report be adopted.”

W272 WORKS & INFRASTRUCTURE CORRESPONDENCE

(1) Hidden Valley Lane, Boston – Speed Limit and Children’s Crossing Request

Correspondence has been received from S Hebberman in relation to current speed limit on Hidden Valley Lane, Boston. She would like the speed limit reduced from 80 km/hr to 60 km/hr and a children crossing sign erected at the Ford Road intersection.

The speed limit proposed would be a continuation of the Howard Road speed zone of 60 km/hr. Initially when the sub division was completed and the area less built up with houses, the Department of Planning Transport and Infrastructure (DTPI) determined that the 80 km/hr limit should remain. Properties are now occupied and S Hebberman feels that a reduction to the speed limit is warranted.

The Works Manager supports the proposal of applying to DPTI for a change in speed limit along Hidden Valley Lane. Not only is the area now developed, but there are young families with school children that walk often along the road to the school bus stops as footpaths are difficult to provide for in this area.

RECOMMENDATION 1 WM
“That Council writes to the Department of Planning Transport and Infrastructure supporting the view of the extension of the 60 km/hr from Howard Avenue to include Hidden Valley Lane for the following reasons:

- Since the last review, the properties are now largely occupied;
- The speed limit is considered excessive for the use of the area where there are now pedestrians and occasional wandering pets i.e. town hazards; and
- School children walk along the road to school bus stops as formal foot paths are difficult to provide for in the area.”

(continued)
W272 WORKS & INFRASTRUCTURE CORRESPONDENCE

(1) Hidden Valley Lane, Boston – Speed Limit and Children’s Crossing Request

RECOMMENDATION 2 WM
“That Ms Hebberman be advised that Council will apply to the Department of Planning Transport and Infrastructure for a review of speed limits along Hidden Valley Lane and that an audit will be undertaken of the school bus stop at Ford Avenue / Hidden Valley Lane to assess whether warning signs are warranted in terms of the Department of Planning Transport and Infrastructure Operational Instruction 20.2 School Bus Stops on Rural Roads.”

(2) Flinders Highway, Coulta – Speed Zone Review

Correspondence has been received from Department of Planning, Transport and Infrastructure (DPTI) advising that the assessment of road safety on Flinders Highway at Coulta has been completed.

Speed Zone Reviews consider the function of the road, as well as other factors such as roadside development, road and traffic characteristics and crash history. DPTI advise that the current posted speed limits on Flinders Highway, Coulta are appropriate for the prevailing conditions and no changes are considered necessary at this time.

DPTI advise an upgrade of the signs along this section of the Flinders Highway will be undertaken, along with tree trimming to increase sight distance at the junctions.

RECOMMENDATION WM
“Noted.”

(3) Information Centre & Tourist Rest Area for Coffin Bay – D Rana

Correspondence has been received from D Rana, on behalf of the Coffin Bay Tourist Association as well as himself, suggesting an information centre and tourist rest area for Coffin Bay to be sited at the clear area west of the intersection of Flinders Highway and Merintha Creek Road.

D Rana feels that it would be an ideal area for tourism information of the area and is keen to seek Council’s thoughts of the idea.

The location which does attract some informal overnight use is partly District Council of Lower Eyre Peninsula (DCLEP) road reserve and partly Department of Planning Transport and Infrastructure (DPTI) road reserve.

(continued)
(3) Information Centre & Tourist Rest Area for Coffin Bay – D Rana

cont'd:

The siting of an information bay can not obstruct the DCLEP road reserve which although unconstructed does provide access to two properties. The proximity to the Coffin Bay intersection may be an issue for DPTI but there would appear to be reason to refer the proposal to DPTI for their comments.

The aerial photo shows the extent of road reserves and property access at the proposed site.

RECOMMENDATION DWI

“That Council forward the request for the siting of an information bay and highway rest area near the Coffin Bay Road/Flinders Highway intersection to the Department for Planning, Transport and Infrastructure for comment.”
(4) 2015-16 Black Spot Program – Call for Nominations

Advice has been received from Rowan Ramsey MP that the 2015-16 Black Spot Programme has opened and submissions are invited.

Further details are available from:  
www.dpti.sa.gov.au/roadsafety/safer_roads/black_spot_program_2

The timetables below outlines the timings and key dates for the programs:

<table>
<thead>
<tr>
<th>Key Dates</th>
<th>Australian Government Infrastructure Investment Black Spot and State Black Spot Programs</th>
</tr>
</thead>
<tbody>
<tr>
<td>15 August 2014</td>
<td>Call for 2015-2016 nominations.</td>
</tr>
<tr>
<td>15 November 2014</td>
<td>Nominations close.</td>
</tr>
<tr>
<td>November 2014 – February 2015</td>
<td>Assessment and prioritisation of nominations.</td>
</tr>
<tr>
<td>March 2015</td>
<td>SA Black Spot Consultative Panel recommends Australian Government Infrastructure Investment Black Spot Program projects to the Australian Government Minister for Infrastructure and Regional Development.</td>
</tr>
<tr>
<td>TBA</td>
<td>Approval of the Australian Government Infrastructure Investment Black Spot Program by the Australian Government Minister for Infrastructure and Regional Development.</td>
</tr>
<tr>
<td>April / May 2015</td>
<td>DPTI recommends State Black Spot Program to the State Minister for Road Safety.</td>
</tr>
<tr>
<td>TBA</td>
<td>Approval of the State Black Spot Program by Minister for Road Safety.</td>
</tr>
<tr>
<td>2 June 2015</td>
<td>Last day to submit claims for 2014 – 2015.</td>
</tr>
</tbody>
</table>

Staff are preparing submissions for work on the Proper Bay ‘S Bend’ near Tulka for shoulder widening and sealing treatment.

RECOMMENDATION WM
“Noted.”
(5) **$4 Million Available for Local Council Road Safety Projects**

The basic principles associated with the outcomes for this program are very similar to the State Black Spot Funding Program.

Crash history is the major criteria for assessing submissions (as with the Black Spot Program) and we have the fortunate circumstances where this Council has very few instances where submissions can be made.

The Proper Bay Road “S Bend” proposal for the Black Spot funding is also being assessed under the funding criteria for this program and submissions close on 29 September 2014 (approximately 1 month before the Black Spot applications).

As with the Black Spot Program, should the application be successful then it remains within Council’s authority to accept or decline the project.

**RECOMMENDATION**

**DWI**

“Noted”

(6) **Viterra – Media Release**

A Media release was received from Viterra advising of its commitment to rail freight to provide a long term, efficient supply chain for the movement of grain in South Australia, particularly on the Adelaide, Eyre Peninsula and Mallee lines.

Genesee & Wyoming Australia (GWA) and Viterra have been working together for many months exploring all of the options to best utilise rail.

Viterra intends to invest further in the infrastructure and assets to move as much grain as possible on rail, it will also utilise rail where it is most efficient and utilise road freight where it is the most viable option.

**RECOMMENDATION**

**WM**

“Noted.”

W273 WORKS & INFRASTRUCTURE GENERAL CORRESPONDENCE

Nil.
W274 WORKS & INFRASTRUCTURE LATE CORRESPONDENCE

W275 CORRESPONDENCE NOT REQUIRING A COUNCIL DECISION

Items of correspondence received which have been dealt with by Council staff and do not require a resolution of Council have been provided under separate cover for the information of members.

RECOMMENDATION  DWI
“Noted.”

W276 WORKS & INFRASTRUCTURE GENERAL BUSINESS
WORKS SECTION

1.1 WORKS MANAGER

WM/99/14 – STAMFORD INDUSTRIAL AREA – RAV ACCESSES ASSESSMENT REVIEW

In the November 2013 report to Council, the Works Manager outlined a proposed future direction towards resolving the issue of Restricted Access Vehicle (RAV) access to the Stamford Industrial area. The Works Manager noted in his report that the local businesses did not support only being provided a full RAV access at Woods Road.

The Works Manager proposed that the route assessor consultant be approached to revisit the report from a point of view of what elements such as speed limits and vegetation clearance could be altered to achieve a full RAV (all turns) access at the Dodd Road / Western Approach intersection. Council resolved that the Works Manager obtain a quote for this work.

At the January 2014 meeting the quote for this work was put to Council. Council approved the unbudgeted expense for this report to be undertaken.

In February this year, the Works Manager accompanied the consultant onsite where sight distance measurements were taken at the Dodd Road and Concorde Road intersections with the Western Approach Highway.

The revised report has since been received with some interesting findings. The Works Manager is mindful of the caretaker mode of the current Council and further Council resolutions in this matter therefore best be provided by the newly elected Council.

The most significant finding was that Dodd Road could achieve the Safe Intersection Stopping Sight Distance (SISD) for full RAV access with some minor clearance of vegetation without the change of speed limit.

The consultant however, argues that consideration be given to reducing the speed limit along the Western Approach Road in the vicinity of the Stamford Industrial area. This could be achieved by extending the existing 80km/h zone a distance of approximately 2.7km west, with the 80km/h zone beginning just after the end of the overtaking lane on the east bound lane. Lowering the speed would also assist with overcoming the safety problems associated with the large speed differential between cars and laden trucks on this section of road. (i.e. similar reasoning for the speed reduction at Crafers entry into Adelaide). The lowering of the speed limit along this section of road would greatly improve the safety in an area where there are many road and driveway intersections with often less than perfect sight distances.

(continued)
1.1 WORKS MANAGER

WM/99/14 – STAMFORD INDUSTRIAL AREA – RAV ACCESSES ASSESSMENT REVIEW

The Stamford Industrial zone only occupies an area between Stamford Drive and Western Approach Road up to Concorde Road. With the revised findings the Works Manager contends that it is no longer necessary to consider the Woods Road intersection in the scope of this exercise. Woods Road was probably only considered as full RAV accesses were initially thought unachievable at the other intersections.

(REFER FOLIO: WIRP14.09.01)

The restricted turns at the Concorde Road – Western Approach intersection remains unchanged. There is an inconsistency in the report as to what turn restrictions are proposed and the Works Manager will clarify this.

If the scope of this exercise is reduced to just the industrial area, then Council as a priority can remain focussed on the Dodd Road – Western Approach intersection. Securing the intersection will resolve RAV accesses for the Stamford industrial area. Upgrading Concorde Road – Western Approach Road intersection will then be optional.

The Works Manager will also ask the consultant to reassess the Dodd Road – Stamford Drive intersection which is currently proposed as having RAV turn restrictions. The Works Manager believes that the risk assessment in the report indicates that this is more a risk minimisation strategy proposed when Woods Road was being considered for RAV access. Allowing Dodd Road – Stamford Drive intersection full RAV turns would allow Dodd Road to service all RAV movements between the Western Approach Road and the Stamford Industrial Area.

The other decision is whether the RAV routes should be GML or HML. Currently, Council only has GML approved routes on Council roads and the Works Manager sees no reason to change this. This proposal will be put to the new Council.

All intersections considered for RAV access would require treatments such as the widening of intersection radii, signage, trimming of vegetation and in the case of Dodd Road, the lifting of the first 30 metres of road off the highway to enable RAV’s level access onto the highway.

In the days that the Stamford Industrial Area was zoned, there were no access issues that needed consideration. The Works Manager believes that changes over the years by the State Government and the Department of Planning Transport and Infrastructure (DPTI) in the regulation of heavy vehicles has been responsible for the RAV access difficulties that current businesses in the area found themselves in today. On these grounds, the Works Manager is of the very strong opinion that DPTI should be a significant contributor to any upgrade works required to achieve RAV access to the Stamford Industrial Area. It will be up to the new Council to consider on what terms it wishes to negotiate with DPTI to further this project.

RECOMMENDATION

“Noted.”
1.1 WORKS MANAGER

cont’d:

WM/100/14 - PATROL GRADING

August
Coast Road, Point Drummond Road, Green Patch Road, Fishery Bay Road, McFarlane Road, Duck Pond Drive, Wallis Road, Kathai Drive, Woods Road, Kennedy Drive, Fishermans Well Crescent, Sheoak Road, Wattle Road, Concorde Road, Whaling Station Road, Graphite Road, Lawrence Road, Heard Road, Warrow Road, Kapunta Lane, Gap Road, Settlers Road, Shepperd Road, Edillillie Streets, Koppio Road, Cockaleechie Hall Road, Lawrie Road, Marrie Road, Harris Road, Mitshan Road, Old Depot Road, Lyle Drive, Stamford Drive, Pendale Road, Schwerdt Lane, Clarkes Lane, Chapman Road, Hyde Road, Pound Lane, Little Swamp Lane, Wine Shanty Road, Duck Pond Drive, Glover Road, Borlase Road, Green Road, Mount Drummond Road, Settler Road, Yeltukka Road, Wagner Road, Wildeloo Road, Robins Road, Smith Road, Gawler Ponds Road, Clarkes Lane west, Charlton Gully Road, Moody Lane, Sinclair Road, Snapper Hill Road, Baines Road, Rodgers Road, Douglas Well Road, White Flat Road, McAvaney Lane, Reservoir Drive, Haigh Drive, Bald Hill Road, Warunda Road, Hyde Road.

September
Morgan Lane, Old Racecourse Road, Merintha Creek Road, Wylie Road, Goat Track, Archie Griffiths Drive, Howell Road, Kiana Road, Eighth Street, Tiller Lake Road, Chapman Road, Wakelin Road, Boundary Road, Sanctuary Drive, Ford Avenue, Woods Road, Wallis Road, Hyde Road, Coomunga Lane, Shepperd Road, Lady Franklyn Road, Harold Freeman Road.

RECOMMENDATION WM
“Noted.”

WM/101/14 – COMMUNITY WASTEWATER MANAGEMENT SYSTEMS

Level sensor on the decant tank had to be replaced. Total cost for materials and contractor was $1,807.07

RECOMMENDATION WM
“Noted.”

WM/102/14 – CONSTRUCTION REPORT

The remaining rubble has been carted for the Point Drummond Road project.

RECOMMENDATION WM
“Noted.”
Richardson Road / Lincoln Highway Intersection
This intersection has finally been reconstructed. This was a joint effort with the Department of Planning Transport and Infrastructure with the cost to Council (based on area) working out to $5,985.

Dozer Damage
During 31 August and 1 September, a large dozer estimated at around 40 tonnes was driven along Merintha Creek Road, Charlton Gully Road, Bald Hill Road and Warunda Road and into the Tumby Bay Council area. Council staff investigating the reports caught up with the dozer and took photos. The owner has since been contacted by the Works Manager. The Works Manager has indicated to the owner that Council intends to recover damages.

Damage was observed to Merintha Creek Road and Charlton Gully Road. The other roads showed minimal signs of interference. Graders were directed to Charlton Gully Road and Merintha Creek Road. Unfortunately rain fell directly after Merintha Creek Road was graded and as experienced earlier this year, the road turned boggy and was closed.

General
Mowing and spraying where needed.
Tree removal and stump grinding in Cummins, Tulka and Louth Bay.
Installation of marker posts for camping sites at the Farm Beach Caravan Park.
Hydro axe has completed this year’s program.
Tree trimming on Marrie Road and Pendale Road.
Minor repairs to Dutton Bay and Coffin Bay boat ramps.

RECOMMENDATION WM
“Noted.”

Venomous Snake Safety Session

12D Training, MapInfo Training
R Jaunay

Work Zone Traffic Management training
D Mead R Jaunay

RECOMMENDATION WM
“Noted.”
1.1 WORKS MANAGER  

WM/105/14 – LEAVE APPROVALS

C Jones  15/09/14 - 18/9/14  
W. Janssen 15/09/14 - 18/9/14  
R Jaunay  08/09/14 - 19/09/14

The Works Manager will be taking leave 29/09/14 – 02/10/14

RECOMMENDATION  WM

“Noted.”

WM/106/14 – PLANT MAINTENANCE

Patrol L  500 hr service.  
Patrol O  250 hr service.  
Truck 40  Serviced.

RECOMMENDATION  WM

“Noted.”

WM/107/14 - NEW PLANT

The new Backhoe has been delivered to the Lincoln Gang.  
The new Skidsteer Loader on order will only be delivered towards the end of the year.
Tenders have been called for the replacement of the Cummins Gang Tractor J.

RECOMMENDATION  WM

“Noted.”
1.1 WORKS MANAGER

WM/108/14 – PERMITS AND AUTHORISATIONS

1 Authorisation to Alter a Public Road – S Schlink
   Approval has been granted to S Schlink to remove a tree directly in front at
   3 Dorward Street North Shields.

2 Authorisation to Alter a Public Road – W Merrill
   Approval has been granted to W Merrill to extend the driveway width by up
   to and not exceeding 2.4 metres at 13 -19 Granite Way, Boston.

3 Special Event Permit – Royal Flying Doctor Service
   Approval has been granted to the Royal Flying Doctor Service to conduct a
   State Wide Badge Day on 15 May 2015 in the District Council of Lower
   Eyre Peninsula.

4 Special Event Permit – Australian Red Cross
   Approval has been granted to conduct the Red Cross Calling 2015 door
   knock appeal to be held between Sunday 1 March 2015 and 31 March
   2015.

RECOMMENDATION WM
"That Council endorse the issuing of approvals, as listed, to undertake
works or conduct activities on land under Council care and control."

WM/109/14 – WORKS MANAGER MEETINGS ATTENDED

15/08/14 Council meeting – Cummins
18/08/14 Cummins Gang Toolbox Meeting, Cummins Depot
19/08/14 Lincoln Gang Toolbox Meeting, Airport Depot
26/08/14 School Governing Council training session, Cummins
27/08/14 B Milic regarding Sea Marine Holdings Boston Land
         Divisions, Boston
27/08/14 EP CWMS User Group meeting, Port Lincoln
27/08/14 M Stephens & I Fitzsimons regarding layout and operations
         of Councils CWMS’s, Cummins
28-29/08/14 Annual Roads Conference, Port Lincoln

RECOMMENDATION WM
"Noted."

GARY JUTZEN
WORKS MANAGER
11 September 2014
1.2 DIRECTOR OF WORKS & INFRASTRUCTURE

DWI/35/14 – RESULTS OF INVITATIONS FOR QUOTATIONS FOR VARIOUS PROJECTS

The following information is provided for the information of Councillors on the progress of various budgeted projects or activities.

RFQ2014-09 Skatepark Concrete Slab, Coffin Bay
- Three invitations were issued and 2 submissions received.
- The quote accepted is from Steve Green Concreting.

RFQ2014-10 Skatepark Modular Units, Coffin Bay
- Three invitations were issued and two submissions were received plus one price list.
- The assessment of submissions is being finalised and the advice will be provided at the meeting.

RFQ2014-11 Storage Shed, Cummins Depot
- Three invitations were issued and two submissions received.
- The quote accepted is from Cockaleechie Industries.

RFQ2014-12 Demolition of House and Sheds, Sullivan Drive
- Three invitations were issued and one submission received.
- The quote proposed to be accepted is from EP Civil and Earthmoving (refer Airport Section for the relevant report).

RFQ2014-13 Supply and Lay of Asphalt, Bruce Terrace
- Three invitations were issued and two submissions received.
- The quote accepted is from Boral Asphalt.

Details will be available for Councillors at the meeting if required.

CEO Notation – Council Caretaker Consideration

The skate park concrete slab and modular units are budgeted items, with neither item requiring an individual contract to be signed in excess of $100,000 (triggering a prohibited designated decision).

The storage shed at the Cummins depot has been budgeted and as such does not represent a significant decision.

The supply and lay of asphalt is expected to be in excess of $100,000, however the treatment of designated decisions allows the signing of contracts for expenditure where funding is being provided by the State or Commonwealth Government. In this case $125,000 is being provided by the State Government, and it is further noted that the project has been budgeted by Council.

The assessment therefore is that entering into the arrangements as set out here do not breach the Council caretaker policy.
1.2 DIRECTOR OF WORKS & INFRASTRUCTURE  

DWI/35/14 – RESULTS OF INVITATIONS FOR QUOTATIONS FOR VARIOUS PROJECTS 

RECOMMENDATION  DWI  

“That Council endorse the Chief Executive Officer’s use of his delegated authority in accepting the submissions from:

a) RFQ2014-09 Skatepark Concrete Slab, Coffin Bay  
   ● Steve Green Concreting.

b) RFQ2014-10 Skatepark Modular Units, Coffin Bay  
   ● To be advised.

c) RFQ2014-11 Storage Shed, Cummins Depot  
   ● Cockaleechie Industries.

d) RFQ2014-13 Supply and Lay of Asphalt, Bruce Terrace  
   ● Boral Asphalt.”

DWI/36/14 – DIRECTOR OF WORKS & INFRASTRUCTURE MEETINGS ATTENDED

08/09/14  Attended meeting of Tulka Progress Association with Mayor, CEO, ACC, and MDES.

09/09/14  Meeting with EPNRM representative re Reservoir Road floodway.

RECOMMENDATION  DWI  

“Noted.”
2

AIRPORT SECTION

2.1 AIRPORT MANAGER

AM/46/14 - AIRPORT USAGE

Total Passengers for the month of July 2014 were 14,734 representing a 1% increase compared to June 2013 and Passenger numbers for August 2014 were 15,920 representing a 6% increase compared to August 2013.

Overall for the months of Jun/July/August 2014 there has been an average 3.5% increase in passenger numbers from the corresponding period in 2013.

**RECOMMENDATION**

AM

“Noted.”
2.1 AIRPORT MANAGER

AM/47/14 – AIRPORT OPERATIONS

General information is provided on operational aspects of the airport and precinct:

Airport Terminal
The Terminal continues to function well with no significant issues or new defects inhibiting normal operations.

Advertising Space:
HV Motors currently have a vehicle in the terminal with the space reserved for September/October.

Maintenance
Inspections and maintenance of the following items were carried out during the month of August:

- Fire suppression system check and audible alarm test.

Contactors for Mossop Building and Interiors have completed highlighting the “PORT LINCOLN AIRPORT” lettering on the Porte Cocherre’, the work was undertaken to meet their obligation to acquit the remaining defects. The lettering is now clearly visible from Lincoln Highway and is a considerable improvement to the Pic Perf panel design.

The remaining defects under the liability period have been rectified and a recommendation to release the retention guarantee was submitted to the Chief Executive Officer in late August.

Compliance
Two inspectors from the Office of Transport and Security (OTS) carried out a compliance Audit of Airport Security operations on the 19/20 August targeting Security signage, ASIC display, Access Control and Security Screening operations. The Airport Manager reports there were nil non-compliances documented and reported back to Council by OTS.

Civil Aviation Safety Authority personnel advised the Airport Manager of three non-compliances following the CASA inspection in May. The notices referred to the two primary aircraft parking position line-marking layouts being non-compliant with the CASA Manual of Standards Part 139.

Council’s consultant Aerodrome Design advised the previous Airport Manager during design of the marking lay-out that their design for key-hole markings and Pilot stop bars painted on the ramp were the preferred markings by ground crews and the Airlines, this advice led Council into a non-compliance situation. The Airport Manager has scheduled rectification of these issues in an undertaking to CASA they will be completed by 30 September 2014.

(continued)
2.1 AIRPORT MANAGER cont’d:

AM/47/14 – AIRPORT OPERATIONS cont’d:

Carpark Lighting
Installation of the electrical wiring from the generator shed control panel to the carpark light pole locations is due to commence on Monday 15 September 2014 followed by erection of the poles and light units in accordance with the lighting consultants report.

The Airport Manager is awaiting quotations for the two additional 6.0m lights required to be installed adjacent to the disabled parking bays to meet the compliance requirements.

CHC Helicopters
The Airport Manager met with a representative from CHC Helicopters on 9 September 2014 who confirmed their intention to enter into an agreement with Council to co-fund the erection of a fit for purpose hangar at the Airfield.

The Airport Manager has prepared a brief for the Chief Executive Officer’s approval outlining the proposed agreement and leasing arrangements prior to submission to Council’s legal representatives to prepare a formal document.

RECOMMENDATION AM
“Noted.”

AM/48/14 – REDEVELOPMENT OF THE OLD TERMINAL BUILDING

The Development Application was approved in late August and the Principal Building Certifier has been engaged. Given the limited scope of works, the Airport Manager has instructed Penna Planning and Design to seek quotations from the various trades required to undertake the work. Project Management of the successful trades will be undertaken by the Airport Manager in consultation with the Director of Works and Infrastructure and Penna Planning and Design.

Work on the building is expected to commence sometime in mid October 2014.

RECOMMENDATION AM
“Noted”
2.1 AIRPORT MANAGER cont’d:

**AM/49/14 - AIRPORT MANAGER – MEETINGS ATTENDED**

15/08/14 Council Meeting – Chambers  
20/08/14 W&I Team Meeting  
28/08/14 Pecan Lighting Products - Ravendale  
04/09/14 Conference call with CHC Canada  
05/09/14 Phil Kalleske – ISS Screening Operations update  
09/09/14 Bill Love CHC Helicopters to discuss proposal  
11/09/14 Attended AAA Regional Meeting – Adelaide

**RECOMMENDATION**  
“Noted.”

**BARRIE ROGERS**  
11 September 2014
2.2 DIRECTOR OF WORKS & INFRASTRUCTURE

DWI/37/14 – DEMOLITION OF SHEDS AND HOUSE, SULLIVAN DRIVE, NORTH SHIELDS.

As has been previously reported to Council the option to sell the house, which was acquired as part of the land dealings for the realignment of Sullivan Drive, was not possible due to the presence of asbestos.

In addition to the removal of the house the purchase contract required the demolition of the garage and other outbuildings adjoining the house. The land on which the buildings are located was not acquired but the resultant alignment of Sullivan Drive created the situation where the buildings would be too close to the road.

The cost of the removal of the buildings is part of the road project and subsequently to be funded from the Port Lincoln Airport operating budget through the loan borrowings and repayments for the road realignment.

The final amount for the loan is subject to the completion of the Lincoln Highway intersectional works and the removal of the buildings.

CEO Notation – Council Caretaker Consideration

The removal of the house and sheds adjacent Sullivan Drive was an accepted component of the Sullivan Drive realignment and associated land purchase project. A budget has been set for this entire project with funding coming from the Point Boston Developer and the Port Lincoln Airport.

In addition the sale contract under which Council purchased property required the removal of the house and shed, as such Council is obligated to undertake these works.

The impact is not considered to significantly impact the community or to detrimentally bind the incoming Council beyond the Council budgeted, and as such this action is not in breach of the Council caretaker policy.

RECOMMENDATION   DWI

“That Council accept the submission by EP Civil and Earthmoving for the demolition of house and sheds as per the RFQ2014-12 for the amount of $32,531.1, inclusive of GST.”
Recent community discussion has led to interest from the local Cummins District Community Bendigo Bank considering the funding of improvements to the airstrip that could include the sealing of the 1,207 metre by 18 metre strip.

Whilst the Royal Flying Doctor Service (RFDS) has indicated that they do not require a sealed runway to continue to service this area they no doubt will continue to individually assess each landing as they are required to do.

The cause of the current community discussion is three known aborted landings this year due to the wet weather either at the time of intended landing or water on the runway as a result of the wet winter.

The principal cause of the water across the runway is inadequate drainage capable of handling the exceptionally wet start to the winter and consistently heavy falls that followed. The presence of the inundation of farmland across large areas of the Council demonstrates the severity of the winter.

The airstrip is located within a narrow section of land, measuring approximately 1,850 metres by 110 metres, owned by the District Council and has three abutting land owners all of whom would need to be involved in discussions regarding the long term resolution of the drainage both in respect of managing water flowing on to and off the airstrip land.

The boundaries and layout of the airstrip are shown in the following photo:
2.2 DIRECTOR OF WORKS & INFRASTRUCTURE cont’d:

DWI/38/14 – CUMMINS AEROPLANE LANDING AREA (ALA) – ASSESSMENT OF UPGRADE OPTIONS cont’d:

The recent discussions included the sealing of the runway; however there are a number of steps required before a valid estimate could be prepared, namely:

1. Feature survey of the runway and the airstrip land;
2. Upstream and downstream surveys of the drains and creeks affecting the airstrip land;
3. Assessment of options including work on adjoining land as well as Bratten Way culverts and the land to the west of Bratten Way (as far as Tod Highway);
4. Assessment of design options for the resurfacing of the runway and flanks (areas abutting the runway surface);
5. Estimates for the sealing of the runway including whole-of-life costs.

Indicative costs:

a. The survey is expected to be undertaken in-house and is expected to take 5 days. If a surveyor was engaged it could probably be done quicker at an estimated cost of $4,000.

b. Drainage improvements are difficult to quantify at this time but a range of $50,000 to $100,000 is likely.

c. The resurfacing of the runway by lifting the level by a minimum of 150mm would require approximately 4,500 cubic metres of high quality limestone, preferably crushed to avoid any material larger than 50mm in diameter.
   i. The pavement material is estimated to cost $40,000 plus the transport cost of up to $30,000.
   ii. The spreading, watering and rolling of the limestone would cost $20,000.

d. The flanks or run-off areas adjoining runway surface are required to slope gently away so that an aircraft that accidently leaves the runway does not damage its undercarriage or risks being flipped by trenches or drains. A width up to 10 metres either side of the runway would require filling to taper from the new runway surface level back to natural surface level.
   i. The material could be clean fill/soil suitable for growing grass or alternately well compacted limestone rubble. The quantity is estimated at 2,500 cubic metres. The estimated cost of transport and material is $35,000 and $10,000 to spread, grade and roll.
   ii. The lifting and replacement of the runway and other lights is estimated at $5,000.

(continued)
2.2 DIRECTOR OF WORKS & INFRASTRUCTURE cont’d:

DWI/38/14 – CUMMINS AEROPLANE LANDING AREA (ALA) – ASSESSMENT OF UPGRADE OPTIONS cont’d:

e. The sealing of the runway would involve the water-binding of the pavement and a three coat seal.
   i. The estimated cost for sealing the 18 metre by 1,207 metre runway plus turning nodes is $400,000.
   ii. Resealing at 15 year intervals would cost approximately $200,000.

f. The maintenance cost for a sealed runway has not been estimated as it would be subject to various factors including the performance of the pavement and seal, aircraft movements etc.

The survey work is expected to take place by the end of December 2014 and a report to Council by March 2015.

In discussions with Aerotech, they do not have a specific interest in the runway being sealed but if sealing were considered then the areas where the aircraft enter and leave the runway as well as the turning nodes plus power-up areas (50 to 100 metres from each end) would be preferred.

This background information has been provided to the local Cummins District Community Bendigo Bank through Mr Stan McKenzie who raised the topic of the Cummins airstrip and RFDS aborted landings at the Bendigo Bank community grant forum held in early August. The bank had sought further information from Mr McKenzie by 19 September.

Ultimately the decision to proceed beyond the survey stage will require Council consideration and take into account the funding options and the cost benefits of any improvements. This would involve discussions with the principal user (Aerotech), the RFDS and other relevant parties.

RECOMMENDATION DWI
“Noted.”

ALEX DOUGLAS
DIRECTOR OF WORKS & INFRASTRUCTURE
11 September 2014
DEVELOPMENT & ENVIRONMENTAL SERVICES
19 SEPTEMBER 2014

D311 MANAGER DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT

RECOMMENDATION    MDES
“That the Manager Development & Environmental Services Report be received.”

RECOMMENDATION    MDES
“That the Manager Development & Environmental Services Report be adopted.”

D312 DEVELOPMENT CORRESPONDENCE

(1) Office of the Coordinator-General – New Coordinator-General Role Created

Correspondence has been received from the Office of the Coordinator-General advising that the Government has created a new Coordinator-General role to assist the Government in meeting one of its ten economic priorities, ‘South Australia to be the best place to do business’.

Recent changes to the Development Regulations 2008 allows the Coordinator-General to ‘call in’ projects that exceed $3 million in construction value and are of economic importance to the State to allow the Development Assessment Commission (DAC) to undertake the assessment.

(REFER FOLIO: DV14.09.01)

RECOMMENDATION    MDES
“Noted.”

D313 DEVELOPMENT GENERAL CORRESPONDENCE

Nil.

D314 DEVELOPMENT LATE CORRESPONDENCE
D315 CORRESPONDENCE NOT REQUIRING A COUNCIL DECISION

Items of correspondence received which have been dealt with by Council staff and do not require a resolution of Council have been provided under separate cover for the information of Councillors.

RECOMMENDATION MDES

“Noted.”

D316 HEALTH

Nil.

D317 DEVELOPMENT GENERAL BUSINESS
MDES/048/14 – REQUEST PROPERTY INCLUSION IN BOSTON RURAL LIVING DEVELOPMENT PLAN AMENDMENT

Correspondence has been received from SK Planning on behalf of Mr Robert Forster, Mr John Shepperd, Mr Wayne Baddams and Mr Branco Vukosavjevic. SK Planning is requesting that Council consider amending the Area Affected Plan for the Boston Rural Living Development Plan Amendment Statement of Intent (SOI) to include his Clients’ land. Letters have also been received from three of SK Planning’s clients.

(REFER FOLIO: MDES14.09.01)

BACKGROUND

At its meeting held on 16 May 2014, Council resolved to submit the Boston Rural Living Statement of Intent (SOI) dated May 2014 to the Minister for Urban Development and Planning for formal endorsement to prepare a Development Plan Amendment. It will be recalled that the SOI proposes to investigate a scaled down area for potential rural living purposes, as detailed on the folioed Area Affected Plan.

(REFER FOLIO: MDES14.09.02)

The Statement of Intent was sent to the Minister shortly after that meeting. On 2 September 2014, Mr Andrew Humby, Principal Policy Officer Statutory Planning Branch/Planning Division wrote "seeking further justification from Council for the areas proposed for additional rural living development." Specifically, the Department has requested “a stronger strategic rationale for the SOI to assist with the Department obtaining Ministerial consent to begin the DPA process”. A copy of Mr Humby’s email is folioed.

(REFER FOLIO: MDES14.09.03)

Council’s Planning Consultants, MasterPlan are reviewing the contents of that email and will prepare an appropriate response to the issues identified in it.

Mr Baade’s clients own land either with frontage or close to Western Approach Road. This land was included in an earlier Statement of Effect (dated September 2009) but that SOI was not progressed, primarily because the Greater Port Lincoln Structure Plan was under joint preparation by Council along with the City of Port Lincoln.

In preparing the May 2014 Statement of Intent, Council took account of submissions received on the 2009 SOI as well as investigations undertaken to inform the November 2012 Draft Greater Port Lincoln Structure Plan. The parcels of land owned by Mr Baade’s clients are not part of the Area Affected and therefore are not proposed to be investigated as part of the May 2014 Statement of Intent.

(continued):
MDES/048/14 – REQUEST PROPERTY INCLUSION IN BOSTON RURAL LIVING DEVELOPMENT PLAN AMENDMENT

DISCUSSION

SK Planning has requested Council to include its client’s properties in the Area Affected, and has advanced a series of arguments to support its case.

While SK Planning believes it is appropriate to include the properties in the Area Affected plan forming the Statement of Intent, to do so would be at odds with the clear message in Mr Humby’s email, namely that Council must provide further justification for the Area Affected, despite the extent of that area having already been reduced from the 2009 Area Affected plan.

If Council were to accede to SK Planning’s request and include the additional parcels of land into the Statement of Intent, it is likely that the Department, and in turn the Minister, would be less inclined to endorse the SOI.

Although SK Planning makes some valid points in relation to the potential suitability of its clients’ properties for rural living purposes, Council determined that the areas included in the May 2014 Area Affected Plan are appropriate at this time for further investigation, having regard to “…a range of concerns previously expressed by Government Agencies, particularly those relating to interface with industry and mining/quarrying activities…”

Council also made this decision having regard to various strategic considerations arising from the draft Greater Port Lincoln Structure Plan process, which although never finalised or adopted, contains valuable background material.

Even with the reduced Area affected in the May 2014 Statement of Intent, it is far from certain that the Minister will endorse the SOI. However, it is considered that a strong case can be made to the Department/Minister to have this area (but no more at this time) further investigated for its suitability for rural living purposes. Conversely, it will be made harder for Council to justify the entire Statement of Intent if more properties are added to the Area Affected at this time.

CEO Notation - Council Caretaker Consideration

Council will be in caretaker mode at the date of the Council meeting, and as Chief Executive Officer I am required to make a determination in relation to the treatment of designated or significant decisions.

The inclusion of additional land in the Boston Rural Living DAP Statement of Intent is not a ‘designated decision’, being a decision which must be avoided during the caretaker period.

However it could be deemed to be a ‘significant decision’ which is described as any major policy or other decision which will significantly affect the Council area or community or will bind the incoming Council.

(continued):
CEO Notation - Council Caretaker Consideration

The request before the Council is effectively to amend a previous decision of Council to exclude the requested area in the Rural Living expansion. This decision was taken through the Greater Port Lincoln Structure Plan process, and more recently in May 2014 when Council most recently considered the area to be included in the expanded Rural Living area.

I consider that there is a degree of urgency in this matter, as land owners included in the proposed expanded Rural Living area are, for various reasons, anxious to see the matter finalised. This is reasonable given the fact that the DPA was put on hold to undertake the Structure Plan, and then recommenced when the Structure plan was aborted.

There doesn’t appear to be any great urgency about the matter from the perspective of DPTI, who have sought further justification from Council of the area proposed to be included – refer MDES report.

There are no budget implications, and no statutory obligations attached to a deferral of the matter, rather it is the inconvenience and potentially financial impact on people who have waited a long time for this issue to be finalised which must be considered.

In summary should Council determine to not include the area, then this would simply be an endorsement of a previous position of Council, and would not be impacted by the caretaker provisions.

However a decision to amend the area of the proposed Rural Living zone would be a significant decision which should be deferred during the caretaker period.

In making this decision Council should first and foremost consider whether it wishes to include the requested area in an expanded Rural Living Zone, with the decision in relation to whether that position can be resolved now or be deferred to the new Council being a secondary consideration.

RECOMMENDATION

“1. That Council resolves to not alter the Statement of Intent dated May 2014, on the grounds that to do so would make it more difficult to justify the Development Plan Amendment having regard to the issues identified by the Planning Division in its email to Council dated 2 September 2014; and

2. That SK Planning be advised that Council is not prepared to amend the Statement of Intent or the Area Affected map at this time, but the opportunity to make submissions on the draft Development Plan Amendment will be available at the appropriate time, provided Ministerial approval is granted for Council to commence preparation of the Development Plan Amendment.”
MDES/049/14 – EXPERT PANEL ON PLANNING REFORM – COMMENT ON REPORT ‘OUR IDEAS FOR REFORM’


The report outlines 27 ideas for reform, developed in response to the many issues and ideas that the Panel heard throughout the 2013 public consultation and summarised in the first report, ‘What We Have Heard’.

The report and submission form can be accessed from the website www.thinkdesigndeliver.sa.gov.au.

I intend on preparing a response to the report on behalf of Council and submitting it to the Panel prior to the 26 September 2014 deadline.

RECOMMENDATION  MDES
“That Council authorise the Manager of Development and Environmental Services to prepare and submit a response to the Expert Panel on Planning Reform on its’ second report, ‘Our Ideas For Reform’ on behalf of Council.”

MDES/50/14 – ANIMAL MANAGEMENT

The General Inspector has responded to reports of dogs wandering in the Townships of Cummins and Poonindie with the dogs being identified and returned to their owners.

The General Inspector is currently investigating three different barking dog complaints.

RECOMMENDATION  MDES
“Noted.”

MDES/51/14 – CAMPING

Farm Beach Camp Ground has been cleaned up ready for the summer season with mowing, tree trimming and rubbish being picked up. Site Identification posts have also now been installed to define the sites and all sites will be numbered to assist in policing the payment of fees.

RECOMMENDATION  MDES
“Noted.”
MDES/52/14 – BUILDING INSPECTION POLICY

In accordance with Council’s Building Inspection Policy, inspections have been carried out and a list has been folioed for Members information.

(REFER FOLIO: MDESRP14.09.04)

RECOMMENDATION MDES
“Noted.”

MDES/53/14 – WORKSHOPS / SEMINARS / MEETINGS / TRAINING

11 August 2014 DAO / D Pedler RE: 932/148/14
12 August 2014 D Clarke RE: 932/D001/14
15 August 2014 Council Meeting
18 August 2014 ERD Court Conference – ERD 201 of 2014 A/c Southam v DCLEP
19 August 2014 Development Dept Meeting
K Slater RE: development at Coffin Bay
M Baade RE: Boston Rural Living Development Plan Amendment
2 September 2014 ERD Court Conference ERD 14 of 2013 A/c Murray v DCLEP
4 September 2014 P and D Bartley RE: land division in Rural Living area
5 September 2014 LGA Planning Reforms Workshop
8 September 2014 R and D Bichard RE: Boston Rural Living Development Plan Amendment
Tulka Progress Association Meeting (with Mayor/CEO/DWI/ACC)
10 September 2014 Public Health Plan Council Staff Workshop

RECOMMENDATION MDES
“Noted.”

LEITH BLACKER
MANAGER DEVELOPMENT & ENVIRONMENTAL SERVICES

11 September 2014
COUNCIL
19 SEPTEMBER 2014

C1012 MAYOR’S REPORT

C1013 MEMBER’S REPORTS

C1014 QUESTIONS WITHOUT NOTICE

C1015 QUESTIONS WITH NOTICE

Nil.

C1016 MOTIONS WITHOUT NOTICE

C1017 MOTIONS WITH NOTICE

Nil.

C1018 PETITIONS

Nil.

C1019 COMMITTEE MINUTES

RECOMMENDATION CEO
“That the Minutes of the Committee Meetings be received.”

(1) Cummins Homes Committee Meeting held on Tuesday 5 August 2014.
(2) Work Health and Safety Consultative and Risk Management Committee held on Wednesday 9 September 2014.
(REFER FOLIO: CL14.09.01)

RECOMMENDATION CEO
“That the Minutes of the Committee Meeting, and the recommendations contained therein, be adopted.”

C1020 MINUTES FROM OTHER BODIES

(1) Minutes of the Eyre Peninsula Natural Resources Management Board Meeting held on Tuesday 26 August 2014 at Port Lincoln.
(REFER FOLIO: CL14.09.02)
C1021 PUBLIC MEETINGS

Nil.

C1022 CHIEF EXECUTIVE OFFICER’S REPORT

RECOMMENDATION  CEO
“That the Chief Executive Officer’s Report be received.”

RECOMMENDATION  CEO
“That the Chief Executive Officer’s Report be adopted.”

C1023 COMMUNITY DEVELOPMENT OFFICER’S REPORT

RECOMMENDATION  CEO
“That the Community Development Officer’s Report be received.”

RECOMMENDATION  CEO
“That the Community Development Officer’s Report be adopted.”

C1025 POLICY DEVELOPMENT

(1) Policies for Adoption

Nil.

(2) Policies for Review – With Amendment

1 35.01.07 – Development Assessment Panel

Amendments have been made to Policy 35.01.07 – Development Assessment Panel to reflect the resignation of Jodie Isle and appointment of Jim Egan to the Panel at the August meeting of Council, as well as an update of references to the Development regulations, Council’s delegation manual and minor administrative updates.

(REFER FOLIO: CL14.09.03)

RECOMMENDATION  CEO
“That Policy 35.01.07 – Development Assessment Panel be adopted by Council with amendments reflecting the resignation of Jodie Isle & the appointment of Jim Egan to the panel and other administrative updates.”

(3) Policies for Deletion

Nil.
COUNCIL – 19 SEPTEMBER 2014

C1026 REGIONAL DEVELOPMENT

(1) Regional News – September 2014 – RDAWEP

A copy of the Regional News September 2014 has been received by Council.

A copy of the Newsletter is available to all Councillors upon request.

C1027 COUNCIL CORRESPONDENCE

(1) SSAA Port Lincoln Rifle Club – Coomunga Rifle Range

Correspondence has been received from T Hardie on behalf of the Port Lincoln Rifle Club thanking Council for their letter dated 27 September 2013 with regard to the ‘In Principle’ support to act as a conduit for the acquisition of the Coomunga Rifle Range.

The Rifle Range is owned by the Department of Defence (Commonwealth), and is subject to the Commonwealth property disposals policy.

The Port Lincoln Rifle club have identified that they would not be an eligible party for priority sale of Commonwealth property, however the Council may be able to acquire the land.

This matter was presented to the Council Meeting on 20 September 2013 where the following resolution was made:

“That Council gives ‘In Principle’ agreement to acting as a conduit between the Commonwealth of Australia and the Port Lincoln Pistol Club for the acquisition of land being Section 543 Plan 510600 CT 5582/804 located at 93 Winch Road, Coomunga subject to the signing of suitable documentation which will commit the Port Lincoln Pistol Cub to make payment to Council for the full purchase price of the land and to meet all legal costs associated with the purchase.”

Over the past twelve months the Port Lincoln Rifle Club has made some progress which includes the following:

a. Identifying a contact within the Department of Defence for the disposal of the property
b. The Port Lincoln Rifle Club is now a Sporting Shooters’ Association of Australia (SSAA) Rifle Club and has full support from the SSAA of South Australia, who are prepared to assist financially.

(continued)
COUNCIL – 19 SEPTEMBER 2014

C1027 COUNCIL CORRESPONDENCE

cont’d:

(1) **SSAA Port Lincoln Rifle Club – Coomunga Rifle Range** cont’d:

The Port Lincoln Rifle Club is now seeking Council to lodge an application for a priority sale.

The land in question has a Capital Value of $385,000 as per the Valuation General valuations for 2014/15 and a site map has been folio’d for Councillors information.

**REFER FOLIO: CL14.09.04**

**CEO Notation - Council Caretaker Consideration**

This matter relates to both unbudgeted funds and decisions made could bind the incoming Council, and as such is considered to be a significant decision.

Further the entering into any contracts in this regard would be a ‘designated decision’ which Council is prohibited from making during the caretaker period.

However, while Council should not make any further decisions on this matter during the caretaker period, the previous “In Principle” support of the Council in September 2013 is sufficient for the Chief Executive Officer to progress discussion with the Commonwealth.

**RECOMMENDATION**

**CEO**

“That the Port Lincoln Rifle Club be thanked for their further correspondence in relation to the acquisition of the Coomunga Rifle Club and advised the following:

- Council is currently in caretaker mode in the lead up to the Local Government Election and as such can not make any further decisions on this land acquisition prior to the election of the new Council in November of this year;
- Based on the ‘In Principle’ Council support afforded to this project in September 2013 the Chief Executive Officer will now make enquiry with the Department of Defence to discuss the option of Council acquiring the land;
- Subject to the discussions with the Department of Defence it is likely that the steps involved to acquire the land will involve:
  - The development of a business case by the Port Lincoln Rifle Club in conjunction with Council in relation to the property purchase, including details of funding the acquisition and maintenance of the facility, and detail of its future intended use and management;”

(continued)
(1) SSAA Port Lincoln Rifle Club – Coomunga Rifle Range cont’d:

- Undertaking an independent valuation of the property
- Development of legal agreements / contracts to protect the positions of both the Port Lincoln Rifle Club and the Council, noting that enactment of such agreements will be a matter for the newly elected Council to consider”.

- The Chief Executive Officer will further contact the Port Lincoln Rifle Club following the receipt of firm advice from the Department of Defence”.

(2) SA Tourism Commission – Delivering Tourism Outcomes to the Eyre Peninsula – DRAFT Tourism Plan 2015 – 2020

Correspondence received from Mr Rodney Harrex, Chief Executive of the South Australian Tourism Commission (SATC) updating Councils on the Marketing and development initiatives which the SATC has undertaken for Eyre Peninsula.

The SATC advised they have worked closely with Eyre Peninsula Tourism to deliver outcomes for the region. They state that implementing the Eyre Peninsula Destination Action Plans has involved close and continuous interaction between Eyre Peninsula Tourism, Regional Development Australia Whyalla Eyre Peninsula and other regional stakeholders.

Folio’d for Councillors information is the report of SATC’s commitment to tourism on Eyre Peninsula since July 2011.

(REFER FOLIO: CL14.09.05)

In consultation with the State’s tourism industry and stakeholders, the SATC has now developed the next South Australian Tourism Plan 2020. This plan is focussed on achieving the South Australian tourism industry’s full potential of $8.0 b of visitor expenditure by 2020, which would generate nearly 10,000 additional direct jobs in the South Australian economy. The Draft Plan is available at: [http://www.tourism.sa.gov.au/assets/documents/About%20SATC/satc-sa-tourism-plan-2014.pdf]

RECOMMENDATION CEO
“Noted.”
(3) **Sea SA – Spencer Gulf Ferry Service to be Temporarily Suspended – Media Release**

A media release was received from Stephanie Dawson from Sea SA announcing a temporary closure of the Spencer Gulf Ferry Service, until economic growth signals in both tourism and mining activities are evident. They are hoping to resume services later in 2015 with a new purpose built vessel, and will continue to undertake capital expenditure on harbours and berths at Lucky Bay and Wallaroo.

**RECOMMENDATION CEO**

“Noted.”

(4) **Minister for Indigenous Affairs – Improving School Attendance in Remote Communities Across Australia**

Correspondence received from Nigel Scullion, Minister for Indigenous Affairs seeking help to improve school attendance in remote communities across Australia.

Mr Scullion outlines that the Australian Government’s Remote School Attendance Strategy is a high priority for the Government. The Strategy aims to lift attendance rates at schools where attendance is lowest. Recent data confirms a regular drop-off in attendance at many remote schools on Fridays.

Mr Scullion asks that Council consider how it can help to improve Friday School attendance in Council’s communities.

**RECOMMENDATION CEO**

“Noted.”

(5) **ION Geophysical – Two Dimensional (2D) Marine Seismic Survey in Commonwealth Waters**

Correspondence received from ION Geophysical informing Council of and offering the opportunity to provide feedback on a proposal to undertake a two dimensional (2D) marine seismic survey in the Commonwealth waters adjacent to South Australia, Victoria and Tasmania. ION Geophysical is a major provider of geosciences data to the global oil and gas industry.

The consultation is being undertaken as a component of preparing an Environmental Plan under the ‘Offshore Petroleum and Greenhouse Gas Storage Act 2006’.

(continued)
C1027 COUNCIL CORRESPONDENCE  

(5) ION Geophysical – Two Dimensional (2D) Marine Seismic Survey in Commonwealth Waters  

Activity will occur within the data acquisition season of November to April over a three year time period commencing in quarter 4 2014.

Proposed Survey Location Map has been folio’d for member’s information.

(REFER FOLIO: CL14.09.06)

RECOMMENDATION CEO

“That Council advise ION that it has no comment in relation to the proposed survey in the Commonwealth waters adjacent to South Australia, Victoria and Tasmania.”

(6) Local Government Association (LGA) of SA – Mining in South Australia – Eyre Peninsula – Outcomes of Meeting with Hon Tom Koutsantonis MP

Correspondence received from Mayor David O’Loughlin, President, LGA of SA advising of outcomes of a meeting held with Hon Tom Koutsantonis MP, Treasurer. The topics of discussion included capping of Council rates, red tape reduction; pensioner concessions; disaster funding arrangements and mining in South Australia.

In regard to mining in South Australia there is a commitment for State and Local Government to work together to ensure that local communities will be constructively engaged in any new initiatives. Eyre Peninsula LGA is testing a model for a Task Force of key stakeholders so that activities can be well understood and supported appropriately as mining starts to take place.

Attached was correspondence from Mayor Julie Low, President, Eyre Peninsula LGA advising that Mr Geoff Dodd (former CEO, City of Port Lincoln) has been appointed as coordinator of the Taskforce and that Former Premier Rob Kerin will be the independent Chairperson.

RECOMMENDATION CEO

“Noted.”
(7) **Byron Shire Council – Support for Marriage Equality**

Correspondence was received from Mayor Simon Richardson, Byron Shire Council advising that their Council supports marriage equality and strongly believes that same sex couples should have the choice to legally marry.

The Byron Shire Council has formulated a *Marriage Equality Proclamation* and the Mayor intends to create the group – *Mayors for Marriage Equality*.

**RECOMMENDATION CEO**

“Noted.”

(8) **Eyre Peninsula Mining & Oil & Gas Taskforce – Local Government Representatives**

Correspondence was received from Mr Tony Irvine, Executive Officer, Eyre Peninsula Local Government Association (EPLGA) inviting Council to vote for Local Government Representatives on the Eyre Peninsula Mining and Oil and Gas Taskforce.

The Ballot Paper was to be lodged by Friday 29 August 2014 so a recommendation could be put to the EPLGA Meeting on 5 September 2014.

Folio’d for Members information is a copy of the Ballot Paper submitted by the District Council of Lower Eyre Peninsula.

*(REFER FOLIO: CL14.09.07)*

It is noted that Eleanor Scholz and Peter Peppin have now been formally elected to the Taskforce.

**RECOMMENDATION CEO**

“That Council endorse the Local Government Representatives on the Eyre Peninsula Mining and Oil and Gas Taskforce as nominated by the Mayor and CEO.”

**C1028 EYRE PENINSULA LOCAL GOVERNMENT ASSOCIATION**

(1) **EPLGA Board Meeting Highlights**

Highlights from the EPLGA Meeting held at Cleve on Friday 5 September 2014 have been folio’d for member's information.

*(REFER FOLIO: CL14.09.08)*
COUNCIL – 19 SEPTEMBER 2014

C1029 LOCAL GOVERNMENT ASSOCIATION

(1) Local Government Association Circulars

The following circulars have been received from the Local Government Association:-

37.5 Renewal SA Project Site Tour POSTPONED
37.4 Council Members’ use of Council Resources during elections
37.3 2014 Volunteer Support Fund Now Open
37.2 Wind Farm Planning Guidelines 2014 now available
37.1 2014 Heritage and Tourism- A Winning Combination!
36.5 2014 LGA Annual General Meeting - Registrations now open
36.4 Animal Welfare (Companion Animals) Amendment Bill 2014
36.3 2014 National Airports Safeguarding Framework now available for Policy-Makers
36.2 Allowances and Benefits for Council Members - Model Policy Revised
36.1 Award coverage of Council CEOs
35.5 2014 Election Resource Order Form
35.4 LGMA (SA) Annual General Meeting – 30 October 2014
35.3 Renewal SA Project Site Tour
35.2 Return to Work Bill - Amendments to Workers Compensation
35.1 Private Parking Areas Regulations have been re-made - effective 1 September 2014
34.10 Indigenous Advancement Strategy
34.9 2014 LGMA (SA) Community Managers Network Conference - 12 September 2014
34.8 Local Government Forum on Vegetation Management - Reminder
34.7 Council Member Access to Information - resource for Councils
34.6 Local Government Training Package Industry Briefing (LGA04)
34.5 RII Training Package (including Civil Construction) Review Workshop - 18 September 2014
34.4 Bachelor of Government and Public Management at Flinders University
34.3 Changes to the role of the Coordinator General- Assessment of Significant Development Regulations
34.2 Award Coverage for Council CEOs
34.1 State Government Announcement - Abolition of Boards and Committees
33.12 My Local Services App 1.1 released
33.11 Minute Takers Handbook - Video Training Resource
33.10 Roads & Works Conference - Last Call

(continued)
COUNCIL – 19 SEPTEMBER 2014

C1029 LOCAL GOVERNMENT ASSOCIATION cont’d:

(1) Local Government Association Circulars cont’d:

33.9 Recycle Right kerbside waste collection calendars for regional Councils
33.8 Expressions of interest sought for Recycle Right bin tagging program
33.7 Native Vegetation SEB Review Discussion Paper - Feedback Sought
33.6 LGA Planning Reform Consultation Papers are Now Available
33.5 CEO Checklist 2014 - amended
33.4 South Australian Black Spot Program 2014-2015
33.3 The Future of the SA Public Library Network
33.2 Local Government (Governance) Amendment Bill 2014
33.1 LAST CHANCE TO REGISTER - Governance Residential Seminar - 14 & 15 August 2014
32.9 New Peak Body for Community Transport in South Australia
32.8 2014 LGA Annual General Meeting - Event Information
32.7 2015 Governor’s Leadership Foundation Program- Applications Now Open
32.5 Transitioning the roles of Local Government in Waste Management - report released for feedback
32.4 2014 LGMA (SA) Community Managers Network Conference - 12 September 2014

A copy of all circulars is available to Councillors on request or on the LGA website at www.lga.sa.gov.au

RECOMMENDATION CEO
“That Local Government Association Circulars Numbered 32.4 – 37.5 be noted by Council.”

(2) 2014 Local Government Association (LGA) Annual General Meeting and Voting Delegate

The 2014 LGA Annual General Meeting will be held on Friday 31 October 2014 in Adelaide. This year, due to the Local Government Elections this will be a compact event, commencing with a dinner on Thursday 30 October.

The voting delegate at the LGA Annual General Meeting for Council is Mayor Low, but Council has not nominated a Deputy Delegate in the event that Mayor Low is unable to attend.

RECOMMENDATION CEO
“That Council nominate…………………… as the Deputy Voting Delegate for the Local Government Association Annual General Meeting in the event that Mayor Low is unable to attend.”
C1030 COUNCIL GENERAL CORRESPONDENCE

1 Issues and Events
   1. Medibank for Better Health – Medibank releases new Reconciliation Action Plan

2 Newsletters, Brochures and Magazines
   1. The Coffin Bay Sun – September 2014.
   3. Cummins Area School Newsletter:
      ● Term 3, Week 4, 13 August 2014;
      ● Issue 14, 19 August 2014;
      ● Term 3, Week 6, 26 August 2014; and
      ● Issue 15, 2 September 2014.
   4. Lake Wangary Primary School Newsletter – Term 3, Week 3, 7 August 2014; Week 5, 21 August 2014; and Week 7, 4 September 2014.
   5. Reconciliation South Australia – 1 September 2014.

A copy of this correspondence is available to all Councillors on request.

RECOMMENDATION CEO
“Noted.”

C1031 COUNCIL LATE CORRESPONDENCE

C1032 CORRESPONDENCE NOT REQUIRING A COUNCIL DECISION

Items of correspondence received which have been dealt with by Council staff and do not require a resolution of Council have been provided under separate cover for the information of members.

RECOMMENDATION CEO
“Noted.”

C1033 COUNCIL GENERAL BUSINESS
CEO/76/14 – SIGNIFICANT ENVIRONMENTAL BENEFIT REVIEW

Public consultation on a discussion paper in relation to a review of the Significant Environmental Benefit (SEB) fee payable on the clearance of native vegetation closed on 8 September 2014, and the Local Government Association have been seeking feedback from Councils to assist them to prepare a consolidated local government response.

A response has been prepared on behalf of Council.

*(REFER FOLIO: CEORP 14.09.01)*

Some elected members and staff attended a meeting in Wudinna recently in regard to this review, while Council wrote directly to the Native Vegetation Council in February expressing concern regarding the proposed impact of any increased SEB on road works and in relation to the inadequacy of the Native Vegetation Council’s ‘guidelines for the management of native vegetation’.

The proposed amendment to the SEB involves the removal of land value as a factor and brings in rainfall (as a regional weighting factor) plus a zoning factor under which land is treated as either agricultural or arid lands.

Based on the sample properties provided as part of the discussion paper regional areas face large increases in SEB payable, while the Adelaide and Mt Lofty Ranges area will benefit from reduced SEB costs.

As an indication the following is the percentage increase / (decrease) in SEB payable in the various NRM regions under the proposed SEB formulae are as follows:

<table>
<thead>
<tr>
<th>NRM Region</th>
<th>Increase / (Decrease) In SEB Payments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adelaide and Mt Lofty Ranges</td>
<td>(49)%</td>
</tr>
<tr>
<td>Eyre Peninsula</td>
<td>163%</td>
</tr>
<tr>
<td>Kangaroo Island</td>
<td>433%</td>
</tr>
<tr>
<td>Northern &amp; York</td>
<td>354%</td>
</tr>
<tr>
<td>SA Murray Darling Basin</td>
<td>13%</td>
</tr>
<tr>
<td>South East</td>
<td>138%</td>
</tr>
</tbody>
</table>

A copy of this letter has also been provided to the Native Vegetation Council as part of their public consultation, amended slightly to reflect that the feedback is being provided directly to the Native Vegetation Council.

*(continued)*
CEO Notation - Council Caretaker Consideration

The review of the Significant Environmental Benefit legislation has the potential to significantly affect the Council area or community, and as such consideration needs to be given to the caretaker provisions.

In this case Council are being asked to comment on a decision of another government agency within time frames which are beyond the control of the Council.

It is also noted that the final imposition of the SEB will not be a decision of the Council.

I consider that Council endorsement of the Chief Executive Officer response to the SEB review is quite appropriate given the timeframe for the review.

RECOMMENDATION  CEO

“That Council endorse the feedback provided to the Local Government Association of SA and the Native Vegetation Council as prepared by the Chief Executive Officer in relation to the review of the Significant Environmental Benefit arrangements”
The Essential Services Commission of SA (ESCOSA) has released a draft report in relation to a review of SA Water drinking and sewerage prices. The inquiry stems from the South Australian governments ‘Water for Good’ plan, which identified pricing reform as a key element to ensuring long term water security and efficiency for South Australia.

The draft report has identified that consumers are paying fixed supply charges through usage charges. As an example it has been identified that the true cost of water usage in Metropolitan Adelaide is about 62 cents per kilolitre, with current prices paid for water being $2.96 per kilolitre.

However the supply charge of $282.80 does not cover the cost of fixed costs which are independent of water consumption. The review looks at increasing supply charges and reducing usage charges.

The report finds that 85 percent of SA Water’s total drinking water costs are fixed (independent of the amount of water consumed), while only 32 percent of water revenue comes from supply charges.

It is noted that a change to higher supply charges will impact on residential users, with the report noting that 93 percent of residential households in the Eyre region would be subject to an overall increase in water costs of greater than $50.

A reduction in usage charges will benefit larger usage sporting groups who have recently encountered significant increases in watering costs to maintain facilities.

SA Water currently collects $528 m from residential customers, with true cost recovery indicating that that this figure would need to be increased by $93m, or a further 17 percent. This is likely to mean residential water bills for the average household increasing by 17 percent, balanced by a decrease in the total collected from industrial and commercial uses.

The report recommends that the State Government recognise the negative impact of change on residential customers, and further recommends gradual implementation of any change supported by state government fixed payments as a concession subsidy to identified disadvantaged groups.

The report makes reference to bringing in ‘individual regional supply’ charges over time to reflect new infrastructure requirements of the various regions. My submission does not support regional variations to supply charges on the basis that the Adelaide desalination plant has been largely funded by the State Government, and that the cost of water supply should be amortised across the State. This is based on the premise that infrastructure in some regions reflects what is the best from a ‘whole of the State’ perspective.

The cost of meeting additional demand has reduced due to the opportunity to use the desalination plant, and all of South Australia should benefit from this initiative.
The issue of augmentation fees is considered in the review with a recommendation that augmentation fees be set on a full cost recovery basis to individual developments. While reflecting the need to impose an augmentation charge, my submission suggests that it is unfair that the cost of augmentation to some areas is significantly higher than to other areas. This is based on the principle that all beneficiaries of a scheme expansion receive a similar benefit e.g. supply of drinking water, and that the augmentation cost to all areas should be equalized.

CEO Notation - Council Caretaker Consideration

The review of SA Water charging methodology has the potential to significantly affect the Council area or community, and as such consideration needs to be given to the caretaker provisions.

In this case Council are being asked to comment on a decision of another government agency within time frames which are beyond the control of the Council.

It is also noted that any change to SA Water charging methodology will not be a decision of the Council.

I consider that Council endorsement of the Chief Executive Officer response to the ESCOSA review of SA Water’s drinking charging is quite appropriate given the timeframe for the review.

RECOMMENDATION

“That Council endorse the submission as prepared by the Chief Executive Officer to the Essential Services Commission of SA inquiry report into SA Water’s drinking water and sewerage prices.”
CEO/78/14 – COFFIN BAY CARAVAN PARK LEASE

I have received advice from the Lessee of the Coffin Bay Caravan Park that they have signed a contract for the sale of the caravan park lease, with settlement due on 10 October 2014.

In relation to assignment of the lease the consent in writing for the assignment is required from Council, with such consent not to be unreasonably withheld subject to:

- The Lessee not being in default to Council.
- The proposed assignee being a person of good financial standing who is likely to be able to meet the obligations under this lease.
- Assignment documentation to be in a form approved by the Lessor.
- Assignment documentation to include an additional covenant by the assignee that they will pay the rent at the times and in the manner required, and observe all covenants, conditions and agreements of the current lease.

I have commenced investigation in relation to the matters to be considered in any assignment and will provide further information to Council in due course. In this regard I am planning to meet with the potential lessees on 16th September 2014.

CEO Notation - Council Caretaker Consideration

_In relation to the Caretaker provisions which Council will act under from 16th September a decision to assign the lease would not be considered to be a ‘designated decision’ and is not a ‘significant decision’ which will significantly affect the Council area or the community or will bind the incoming Council._

**RECOMMENDATION**

“Noted.”
CEO/79/14 – CFS INCIDENT RESPONSE

I have been working with Scott Lochel of the Local Government Association to develop the ‘Joint Operating Guidelines’ for bushfire support between Local Government and the SA Country Fire Service as part of the i-responda program designed to allow local government to respond safely to emergency incidents.

The guidelines package will essentially consist of the following:

- Key tasks which Council may undertake in responding to a fire
- Minimum training required for employees who will be involved in incident response
- Confirmation of insurance arrangements, both workers compensation and indemnity for decision making
- Overarching policy for Council endorsement
- Register of plant suitable for incident response
- Register of Council employees who are trained and prepared to respond to an incident
- A range of fire awareness information for staff who may be involved in the response
- i-responda decision making check list in three parts
  - Council decision as to whether the Council wished to respond to emergency incidents
  - Decision as to whether Council wish to respond to a particular incident
  - Employee decision as to whether they are prepared to respond to a particular incident

My understanding is that the guidelines have been signed off by the LGA and SACFS, however a final copy of the document has not yet been provided to Councils.

I expect to be in a position to provide the overarching Council policy to the October meeting for consideration of Council.

I also expect that a level of training will be arranged for employees in the lead up to the coming fire season.

RECOMMENDATION

CEO

“Noted.”
CEO/79/14 – BRINKWORTH RESERVE

(1)  Correspondence from Neville Will – Brinkworth Reserve Concerns

Correspondence received from Mr Neville Will expressing concern at the possible sale of Brinkworth Reserve by the National Trust.

Mr Will states that the land was donated by Ken Brinkworth to the general public and while the land is currently under utilized he feels that it is a valuable resource for the future.

Mr Will urges Council to negotiate the transfer of Brinkworth Reserve to the District Council of Lower Eyre Peninsula at no cost.

(2)  Correspondence from Isabel Smith – Proposed Subdivision and Sale of Brinkworth Reserve by the National Trust.

Correspondence received from Isabel Smith, Secretary, Trustees for Brinkworth Reserve advising Council of the proposed subdivision that would see much of the Brinkworth Reserve sold by the National Trust.  Ms Smith informs Council that the Trustees have taken legal action aimed at preventing the sale of any of the land.

The trustees believe that the interests of the community would be best served if reserve were owned locally by the District Council.

The Trustees ask Council to support the retention of the reserve as it was intended by Ken Brinkworth and request that Council write to the National Trust objecting to their proposed action, reinforcing the fact that the gift of land was for the benefit of the people of this region.

(3)  CEO General Comment

Council has previously advised the National Trust of its views in relation to taking ownership of the land, and has offered to assist with maintenance on the basis that funds are made available to Council from the Trust Reserve Funds.

The Brinkworth Reserve is the responsibility of the National Trust, and, dependent on the terms of the Trust, the future of the reserve is effectively in the hands of the National Trust of South Australia. Council staff are aware that the National Trust has lodged a land division application over the Brinkworth Reserve which would see the retention of a portion of the land as a public reserve.

It is noted that the Trustees have challenged the right of the National Trust to dispose of part of the land, and Council staff have no knowledge of the outcome of this challenge.

(continued)
CEO Notation - Council Caretaker Consideration

A decision in relation to Council involvement in ownership or management of the land would be considered to be a ‘significant decision’ in that it will significantly affect the Council area or community, and may bind the incoming Council.

Council is therefore unable to make any new decisions in relation to the Brinkworth Reserve during the Council caretaker period.

Council staff will arrange to meet the Trustees of the Brinkworth reserve in coming weeks to further discuss the future of the reserve, with future decisions in relation to the reserve to be taken by the new Council.

RECOMMENDATION  CEO
1. “That Ms Isabel Smith be thanked for her correspondence and advised the following:
   - Council is in caretaker mode until the election of the new Council in November of this year, and is unable to take significant decisions which affect the community or bind the incoming Council during this period;
   - Council has made offers to the National Trust in relation to the future ownership and management of the Brinkworth Reserve which have not been taken up by the Trust;
   - Council staff seek to meet with the Brinkworth Reserve Trustees during the caretaker period to discuss the future of the Reserve; and
   - Future consideration and decisions of Council in relation to the future of the reserve will be taken by the newly elected Council”

2. “That Mr Neville Will be thanked for his correspondence and advised the following:
   - Council is in caretaker mode until the election of the new Council in November of this year, and is unable to take significant decisions which affect the community or bind the incoming Council during this period;
   - Council has made offers to the National Trust in relation to the future ownership and management of the Brinkworth Reserve which have not been taken up by the Trust;
   - Council staff are seeking to meet with the Brinkworth Reserve Trustees during the caretaker period to discuss the future of the Reserve; and
   - Future consideration and decisions of Council in relation to the future of the reserve will be taken by the newly elected Council.”
CEO/79/14 PUBLIC INITIATED BOUNDARY ADJUSTMENT SUBMISSION

(1) Correspondence Provided to Boundary Adjustment Facilitation Panel on Behalf of Proponents of Public Initiated Boundary Adjustment Submission.

A copy of correspondence provided to the Boundary Adjustment Facilitation Panel (BAFP) by Mr John Hyde on behalf of the proponents of the boundary adjustment submission has been provided to Council by Mr Hyde.

Mr Hyde has advised that the petition as presented to Council on 4 April 2014 was presented to the BAFP by the proponents on 28 April 2014.

Mr Hyde is now asking that the BAFP investigate the matter further.

The latest correspondence provided by the proponents to the Panel contains commentary on the boundary adjustment submission, including the following:

- Acknowledgement that there was some opposition to the boundary adjustment proposal at public meetings;
- The proponents have received feedback that the three Councils on the Southern Eyre Peninsula should amalgamate;
- The aim of the original submission was to create public debate, despite that proposal not being an ideal solution;
- Comment on the administration centre’s of the three Southern Eyre Peninsula Councils in relation to the Council boundaries;
- The area affected by the proposed boundary adjustment does not receive adequate allocation of resources or fair representation from the District Council of Lower Eyre Peninsula.

The letter goes on to comment on the principles of Section 26 of the Local Government Act 1999, being the principles that must be considered by the BAFP in considering any boundary adjustment, in particular commentary is made on the Council responses to the submission as presented.

Generally speaking the commentary provided by Mr Hyde reflects the opinions expressed in the proponents submission, and the BAFP will consider such opinions and Council responses in due course.

A glaring error is a comment attributed to Council that “Development on the outskirts of Port Lincoln has been the subject of poor road / access planning”.

This was not a Council comment, rather it was the view expressed in the submission by the boundary adjustment proponents.

Mr Hyde advises that the proponents believe it is extremely important that the Boundary Adjustment Facilitation Panel investigate this issue further.

A copy of Mr Hyde’s letter has been folio’d for Members information.

(REFER FOLIO:CEORP14.09.02)

(continued)
CEO/79/14 PUBLIC INITIATED BOUNDARY ADJUSTMENT SUBMISSION cont’d:

(2)Kevin Warren – Boundary Adjustment Submission – Resignation as One of the Five Persons Representing Those Affected by the Boundary Adjustment Submission.

Correspondence received from Mr Kevin Warren advising Council that he has resigned as one of the five persons who were representing the interests of those who would be directly affected by the boundary adjustment submission.

(REFER FOLIO:CEORP14.09.03)

(3)CEO General Comment

The Public Initiated Boundary Adjustment Submission has been forwarded to the Boundary Adjustment Facilitation Panel which is within the rights of the proponents of the boundary adjustment. The guidelines state that the proponents must send the same submission that was sent to Council(s), or a submission in substantially the same terms to the Panel.

The submission made to the panel must be made by at least 20 eligible electors, with five nominated to represents the views of the group. Noting the resignation of Mr Warren, and based on the letter received from Mr Hyde it is unclear whether the proponents have met the requirements of the Local Government Act or the Boundary Adjustment Panel’s guidelines.

This is a matter for the Boundary Adjustment Facilitation Panel to deal with.

CEO Notation - Council Caretaker Consideration

The District Council of Lower Eyre Peninsula will be operating in caretaker mode at the date of the Council meeting, and as such Council should not make any significant decisions in relation to the boundary adjustment issue.

I do not see any merit in Council entering into debate at this time in relation to the copy of correspondence to the Panel received from Mr Hyde, other than to point out the mistake as highlighted above.

This position supports the caretaker mode under which Council is operating.

As the Chief Executive Officer I have advised the Boundary Adjustment Facilitation Panel of Mr Warren’s resignation and made reference to the error in Mr Hyde’s letter.

(continued)
CEO/79/14 PUBLIC INITIATED BOUNDARY ADJUSTMENT SUBMISSION cont’d:

A copy of the correspondence forwarded to the BAFP is folio’d for the information of Council.

(REFER FOLIO:CEORP14.09.04)

RECOMMENDATION CEO

“That Council write to Mr Hyde thanking him for notifying Council of the correspondence he has provided to the Boundary Adjustment Facilitation Panel; and

“That Council notes the correspondence forwarded to the Boundary Adjustment Facilitation Panel dated 11 September 2014”.

CEO/80/14 – COUNCIL MEETING DATES

The November 2014 Council meeting would normally be held on 21 November, 2014 however as the conclusion to the election is scheduled for Saturday 8 November 2014 I am recommending that the current Council not meet in November.

I recommend that the first ordinary meeting of the new Council meeting be held on Friday 21 November 2014 with the business of this meeting to include:

- Council to elect its Mayor (and Deputy Mayor);
- Committee structure to be established including Council membership;
- Election of delegates to Regional Subsidiaries (Southern Eyre Peninsula Subsidiary and Eyre Peninsula Local Government Association);
- Development Assessment Panel appointments (review timeframe for appointments);
- Election of delegates to other bodies;
- Process for review of Council policies;
- Future meeting arrangements;
- Campaign Donations Returns;
- Register of Interests Returns; and
- Any time sensitive Council business.

This meeting should be reasonably brief, and I am proposing that an informal workshop be held following the Council meeting to brief new Councillors on projects and issues associated with the District Council of Lower Eyre Peninsula. This meeting would also consider the structure of agendas, roles and responsibilities of Councillors (noting this will be covered in more detail at a regional training session) and Council relationships with other levels of government and government agencies.

Looking further ahead Council has traditionally brought forward its December Council meeting by one week to enable correspondence and other urgent business arising from the meeting to be completed prior to the Christmas break. This would mean that the second ordinary meeting of the new Council would be held on 12 December 2014.

(continued)
RECOMMENDATION  CEO

1. “That subject to the completion of the election process for the new Council the November ordinary meeting be held on 21 November 2014 at 9.00 am in the Council Chambers, Cummins with business items to include:
   - Election of Mayor;
   - Election of Deputy Mayor (if so resolved by Council);
   - Establishment of Council Committee structure and election of Council delegates;
   - Election of delegates to Regional Subsidiaries;
   - Election of delegates to outside bodies;
   - Determine future meeting arrangements;
   - Determine process for review of Council policies;
   - Review requirements for submitting Campaign Donations Returns;
   - Review requirement for submitting Register of Interests Returns; and
   - Any other time sensitive Council business.”

2. That following the completion of the first Council meeting on 21 November an informal workshop be held to:
   - Brief new Councillors on projects and issues associated with the District Council of Lower Eyre Peninsula;
   - Consider the structure of agendas, roles and responsibilities of Councillors (noting this will be covered in more detail at a regional training session);
   - Discuss Council relationships with other levels of government and government agencies; and
   - Discuss queries as raised by the newly elected Council in relation to Council responsibilities, business and processes.

3. “That the December 2014 ordinary meeting of Council be held in the Council chambers, Cummins, at 9.00 am on Friday 12 December 2014.”
CEO/81/14 – COUNCIL TRAINING PROGRAM

Council staff are arranging an induction program for the newly elected Council to be held on a regional basis. This program will consider issues such as Codes of Conduct, Conflict of Interest, roles and responsibilities of Councillors, CEO and staff, registers of interest, ordinary returns.

The LGA have proposed that an Eyre Peninsula wide newly elected Council training session be held in Wudinna, however in conjunction with the City of Port Lincoln and the District Council of Tumby Bay staff are pursuing a more local session.

It is likely that this session would be held in Port Lincoln, as this is the most convenient location for ‘fly in’ training providers.

The date of Wednesday 19th November is being considered for this regional training, however this will be confirmed in due course.

This session supported by the In-house District Council of Lower Eyre Peninsula induction session on 21st November should be a good induction for the new Council.

Council has endorsed an ongoing training schedule for elected members at its August meeting, and this will form the basis for future training proposals.

**RECOMMENDATION**

ACEO

“Noted”
CEO/82/14 – CHRISTMAS OFFICE CLOSURE & ARRANGEMENTS - 2014/2015

The staffing arrangements for the Christmas / New Year period need to be considered by Council. Historically Council has approved the closure of the Cummins and Port Lincoln offices between Christmas and New Year.

Both the AWU and ASU enterprise agreements provide for the working days between Christmas and New Year (three days) to be taken by staff as “Grace Days.” The grace days would therefore cover Monday 29, Tuesday 30 and Wednesday 31 December 2014 subject to rearrangement of the Northern and Southern gang four day weeks, CWMS employee, Airport Reporting Officers, Waste Transfer Station arrangements and any other specialist staffing needs.

This year Christmas and New Years Day fall on a Thursday so it is proposed that Council closes for business from Thursday 25 December 2014 and reopen on Monday 5 January 2015.

Staff will be encouraged to take a Rostered Day Off or an Annual Leave Day on Friday 2 January 2015.

RECOMMENDATION CEO

1. “That the Cummins and Port Lincoln Offices be closed from 25 December 2014 to 2 January 2015, both dates inclusive; and

2. That approval be granted for the Works Manager to alter the rostered days off and grace days in December and January in order that employees who are required to work over the Christmas / New Year period are able to take the grace days at a time convenient to the Works Department.”

CEO/83/14 – ANNUAL CHRISTMAS FUNCTION

In order to commence early preparations Council needs to consider the appropriate arrangements for the annual Christmas function. In keeping with the rotation of this event over recent years (between Coffin Bay, Cummins and North Shields) the venue for 2014 should be in the Cummins area.

Consideration will be given to holding the event at the Cummins & District War Memorial Swimming Pool, Cummins Bowling Club, Cummins Golf Club, Cummins Hotel or the Rejuvenated Railway Triangle.

RECOMMENDATION CEO

“That the CEO and Executive Assistant make arrangements for the 2014 Council Christmas function within the following guidelines:-

1. To be held on Friday 19 December 2014 at 5.00pm at a suitable venue in the Cummins area;

2. Invitations be issued to Councillors, DAP Members, Staff and Partners with opportunity for school aged children or younger to attend.”
CEO/84/14 – AUSTRALIA DAY AWARDS

Nominations will again be sought from the community for the Australia Day Awards, with the award nomination period opening on 1 October 2014 and closing 14 November 2014.

Last year’s award categories were:-
- Citizen of the Year;
- Young Citizen of the Year;
- Community Event / Community Organisation of the Year;
- Employee of the Year; and
- Business of the Year.

Promotional material will be sent out to community reference groups and other sporting and community organizations, with promotion of the awards further undertaken via the focus page, facebook, website and public notice in the Port Lincoln Times.

Nomination forms will be available at the Cummins office, Port Lincoln branch office and via Council’s website.

Australia Day falls on Monday 26 January 2015, and Council has recently considered the future of this event, in particular the option of extending the event to include Coffin Bay.

Further consultation will be held with the Coffin Bay community in coming weeks, with a final decision on the event to be taken by the new Council at its November meeting.

The winners of the various awards will be decided by Council at the December 2014 Council meeting.

**RECOMMENDATION**

CEO

“That Council calls for nominations for the following Australia Day Award categories:-
- **Citizen of the Year**
- **Young Citizen of the Year**;
- **Community Event / Community Organisation of the Year**;
- **Employee of the Year**;
- **Business of the Year**; and

That arrangements for the event be finalized at the November meeting of Council.”
MEETINGS ATTENDED

Meetings attended prior to the August Council meeting – not reported due to Annual leave
11 July Development Assessment Panel
Attended the monthly DAP meeting in Port Lincoln.

15 July Senior Management Team Meeting
Attended SMT held in Cummins office

17 July Training Provider Meeting
Along with the Corporate Services Co-ordinator I met with a training provider to discuss opportunities for relevant Council training.

18 July Council Meeting
Attended the monthly meeting of Council.

31 July Election Training
Attended Council Liaison Officer and Electoral Officer training held in Adelaide.

4 August Community Bank Forum
Along with the Community Development Officer and Director of Works & Infrastructure I attended the Cummins Community Bank forum held in the Cummins Institute.

11 August CEP Performance Review
Met with the Staff Committee to undertake CEO performance review.

13 August Steven Griffiths MP
Along with Mayor Low I met with Steven Griffith, shadow minister for Regional Development, Local Government and Planning.

15 August Council Meeting
Attended the monthly meeting of Council.

Meetings attended since the August Council meeting

18 August Haines Norton
Met with consultancy firm Haines Norton to discuss services this company can offer to Council.

19 August LGA HR/IR Teleconference
Participated as a country representative in a teleconference at the invitation of Wendy Campana to discuss future HR/IR service provision to the Local Government sector in South Australia.

25 August Works Structure Review
Held preliminary talks with the Works Manager to consider structure of the Works Department.

(continued)
CEO/85/14 MEETINGS ATTENDED
cont’d:

25 August  Radio Interview
Participated in a radio interview with Jason Regan (5CC) with main items discussed being local government elections.

26 August  Candidate Briefing Sessions
Conducted candidate briefing sessions at Port Lincoln office (2.00 pm) and Cummins Council Chambers (7.30 pm).

29 August  CFS Incident Response - Roads & Works Conference
Gave a presentation as part of the launch of the joint CFS / Local Government incident response partnership program at the Ravendale Sports Centre.

3 September  WHS Committee Meeting
Attended the bi-monthly WHS committee meeting in the Cummins office

3 September  Developer Meeting
Met with Mr Steve Johnson re development opportunities.

4 September  CEO’s Meeting
Attended an EPLGA CEO’s meeting in Cleve

5 September  EPLGA Meeting
Along with Mayor Low, Deputy Mayor Pedler, and Cr Holman I attended the EPLGA meeting held in Cleve.

8 September  Tulka Progress Association
Along with Mayor Low, the Accountant, Director of Works & Infrastructure and Manager Development & Environmental Services I attended the Tulka Progress Association meeting held in the community shed at 7.30 pm.

10 September  Local Deputy Returning Officer
Met with Vicki Seidel, Local Deputy Returning Officer in relation to the forthcoming Council election.

10 September  Regional Health Plan
Along with Mayor Low, Cr Mitchell and members of the Senior Management Team I participated in a meeting with consultancy firm URS in relation to the development of the Regional Health Plan.

RECOMMENDATION  ACEO
“Noted.”

CEO/86/14 – LEAVE

D Clarke  29/09/14 - 2/10/14
R Fox  7/10/14 – 31/10/14
D Hall  29/09/14 – 10/10/14

RECOMMENDATION  ACEO
“Noted.”
CEO/87/14 – LAND OWNERSHIP AND TENURE SYSTEM (LOTS) ADVICES

LOTS advices for the month of July 2014 are provided for information.

RECOMMENDATION  ACEO
“Noted.”

RODNEY PEARSON
CHIEF EXECUTIVE OFFICER

12 September 2014
## LOTS MONTHLY ADVICES - JULY 2014

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<th>FROM</th>
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<td>DJ &amp; AJ Christian</td>
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CDO/04/14 - ACTIVITIES

(1) Tara Millard - Royal Reception, Adelaide – Thank you

Correspondence received from Tara Millard, Youth Advisory Committee President, thanking Council for the opportunity to attend the Royal Reception in Adelaide, which she described as an honour and a privilege to attend. Ms Millard outlined the day, the reception and the excitement and experience of meeting the Duchess.

Ms Millard’s letter is folio’d for Councillors information.

(REFER FOLIO CDO/RP:14.09.01)

RECOMMENDATION CDO
“Noted.”

(2) ANZAC Day Commemoration Fund

Correspondence was received from the ANZAC Day Commemoration Fund advising that the District Council’s application for funding to assist in the delivery of a commemoration event on ANZAC Day 2015 at Wangary and Gallipoli Beach was unsuccessful.

RECOMMENDATION CDO
“Noted.”

(3) Camp Gallipoli

An Expression of Interest to hold a Camp Gallipoli event at Wangary to commemorate the Centenary of Service on ANZAC Day 2015 was forwarded on 19 August 2014. I am now waiting for a full list of confirmed regional events and a hosting manual to assist with the development of our local program.

A meeting of the ANZAC Day 2015 committee will be held at Gallipoli Beach on 16 September 2014 to determine the safety requirements and natural resource management parameters which need to be meet to enable the site to be used as part of the commemoration. Kerryn McEwen from the Department of Environment, Water and Natural Resources and members of the Coffin Bay interest group will also attend the meeting.

RECOMMENDATION CDO
“Noted.”
CDO/04/14 - ACTIVITIES

(4) Community Bus

The District Council Chief Executive Officer Rod Pearson, Director of Works and Infrastructure Alex Douglas and I attended the Cummins District Financial Services (CDFS) community funding forum on 4 August 2014, forwarding several Council-based projects for consideration as part of the Cummins Community Bank grant funding program. The forum was attended by more than 100 community members representing various sporting, emergency services, business, and not-for-profit organisations, all forwarding project ideas for funding consideration. The CDFS board met in August to short list ideas and has prioritised the community bus, and four other major community projects, for funding consideration. The District Council has been asked to provide a detailed outline of the community bus project to the Board by 19 September 2014 for further assessment.

A discussion paper is being developed for the Bank Board outlining models for operation, estimated purchase costs, drivers’ registers, depreciation implications, and operational costs including servicing, maintenance, insurance, and per kilometre hire fees. To comply with the Council’s caretaker provisions the discussion paper can not commit Council to any financial outlay for the project.

It will be made clear that any final Council decisions will rest with the new Council.

This discussion paper was not available in time to include with the agenda but will be forwarded to Councillors prior to Friday’s Council meeting for consideration.

It is noted that the community bus concept has been included in Council’s annual business plan, and a partnership with the Bank Board to deliver the project would comply with the Council’s strategic objectives.

RECOMMENDATION CDO

“The District Council forward the Community Bus Discussion Paper to the Cummins District Financial Services Board for consideration as part of its grant program.”
(5) **Australian Airports Association (AAA) Airport of the Year Nomination**

The Port Lincoln Airport has been nominated for an Australian Airports Association (AAA) award. It was nominated in the membership category A11-A13 for the Regional Airport of the Year. The 2014 awards will be presented at the AAA Gala Dinner on 25 November 2014 as part of the National Conference which will be held at the Gold Coast.

**RECOMMENDATION CDO**

"Noted."

(6) **Regional Awards**

The Port Lincoln Airport is a finalist in the 2014 South Australian Regional Awards program. A Whyalla and Eyre Peninsula presentation evening will be held at the Port Lincoln Hotel on 1 October 2014. The airport was nominated in the DMITRE Innovation Award category.

**RECOMMENDATION CDO**

"Noted."

(7) **Youth Advisory Committee**

Funding through the Office for Youth for the State-wide Youth Advisory Committee (YAC) program has ceased. The final report for the 2013/2014 funding was lodged in August.

In an effort to fund the Cummins YAC for the current financial year I lodged an application with the Department for Communities and Social Inclusion for $7,780 through its leap program. Advice on the outcome of the application is expected this month.

**RECOMMENDATION CDO**

"That Council endorses the actions of the Community Development Officer in applying for leap program funding to assist with the operation costs of the Cummins Youth Advisory Committee."


(8) The Joy Baluch Award

Mayor Julie Low has been nominated for the Joy Baluch Award for Women in Local Government in recognition of her significant contribution to our community and the operation of the District Council.

The Joy Baluch award is managed by the Local Government Association (LGA) and was launched at the 2014 LGA Ordinary General Meeting and Showcase. The award has been established to recognise the contributions of women currently serving as employees or Elected Members of the South Australian Councils.

Consideration was given to the timing of the award falling within the same time frame when Council’s will be in caretaker mode. At the LGA Executive Committee Meeting held on 21 August 2014 it was resolved that the Award be deferred until April 2015.

RECOMMENDATION CDO
“Noted.”

JULIE CRETENDEN
COMMUNITY DEVELOPMENT OFFICER

12 SEPTEMBER 2014