

Present: Mayor D Dolling, Cr L Kerley, Cr M McDonald, Cr G Simmons, Cr C Axford, Cr R Smith, Cr M Weedon

Staff in Attendance: A Cole (CEO)
P Ward (Deputy CEO)
RC Linke (Manager Infrastructure Services)
D Brokenshire (Planning Officer)
J Ackland (Minute Secretary)

1. Opening

The Mayor Dean Dolling opened the meeting at 7.00pm.

9 members of the public were in the gallery at the commencement of the meeting.

2. Apologies and Leave of Absence

2.1 Apologies – Cr G Rowlands, Cr B Rooney

2.2 Leave of absence – Nil

3. Conflict of Interest Provisions

3.1 Nil

4. Confirmation of Minutes

4.1 Ordinary Meeting of Council held on the 11th January 2014

MOVED: Cr Simmons

SECONDED: Cr Kerley

“That the Minutes of the Ordinary Meeting of Council held on the 11th January 2014 be confirmed as printed and supplied.”

CARRIED UNANIMOUSLY

4.2 Special Meeting of Council held on the 20th December 2013

MOVED: Cr McDonald

SECONDED: Cr Smith

“That the Minutes of the Special Meeting of Council held on the 20th December 2013 be confirmed as printed and supplied as amended.”

CARRIED UNANIMOUSLY

5. Business Arising from Minutes

5.1 Nil

6. Deputations

6.1 Nil

7. Members Reports

7.1 Mayor Dolling

29/01/2014 Council Workshop, Port Broughton
2/01/2014 Bute to Kulpara Road Inspection with Vicki Chapman, Kendall Jackson, Bute
11/02/2014 CEO Forum, Port Broughton
11/02/2014 Ipad Training, Port Broughton
11/02/2014 Executive Committee Meeting, Port Broughton
26/01/2014 Australia Day Breakfast and Awards, Port Broughton

7.2 Deputy Mayor Rooney

Apology

7.3 Cr Axford

20/01/2014 Meeting re Cricket Club with CEO and Deb Brokenshire, Bute
26/01/2014 Australia Day Breakfast and Awards, Bute
29/01/2014 Council Workshop, Port Broughton
11/02/2014 Executive Meeting, Port Broughton
11/02/2014 Ipad Training, Port Broughton
11/02/2014 CEO Forum, Port Broughton

7.4 Cr Kerley

20/01/2014 Meeting re Cricket Club with CEO and Deb Brokenshire, Bute
26/01/2014 Australia Day Breakfast and Awards, Bute
29/01/2014 Council Workshop, Port Broughton
03/02/2014 Port Broughton Progress Association Meeting, Port Broughton
10/02/2014 NRM Meeting at Minlaton
11/02/2014 Executive Committee Meeting, Port Broughton
11/02/2014 Ipad Training, Port Broughton
11/02/2014 CEO Forum, Port Broughton

7.5 Cr McDonald

29/01/2014 Council Workshop, Port Broughton
05/02/2014 Port Broughton District Hospital & Health Services, Health Advisory Council Meeting, Port Broughton
10/02/2014 Port Broughton Area School's Governing Council Meeting, Port Broughton
11/02/2014 Executive Committee Meeting, Port Broughton
11/02/2014 CEO Forum, Port Broughton
11/02/2014 Ipad Training, Port Broughton
Various phone calls with ratepayers

7.6 Cr Rowlands

Apology

7.7 Cr Smith

26/01/2014 Australia Day Breakfast and Awards, Port Broughton
29/01/2014 Bute to Kulpara Road, Vicki Chapman, Kendall Jackson, Bute
29/01/2014 Council Workshop, Port Broughton
11/02/2014 Ipad Training, Port Broughton

7.8

Cr Simmons

- 20/01/2014 Meeting re Cricket Club with CEO and Deb Brokenshire, Bute
- 22/01/2014 Meeting with CEO, Max Venning and Paul Paterson re Cricket Club Land, Bute
- 26/01/2014 Australia Day Breakfast and Awards, Bute
- 29/01/2014 Council Workshop, Port Broughton
- 10/02/2014 Sport Club Meeting, Bute
- 11/02/2014 Ipad Training, Port Broughton
- 11/02/2014 CEO Forum, Port Broughton

7.9

Cr Weedon

- 20/01/2014 Meeting re Cricket Club with CEO and Deb Brokenshire, Bute
- 29/01/2014 Council Workshop, Port Broughton
- 11/02/2014 Ipad Training and CEO Forum, Port Broughton

8. Petitions

8.1 Nil

9. Questions with Notice

9.1 Cr Simmons asked the following question:

1. **“Before erecting the security fence at the Bute Depot did the Manager for Infrastructure Services ascertain that –**

a. **That the portion of land which the Bute Cricket Club asked for the use of was actually dedicated depot land?”**

Answer:

No. At the time, it was assumed that the land in question (being Sect 330 Hd Wiltunga, north of Third Street, Bute) was considered to include the “Bute Depot”, given that various Works facilities (Sheds, wash-down facilities, etc) have been in existence on that section of land for many years.

b. **“Is that portion of land park land?”**

Answer:

The land in question, being Section 330, is defined as the Bute Oval Complex and is categorised as “Parklands” on its Certificate of Title. The land parcel is under Crown lease.

The two parcels of land actually identified as ‘Depot’ land at Bute are as follows:

- Section 328 – ‘Bute Depot (No. 2) - Old Transport Department Depot land.
- Section 329 – ‘Bute Depot (No. 1) – land south of Third Street, and west of South West Terrace, Bute.

c. **As that land has lain idle for many years and was previously sporting grounds could it still be part of the Bute Sporting grounds?”**

Answer:

The area of land north of Third Street is formally recognised on the Community Land Register as being the Bute Oval Complex. Therefore, the area of land previously used as a netball court and lain idle for many years is still part of the Bute Oval Complex.

2. **“What was the total cost of the security fence?”**

Answer:

The total cost of the built security fence was \$15,000, as authorised through the adopted 2013/14 Annual Budget.

3. “Does the Council actually have plans for the use of that portion of land in question?”

Answer:

At this time, there are no specific plans to use the area of land north of the existing Works facilities on Section 330.

An issue now exists to resolve the boundary of the existing Works facilities on Section 330, in order to provide formal separation between the Works facilities and the sporting grounds.

It has been raised, though, whether there are efficiencies to be gained by physically storing more Council construction equipment at Bute (such as heavy trucks, etc), as Bute is a central location within the Council area.

This process will require Council consideration prior to any formal requests to the State Government to make changes to the applicable land title documents.

9.2 Cr Rowlands asked the following questions:

1. “Does the Council audit view the Annual Financial Statements of Progress Association acquittals?”

Answer:

No. At this time, Council does not receive formal acquittal documents for grants provided to Progress Associations or other community groups.

From the 2015/16 Financial Year onwards, under Section 129 (1)(b) and 130(1) of the Local Government Act 1999, Council will be audited on its adherence to a range of internal risk management controls (Internal Controls). The process of formally receiving acquittal documentation from those community groups receiving Council grants will form part of this Internal Control process. Metropolitan Councils are being audited this current 2013/14 financial year. Non-Metropolitan Councils formally commence in the 2015/16 financial year.

2. “Has there been any progress made on the proposal to explore using stormwater runoff to establish a water feature at the southern end of the Port Broughton Foreshore?”

Answer:

At this stage, Council is still waiting feedback from investigating consultants.

Recent discussions with Port Pirie Regional Council over similar developments there have highlighted some design complexities in relation to reuse of any captured water, given the potential contamination of salt water, whether by underground seepage or by high tidal flows.

3. “Has Council administration reviewed all Council assets and investigated the disposal of excess or redundant assets?”

Answer:

The process of reviewing all Council assets for excess or redundant assets is still in progress.

The identification of assets surplus to Council requirements will form part of the 2014/15 Annual Budget process, which will include several Council workshops to consider such issues as asset disposals.

9.3 Cr Kerley asked the following question:

1. **“Did the ice cream and coffee meeting van operating throughout the holidays have council approval?”**

Answer:

No. The mobile ice cream van reported to have operated in Port Broughton over the holiday period did not have Council approval.

This incident highlights the need for Council to have a visible Mobile Food Vending Policy in place. This will be drafted and presented to Council for consideration.

The following motion was found covering this issue:

Approved October 2008

11.1.12 Mobile Coffee Trailer – Application

Cr Burgess moved, Cr Kerley seconded

“That Council establish a Policy for mobile food/drink Vendors, that allow for the granting of a permit under Section 222 of the Local Government Act 1999, with the following conditions to be attached:

- a) That the Vendor is not permitted to establish themselves within the area of Edmund Street, James Street, East Terrace and West Terrace Port Broughton
- b) That the Vendor may establish themselves at the car park area at the western end of James Street Port Broughton
- c) That the Vendor will pay an annual permit fee of \$200
- d) The Vendor must have all relevant insurance policies, including public liability to a minimum cover of \$10 million
- e) The Vendor must have all the necessary Food Act 2001, Public and Environmental Health Act 1997 licences and approval, along with any other act that maybe required.
- f) The Vendor cannot operate on any Council owned properties (e.g. ovals, caravan parks etc) without the written approval of the Lessees of the Council owned land.”

CARRIED

9.4 Cr Rooney asked the following question:

1. **“Was there a previous permit issued for a coffee van approximately two years ago?”**

Answer:

There was a coffee trailer and annex that operated in Port Broughton in April 2012 (YAC event at the foreshore) and in October 2013 (Port Broughton Markets), under the name of “Jitter Bean”. This operation obtained the required permits from Council for both events.

This operation has now relocated to fixed premises in Lochiel.

10. Questions without Notice

Cr Kerley asked:

1. **In the LGA Circular 6.8 regarding applications for grants from the SA Tourism Commission for events in Regional South Australia, will the District Council of Barunga West be applying for a grant, as applications close on the 27th March 2014?**

The CEO took this question on notice to be answered at the next Council Meeting.

11. Motions with Notice

- 11.1 Nil

12. Motions without Notice

- 12.1 Nil

13. Adoption of Committee Reports

- 13.1 Nil

14. Council Business – Manager’s Reports

14.1 Chief Executive Officer Report – Andrew Cole

MOVED: Cr Axford

SECONDED: Cr Weedon

“That the Report from the Chief Executive Officer for the February 2014 meeting be received and noted”

CARRIED UNANIMOUSLY

14.1.1 Draft Elected Members Allowances and Benefits Policy

MOVED: Cr Kerley

SECONDED: Cr McDonald

“That the Draft Elected Members Allowances and Benefits Policy be adopted.”

CARRIED UNANIMOUSLY

14.1.2 Meetings Noted

14.2 Finance Report - Peter Ward

MOVED: Cr Axford

SECONDED: Cr Kerley

“That the Report from the Deputy Chief Executive Officer, Finance Report, for the February 2014 meeting be received and noted”

CARRIED UNANIMOUSLY

14.2.1 December 2013 Quarterly Budget Review

MOVED: Cr Axford

SECONDED: Cr Smith

“That the recommended budget amendments contained within the December 2013 budget revision be adopted in accordance with Regulation 9 of the Local Government (Financial Management) Regulations 2011.”

CARRIED UNANIMOUSLY

Cr Axford asked:

1. Why is there a variance in the total boat ramp fees from year to year?

The Deputy CEO took this question on notice to be answered at the next Council Meeting.

14.2.2 Position Description Reviews

Noted

MOVED: Cr Kerley

SECONDED: Cr Axford

“That the late item from the Deputy Chief Executive Officer be received and noted.”

CARRIED UNANIMOUSLY

MOVED: Cr Kerley

SECONDED: Cr McDonald

“That Council obtains funds in the amount of \$80,000 in the form of a Debenture Loan from the Local Government Financial Authority of SA, for a term of 15 years, at the current interest rate, for the purposes of a community loan to the Port Broughton Bowling Club to assist with purchase of a synthetic bowling green. The loan is sought to commence on March 17 2014 and the Mayor and Chief Executive Officer are authorised to sign, under Council Seal, all documentation associated with the Debenture settlement.”

Recommendation from Peter

CARRIED UNANIMOUSLY

14.3 Manager Infrastructure Services – Robert (Fred) Linke

MOVED: Cr Simmons

SECONDED: Cr Weedon

“That the Report from the Manager Infrastructure Services for the February 2014 meeting be received and noted”

CARRIED UNANIMOUSLY

14.3.1 DPTI Infrastructure intending Road Works

Noted

14.3.2 Traffic Counts, Port Broughton

Noted

14.3.3 Roadside Crash Markers

Noted

14.3.4 Tasks

Noted

14.3.5 Meetings
Noted

Cr McDonald asked:

1. **Has there been a response from the Department Planning, Transport and Infrastructure with regards to increasing the speed limit in Alford from 50kmph to 60kmph?**

The Manager Infrastructure Services took this question on notice to be answered at the next Council Meeting.

14.4 Planning Officer – Deb Brokenshire

MOVED: Cr Weedon

SECONDED: Cr Smith

“That the Report from the Planning Officer for the February 2014 meeting be received and noted”

CARRIED UNANIMOUSLY

14.4.1 Update – Development Services Department
Noted

14.4.2 Fisherman’s Bay
Noted

14.4.3 Electoral Signs
Noted

15. Confidential Items

15.1 Nil

Closure

16.1 The Mayor declared the meeting closed at 7.53pm.

Cr Dean Dolling
Mayor, District Council of Barunga West