

**MINUTES of the Ordinary Meeting of the
District Council of Barunga West held on
Tuesday 11th January 2011, commencing at 7.00pm
at the Port Broughton Council Chambers, Bay Street,
Port Broughton**

1. Present:

Mayor D Dolling, Cr C Axford, Cr L Kerley, Cr M McDonald, Cr G Rowlands, Cr G Simmons, Cr R Smith, Cr M Weedon, Cr Rooney, N Hand (Chief Executive Officer), R Linke (Manager – Works), M Marziale (Manager – Environmental Services) and Mrs C Mildren (Minutes Secretary).

In attendance:

A Public Gallery of: 35 people
Sonny Coombs, Yorke Peninsula Country Times
Hon Geoff Brock M.P. - Member for Frome

2. Apologies And Leave Of Absence:

2.1 Leave of Absence

Nil

2.2 Apologies

Nil

3. Conflict of Interest Provisions

3.1 Mayor Dolling advised that he had a conflict of interest with Agenda Item 11.4.3 - Update report on Fisherman's Bay freeholding processes.

4. Confirmation of the Minutes of the previous Meeting

4.1 Ordinary Meeting – 14th December 2010

MOVED: Cr Rowlands

SECONDED: Cr Kerley

"That the Minutes of the Ordinary Meeting of Council held on the 14th December 2010 be confirmed as printed and supplied."

CARRIED

5. Business Arising from the Minutes

5.1 Concept plans for the possibility of the Visitor Information Outlet being at the Community Hall have been prepared and will be available at the next meeting.

5.2 A survey, through the Bute RTC Newsletter, was been arranged for the topic of Bute street trees. Closing date for this survey was 10th January 2011. The Chief Executive Officer gave a report on the 15 responses received.

5.3 Arrangements have been made for a meeting to consider the regional Obesity Prevention and Lifestyle Program (OPAL) to be held on Wednesday 9th February at Jamestown. Cr. McDonald indicated she would be attending.

5.4 Details are still being sought on the proposal for a Telstra mobile telephone service to be installed at the Bute silos.

6. Deputations

- 6.1 Fisherman's Bay Licensee Group – Spokesperson - Mr. Ken Hinkly.
Mr. Hinkly gave a presentation regarding the concerns of the members of the Licensee Group about matters affecting ratepayers at Fisherman's Bay in regards to the current freeholding process. A number of questions were asked by members, to which Mr. Hinkly responded.
At the conclusion of the presentation the Mayor thanked Mr. Hinkly for his presentation. 10 members of the gallery and Mr. Brock left the meeting.

7. Members Reports

Cr Axford

5/01/2011 Met with 3 members of Fishermans Bay Licensee Group

Cr Dolling

Nil

Cr Kerley

2010 Met twice with concerned Fishermans Bay residents
2011 Met with Golf Club representative Col Gigney

Cr McDonald

22/12/10 Port Broughton District Hospital & Health Services – Health Advisory Council Christmas Dinner
2010 Meeting with representatives from Fishermans Bay Licensee Group

Cr Rooney

Nil

Cr Rowlands

20/12/2010 Barunga Village Christmas Dinner
2010 Meeting with representatives from Fishermans Bay Licensee Group

Cr Simmons

20/12/2010 Barunga Village Christmas Dinner
24/12/2010 Bute Childrens Christmas Party
2010 Met with concerned Fishermans Bay residents

Cr Smith

2010 Meeting with representatives from Fishermans Bay Licensee Group

Cr Weedon

Nil

8. Petitions

Nil

9. Questions with Notice

- 9.1 Cr. Kerley
What was the appropriate discussion regarding the over spend of the original budget for the Council extensions?
Can we be informed of the exact overspend and what will be done differently in the future?
Please itemise all expenditure/purchases for the extensions along with those

items still to be purchased and anticipated cost.

A detailed report was presented by the Chief Executive Officer in the Agenda for the meeting (Pages 13-20)

Cr. Rowlands sought an explanation of the costings schedule presented in the report.

The Chief Executive Officer advised that he would provide further details at the next meeting of Council.

9.2 Cr. Rowlands sought details on the following

Once a resident of Fisherman's Bay freeholds their land what other actions will they be required by Council to undertake, ie.

- Connecting to a waste treatment system
- Having their residence assessed as to meeting approved building standards

The Manager - Environmental Services advised that he would respond to the question at the next meeting of Council.

10. Questions without Notice

10.1 Cr. Rowlands has enquired if the Chief Executive Officer has received a report from the Environmental Protection Agency (EPA).

The Chief Executive Officer advised that the response from the EPA had just been received, and the Manager - Works would prepare a report for consideration at the next meeting.

10.2 Cr. McDonald asked when the sealing of Bypass Road would be completed.

The Manager - Works advised that due to delays by the contractors that this could be late February 2011.

10.3 Cr. McDonald asked when the sealing of the Council car parking would be completed.

The Manager - Works advised that once the construction gang returned from leave this work would be commenced.

10.4 Cr. Rowlands asked the following questions:

Regarding the development of the Community Wastewater Management System (CWMS) south of Port Broughton

- Was the area south of Port Broughton, namely Barunga by the Sea, established when the first application for government subsidy was made,
- Why is the Council not eligible for a subsidy to connect to the current scheme,
- If the current scheme is at, or near full capacity now, what are we doing to expand the Scheme, and
- When and if a new CWMS is built will we make application for a new subsidy to cover the future residential growth.

The Chief Executive Officer advised that he would prepare a response for presentation at the next Council meeting.

10.5 Cr. Rowlands asked the following questions:

Regarding the clearing of the backlog of building and development plans

- Can you please advise evidence that this backlog is cleared,
- How many applications are currently lodged and waiting for approval, and
- What is the average length of time a ratepayer must wait from lodgement of application to approval.

The Manager - Environmental Services advised that he would prepare a response for presentation at the next Council meeting.

11. Council Business – Managers Report

11.1 Administration – Chief Executive Officer

MOVED: Cr Simmons **SECONDED:** Cr Smith

"That the Report from the Chief Executive Officer for the January 2011 meeting be received and noted".

CARRIED

11.1.1 Enterprise Bargaining Agreement - AWU

Noted.

11.1.2 Local Government Association- 2011 Community Survey

Moved: Cr Rowlands **Seconded:** Cr Kerley

"That Council participate in the Local Government Association's Comparative Performance Measurement Project – 2011 Community Survey"

DEFEATED

Cr Rowlands called for a division.

Members voting FOR the Motion: Crs. McDonald, Rowlands, Kerley and Dolling.

Members voting AGAINST the Motion: Crs. Smith, Simmons, Weedon, Axford and Rooney.

11.1.3 Local Government Association – Public Lighting

Moved: Cr Smith **Seconded:** Cr McDonald

1. *The Council agrees to enter into the Consultancy Agreement with Trans Tasman Energy Group Pty Ltd substantially in the form annexed to the report dated 31st December 2010 and entitled Local Government Association - Public Lighting and marked Appendix 1 and in accordance with the General Overview of Consultancy Agreement and the Summary of Changes document annexed to that report and marked Appendix 2.*
2. *Pursuant to Section 37(b) of the Local Government Act 1999, the Council appoints the Local Government Association of South Australia, as its agent and authorises it to enter into the Consultancy Agreement on its behalf.*

CARRIED

11.1.4 Manager – Finance and Administration

Noted.

11.1.5 Department of Transport, Energy & Infrastructure

Noted.

11.1.6 Australia Day Celebrations

Noted.

11.1.7 Mrs K Messner - Correspondence

Noted.

- 11.1.8 Mrs J Norman - Correspondence**
MOVED: Cr Kerley **SECONDED:** Cr Rowlands
"That in relation to items 11.1.7 and 11.1.8, the issues raised in these letters be considered by all elected members as part of Council's budget review, and as part of the review of Council's Strategic Management Plan, and further, that a well designed survey be developed to be included in the next Council newsletter, as part of this review process."
CARRIED
- 11.1.9 NRM Meeting 18th January, 2011 to be held in Clare.**
MOVED: Cr Rowlands **SECONDED:** Cr McDonald
"That the Chief Executive Officer, or a senior Manager be available to attend this NRM meeting"
CARRIED
- 11.1 Manager – Works**
MOVED: Cr McDonald **SECONDED:** Cr Kerley
"That the Report from the Manager –Works for the January 2011 meeting be received and noted".
CARRIED
- 11.2.1 Wokurna Road Upgrade – Joint Submission**
Noted.
- 11.2.2 Waste Management**
MOVED: Cr Rowlands **SECONDED:** Cr Kerley
"That Council look to expand the current Waste Management System to include Green Waste"
CARRIED
MOVED: Cr Rowlands **SECONDED:** Cr Kerley
"That Council investigate the most effective method of achieving a green waste collection system for our Council area."
CARRIED
At this stage 14 members of the public left the meeting
- 11.2.3 Storm Damage**
Noted.
- 11.3 Manager – Environmental Services**
MOVED: Cr Simmons **SECONDED:** Cr McDonald
"That the Report from the Manager – Environmental Services for the January 2011 meeting be received and noted".
CARRIED
- 11.3.1 Approved Development Report**
Assessment Period 1 – 31 December 2010
Noted.
- 11.3.2 DC Barunga West Carparking Fund Now Operational.**
Noted.

Mayor Dolling declared that he had a conflict of interest with Item 11.3.3 as his sister is a Director of Fishermans Bay Management, the proponent for Development DA344/D006/99 and 344/D007/10. Mayor Dolling left the meeting at 8.57pm.

- 11.3.3 Summary and Update of the Land Division and Freeholding Process for the Development Applications 344/D006/99 and 344/D007/10 Fishermans Bay private residential park.
Noted

Mayor Dolling returned to the meeting at 9.17pm

12. Notices of Motion

- 12.1 **MOVED:** Cr. Simmons **SECONDED:** Cr. Weedon
*"I seek to have the following motion, which was carried at the Council meeting of 23rd November, rescinded (Agenda Item 13.3.7)
"That Council agrees to plant 50 Bottle Brush trees on footpaths in Bute township area during the spring of 2011"*

CARRIED

- MOVED:** Cr Simmons **SECONDED:** Cr Rooney
"That the Bute 2000 Onwards Committee consult with appropriately qualified people (in regards to tree varieties) residing in Bute, to consider suitable varieties of trees to plant in footpaths in the Bute township area, and for the Bute 2000 Committee to submit a proposal for the Council to consider, in regards to appropriate street trees."

CARRIED

13. Motions without Notice

- 13.1 **West Terrace Footpath (between James Street & North Terrace)**
MOVED: Cr Kerley **SECONDED:** Cr Rowlands
"That Council obtain costings for a suitable footpath (paving bricks) to be constructed on the western side (foreshore side) of West Terrace from James Street (car park) to North Terrace, for consideration in the 2011/2012 Budget."

CARRIED

13.2 **Council Funded Christmas Dinner**

- MOVED:** Cr Kerley **SECONDED:** Cr Rowlands
"That Council should no longer fund the annual Christmas Dinner for Staff, Councillors and Partners."

AMENDMENT

- MOVED:** Cr Simmons **SECONDED:** Mayor Dolling
"That Council fund the annual Christmas Dinner and supply 2 drinks each per Staff, Councillor and Partner."

The **Amendment** was put to the vote and **CARRIED**

The Amendment then became the **MOTION** and was **CARRIED**

Cr Kerley called for a division.

Members voting **FOR** the Motion: Crs. Smith, Rowlands. Simmons, Weedon, Axford, Rooney and Dolling.

Members voting **AGAINST** the Motion: Crs. McDonald and Kerley.

14. Adoption of Committee Reports

Nil.

15. Closure

The Mayor declared the meeting closed at 9.45 pm.

Cr Dean Dolling
Mayor
District Council of Barunga West