

**MINUTES OF THE MEETING OF THE
DISTRICT COUNCIL OF BARUNGA WEST
HELD AT THE BUTE COUNCIL CHAMBERS ON
AUGUST 10TH 2004 AT 7.00PM**

PRESENT:

(Chairman) D. Dolling, I. Burgess, I. Young, T. Schkabaryn, L. Kerley, G. Simmons, G. o' Connor, J. Aitchison, B. Rooney, N. Hand (District Manager), P. Ward (Manager-Finance & Admin).

APOLOGIES:

H. Daniel

CONFIRMATION OF MINUTES

Cr T. Schkabaryn moved, Cr G. Simmons seconded,

“that the Minutes of Meeting held on July 13th 2004 be confirmed as printed and supplied.”

CARRIED

BUSINESS ARISING FROM THE MINUTES

1. A request for assistance with funding of a trainee for the Visitor Information Centre has been forwarded to the Tourism Commission, but no response has been received to date.
2. The Enterprise Bargaining Agreement for the construction/maintenance staff has been agreed to by the staff and the Australian Workers Union, and has now been forwarded to the Industrial Commission for ratification.
3. Council' s Draft Roadside Vegetation Management Plan has now been forwarded to the Native Vegetation Council, with Wakefield Regional Council for consideration.
4. Letters have been written to all Council' s in the Central Region regarding the proposed waste strategy and the suggested funding of this strategy.

DECLARATION OF CONFLICT OF INTEREST

Members are given the opportunity to detail an interest in any items that are in the Agenda for the Council meeting.

Cr T. Schkabaryn advised Council that he had a potential conflict of interest in relation to the Fishermans Bay bonding agreement.

MEMBERS REPORTS

Cr. DOLLING

1. July 15 - Machinery Inspection in Adelaide
2. July 17 - Yorke Peninsula Lions Handover Dinner
3. July 28 - Works, Waste and Machinery Committees
4. Aug 3 - Electoral Review Seminar at Clare
5. Aug 8 - Pt Broughton Progress Association
6. Red Cross Flinders Zone Conference

Cr. DANIEL

Cr.SCHKABARYN

1. July 15 - Machinery Inspection in Adelaide
2. July 21 - Plan Amendment Review
3. July 22 - Yorke Peninsula Tourist Association AGM
4. July 28 - Works and Waste Committees
5. July 29 - Yorke Peninsula Tourist Association Second AGM
6. Aug 3 - Electoral Review Seminar at Clare
7. Aug 3 - Fishermans Bay Progress Association
8. Aug 8 - Pt Broughton Progress Association

Cr. BURGESS

1. July 14 - Bute 2000 Meeting
2. July 20 - Regional Development Board meeting at Strathalbyn
3. July 25 - Meetings re: STEDS payments and Pony Club land.
4. July 28 - Works and Waste Committees

Cr.G.SIMMONS

1. July 14 - Working Towns Meeting
2. July 14 - Bute 2000 Meeting
3. July 17 - Yorke Peninsula Lions Handover Dinner
4. July 23 - Barunga Village Special Meeting
5. July 27 - Barunga Village Meeting
6. July 28 - Works Committee
7. July 29 - Pt Broughton Library Meeting
8. Aug 9 - Bute sporting Club Meeting

Cr ROONEY

1. July 15 - Machinery Inspection in Adelaide
2. July 28 - Works, Waste and Machinery Committees

CrO' CONNOR

1. July 28 - Works and Waste Committees
2. Bute 2000 Meeting re Working Towns Final Report

Cr KERLEY

1. July 21 - PAR Consultation
2. July 28 - Works Meeting (partial)
3. July 29 - Library Meeting

Cr AITCHISON

1. July 28 - Works Meeting inspection at Fishermans Bay
2. Aug 2 - School Council Meeting
3. Aug 7 - Skate Park Meeting

Cr YOUNG

1. Aug 3 - Yorke Peninsula Community Transport & Services Meeting

MEMBERS QUESTIONS

Cr I. Burgess questioned P. Ward (Manager-Finance & Admin) as to the cost of the re-print of the Rates Notices due to the omission of the pensioner concessions.

COMMITTEE REPORTS

Cr I. Burgess moved, Cr L. Kerley seconded

that the Committee reports be received" .

CARRIED

WORKS COMMITTEE - 28th July, 2004

Cr I. Burgess moved, Cr L. Kerley seconded

that the Recommendations No's 1 - 9 of the Works Committee meeting held on 28th July, 2004 be adopted

1. That the Works Manager obtain approximate cost of the second hand tyres from the loader, and for them to then be tendered.
2. That Matthew Rose be authorised to inspect the tree at 15 Schmitt Road, Port Broughton and take any action required.
3. That a letter be written to the Native Vegetation Council seeking their requirements for the clearance of trees to locate a dwelling.
4. That contact be made with Wakefield Regional Council in regards to the repairs of the Boundary Road between Towerview and Wokurna - Snowtown Road.
5. That Council obtain a quote from Michael King for works to be done at the front of the Bute Supper Room, and for repointing of stone work.
6. That Council approach Transport SA in regards to their responsibilities for Railway Terrace, before Council decide on any kerbing, drainage and footpath work at Railway Reserve.
7. That Council agree to remove the pine trees that are crushing the fence at Mrs Clifford's property, adjoining the Council block, and to repair the fence.
8. That the Works Manager undertake the necessary repair work to allow access to the Pony Clubs grounds and for the Maintenance supervisor to attend to the ongoing spraying program for the drains.
9. That Council agree to remove the concrete on the footpath at 40 Kerley Street and replace with concrete to ensure drainage of all stormwater and that scalps/crusher dust be placed on the west of the footpath on Mr Humphries residence.

CARRIED

Moved Cr B. Rooney, Seconded Cr I. Burgess

That a selected group of Councillors organize a road trip with the Works Manager throughout the Council district to inspect the roads and determine a roadworks priority."

CARRIED

MACHINERY COMMITTEE

Cr B. Rooney moved, Cr J. Aitchison seconded

“that the Recommendations No' s 1 & 2 of the Machinery meeting held on 28th July, 2004, and Recommendation 3, amended as follows, be adopted:

1. Recommendation is for the Maintenance Supervisor to liaise with Randy Duetdchke (Armac Welding) for a price for the body on the small truck for consideration at the Council meeting.
2. Recommendation for the purchase of a Canter 3.5MWB truck from CMV Truck Sales and Service, with the type of body to be purchased to be decided at the Council meeting.
3. Recommendation that Council purchase one new 2WD petrol utility from Clare Valley Toyota for use by G Manners, transfer G Manners existing utility to the Development Officer, retain the other two works utilities to 80,000 kms, and reassess the situation at that time."

CARRIED

Meeting adjourned at 7.40pm for a presentation by Jo Featherstone of the Yorke Peninsula Marketing Board, detailing the work carried out by the Board on behalf of the Council. Meeting resumed at 8.00pm.

Cr I. Young moved, Cr G. Simmons seconded

That the meeting be adjourned at 8.00pm for the Development Assessment Panel meeting."

CARRIED

Meeting resumed at

9.05pm.

WASTE MANAGEMENT

Cr I. Burgess moved, Cr G. o' Connor seconded

“that the Recommendations No' s 1 - 3 of the Waste Management meeting held on 28th July, 2004 be adopted:

1. That the Environmental Officer, with the District Manager establish a STEDS Maintenance Committee comprising of 3 Councillors, two Council maintenance staff, the Environmental Development Officer, Jamie Mackrill (Electrician) and Anton o' Brien (Plumber) .
2. That negotiations be made with Broughton Waste Management for an additional \$100 per week for the Alford and Tickera waste being deposited at the Port Broughton site.

3. That Council purchase this unit for \$5,000 to be utilized at the Port Broughton Dump for an office/toilet."

CARRIE

D Cr L. Kerley moved, Cr I. Burgess seconded

That the area to the south of the southern Caravan Park be tidied up and the rubbish dumped there removed, and that signs are posted in the area prohibiting dumping of any kind and indicating monetary fines will apply."

CARRIED

LIBRARY BOARD OF MANAGEMENT

Minutes of the meeting held on 29th July 2004 were noted. Cr B. Rooney moved, Cr I. Burgess seconded

"That a visit to the Pt Broughton library is scheduled at the next Works Meeting to enable Councillors to inspect the current facility and the surrounding land proposed for the extensions."

CARRIED

OCCUPATIONAL HEALTH, SAFETY AND WELFARE

Cr B. Rooney moved, Cr J. Aitchison seconded

"that the Recommendations No' s 1 & 2 of the OHS & W meeting held on 3rd August, 2004, and Recommendation 3 the OHS & W meeting held on 10th August, 2004 be adopted:

1. That the Drugs & Alcohol and Workplace bullying policies be adopted by Council.
2. That Council explores the costs of either training staff and purchasing necessary equipment to work in confined spaces, or use contractors exclusively in such situations."
3. That Council adopt an amended OHS & W policy which incorporates Council' s strategic plan."

CARRIED

REPORTS

Cr T. Schkabaryn moved, Cr I. Burgess seconded,

" All reports be received" .

CARRIED

DISTRICT MANAGER' S REPORT

1. Port Broughton Aquaculture Park

Some costings for the establishment of the Aquaculture Park at Port Broughton have been obtained. Of concern to date is the indicative costing given by ETSA Utilities have been received for the connection of power. (A copy of their letter is attached).

Following discussions with ETSA I am now in the process of talking with the prospective buyers to find out their exact requirements, to enable another costing to be obtained, which maybe more realistic to enable the project to go ahead.

2. Fishermans Bay Management Freeholding

Cr T. Schkabaryn declared a conflict of interest and left the meeting at 9.40pm.

Cr Simmons moved, Cr I. Burgess seconded

“that Council go into camera in accordance with the provisions of the Local Government Act 1999 (Section 90 (3) to consider a legal opinion on a development issue” .

CARRIE

D Cr I. Burgess moved, Cr J. Aitchison seconded

“that Council go out of Camera” .

CARRIED

Cr T. Schkabaryn returned to the meeting at 9.50pm.

3. Alford Primary School

As members are aware the Alford Primary School is due to close at the end of the 2004 School year. The School does have some excellent facilities including newly upgraded toilets and playground, which could be utilised by the public and locals alike.

It is apparently the intention of the Education Department to remove the buildings and other equipment from the site.

This would be a good opportunity to acquire some good facilities and establish a reserve, which could include the BBQ proposed by the Tennis Club. As members are aware the public toilets at the rear of the Town Hall are a concern and this would give Council an opportunity to close the toilets (and only to be available for functions at the Hall) and utilise the toilets at the School.

Cr L. Kerley moved, Cr I. Burgess seconded

That the District Manager liaise with the Principal of the Alford Primary School and the Education Department to investigate the possibility of acquiring the Alford School grounds, including the toilet and playground facilities" .

CARRIED

4. Port Broughton Boat Ramp

Progress is being rapidly made on the construction of the boat ramp, but unfortunately the weather of the week of 2nd August 2004, with the very large tides has caused some delays. Some sand was washed away which requires rebuilding prior to the rock wall being constructed. The areas where the rock wall and geofabric have been installed have not been affected by the tides.

A site meeting, at which the Chairman and I attended, on 26th July resolved several issues, including the installation of the drainage systems, and the western end groyne mound, which will be tided up, at the existing levels, to allow an excavator to access the mound for any future dredging works. A copy of the notes from that meeting are attached to my report.

During the past month the following works have been contracted out: Kerbing by Adelaide Kerbing Drainage materials by Humes and PCP Concrete placement by BS Concrete Construction

Details of the contract amount are also attached to my report, along with the total costings to date.

At this stage no response has been received from the Federal Government Regional Solution Program regarding our application and the South Australian Boating Facilities Advisory Committee is due to meet on 12th August 2004 to discuss our application for lighting and sealing of the carpark area.

- Noted

5. Port Broughton Development

A verbal response has been received from the Department of Heritage and Environment regarding our submission to acquire the land south of Port Broughton for residential development. A report is due to be presented to Council in the next couple of weeks.

- Noted

6. Barunga West Bylaws

At the last meeting Council gave approval for our proposed draft Bylaws to be put on public display and to seek any comments in respect of the proposed Bylaws, by Friday 6th August 2004.

To date no comments have been received, even though some requests have been made for a copy of the proposed bylaw relating to dogs.

Cr Burgess raised the issue of providing an area for dogs to run without being on a leash.

Cr G. o' Connor moved, Cr J. Aitchison seconded

That Council agree to adopt the following
bylaws: No 1 Permits and Penalties No 2
Move able Signs No 3 Roads
No 4 Local Government Land
No 5 Dogs

and to instruct our Solicitors to seek Parliamentary approval for the proclamation of the bylaws" .

CARRIED

7. Local Government Election Review

The Local Government Association is currently undertaking a review of the provisions of the Local Government (Electoral) Act 1999 and have held a series of regional workshops. Councillors Dolling, Schkabaryn and myself attended a workshop at Clare on 3rd August 2004.

Issues currently being raised include:

- Term of Office
- Structure of Council
- Entitlements to Vote Voting
- Obligations Counting system
- Candidacy Filling of casual vacancies
- Election Campaigning
- Members allowance and benefits

A submission from Council is required by 17th September 2004, and I will prepare a draft for consideration at the September meeting.

In respect to casual vacancies on Council, there is a provision in the Regulations that allow Council to establish a policy not to fill a casual vacancy between general elections. Several Councils utilise this policy, particularly those with no wards, to save on the expense of running an election.

Cr G. Simmons moved, Cr T. Schkabaryn seconded

that should any casual vacancy occur, that it be filled unless it is 12 months of the next election."

CARRIED

8. Policy for use of Council vehicles

Following Council' s decision to provide a vehicle for the Environmental Development Officer, I have prepared a policy for the use of the vehicle by the Officer, which precludes any private use of the vehicle.

- Noted

9. Barunga Village - Kerbing works

On the 2nd August 2004 the Works Manager and myself met with Barunga Village to look at kerbing and footpath work required by the Village to compliment the new additions and to provide additional carpark for the Village. I did explain to the Village that Council had not provided any budget allocations for the proposed work.

I have arranged for our Works Manager to prepare costings and plans (with Bill Kerry from the Village) for consideration by Council' s Works and Audit Committees.

- Noted

10. Annual Leave

I will be taking a weeks Annual Leave from 23rd to 27th August and Peter Ward will be acting District Manager in my absence.

- Noted

11. Meetings

A table of meetings attended to by the District Manager was noted.

- Noted

12. Bute Town Hall

Cr G. o' Connor moved, Cr G. Simmons seconded

“that the District Manager obtain quotes for repairs to the Bute Town Hall roof, and issue the job accordingly, provided the total cost falls within the budgeted amount.”

CARRIED

FINANCE REPORT

1 BANK RECONCILIATION

The bank reconciliation for June 30 2004 is attached. The bank reconciliation for 31 July 2004 will be presented at the meeting.

2 CHEQUE LISTING

A cheque listing for payments made in July 2004 is attached. Cr

I. Young moved, Cr T. Schkabaryn seconded

That the Bank Reconciliations for June and July 2004 be accepted, and cheques numbered 9794-9877 totalling \$323,823.01, and payroll cheques totaling \$42,086.61 be approved for payment."

CARRIED

3 LGFA INVESTMENTS

Attached is a listing of all LGFA Reserves as at 31 July 2004.

The general reserve balance has decreased by \$250,000, to cover the large number of one-off annual payments in July.

- Noted

4 RATES NOTICES

The Rates billing was finalized on July 18 2004, with a good deal of assistance from Vicki Wenham from IT Vision. The system had continually locked during the billing process, and we needed some adjustments to the coding of various assessments. Once they were corrected the billing process ran successfully, and that included the pensioner concessions from SA Water.

The Rates notices were printed on Monday 19th, and posted on Tuesday 20th. On Thursday we realized that the pensioner concessions had not updated on the system, and had not printed on the Rates Notices. It transpired that the system could not read the SA Water file, so while it appeared to be updating, it was actually wiping all pensioner concessions off the system.

This error should have been detected before we sent the Rates Notices. The only excuse on my part is inexperience with the detail of rating procedures, and time constraints. Nigel was away on the Monday, and had he been here we would have picked up the omission and corrected it before the notices were sent out. We will prepare a quality control procedure for

the rates function to ensure it wont happen again. Thankfully, as a group, the pensioners were very reasonable about the omission.

- Noted

5 STAFF TRAINING

The end of year financial process revealed a few gaps in the training of employees. I had expected this, and increased the administration Staff Training allocation in the 04/05 Budget to \$5,000. It seems to me that whereas employees understand the data inputting process, they are not confident or experienced in the next level financial requirements of their positions.

Accordingly, Nigel and I have mapped out a training program for all administration employees. This will give them a fuller understanding of various balancing process, and an understanding of where their particular area fits into the entire Council scheme.

- Noted

6 SYNERGY SOFT

Clive Hempel from IT Vision attended the office on July 29 2004 to iron out various problems and mis-allocations on the system. We were under-utilizing the system, which is not ideal given the amount of money it costs Council. Following his visit we have the budget uploaded onto the system, we are using the Loan, Stock and Asset modules, and we have correctly allocated the bulk of the linked accounts. There remains a significant number of payroll accounts, and I will try to sort this out with Corinne, failing which we will attend at IT Vision for assistance. A number of jobs are posting to incorrect accounts as well.

- Noted

7 HERITAGE GROUP

The Heritage Group folds all of the Rates Notices for Council, for which they receive \$150. They calculated their hours to be over 50 this year, which equates to about \$3.00 per hour, which is fairly low. Nigel and I increased this payment to \$400, equating to \$8.00 per hour.

Cr J. Aitchison moved, Cr B. Rooney seconded

That Council pay the Heritage Group \$8.00 per hour for folding the Rates Notices for 2004/05."

CARRIED

8 OPEN SPACE PROJECT

We have had a further meeting of this group, and are now in a position to submit a draft report for Councillor' s information and feedback. It gives an indication of the types of proposals by other Councils, and any suggestions 'will be forwarded.

- Noted

9 ALFORD PROGRESS ASSOCIATION

Attached is a letter from the Alford Progress Association, detailing expenditure since 2000. They are aware of their \$4,000 allocation in the 2004/05 budget. The expenditure that they have incurred appears to be on ad hoc needs basis. It would be prudent to meet with the Association and try to formalize an expenditure plan that considers the likely needs over the next few years.

- Noted

10 PT BROUGHTON VISITOR INFORMATION CENTRE

Helen Taplin has written to Council requesting funding for a re-print of Pt Broughton information brochures. She' s indicated that we have a quotation for the re-print, but I cannot locate it. I will determine the cost and it will come from the expenditure allocation in the annual budget.

- Noted

11 CASH ADVANCE DEBENTURE

Cr B. Rooney moved, Cr I. Young seconded

“that Council agree to extend the Cash Advance Debenture facility for \$150,000 for 15 years pursuant to Section 134 (1) of the Local Government Act 1999 as amended, from the Local Government Finance Authority secured by the general rate of the Council, and the Chairman and District Manager be empowered to affix the common seal pursuant to Section 37 of the Act.”

CARRIED

ANIMAL & PLANT CONTROL OFFICER' S REPORT

1. NRM Reform

The NRM legislation has been passed by both houses of Parliament. The Minister will now appoint chairs for the Regional Boards, and then form the Boards themselves. This Board will be called the Northern and Yorke NRM Region. New Boards will be formed by the end of the year.

- Noted

2. Bridal Creeper Spore Water Workshop

The workshop was very successful, with many people throughout the region learning how to spread the rust spores. The Bute Primary School students are keen to try this process in conjunction with their leaf hopper work.

- Noted

CORRESPONDENCE

Cr I. Burgess moved, Cr G. Simmons seconded

“that the correspondence be received” .

CARRIED

1. Alford Primary School

Drawing to Council' s attention the Pepper Tree that is located in the School ground, which has significant value to the School community, and asking Council to recognize the tree as a " Tree of Significance" to ensure its survival.

Cr L. Kerley moved, Cr G. o' Connor seconded

That Council agree to recognize that the Pepper Tree in the Alford School grounds is a tree of significance and therefore should be protected from any harsh trimming or removal" .

CARRIED

2. Transport SA

Advising that Council has an agreement (No CC 890) for some railway land at Bute (south eastern end of the silo area) that was executed in 1945, and asking if we wish to continue with this agreement.

Cr G. O' Connor moved, Cr I. Young seconded

“that Council continue the agreement (No CC 890) with Transport SA for some railway land at Bute (south eastern end of the silo area) that was executed in 1945.”

CARRIED

3. Kingston District Council

Advising that Cr John Legoe has nominated to continue as President of the Local Government Association and seeking Council' s support for this nomination.

- Noted

4. Yorke Peninsula Marketing Board

Forwarding a copy of the July Marketing Manager' s

Report. Cr T. Schkabaryn moved, Cr I. Young seconded

That the Council continue with it' s annual funds allocation to the Yorke Peninsula Marketing Board in an amount of \$2,500 per annum, and to sign the three year funding agreement.”

CARRIED

5. KESAB

Forwarding an interim report of the recent Tidy Towns Inspection of Bute, Fishermans Bay, Kulpara, Port Broughton and Tickera townships.

- Noted

6. Local Government Association

Forwarding LGA Report No' s 28-31.

- Noted

7. Bute Buses

Expressing concern at the implementation of a commercial rate for the township of Bute and explaining that there is no justification benefits for them and asking Council to reconsider its decision.

Cr G. O'Connor moved, Cr G. Simmons seconded

" That properties in the Bute Ward which are now rated Commercial, but in previous years were rated Residential, be granted a 20% rate reduction for the 2004/05 rating year, to alleviate the impact of the sudden increase in rates."

The vote was tied 4-4, and the Chairman used his deliberate vote.

MOTION LOST

8. Concerned Business Owners - Bute

Expressing concern at the implementation of a commercial rate for the township of Bute and explaining that there is no justification benefits for them and asking Council to reconsider its decision.

9. South Australian Recreational Fishing Advisory Council

Expressing concern at the Governments decision to alter the bag and size limits of King George Whiting, and all forwarding a copy of a letter sent to the Minister of Tourism. Also forwarding a petition.

Cr I. Young moved, Cr G. Simmons seconded

"That Council write to the Country Times and the Minister of Tourism protesting the imposition of bag limits on recreational fishermen, and at the same time repeat our previous request for a complete review of professional fishing zoning on the Yorke Peninsula."

CARRIED

CHANGE OF OWNERSHIP

Cr Schkabaryn moved, Cr Aitchison seconded

LAND	SELLER	BUYER
16 Mullet Road, Fishermans Bay	Gould DJ & PA	Cawrse SW & CM
25 Trout Road, Fishermans Bay	Roels PL & MJ	McMahon & Balfour
32 Whiting Road, Fishermans Bay	Sluggett DW & HF	Petanga PJ & GR
6 Snapper Road, Fishermans Bay	Benn JW & WG	Benn JW
136 John Lewis Drive, Pt Broughton		Ireland CR & BG
	Christiansen DR & M	
111 John Lewis Drive, Pt Broughton	Sluggett DW & HF	Hamilton Al & Ross
2 Passat Drive, Port Broughton	Hatch WR	Hewett TG & AL
Lot 456 Railway Terrace, Bute	D & J Holdings Pty Ltd	Triad Transport P/L
108 John Lewis Drive, Pt Broughton		Rhodes KL
	Kaminski J & C	
4 Martin Street, Pt Broughton	Martin GLI	Martin RS & KJ
49 Whiting Rd, Fishermans Bay	Irving k	Finlay GR & CE

CARRIED

PETITIONS, MEMORIALS, NOTICES OF MOTION

Nil

TENDER

S

Nil GENERAL

BUSINESS

1. Cr T. Schkabaryn explained the wear and tear damage and material loss at the Fishermans Bay Boat Ramp, as a possible result of power loading.

Cr T. Schkabaryn moved, Cr I. Burgess seconded

That the Fishermans Bay Progress Association approach Bardavcol and request quotes for the repair of the boat ramp, in anticipation of applying to the SA Boat Authority for grant funding for the repairs."

CARRIED

2. Cr T. Schkabaryn sought explanation and guidance in relation to the conflict of interest self assessment.

3. Cr G. Simmons advised that the Bute Sporting Club had a leak at the oval and a large excess water bill, which they want to try to claim from SA Water. They also want some dead trees removed from the playground, and a timeline on the completion of the extensions to the former Football Park seats.

4. Cr G. O' Connor expressed concerns on behalf of a contract gardener that limited access to the Bute dump is a significant inconvenience.

6. Cr D. Dolling advised that Council is holding funds for an apron at the Port Broughton SES shed, estimated to cost \$7,000.

DEPUTATION

Nil CLOSURE

The Chairman declared the meeting closed at 11.32pm

D.DOLLING
CHAIRMAN