

**MINUTES of the Ordinary Meeting of the District Council
of Barunga West held on Tuesday 11th October 2011
commencing at 7.00pm at the Bute Council Chambers,
Railway Terrace, Bute**

1. Present:

Mayor D Dolling, Cr C Axford, Cr L Kerley, Cr M McDonald, Cr Rooney, Cr G Rowlands, Cr R Smith, N Hand (Chief Executive Officer), R Linke (Manager – Works), and Ms K Thomas (Minutes Secretary).

In attendance:

A Public Gallery of: 3

Sonny Coombs, Yorke Peninsula Country Times

2. Apologies And Leave Of Absence:

2.1 Leave of Absence:
Cr G Simmons

2.2 Apologies:
Mark Weedon, P Ward, (Manager – Finance & Administration),

3. Conflict of Interest Provisions

3.1 Nil.

4. Confirmation of the Minutes of the previous Meeting

4.1 Ordinary Meeting – 13th September 2011

MOVED: Cr Rowlands

SECONDED: Cr Axford

“That the Minutes of the Ordinary Meeting of Council held on the 13th September 2011 be confirmed as printed and supplied.”

CARRIED

5. Business Arising from the Minutes

5.1 Arrangements are in the process of selling the Toyota Rav4 vehicle through Government Auctions SA

5.2 Arrangements have been made to catch up with Mr. & Mrs. P. Button to discuss their concerns with road safety signs on their fence adjoining Council’s car park at the office.

5.3 Arrangements have been made to meet with Mr and Mrs Bonacini regarding Chalmers Road at Tickera.

6. Deputations

6.1 Nil.

7. Members Reports

Mayor Dolling

14/09/2011 Coastal Protection Board meeting with CEO and Works Manager

21/09/2011 YP Council Alliance meeting at Port Broughtong

23/09/2011 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia

23/09/2011 Barunga by the Sea Official Opening

28/09/2011 Executive Committee meeting

28/09/2011 Official lunch – Yorke Peninsula Field Days
5/10/2011 Advantage SA Regional Awards dinner, Port Pirie
7/10/2011 Inspection of Port Broughton-Wallaroo Road with Geoff Brock, Member for Frome
08/10/2011 Yorke Peninsula Employment Awards Presentation dinner, Wallaroo

Cr Axford

23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
28/09/2011 Executive Committee meeting

Cr Kerley

23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
23/09/11 Barunga by the Sea Official Opening

Cr McDonald

23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
23/09/11 Barunga by the Sea Official Opening

Cr Rooney

28/09/2011 Executive Committee meeting

Cr Rowlands

21/09/2011 Resident's lunch at Barunga by the Sea, Port Broughton
23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
23/09/11 Barunga by the Sea Official Opening
28/09/2011 Executive Committee meeting

Cr Simmons

21/09/2011 Resident's lunch at Barunga by the Sea, Port Broughton
23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
23/09/11 Barunga by the Sea Official Opening
27/09/2011 Barunga Village General Meeting, Port Broughton
04/10/11 YPCT Annual AGM, Maitland

Cr Smith

21/09/2011 Resident's lunch at Barunga by the Sea, Port Broughton
23/09/11 Morning Tea and Luncheon at Port Broughton Golf Club with Governor of South Australia
23/09/11 Barunga by the Sea Official Opening

Cr Weedon

Nil

8. Petitions

8.1 S Pattingale – Shelter shade on northern side of Port Broughton foreshore

MOVED: Cr Rowlands **SECONDED:** Cr McDonald
"That the Council grant leave of the meeting to receive a petition from Mr Stephen Pattingale regarding the Port Broughton foreshore shelter."

CARRIED

Cr Rowlands asked the question of the CEO of an indicative price for the relocation of the shelter shed from the foreshore area to the beach.
The CEO advised that the footings would cost \$6000 (as per the second shade recently located on the beach) plus a minimum of \$10-\$20,000 to dismantle and re-erect the shade by qualified tradespeople.

MOVED: Cr Kerley **SECONDED:** Cr Rooney
"That Council acknowledge receipt of the petition received from S Pattingale, the contents of the petition be noted and due to regulatory and statutory obligations that no action be taken at this time."

CARRIED

9. Questions with Notice

9.1 Nil.

10. Questions without Notice

10.1 Mayor Dolling advised of safety concerns with the width of Wallaroo – Port Broughton Road and the corner south of Alford. Mayor Dolling was seeking support for correspondence to be written to the appropriate government department (DTEI) regarding these concerns.

MOVED: Cr Smith **SECONDED:** Cr McDonald
"That Council write to the Department of Transport, Energy & Infrastructure with appropriate information and photographs regarding concerns with the need for:

1. *Shoulder widening of the Wallaroo to Port Broughton road*
2. *Installation of a slip lane at the Wallaroo turn off south of Alford*
3. *An inside passing lane at the northern corner of Wards Hill intersection on the Port Broughton – Alford Road."*

CARRIED

10.2 Cr Rowlands asked the following Question without Notice be recorded in the minutes, as they were asked at the last meeting and were overlooked for this meeting.
The CEO acknowledged and apologised for the oversight but will have the answers at the next meeting.

Cr Rowlands asked:

- 1) *In the reply to Councillor Kerley the CEO states that he was aware of the guidelines for the removal of vegetation on roadsides as published by the Native Vegetation Council, and that he did not seek any approval from the relevant authority. As the non-frangible native vegetation removed was not for the purpose of public safety a Clearance Approval form was required to be submitted to the NVC for written approval before any work commenced.*
 - *Why was this process not followed?*
 - *What penalty can this Council face if found in breach of the Native Vegetation Act and the Native Vegetation Regulations?*
 - *What steps, or changes, in the process for clearance of vegetation on the side of roads in now proposed?*

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- 14.1.1 **Enterprise Agreement – Australian Services Union**
Noted.
- 14.1.2 **Port Broughton Waste Disposal Site – Lease with Port Broughton Recycling Centre (PBRC)**
Noted.
- 14.1.3 **Native Vegetation Plans**
Noted.
- 14.1.4 **Performance Review – Chief Executive Officer**
Noted.
- 14.1.5 **Ombudsman - Investigations**
Noted.
- 14.1.6 **Mr S Pattingale – letter regarding Foreshore Shelter Shade**
Noted. (Refer to Agenda Item 8.1 Petitions – Mr S Pattingale).
- 14.1.7 **Native Vegetation Council - Investigation**
Noted.
- 14.1.8 **Council’s Community Survey for 2011**
MOVED: Cr McDonald SECONDED: Cr Rowlands
“That Council agree for advice and quotes to be obtained from 3 independent agencies for reporting and analysis of the community survey data and for these to be considered by the Audit Committee at their next meeting.”
CARRIED
- 14.1.9 **Mr Brett Gill – Railway land Bute**
Noted.
- 14.1.10 **Central Local Government Region**
Noted.
- 14.1.11 **Local Government Association – Roads to Recovery Campaign**
MOVED: Cr McDonald SECONDED: Cr Rowlands
“That the District Council of Barunga West calls on the Federal Government to:
 - *recognise the successful delivery of the Roads to Recovery Program by local government since 2000;*
 - *continue the Roads to Recovery Program on a permanent basis to assist local government meet its responsibilities of providing access for its communities;*
 - *continue the Roads to Recovery Program with the current administrative arrangements; and*
 - *provide an increased level of funding under a future Roads to Recovery Program that recognises the shortfall of funding on local roads of \$1.2 billion annually.”***CARRIED**

- 14.1.12 Local Government Association – Community Engagement**
Noted.
- 14.1.13 Yorke Peninsula Tourism Marketing Committee**
Noted.
- 14.1.14 Regional Development Australia**
Noted.
- 14.2 Manager, Finance & Administration – Peter Ward**
MOVED: Cr Axford **SECONDED: Cr Smith**
“That the Report from the Manager, Finance & Administration for the October 2011 meeting be received and noted”.
CARRIED
- 14.2.1 Port Broughton Bowling Club**
MOVED: Cr McDonald **SECONDED: Cr Rooney**
“That Council agrees in principle to provide a community loan to the Port Broughton Bowling Club in the event that their grant application for a new all-weather bowling surface is successful.”
CARRIED
- 14.2.2 Tickera Community Centre**
Note was made of the excellent responses sent from Council in response to emails received in relation to the Tickera Community Centre from both the Manager – Works and Manager Finance & Administration.
- 14.2.3 ANZ Online**
Noted.
- 14.3 Manager, Works – Fred Linke**
MOVED: Cr Kerley **SECONDED: Cr McDonald**
“That the Report from the Manager, Works, for the October 2011 meeting be received and noted”.
CARRIED
- 14.3.1 Port Broughton Jetty Vehicle Access**
MOVED: Cr Smith **SECONDED: Cr Axfords**
“That Council acknowledges the vehicular use of the jetty by fishermen and seeks advice from the Department of Transport, Energy & Infrastructure as to the risk management procedures for vehicle access and use of the Port Broughton jetty.”
CARRIED
- 14.2.2 Request for Road Closure**
MOVED: Cr Kerley **SECONDED: Cr McDonald**
*“That Council exercise the powers pursuant to Section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 12 March 2001 to:
Pursuant to Section 33(1) of the Road Traffic Act 1961, declare that the event*

described below ("the roads") is an event to which Section 33 of the Road Traffic Act 1961 applies; and

Pursuant to Section 33(1)(a) of the Road Traffic Act 1961, make an order directing that the Roads on which the Event are to be held and any adjacent or joining roads specified below, be closed to traffic:

Bay Street Port Broughton (between East Terrace and Harvey Street) between the times of 6.00pm and 8.00pm, Bay Street Port Broughton (between Harvey Street and West Terrace) between the times of 6.00pm to 9.00pm, McKay Street Port Broughton (between James Street and Bay Street), between the times of 3.00pm and 9 .00pm on Saturday 10th December 2010, for the purpose of a Christmas Pageant and Party."

CARRIED

MOVED: Cr Rowlands SECONDED: Cr Smith

"That Council exercise the powers pursuant to Section 33 of the Road Traffic Act 1961 and Clause F of the Instrument of General Approval of the Minister dated 12 March 2001 to:

Pursuant to Section 33(1) of the Road Traffic Act 1961, declare that the event described below ("the roads") is an event to which Section 33 of the Road Traffic Act 1961 applies; and

Pursuant to Section 33(1)(a) of the Road Traffic Act 1961, make an order directing that the Roads on which the Event are to be held and any adjacent or joining roads specified below, be closed to traffic:

Aitchison Road, Port Broughton on Wednesday 7th December between the times of 9.00am and 5.00pm, for the purpose of a driver awareness training/course."

CARRIED

14.2.3 Sculpture made from jetty timbers

MOVED: Cr Kerley SECONDED: Cr Rowlands

"That Council offer a \$200 prize for a concept plan and design to be developed for a sculpture utilizing the timbers from the Port Broughton jetty to be displayed in areas within Port Broughton."

CARRIED

14.4 CEO – Development Report

MOVED: Cr Kerley SECONDED: Cr Rowlands

"That the Report from CEO - Development for the October 2011 meeting be received and noted".

CARRIED

14.4.1 DC Barunga West Better Development Plan conversion (BDP)

Noted.

14.4.2 Rural Living Development Plan Amendment (DPA)

Noted.

14.4.3 Fisherman's Bay Management (FBM) Freeholding application

Noted.

- 14.4.4 Appointment of Planning Officer**
Noted.
- 14.4.5 Development Applications – Progress Report**
Noted.
- 14.4.7 Environmental Health Services**
Noted.

15. Closure

The Mayor declared the meeting closed at 8.40pm.

Cr Dean Dolling
Mayor
District Council of Barunga West