

**MINUTES OF THE ORDINARY MEETING OF THE  
DISTRICT COUNCIL OF BARUNGA WEST  
HELD AT THE BUTE COUNCIL CHAMBERS ON 12<sup>th</sup>  
MAY 2009 AT 7.00 PM**

**1.0 PRESENT:**

Mayor Dolling, Cr I Burgess (Deputy Mayor), Cr S Ireland, Cr M McDonald, Cr T Schkabaryn, Cr B Rooney, Cr G Simmons, Cr L Kerley, Cr M Weedon, N Hand (District Manager), M Marziale (Manager – Environmental Services), L Jolly (Manager – Finance & Administration), R Linke (Manager Works) and Ms C Hewett (Minutes Secretary)

**In attendance:**

Media from the YP Country Times and a Public Gallery of 9

**2.0 APOLOGIES AND LEAVE OF ABSENCE:**

**2.1 Leave of Absence**

Nil

**2.2 Apologies**

Cr. R. Smith

**3.0 CONFLICT OF INTEREST PROVISIONS**

3.1 Nil

**4.0 CONFIRMATION OF COUNCIL MINUTES**

**4.1 Ordinary Meeting –14<sup>th</sup> April 2009**

Cr.Schkabaryn moved, Cr. Rooney seconded

*“That the minutes of the Ordinary Meeting of Council held on 14<sup>th</sup> April 2009 be confirmed as printed and supplied.”*

**CARRIED**

**5.0 BUSINESS ARISING FROM THE COUNCIL MINUTES**

**5.1** GD, RA and DG Pridham have advised that they will accept the offer of Council for the purchase of roads adjoining their properties in the Hundred of Kulpara, with the conditions and prices originally established by Council.

**The Mayor advised that because of the public interest in Agenda Item 11.1.6, 12.1.1, 12.1.2 and 13.1, (Old Port Broughton Council Chambers) and the presence of the public in the gallery, that he was changing the order of the Agenda, in order to discuss these agenda items early in the meeting.**

## 13.0 ADOPTION OF COMMITTEE REPORTS

Cr. Burgess moved, Cr. Kerley seconded

*“That the minutes of the Executive Committee (1<sup>st</sup> May 2009), Audit Committee (5<sup>th</sup> May 2009) and the Council Development Assessment Panel (15<sup>th</sup> April 2009) be received and noted”.*

**CARRIED**

### 13.1 Executive Committee – 1<sup>st</sup> May 2009

Cr. McDonald moved, Cr. Rooney seconded

*“That the following recommendation from the Executive Committee meeting held on 1<sup>st</sup> May 2009 be accepted by the Council*

- 1. That the Executive Committee recommends to the Council that it review the decision at its April meeting to demolish the Council Chambers as part of its proposal to extend the Council Offices at Port Broughton.”*

**CARRIED**

### 13.2 Audit Committee – 5<sup>th</sup> May 2009

Cr. Schkabaryn moved, Cr. Rooney seconded

*“That the following recommendation from the Audit Committee meeting held on 5<sup>th</sup> May 2009 be accepted by the Council*

- 1. That in accordance with Section 7 (2) of the Local Government (Financial Management) Regulations 1999 it is recommended that Council adopts the Budget Review as at 31<sup>st</sup> March 2009, as tabled*
- 2. That it is recommended Council increase General Rates Revenue by 5.2% from 2008/09 with the spread of rates income to be shared equitably between rural and residential properties. Furthermore, 1% of the Rates Revenue is to be placed in a Reserve Fund for the express purpose of maintaining existing, Council owned buildings.*
- 3. That it is recommended the 2009/10 Draft Annual Business Plan and the 2009/10 Draft Budget be adopted and made available for public consultation, in accordance with Section 123 of the Local Government Act 1999.”*

**CARRIED**

### 13.3 Council Development Assessment Panel – 15<sup>th</sup> April 2009

Noted

## 12.1 NOTICE OF MOTION

12.1 Cr. McDonald has submitted two Notices of Motion

- 12.1.1** Cr. McDonald moved, Cr. Kerley seconded  
*That the Council rescind the following motion made at its meeting of 14<sup>th</sup> April 2009 “that the District Manager makes arrangements for the amendment of plans for the extensions of the Port Broughton Council offices, including the reception area, which allows for the removal of the original stone Council chamber”.* **CARRIED**

*Cr. McDonald called for a Division*

**Those who voted for – Crs. Rooney, McDonald, Ireland, Kerley & Dolling**

**Those who voted against – Crs. Weedon, Burgess, Simmons & Schkabaryn**

- 12.1.2** Cr. McDonald moved, Cr. Simmons seconded  
*“That the Council consider the amended plan presented, for the extensions to the Port Broughton Council Office, which allows for extensions to the front of the building as well as the rear, allowing the original Council Chamber to remain as a free standing building.”*

**CARRIED**

*Cr. McDonald called for a Division*

**Those who voted for – Crs. Rooney, McDonald, Kerley, Simmons, Dolling & Ireland**

**Those who voted against – Crs. Weedon, Burgess & Schkabaryn**

*Cr. Simmons requested that it be noted in the minutes that the reason she has changed her vote is because in the amended plans attached to the report, the old Council building will be a separate building and not incorporated into the new extensions.*

Cr. Burgess moved Cr. McDonald seconded  
*that Council review the feasibility and costings of the proposed building extensions with the verandah being on the footpath, at the front of the existing Council office, and for these plans and costings to be reviewed at the next meeting of the Council.”*

**CARRIED**

## **6.0 DEPUTATIONS**

- 6.1** No Deputations were received at the Council meeting.

## **7.0 MEMBERS REPORTS**

### **Cr DOLLING**

22-24<sup>th</sup> April – LGA Half yearly seminar

25<sup>th</sup> April – ANZAC Day Dawn Service & 11am Service

1<sup>st</sup> May – Biggest morning tea at PBAS

1<sup>st</sup> May – Executive meeting

5<sup>th</sup> May – Audits & Grants Commission visit

6<sup>th</sup> May – Geoff Brock MP visit

**Cr ROONEY**

- 29<sup>th</sup> April – Yorke Development Board dinner at Ardrossan
- 1<sup>st</sup> May – Executive meeting
- 5<sup>th</sup> May – Audit Committee workshop on Asset Management  
And Grants Commission
- 12<sup>th</sup> May – Audit training

**Cr McDONALD**

- 23<sup>rd</sup> April – Health Advisory Council Training at Laura
- 24<sup>th</sup> April – Primary Health Care meeting
- 1<sup>st</sup> May – Executive Committee meeting
- 5<sup>th</sup> May – Asset Management & Financial Planning meeting and Grants  
Commission presentation
- 11<sup>th</sup> May – Port Broughton Area School Governing Council meeting
- 12<sup>th</sup> May – Audit Training

**Cr SCHKABARYN**

- 15<sup>th</sup> April – CDAP meeting Kadina
- 22-24<sup>th</sup> April - LGA Half yearly conference
- 29<sup>th</sup> April – Yorke Regional Development Board Dinner Ardrossan
- 5<sup>th</sup> May – Audit Committee meeting
- 12<sup>th</sup> May – Audit training

**Cr SIMMONS**

- 12<sup>th</sup> April – Bute 2000 Onwards committee
- 25<sup>th</sup> April – ANZAC Day Service
- 28<sup>th</sup> April – Barunga Village Governance training
- 28<sup>th</sup> April – Barunga Village meeting
- 29<sup>th</sup> April – Yorke Regional Development Board
- 30<sup>th</sup> April – Meeting with ratepayers re pine trees
- 5<sup>th</sup> May – Barunga Village building meeting
- 5<sup>th</sup> May – Asset Management & Financial Planning meeting and Grants  
Commission training
- 12<sup>th</sup> May – Audit training

**Cr WEEDON**

- 12<sup>th</sup> May – Audit training

**Cr KERLEY**

- 25<sup>th</sup> April – ANZAC Dawn Service & 11am March
- 1<sup>st</sup> May – Executive meeting

**Cr BURGESS**

- 22<sup>nd</sup> April – Bute 2000 Onwards Committee
- 25<sup>th</sup> April – ANZAC Dawn Service
- 15<sup>th</sup> April – CDAP meeting Kadina
- 1<sup>st</sup> May – Executive meeting
- 5<sup>th</sup> May – Audit Committee meeting
- 5<sup>th</sup> May – Asset Management & Financial Planning meeting and Grants  
Commission training
- 12<sup>th</sup> May – Audit training
- 12<sup>th</sup> May – Legislative Compliance Audit meeting

**Cr IRELAND**

Nil

**8.0 PETITIONS OR MEMORIALS**

No Petitions were received for consideration by the Council.

**9.0 QUESTIONS WITH NOTICE**

**9.1** No questions with Notice were received

**10.0 QUESTIONS WITHOUT NOTICE**

**10.1** No questions without Notice were received

**11.0 COUNCIL BUSINESS – Managers Reports**

***11.1 District Manager’s Report***

Cr. Simmons moved, Cr. Schkabaryn seconded

*“That the District Manager’s Report for the May 2009 meeting be received and noted.”*

**CARRIED**

**11.1.1 Compliance Audits**

Cr. Burgess moved, Cr. Kerley seconded

*“That the Council receives the Development Compliance Audit and the Legislative Compliance Audit prepared by Wallmans Lawyers, and notes the high level of compliance achieved by staff in the Audit process, and*

*That the District Manager prepare a progress report on the recommendations outlined in the two Audit reports, to be presented to Council at its December 2009 meeting.”*

**CARRIED**

*Cr Schkabaryn requested that it be noted in the Minutes that the staff be commended on the high level of Compliance achieved as indicated in the two Compliance Audit Reports.*

**11.1.2 Risk Management Audit**

On Friday 1<sup>st</sup> May 2009 the Risk Management Audit with the Regional Risk Coordinator of the Local Government Association Mutual liability Scheme was undertaken.

### **11.1.3 Bute Residential Development**

Following Council's decision to change the first stage of this development to Arbon Road (in lieu of Kulpara Road), arrangements have now been made to obtain approval from the Development Assessment Commission for this development. At this stage it appears that only 8 blocks will be developed in Stage 1.

### **11.1.4 Bute Memorial Hall**

To date the Community meeting to discuss the Bute Hall has not been done, but this will occur in June, along with a meeting for the youth of Bute regarding the proposed Skate Park.

### **11.1.5 Alford School Site**

Advice has been received from the Department of Environment and Heritage, that all the buildings on the Alford School site will belong to Council at the conclusion of the sale.

### **11.1.6 Council Offices – Port Broughton**

- *Refer Agenda Item 12.1 Notice of Motion and 13.1 Committee Meetings*

### **11.1.7 Council Development Assessment Panel (CDAP)**

The Barunga West CDAP held their first meeting on Wednesday 15<sup>th</sup> April at Kadina, with two applications being considered.

### **11.1.8 Federal and State Government Review of Development Boards.**

Cr. Schkabaryn moved, Cr. Burgess seconded

*“That the Council endorse the submission forwarded to the Local Government Association, by the District Manager, expressing concern at the proposed establishment of Regional Australia Boards in South Australia.”*

**CARRIED**

### **11.1.9 Regional Integrated Tourism Strategy**

Cr. Weedon moved, Cr. Simmons seconded

*“That Council not support any consideration of the proposal for a Regional Integrated Tourism Strategy until the future of the Regional Development Boards are established, and funding is secured from all government agencies, including Regional Development Australia.”*

**CARRIED**

### **11.1.10 KESAB Sustainable Communities (Towns) Program**

Advice has been received from KESAB regarding the Sustainable Communities program (formerly Tidy Towns).

*It was agreed that this information be forwarded to all the Progress Associations within the Council area.*

### **11.1.11 Fisherman's Bay Progress Association**

Cr. Schkabaryn moved, Cr. Kerley seconded

*"That the Council agree to provide a letter of support for the Fisherman's Bay Progress Association for funding proposals under the Federal Government's Job Fund Program, for two projects, being the western end playground redevelopment, and the boardwalk to Shag Island"*

**CARRIED**

### **11.1.12 Yorke Peninsula Community Transport & Services**

A copy of a quarterly report from the Yorke Peninsula Community Transport & Services Board was presented.

### **11.1.13 Annual Leave**

Advice was given that the District Manager will be on Annual Leave for the period commencing Thursday 14<sup>th</sup> May to Friday 29<sup>th</sup> May 2009, both days inclusive. Council at its meeting of 10<sup>th</sup> February 2009 endorsed Blue Jolly as Acting District Manager for this period of leave.

## ***11.2 Manager – Finance and Administration***

Cr. Burgess moved, Cr. Kerley seconded

*"That the Manager – Finance and Administration Report for the May 2009 meeting be received and noted."*

**CARRIED**

### **11.2.1 Balances of ANZ Bank & LGFA 24 Hour Investment Fund and Reserves**

Noted

### **11.2.2 Corporate Credit Card – Year to date Expenditure**

Noted

## ***11.3 Manager – Works***

Cr. Burgess moved, Cr. Schkabaryn seconded

*"That the Manager – Works Report for the May 2009 meeting be received and noted."*

**CARRIED**

### **11.3.1 Request for tree removal**

Cr. Schkabaryn moved, Cr. Ireland seconded  
*“That Council*

- 1. totally remove the two trees adjacent number 133 John Lewis Drive*

Cr. Simmons moved Cr. McDonald seconded

*“That Council*

- 2. install root barrier between number 129 and 131 John Lewis Drive.”*

**CARRIED**

### **11.3.2 Septic Tank Pump Out**

A report was given on the proposed pump out for the Port Broughton CWMS Scheme.

### **11.3.3 Works Ute Changeover**

Cr. Ireland moved, Cr. Schkabaryn seconded

*“That council trades in the Toyota Hilux Ute and purchases a new Ford Ranger, diesel, 4X4, Ute from Kent Perry Ford.”*

**CARRIED**

## ***11.4 Manager - Environmental Services***

Cr. Burgess moved, Cr. McDonald seconded

*“That the Manager – Environmental Services Report for the May 2009 meeting be received and noted.”*

**CARRIED**

### **11.4.1 Approved Development Report – Period 1<sup>st</sup> – 30<sup>th</sup> April 2009.**

Noted.

### **11.4.2. Public & Environmental Health – Human Swine Influenza (H1N1) UPDATE.**

Informing the Council of the progress of the Human Swine Influenza, in relation to Council’s Pandemic Management Plan, which is a part of the Natural Disaster Mitigation Plan.

### **11.4.3. Decisions of the DC Barunga West DEVELOPMENT ASSESSMENT PANEL (CDAP) Held 15 April 2009.**

Informing the Council of outcomes of the DC BW Development Assessment Panel Meeting, held 15 April 2009.



**11.4.4. UPDATE - Department of Climate Change DRAFT Yorke Peninsula Case Study for the National Climate Change Coastal Vulnerability Assessment.**

Advise Council that projected cost estimates for damages, and mitigation and protection works for Fisherman Bay and Pt Broughton, as detailed in the Manager of Environmental Services **CONFIDENTIAL Report for the January 2009 Meeting**, have **not** been revised or challenged by the Commonwealth Department of Climate Change's during its assessment of the DRAFT report on the Yorke Peninsula Case Study for the National Climate Change Coastal Vulnerability Assessment (NCVA).

**12. NOTICES OF MOTION**

No Notices of Motion were received for this meeting.

**14. CLOSURE**

The Mayor declared the meeting closed at 8.25 pm.

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**Cr. D. DOLLING**  
**MAYOR**