In Attendance

Cr. Janet Jones
Cr. Simon Rothwell
Cr. Glen Rowlands
Cr. Rachel Preston
Cr. Bruce Spilsbury
Cr. Leonie Fitzgerald

STAFF
Nigel Morris  Chief Executive
Gemma Russell  Manager Community Services & Customer Relations
Sally Morgan  Manager Finance
Rachael Reeves  Minute Secretary

1 Commencement

Including recognition of the traditional land owners

The Mayor read aloud “We would like to begin by acknowledging the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.”

The meeting commenced at 4.00pm

2 Apologies

Cr. Rick Williams
Cr. David Olsson
Cr. Peter O’Neil

3 Confirmation of the Previous Minutes

C16117 Moved Cr. Rothwell
Seconded Cr. Preston

That the minutes of the meeting held on 16 August 2016 as circulated to Councillors be confirmed as an accurate record of the proceedings of that meeting.

CARRIED

4 Declaration of Interest by Members of Council

Nil

5 Matters for consideration brought forward from previous meetings

Nil
6  Reports of Committees

6.1 Development Assessment Panel Minutes

Chair: Simon Weidenhofer

The minutes of the Development Assessment Panel meeting held on 16 August 2016 were included in the Council Agenda for elected members’ information.

6.2 Audit Committee Minutes

Chair: Jeffrey Lucy

There was no Audit Committee meeting held during this period.

6.3 Strategic Directions Committee Minutes

Chair: Glen Rowlands

There was no Strategic Directions Committee meeting held during this period.

6.4 Chief Executive Performance and Remuneration Review Committee

The minutes of the Chief Executive Performance and Remuneration Review Committee meetings held on 16 June 2016 and 8 September 2016 were included in the Council Agenda for elected members’ information.

7  Petitions

Nil

8  Public Forum / Deputations

Greg Henderson – Resident Second Valley

Following up on a Customer Request that has not been actioned. Chief Executive advised that this will be investigated and response will be provided.
9 Notices of Motion

9.1 Little Gorge Shacks

C16118 Moved Cr. Fitzgerald
Seconded Cr. Jones

1. That Council resolution (file reference 3/076/474) from the Council meeting held on 17 October 2013, as follows:

Moved Cr. Rothwell
Seconded Cr. Jones

Resolved that Council, having considered Report No 13.3 Shacks on Road Reserves dated 17 October 2013, authorise staff to take all action necessary to terminate the tenure (leases/licences) for the shacks identified as Council Assessment numbers A41425, A41771, A41789, staff meet with the owners to discuss, giving the owners 12 months’ notice that their tenure (leases/licences) will be terminated and further from the date of termination of their tenure, the owners are required to remove all structures and make good the area within 6 months. Consultation to take place immediately and report back to November 2013 Council meeting.

be revoked in its entirety.

2. That the Chief Executive Officer prepare a draft section 221 (Local Government Act 1999) authorisation to recognise the erection of the shacks on Council road reserve and in so doing is to have regard to the Council’s ‘Desktop Environmental Risk Assessment, Little Gorge Shacks’ report and to include his recommendations in respect thereof as well as for the term, renewal, specific and general conditions, insurance requirements, indemnities, maintenance, the consideration payable, responsibilities and otherwise as he sees fit and to present the document to the November 2016 Council meeting for consideration and approval.

CARRIED

CALL For DIVISION

Those Councillors voting in FAVOUR of the motion are:
Cr. Spilsbury
Cr. Jones
Cr. Fitzgerald
Cr. Rowlands

Those Councillors voting AGAINST the motion are:
Cr. Preston
Cr. Rothwell

CARRIED

10 Motions Without Notice

Nil
11 Questions on Notice
Nil

12 Questions without Notice
Nil

13 Reports

13.1 Chief Executive Report

C16119 Moved Cr. Jones
Seconded Cr. Preston

1. That the Report be received.

2. That Council modify the opening hours of the main Council building at 1 Charles Street, Yankalilla from 8:30am to 9.00am, Monday to Friday.

CARRIED

13.2 Encumbrance Discharge, Cape Jervis

C16120 Moved Cr. Jones
Seconded Cr. Fitzgerald

1. That the Report be received.

2. That Council agrees to discharge encumbrance (6689636) affecting land at allotment 199 in DP 7899 Christies Street, Cape Jervis.

3. That the encumbrance be discharged at the cost of the owner.

4. That Council authorise the Mayor and Chief Executive to affix the common seal and/or sign all documents necessary to give effect to paragraph 2 of this resolution.

CARRIED

13.3 Climate Change Adaptation Report

C16121 Moved Cr. Jones
Seconded Cr. Fitzgerald

1. That the Report be received.


CARRIED
13.4 Friends of Bungala Advisory Group

C16122 Moved Cr. Fitzgerald
Seconded Cr. Rothwell

1. That the Report be received.

2. That expressions of interest be sought from interested members of the community, including the Friends of Bungala Advisory Group membership, for appointment to the position of Chair.

CARRIED

13.5 LGA Nominations

C16123 Moved Cr. Jones
Seconded Cr. Fitzgerald

1. That the Report be received.

2. That Council hereby nominates Cr. Glen Rowlands of District Council of Yankalilla being a member of such council to the position of Local Government of South Australia Board Member or Deputy Board Member representing the region of Southern and Hills.

CARRIED

13.6 Regional Health Plan

C16124 Moved Cr. Rothwell
Seconded Cr. Preston

1. That the Report be received.

CARRIED

13.7 District and Town Entrance Signboards

C16125 Moved Cr. Preston
Seconded Cr. Rothwell

1. That the Report be received.

2. The Council adopt the new Policy for District and Town Entrance Signboards.

3. That Council direct the Chief Executive to develop operational procedures, application forms and permits for the implementation of the District and Town Entrance Signboards Policy.

CARRIED
13.8 Electric Vehicle Charging Station Proposal

C16126 Moved Cr. Jones
Seconded Cr. Rothwell

1. That the Report be received.

2. That the site at Edwards Street Normanville - Car Park be endorsed by Council for placement of an Electric Vehicle Charging Station.

3. That a budget of $10,000 be allocated to the Electric Vehicle Charging Station project at the 1st quarter budget review for completion during this financial year.

CARRIED

13.9 Policy Review – Use of Council Land

C16127 Moved Cr. Jones
Seconded Cr. Rothwell

1. That the Report be received.

2. That Council adopt the proposed Short Term Use of Community Land Policy.

3. That Council adopt the following permit fees in the 2016/17 Fees and Charges for the short term use of Community Land:

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<th>Commercial</th>
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<tr>
<td>Exclusive</td>
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CARRIED

13.10 Storm Damage

C16128 Moved Cr. Rothwell
Seconded Cr. Fitzgerald

1. That the Report be received.

CARRIED
13.11 Gazebo Donation – Yankalilla Cemetery

C16129 Moved Cr. Jones
Seconded Cr. Rothwell

1. That the Report be received.

2. That Council writes a letter of thanks to the Yankalilla Community Op Shop for their donation of $10,000 for a new Gazebo at the Yankalilla Public Cemetery.

3. That Council constructs a Gazebo adjacent to the Columbarium wall with the cost of the cement footing and seating to be taken from the Yankalilla Public Cemetery Capital Budget.

CARRIED

14 Admission of Late Items

Nil

15 Information Only Items

Nil

16 Elected Members Report

16.1 Mayor’s Report

- Future library group meeting
- Fleurieu Regional Waste Authority Board meeting, August and September
- Weekly meetings with the Chief Executive and the Deputy Mayor
- The Chief Executive and Mayor performed a Citizenship ceremony, The CE’s first
- Attended the Yankalilla Area School’s 60th birthday dinner
- Attended the Great Southern Netball Association’s medal count and presentation dinner
- Met with the coordinators of the Yankalilla Cruise event in 20th November
- Attended meetings and workshop to do with the proposed World Heritage Bid, Agrarian Landscape
- Met with 3 Caravan Park operators discussing the impact of free camping in the Yankalilla District
- Met with Mr Wayte at Silverton/Taliska as a follow up to his presentation to Council
- Unveiled a display at the Normanville Natural Resource Centre as part of Plover Appreciation Day
- Met with the Men’s Shed steering committee

16.2 Councillors Reports

C16130 Moved Cr. Jones
Seconded Cr. Fitzgerald

That Council grant leave of absence for Cr. Olsson from 20 September to 4 October 2016.

CARRIED
C16131 Moved Cr. Preston  
Seconded Cr. Fitzgerald  
That Council grant leave of absence for Cr. Jones from 4 October to 5 November 2016.  
CARRIED

17  Confidential Items

17.1  Review of Confidential Items

Nil

17.2  Chief Executive Remuneration Review

C16132 Moved Cr. Fitzgerald  
Seconded Cr. Preston  
That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting with the exception of the Manager Community Services and Customer Relations, on the basis that the Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider information by way of a report and associated documents in relation to Report No 17.2 Chief Executive Remuneration Review dated 20 September 2016 and the Council is satisfied that the principle that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report on Report No 17.2 Chief Executive Remuneration Review dated 20 September 2016 and associated documentation contains/involves:

(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);  
CARRIED

Cr. Rothwell requested to suspend Part 2 of the Local Government (Procedures at Meetings) Regulations 2013 for up to 10 minutes to allow for informal discussion in relation to this item.

The Presiding Member, with the consent of two thirds of the members present suspended the operation of Part 2 of the Regulations for up to 10 minutes.

The Presiding Member resumed Part 2 of the Local Government (Procedures at Meetings) Regulations 2013 at 5.18pm.

C16133 Moved Cr. Jones  
Seconded Cr. Preston.  
1. That the Report be received.  
2. That Council approve that the Chief Executive Total Employment Cost (TEC) be increased in accordance with the January 2016 Wage Price Index rate of 2.2% effective from 12 September 2016.  
CARRIED
District Council of Yankalilla
Minutes of Council Meeting held on 20 September 2016
At the Council Chambers, Yankalilla

C16134 Moved Cr. Fitzgerald
Seconded Cr. Rothwell

1. That, having considered the matter in confidence, pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that:

1.1 the report relating to this agenda item remain confidential on the basis that the disclosure of this information would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) pursuant to Section 90(3)(a) of the Local Government Act 1999; and

1.2 the report and attachments will not be available for public inspection for the period of two years at which time this order will be revoked / reviewed by the Council / Chief Executive (CE).

CARRIED

18 Closure

The meeting closed at 5.21pm.

Confirmed: As an accurate record on 18 October 2016

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Chairperson